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HIGHLIGHTS OF THIS ISSUE

This listing does not affect the legal status of any document published in this issue. Detailed table of contents appears inside.

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A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1972, and specifies how they are affected.

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Title 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 68—REGULATIONS AND STANDARDS FOR INSPECTION AND CERTIFICATION OF CERTAIN AGRICULTURAL COMMODITIES AND PRODUCTS THEREOF

Standards for Rough, Brown, and Milled Rice

Correction

In F.R. Doc. 72-9233 appearing at page 12122 of the issue for Saturday, June 17, 1972, § 68.313, *Grade designation*, should be codified as follows: The material in the first seven lines, now designated as paragraph (b), should be designated as paragraph (a); and the remaining material, in § 68.313, beginning with the eighth line, should be designated as paragraph (b).

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

[Valencia Orange Reg. 405]

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

Limitation of Handling

§ 908.705 Valencia Orange Regulation 405.

(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 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 Valencia 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 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 August 15, 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 August 18 through August 24, 1972, are hereby fixed as follows:

(i) District 1: 294,000 Cartons;

(ii) District 2: 306,000 Cartons;

(iii) District 3: 20,000 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: August 16, 1972.

CHARLES R. BRADER,
Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.72-14052 Filed 8-16-72;11:20 am]

PART 946—IRISH POTATOES GROWN IN WASHINGTON

Expenses and Rate of Assessment

Notice of rule making regarding the proposed expenses and rate of assessment to be effective under Marketing Agreement No. 113 and Order No. 946 (7 CFR Part 946), both as amended (37 F.R. 10915) was published in the July 20, 1972, issue of the FEDERAL REGISTER (37 F.R. 14393). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The notice afforded interested persons an opportunity to file written data, views, or arguments pertaining thereto not later than the 15th day after publication in the FEDERAL REGISTER. None was filed.

After consideration of all relevant matters, including the proposals set forth in the aforesaid notice which were recommended by the State of Washington Potato Committee, established pursuant to the said marketing agreement and order, it is hereby found and determined that:

§ 946.225 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal year beginning June 1, 1972, and continuing through June 30, 1973, by the State of Washington Potato Committee for its maintenance and functioning and for such other purposes as the Secretary may determine to be appropriate will amount to $8,725.

(b) The rate of assessment to be paid by each handler in accordance with the said marketing agreement and this part shall be one-tenth cent ($0.001) per hundredweight, or equivalent quantity, of potatoes handled by him as the first handler thereof during said fiscal period: *Provided*, That potatoes for canning, freezing, and "other processing" as defined in the act shall be exempt.

(c) Unexpended income in excess of expenses for the said fiscal period may be carried over as a reserve.

(d) Terms used in this section have the same meaning as when used in the said marketing agreement and this part.

It is hereby found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) the relevant

provisions of said marketing agreement and this part require that the rate of assessment fixed for a particular fiscal period shall be applicable to all assessable potatoes from the beginning of such period, and (2) the current fiscal period began June 1, 1972, and the rate of assessment herein will automatically apply to all assessable potatoes beginning with such date.

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

Dated: August 14, 1972.

CHARLES R. BRADER,
Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.72–13067 Filed 8–16–72;8:52 am]

PART 947—IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES, CALIF., AND IN ALL COUNTIES IN OREGON EXCEPT MALHEUR COUNTY

Expenses, Rate of Assessment and Late Payment Charges

Notice of rule making regarding the proposed expenses, rate of assessment and late payment charges to be effective under Marketing Agreement No. 114, as amended, and Order No. 947, as amended (7 CFR Part 947), regulating the handling of Irish potatoes grown in Modoc and Siskiyou Counties in California and in all counties in Oregon except Malheur County, was published in the July 25, 1972, FEDERAL REGISTER (37 F.R. 14786). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to file written data, views, or arguments pertaining thereto not later than 15 days following publication in the FEDERAL REGISTER. None was filed.

After consideration of all relevant matters, including the proposals set forth in the aforesaid notice which were recommended by the Oregon-California Potato Committee, established pursuant to the said marketing agreement and order, it is hereby found and determined that:

§ 947.225 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1973, by the Oregon-California Potato Committee for its maintenance and functioning, and for such purposes as the Secretary determines to be appropriate, will amount to $36,405.

(b) The rate of assessment to be paid by each handler in accordance with the marketing agreement and this part shall be one-half of 1 cent ($0.005) per hundredweight of potatoes handled by him as the first handler thereof during said fiscal period: *Provided*, That seed potatoes shall be exempt and potatoes for canning, freezing, and other processing are exempted by the Act.

(c) In accordance with the provisions of § 947.41, late payment charges of $1 per month or 1 percent per month, whichever is greater, shall be charged on the unpaid balance for each past-due account. An account is past due 60 days after the billing date.

(d) Unexpended income in excess of expenses for the fiscal period ending June 30, 1973, may be carried over as a reserve.

(e) Terms used in this section have the same meaning as when used in said marketing agreement and this part.

It is hereby found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553), in that (1) the relevant provisions of said marketing agreement and this part require that rates of assessment fixed for a particular fiscal period shall be applicable to all assessable potatoes from the beginning of such period, and (2) the current fiscal period began July 1, 1972, and the rate of assessment herein fixed will automatically apply to all assessable potatoes beginning with such date.

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

Dated: August 11, 1972.

CHARLES R. BRADER,
Acting Deputy Director, Fruit and Vegetable Division, Agricultural and Marketing Service.

[FR Doc.72–13048 Filed 8–16–72;8:50 am]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 72–SW–48]

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

PART 73—SPECIAL USE AIRSPACE

Designation of Temporary Joint-Use Restricted Area and Alteration of Controlled Airspace

On July 22, 1972, a notice of proposed rule making was published in the FEDERAL REGISTER (37 F.R. 14727) stating that the Federal Aviation Administration (FAA) was considering amendments to Parts 71 and 73 of the Federal Aviation Regulations that would establish a temporary joint-use restricted area near Socorro, N. Mex., and alter the description of the continental control area in order to reflect the establishment of the restricted area.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. No objections were received.

In consideration of the foregoing, Parts 71 and 73 of the Federal Aviation Regulations are amended, effective 0901 G.m.t., October 12, 1972, as hereinafter set forth.

1. In § 71.151 (37 F.R. 2045) R–5118, Socorro, N. Mex., is added.

2. In § 73.51 (37 F.R. 2361) the following is added:

R–5118 SOCORRO, N. MEX.

Boundaries: Beginning at lat. 34°33'00'' N., long. 106°53'18'' W.; to lat. 34°19'12'' N., long. 107°17'18'' W.; to lat. 34°11'24'' N., long. 107°45'00'' W.; to lat. 34°32'48'' N., long. 107°55'36'' W.; to lat. 34°46'12'' N., long. 107°34'00'' W.; to lat. 34°52'48'' N., long. 107°08'12'' W.; to point of beginning.

Designated altitudes: From surface to unlimited.

Time of designation: From October 12, 1972, through April 12, 1973, during nighttime hours from 1800 to 0700 local time as published by NOTAM.

Controlling agency: Federal Aviation Administration, Albuquerque ARTC Center.

Using agency: Commander, Air Force Special Weapons Center, Kirtland AFB, N. Mex.

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

Issued in Washington, D.C., on August 14, 1972.

CHARLES H. NEWPOL,
Acting Chief, Airspace and Air Traffic Rules Division.

[FR Doc.72–13040 Filed 8–16–72;8:50 am]

[Airspace Docket No. 72–EA–72]

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

Designation of Control Zone

On page 12153 of the FEDERAL REGISTER for June 20, 1972, the Federal Aviation Administration published a proposed rule which would designate a Fort Meade, Md., control zone.

Interested parties were given 30 days after publication in which to submit written data or views. No objections to the proposed regulations have been received.

In view of the foregoing, the proposed regulations are hereby adopted, effective 0901 G.m.t. November 9, 1972.

(Sec. 307(a), Federal Aviation Act of 1958, 72 Stat. 749; 49 U.S.C. 1348; sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Jamaica, N.Y., on August 2, 1972.

GEORGE M. GARY,
Director, Eastern Region.

1. Amend § 71.171 Federal Aviation Regulations by adding a Fort Meade, Md., control zone as follows:

FORT MEADE, MD.

Within a 5-mile radius of the center 39°05'04" N., 76°45'37" W. of Tipton AAF, Fort Meade, Md., and within 3 miles each side of a line bearing 091° from the Fort Meade RBN (lat. 39°05'04" N., 76°45'37" W.) extending from the 5-mile-radius zone to 8 miles east of the RBN excluding that airspace that coincides with the Baltimore, Md., control zone and a 1-mile radius centered on Beltsville, Md. (USDA), Airport (39°01'27" N., 76°49'21" W.). This control zone shall be in effect from 0700 to 2200 hours, local time Monday through Friday and 0800 to 1600 hours, local time Saturdays, Sundays, and Federal holidays.

[FR Doc.72-13037 Filed 8-16-72;8:49 am]

[Airspace Docket No. 72-PC-2]

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

Alteration of Control Zone

On June 9, 1972, a notice of proposed rule making was published in the FEDERAL REGISTER (37 F.R. 11591) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Lanai, Hawaii, control zone.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. There were no objections received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 12, 1972, as hereinafter set forth.

Section 71.171 (37 F.R. 2056) is amended to read as follows:

LANAI, HAWAII

Within a 5-mile radius of Lanai Airport (lat. 20°47'30" N., long. 156°57'00" W.). This control zone is effective during specific dates and times established in advance by a notice to airmen. The effective date and time will thereafter be continuously published in the Pacific Chart Supplement.

(Sec. 307(a), 1110, Federal Aviation Act of 1958, 49 U.S.C. 1348(a), 1510; Executive Order 10854, 24 F.R. 9565; sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655 (c))

Issued in Washington, D.C., on August 11, 1972.

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

[FR Doc.72-13038 Filed 8-16-72;8:50 am]

[Airspace Docket No. 72-SO-67]

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

Designation of Transition Area

On July 7, 1972, a notice of proposed rule making was published in the FEDERAL REGISTER (37 F.R. 13350), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Portland, Tenn., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 12, 1972, as hereinafter set forth.

In § 71.181 (37 F.R. 2143), the following transition area is added:

PORTLAND, TENN.

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Portland Municipal Airport (lat. 36°35'37" N., long. 86°28'39" W.); within 5 miles each side of Bowling Green VOR 184° radial, extending from the 7-mile-radius area to 11.5 miles south of the VOR.

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

Issued in East Point, Ga., on August 8, 1972.

DUANE W. FREER,
Acting Director, Southern Region.

[FR Doc. 72-13039 Filed 8-16-72;8:50 am]

[Airspace Docket No. 72-WA-39]

PART 75—ESTABLISHMENT OF JET ROUTES AND AREA HIGH ROUTES

Modification of Waypoint

The purpose of this amendment to Part 75 of the Federal Aviation Regulations is to redesignate the Austin, Tex., waypoint.

On November 9, 1972, the Austin, Tex., VORTAC will be relocated to a site on the Robert Mueller Airport at latitude 30°-17'51" N., longitude 97°42'11" W. The Austin waypoint is presently located at the site of the Austin VORTAC and must be moved simultaneously to continue to be colocated as originally designated.

Because this action simply continues in effect the colocation of the Austin waypoint and VORTAC, which move approximately 5 miles, it is minor in nature. Since this amendment is minor in nature and no substantive change in the regulation is effected, notice and public procedure thereon are unnecessary. This amendment could be made effective upon publication in the FEDERAL REGISTER; however, in order to provide sufficient time for changes to be depicted on appropriate aeronautical charts and also to coincide with the relocation of the Austin VORTAC, this amendment will be made effective on November 9, 1972.

In consideration of the foregoing, Part 75 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., November 9, 1972, as hereinafter set forth.

Section 75.400 (37 F.R. 2400, 36 F.R. 23359) is amended as follows:

a. In J907R "Austin, TX. 30°23'11" N., 97°41'56" W. San Antonio, TX." is deleted and "Austin, TX. 30°17'51" N., 97°42'11" W. San Antonio, TX." is substituted therefor.

b. In J972R "Austin, TX. 30°23'11" N., 97°41'56" W. San Antonio, TX." is deleted and "Austin, TX. 30°17'51" N., 97°42'11" W. San Antonio, TX." is substituted therefor.

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

Issued in Washington, D.C., on August 10, 1972.

CHARLES H. NEWPOL,
Acting Chief, Airspace and Air Traffic Rules Division.

[FR Doc.72-13041 Filed 8-16-72;8:50 am]

[Docket No. 12127, Amdt. 825]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAP's) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAP's for the changes and additions covered by this amendment are described in FAA Forms 3139, 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 F.R. 5609).

SIAP's are available for examination at the rules docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591. Copies of SIAP's adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAP's may be purchased from the FAA Public Document Inspection Facility, HQ-405, 800 Independence Avenue SW., Washington, DC 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30 each.

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 September 28, 1972.

Ames, Iowa—Ames Municipal Airport; VOR/DME Runway 31, Amendment 1; Revised.
Bemidji, Minn.—Bemidji Municipal Airport; VOR Runway 13, Amendment 6; Revised.
Bemidji, Minn.—Bemidji Municipal Airport; VOR/DME Runway 31, Amendment 2; Revised.
Bloomington, Ill.—Bloomington-Normal Airport; VOR Runway 11, Amendment 4; Revised.
Fort Madison, Iowa—Fort Madison Municipal Airport; VOR/DME–A, Amendment 1; Revised.
Grand Haven, Mich.—Grand Haven Memorial Airpark; VOR–1, Amendment 6; Revised.
College Station, Tex.—Easterwood Field; VOR Runway 10, Amendment 9; Revised.
College Station, Tex.—Easterwood Field; VOR Runway 28, Amendment 1; Revised.
La Crosse, Wis.—La Crosse Municipal Airport; VOR Runway 13, Amendment 14; Revised.
La Crosse, Wis.—La Crosse Municipal Airport; VOR Runway 36, Amendment 16; Revised.
Laredo, Tex.—Laredo International Airport; VOR/DME Runway 15, Amendment 8; Revised.
Monroe, La.—Monroe Municipal Airport; VOR Runway 4, Amendment 13, Revised.
Monroe, La.—Monroe Municipal Airport; VOR/DME Runway 22, Amendment 4; Revised.
Muscle Shoals, Ala.—Muscle Shoals Airport; VOR/DME Runway 11, Amendment 2; Revised.
Muscle Shoals, Ala.—Muscle Shoals Airport; VOR Runway 29, Amendment 21; Revised.
Owensboro, Ky.—Owensboro-Daviess County Airport; VOR Runway 5, Amendment 6; Revised.
Owensboro, Ky.—Owensboro-Daviess County Airport; VOR Runway 17, Amendment 2; Revised.
Owensboro, Ky.—Owensboro-Davies County Airport; VOR Runway 35, Amendment 7; Revised.
Phoenix, Ariz.—Phoenix Sky Harbor International Airport; VOR/DME Runway 8R, Amendment 6; Revised.
Red Bluff, Calif.—Red Bluff Municipal Airport; VOR Runway 33, Amendment 1; Revised.
Sioux Falls, S. Dak.—Joe Foss Field, VOR Runway 15, Amendment 8; Revised.
Sioux Falls, S. Dak.—Joe Foss Field, VOR/DME Runway 33, Amendment 4; Revised.
Temple, Tex.—Draughon-Miller Airport. VOR Runway 15, Amendment 8; Revised.
Traverse City, Mich.—Cherry Capital Airport; VOR–A, Amendment 10; Revised.
Waukesha, Wis.—Waukesha County Airport; VOR–A, Amendment 5; Revised.

2. Section 97.23 is amended by establishing, revising, or canceling the following VOR–VOR/DME SIAP's effective August 9, 1972.

Imperial, Calif.—Imperial County Airport; VOR Runway 32, Original; Canceled.

3. Section 97.25 is amended by establishing, revising, or canceling the following SDF–LOC–LDA SIAP's effective September 28, 1972.

College Station, Tex.—Easterwood Field, LOC (BC) Runway 16, Original; Established.
McComb, Miss.—McComb-Pike County Airport; LOC Runway 15, Original; Established.
Monroe, La.—Monroe Municipal Airport; LOC/DME (BC) Runway 22, Amendment 1; Revised.
Muscle Shoals, Ala.—Muscle Shoals Airport; LOC Runway 29, Amendment 2; Revised.
Richmond, Va.—Richard Evelyn Byrd International Airport, LOC (BC) Runway 15, Original; Established.
Temple, Tex.—Draughon-Miller Airport, LOC (BC) Runway 33, Original; Established.

4. Section 97.25 is amended by establishing, revising, or canceling the following SDF–LOC–LDA SIAP's effective August 3, 1972.

Cordova, Alaska—Cordova Mile 13 Airport; LOC/DME Runway 27, Amendment 4; Revised.

5. Section 97.27 is amended by establishing, revising, or canceling the following NDB/ADF SIAP's effective September 28, 1972.

Aberdeen, S. Dak.—Aberdeen Municipal Airport; NDB Runway 30, Original; Established.
College Station, Tex.—Easterwood Field; NDB Runway 34, Original; Established.
Laredo, Tex.—Laredo International Airport; NDB Runway 15, Amendment 1; Revised.
Lyons, Kans.—Lyons-Rice County Municipal Airport; NDB Runway 17R, Original; Established.
Owensboro, Ky.—Owensboro-Daviess County Airport; NDB Runway 35, Amendment 5; Revised.
Valentine, Nebr.—Miller Field, NDB Runway 31, Amendment 1; Revised.
Waukesha, Wis.—Waukesha County Airport; NDB Runway 10, Amendment 1; Revised.

6. Section 97.27 is amended by establishing, revising, or canceling the following NDB/ADF SIAP effective September 7, 1972.

Minneapolis, Minn.—Minneapolis-St. Paul International/Wold-Chamberlain Airport; NDB Runway 4, Amendment 8; Revised.

7. Section 97.27 is amended by establishing, revising, or canceling the following NDB/ADF SIAP effective August 4, 1972.

Gaithersburg, Md.—Montgomery County Airpark; NDB–A, Amendment 3; Revised.

8. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAP's effective September 28, 1972.

Aberdeen, S. Dak.—Aberdeen Muncipal Airport; ILS Runway 30, Original; Established.
Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; ILS Runway 9R, Amendment 16; Revised.
College Station, Tex.—Easterwood Field; ILS Runway 34, Original; Established.
Laredo, Tex.—Laredo International Airport; ILS Runway 15, Amendment 1; Revised.
Monroe, La.—Monroe Municipal Airport; ILS Runway 4, Amendment 11; Revised.
Owensboro, Ky.—Owensboro-Daviess County Airport; ILS Runway 35, Original; Established.
Portland, Oreg.—Portland International Airport; ILS Runway 10R, Amendment 22; Revised.
Portland, Oreg.—Portland International Airport; ILS Runway 28R, Amendment 7; Revised.
Temple, Tex.—Draughon-Miller Airport; ILS Runway 15, Original; Established.

9. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAP effective September 7, 1972.

Minneapolis, Minn.—Minneapolis-St. Paul International/Wold-Chamberlain Airport; ILS Runway 4, Amendment 13; Revised.

10. Section 97.31 is amended by establishing, revising, or canceling the following Radar SIAP's effective September 28, 1972.

Phoenix, Ariz.—Phoenix Sky Harbor International Airport; Radar–1, Amendment 5; Revised.
South Bend, Ind.—St. Joseph County Airport; Radar–1, Amendment 1; Revised.

11. Section 97.31 is amended by establishing, revising, or canceling the following radar SIAP effective August 24, 1972.

Washington, D.C.—Washington National Airport; Radar–1, Amendment 17; Revised.

12. Section 97.33 is amended by establishing, revising, or canceling the following RNAV SIAP's effective September 28, 1972.

Peoria, Ill.—Greater Peoria Airport; RNAV Runway 4, Original; Established.
Peoria, Ill.—Greater Peoria Airport; RNAV Runway 12, Original; Established.
Peoria, Ill.—Greater Peoria Airport; RNAV Runway 22, Original; Established.
Springfield, Ill.—Capital Airport; RNAV Runway 4, Original; Established.
Springfield, Ill.—Capital Airport; RNAV Runway 22, Original; Established.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510; sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c), 5 U.S.C. 552(a)(1))

Issued in Washington, D.C., on August 10, 1972.

C. R. MELUGIN, Jr.,
Acting Director,
Flight Standards Service.

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

[FR Doc.72-13035 Filed 8-16-72;8:49 am]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-2243]

PART 13—PROHIBITED TRADE PRACTICES

Baby Products, Inc., and Robert Amey

Subpart—Advertising falsely or misleadingly: § 13.75 *Free goods or services;* § 13.135 *Nature of product or service;* § 13.155 *Prices:* 13.155–40 Exaggerated as regular and customary; § 13.260 *Terms and conditions.* Subpart—Furnishing means and instrumentalities or misrepresentation or deception: § 13.1055 *Furnishing means and instrumentalities of misrepresentation or deception.* Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1395 *Connections and arrangements with others;* § 13.1440 *Identity;* Goods: § 13.1625 *Free goods or services;* § 13.1647 *Guarantees;* Prices: § 13.1805 *Exaggerated*

as regular and customary; Services: § 13.1843 *Terms and conditions.* Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1855 *Identity;* § 13.1882 *Prices;* § 13.1905 *Terms and conditions.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Baby Products, Incorporated, et al., Arlington, Va., Docket No. C-2243, July 11, 1972]

In the Matter of Baby Products, Inc., a Corporation, and Robert Amey, Individually, and as an Officer of Said Corporation

Consent order requiring an Arlington, Va., firm engaged in the sale, service, and repair of baby furniture to cease, among other things, failing to notify prospective customers, on the initial contact, that the purpose of the contact is to sell merchandise or services; misrepresenting that respondents represent or perform services for any commercial firm if said representation is untrue; representing gifts as being given free by the manufacturer; representing that any contract, purchase agreement, or order is cancellable or that purchase price will be refunded without disclosing the exact terms and conditions for the cancellation beforehand; representing merchandise as guaranteed unless full disclosure as to guarantor, nature and extent of guarantee is made; representing any article of merchandise as free when, in fact, the price of said article is included in the sales price.

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

It is ordered, That respondents Baby Products, Inc., a corporation, its successors and assigns and its officers, and Robert Amey, individually and as an officer of said corporation, and respondents' agents, representatives, and employees, directly or through any corporation, subsidiary, division, or any other device, or through any agent, employee, representative, licensee, or franchisee, in connection with the advertising, offering for sale, sale or distribution of baby furniture or other articles of merchandise in commerce, by door-to-door, mail, or telephone solicitation, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Failing to clearly and unqualifiedly reveal at the time of the initial contact seeking an appointment or commitment for a presentation in the home or such place other than respondents' place of business, and prior to seeking any commitment from the prospective buyer therefor and in all subsequent solicitations for such presentation whether directly or indirectly or by telephone, written or printed communication, or person to person, that the purpose of the contact is to offer products and/or services for sale; the identity of the corporate respondent; and the kind of products and/or services offered for sale.

2. Failing to clearly and unqualifiedly reveal the identity of the corporate respondent in direct mail promotional solicitation to prospective customers for the purchase of products and/or services sold by respondents in the home or such place other than respondents' place of business.

3. Misrepresenting, directly or indirectly, through oral or written statements, that respondents represent or perform services for any commercial organization or any individual or firm for whom they do not actually represent or perform services, or misrepresenting in any manner, the identity of the solicitors or of their firm and of the business it is engaged in.

4. Representing, directly or indirectly, through oral or written statements, that merchandise, purchased by the respondents and presented by them to prospective customers, are being presented free or as a gift from the manufacturers of said merchandise, provided, however, that bona fide free gift or sample merchandise, distributed by the manufacturer and intended for free distribution to the consumer, may be so represented to consumers by respondents.

5. Representing, directly or indirectly, through oral or written statements, that respondents are not engaged in selling products or inducing the purchase of said products; or, in any other manner, misrepresenting the purpose of the solicitation, activity, or business it is engaged in.

6. Representing, directly or indirectly, through oral or written statements, that the subject of a filmstrip which actually advertises respondents' products, is solely on baby safety and baby care.

7. Representing, directly or indirectly, through oral or written statements, that the contract, purchase agreement, or order is cancellable or that the purchase price will be refunded without disclosing in said contract, purchase agreement, or order, prior to execution of said contract, all the requisite conditions which must be fulfilled before the respondents will so allow cancellation, and the exact terms and conditions of the cancellation.

8. Representing, directly or indirectly, through oral or written statements, that the respondents' merchandise is guaranteed, unless the nature and extent of the guarantee and the identity of the guarantor, who will perform thereunder, are clearly and conspicuously set forth in immediate connection therewith.

9. Representing, directly or indirectly, through oral or written statements, that any article of merchandise is being given free, or as a gift, in connection with the purchase of other merchandise, unless the stated price of the merchandise required to be purchased in order to obtain said article is the same as, or less than, the customary and usual price at which such merchandise has been sold separately for a substantial period of time in the recent and regular course of respondents' business.

10. Failing to disclose to purchasers prior to execution of any installment sales contract, promissory note, or other instrument involving credit indebtedness, with such conspicuousness and clarity as is likely to be read and understood by the purchaser:

NOTICE

The instrument of indebtedness involving this purchase may be purchased from the seller by a bank, finance company, or any other third party. If this is the case, your payments will be made to someone other than the seller. You should be aware that if this happens, under applicable laws you may have to pay the instrument of indebtedness in full to its new owner even if you have a claim against the seller.

It is further ordered, That respondents and respondents' agents, representatives, and employees, directly or through any corporate, subsidiary, division, or other device, or through any agent, employee, or representative, in connection with the advertising, offering for sale, sale or distribution of baby furniture or other articles of merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from furnishing, or otherwise placing in the hands of others, the means or instrumentalities which have the capacity to mislead customers or prospective customers as to any of the matters or things prohibited by this order.

It is further ordered:

(a) That respondents herein deliver, by registered mail, a copy of this order to each of their present and future dealers or franchisees, licensees, employees, salesmen, agents, solicitors, independent contractors, or other representatives who sell, promote, or distribute the products or services included in this order; provide each person so engaged with a returnable form clearly stating his intention to conform his business practices to the requirements of this order.

(b) That respondents institute a program of continuing surveillance in good faith designed to reveal whether the business operations of each of said persons so engaged conform to the requirements of this order; and

(c) That respondents discontinue dealing with all said persons so engaged who on their own continue the deceptive acts or practices prohibited by this 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 the respondents notify the Commission at least thirty (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 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: July 11, 1972.

By the Commission.

[SEAL] CHARLES A. TOBIN, *Secretary.*

[FR Doc.72-13000 Filed 8-16-72;8:46 am]

[Docket No. 8819-o]

PART 13—PROHIBITED TRADE PRACTICES

Pfizer, Inc.

Subpart—Advertising falsely or misleadingly: § 13.170 *Qualities or properties of product or service:* 13.170-52 Medicinal, therapeutic, healthful, etc.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Pfizer, Inc., New York, N.Y., Docket No. 8819, July 11, 1972]

In the Matter of Pfizer, Inc., a Corporation

Order affirming the hearing examiner's initial decision dismissing the complaint against a New York City manufacturer of a nonprescription product recommended for use on minor burns and sunburn.

Opinion of the Commission resolves the general issue that the failure to possess a reasonable basis for affirmative product claims constitutes an unfair practice in violation of the Federal Trade Commission Act.

It is ordered, That the order of the hearing examiner be affirmed, and that, except to the extent inconsistent with the accompanying opinion, the examiner's initial decision be, and it hereby is, adopted as the decision of the Commission.

It is further ordered, That the complaint be, and it hereby is, dismissed.

By the Commission. Commissioner MacIntyre concurs as to the result reached by the majority. Commissioner Jones concurs in the statement of law applicable to this case as laid out in the opinion, but in light of the opinion and the record in this matter, dissents to the disposition of the case since it deprives respondent of an opportunity to seek a court review of the issues involved.

Issued: July 11, 1972.

[SEAL] CHARLES A. TOBIN, *Secretary.*

[FR Doc.72-13001 Filed 8-16-72;8:46 am]

[Docket No. C-2244]

PART 13—PROHIBITED TRADE PRACTICES

Ronzoni Macaroni Co., Inc.

Subpart—Discriminating in price under Sec. 2, Clayton Act—Price Discrimination under 2(a): § 13.715 *Charges and price differentials.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 2, 49 Stat. 1526; 15 U.S.C. 13) [Cease and desist order, Ronzoni Macaroni Co., Long Island City, N.Y., Docket No. C-2244, July 11, 1972]

In the Matter of Ronzoni Macaroni Co., Inc., a Corporation

Consent order requiring a Long Island City, N.Y., manufacturer of macaroni, macaroni products, sauces, and grated cheeses to cease discriminating in price between competing resellers or distributors of its products.

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

It is ordered, That respondent Ronzoni Macaroni Co., Inc., a corporation, and its officers, employees, agents, and representatives, directly or through any corporate or other device, in or in connection with the offering for sale, sale or distribution of any of its products in commerce, as "commerce" is defined in the Clayton Act, as amended, do forthwith cease and desist from discriminating, directly or indirectly, in the price of such products of like grade and quality by selling to any purchaser at net prices higher than the net prices charged any other purchaser competing in fact in the resale or distribution of such products. "Net price" as used in this order shall mean the ultimate cost to the purchaser, and, for purposes of determining such cost, there shall be taken into account all rebates, allowances, commissions, discounts, credit arrangements, terms and conditions of sale, and other forms of direct and indirect price reductions, by which ultimate cost to the purchaser is affected.

It is further ordered, That respondent Ronzoni Macaroni Co., Inc., shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That respondent Ronzoni Macaroni Co., Inc., 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 respondent Ronzoni Macaroni Co., Inc., shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

Issued: July 11, 1972.

By the Commission.

[SEAL] CHARLES A. TOBIN, *Secretary.*

[FR Doc.72-13002 Filed 8-16-72;8:46 am]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER C—DRUGS

PART 135—NEW ANIMAL DRUGS

Subpart A—Definitions and Procedural Regulations

FORMS REQUIRED TO REPORT NEW ANIMAL DRUG REACTIONS AND EXPERIENCES

The Commissioner of Food and Drugs has concluded that the regulations should be amended to provide for the use of reporting forms for the submission of information required by §§ 135.14a and 135.14b of the new animal drug regulations. Use of the forms will facilitate the preparation and submission of the required information by holders of approved new animal drug applications and the review and processing of such information by the Food and Drug Administration. The forms are "Transmittal of Periodic Reports and Promotional Material for New Animal Drugs" (Form FD 2301), and "Adverse Drug Reaction" (Form FD 1932).

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 512, 701(a), 52 Stat. 1055, 82 Stat. 343 et seq.; 21 U.S.C. 360b, 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 135 is amended by adding a new § 135.14c as follows:

§ 135.14c Reporting forms.

(a) The information described in § 135.14a except that described in paragraph (b), (1), (2), and (3) of that section shall be submitted appropriately identified with the new animal drug application(s) to which they relate in duplicate on Form FD 2301 "Transmittal of Periodic Reports and Promotional Material for New Animal Drugs."

(b) All adverse experiences with new animal drugs as described in §§ 135.14a (b)(2) or 135.14b(b) whether or not related to a required periodic report submitted on a Form FD 2301, shall be reported on Form FD 1932 "Adverse Drug Reaction" (except as provided in paragraph (c) of this section). Reports of adverse drug experiences may be submitted initially in the form of a written communication, but any such communication shall be followed promptly (but not necessarily within the prescribed 15 working days) by a completed Form FD 1932. A separate "Adverse Drug Reaction" form should be submitted for each patient where feasible.

(c) In lieu of Form FD 1932 the holder of an approved new animal drug application may submit (1) a computerized report if the information contained therein and the sequence in which it is presented are equivalent to that required by Form FD 1932 and the report

is submitted in duplicate. Such reports will require initial approval by the Food and Drug Administration prior to use; and

(2) Copies of reports of reactions appearing in the published scientific literature.

(d) Forms FD 1932 and FD 2301, with instructions for their use, may be obtained from the Food and Drug Administration, Department of Health, Education, and Welfare, Bureau of Veterinary Medicine, 5600 Fishers Lane, Rockville, MD 20852.

Effective date. This order, which is procedural and interpretive in nature, shall be effective upon publication in the FEDERAL REGISTER.

(Secs. 512, 701(a), 52 Stat. 1055, 82 Stat. 343 et seq.; 21 U.S.C. 360b, 371(a))

Dated: August 9, 1972.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.72-13004 Filed 8-16-72;8:46 am]

Title 24—HOUSING AND URBAN DEVELOPMENT

Subtitle A—Office of the Secretary, Department of Housing and Urban Development

[Docket No. R-72-209]

PART 42—RELOCATION PAYMENTS AND ASSISTANCE AND REAL PROPERTY ACQUISITION UNDER THE UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970

Replacement Housing Payments; Computation

The Department is amending § 42.95 (c)(1) of Title 24, Part 42 of the Code of Federal Regulations. The amendment is necessitated by operational difficulties which have arisen in the computation of the replacement housing payment for tenants and certain others authorized by section 204(1) of the Uniform Relocation Act. Because of the urgency of the situation, it is found unnecessary and infeasible to publish this amendment for comment by the public, and the amendment shall take effect August 17, 1972.

The amendment provides that in the computation of the payment, in no case shall the amount exceed the difference between 48 times the base monthly rental as determined pursuant to the regulations and 48 times the monthly rental actually required for a comparable decent, safe and sanitary dwelling.

Part 42 is amended by changing § 42.95(c)(1) to read as follows:

§ 42.95 Replacement housing payments for tenants and certain others.

* * * * *

(c) *Computation of payments*—(1) *Rentals.* The amount of payment necessary to lease or rent a comparable replacement dwelling, as specified under paragraph (a)(1) of this section, shall be computed by subtracting 48 times the base monthly rental of the displaced person (as determined in accordance with subdivision (i) of this subparagraph (1)), from 48 times the comparable monthly rental for a replacement dwelling (as determined in accordance with subdivision (ii) of this subparagraph (1)): *Provided,* That in no case may such amount exceed the difference between 48 times the base monthly rental as determined in accordance with this paragraph and 48 times the monthly rental actually required for the comparable dwelling occupied by the displaced person, subject, however, to such recomputation reflecting changes in rental as may be prescribed by HUD.

* * * * *

Effective date. This amendment is effective August 17, 1972.

GEORGE ROMNEY,
Secretary of Housing and Urban Development.

[FR Doc.72-13082 Filed 8-16-72;8:54 am]

Title 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice

[Order 490-72]

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

Subpart Y—Authority To Compromise and Close Civil Claims and Responsibility for Judgments, Fines, Penalties, and Forfeitures

Redelegation of Authority To Settle Adminstriative Claims

The Assistant Attorney General in charge of the Civil Division, Department of Justice, has authority to settle administrative claims under the Federal Tort Claims Act. This order authorizes him to redelegate that authority.

By virtue of the authority vested in me by 28 CFR 509, 510 and 5 U.S.C. 301, Subpart Y of Part 0 of Chapter I of Title 28, Code of Federal Regulations, is amended by amending paragraph (a) of § 0.168 to read as follows:

§ 0.168 Redelegation by Assistant Attorney Generals.

(a) The Assistant Attorney Generals are authorized to redelegate, to such extent and subject to such limitations as may be deemed advisable, to subordinate division officials and U.S. Attorneys authority delegated by §§ 0.160, 0.162, 0.164, and 0.172.

* * * * *

Dated: August 11, 1972.

RICHARD G. KLEINDIENST,
Attorney General.

[FR Doc.72-12986 Filed 8-16-72;8:45 am]

Title 32—NATIONAL DEFENSE

Chapter VII—Department of the Air Force

SUBCHAPTER A—ADMINISTRATION

PART 806—DISCLOSURE OF AIR FORCE RECORDS

Miscellaneous Amendments

Part 806, Subchapter A of Chapter VII of Title 32 of the Code of Federal Regulations is amended as follows:

§ 806.6 [Amended]

1. Section 806.6 is amended by correcting the office symbol in paragraph (e) to read "HQ USAF (AFJACL),".

2. Section 806.11 is revised to read as follows:

§ 806.11 Filing an appeal.

(a) A person whose request to copy or inspect a record or other documentary material is denied may appeal this decision to the Secretary of the Air Force within 45 days of denial. A requester will not be considered to have exhausted his administrative remedies within the Department of the Air Force unless such an appeal has been filed and a secretarial decision has been made. This decision will be final action of the Air Force on the request.

(b) The appeal should be addressed to the Secretary of the Air Force and sent through the disclosure authority who denied the request. Any statement of reason or arguments must be submitted in writing when the appeal is filed. A personal appearance is allowed only at the discretion of the Secretary.

(c) The disclosure authority will promptly send the appeal and, if practicable, a copy of the record requested to HQ USAF (AFJACL), Washington, D.C. 20330, for processing. If the requested record is too voluminous to send, a description thereof may be substituted. However, sufficient information to permit disposition of the appeal must be included.

3. Section 806.12 is revised to read as follows:

§ 806.12 Processing an appeal.

(a) HQ USAF (AFJACL) will either release the requested record or send the appeal to the Secretary (SAFAA) for decision. If the appeal is denied, the decision must be explained to the requester in writing.

(b) A copy of his explanation is sent to the General Counsel, Department of Defense, Washington, D.C. 20301, if the requester seeks reconsideration by the Secretary, or initiates legal action to compel release of the record.

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012; 5 U.S.C. 552)

By order of the Secretary of the Air Force.

JOHN W. FAHRNEY,
Colonel, USAF, Chief, Legislative Division, Office of the Judge Advocate General.

[FR Doc.72-12988 Filed 8-16-72;8:45 am]

Title 49—TRANSPORTATION

Chapter V—National Highway Traffic Safety Administration

[Docket No. 70-2; Notice 4]

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Reclassified Tires

The purpose of this notice is to amend Motor Vehicle Safety Standard No. 109, to prohibit the manufacture and sale of passenger car tires that do not meet the performance requirements of the standard. Such tires are presently allowed to be sold as "reclassified tires." A notice proposing this action was published on November 27, 1971 (36 F.R. 22688).

Motor Vehicle Safety Standard No. 109, "New Pneumatic Tires," was amended October 29, 1970 (35 F.R. 16743), to allow passenger car tires which manufacturers did not certify as conforming to the performance tests of the standard, to be sold for off-highway purposes. The amendment required such tires to be labeled so that purchasers would be aware that they were considered unsafe for highway use. Moreover, manufacturers of such tires were required to report semiannually to the NHTSA the number of tires sold. The purpose of the requirement was to allow the sale of such tires for off-highway purposes where a legitimate market existed for low-priced inexpensive tires, and where the fact that they failed to meet Federal performance tests would not pose a threat to users. Despite the conditions imposed by this amendment, the NHTSA continued to receive reports that significant numbers of these tires were being sold by unscrupulous dealers for passenger car, on-highway use.

Based upon its investigative efforts, and the material submitted to the docket in response to the notice of November 27, 1971, the NHTSA has determined that the continued sale of these tires should be prohibited, and that the substance of the rule proposed on November 27, 1971, should be implemented. Data which the NHTSA receives from manufacturers show an annual production of these tires in the neighborhood of 200,000 units. The NHTSA has concluded that it cannot by enforcement measures alone prevent a significant number of these tires from being sold as "reclassified tires" for use on motor vehicles.

As indicated in the preamble to the notice of November 27, the tire industry manufactures tires designed specifically for off-road applications which are not greatly more expensive than most reclassified tires. The dangers that may result from vehicles equipped with substandard tires far outweigh, in the opinion of NHTSA, the economic benefits obtainable from allowing these tires to be sold for off-road purposes.

Certain issues raised by the comments to the notice of proposed rule making have been determined to be of merit, and they are incorporated into this amendment. The comments pointed out that the reference to all tires of the type and size designation found in the appendix of Standard No. 109 included tires other than passenger car tires; namely, certain tires manufactured for agricultural purposes that are not required to conform to Standard No. 109. As issued, this amendment applies only to those tires of a type and size designation appearing in the appendix of Standard No. 109 that are designed for use on passenger cars.

The comments also pointed out that prohibiting the sale of these tires as of the amendment's effective date would penalize many dealers who may have large stocks of such tires on hand. It was not the NHTSA's intention to penalize dealers, who in good faith have purchased such tires for sale as "reclassified tires" under existing regulations, but rather to prevent the further reclassification of tires by manufacturers, and to require them to dispose of such tries in a way that their use as motor vehicle equipment will be impossible. This amendment, therefore, applies to tires manufactured (not sold) after its effective date and prohibits, after that date the further reclassification of tires and their sale by manufacturers. "Reclassified tires" presently on dealer's shelves may continue to be distributed and sold in accordance with the existing provisions (S6.) of Standard No. 109 dealing with reclassified tires until supplies are exhausted.

The comments further pointed out that the language of the notice that prohibited the sale of these tires "for any purpose" would not allow them to be sold even for scrap materials. The comments indicated that advantageous uses for scrap tires are presently being developed. The NHTSA has no reason to prevent the sale of these tires if their use as motor vehicle equipment is impossible, and the amendment allows their sale as scrap materials.

In light of the above, Motor Vehicle Safety Standard No. 109, "New Pneumatic Tires," appearing at 49 CFR 571.109, is amended as set forth below:

1. Paragraph S1., *Scope,* is amended to read as follows:

S1. *Scope.* This standard specifies tire dimensions and laboratory test requirements for bead unseating resistance, strength, endurance, and high speed performance; defines tire load ratings; and specifies labeling requirements for passenger car tires.

2. Paragraph S2., *Application,* is amended to read as follows:

S2. *Application.* This standard applies to new pneumatic tires for use on passenger cars manufactured after 1948. However, it does not apply to any tire which has been altered so as to render impossible its use, or its repair for use, as motor vehicle equipment.

3. Paragraph S3., *Definitions,* is amended by deleting the definition of "reclassified tires."

4. Paragraph S4.2.1, *General,* is amended by deleting the phrase "Except as provided in S6."

5. Paragraph S6., *Requirements for Reclassified Tires,* is deleted, and a new paragraph S6. is added to read as follows:

S6. *Nonconforming tires.* No tire of a type and size designation specified in Table I of Appendix A that is designed for use on passenger cars and manufactured on or after October 1, 1972, but does not conform to all the requirements of this standard, shall be sold, offered for sale, introduced or delivered for introduction in interstate commerce, or imported into the United States, for any purpose.

Effective date: October 1, 1972. The purpose of this amendment is to prevent a practice which is in violation of existing regulations, and whose continuance poses a threat to all users of the highways. Accordingly, it is hereby found that good cause exists for an effective date less than 180 days from the day of issuance.

This notice is issued under the authority of sections 103, 112, 119, and 201 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1392, 1401, 1407, 1421) and the delegation of authority at 49 CFR 1.51.

Issued on August 11, 1972.

DOUGLAS W. TOMS,
Administrator.

[FR Doc.72-13074 Filed 8-16-72;8:52 am]

[Docket No. 69-7; Notice 21]

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Occupant Crash Protection; Response to Petitions for Reconsideration

The purpose of this notice is to respond to petitions filed pursuant to 49 CFR 553.35 requesting reconsideration of section S9 *Pressure vessels and explosive devices,* of Motor Vehicle Safety Standard No. 208, Occupant Crash Protection, 49 CFR 571.208, as published May 6, 1972 (Docket 69-7; Notice 18; 37 F.R. 9222).

The Toyota Motor Co. requested confirmation of its understanding that pressure vessels and explosive devices, when shipped as part of a vehicle, would have to conform only to those parts of the hazardous materials regulations that are incorporated into Standard 208, and when shipped as replacement parts, the conformity of these vessels and devices with Standard 208 would qualify them for special permits under the hazardous materials regulations. If this understanding was in error, the company requested an amendment to incorporate it into the standard.

The Japan Automobile Manufacturers Association submitted a similar petition requesting that the NHTSA assert "exclusive jurisdiction" over pressurized containers, or alternatively that the procedures of the Hazardous Materials Regulations Board be changed to facilitate the issuance of special permits.

The petitions of Toyota and JAMA are denied. Paragraph S9 does not and

cannot affect the obligations of a shipper under the hazardous materials regulations. Notice 18 incorporated into the NHTSA standard those provisions of the hazardous materials regulations that are directly related to the performance of restraint systems. All the other provisions remain fully in force, however, as administered by the Hazardous Materials Regulations Board. The issuance of special permits is solely a function of the Hazardous Materials Regulations Board and is determined on a case-by-case basis. This agency does not consider it advisable to attempt to influence this process. Toyota's request that it do so is therefore denied.

General Motors requested the addition of a section regulating the removal of explosive materials from the system, in order to preempt possibly conflicting regulations at the State and local level. It may be that specific requirements in this area will ultimately be needed. It does not appear, however, that the requirements proposed by General Motors, that such material "shall be enclosed within structure that is not designed to be removed from the occupant restraint system except for repair," would be sufficiently objective or enforceable to be part of a motor vehicle safety standard, and the General Motors petition accordingly is denied. However, it is the intent and the opinion of the NHTSA that S9 of Standard 208 specifically regulates those aspects of pressure vessels and explosive devices, in motor vehicle occupant protection systems, for which a regulatory need has been shown, and preempts under the conditions of section 103(d) of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1392(d)) all State and local regulations relating in any way to the performance, design, or installation of such devices.

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

Issued on August 11, 1972.

DOUGLAS W. TOMS,
Administrator.

[FR Doc.72-13073 Filed 8-16-72;8:52 am]

Title 50—WILDLIFE AND FISHERIES

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

PART 28—PUBLIC ACCESS, USE AND RECREATION

Erie National Wildlife Refuge

Special regulations governing public access, use and recreation, on Erie National Wildlife Refuge were originally published as F.R. Doc. 71-19040 on page 25234 of the December 30, 1971, issue of the FEDERAL REGISTER, and became effective immediately on publication.

These special regulations are hereby amended to allow entry on foot or by motor vehicle on designated travel routes for the purpose of nature study, photography, and sightseeing during daylight hours on the 2,790 acre Seneca unit of the Erie National Wildlife Refuge.

The second sentence of the original regulation is amended by substituting 7,761 acres for 4,971 and will read as follows: The refuge area, comprising 7,761 acres is delineated on maps available at refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston, Mass., 02109.

WILLARD M. SPAULDING, Jr.,
Acting Regional Director,
Bureau of Sport Fisheries & Wildlife.

AUGUST 4, 1972.

[FR Doc.72-13017 Filed 8-16-72;8:48 am]

PART 32—HUNTING

Certain National Wildlife Refuges in California

The following regulations are issued and are effective on date of publication in the FEDERAL REGISTER (8-17-72). These regulations apply to public hunting on portions of certain national wildlife refuges in California.

General conditions. Hunting shall be in accordance with applicable State regulations. Portions of refuges which are open to hunting are designated by signs and/or delineated on maps. Special conditions applying to individual refuges are listed on the reverse side of maps available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1500 Northeast Irving Street, Portland, OR.

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

Ducks, geese, coots, and gallinules may be hunted on the following refuge areas:

Clear Lake National Wildlife Refuge (Headquarters: Tule Lake National Wildlife Refuge, Route 1, Box 74, Tulelake, CA 96134).

Special conditions: (1) Boats with or without motors are permitted. Sculling and air-thrust boats are prohibited.

(2) Leaving boats, decoys, or other hunting equipment in other than designated areas is prohibited. Boats, decoys, or other equipment so left 1 hour after close of shooting time will be subject to removal and impoundment. The expense of the removal shall be paid for by the person owning or claiming ownership of the property. Such property is subject to sale or other disposal after 3 months, in accordance with section 203m of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C., sec. 484m) and regulations issued thereunder.

Colusa National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Delevan National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Kern National Wildlife Refuge, Post Office Box 219, Delano, CA 93215.

Kesterson National Wildlife Refuge, Post Office Box 2176, Los Banos, CA 98635.

Lower Klamath National Wildlife Refuge (Headquarters: Tule Lake National Wildlife Refuge, Route 1, Box 74, Tulelake, CA 96134).

Special conditions: (1) A 200-yard wide retrieving zone is established immediately within the exterior refuge boundary and at certain locations between the open and closed areas as designated on the hunting map. A hunter may enter the retrieving zone to retrieve dead or crippled birds which he has shot, providing he does not carry weapons. Possession of firearms in the retrieving zone or closed portion of the refuge is prohibited, except that unloaded firearms may be carried only along established routes of travel through the zone or closed area when necessary to reach or leave the hunting area.

(2) Boats, with the exception of air-thrust boats, are permitted with or without motors. Sculling is prohibited.

(3) Leaving boats, decoys, or other hunting equipment in other than designated areas is prohibited. Boats, decoys, or other equipment left 1 hour after close of shooting time will be subject to removal and impoundment. The expense of the removal shall be paid for by the person owning or claiming ownership of the property. Such property is subject to sale or other disposal after 3 months, in accordance with section 203m of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C., sec. 484m) and regulations issued thereunder.

Merced National Wildlife Refuge, Post Office Box 854, Merced, CA 95340.

Modoc National Wildlife Refuge, Post Office Box 1439, Alturas, CA 96101.

Sacramento National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Salton Sea National Wildlife Refuge, Post Office Box 247, Calipatria, CA 92233.

San Luis National Wildlife Refuge, Post Office Box 2176, Los Banos, CA 93635.

Sutter National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Tule Lake National Wildlife Refuge, Route 1, Box 74, Tulelake, CA 96134.

Special Conditions: (1) A 200-yard retrieving zone is established immediately within the exterior refuge boundary and at certain locations between the open and closed areas as designated on the hunting map. A hunter may enter the retrieving zone to retrieve dead or crippled birds which he has shot, providing he does not carry weapons. Possession of firearms in the retrieving zone or closed portion of the refuge is prohibited, except that unloaded firearms may be carried only along established routes of travel through the zone or closed area when necessary to reach or leave the hunting area.

(2) Boats, with the exception of air-thrust boats, are permitted with or without motors. Sculling is prohibited.

(3) Leaving boats, decoys, or other hunting equipment in other than designated areas is prohibited. Boats, decoys, or other equipment left 1 hour after close of shooting time will be subject to removal and impoundment. The expense of the removal shall be paid for by the person owning or claiming ownership of the property. Such property is subject to sale or other disposal after 3 months, in accordance with section 203m of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C., Sec. 484m) and regulations issued thereunder.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

Upland game may be hunted on the following refuge areas:

Colusa National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Delevan National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Kern National Wildlife Refuge, Post Office Box 219, Delano, CA 93215.

Merced National Wildlife Refuge, Post Office Box 854, Merced, CA 95340.

Sacramento National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Sutter National Wildlife Refuge, Route 1, Box 311, Willows, CA 95988.

Ring-necked pheasant may be hunted on the following refuge areas:

Lower Klamath National Wildlife Refuge (Headquarters: Tule Lake National Wildlife Refuge, Route 1, Box 74, Tulelake, CA 96134).

Special Condition: Additional refuge area designated by special posting will be open to a special 2-day pheasant hunt.

Tule Lake National Wildlife Refuge, Route 1, Box 74, Tulelake, CA 96134.

Special Condition: Additional refuge area designated by special posting will be open to a special 2-day pheasant hunt.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1973.

L. EDWARD PERRY,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

AUGUST 8, 1972.

[FR Doc.72-13008 Filed 8-16-72;8:47 am]

PART 32—HUNTING

Hagerman National Wildlife Refuge, Tex.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8-17-72).

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

TEXAS

HAGERMAN NATIONAL WILDLIFE REFUGE

Public hunting of rabbits on the Hagerman National Wildlife Refuge, Tex., is permitted only on the area designated by signs as open to hunting. This open area, comprising 2,644 acres, is delineated on maps available at refuge headquarters, 15 miles northwest of Sherman, Tex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, NM 87103. Hunting shall be in accordance with all applicable State regulations governing the hunting of rabbits subject to the following special conditions:

(1) The open season for hunting rabbits on the refuge extends from September 1 through September 30, 1972, inclusive.

(2) Shooting hours will begin at 12 m. daily and end at sunset.

(3) Hunting with rifles or handguns is not permitted.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 30, 1972.

BERT M. ANDUSS,
Refuge Manager, Hagerman National Wildlife Refuge, Sherman, Tex.

AUGUST 7, 1972.

[FR Doc.72-13013 Filed 8-16-72;8:47 am]

PART 32—HUNTING

Seedskadee National Wildlife Refuge, Wyo.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8-17-72).

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

WYOMING

SEEDSKADEE NATIONAL WILDLIFE REFUGE

Public hunting of cottontail rabbits on the Seedskadee National Wildlife Refuge, Wyo., is permitted from August 26, 1972, to March 31, 1973, inclusive. All of the refuge area, comprising 12,370 acres, and so designated by signs, is open to hunting. Maps of the area are available at the refuge office, Room 118, Courthouse, Green River, Wyo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Box 1306, Albuquerque, NM 87103. Hunting shall be in accordance with all applicable State regulations governing the hunting of cottontail rabbits.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through March 31, 1973.

MERLE O. BENNETT,
Refuge Manager, Seedskadee National Wildlife Refuge, Green River, Wyo.

AUGUST 8, 1972.

[FR Doc.72-13015 Filed 8-16-72;8:48 am]

PART 32—HUNTING

Seedskadee National Wildlife Refuge, Wyo.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8-17-72).

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

WYOMING

SEEDSKADEE NATIONAL WILDLIFE REFUGE

Public hunting of sage grouse on the Seedskadee National Wildlife Refuge, Wyo., is permitted from August 26, 1972, to September 4, 1972, inclusive. All of the refuge area, comprising 12,370 acres, and so designated by signs, is open to hunting. Maps of the area are available at the refuge office, Room 118, Courthouse, Green River, Wyo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Box 1306, Albuquerque, NM 87103. Hunting shall be in accordance with all applicable State regulations governing the hunting of sage grouse.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 4, 1972.

MERLE O. BENNETT,
Refuge Manager, Seedskadee National Wildlife Refuge, Green River, Wyo.

AUGUST 8, 1972.

[FR Doc.72-13014 Filed 8-16-72;8:47 am]

PART 32—HUNTING

Sequoyah National Wildlife Refuge, Okla.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8-17-72).

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

OKLAHOMA

SEQUOYAH NATIONAL WILDLIFE REFUGE

Public hunting of quail, rabbit, squirrel, coyote, and bobcat on the Sequoyah National Wildlife Refuge, Okla., is permitted on three areas designated by signs as open to hunting. These open areas, comprising a total of 9,760 acres, are delineated on maps available at refuge headquarters, Sallisaw, Okla., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, NM 87103. Hunting seasons are as follows: Quail on Mondays, Tuesdays, Thursdays, Saturdays, and legal holidays, November 20, 1972, through the last day of the regular 1972-73 duck season, inclusive; rabbits, October 7, 1972, through the last day of the regular 1972-73 duck season, inclusive; squirrel, September 1, 1972, through

January 1, 1973, inclusive; coyote, bobcat, September 1, 1972, through the last day of the regular 1972–73 duck season, inclusive.

Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of quail, squirrel, rabbits, bobcat, and coyote, subject to the following special conditions:

(1) Only shotguns without slug ammunition are permitted.

(2) Hunting weapons of any kind are prohibited in areas not posted as open to public hunting, except the Kerr-McClellan Navigation Channel where weapons must be cased or broken down.

(3) Dogs may be used for hunting quail or rabbit, but must be under immediate control or supervision and restrained from pursuit of protected species.

(4) Camping or possession of firearms on the refuge at night is prohibited.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 31, 1973.

MORRIS C. LEFEVER,
Refuge Manager, Sequoyah National Wildlife Refuge, Sallisaw, Okla.

AUGUST 10, 1972.

[FR Doc.72–13011 Filed 8–16–72;8:47 am]

PART 32—HUNTING

Washita National Wildlife Refuge, Okla.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8–17–72).

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

OKLAHOMA

WASHITA NATIONAL WILDLIFE REFUGE

The public hunting of quail and cottontail rabbits on the Washita National Wildlife Refuge, Okla., is permitted only on the areas designated by signs as open to hunting. This open area, comprising 2,200 acres, is delineated on maps available at refuge headquarters, Butler, Okla., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, NM 87103.

Upland game hunting shall be in accordance with all applicable State regulations governing the hunting of quail and cottontail rabbits subject to the following special conditions:

(1) The open season for quail hunting on the refuge extends from November 20, 1972, through February 1, 1973, inclusive.

(2) The open season for cottontail rabbit hunting on the refuge extends from November 20, 1972, through February 1, 1973, inclusive.

(3) Hunting of either quail or cottontail rabbits is permitted only on Mondays, Tuesdays, Thursdays, Saturdays, and national holidays.

(4) Rifles and hand guns are prohibited on the refuge. Only shotguns are legal firearms for the taking of quail. Shotguns and/or long bows and arrows are legal weapons for the taking of cottontail rabbits.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through February 1, 1973.

ROBERT H. STRATTON, Jr.,
Refuge Manager, Washita National Wildlife Refuge, Butler, Okla.

AUGUST 9, 1972.

[FR Doc.72–13016 Filed 8–16–72;8:48 am]

PART 32—HUNTING

Crab Orchard National Wildlife Refuge, Ill.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8–17–72).

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

ILLINOIS

CRAB ORCHARD NATIONAL WILDLIFE REFUGE

The public hunting of deer on the Crab Orchard National Wildlife Refuge on an area designated by signs as open to hunting is permitted with bow and arrow from one-half hour before sunrise to one-half hour before sunset daily from October 1, 1972, through November 12, 1972, and from one-half hour before sunrise until one-half hour before sunset November 20, 1972, through December 31, 1972, except during the period December 4 through December 10, 1972, inclusive. Shotgun or single shot muzzle loading rifle hunting of deer is permitted from 6:30 a.m. to 4 p.m. from November 17, 1972, through November 19, 1972, and from December 8, 1972, through December 10, 1972. This open area comprising 9,380 acres is delineated on maps available at refuge headquarters, Carterville, Ill., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of deer.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1972.

L. A. MEHRHOFF, Jr.,
Project Manager, Crab Orchard National Wildlife Refuge, Carterville, Ill.

AUGUST 9, 1972.

[FR Doc.72–13009 Filed 8–16–72;8:47 am]

PART 32—HUNTING

Mark Twain National Wildlife Refuge, Ill.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8–17–72).

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

ILLINOIS

MARK TWAIN NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer with bow and arrow on the Mark Twain National Wildlife Refuge, Ill., is permitted from October 20 through October 22, only on the area of the Gardner Division designated by signs as open to hunting. The open area, comprising 4,831 acres of the Gardner Division is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State regulations concerning the hunting of white-tailed deer with bow and arrow subject to the following conditions:

(1) A Federal permit is required to enter the public hunting area. One thousand (1,000) permits will be issued beginning October 2, 1972. Permits may be obtained from the Mark Twain National Wildlife Refuge headquarters, Quincy, Ill.

(2) Successful hunters will be required to check their deer through the check station located on the division.

(3) Hunting will be from one-half hour before sunrise to 4 p.m.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 22, 1972.

LESLIE F. BEATY,
Refuge Manager, Mark Twain National Wildlife Refuge.

AUGUST 10, 1972.

[FR Doc.72–13010 Filed 8–16–72;8:47 am]

PART 32—HUNTING

Necedah National Wildlife Refuge, Wis.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8–17–72).

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

WISCONSIN

NECEDAH NATIONAL WILDLIFE REFUGE

Public hunting of deer and unprotected mammal species as listed in the 1972 Wisconsin Big Game hunting regulations on the Necedah National Wildlife Refuge, Wis., is permitted with bow and arrow from September 16 through November 12, 1972 and December 2 through

December 31, 1972 and with firearms from November 18 through November 26, 1972, but only on those areas designated by signs as open to hunting. These open areas, comprising approximately 39,000 acres are delineated on a map available at the refuge headquarters, Necedah, Wis., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State and Federal Regulations.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1972.

GERALD H. UPDIKE,
Refuge Manager, Necedah National Wildlife Refuge, Necedah, Wis.

AUGUST 11, 1972.

[FR Doc.72-13018 Filed 8-16-72;8:48 am]

PART 33—SPORT FISHERIES

Sequoyah National Wildlife Refuge, Okla.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8-17-72).

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

OKLAHOMA

SEQUOYAH NATIONAL WILDLIFE REFUGE

Sport fishing on the Sequoyah National Wildlife Refuge, Okla., is permitted only on the areas designated by signs as open to fishing. These open areas, comprising 10,100 acres, are delineated on maps available at refuge headquarters, Sallisaw, Okla., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, NM 87103. Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

(1) The open season for sport fishing on the refuge extends from September 1, 1972, through August 31, 1973, inclusive, except for an area of approximately 2,200 acres south of Vian Creek as posted to be closed during the periods October 1, 1972, through March 31, 1973, inclusive.

(2) Some refuge roads leading to waters open to fishing may be closed during October 1, 1972, through March 31, 1973, inclusive, as posted.

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 August 31, 1973.

MORRIS C. LEFEVER,
Refuge Manager, Sequoyah National Wildlife Refuge, Sallisaw, Okla.

AUGUST 10, 1972.

[FR Doc.72-13012 Filed 8-16-72;8:47 am]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Office of Oil and Gas

[32A CFR Ch. X]

ALLOCATIONS OF CRUDE AND UNFINISHED OIL TO REFINERS

Change in Method of Computation

The computation of allocations to refiners in Districts I–IV and District V of imports of crude oil and unfinished oils has heretofore included the application of a four-step sliding scale in Districts I–IV and a three-step sliding scale in District V.

Comments to the Director, Office of Emergency Preparedness, as well as to the Director, Office of Oil and Gas, Department of the Interior, have indicated, in some cases, dissatisfaction with the concept of the stepwise sliding scale method of computation and with distortions in some cases in the relative percentages of allocations calculated from inputs by this method.

Consideration is being given to the substitution of a mathematical exponential equation which tends to resolve the distortion problems mentioned in the preceding paragraph since it is a continuously increasing function of refiner inputs.

It is proposed to calculate future allocations for each refiner using a mathematical equation of the type

$$A = xI^k$$

where:

A=Each eligible applicant's allocation (expressed in average barrels daily).
I=Each eligible applicant's refinery inputs (expressed in average barrels daily).
k=A fractional power.
x=A multiplier whose value is dependent on the total quantity to be allocated in the district(s) concerned.

Each year, the Director, Office of Oil and Gas, Department of the Interior, will specify in the regulation the multiplier (x) and the power (k) which will be used to calculate individual allocations for that particular year.

It is intended that, once the first allocations are made under the continuous allocation system, the power (k) will be held constant, and allocations in subsequent periods will be modified by changing only the multiplier (x) in the above formula. Thus, in subsequent periods, for the same total quantity of certified inputs, each refiner's allocation will increase or decrease in approximately the same proportion as the allocation level increases or decreases. For example, if the allocation level for refiners in either Districts I–IV or District V were increased in a subsequent allocation period by 10 percent, then each individual refiner's allocation would increase by 10 percent, not counting any adjustments required for changes in refinery inputs.

Use of curve-fitting techniques indicates that a good match with actual 1971 and 1972 allocations in Districts I–IV is achieved if a fractional power equal to 0.635 is used, and in District V if a fractional power equal to 0.40 is used. Consequently, it is proposed to use these fractional powers in computing individual allocations.

The multiplier (x) will be determined for Districts I–IV and for District V such that the sum of all individual allocations equals the total quantity to be allocated.

Tables illustrating the results of using the continuous allocation system described in this notice and a description of the method of computation have been included at Appendices A, C, and B, respectively. Appendix A is based on the current total quantity of oil and also an additional hypothetical quantity of 1,200,000 b/d. Appendix C compares allocations to refiners calculated by the initial 1972 stepwise sliding scale method and by the proposed exponential formula method based on the preliminary January 1, 1972, oil allocated. It should be borne in mind that Appendix A is illustrative only insofar as it is based on a hypothetical import level. It is not to be construed in any sense as an indication of what the importation levels or allocations may be. Actual levels and values of (x) will, of course, be incorporated in the new sections, if and when they are adopted.

Proposed revision of sections 10 and 11 of Oil Import Regulation 1 (Revision 5) is set forth below. Final action on the proposal is subject to concurrence by the Director, Office of Emergency Preparedness.

Interested persons are invited to submit written comments on this proposal within thirty (30) days after publication of this notice in the FEDERAL REGISTER to the Director, Office of Oil and Gas, Department of the Interior, Washington, D.C. 20240.

Each person who submits comments is asked to submit fifteen (15) copies.

GENE P. MORRELL,
Director, Office of Oil and Gas.

AUGUST 9, 1972.

Sec. 10 Allocations; refiners; Districts I–IV.

(a) For the allocation period January 1, 1973, through December 31, 1973, the Director shall allocate, as provided in paragraph (b) of this section, approximately _____ b/d of imports of crude oil into Districts I–IV among eligible persons having refinery capacity in these districts.

(b) (1) Except as provided in subparagraph (2) of this paragraph, each eligible applicant shall receive an allocation (expressed in barrels daily) of imports of crude oil based on refinery inputs (expressed in barrels daily) for the year ending September 30, 1972, of the calendar year preceding the allocation period and computed according to the following formula:

$$\text{Allocation} = x\ (\text{refinery inputs})^{0.635}$$

In this formula

$$x = \frac{\text{Imports allocable under paragraph (3)}}{\text{The sum of all individual refiners' inputs, each raised to the 0.635 power}}$$

(2) No person shall receive an allocation under subparagraph (1) of this paragraph greater than 70 percent of the aggregate of his refinery inputs.

(c) Under an allocation made pursuant to paragraph (b) of this section, unfinished oils may be imported, but imports of such oils shall not exceed 15 percent of the allocation. Within such 15 percent, a maximum quantity of imports not exceeding 1 percent of the total allocation may be imported in the form of finished products: *Provided*, That prior written notification is given to the Director of each entry proposed to be made. Finished products imported pursuant to this paragraph may not be exchanged.

(d) No allocation made pursuant to this section may be sold, assigned, or otherwise transferred, and, except as this regulation may provide otherwise, no license issued under such an allocation shall permit the importation of Canadian imports as defined in section 1A of Proclamation 3279, as amended.

Sec. 11 Allocations; refiners; District V.

(a) For the allocation period January 1, 1973, through December 31, 1973, the Director shall allocate, as provided in paragraph (b) of this section, approximately _____ b/d of imports of crude oil into District V among eligible persons having refinery capacity in that district.

(b) (1) Except as provided in subparagraph (2) of this paragraph, each eligible applicant shall receive an allocation (expressed in barrels daily) of imports of crude oil based on refinery inputs (expressed in barrels daily) for the year ending September 30, 1972, of the calendar year preceding the allocation period and computed according to the following formula:

$$\text{Allocation} = x\ (\text{refinery inputs})^{0.40}$$

In this formula

$$x = \frac{\text{Imports allocable under paragraph (a)}}{\text{The sum of all individual refiners' inputs, each raised to the 0.40 power}}$$

(2) No person shall receive an allocation under subparagraph (1) of this paragraph greater than 70 percent of the aggregate of his refinery inputs.

(c) Under an allocation made pursuant to paragraph (b) of this section,

unfinished oils may be imported, but imports of such oils shall not exceed 25 percent of the allocation. Within such 25 percent, a maximum quantity of imports not exceeding 1 percent of the total allocation may be imported in the form of finished products, provided that prior written notification is given to the Director of each entry proposed to be made. Finished products imported pursuant to this paragraph may not be exchanged.

(d) No allocation made pursuant to this section may be sold, assigned, or otherwise transferred.

APPENDIX A

REFINER ALLOCATIONS, DISTRICTS I–IV

The following data provide a comparison of the new 1972 refiner allocations and allocations under the continuous allocation system for the current quota of 857,711 b/d and for a hypothetical refiner quota of 1,200M b/d. The allocation limit in the continuous allocation cases is 70 percent, that is, no refiner allocation is greater than 70 percent of his certified input.

Total quantity to be allocated, B/D:
857,711
1,200,000 (hypothetical)

Exponential formula factors:

x	k
8.050	0.635
11.263	0.635

Company [1]	1972 sec. 10 (current) 858M b/d	Proposed continuous allocation system 858M b/d	Hypothetical 1,200M b/d
Flank Oil Co	4	9	9
Mountaineer Refining Co	10	25	25
Jet Fuel Refinery	16	39	39
Yetter Oil Co	27	69	69
Wireback Oil Co	36	90	90
Kentucky Oil & Refining Co	49	122	122
Sage Creek Refining Co., Inc	83	206	206
Richards, M. T., Inc	111	274	274
Flint Chemical Co	148	369	369
Three Rivers Refinery	183	454	454
Somerset Oil, Inc	225	559	559
Arkansas Louisiana Gas Co	239	582	593
Superior Oil Co (The)	307	683	762
Pennsylvania Refining Co	388	792	961
Hassie Hunt Trust	397	803	983
Bayou State Oil Corp	420	834	1,043
Young Refining Corp	436	853	1,081
Warrior Asphalt Company of Alabama, Inc	465	887	1,150
Vulcan Asphalt Refining Co	481	908	1,193
Calumet Industries, Inc	535	972	1,327
Eddy Refining Co	535	972	1,327
PPG Industries, Inc	553	992	1,371
Wing Corp	584	1,027	1,439
Anchor Gasoline Corp	588	1,031	1,445
Evangeline Refining Co., Inc	614	1,060	1,486
Petroleum Refining Co	631	1,079	1,512
Western Crude Oil, Inc	665	1,116	1,563
Gladieux Refinery, Inc	717	1,170	1,639
MacMillan Ring-Free Oil Co., Inc	756	1,210	1,696
Mid America Refining Co., Inc	765	1,219	1,709
Adobe Refining Co	770	1,225	1,716
Panoil Co	830	1,284	1,800
Howell Refining Co	838	1,292	1,811
Seminole Asphalt Refining, Inc	850	1,303	1,827
Crystal Oil Co	878	1,330	1,864
Wood, Charles J., Petroleum Co	908	1,359	1,905
Allied Materials Corp	959	1,408	1,973
Famariss Oil and Refining Co	1,016	1,459	2,045
Commonwealth Gas Corp	1,040	1,481	2,076
Tulsa Crude Oil Pur	1,140	1,570	2,201
Suburban Propane Gas Corp	1,180	1,605	2,249
Osceola Refining Co	1,211	1,632	2,287
Claiborne Gasoline Co	1,269	1,680	2,355
Caribou Four Corners Oil, Inc	1,326	1,728	2,422
Laketon Asphalt Refining Inc	1,364	1,759	2,466
Lakeside Refining Co	1,374	1,769	2,479
North American Petroleum	1,386	1,778	2,491
Longview Refining Co	1,399	1,788	2,506
Pride Refining, Inc	1,459	1,836	2,573
Gastown, Inc	1,573	1,927	2,701
Marion Corp	2,243	2,414	3,383
Allied Chemical Corp	2,494	2,582	3,619
Witco Chemical Corp	2,533	2,608	3,655
Fort Worth Refining Co	2,840	2,811	3,939
Canadian Hydrocarbons, Ltd	2,883	2,856	4,003
First General Resources	3,077	3,053	4,278
Tesoro Petroleum Corp	3,116	3,092	4,333
VGS Corp	3,155	3,130	4,387
Dow Chemical Co. (The)	3,222	3,195	4,478
Little America Refining Co	3,245	3,217	4,509
Indiana Farm Bureau Cooperative Assn., Inc	3,347	3,314	4,645
Hunt Oil Co	3,349	3,317	4,649
Midland Cooperatives, Inc	3,615	3,565	4,996
Quaker State Oil Refining Corp	3,667	3,611	5,061
Navajo Refining Co	4,000	3,906	5,475
OKC Corp	4,005	3,911	5,481
Rock Island Refining Corp	4,930	4,669	6,544
Texas Eastern Transmission Corp	5,073	4,780	6,699
United Refining Co	5,232	4,902	6,870
Farmers Union Central Exchange, Inc	5,536	5,129	7,188
Colorado Interstate Corp	5,601	5,177	7,256
Earth Resources Co	5,895	5,391	7,556
Swift & Co	5,907	5,399	7,567
Total Petroleum	6,218	5,626	7,886
Pennzoil United, Inc	6,219	5,628	7,887
APCO Oil Corp	6,554	6,021	8,438
Monsanto Co	6,981	6,502	9,112
Husky Oil Co	7,098	6,631	9,294
Diamond Shamrock Corp	7,420	6,977	9,779
National Cooperative Refinery Association	7,588	7,155	10,028
Southwestern Oil & Refining Co	8,041	7,619	10,678
Kerr-McGee Corp	8,319	7,897	11,067
Farmland Industries, Inc	8,349	7,926	11,109
Agway, Inc	8,846	8,408	11,783
Charter Co. (The) [Kern]	9,444	8,965	12,565
Murphy Oil Corp	9,496	9,013	12,632
Koch Industries, Inc	11,041	10,369	14,533
Crown Central Petroleum Corp	11,471	10,728	15,036
Tenneco Inc	11,779	10,982	15,392
Clark Oil & Refining Corp	11,898	11,079	15,527
American Petrofina, Inc	13,138	12,069	16,915
Union Pacific Corp	13,185	12,134	17,006
Coastal States Gas Producing Co	13,814	13,091	18,348
Amerada Hess Corp	13,985	13,340	18,696
Getty Oil Co	16,733	17,066	23,918
Marathon Oil Co	18,553	19,292	27,038
Union Oil Company of California	19,520	20,415	28,612
Continental Oil Co	20,853	21,909	30,706
Cities Service Co	22,792	23,983	33,613
Ashland Oil, Inc	23,273	24,481	34,311
Phillips Petroleum Co	24,007	25,230	35,361
Standard Oil Company of California	26,858	28,030	39,284
Standard Oil Co. (Ohio) (The)	27,377	28,552	39,974
Sun Oil Co	30,063	30,995	43,440
Atlantic Richfield Co	32,648	33,273	46,634
Mobil Oil Corp	36,464	36,482	51,130
Gulf Oil Corp	37,266	37,135	52,046
Shell Cos	41,696	40,634	56,950
Texaco, Inc	48,850	45,946	64,394
Standard Oil Co (Indiana)	50,972	47,454	66,508
Standard Oil Co. (New Jersey)	56,199	51,057	71,558
Total	857,711	857,713	1,200,002

[1] This listing does not include Gabriel Oil Co. and Texas Asphalt and Refining Co. which have been granted allocations by the Oil Import Appeals Board.

APPENDIX A—Continued

REFINER ALLOCATIONS, DISTRICTS I–IV—continued

APPENDIX A—Continued

REFINER ALLOCATIONS, DISTRICT V

The following data provide a comparison of current 1972 refiner allocations and allocations under the continuous allocation system for a hypothetical refiner quota of 370M b/d. The allocation limit in the hypothetical case is 70 percent; that is, no refiner allocation is greater than 70 percent of his certified input.

Hypothetical quantity to be allocated:
370,000 b/d

x	k
200.9	0.4

Company [1]	1972 sec. 11 (current) 264M b/d	Hypothetical 370M b/d
Newton, George E	67	69
Road Oil Sales, Inc	267	276
Arizona Fuels, Inc	547	568
Dingman Oil & Refining Co., Inc	657	682
Tenneco Inc	696	722
Edgington Oxnard Refinery	726	753
Lunday Thagard Oil Co	1,362	1,413
Kewanee Oil Co	2,068	2,144
Sunland Refining Corp	2,221	2,304
San Joaquin Oil Co	3,449	3,577
Pauley Petroleum, Inc	3,530	3,661
Witco Chemical Corp	4,373	4,535
MacMillan Ring-Free Oil Co., Inc	5,293	5,489
Carson Oil Co	6,763	7,053
Beacon Oil Co	6,873	7,510
Charter Co. (The) [Kern]	6,895	7,600
Fletcher Oil and Refining Co	7,121	8,536
West Coast Oil Co	7,220	8,945
Edgington Oil Co	7,265	9,131
Reserve Oil & Gas Co	7,811	10,927
Tesoro Petroleum Corp	8,338	11,720
Continental Oil Co	8,651	12,155
Oil Shale Corp. (The)	9,002	12,617
Powerine Oil Co	9,047	12,675
Union Pacific Corp	9,226	12,899
Texaco, Inc	11,965	18,748
Standard Oil Co. (New Jersey)	12,670	20,170
Gulf Oil Corp	12,841	20,492
Phillips Petroleum Co	14,009	22,519
Mobil Oil Corp	14,128	22,712
Atlantic Richfield Co	16,061	25,536
Shell Co	17,344	27,178
Union Oil Company of California	18,221	28,219
Standard Oil Company of California	26,994	36,463
Total	263,701	369,998

[1] This listing does not include U.S. Oil and Refining Co. which has been granted an allocation by the Oil Import Appeals Board.

APPENDIX B

Technical Appendix

To determine each eligible applicant's allocation (A) as a function of each eligible applicant's refinery inputs (I), using an equation of the type

$$A = xI^k \qquad (1)$$

requires that the multiplier (x) and the fractional power (k) be specified.

Standard mathematical, curve-fitting techniques indicate that equation (1) provides a good match with actual 1971–72 allocations if a fractional power of 0.635 is used in Districts I–IV, and a fractional power of 0.4 is used in District V.

Using the above fractional powers, the multiplier (x) may be determined mathematically for any given total allocation level in Districts I–IV or District V, such that the sum of all individual allocations will equal the total quantity to be allocated.

If the total quantity to be allocated $= \Sigma A$, then equation (1) may be rewritten as:

$$\Sigma A = x\Sigma(I)^{0.635} \quad \text{for Districts I–IV} \qquad (2)$$

and

$$\Sigma A = x\Sigma(I)^{0.4} \quad \text{for District V} \qquad (3)$$

or

APPENDIX B—Continued

$$x=\frac{\Sigma A}{\Sigma(I)^{0.635}} \quad \text{for Districts I–IV} \qquad (2a)$$

and

$$x=\frac{\Sigma A}{\Sigma(I)^{0.4}} \quad \text{for District V} \qquad (3a)$$

Once the multiplier (x) and power (k) are specified by the Director, Office of Oil and Gas, Department of the Interior, then any refiner who so desires may calculate his individual allocation by use of the logarithmic form of equation (1)

$$\log A=\log x+k\ (\log I) \qquad (4)$$

or

$$A=\text{Antilog}\ [\log (x)+k\ (\log I)] \qquad (4a)$$

As an example, if it is specified in 1973 that $x=9.4096$ and $k=0.635$ (estimated assuming an import level of 1,000,000 b/d and 1972 refinery inputs), a refiner with a 100,000 b/d qualified input could calculate his allocation as follows:

$$\log I=5.00000$$
$$.635 \log I=3.17500$$
$$\log 9.4096=0.97357$$
$$\log A=4.14857$$
$$A=14079$$

APPENDIX C

REFINER ALLOCATIONS, DISTRICTS I–IV

Comparison of allocations to refiners calculated by the initial 1972 stepwise sliding scale method and by the proposed exponential formula method based on the preliminary January 1, 1972, oil allocated, no refiner allocation is greater than 70 percent of his certified inputs.
Total quantity to be allocated:
656,886 B/D
Exponential formula factors:
x=6.187 k=0.635

Company [1]	Inputs B/D	Allocations, B/D		
		First (1) allocation	Proposed exponential formula method (2)	Difference 2–1
Flank Oil Co	13	3	9	6
Mountaineer Refining Co	36	8	25	17
Jet Fuel Refinery	56	12	39	27
Yetter Oil Co	98	21	69	48
Wireback Oil Co	128	28	90	62
Kentucky Oil & Refining Co	174	38	122	84
Sage Creek Refining Co., Inc	295	64	206	142
Richards, M. T., Inc	391	85	274	189
Flint Chemical Co	527	114	331	217
Three Rivers Refinery	648	141	378	237
Somerset Oil, Inc	798	173	431	258
Arkansas Louisiana Gas Co	847	184	448	264
Superior Oil Co (The)	1,089	236	525	289
Pennsylvania Refining Co	1,373	298	608	310
Hassie Hunt Trust	1,405	305	617	312
Bayou State Oil Corp	1,502	326	644	318
Young Refining Corp	1,544	335	655	320
Warrior Asphalt Company of Alabama, Inc	1,643	357	682	325
Calumet Industries, Inc	1,896	411	747	336
Eddy Refining Co	1,896	411	747	336
PPG Industries, Inc	1,958	425	762	337
Wing Corp	2,067	449	789	340
Anchor Gasoline Corp	2,081	452	792	340
Evangeline Refining Co., Inc	2,201	478	821	343
Petroleum Refining Co	2,236	485	829	344
Vulcan Asphalt Refining Co	2,295	498	843	345
Western Crude Oil, Inc	2,356	511	857	346
Gladieux Refinery, Inc	2,539	551	899	348
MacMillan Ring-Free Oil Co., Inc	2,679	581	930	349
Mid America Refining Co., Inc	2,710	588	937	349
Adobe Refining Co	2,729	592	941	349
Panoil Co	2,942	638	987	349
Howell Refining Co	2,970	644	993	349
Seminole Asphalt Refining, Inc	3,010	653	1,001	348
Crystal Oil Co	3,109	675	1,022	347
Wood, Charles J., Petroleum Co	3,216	698	1,044	346
Allied Materials Corp	3,398	737	1,081	344
Famariss Oil and Refining Co	3,597	781	1,121	340
Commonwealth Gas Corp	3,682	799	1,138	339
Tulsa Crude Oil Pur	4,036	876	1,206	330
Suburban Propane Gas Corp	4,178	907	1,233	326

APPENDIX C—Continued

REFINER ALLOCATIONS, DISTRICTS I–IV—continued

Company [1]	Inputs B/D	Allocations, B/D		
		First (1) allocation	Proposed exponential formula method (2)	Difference 2–1
Osceola Refining Co	4,289	931	1,254	323
Claiborne Gasoline Co	4,491	975	1,291	316
Caribou Four Corners Oil, Inc	4,736	1,028	1,335	307
Laketon Asphalt Refining, Inc	4,828	1,048	1,351	303
Lakeside Refining Co	4,888	1,056	1,359	303
North American Petroleum	4,907	1,065	1,365	300
Longview Refining Co	4,952	1,075	1,373	298
Pride Refining, Inc	5,164	1,121	1,410	289
Gastown, Inc	5,573	1,209	1,480	271
Marion Corp	7,944	1,724	1,854	130
Allied Chemical Corp	8,835	1,917	1,984	67
Witco Chemical Corp	8,974	1,947	2,003	56
Fort Worth Refining Co	10,098	2,183	2,159	−24
Canadian Hydrocarbons, Ltd	10,355	2,216	2,194	−22
First General Resources	11,499	2,365	2,345	−20
Tesoro Petroleum Corp	11,733	2,395	2,375	−20
VGS Corp	11,964	2,425	2,405	−20
Little America Refining Co	12,364	2,477	2,455	−22
Indiana Farm Bureau Cooperative Association	13,089	2,572	2,548	−24
Hunt Oil Co	13,109	2,574	2,548	−26
Midland Cooperatives, Inc	14,680	2,778	2,738	−40
Quaker State Oil Refining Corp	14,983	2,818	2,774	−44
Navajo Refining Co	16,957	3,074	3,001	−73
OKC Corp	16,988	3,078	3,004	−74
Rock Island Refining Corp	22,457	3,789	3,587	−202
Texas Eastern Transmission Corp	23,301	3,899	3,672	−227
United Refining Co	24,242	4,021	3,765	−256
Farmers Union Central Exchange Inc	26,035	4,255	3,940	−315
Colorado Interstate Corp	26,420	4,305	3,977	−328
Earth Resources Co	28,161	4,531	4,141	−390
Swift & Co	28,230	4,540	4,142	−398
Total Petroleum	30,122	4,779	4,322	−457
Pennzoil United, Inc	30,131	4,780	4,323	−457
APCO Oil Corp	33,514	5,037	4,625	−412
Monsanto Co	37,823	5,365	4,995	−370
Husky Oil Co	39,016	5,455	5,094	−361
Diamond Shamrock Corp	42,273	5,703	5,360	−343
National Cooperative Refinery Association	43,983	5,833	5,497	−336
Southwestern Oil & Refining Co	48,550	6,180	5,853	−327
Kerr-McGee Corp	51,369	6,394	6,066	−328
Farmland Industries, Inc	51,672	6,417	6,089	−328
Agway, Inc	56,626	6,794	6,453	−341
Charter Co. (The) [Kern]	62,735	7,258	6,887	−371
Murphy Oil Corp	63,261	7,298	6,924	−374
Koch Industries, Inc	78,889	8,486	7,966	−520
Crown Central Petroleum Corp	83,719	8,853	8,272	−581
Tenneco Inc	89,357	9,053	8,437	−616
Clark Oil & Refining Corp	87,557	9,144	8,511	−633
American Petrofina, Inc	100,192	10,097	9,271	−826
Union Pacific Corp	101,042	10,130	9,321	−809
Coastal States Gas Producing Co	113,881	10,617	10,057	−560
Amerada Hess Corp	117,304	10,748	10,248	−500
Getty Oil Co	172,886	12,860	13,110	250
Marathon Oil Co	209,707	14,259	14,820	561
Union Oil Company of California	229,260	15,002	15,683	681
Continental Oil Co	256,227	16,027	16,830	803
Cities Service Co	295,455	17,517	18,424	907
Ashland Oil, Inc	305,179	17,887	18,807	920
Phillips Petroleum Co	320,015	18,451	19,382	931
Standard Oil Company of California	377,682	20,642	21,532	890
Standard Oil Co. (Ohio) (The)	388,173	21,041	21,910	869
Sun Oil Co	442,491	23,105	23,810	705
Atlantic Richfield Co	494,788	25,092	25,561	469
Mobil Oil Corp	571,970	28,025	28,025	0
Gulf Oil Corp	588,196	28,641	28,528	−113
Shell Cos	677,796	32,046	31,215	−831
Texaco, Inc	822,409	37,544	35,296	−2,248
Standard Oil Co. (Indiana)	865,393	39,175	36,454	−2,721
Standard Oil Co. (New Jersey)	971,111	43,192	39,222	−3,970

[1] This listing does not include Gabriel Oil Co. and Texas Asphalt and Refining Company which have been granted allocations by the OIAB.

APPENDIX C—Continued

REFINER ALLOCATIONS, DISTRICT V

Comparison of allocations to refiners calculated by the present stepwise sliding scale method and by the proposed exponential formula method based on the 1972 oil allocated; no refiner allocation is greater than 70 percent of his certified inputs.
Total quantity to be allocated:
263,701 B/D
Exponential formula factors:
X=143.2 K=0.40

Company [1]	Inputs B/D	Allocations, B/D		
		Present method (1)	Proposed exponential formula method (2)	Difference 2-1
Newton, George E	99	67	69	2
Road Oil Sales, Inc	395	267	276	9
Arizona Fuels, Inc	811	547	568	21
Dingman Oil & Refining Co., Inc	974	657	682	25
Tenneco Inc	1,031	696	722	26
Edgington Oxnard Refinery	1,076	726	753	27
Lunday Thagard Oil Co	2,018	1,362	1,413	51
Kewanee Oil Co	3,063	2,068	2,144	76
Sunland Refining Corp	3,291	2,221	2,304	83
San Joaquin Oil Co	5,110	3,449	3,577	128
Pauley Petroleum, Inc	5,230	3,530	3,661	131
Witco Chemical Corp	6,479	4,373	4,535	162
MacMillan Ring-Free Oil Co., Inc	7,842	5,293	5,489	196
Carson Oil Co	10,076	6,763	6,081	−682
Beacon Oil Co	10,729	6,873	6,236	−637
Charter Co. (The) [Kern]	10,857	6,895	6,266	−629
Fletcher Oil and Refining Co	12,195	7,121	6,564	−557
West Coast Oil Co	12,779	7,220	6,688	−532
Edgington Oil Co	13,045	7,265	6,743	−522
Reserve Oil & Gas Co	16,280	7,811	7,368	−443
Tesoro Petroleum Corp	19,396	8,338	7,902	−436
Continental Oil Co	21,246	8,651	8,196	−455
Oil Shale Corp. (The) (Tosco)	23,323	9,002	8,507	−495
Powerine Oil Co	23,591	9,047	8,546	−501
Union Pacific Corp	24,649	9,226	8,698	−528
Texaco, Inc	62,773	11,965	12,641	676
Standard Oil Co. (New Jersey)	75,360	12,670	13,600	930
Gulf Oil Corp	78,409	12,841	13,817	976
Phillips Petroleum Co	99,259	14,009	15,184	1,175
Mobil Oil Corp	101,396	14,128	15,314	1,186
Atlantic Richfield Co	135,915	16,061	17,218	1,157
Shell Cos	158,830	17,344	18,325	981
Union Oil Company of California	174,478	18,221	19,027	806
Standard Oil Company of California	331,150	26,994	24,586	−2,408

[1] This listing does not include U.S. Oil and Refining Co. which has been granted an allocation by the OIAB.

[FR Doc.72-12941 Filed 8-11-72;2:31 pm]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 989]

RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Proposed Change in Minimum Grade and Condition Standards

Notice is hereby given of a proposal to make a change, effective September 1, 1972, in the minimum grade and condition standards for natural condition Thompson Seedless raisins. The minimum standards are established under, and the change would be pursuant to, the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), hereinafter referred to collectively as the "order," regulating the handling of raisins produced from grapes grown in California. The order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The term "natural condition Thompson Seedless raisins" includes the varietal types of natural Thompson Seedless, Golden Seedless, Sulfur Bleached, and Soda Dipped raisins.

The proposal, unanimously recommended by the Raisin Administrative Committee pursuant to § 989.58(b) of the order, would: Delete the requirement in § 989.201 A.2.b. of Subpart—Supplementary Orders Regulating Handling (7 CFR 989.201–989.229) that lots of standard natural condition Thompson Seedless raisins shall contain not less than 45 percent, by weight, of B maturity, or better, raisins (raisins showing development characteristic of raisins prepared from well-matured or reasonably well-matured grapes); and change the level currently prescribed in § 989.201 A.2.b. of substandard raisins (raisins that show development less than that characteristic of raisins prepared from fairly well matured grapes), that may be contained in such lots, from not more than 12 percent, by weight, to not more than 8 percent, by weight.

It is also proposed that handlers be permitted to acquire any lot of natural condition Thompson Seedless raisins containing more than 8 percent, by weight, of substandard raisins under a weight dockage system. Under that system, the creditable weight of any such lot would be determined by multiplying the total weight of the lot by a dockage factor proposed to be included in § 989.201 A.2.b. The proposed dockage factors reflect the quantity of raisins in the total lot which would be within the permitted level of 8 percent for substandard raisins. Any such lot would be identified by the inspection service as having been acquired by the handler on the basis of the calculated creditable weight and such identification would remain with the lot until it was disposed of in natural condition or processed.

Consideration will be given to any written data, views, or arguments pertaining to the proposal which are received by the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than 7 days after publication of this notice in the FEDERAL REGISTER. All written submissions should be in quadruplicate and will be made available for public inspection at the office of the hearing clerk during regular business hours (7 CFR 1.27(b)).

The proposal is to amend § 989.201 A.2.b. of Subpart—Supplementary Orders Regulating Handling (7 CFR Part 989.201–989.229) to read:

§ 989.201 Changes in minimum grade and condition standards for natural condition raisins.

* * * * *

A. Thompson Seedless raisins.

* * * * *

2. a. * * *

b. Shall contain not more than 8 percent, by weight, of substandard raisins (raisins that show development less than that characteristic of raisins prepared from fairly well matured grapes): *Provided,* That, subject to prior agreement betwen handler and tenderer, any lot containing more than 8 percent, by weight, of substandard raisins may be considered as meeting the substandard requirement for handler acquisition as standard raisins but the creditable weight of the lot as standard raisins shall be that obtained by multiplying the total weight of the lot by the applicable dockage factor from the following table: *And provided further,* That, each such lot acquired on the basis of creditable weight shall be so identified by the inspection service by affixing to one container on each pallet, or to each bin, in such lot, a prenumbered RAC control card (to be furnished by the Committee) which shall remain affixed to the container or bin until the raisins are disposed of in natural condition or processed. The control card shall be removed at the time of disposition or processing by, or under the supervision of, an inspector of the inspection service or authorized Committee personnel.

DOCKAGE TABLE

Percent substandard	Dockage factor
8.0 or less	(1)
8.1–8.5	0.995
8.6–9.0	.990
9.1–9.5	.985
9.6–10.0	.980
10.1–10.5	.975
10.6–11.0	.970
11.1–11.5	.965
11.6–12.0	.960
12.1–12.5	.955
12.6–13.0	.950
13.1–13.5	.945
13.6–14.0	.940
14.1–14.5	.935
14.6–15.0	.930
15.1–15.5	.925
15.6–16.0	.920
16.1–16.5	.915
16.6–17.0	.910
17.1–17.5	.905
17.6–18.0	.900
18.1–18.5	.895
18.6–19.0	.890
19.1–19.5	.885
19.6–20.0	.880
20.1–20.5	.875
20.6–21.0	.870
21.1–21.5	.865
21.6–22.0	.860

[1] No dockage.

NOTE. Percentages in excess of 22 percent shall be expressed in the same increments as the foregoing, and the dockage factor for each such increment shall be 0.005 less than the dockage factor for the preceding increment.

* * * * *

Dated: August 14, 1972.

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

[FR Doc.72-13047 Filed 8-16-72;8:50 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 121]

CARRAGEENAN, SALTS OF CARRAGEENAN, AND CHONDRUS EXTRACT (CARRAGEENIN)

Proposed Revision of Food Additive Regulations and Deletion of Chondrus Extract (Carrageenin) From Generally Recognized As Safe (GRAS) List

Correction

In F.R. Doc. 72-12130, appearing on page 15434 of the issue for Wednesday, August 2, 1972, the reference to "may ports" in the fifth line of the second paragraph should read "many parts"; and in the 18th line of that paragraph the reference to "sales" should read "salts".

[21 CFR Part 167]

IN VITRO DIAGNOSTIC PRODUCTS FOR HUMAN USE

Proposed Establishment of Procedures for Developing Statements of Policy or Interpretative Regulations

There was published in the FEDERAL REGISTER of January 19, 1972 (37 F.R. 819), a notice advising manufacturers, packers, and distributors that the Food and Drug Administration would in the near future propose regulations governing in vitro diagnostic products for human use. The notice also included interim guidelines for manufacturers, packers, and distributors of such products.

As stated in the notice of January 19, 1972, the rapid growth in the number and variety of in vitro diagnostic products combined with their increasing use by physicians, hospital, and clinical laboratory personnel, and laymen indicates that these products need closer scrutiny because of the possibility that inaccurate, imprecise, or unreliable results may be obtained. Since these products are intended for use in the diagnosis or prevention of disease in man, they clearly fall under the jurisdiction of the Federal Food, Drug, and Cosmetic Act, hereinafter referred to as the Act, and additionally fall under the jurisdiction of section 351 of the Public Health Service Act for biological products. Diagnostic products are drugs or devices as defined in section 201(g) or 201(h) of the Act, or a combination of drugs and devices intended for use in the diagnosis of disease, or in the determination of the state of health in order to prevent or mitigate disease or its sequel. They may be intended for use by or under the supervision of physicians, by persons qualified by training in their use, or by laymen. Products intended for use in the detection of pregnancy and for the typing of human blood or the determination of the presence of antibodies are included in this category.

The purpose of this notice is to propose procedures that will assure that results obtained using in vitro diagnostic products are reliable and possess the degree of accuracy consistent with the intended use of the results.

A uniform labeling format is proposed for all in vitro diagnostic products for the purpose of clearly presenting the individual performance characteristics, the scientific basis of the test, and directions for use. This labeling format will permit the users to make a meaningful comparison of available products in order to select the appropriate product in light of the intended use of the results. Additional labeling requirements or modifications may be proposed for particular products as part of the performance standards for a product class. A product class includes all those products intended for use for a particular determination or for a related group of determinations.

The Food and Drug Administration will also undertake a review of all in vitro diagnostic products on the market to establish performance standards where they are appropriate. The review will be undertaken on a product class basis, when possible, using the procedures proposed to develop product class standards.

The Center for Disease Control, Health Services and Mental Health Administration, Public Health Service will serve as a major source of scientific and technical information in the development and implementation of this program. The Center for Disease Control develops specifications for diagnostic products and produces reference reagents in microbiology, and will continue to perform research in methodology involving diagnostic materials. It is expected that the information developed by the Center for Disease Control will serve as the basis for a significant portion of the product class standards.

Notices will be published in the FEDERAL REGISTER proposing the establishment of product class standards for individual product classes. Product class standards will include specifications of performance and reliability and labeling required to assure that products within the class are safe and effective and not misbranded for their intended use or uses. Where appropriate, separate provisions will be included for different subclasses within a product class, e.g., qualitative and quantitative tests. The notice will request interested persons to submit detailed information on the designated class of diagnostic products, and persons other than manufacturers will also be requested to submit their views in response to any such announcement. It is anticipated that the first classes subject to such notices will be: (1) Products for the determination of glucose, and (2) products for the determination of hemoglobin.

An advisory committee will be convened consisting of a group of persons knowledgeable in the applicable sciences and technology and qualified to evaluate in vitro diagnostic products. The committee will advise the Food and Drug Administration on the priorities for establishing product class standards, the medical significance of products, the scientific basis for products, the selection of reference methodologies and reference materials, and the adequacy and reasonableness of proposed standards.

Upon completion of a review, a proposed standard for a product class will be published in the FEDERAL REGISTER for comment by interested parties. Then after reviewing the comments and revising the proposal as necessary, the product class standard will be published as a final order.

The Center for Disease Control presently conducts programs involving the development of specifications for diagnostic products. For some products individual lots are voluntarily submitted by manufacturers and examined for specific characteristics by the Center for Disease Control. For these and any other products for which individual examination of each lot may be deemed necessary, this examination will be included as an appropriate requirement of the standard to properly regulate the product class. The Center for Disease Control will assist the Food and Drug Administration in evaluating products for the purpose of determining whether their performance meets applicable standards.

A necessary part of assuring finished product quality is the establishment of, and adherence to, production and quality controls in manufacture, processing, packing, and holding. The principles of current good manufacturing practices, as set forth in Part 133 of the regulations

(21 CFR Part 133), should be followed as guidelines.

In order to identify producers and manufacturers of in vitro diagnostic products, all establishments engaging in the manufacture, preparation, propagation, compounding, or processing of these products will be requested to register in accordance with the procedures established under Part 132 (21 CFR Part 132) of the regulations. In addition, establishments manufacturing, repackaging, or relabeling in vitro diagnostic products will be requested to participate in an inventory program and to submit information about the products they market. Inventory forms will be made available to firms upon registration.

In vitro diagnostic products subject to these regulations, which do not conform to established product class standards or general labeling requirements, will be deemed misbranded and adulterated. In addition, those products which are drugs and are not in compliance will be deemed new drugs in violation of section 505 of the Act. Persons responsible for such noncomplying articles are subject to the penalties provided in the Federal Food, Drug, and Cosmetic Act.

Products currently being marketed and new products as they are marketed are required, until a standard is established for that product, to comply with the general requirements published in the FEDERAL REGISTER of January 19, 1972 (37 F.R. 819), "In Vitro Diagnostic Products for Human Use," and the general labeling requirements set forth below, when these regulations are finalized. When a product class standard is finalized, all products in that class must comply with that standard. The manufacturer of a proposed new product, which deviates from an applicable finalized product class standard, may petition, with a showing of good cause, that the standard be amended. The finalized amendment of the applicable product class standard is necessary prior to the marketing of such a product. Should any person elect to submit a new drug application for an in vitro diagnostic product which does not comply with an applicable finalized product class standard, the application will be considered as a request to amend that standard.

Those in vitro diagnostic products which are drugs and which comply with an applicable finalized product class standard will be deemed either to be generally recognized among experts as safe and effective and not misbranded under the prescribed conditions of use or to meet the requirements of section 505 of the Act. An in vitro diagnostic product for which grandfathered status and exemption from the new drug provisions is claimed will be regarded as misbranded if it fails to meet the applicable product class standard. Since a grandfathered drug that is found to be misbranded would be required to change its formulation and/or labeling, and thus lose its grandfathered status, any such product must meet the applicable standard in order to be legally marketed.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 201, 501, 502, 505, 508, 510, 701; 52 Stat. 1040–1042, as amended, 1049–1051, as amended, 1053, as amended, 1055, as amended, 1056, as amended; 21 U.S.C. 321, 351, 352, 355, 358, 360, 371) and under the authority delegated to him (21 CFR 2.120) the Commissioner of Food and Drugs proposes that a new part be added to Chapter I, as follows:

PART 167—IN VITRO DIAGNOSTIC PRODUCTS FOR HUMAN USE

SUBPART A—PROCEDURAL AND INTERPRETATIVE REGULATIONS

Sec.

AUTHORITY: The provisions of this Part 167 issued under secs. 201, 501, 502, 505, 508, 510, 701; 52 Stat. 1040–1042, as amended, 1049–1051, as amended, 1053, as amended, 1055, as amended, 1056, as amended; 21 U.S.C. 321, 351, 352, 355, 358, 360, 371.

Subpart A—Procedural and Interpretative Regulations

§ 167.1 Definitions.

(a) "In vitro diagnostic products" are those reagents, instruments, and systems, intended for use in the diagnosis of disease, or in the determination of the state of health, in order to cure, mitigate, treat, or prevent disease or its sequela. Such products are intended for the examination of specimens taken from the human body. These products are drugs or devices, as defined in section 201(g) or 201(h), respectively, of the Federal Food, Drug, and Cosmetic Act, or are a combination of drugs and devices. Reagents, instruments and systems not promoted as, or intended for use with, an in vitro diagnostic product are not subject to the requirements of this part.

(b) A "product class" is composed of all those products intended for use for a particular determination or for a related group of determinations. A class may be further divided into subclasses when appropriate.

(c) A "product class standard" is a statement describing performance requirements necessary to assure accuracy and reliability of results, specific labeling requirements necessary for the proper use of a particular class, and procedures for testing the product to assure product performance including, where appropriate, individual lot testing.

§ 167.2 Labeling for in vitro diagnostic products.

(a) The label for all in vitro diagnostic products shall contain the following information pursuant to section 201(k) of the Act which provides that "a requirement made by or under authority of this Act that any word, statement, or other information appear on the label shall not be considered to be complied with unless such word, statement, or other information also appears on the outside container or wrapper, if any there be, of the retail package of such article, or is easily legible through the outside container or wrapper," except where such information is not applicable:

(1) The proprietary name, and established name (the product class or subclass), if any.

(2) The intended use or uses of the product.

(3) For a reagent, a declaration of the established name and quantity or proportion of each reactive ingredient, and for biological material the source and its potency.

(4) Warnings or precautions for users, displayed prominently as determined by the regulations contained in 21 CFR Part 191, and a statement that the product is intended for in vitro diagnostic use only.

(5) For a reagent, appropriate storage instructions adequate to maintain the stability of the product, and when applicable, these instructions should include such information as conditions of temperature, light, humidity, and other pertinent factors. For products requiring manipulation such as reconstitution and/or mixing before use, appropriate storage instructions shall be provided for the reconstituted or mixed product. The basis for such instructions shall be determined by reliable, meaningful, and specific test methods.

(6) For a reagent, an expiration date shall appear on the label, unless the manufacturer has studies to adequately assure that the product meets the appropriate standards of identity, strength, quality, and purity, at the time of use. The expiration date shall relate to the stability studies performed on the product as described in 21 CFR 133.13.

(7) For a reagent, a declaration of the net quantity of contents expressed in terms of weight or volume, numerical count, or any combination of these, or other terms which accurately reflect the contents of the package stated in metric terms. If more than a single determination may be performed using the product, any statement of the number of tests shall be consistent with the instructions for use and amount of material provided.

(8) Name and place of business of manufacturer, packer, or distributor.

(9) A lot or control number, identified as such, from which it is possible to determine the complete manufacturing history of the product. If a multiple-component product, the lot or control number shall permit tracing the identity of the individual components.

(10) Exceptions to items in subparagraphs (1) through (9) of this paragraph:

(i) In the case of immediate containers too small or otherwise unable to accommodate a label with sufficient space

to bear all such information, and packaged within an outer container from which they are removed for use, the information required by subparagraphs (2), (3), and (5) of this paragraph may be contained in the outer container labeling only;

(ii) In any case in which the presence of this information on the immediate container will interfere with the test the information may appear on the outside container or wrapper.

(b) Labeling accompanying each product, e.g., a package insert, shall state in one place the following information in the format and order specified below, or as specified in a standard for a particular product class:

(1) The proprietary name, and established name (the product class or subclass), if any.

(2) The intended use or uses of the product, and the type of procedure, e.g., qualitative or quantitative.

(3) Summary and explanation of test: Include a short history of the methodology, with pertinent references and a balanced statement of the special merits and limitations of this method or product. If the product labeling refers to any other procedure the appropriate literature citations shall be included, and the labeling shall explain the reason for and nature of any differences from the original and their effect on the results.

(4) Chemical, physical, physiological, or biological principles of the procedure: Explain concisely, with chemical reactions if applicable, and techniques involved.

(5) Reagents: (i) A declaration of the established name and quantity or proportion of each reactive, catalytic, or inactive ingredient, and for biological material the source, potency, and any required purification or treatment.

(ii) Warnings or precautions for users, displayed prominently as determined by the regulations contained in 21 CFR Part 191, and a statement that the product is intended for in vitro diagnostic use only.

(iii) Appropriate storage instructions adequate to maintain the stability of the product. When applicable, these instructions should include such information as conditions of temperature, light, humidity, and other pertinent factors. For products requiring manipulation such as reconstitution and/or mixing before use, appropriate storage instructions shall be provided for the reconstituted or mixed product. The basis for such instructions shall be determined by reliable, meaningful, and specific test methods.

(iv) Physical, biological, or chemical indications of instability or deterioration.

(6) Instruments: (i) Use or function.

(ii) Installation procedures and special requirements.

(iii) Principles of operation.

(iv) Performance characteristics and specifications.

(v) Operating instructions.

(vi) Calibration procedures including materials and/or equipment to be used.

(vii) Operational precautions and limitations.

(viii) Hazards.

(ix) Service and maintenance information.

(7) Specimen collection and preparation for analysis, including a description of:

(i) Special preparation of patient.

(ii) Special precautions regarding specimen collection.

(iii) Additives, preservatives, etc., necessary to maintain the integrity of the specimen.

(iv) Known interfering substances.

(v) Stability of specimen at room temperature and appropriate storage, handling, or shipping instructions.

(8) Procedure: A step-by-step outline of recommended procedures from reception of the specimen to reporting of results. Listing of any points that many be useful in improving precision and accuracy, or increasing speed and facility, e.g.:

(i) A list of all materials provided; e.g., reagents, instruments, and equipment, with instructions for their use.

(ii) A list of all materials required but not provided, including such details as sizes, numbers, types, quality, and alternates or substitutions if appropriate.

(iii) A description of the amounts of reagents necessary, times required for specific steps, proper temperatures, wavelengths, etc.

(iv) Stability of final reaction material; i.e., colored solution, turbidity, etc., to be measured.

(v) Exact details of calibration: Identify reference material by describing preparation of reference sample or samples, use of blanks, preparation of the standard curve, etc. The range of calibration should include the highest and the lowest values measurable by the procedure.

(vi) Exact details of types of required quality control procedures and materials required. If there is need for both positive and negative controls, this should be stated. State what is considered satisfactory performance and what is considered unsatisfactory performance, and what corrective steps should be taken in the latter case.

(9) Results: Explain the procedure for calculating the value of the unknown. Give an explanation for each component of the formula used for the calculation of the unknown. Every number must have a unit of measurement. Include a sample calculation, step by step, explaining the answer. The values should be expressed to the appropriate number of significant figures. If the test provides other than quantitative results, provide an adequate description of expected results.

(10) Limitations of procedure: Include a statement of limitations of the procedure. State known extrinsic factors or interfering substances affecting results. If a more specific or more sensitive laboratory test is indicated in certain instances, the indication for the additional test must be stated.

(11) Expected values: State the range of expected values as obtained with the product from studies of normal and selected abnormal populations. Indicate how the range was established, including a relevant description of the populations studied.

(12) Specific performance characteristics: Include, as appropriate, information describing such things as accuracy, precision, specificity, and sensitivity. These should be related to a generally accepted method using biological specimens from normal and abnormal populations. Include a summary of the sampling and examination which supports the claims.

(13) Bibliography: Include pertinent references keyed to the text.

(14) Availability: A statement of the sizes or quantities in which the product is available.

(15) Name and place of business of manufacturer, packer, or distributor.

(16) Date of issuance of the last revision of the labeling identified as such.

§ 167.3 Procedure for establishing, amending, or repealing standards.

(a) *Basis for standards and available approaches to developing standards.* Whenever in the judgment of the Commissioner of Food and Drugs the establishment of a product class standard is necessary to reduce or eliminate the possibility that inaccurate or unreliable results will be obtained from the use of an in vitro diagnostic product with ensuing risk of illness or injury, he may propose a standard. In proposing a product class standard the Commissioner of Food and Drugs shall consider: (1) The degree of risk or injury associated with the use of the product, (2) the availability of information relating to the sciences upon which the products or their uses are based, (3) the approximate number of products subject to the standard, (4) the medical need for the products, and (5) available means of achieving the objective of the standard with a minimal disruption of supply and of reasonable manufacturing and other commercial practices. Three procedures are available for developing product class standards and may be proposed on the initiative of the Commissioner or by petition of interested persons: (1) An existing standard may be utilized, (2) interested persons outside of the Food and Drug Administration may develop a proposed standard, or (3) the Food and Drug Administration may develop the standard. If a petition is filed by an interested person, it shall be in the form prescribed in 21 CFR 2.65 with the number of copies specified therein.

(b) *Advisory Committee.* An advisory committee of qualified experts shall be appointed to advise the Food and Drug Administration on the priorities for establishing: (1) Product class standards, (2) medical significance and scientific basis for in vitro diagnostic products, (3) selection of reference methodologies and materials, (4) adequacy and reasonableness of proposed standards, and (5) other related matters as determined by the Commissioner of Food and Drugs.

(c) *Request for information and comment.* Whenever relevant to the development of a standard, the Commissioner of Food and Drugs will publish a notice in the FEDERAL REGISTER requesting interested persons to submit all information, data, and views relevant to a specific product class for review and evaluation. Any product performance information submitted should relate to the performance of a product as marketed. The specific product information requested and the format for submission will be as described in subparagraphs (1) through (18) of this paragraph unless changed in the FEDERAL REGISTER notice. The time allotted for submission will ordinarily be 60 days. Four copies of the information and data on any product within the designated class shall be submitted, indexed, and bound, including the following information:

(1) Name of product class and date of FEDERAL REGISTER statement.

(2) Proprietary name of product.

(3) Name of person responsible for submission.

(4) Intended use or uses of product.

(5) A statement categorizing the procedure; e.g., qualitative or quantitative.

(6) Copies of label and all other labeling under which product is currently marketed.

(7) Description of the product, as appropriate: For example, if the product is or includes a reagent or reagents, state the established name and quantity or proportion of each reactive, catalytic, or inactive ingredient. If the product is a biological material, list the source and any purification or treatment required. If the product is or includes an instrument or equipment, describe its use or function, installation procedures, and any special requirements, principle of operating instructions, calibration procedures including materials and/or equipment to be used, operating precautions and limitations, hazards, and service and maintenance instructions, as appropriate.

(8) Stability information: A description of, and data derived from, studies of the stability of the product and/or any products that require manipulation, e.g., reconstitution or mixing, etc., before use, including information showing the suitability of the analytical method used. The data shall be for the product in the container in which it is marketed to assure, among other things, that the container is not reactive, additive, or absorptive to an extent that alters the product. Include any expiration date or dates to appear in the labeling of the product needed to assure that the product or products meets its standards at the time of use. Describe the storage conditions necessary for the product, such as temperature, light, and humidity.

(9) Hazards to user: A statement of the principal hazards associated with the product or products, as determined by the regulations contained in 21 CFR Part 191.

(10) History of methodology: A brief history of the methodology, with pertinent references. All references to reports of adverse or unfavorable experience with the product or the procedure on which it is based shall be included. If the product procedure is the same as one which has been published, cite the reference. If the product is based on a modification of a published procedure, cite the reference, stating the reason for, the nature of, and the effect such modification may have on the results of the procedure as compared to the original. Include data illustrating the comparison of the modified procedure to the original procedure.

(11) Principle of test: An explanation of the test procedure or procedures including the chemical, physical, physiological, or biological principle of the procedure or procedures, with chemical reactions, if applicable, and techniques involved.

(12) Specimen collection and preparation: A description of the specimen to be subjected to analysis: (i) Procedures for collection, including any special preparation of the patient; special precautions regarding specimen collections; (ii) additives, preservatives, etc., necessary to maintain the integrity of the specimen; (iii) known interfering substances and their effect or effects on the procedure and results; and (iv) appropriate storage, handling or shipping instructions.

step description of the test procedure

(13) Procedure: A detailed, step-by-from reception of the specimen to reporting of results, including any points that may be useful in improving precision and accuracy, or increasing speed and facility. Give the exact details of calibration. Description of the test procedure should also include identification of reference material, preparation of reference sample or samples, e.g., use of blanks, etc., and a description of methods to be used in determining the standard curve.

(14) Results: Explain the procedure for calculating the value of the unknown. Give an explanation of each component of the formula used for the calculation of the unknown. Every number must have a unit of measurement. Include a sample calculation, step-by-step, explaining the answer. Values should be expressed to the appropriate number of significant figures. Provide the basis for evaluation of nonquantitative test results.

(15) Limitations of the procedure: Include a statement of the limitations of the procedure and an explanation of extrinsic factors, if any, that may affect the results. Include statements regarding the degree of skill, education, and training needed for analyst, special precautions, interfering substances, and the likelihood of obtaining false positive or false negative results, etc. If a more specific or more sensitive laboratory test is indicated in certain instances, the indication for the additional test shall be stated and data submitted to support it value. Positive data showing a lack of interference by commonly occurring substances shall be supplied.

(16) Support of claims: Include all available data, published or unpublished, which supports or is critical of the product or its procedure. Include data for both normal and abnormal subjects and a description of the population or populations studied. State the following for each claim:

(i) Labeling claim.

(ii) Background documentation, i.e., provide a bibliography and reprints of all pertinent references.

(iii) Procedure, e.g., nature of control, etc., used for collecting evidence for claim.

(iv) Description of statistical protocol.

(v) Description of sampling procedure.

(vi) Summary of raw results in tabular form.

(vii) Analysis of results.

(viii) Statement of interpretation of results.

(17) Summary of scientific basis of procedure. A summary of the data and views setting forth the scientific rationale and purpose of the product, and the scientific basis for the conclusion that the product has or has not been proven accurate and reliable for the intended uses. If there is an absence of controlled studies in the material submitted, an explanation as to why such studies are not considered necessary shall be included.

(18) Certification by authorized representative: A statement, signed by the person responsible for such submission, that to the best of his knowledge and belief the submission includes all favorable and unfavorable information pertinent to an evaluation of the performance of the product, and includes information derived from investigation or commercial marketing or reports in the scientific literature.

(d) *Review and evaluation.* Any existing standard or petition for a product class standard, together with any information and comments submitted pursuant to a published notice, will be reviewed and evaluated by the Food and Drug Administration in consultation with its advisory committee and the Center for Disease Control, Health Services and Mental Health Administration, Public Health Service.

(e) *Proposed product class standard.* When the Commissioner of Food and Drugs has concluded that the criteria in § 167.3(a) are met and the information available has been reviewed and found to justify the establishment of a product class standard, he shall publish in the FEDERAL REGISTER a proposed product class standard establishing conditions under which the products in the class are safe and effective and not misbranded. The standard shall include a statement of the performance requirements necessary to assure accuracy and reliability of results, specific labeling requirements for the proper use of the products in the class, and procedures for testing the products to assure satisfactory performance at the time of marketing. The standard may include, where appropriate, individual lot testing. Any interested person may, within 60 days after publication of the proposed standard in the FEDERAL REGISTER, file with the

hearing clerk of the Food and Drug Administration written comments on the proposal in quaintuplicate. Comments may be accompanied by a memorandum or brief in support thereof. All comments may be reviewed at the office of the hearing clerk during regular working hours, Monday through Friday.

(f) *Referral to an independent advisory committee.* The Commissioner of Food and Drugs may, in his discretion, refer a proposal under paragraph (e) of this section to an independent advisory committee of experts qualified in the subject matter at issue, for a report and recommendations with respect to any matter involved in such proposal which involves the exercise of scientific judgment. The Commissioner of Food and Drugs shall designate the chairman of each panel. Summary minutes of all meetings shall be made. The independent advisory committee may consult with any person in connection with the matter referred to it.

(g) *Final product class standard.* After reviewing all comments received in response to the proposal and considering all available relevant information, the Food and Drug Administration, in consultation with its advisory committee and the Center for Disease Control, and after consideration of any report of an independent advisory committee, if the matter involved has been so referred, will publish in the FEDERAL REGISTER a final order containing a product class standard. This order shall state the reasons for promulgating the product class standard, including any reason for promulgating a standard materially different from that set forth in the proposal, and the date the standard will become effective. Any report of an independent advisory committee and the summary minutes of all advisory committee meetings shall be available for public disclosure on request upon publication of the final order.

(h) *Petition to amend or repeal standards.* The Commissioner of Food and Drugs may propose to amend or repeal any standard established pursuant to this procedure, or any interested person may petition the Commissioner of Food and Drugs for such action. A petition shall set forth the action requested and a detailed statement of the grounds in support of such action. After review of the petition, the Commissioner of Food and Drugs may deny the petition if he finds a lack of reasonable grounds in support thereof, or he may publish a proposed amendment or repeal of the standard in the FEDERAL REGISTER, if adequate supporting grounds are presented. The petition shall be in the form specified in 21 CFR 2.65 with the number of copies and other information as specified therein. A new-drug application submitted for an in vitro diagnostic product which does not comply with an applicable effective product class standard will be considered as a petition to amend the standard. Petitions for repeal or amendment, for which reasonable grounds are furnished, will be handled pursuant to the procedures established in paragraphs (e) through (g) of this section.

§ 167.4 Confidentiality of submitted information.

Data and information submitted pursuant to a published notice or in a petition for a product class standard or amended standard, and falling within the confidentiality provisions of 18 U.S.C. 1905, 5 U.S.C. 552(b), or 21 U.S.C. 331(j), shall be treated as confidential by the Food and Drug Administration, and any advisory committee to whom it may be referred, until publication of a proposed product class standard. Thirty days thereafter such data and information shall be made publicly available at the Office of the Hearing Clerk of the Food and Drug Administration, except to the extent that the person submitting the data and information demonstrates that it still falls within the confidentiality provisions of one or more of those statutes.

§ 167.5 Court appeal.

The product class standard promulgated in the final order represents final agency action from which appeal lies to the courts. The Food and Drug Administration will request consolidation of all appeals in a single court. Upon court appeal, the Commissioner of Food and Drugs may, at his discretion, stay the effective date for part or all of the standard pending appeal and final court adjudication.

§ 167.6 Regulatory action.

Any in vitro diagnostic product is subject to regulatory action if it fails to conform to an applicable product class standard or standards, or the general labeling requirements of § 167.2. Failure to conform means that: (a) If the product is a device, it is adulterated in violation of section 501(c) of the Act because its strength differs from or the purity or quality of the product falls below that which it purports or is represented to possess, and it is misbranded in violation of section 502(a) of the Act for failure to state prominently on the principal display panel and on all other labeling of the product that it does not comply with the established standard and the ways in which it deviates from the standard; or (b) if the product is a drug, it is in violation of section 505 of the Act as well as sections 501 and 502 of the Act. Deviations from an established standard may be justified only by an amendment to the standard.

§ 167.7 General requirements for manufacturers and producers of in vitro diagnostic products.

(a) *Registration.* Any person who owns or operates any establishment engaged in the manufacture, preparation, compounding, or processing of an in vitro diagnostic product should register such establishment in accordance with the procedures established under 21 CFR Part 132. Any such establishment not currently registered should register within 30 days of the effective date of this regulation. Any such establishment currently registered as a drug establishment shall at the next period for re-registration use the apropriate registration form indicating that it is a producer of in vitro diagnostic products. After the initial registration all such firms should register annually between November 15 and December 31 as provided in the Part 132 of this chapter. Registration forms may be obtained from the Department of Health, Education, and Welfare, Food and Drug Administration, 5600 Fishers Lane, Rockville, Md. 20852, or at any district office listed in § 132.4 of this chapter.

(b) *Compliance with good manufacturing practices.* In vitro diagnostic products must be manufactured in accordance with current good manufacturing practices. The regulations set forth in 21 CFR Part 133, "Drugs; Current Good Manufacturing Practice in Manufacture, Processing, Packing, or Holding," should be followed as a guideline.

Interested persons may, within 60 days after publication hereof in the FEDERAL REGISTER, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6–88, 5600 Fishers Lane, Rockville, Md. 20852, written comments (preferably in quintuplicate) regarding this proposal. Comments may be accompanied by a memorandum or brief in support thereof. Comments may be seen in the above office during working hours, Monday through Friday.

Dated: August 4, 1972.

CHARLES C. EDWARDS,
Commissioner of Food and Drugs.

[FR Doc.72-12903 Filed 8-16-72;8:45 am]

Public Health Service

[42 CFR Part 51]

PROJECT GRANTS FOR AREAWIDE HEALTH PLANNING

Notice of Proposed Rule Making

On July 4, 1972, a notice appeared in the FEDERAL REGISTER that the Administrator, Health Services and Mental Health Administration, with the approval of the Secretary of Health, Education, and Welfare, proposed to issue a new Subpart C of Part 51 of Title 42 CFR, to govern project grants for areawide health planning under section 314 (b) of the Public Health Service Act (42 U.S.C. 246(b)). Interested persons were given thirty (30) days to comment on the proposal.

Three sections (§§ 51.208, 51.209, and 51.210) were inadvertently omitted by the FEDERAL REGISTER from the publication of the Notice of Proposed Rule Making on July 4. The Administrator has determined that a reprint of the original notice in full, rather than a simple notice of correction, is necessary to fully apprise interested persons of the proposed agency action. In addition, since the omitted sections are significant, the period for comment will be extended through the date fifteen (15) days after the publication of this notice in the FEDERAL REGISTER.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed 42 CFR, Part 51, Subpart C, to the Comprehensive Health Planning Service, Parklawn Building, 5600 Fishers Lane, Rockville, MD 20852, within 15 days after the publication of this notice in the FEDERAL REGISTER. Comments received will be available for public inspection at Room 7-43, Parklawn Building, between the hours of 8:30 a.m. and 5 p.m., Monday through Friday.

It is proposed to issue the new Subpart C of Part 51 as set out below.

Dated: August 14, 1972.

GERALD R. RISO,
Acting Administrator, Health Services and Mental Health Administration.

Part 51 of Title 42 is amended by adding a new Subpart C to read as follows:

Subpart C—Project Grants for Areawide Health Planning

AUTHORITY: The provisions of this subpart issued under secs. 215, 314 of the Public Health Service Act as amended; 58 Stat. 690; 84 Stat. 1304; 42 U.S.C. 216, 246.

§ 51.201 Applicability.

The regulations of this subpart apply to project grants to assist public or nonprofit private agencies and organizations in comprehensive and continuing planning for coordination of existing and planned health services, including the facilities and persons required for provision of such services, in regional, metropolitan, and other local areas, as authorized pursuant to section 314(b) of the Public Health Service Act, as amended.

§ 51.202 Definitions.

All terms not defined herein shall have the same meanings as given them in the Act. As used in this subpart:

(a) "Act" means section 314 of the Public Health Service Act, as amended (42 U.S.C. 246).

(b) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved has been delegated.

(c) "State agency" means the single State agency which has been designated in the State program under section 314(a) of the Act for administering or supervising the administration of the State's health planning functions.

§ 51.203 Eligibility.

To be eligible for a grant under this subpart, the applicant must be a public or nonprofit private agency or organization: *Provided*, That, the Secretary may make a grant to a State agency with respect to a particular region or area only if:

(a) The Secretary determines that no application for a grant which meets the requirements of the Act and the regulations of this subpart with respect to such region or area has been filed by any other agency or organization qualified to receive such a grant, and

(b) The State agency certifies, and the Secretary finds, that ample opportunity has been afforded to qualified agencies and organizations to file application for such a grant with respect to such region or area and that it is improbable that, in the foreseeable future, any agency or organization which is qualified for such a grant will file an approvable application therefor.

§ 51.204 Application.

(a) An application for a grant under this subpart shall be submitted to the Secretary in such form and manner and at such time as the Secretary may prescribe.

(b) Such application shall be executed by an individual authorized to act for the applicant and to assume on behalf of the applicant the obligations imposed by the terms and conditions of any award, including the regulations of this subpart.

(c) In addition to other pertinent information which the Secretary may require, the application shall contain a description of the planning program in sufficient detail to identify clearly the nature, need, purpose, plan, and methods of the program, the geographic area with respect to which the grant is sought, and the justification, supported by a budget or other data, for the amount of funds requested.

§ 51.205 Approval of application and grant award.

(a) An application for a grant under this subpart may be approved by the Secretary only if he makes each of the following determinations:

(1) That the application has been approved by the State agency for the State in which the area with respect to which the grant is sought is located, or, where such area includes parts of more than one State, by the State agency for each such State;

(2) That the application contains or is supported by reasonable assurances that there has been established or will, within a specified period approved by the Secretary, be established, in or for the area with respect to which the grant is sought, an areawide health planning council which meets the requirements set forth in § 51.206;

(3) That the application contains or is supported by reasonable assurances that the applicant has made provision for assisting health care facilities in the area with respect to which the grant is sought to develop a program for capital expenditures in accordance with § 51.207 (c)(5); and

(4) That the area (which may include parts of more than one State, but may in no instance be solely the entire area of a single State) to be covered by comprehensive health planning under the grant has a population of sufficient size to justify having a reasonably full range of physical, mental, and environmental health services, facilities, and manpower: *Provided*, That, with respect to any area which is found by the Secretary to have a population of insufficient size to meet the requirements of this subparagraph (4), the Secretary may award a grant under this subpart to a State agency in which all or part of such area is located, where (i) he finds that the other requirements of this paragraph (a) are satisfied, and (ii) he makes the findings required under § 51.203 (a) and (b).

(5) That (i) where a State has established, through formal designation or other recognition, State planning and development districts as appropriate areas for planning under State law or Federal requirements, the boundaries of the area to be covered by comprehensive health planning under the grant conform to the boundaries of such State planning and development districts, except where the Secretary finds that such conformance is not justified under the circumstances of the particular grant; or (ii) where a State has not established such State planning and development districts, units of general local government and Federal agencies administering related programs[1] in the area to be covered by comprehensive health planning under the grant have been consulted and have been provided a reasonable opportunity to comment with respect to the boundaries of such area, so as to assure consistency with planning areas or districts, if any, which have been established through local agreement or under related Federal programs;

(6) That the applicant has established or will within a specified period approved by the Secretary establish arrangements to assure coordination of planning activities being carried on under related Federal, State, and local programs in the area to be covered by comprehensive health planning. Such arrangements shall include the following:

(i) Identification of related Federal, State, and local planning activities being carried on within such area;

(ii) Descriptions of explicit organizational or procedural arrangements that have been or will be established by the applicant to assure such coordination of planning activities;

(iii) Descriptions of cooperative arrangements that have been or will be made by the applicant with respect to

[1] A list of Federal agencies administering related programs in a particular area may be obtained from the Federal Regional Council for the region in which the area is located.

joint or common use of planning resources such as funds, personnel, facilities, and services; and

(iv) Evidence satisfactory to the Secretary that comprehensive health planning in the area will proceed from base data, statistics, projections and assumptions that are common to or consistent with those being employed for related planning activities being carried on within such area;

(7) That the applicant is generally recognized by providers of health services, local government and citizen groups representative of consumers of health services as the single organization responsible or to be responsible for the conduct of comprehensive health planning in the area.

(b) Within the limits of funds available for such purpose, the Secretary may award grants to those applicants whose projects will in his judgment best promote the purpose of the Act.

(c) The amount of any award shall be determined by the Secretary on the basis of his estimate of the sum necessary for all or a designated portion of direct project costs plus an additional amount for indirect costs, if any, which will be calculated by the Secretary either (1) on the basis of his estimate of the actual indirect costs reasonably related to the project, or (2) on the basis of a percentage of all, or a portion, of the estimated direct costs of the project when there are reasonable assurances that the use of such percentage will not exceed the approximate actual indirect costs. Such award may include an estimated provisional amount for indirect costs or for designated direct costs subject to upward (within the limits of available funds) as well as downward adjustments to actual costs when the amount properly expended by the grantee for provisional items has been determined by the Secretary: *Provided, however,* That no grant shall be made for an amount which exceeds 75 percent of the total cost as found necessary by the Secretary for the carrying out of the project. In determining the grantee's share of project costs, costs for which Federal grants from other sources have been or may be claimed or received or costs used to match other Federal grants except as may be otherwise provided by law, or costs to be met from the Federal share of grant-related income (except as may be permitted by Chapter 1–420 of the Department of Health, Education, and Welfare Grants Administration Manual [2]) may not be included.

(d) Except as may otherwise be provided by the regulations of this subpart, the identification of direct and indirect costs will be consistent with the generally accepted and established accounting practices that the grantee applies to its own activities and in accordance with the applicable principles set forth in Chapters 1–76, 2–65, 2–66, and 5–60 of the Department of Health, Education, and Welfare Grants Administration Manual.

(e) All grant awards shall be in writing, and shall set forth the amount of funds granted and the period for which support is recommended.

(f) Neither the approval of any project nor any grant award shall commit or obligate the United States in any way to make any additional, supplemental, continuation or other award with respect to any approved project or portion thereof. For continuation support, grantees must make separate application annually at such times and in such form as the Secretary may direct.

§ 51.206 Areawide health planning councils.

Each grant awarded under this subpart is subject to the condition that there has been or will be established in or for the area with respect to which the grant is made an areawide health planning council (hereinafter termed "council"), whose membership may consist of the membership or the board of directors of the grantee organization, and which meets the requirements of this section.

(a) The membership of the council shall include representatives of public and nonprofit private agencies, institutions, and organizations concerned with health. Such representatives shall include representation of the regional medical programs established under title IX of the Public Health Service Act which are included in whole or in part within the area and representatives of the interests of local government, of the interests of hospitals and other health care facilities and practicing physicians serving the area, and of consumers of health services. A majority of the council members must be consumer representatives whose major career occupation is neither the organization, financing, or delivery of health services, nor the teaching of or research in health sciences.

(b) The membership of the council shall be generally representative of all geographic portions and socioeconomic groups, including minority groups, of the area.

(c) Members of the council shall be appointed for definite terms which shall not exceed 4 years, so staggered as to assure that the terms of not more than one-third of the members will expire in any calendar year. No member shall serve continuously for more than two terms.

(d) The council shall meet as often as necessary, but not less often than four times per year, for the purpose of considering and, as appropriate, consulting with and advising the grantee with respect to:

(1) The scope of planning activities to be undertaken by the grantee;

(2) The recommendations to be made by the grantee as a result of such activities; and

(3) Necessary review and modifications of the grantee's planning program.

(e) All policies and recommendations of the council with respect to the grantee's comprehensive health planning activities shall be made public.

§ 51.207 Program requirements.

(a) The applicant shall:

(1) Include on its staff a full-time director of comprehensive health planning activities: *Provided,* That the Secretary may, in particular cases, approve other arrangements for administering or supervising the administration of the applicant's planning activities where he finds that such other arrangements will result in the effective administration of such activities; and

(2) Provide, either on its staff or by use of consultants or arrangements with other organizations, professional competence in both health and planning.

(b) Activities conducted under the project shall not include the provision of health services.

(c) Activities conducted under the project shall include:

(1) Health planning that is comprehensive in nature and conducted in the interest of the general population of the area, and not directed toward the particular interest of any organization, institution, or profession;

(2) Promulgating policies and recommendations directed toward improving the physical, mental, and environmental health status of the population of the planning area;

(3) Continuing maintenance of relationships with other agencies and organizations in the area concerned with health, and with the general public, including the provision of information and interpretations concerning project activities;

(4) Establishment and continuing assessment of methods and principles for local review of projects required by other Federal legislation;

(5) Assisting health care facilities in the area with respect to which the grant is made to develop a program for capital expenditures for replacement, modernization, and expansion which is consistent with such overall State plan as has been developed in accordance with criteria established by the Secretary pursuant to section 314(a)(2)(I) of the Act and which will meet the needs of the area for health care facilities, equipment, and services without duplication and otherwise in the most efficient and economical manner.

(i) The assistance and review required under this paragraph may be provided by the applicant itself, or, under the applicant's control and supervision, by another local public or nonprofit private agency or organization: *Provided,* That the final responsibility for the conduct of such review and assistance shall in all cases rest with the grantee.

(ii) For purposes of this subparagraph, the term "health care facility" includes all hospitals, sanitoriums, nursing homes, and other facilities for the

[2] The Department of Health, Education, and Welfare Grants Administration Manual is available for public inspection and copying at the Department's and Regional Offices' Information Centers listed in 45 CFR 5.31, and may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

inpatient care of the sick, mentally ill, injured, or disabled, which are licensed or formally approved for such purposes by an officially designated State standard-setting authority, and all public or private nonprofit clinics, health centers, and other facilities a major purpose of which is to provide diagnostic, preventive, or therapeutic outpatient health care by or under the supervision of doctors of medicine, osteopathy, or dentistry: *Provided*, That such term shall not include facilities operated by religious groups relying solely on spiritual means through prayer and healing and in which health care by or under the supervision of doctors of medicine, osteopathy, or dentistry is not provided.

§ 51.208 Matching requirements.

Federal funds granted under this subpart may be used to meet 75 percent of the cost of the project, or such lesser percentage as may be specified in the grant award. In determining the grantee's share of the project costs, costs for which Federal funds from other sources have been or may be claimed or received, or costs used to match other Federal grants, or costs to be met from the Federal share of grant-related income (except as may be permitted by Chapter 1–420 of the Department of Health, Education, and Welfare Grants Administration Manual), shall be excluded.

§ 51.209 Payments.

The Secretary shall from time to time make payments to a grantee of all or a portion of any grant award, either in advance or by way of reimbursement, for expenses incurred or to be incurred, to the extent he determines such payments necessary to promote prompt initiation and advancement of the approved project.

§ 51.210 Use of grant funds.

(a) Any funds granted pursuant to this subpart, and any non-Federal funds required as a condition of the grant to be expended in the project, shall be expended by the grantee solely for carrying out the approved project in accordance with the Act, the regulations of this subpart, the terms and conditions of the award, and the cost principles set forth in the Department of Health, Education, and Welfare Grants Administration Manual.

(b) Prior approval by the Secretary of revision of the budget and project plan is required whenever there is to be a significant change in the scope or nature of project activities.

§ 51.211 Nondiscrimination.

Attention is called to the requirements of title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d; 78 Stat. 252) which provides 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 Federal financial assistance. A regulation implementing such title VI, which is applicable to grants made under this subpart, has been issued by the Secretary of Health, Education, and Welfare with the approval of the President (45 CFR Part 80).

§ 51.212 Publications and copyright.

Except as may be otherwise provided under the terms and conditions of the award, the grantee may copyright without prior approval any publications, films, or similar materials developed or resulting from a project supported by a grant under this subpart, subject, however, to a royalty-free, nonexclusive, and irrevocable license or right in the Federal Government to reproduce, translate, publish, use, disseminate, and dispose of such materials and to authorize others to do so.

§ 51.213 Grantee accountability.

(a) *Accounting for grant award payments.* All payments made by the Secretary shall be recorded by the grantee in accounting records separate from the records of all other grant funds, including funds derived from other grant awards. With respect to each approved project, the grantee shall account for the sum total of all amounts paid by presenting or otherwise making available evidence satisfactory to the Secretary of expenditures for direct and indirect costs meeting the requirements of this part: *Provided, however*, That when the amount awarded for indirect costs was based on a predetermined fixed percentage of estimated direct costs, the amount allowed for indirect costs shall be computed on the basis of such predetermined fixed percentage rates applied to the total, or a selected element thereof, of the reimbursable direct costs incurred.

(b) *Accounting for equipment.* As used in this section the term "equipment" means an article of property procured or fabricated which is complete in itself, is of a durable nature, and has an expected service life of more than 1 year. Equipment on hand on the date of termination for which accounting is required in accordance with the procedures set forth in Chapter 1–410–50 of the Department of Health, Education, and Welfare Grants Administration Manual shall be identified and reported by the grantee in accordance with such procedures, and, accounted for by one or a combination of the following methods, as determined by the Secretary:

(1) *Retention of equipment for other health planning projects.* Equipment may be used, without adjustment of accounts, on other grant-supported projects within the scope of section 314(b) of the Act, and no other accounting for such equipment shall be required: *Provided, however*, That (i) during such period of use no charge for depreciation, amortization or other use of the equipment shall be made against any existing or future Federal grant or contract, and (ii) if within the period of its useful life material is transferred by sale or otherwise for use outside the scope of section 314(b) of the Act, the Federal share of the fair market value at the time of transfer shall be refunded to the Federal Government.

(2) *Sale or other disposition of equipment, crediting of proceeds or value.* The equipment may be sold by the grantee and the net proceeds of the sale credited to the grant account for project use, or it may be used or disposed of in any manner by the grantee by crediting to the grant account the Federal share of the fair market value on the termination date. To the extent equipment purchased with grant funds is used for credit or trade-in on the purchase of new equipment, the accounting obligation shall apply to the same extent to such new equipment.

(3) *Return or transfer of equipment.* The equipment may be returned to the Federal Government by the grantee or, in accordance with the provisions of Chapter 1–410–50B of the Department of Health, Education, and Welfare Grants Administration Manual, may be transferred to another grantee for the purpose of continuing the project for which the equipment was purchased.

(c) *Accounting for grant-related income.*

(1) *Interest.* Pursuant to section 203 of the Intergovernmental Cooperation Act of 1968 (42 U.S.C. 4213), a State will not be held accountable for interest earned on grant funds, pending their disbursement for grant purposes. A State, as defined in section 102 of the Intergovernmental Cooperation Act, means any of the several States, the District of Columbia, Puerto Rico, any territory or possession of the United States, or any agency or instrumentality of a State, but does not include the governments of the political subdivisions of a State. All grantees other than a State, as so defined, must return all interest earned on grant funds to the Federal Government.

(2) *Royalties.* Royalties earned from publications or similar material produced from a grant must first be used to reduce the Federal share of the grant funds expended to cover the costs of publishing or producing the materials. Royalties in excess of the costs of publishing or producing the materials shall be distributed as in subparagraph (3) of this paragraph.

(3) *Other income.* Other income earned by the grantee shall be disposed of in accordance with one of the alternatives specified in Chapter 1–420 of the Department of Health, Education, and Welfare Grants Administration Manual as determined by the Secretary in the grant award.

(d) *Grant closeout.*

(1) *Date of final accounting.* A grantee shall render, with respect to each approved project, a full account, as provided herein, as of the date of termination of grant support. The Secretary may require other special and periodic accounting.

(2) *Final settlement.* There shall be payable to the Federal Government as final settlement with respect to each approved project the total sum of:

(i) any amount not accounted for pursuant to paragraph (a) of this section;

(ii) any credits for material on hand as provided in paragraph (b) of this section;

(iii) any credits for earned interest pursuant to paragraph (c)(1) of this section;

(iv) any other settlements required pursuant to paragraphs (c)(1) and (c)(2) of this section.

Such total sum shall constitute a debt owed by the grantee to the Federal Government and shall be recovered from the grantee or its successors or assignees by set-off or other action as provided by law.

§ 51.214 Records, reports, inspection.

(a) *Records and reports.* Each grant awarded pursuant to this part shall be subject to the condition that the grantee shall maintain such progress and accounting records, identifiable by grant number, and file with the Secretary such progress and fiscal reports relating to the use of grant funds, as the Secretary may find necessary to carry out the purposes of the Act and the regulations. All records shall be retained for 3 years after the close of the budget period. Such records may be destroyed at the end of such 3-year period if the applicant has been notified of the completion of the Federal audit by such time. If the applicant has not been so notified by the end of such 3-year period, such records shall be retained (1) for 5 years after the close of the budget period or (2) until the grantee is notified of the completion of the Federal audit, whichever comes first. In all cases where audit questions have arisen before the expiration of such 5-year period, records shall be retained until resolution of all such questions.

(b) *Inspection and audit.* Any application for a grant under this subpart shall constitute the consent of the applicant to inspections at reasonable times by persons designated by the Secretary of the facilities, equipment and other resources of the applicant and to interviews with principal staff members to the extent that such resources and personnel are, or will be, involved in the project. In addition, the acceptance of any grant under this subpart shall constitute the consent of the grantee to inspections and fiscal audits by such persons of the supported activity and of progress and fiscal records relating to the use of grant funds.

§ 51.215 Additional conditions.

The Secretary may, with respect to any grant award, impose additional conditions prior to or at the time of such award when in his judgment such conditions are necessary to assure or protect the advancement of the project, the interests of public health, or the conservation of grant funds.

§ 51.216 Early termination of grant or withholding of payments.

Whenever the Secretary finds that a grantee has failed in a material respect to comply with the Act or with the terms of the grant, including the regulations of this subpart, he may, on reasonable notice to the grantee, withhold further payments, and take such other action, including the termination of the grant, as he finds appropriate to carry out the purposes of the Act and the regulations. Noncancellable obligations of the grantee properly incurred prior to the receipt of the notice of termination will be honored. The grantee shall be promptly notified of such termination in writing and given the reasons therefor.

[FR Doc.72-14012 Filed 8-16-72;8:54 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Airworthiness Docket No. 72-WE-15-AD]

DOUGLAS MODEL DC-9-10 SERIES AIRPLANES

Proposed Airworthiness Directives

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Douglas DC-9-10 series airplanes. The forward flight attendant has sustained injury on several occasions on DC-9-10 series airplanes from the protruding entry door closing assist handle located in the cockpit bulkhead. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require that the assist handle be removed and an improved design modification installed on DC-9-10 series airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Department of Transportation, Federal Aviation Administration, Western Region, Attention: Regional Counsel, Airworthiness Rule Docket, Post Office Box 92007, Worldway Postal Center, Los Angeles, CA 90009. All communications received on or before September 20, 1972, will be considered by the agency before taking action upon the proposed rule. The proposals contained in this notice may be changed in light of comments received. All comments will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons.

In consideration of the foregoing, it is proposed to amend section 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

McDONNELL DOUGLAS. Applies to Model DC-9-10 series airplanes certificated in all categories.

Compliance required within the next 3,000 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent possible injury to the forward flight attendant, remove the entry door closing assist handle, P/N 3918664-1, and install a handle, P/N 3924268-1, per McDonnell Douglas Service Bulletin No. 25-31, dated May 4, 1966, and/or McDonnell Douglas Service Bulletin No. 25-185, dated March 31, 1972 or later FAA-approved revisions, or an equivalent modification approved by the Chief, Aircraft Engineering Division, FAA, Western Region.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on August 9, 1972.

ROBERT O. BLANCHARD,
Acting Director,
FAA Western Region.

[FR Doc.72-13036 Filed 8-16-72;8:49 am]

[14 CFR Part 71]

[Airspace Docket No. 72-SO-80]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Knoxville, Tenn., transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, Post Office Box 20636, Atlanta, GA 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 724, 3400 Whipple Street, East Point, GA.

The Knoxville transition area described in § 71.181 (37 F.R. 2143) would be amended as follows:

"* * * beginning * * *" would be deleted and "* * * beginning; within a 15-mile radius of Sevier-Gatlinburg Airport (lat. 35°-51'25" N., long. 83°31'44" W.); excluding the portion within the Morristown, Tenn., transition area * * *" would be substituted therefor.

The proposed alteration is required to provide controlled airspace protection for IFR operations at Sevier-Gatlinburg Airport. A prescribed instrument approach procedure to this airport, utilizing the

Knoxville VORTAC, is proposed in conjunction with the alteration of this transition area.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348 (a)) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 9, 1972.

PHILLIP M. SWATEK,
Director, Southern Region.

[FR Doc.72-13043 Filed 8-16-72;8:50 am]

[14 CFR Part 71]

[Airspace Docket No. 72-SW-55]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Marble Falls, Tex.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, TX 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (37 F.R. 2143), the following transition area is added:

MARBLE FALLS, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Horseshoe Bay Airport (lat. 30°31'27" N., long. 98°21'45" W.), and within 3.5 miles each side of the 012° bearing extending from the 5-mile-radius area to 11.5 miles north of the NDB site at lat. 30°31'27" N., long. 98°21'45" W.

The proposed transition area will provide controlled airspace for aircraft executing approach/departure procedures proposed at the Horseshoe Bay Airport, Marble Falls, Tex.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on August 9, 1972.

R. V. REYNOLDS,
Acting Director, Southwest Region.

[FR Doc.72-13044 Filed 8-16-72;8:50 am]

[14 CFR Part 91]

[Docket No. 12135; Notice No. 72-22]

GENERAL OPERATING AND FLIGHT RULES

Speed Limits in Terminal Control Areas

The Federal Aviation Administration (FAA) is considering an amendment to Part 91 of the Federal Aviation Regulations that would rescind the airport traffic area speed limits within those airport traffic areas which are located within Terminal Control Areas (TCAs).

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in triplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC-24, 800 Independence Avenue SW., Washington, DC 20591. All communications received on or before October 2, 1972, will be considered by the Administrator before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comment, in the rules docket for examination by interested persons.

Federal Aviation Regulation (FAR) 91.70 prohibits aircraft operations below 10,000 feet MSL at an indicated airspeed of more than 250 knots, and further prohibits operations within an airport traffic area at airspeeds in excess of 200 knots for turbine-powered aircraft, and 156 knots for reciprocating engine aircraft. The intent and purpose of airport traffic area speed restrictions was to improve the "see and avoid" capability of aircraft maneuvering in the vicinity of those airports with a relatively high volume of traffic, much of which might not be under Air Traffic Control. Aircraft operating within a Terminal Control Area (TCA) are, in effect, operating within positive controlled airspace where these additional speed limitations are not essential to safety.

It is believed that the 250-knot speed limit, which applies to all operations below 10,000 feet MSL, is adequate to insure a safe operating environment within TCAs, and that the additional airport traffic area speed limits are unnecessarily restrictive at TCA locations. Furthur, the elimination of these speed limits within TCAs would reduce pilot and controller work load and result in a more efficient traffic flow.

In consideration of the foregoing, it is proposed to amend Part 91 of the Federal Aviation Regulations as follows:

Section 91.70(b) would be amended to read as follows:

§ 91.70 Aircraft speed.

* * * * *

(b) Except in terminal control areas, and unless otherwise authorized or required by ATC, * * *.

* * * * *

This amendment is proposed under the authority of sections 307 and 313(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348, 1354(a)), and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 9, 1972.

RAYMOND G. BELANGER,
Acting Director,
Air Traffic Service.

[FR Doc.72-13042 Filed 8-16-72;8:50 am]

NATIONAL LABOR RELATIONS BOARD

[29 CFR Part 103]

HORSERACING AND DOGRACING INDUSTRIES

Proposed Exercise of Jurisdiction; Extension of Time

In Volume 37 of the FEDERAL REGISTER dated July 18, 1972, there appeared at page 14242 a notice with respect to the proposed exercise of jurisdiction by the National Labor Relations Board over labor disputes arising in the horseracing and dogracing industries which might be cognizable under the National Labor Relations Act, as amended (49 Stat. 449, et seq.; 29 U.S.C. 151, et seq.). The circumstances giving rise to the proposed exercise of jurisdiction and the data deemed relevant thereto were set forth in the explanatory statement attached to said notice. The said notice further provided that all persons who desired to submit written data, views, or arguments for consideration in connection with the proposed rule should file 15 copies of same, not later than 60 days after publication thereof in the FEDERAL REGISTER, with the Executive Secretary, National Labor Relations Board, Washington, D.C. 20570.

It has come to the attention of the Board that further time is required for the submission of such data, views, or arguments. Accordingly, the time for the filing of such submissions is hereby extended to October 17, 1972.

Dated, Washington, D.C., August 11, 1972.

By direction of the Board.

JOHN C. TRUESDALE,
Executive Secretary.

[FR Doc.72-13049 Filed 8-16-72;8:50 am]

Notices

DEPARTMENT OF STATE

Agency for International Development

CARIBBEAN DEVELOPMENT BANK, BRIDGETOWN, BARBADOS

Housing Guaranty Program

The Agency for International Development (A.I.D.), has advised the Caribbean Development Bank (the borrower), a regional development bank established in 1970 to contribute to the economic development and growth of its members, that upon execution by an eligible U.S. investor acceptable to A.I.D. of an agreement to loan the borrower an amount not to exceed $2 million, and subject to the satisfaction of certain further terms and conditions by the borrower, A.I.D. will guarantee repayment to the investor of the principal and interest on such loan. The guarantee will be backed by the full faith and credit of the United States of America and will be issued pursuant to authority contained in section 22 of the Foreign Assistance Act of 1961, as amended (the "Act"). Proceeds of the loan will be used for the creation and development of a secondary mortgage market fund within the Caribbean Development Bank.

Eligible investors interested in extending a guaranteed loan to the borrower should communicate promptly with:

Sir Arthur Lewis, President, Caribbean Development Bank, Post Office Box 408, Treasury Building, Bridgetown, Barbados.

Investors eligible to receive a guaranty are those specified in section 238(c) of the Act. They are: (1) U.S. citizens; (2) domestic corporations, partnerships, or associations substantially beneficially owned by U.S. citizens; (3) foreign corporations whose share capital is at least 95 percent owned by U.S. citizens; and (4) foreign partnerships or associations wholly owned by U.S. citizens.

To be eligible for a guaranty, the loan must be repayable in full no later than the 25th anniversary of the final disbursement of the principal amount thereof and the interest by A.I.D. A.I.D. will charge a guaranty fee equal to one-half of 1 percent per annum on the outstanding guaranteed principal amount of the loan.

Information as to eligibility of investors and other aspects of the A.I.D. housing guaranty program can be obtained from:

Director or Deputy Director, Office of Housing, Agency for International Development, Room 501, SA-16, Washington, D.C. 20523.

This notice is not an offer by A.I.D. or by the borrower. The borrower and not A.I.D. will select a lender and negotiate the terms of the proposed loan.

Dated: August 10, 1972.

STANLEY BARUCH,
Director, Office of Housing, Agency for International Development.

[FR Doc.72-13031 Filed 8-16-72;8:49 am]

DEPARTMENT OF THE INTERIOR

Office of Hearings and Appeals

[Docket No. M 72-42]

CHISHOLM MINE

Petition for Modification of a Mandatory Safety Standard

Notice hereby is given that, pursuant to section 301(c) of the Federal Coal Mine Health and Safety Act (30 U.S.C. § 801 et seq.) (act), Chisholm Mine, whose address is Star Route, Box 345, Phelps, Ky. 41553 (petitioner) has filed a petition to modify the application to it of the safety standard set out in section 311(c) of the act and 75.1105 of the implementing standards (30 CFR 75.1105).

Said sections 311(c) and 75.1105 set forth the safety standard as follows:

Underground transformer stations, battery-charging stations, substations, compressor stations, shops, and permanent pumps shall be housed in fireproof structures or areas. Air currents used to ventilate structures or areas enclosing electrical installations shall be coursed directly into the return. Other underground structures installed in a coal mine as the Secretary may prescribe shall be of fireproof construction.

Petitioner requests that the application to it of said section be modified to allow the use of portable battery-charging units fully enclosed in fireproof housing; and petitioner avers further that it is convinced and is prepared to demonstrate "that it follows an alternative method of achieving the result of the quoted standard which will at all times guarantee no less than the same measure of protection afforded the miners by such standard."

Any party interested in this petition shall file his answer or comments, with request for a hearing if desired, within thirty (30) days from the date of publication of this notice in the FEDERAL REGISTER, with the Office of Hearings and Appeals, Hearings Division, U.S. Department of the Interior, Ballston Tower No. 3, 4015 Wilson Boulevard, Arlington, VA 22203. Copies of the petition are available for inspection at that address.

JAMES M. DAY,
Director, Office of Hearings and Appeals.

AUGUST 9, 1972.

[FR Doc.72-13020 Filed 8-16-72;8:48 am]

[Docket No. M 73-3]

KENTLAND-ELKHORN COAL CORP.

Petition for Modification of a Mandatory Safety Standard

Notice hereby is given that, pursuant to section 301(c) of the Federal Coal Mine Health and Safety Act (30 U.S.C. § 801 et seq.) (Act), Kentland-Elkhorn Coal Corp., whose address is Mouthcard, Ky. 41548 (Petitioner) has filed a petition to modify the application to it of the safety standard set out in section 311(c) of the Act and 75.1105 of the implementing standards (30 CFR 75.1105).

Said section 311(c) and 75.1105 set forth the safety standard as follows:

Underground transformer stations, battery-charging stations, substations, compressor stations, shops, and permanent pumps shall be housed in fireproof structures or areas. Air currents used to ventilate structures or areas enclosing electrical installations shall be coursed directly into the return. Other underground structures installed in a coal mine as the Secretary may prescribe shall be of fireproof construction.

Petitioner requests that the application of said section to its Kentland No. 2 mine, No. 3 mine, and Peter Creek mine; and to its Feds Creek No. 1 mine and No. 2 mine, be modified to allow the use of portable battery-charging units fully enclosed in fireproof housing; and petitioner avers further that it is convinced and is prepared to demonstrate "that it follows an alternative method of achieving the result of the quoted standard which will at all times guarantee no less than the same measure of protection afforded the miners by such standard."

Any party interested in this petition shall file his answer or comments, with request for a hearing if desired, within thirty (30) days from the date of publication of this notice in the FEDERAL REGISTER, with the Office of Hearings and Appeals, Hearings Division, U.S. Department of the Interior, Ballston Tower No. 3, 4015 Wilson Boulevard, Arlington,

VA 22203. Copies of the petition are available for inspection at that address.

JAMES M. DAY,
Director, Office of Hearings and Appeals.

AUGUST 9, 1972.

[FR Doc.72-13019 Filed 8-16-72;8:48 am]

National Park Service

HERBERT HOOVER NATIONAL HISTORIC SITE, IOWA

Establishment of National Historic Site

The Act of August 12, 1965 (79 Stat. 510; 16 U.S.C. 461, note), authorized the Secretary of the Interior to acquire the necessary acres of land or interests in land in or near West Branch, Iowa, to preserve in public ownership historically significant properties associated with the life of Herbert Hoover. Section 2 of the act, moreover, authorized the negotiation of agreements for the (1) transfer of lands and certain other property from the administrative control of the Administrator of General Services to that of the Secretary of the Interior and, (2) use by the Administrator of portions of facilities constructed by the Secretary.

Since the land or interests in land necessary to accomplish the purposes of the above act have been substantially acquired and, further, agreements have been negotiated with the Administrator of General Services to implement the objectives of the aforesaid section 2, notice is given that the Herbert Hoover National Historic Site is hereby established.

The area so established is depicted on map numbered 432-20,001-C and dated October 1971, which map is on file and available for inspection in the administrative office for the Herbert Hoover National Historic Site and in the offices of the National Park Service, Department of the Interior, Washington, D.C.

Date: August 10, 1972.

GEORGE B. HARTZOG, Jr.,
Director, National Park Service.

[FR Doc.72-13007 Filed 8-16-72;8:47 am]

DEPARTMENT OF AGRICULTURE

Foreign Agricultural Service

IMPORT QUOTAS

Certain Country Quotas for Calendar Year 1972; Adjustment

In accordance with headnote 3(a)(iv) of Part 3 of the appendix to the Tariff Schedules of the United States (19 U.S.C. 1202), hereinafter referred to as T.S.U.S., whenever the Secretary of Agriculture determines that the "Quota Quantity" of an article, for which licenses are required by said part, is not likely to be entered within any calendar year from any country of origin specified therefor, he may provide with respect to such article for the adjustment for that calendar year, within the aggregate quantity of such article permitted to be entered from all countries during such calendar year, of the quantities of such article which may be entered during such year from particular countries of origin.

Information has been received that due to drouth and other causes, the quota quantity of certain of such articles is not likely to be imported from some specified countries of origin during the calendar year 1972. Notice is hereby given that, pursuant to said headnote 3(a)(iv) and § 6.30(a) of Import Regulation 1, Revision 5, as amended (7 CFR 6.30(a)), consideration will be given to the adjustment of such quotas and the transfer of the quota shares of persons holding licenses for the importation of any such article from countries of origin specified in such licenses to other countries specified in Part 3 of the appendix to the T.S.U.S. as countries of origin for such article, upon the submission of information by the licensee accompanied by proof, satisfactory to the Administrator, or his designee, that said licensee has been unable to obtain his quota quantity of such article from the country of origin specified in his license due to lack of supply of such article in such country in such condition as to permit its importation into the United States.

To the extent it is determined that quantities of such articles are not likely to be entered from any particular country of origin during the calendar year 1972, the quota for such country will be reduced for such article for such year and the quotas for such other countries of origin for such article shall be increased for such year. In making such adjustment due account shall be given to the proportion of such articles supplied by such other countries of origin during the respective representative periods and to any special factors which may have affected or may be affecting the trade in the articles concerned.

Information concerning inability to import from particular countries of origin should be sent to the Chief, Import Branch, Foreign Agricultural Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Issued at Washington, D.C., this 14th day of August 1972.

RAYMOND A. IOANES,
Administrator,
Foreign Agricultural Service.

[FR Doc.72-13051 Filed 8-16-72;8:52 am]

Soil Conservation Service

SHOEMAKER RIVER WATERSHED PROJECT, VA.

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Soil Conservation Service, Department of Agriculture, has prepared a final environmental statement for the Shoemaker River Watershed Project, Rockingham County, Va., USDA-SCS-ES-WS-(ADM)-72-20-(F).

The environmental statement concerns a plan for watershed protection and flood prevention. The planned works of improvement include conservation land treatment supplemented by four floodwater retarding structures.

The final environmental statement was transmitted to CEQ on August 9, 1972. Copies are available for inspection during regular working hours at the following locations:

USDA, Soil Conservation Service, Washington Office, South Agriculture Building, Room 5227, 12th Street and Independence Avenue SW., Washington, D.C. 20250.

USDA, Soil Conservation Service, Federal Building, Room 7408, 400 North Eighth Street, Post Office Box 10026, Richmond, VA 23240.

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Va. 22151. Please refer to the name and number of the statement above when ordering. The estimated cost is $3.25.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the Council on Environmental Quality Guidelines.

Dated: August 10, 1972.

W. B. DAVEY,
Acting Administrator,
Soil Conservation Service.

[FR Doc.72-13050 Filed 8-16-72;8:51 am]

DEPARTMENT OF COMMERCE

Maritime Administration

ASSISTANT ADMINISTRATOR FOR MARITIME AIDS

Notice of Redelegation of Certain Authorities

Notice is hereby given that the Maritime Subsidy Board on July 31, 1972, with the approval of the Secretary of Commerce pursuant to § 6.04 of Department Organization Order No. 10-8, redelegated to the Assistant Administrator for Maritime Aids the following authorities delegated to the Board by section 6 of said order consistent with the authority of the Secretary of Commerce under the Merchant Marine Act, 1936, as amended, the Reorganization Plan No. 21 of 1950, and the Reorganization Plan No. 7 of 1961:

1. Requests to make cruise voyages.

2. Requests to interchange a vessel, and to determine which operating subsidy rate to apply.

3. Requests for exceptions to limitations on the foreign purchase of subsistence stores.

4. Requests to withdraw vessels from operating-differential subsidy agreements for sale of scrap when the final subsidized voyage of the ship terminates at a foreign port.

5. Requests to defer or postpone mandatory deposits into the Special and Capital Reserve Funds.

6. Determinations that owners pay the depreciated foreign costs of the national defense features on vessels if these features are used in commercial operations or if the ABS and/or Coast Guard change their regulations to require such features.

7. Requests for temporary (up to 1 year) reduction in sailing requirements for liner operators when reductions are dictated by operational necessities rather than policy consideration.

In approving such redelegations of authority the Board determined that in exercising the authorities so delegated, the Assistant Administrator for Maritime Aids should follow the directions and guidelines set forth below:

1. No action shall be taken under the authorities redelegated in cases which present in the opinion of the Assistant Administrator for Maritime Aids, particular conditions or circumstances warranting prior policy guidance or approval by the Board without first obtaining such guidance or approval;

2. In exercising the authorities redelegated the Assistant Administrator for Maritime Aids shall be guided by and shall act consistent with the approval of the Secretary of Commerce on May 17, 1972;

3. Notwithstanding § 6.04 of the Department Organization Order 10–8, actions taken under the authorities redelegated shall be subject to administrative review by the Maritime Subsidy Board and further review by the Secretary of Commerce pursuant to section 7 of said Department Organization Order 10–8; and

4. Actions taken under the redelegations of authorities shall be reported monthly to the Maritime Subsidy Board.

Dated: July 31, 1972.

By Order of the Maritime Subsidy Board/Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.72–13058 Filed 8–16–72;8:51 am]

Office of Import Programs

NORTH CAROLINA STATE UNIVERSITY ET AL

Notice of Applications For Duty-Free Entry of Scientific Articles

The following are notices of the receipts of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89–651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Import Programs Division, Office of Import Programs, Washington, D.C. 20230, within 20 calendar days after the date on which this notice of application is published in the FEDERAL REGISTER.

Amended regulations issued under cited Act, as published in the February 24, 1972, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C.

Docket No. 72–00619–00–28200. Applicant: North Carolina State University, Purchasing Department, Post Office Box 5935, Raleigh, NC 27607. Article: Accessories for ESR spectrometer, Model JES-ME–1X. Manufacturer: JEOL Ltd., Japan. Intended use of article: The articles are accessories for an existing ESR Spectrometer being used for conducting research centered around the free radicals produced by the high energy and ultraviolet irradiation of high polymers and monomer-polymer systems. This research would be an intrinsic part of the graduate program in polymer science. M.S. and Ph. D. candidates in Chemistry, Forestry, and Textiles would also be involved in the research programs. Application received by Commissioner of Customs: June 13, 1972.

Docket No. 73–00001–00–46040. Applicant: UCLA. Department of Zoology, 405 Hilgard Avenue, Los Angeles, CA 90024. Article: Anticontamination cold finger. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is a compatible accessory to be used with an existing electron microscope in the study of neuromuscular junctions of biological materials. Application received by Commissioner of Customs: July 3, 1972.

Docket No. 73–00032–33–46070. Applicant: West Virginia University Medical Center, Morgantown, W. Va. 26506. Article: Scanning electron microscope, Model S4. Manufacturer: Cambridge Scientific Instruments, Ltd., United Kingdom. Intended use of article: The article is intended to be used to examine and record in micrographs the surface contours of materials of biomedical importance. More specifically it will be used:

(a) To collect information on the surface morphology of a wide variety of animal and human tissues; the information to be used for teaching and basic research in biology and medicine.

(b) To study the surface morphology of micro-organisms of clinical interest.

(c) To study surface-surface interactions between pathogenic micro-organisms and human and animal cells both in vitro and in vivo.

(d) To investigate the surface effects of known bacterial toxins on animal tissues.

(e) To determine the effects of a wide variety of antimicrobial agents on the surface morphology of micro-organisms of human interest.

(f) To study normal and abnormal surface anatomy of animal and human lungs and the surface interactions which occur in a wide variety of pulmonary diseases.

The information obtained will be used to teach certain aspects of Microbiology and Infectious Diseases to medical students and post M.D. trainees. Application received by Commissioner of Customs: July 13, 1972.

Docket No. 73–00033–01–77030. Applicant: Tennessee Technological University, Cookeville, Tenn. 38501. Article: NMR Spectrometer, Model JNM–MH–60. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for structure elucidation of organic compounds in several research programs which include the following:

(1) Preparation and identification of substituted isatin compounds.

(2) Photolysis of gem-dihalogen compounds.

(c) Oxidation of oximes.

(d) Synthesis and characterization of certain metal chelates using chelating agents related to EDTA.

(e) Preparation and characterization of certain substituted cyclic and bicyclic compounds.

Rates studies will be carried out to determine:

(1) Rates of proton exchange to determine the statility of certain carbanions as a function of s-character.

(2) Rates of chelation of certain organic acids at various temperatures.

(3) Rates of solvolysis.

The tacticity of polyvinyl chloride and related polymers will be investigated as a function of several variables including temperature. The article will also be used as a teaching tool in various chemistry courses at different levels. Application received by Commissioner of Customs: July 10, 1972.

Docket No. 73–00036–22–26200. Applicant: University of Colorado, Purchasing Department, Regent Hall, Box 8, Boulder, Colo. 80302. Article: Two (2) Custom built and designed trigger units, 1972 Modified JCSMR–ANU, R.M.T. Schmitt trigger unit, rack mounted and one (1) modular rack. Manufacturer: R. M. Tupper, Australia. Intended use of article: The article is intended to be used in a project to study receptive field organization of the retina and lateral geniculate nucleus of the cat. The major objective of the project is to correlate the behavior of single neurons with known anatomy. Application received by Commissioner of Customs: July 18, 1972.

Docket No. 73–00037–75–27000. Applicant: University of California, Lawrence Berkeley Laboratory, East End of Hearst Avenue, Berkeley, Calif. 94720. Article: Two (2) electron tubes, type TH–515. Manufacturer: Compagnie Generale de Telegraphie, France. Intended use of article: The article is intended to be used as spares to identical tubes now in service in a proton-deuteron accelerator complex (the Bevatron) to furnish power at approximately 200 MHz for the second of three stages of acceleration, a 50 MeV linear accelerator. Application received by Commissioner of Customs: July 18, 1972.

Docket No. 73–00038–00–41700. Applicant: National Aeronautics and Space Administration, Ames Research Center,

Moffett Field, Calif. 94035. Article: Accessories for Cilas VD–320(c) laser system. Manufacturer: Compagnie Industrielle Des Lasers, France. Intended use of article: The articles are accessories for a Cilas VD–320(c) laser system used in fundamental studies of the interaction of intense (laser) radiation with matter. Investigations of the possible self-focusing of laser light in a plasma, spontaneous magnetic field in laser-produced plasma, and anomolous soft X-ray emission in a laser plasma are now in progress. In addition, the stimulation of long chain organic dye vapors, using the second and fourth harmonics of the fundamental (1.06μ) Nd^3-glass output wavelength will be investigated. Application received by Commissioner of Customs: July 18, 1972.

Docket No. 73–00039–33–46500. Applicant: Shriners Hospitals for Crippled Children, Burns Institute—Cincinnati Unit, 202 Goodman Street, Cincinnati, OH 45219. Article: Ultramicrotome, Model OM U2. Manufacturer: C. Reichert Optische Werke AG, Austria. Intended use of article: The article is intended to be used to study skin from the human body and scalp. The study will include a detailed study of the collagen and elastic tissue structure in scar tissue. Determination of the effect of steroids and other treatments on the scars will be a major objective of the study. The article will be used by graduate students in physiology and surgery. Application received by Commissioner of Customs: July 11, 1972.

Docket No. 73–00040–33–46040. Applicant: The Mount Sinai School of Medicine of the City University of New York, 100th Street and Fifth Avenue, New York, N.Y. 10029. Article: Electron microscope, Model JEM 120U. Manufacturer: JEOL, Ltd., Japan. Intended use of article: The article is intended to be used for research which will include: (1) The localization and quantification of chrysotile and other asbestos fibers in human and animal tissue and in air pollution monitoring samples; (2) the identification and characterization of other crystalline fibers and particles in tissue and air samples; (3) the investigation of defect structures of asbestos fibers. The article will also be used as a teaching tool in the environmental sciences section of the medical ecology course for second-year medical students, the clerkship program of the community medicine department for third- and fourth-year students and as an integral part of the residency training program in occupational health at the medical center. Application received by Commissioner of Customs: July 17, 1972.

Docket No. 73–00041–33–46040. Applicant: Kentucky State College-Biology, Carver Hall, Room 188, East Main Street, Frankfort, Ky. 40601. Article: Electron microscope, Model EM 9S–2. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used for ultrastructural studies of human and animal tissues in respect to their cellular structure and characteristics to determine the effect of malnutrition upon normal cellular structure. The article will also be used in the course Cell Biology-Electron Microscopy to train a large number of students in analytical techniques. Application received by Commissioner of Customs: July 18, 1972.

Docket No. 73–00043–50–16095. Applicant: Colorado State University, Fort Collins, Colo. 80521. Article: Thermal diffusion ice-nuclei counter Model No. 100, including stereomicroscope and microscope-mounted camera. Manufacturer: Meeda Scientific Instrumentation, Ltd., Israel. Intended use of article: The article is intended to be used for field and laboratory sampling of aerosols with membrane filters for purposes including determination of:

(1) Effects of cloud seeding in areas downwind of seeding operations.

(2) Inadvertent weather modification from various pollutant sources.

(3) Activation spectrum of various ice nuclei produced both in laboratory experiments and found in the free atmosphere.

Application received by Commissioner of Customs: June 19, 1972.

Docket No. 73–00044–33–46500. Applicant: Duke University Medical Center, Department of Anatomy, Post Office Box 3011, Durham, N.C. 27710. Article: Ultramicrotome, Model OM U3. Manufacturer: C. Reichert Optische Werke AG, Austria. Intended use of article: The article is intended to be used to prepare very thin slices of biological materials, such as tissue from different animals and organs, but predominantly of heart muscle for observation with an electron microscope. Application received by Commissioner of Customs: July 20, 1972.

Docket No. 73–00045–33–77030. Applicant: Temple University Health Sciences Center, Philadelphia, Pa. 19140. Article: NMR Spectrometer, JNM–MH–60–II. Manufacturer: JEOL, Ltd., Japan. Intended use of article: The article is intended to be used in determining nuclear magnetic resonance (proton) spectra of drugs, potential drugs, drug metabolites and other organic chemicals, particularly those of biological interest. The experiments conducted will assist in the discovery of new therapeutically active materials through determination of the structure of materials arising from synthetic studies and increase the understanding of the mode of action of drugs by elucidation of their structural stereochemical and conformation properties, their interactions with macromolecules, and their metabolic pathways. The article will also be used to teach the theory and practice of N.M.R. Spectroscopy and a course entitled "Spectroscopy: N.M.R. and Mass."

Application received by Commissioner of Customs: July 20, 1972.

Docket No. 73–00046–01–77030. Applicant: Thiel College, Greenville, Pa. 16125. Article: NMR spectrometer, Model JNM–MH–60–II. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used to obtain proton nuclear magnetic resonance spectra of products of photochlorination reactions of dichlorotoluenes with tertiary-butyl hypochlorite; coordination compounds of chromium with various organic ligands; deuteration and degradation products of the antibiotic citrinin.

Students will be taught how proton nuclear magnetic resonance is used along with other analytical techniques to elucidate the structures of organic compounds and coordination compounds with organic ligands, as well as the mechanisms of their reactions. The article will be used as a teaching tool in all courses except those at the introductory level with primary use in chemistry courses. Application received by Commissioner of Customs: July 20, 1972.

Docket No. 73–00047–33–46040. Applicant: The University of Texas at Houston, M. D. Anderson Hospital and Tumor Institute, 6723 Bertner Avenue, Houston, TX 77025. Article: Electron microscope, Model EM 300. Manufacturer: Philips Electronic Instruments, NVD, The Netherlands. Intended use of article: The article is intended to be used in the following research projects:

(1) Search for human tumor viruses,

(2) Changes of tumor cells under immunologic attack (cytotoxic lymphocytes; antibodies),

(3) Morphology of thyroid tumors, and

(4) Morphology of neoplastic cells of the hematopoietic system.

In addition, the article will be used in "Electron Microscopy in Cancer Research" teaching courses for research fellows. Application received by Commissioner of Customs: July 20, 1972.

Docket No. 73–00055–33–46040. Applicant: U.S. Department of Agriculture, ARS, Management Services Division for Research, Post Office Box 53326, 701 Loyola Avenue, Room T–12024, New Orleans, LA 70153. Article: Electron microscope, Model EM 300. Manufacturer: Philips Electronic Instruments NVD, The Netherlands. Intended use of article: The article is intended to be used to examine ultrathin sections of animal, insect, and plant tissues in experiments involving the exposure of the animal or plant to intoxicating agents through various routes of administration for varying periods of time. The intoxicating agents include the smallest viruses, bacterial and other microbial toxins, natural and synthetic chemical compounds. Application received by Commissioner of Customs: July 6, 1972.

SETH M. BODNER,
Director, Office of Import Programs.

[FR Doc.72–13068 Filed 8–16–72;8:52 am]

STATE UNIVERSITY OF NEW YORK ET AL

Notice of Consolidated Decision on Applications for Duty-Free Entry of Ultramicrotomes

The following is a consolidated decision on applications for duty-free entry of ultramicrotomes pursuant to section 6(c) of the Educational, Scientific, and

Cultural Materials Importation Act of 1966 (Public Law 89–651, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3892 et seq.). (See especially § 701.11(e).)

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review during ordinary business hours of the Department of Commerce, at the Special Import Programs Division, Office of Import Programs, Department of Commerce, Washington, D.C.

Docket No. 72–00408–33–46500. Applicant: State University of New York, Upstate Medical Center, 766 Irving Avenue, Syracuse, NY 13210. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used in a research program concerned with the lipid metabolism and the pathogenesis of lipid accumulation in mammalian cells, either maintained in the laboratory in continuous tissue culture or obtained from experimental animals and human patients. The article will be used to prepare ultrathin sections of plastic embedded mammalian cells for observation with the electron microscope in order to localize the original site of lipid droplet accumulation. Application received by Commissioner of Customs: February 29, 1972. Advice submitted by Department of Health, Education, and Welfare on: July 14, 1972.

Docket No. 72–00414–33–46500. Applicant: Veterans Administration Hospital, Laboratory Service, 4801 Linwood Boulevard, Kansas City, MO 64128. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The arti le is intended to be used for studies of a wide variety of pathologic human tissue for diagnostic interpretation with emphasis on hepatic, renal, hematologic, and neoplastic pathology. Many of these objects of study will require differentiation and cellular interrelationships of fibrillar protein such as collagen, myosin, fibrin, and amyloid. Cytological characterization of canine lymphoma and leukemia will be accomplished. The interaction of antigen and antibody involving cellular and subcellular location of antigen in synovial membrane and the fate of antigen will be investigated. Application received by Commissioner of Customs: March 1, 1972. Advice submitted by Department of Health, Education, and Welfare on: July 14, 1972.

Docket No. 72–00415–33–46500. Applicant: University of Southern California, School of Medicine, 2025 Zonal Avenue, Los Angeles, CA 90033. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used in experiments to be conducted in an epidemiological survey of human milk pellets from lactating mothers whose mothers have or have had a history of mammary cancer. The objectives pursued in the course of the investigation are to reveal at the ultrastructural level the presence of "B" type particles in human milk pellets. Application received by Commissioner of Customs: March 1, 1972. Advice submitted by Department of Health, Education, and Welfare on: July 14, 1972.

Comments: No comments have been received with respect to any of the foregoing applications. Decision: Applications approved. No instrument or apparatus of equivalent scientific value to the foreign articles for such purposes as these articles are intended to be used, is being manufactured in the United States. Reasons: Each of the foreign articles provides a range of cutting speeds from 0.1 to 20 millimeters per second. The most closely comparable domestic instrument is the Model MT–2B ultramicrotome which is manufactured by Ivan Sorvall, Inc. (Sorvall). The Model MT–2B has a range of cutting speeds from 0.09 to 3.2 millimeters per second. The conditions for obtaining high-quality sections that are uniform in thickness, depend to a large extent on the hardness, consistency, toughness, and other properties of the specimen materials, the properties of the embedding materials, and geometry of the block. In connection with a prior application (Docket No. 69–00665–33–46500), which relates to the duty-free entry of an article that is identical to those to which the foregoing applications relate, the Department of Health, Education, and Welfare (HEW) advised that "Smooth cuts are obtained when the speed of cutting (among such [other] factors as knife edge condition and angle), is adjusted to the characteristics of the material being sectioned. The range of cutting speeds and a capability for the higher cutting speeds is, therefore, a pertinent characteristic of the ultramicrotome to be used for sectioning materials that experience has shown difficult to section."

In connection with another prior application (Docket No. 70–00077–33–46500) which also relates to an article that is identical to those described above, HEW advised that "ultrathin sectioning of a variety of tissues having a wide range in density, hardness, etc." requires a maximum range in cutting speed and, further, that the "production of ultrathin serial sections of specimens that have a great variation in physical properties is very difficult." Accordingly, HEW advises in its respectively cited memoranda, that cutting speeds in excess of 4 millimeters per second are pertinent to the satisfactory sectioning of the specimen materials and the relevant embedding materials that will be used by the applicants in their respective experiments.

For these reasons, we find that the Sorvall Model MT–2B ultramicrotome is not of equivalent scientific value to the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to any of the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used, which is being manufactured in the United States.

SETH M. BODNER,
Director, Office of Import Programs.

[FR Doc.72–13069 Filed 8–16–72;8:52 am]

UNIVERSITY OF MARYLAND

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89–651, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3892 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C.

Docket No. 72–00377–01–10100. Applicant: University of Maryland, Baltimore County, 5401 Wilkens Avenue, Baltimore, MD 21228. Article: Temperature jump apparatus. Manufacturer: Messanlagen Studiengesellschaft mbH, West Germany. Intended use of article: The article is intended to be used to study rapid equilibrium reactions during investigations of protein associations, enzymatic reactions, lanthanide complexations and cation phosphate interactions. In addition, the article will be used by undergraduate students in Chemistry 0499, Senior Research.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

Reasons: The applicant's research includes the study of fast reactions that are completed in times of the order of microseconds. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated June 30, 1972, that the foreign article is suitable for studying reactions with half-times of the order of 0.5 microseconds and that this time resolution is pertinent to the applicant's research studies. HEW further advises that it knows of no comparable domestic instrument of equivalent scientific value to the foreign article for such purposes as the article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

SETH M. BODNER,
Director,
Office of Import Programs.

[FR Doc.72–13070 Filed 8–16–72;8:52 am]

VETERANS ADMINISTRATION HOSPITAL, IOWA CITY, IOWA

Notice of Consolidated Decision on Applications for Duty-Free Entry of Accessories for Foreign Instruments

The following is a consolidated decision on applications for duty-free entry of accessories for foreign instruments pursuant to section 6(c) of the Educational Scientific and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3892 et seq.). (See especially § 701.11(e).)

A copy of the record pertaining to each of the decisions is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C.

Docket No. 72-00429-00-46040. Applicant: Veterans Administration Hospital, Highway 6, Iowa City, Iowa 52240. Article: Motor-driven automatic camera chamber accessory for Elmiskop 101 electron microscope. Manufacturer: Siemens AG, West Germany. Intended use of article: The article is an accessory to an existing Elmiskop 101 electron microscope which is being used to:

(1) Study factors affecting platelet aggregation;

(2) Study cofactors affecting aggregation; and

(3) Study effect of platelet aggregation inhibitors.

Pursuant of this line of investigation will enhance the understanding of platelet function and the importance of platelet aggregation in hemostasis. Application received by Commissioner of Customs: March 9, 1972. Advice submitted by Department of Health, Education, and Welfare on: July 14, 1972

Docket No. 72-00435-00-77030. Applicant: Massachusetts Institute of Technology, 77 Massachusetts Avenue, Cambridge, MA 02139. Article: BS-ST 3/300 He cryostat and temperature controller. Manufacturer: Bruker Scientific, Inc., West Germany. Intended use of article: The article is an accessory to an existing spectrometer which is being used in research studies of paramagnetic or antiferromagnetic solids involving measurement of magnetic properties over the temperature interval 4.2-300° K. Educational purposes will derive from the use of the equipment by graduate students in their thesis research. Application received by Commissioner of Customs: March 10, 1972. Advice submitted by Department of Health, Education, and Welfare on: July 14, 1972.

Comments: No comments have been received with respect to any of the foregoing applications.

Decision: Applications approved. No instrument or apparatus of equivalent scientific value to the foreign articles, for the purposes for which the articles are intended to be used, is being manufactured in the United States.

Reasons: The applications relate to compatible accessories for instruments that have been previously imported for the use of the applicant institutions. The articles are being manufactured by the manufacturers which produced the instruments with which they are intended to be used. We are advised by the Department of Health, Education, and Welfare in the respectively cited memoranda that the accessories are pertinent to the applicants' intended uses and that it knows of no comparable domestic articles.

The Department of Commerce knows of no similar accessories manufactured in the United States which are interchangeable with or can be readily adapted to the instruments with which the foreign articles are intended to be used.

SETH M. BODNER,
Director,
Office of Import Programs.

[FR Doc.72-13071 Filed 8-16-72;8:52 am]

WASHINGTON UNIVERSITY

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3892 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C.

Docket No. 72-00212-33-46000. Applicant: Washington University, Ophthalmology Department, 660 South Euclid, St. Louis, MO 63110. Article: Biovert microscope. Manufacturer: C. Reichert Optische Werke AG, Austria. Intended use of article: The article will be used in the study of living slices of retinas. In particular the osmotic properties of photoreceptors will be investigated by sequentially photographing and studying their volume changes in the face of various artificial solutions, noxious agents, etc.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

Reasons: The applicant's studies of osmotic and electrical properties of photoreceptors on living slices of retina requires an inverted microscope with a large (1.5mm) clearance between the condenser and object to be examined, normarski interference optics and fixed stage during focusing. The foreign article provides these characteristics. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated July 14, 1972, that the characteristics described above are pertinent to the purposes for which the article is intended to be used. HEW further advises that it knows of no comparable domestic instrument of equivalent scientific value to the foreign article for such purposes as the article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

SETH M. BODNER,
Director,
Office of Import Programs.

[FR Doc.72-13072 Filed 8-16-72;8:52 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[FAP 2B2708]

E. I. DuPONT DE NEMOURS AND CO.

Notice of Withdrawal of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 Withdrawal of petitions without prejudice of the procedural food additive regulations (21 CFR 121.52), E. I. DuPont de Nemours and Co., 1007 Market Street, Wilmington, Del. 19898, has withdrawn its petition (FAP 2B2708), notice of which was published in the FEDERAL REGISTER of September 8, 1971 (36 F.R. 18024), proposing that § 121.2524 Polyethylene terephthalate film (21 CFR 121.2524) be amended to provide for the additional safe use of polyethylene terephthalate as articles or components of articles intended for use in contact with food.

Dated: August 9, 1972.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.72-13006 Filed 8-16-72;8:47 am]

[Docket No. FDC-D-506; NADA No. 12-351V and NADA No. 12-352V]

PHILIPS ROXANE, INC.

Mepine Injectable and Mepine Tablets; Notice of Withdrawal of Approval of New Animal Drug Applications

In the FEDERAL REGISTER of November 18, 1969 (34 F.R. 18394, DESI 10782V), the Commissioner of Food and Drugs announced the conclusions of the Food and Drug Administration following evaluation of reports received from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group on Mepine Tablets, NADA (new

animal drug application) No. 12-351V and Mepine Injectable NADA No. 12-352V; marketed by Philips Roxane, Inc., 2621 North Belt Highway, St. Joseph, Mo. 64502.

Philips Roxane, Inc., holder of the above new animal drug applications waived an opportunity for a hearing and requested that said NADA's be withdrawn.

Based on the grounds set forth in said announcement and the firm's response, the Commissioner concludes that said new animal drug applications should be withdrawn. Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512, 82 Stat. 343-51; 21 U.S.C. 360b) and under the authority delegated to the Commissioner (21 CFR 2.120), approval of NADA No. 12-351V and NADA No. 12-352V, including all amendments and supplements thereto, is hereby withdrawn effective on the date of publication of this document.

Dated: August 8, 1972.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.72-13005 Filed 8-16-72;8:47 am]

Office of the Secretary

GRANTS ADMINISTRATION ADVISORY COMMITTEE

Notice of Meeting

A Subcommittee of the Grants Administration Advisory Committee, which advises the Secretary on matters relating to administrative and fiscal policies for grants administered by the Department, will meet on August 29, 1972, at the City University of New York, Room 702, 535 East 80th Street, New York, N.Y. The session will begin at 10 a.m. and is open to the public. The agenda covers discussion of consistency in grants and contracts terms and conditions. A roster of committee members may be obtained from Dr. Ernest M. Allen, Deputy Assistant Secretary for Grants Administration Policy, Department of Health, Education, and Welfare, 330 Independence Avenue SW., Washington, DC 20201.

Dated at Washington, D.C., this 10th day of August 1972.

ERNEST M. ALLEN,
Executive Secretary, Grants Administration Advisory Committee.

[FR Doc.72-13064 Filed 8-16-72;8:52 am]

CONSUMER ISSUES ADVISORY PANEL

Notice of Meeting

The Secretary's Commission on Medical Malpractice Consumer Issues Advisory Panel created to provide technical assistance to the Commission on medical malpractice consumer issues will meet Monday, August 21, 1972, at 8:30 a.m. in Room 5116 of the New Executive Office Building, 726 Jackson Place NW., Washington, D.C. The panel will discuss the topics of the factors which lead patients to believe they have been injured by health care provider negligence, and the functions of lay persons on evaluation panels for health care provider review. The meeting will be open to the public.

Dated: August 11, 1972.

ELI P. BERNZWEIG,
Executive Director.

[FR Doc.72-13063 Filed 8-16-72;8:52 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Assistant Secretary for Housing Management

[Docket No. D-72-196]

DIRECTOR, OFFICE OF HOUSING PROGRAMS ET AL

Redelegation of Authority With Respect to Low-Rent Public Housing Program

The Director, Office of Housing Programs; the Director, Programs Services Division; the Chief, Maintenance and Utilities Branch; and the Supply Management Officer, each is authorized to execute contracts and amendments thereto, in furtherance of the low-rent public housing program under the U.S. Housing Act of 1937 (42 U.S.C. 1401 et seq.), with respect to the purchase by local housing authorities of materials, equipment, and supplies.

This redelegation of authority supersedes the redelegation of authority published at 36 F.R. 22192, November 20, 1971.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d); Secretary's delegation of authority effective March 8, 1971, 36 F.R. 5005, March 16, 1971)

Effective date. This redelegation of authority is effective as of April 1, 1972.

NORMAN V. WATSON,
Assistant Secretary for Housing Management.

[FR Doc.72-13034 Filed 8-16-72;8:49 am]

CIVIL AERONAUTICS BOARD

[Docket No. 22973]

NEW ENGLAND SERVICE INVESTIGATION

Notice of Hearing

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 September 20, 1972, at 10 a.m. e.d.t., in Representatives Hall, State House, Concord, N.H., before the undersigned examiner. Commencing on September 21, 1972, the hearing will be held at the same time in the meeting room of the New Hampshire Highway Motel, Fort Eddy Road, Concord, N.H.

The Concord hearing will be limited to the civic presentations. Upon completion of the Concord phase of the case, the hearing will reconvene in Washington, D.C., at a time and place to be hereafter designated, for the remaining presentations.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the prehearing conference report served on May 5, 1972, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 14, 1972.

[SEAL] GREER M. MURPHY,
Hearing Examiner.

[FR Doc.72-13065 Filed 8-16-72;8:52 am]

[Docket No. 21136, etc.]

REMANDED RENO-PORTLAND/SEATTLE NONSTOP SERVICE INVESTIGATION

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on September 21, 1972, at 10 a.m. (local time), in Room 911, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before the undersigned examiner.

In order to facilitate the conduct of the conference, parties are instructed to submit to the examiner and other parties (1) proposed statements of issues; (2) proposed requests for information and evidence; (3) proposed stipulations; and (4) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before September 8, 1972, and the other parties on or before September 15, 1972. The submissions of such other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau in its submission in order to facilitate cross-referencing.

Dated at Washington, D.C., August 11, 1972.

[SEAL] HYMAN GOLDBERG,
Hearing Examiner.

[FR Doc.72-13066 Filed 8-16-72;8:52 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTAIN MAN-MADE FIBER TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN THE REPUBLIC OF KOREA

Entry Into the United States for Consumption

AUGUST 15, 1972.

On March 10, 1972, there was published in the FEDERAL REGISTER (37 F.R. 5149) a letter of March 6, 1972 from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs implementing those provisions of the bilateral Wool and Man-Made Fiber Textile Agreement of January 4, 1972 between the Governments of the United States and the Republic of Korea which establish specific export limitations on wool and man-made fiber textile products in certain categories, produced or manufactured in the Republic of Korea, for the agreement year beginning October 1, 1971.

The notice which accompanied the aforesaid letter, and was also published in the FEDERAL REGISTER on March 10, 1972, contained the following statement:

The agreement also contains provisions for the establishment of consultation levels for those categories not having specific export limitations for the agreement year beginning October 1, 1971. These levels, which are initially to be controlled by the Government of the Republic of Korea, could at a later date be controlled by the U.S. Government like those categories having specific export limitations.

Levels in the indicated amounts have been established for the following manmade fiber textile products, produced or manufactured in the Republic of Korea, for the agreement year beginning October 1, 1971:

Category		12-month level of restraint
214	dozen pairs	141,643
215	do	282,609
217	dozen	17,321
218	do	552,486
220	do	28,090
223	do	937,500
225	do	73,684
226	do	210,843
227	pounds	44,872
230	dozen	22,075
231	do	29,412
232	do	14,434
233	do	16,432
236	do	44,944
239	do	31,250

The U.S. Government has decided to control imports in these categories for the remainder of the agreement year. The levels of restraint contained in the letter published below have been adjusted to reflect entries charged against such levels through July 29, 1972.

Accordingly, there is published below a letter of August 15, 1972, from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs, directing that the amounts of manmade fiber textile products in Categories 214, 215, 217, 218, 220, 223, 225, 226, 227, 230, 231, 232, 233, 236, and 239, produced or manufactured in the Republic of Korea, which may be entered or withdrawn from warehouse for consumption in the United States for the 12-month period beginning October 1, 1971, and extending through September 30, 1972, be limited to the designated adjusted levels.

STANLEY NEHMER,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20226.

DEAR MR. COMMISSIONER: Under the provisions of the bilateral Wool and Man-Made Fiber Textile Agreement of January 4, 1972, between the Governments of the United States and the Republic of Korea and in accordance with the procedures of Executive Order 11651 of March 3, 1972, you are directed to prohibit, effective as soon as possible, and for the period extending through September 30, 1972, entry into the United States for consumption and withdrawal from warehouse for consumption of manmade fiber textile products in Categories 214, 215, 217, 218, 220, 223, 225, 226, 227, 230, 231, 232, 233, 236 and 239, produced or manufactured in the Republic of Korea, in excess of the following adjusted levels of restraint:

Category		Adjusted Levels of Restraint [1]
214	dozen pairs	56,076
215	do	252,109
217	dozen	14,075
218	do	404,416
220	do	15,041
223	do	709,537
225	do	72,919
226	do	210,843
227	pounds	35,959
230	dozen	14,861
231	do	28,412
232	do	13,653
233	do	10,363
236	do	42,204
239	do	18,722

[1] The adjusted levels of restraint reflect entries made through July 29, 1972. The levels have not been adjusted to reflect any entries made after July 29, 1972.

Entries of manmade fiber textile products in the above categories produced or manufactured in the Republic of Korea and which have been exported to the United States prior to October 1, 1971 shall not be subject to this directive.

Manmade fiber textile products which have been released from the custody of the Bureau of Customs under the provisions of 19 U.S.C. 1448(b) prior to the effective date of this directive shall not be denied entry under this directive.

A detailed description of the manmade fiber textile categories in terms of T.S.U.S.A. numbers was published in the FEDERAL REGISTER on April 29, 1972 (37 F.R. 8802).

In carrying out this directive, entry into the United States for consumption shall be construed to include entry for consumption into the Commonwealth of Puerto Rico.

The actions taken with respect to the Government of the Republic of Korea and with respect to imports of manmade fiber textile products from the Republic of Korea have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

STANLEY NEHMER,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources.

[FR Doc.72-14027 Filed 8-16-72;8:54 am]

DELAWARE RIVER BASIN COMMISSION

AMENDMENT OF COMPREHENSIVE PLAN AND WATER POLLUTION ABATEMENT SCHEDULES

Notice of Public Hearing

Notice is hereby given that the Delaware River Basin Commission will hold a public hearing on Wednesday, August 23, 1972, in the South Auditorium of the ASTM Building, 1916 Race Street in Philadelphia, beginning at 2 p.m. The subjects of the hearing will be as follows:

A. Proposal to amend the comprehensive plan so as to include the following projects:

1. *Perkasie Borough Authority:* Proposed expansion of the authority's sewage treatment plant in West Rockhill Township, Bucks County, Pa. Improved service will be provided to several boroughs and townships in the area. Project capacity will be 4 million gallons per day and provide 90 percent reduction of BOD_5. Treated effluent will discharge to the East Branch of the Perkiomen Creek.

2. *North Wales Water Authority:* A proposed increase in the authority's allocation from existing wells located in Montgomery County, Pa. The permissible withdrawal will be increased to 7 million gallons per day. Service will be provided to several boroughs and townships in the immediate area.

3. *Morrisville Borough Municipal Authority:* A proposed expansion of the authority's existing sewage treatment plant in the borough of Morrisville in Bucks County, Pa. Service will be provided to several boroughs and townships in the immediate area. Treatment capacity will be increased to 5.6 million gallons per day and provide removal of 93 percent of BOD_5. Treated effluent will discharge to the Delaware River.

4. *Southwest Delaware County Municipal Authority:* Proposed expansion of the authority's sewage treatment facilities in Aston Township, Delaware County, Pa. Service will be provided to several townships and boroughs in the immediate area. Treatment capacity will be increased to 4 million gallons per day and provide removal of 95 percent of BOD_5. Treated effluent will discharge to Baldwin Run, a tributary of Chester Creek.

5. *West Chester Area Municipal Authority:* A proposed water filtration plant to be constructed by the authority in East Bradford Township, Chester County, Pa. Service will be provided to the borough of West Chester and parts of several surrounding townships. Water will be withdrawn from the East Branch of Brandywine Creek at a maximum rate of 6 million gallons per day.

6. *Montgomery County Sewer Authority:* Expansion of the authority's waste water treatment plant in Upper Providence Township, Montgomery County, Pa. Service is provided in several townships and boroughs in the immediate area. Treatment capacity will be increased to 10 million gallons per day and provide 92 percent removal of BOD_5. Treated effluent will discharge to the Schuylkill River.

7. *Borough of Norristown:* A sanitary interceptor sewer to be installed in the borough of Norristown, Montgomery County, Pa. Approximately 7,000 feet of replacement sewer will be installed in the vicinity of Saw Mill Run. It will convey a maximum volume of 8.4 million gallons per day to the borough of Norristown treatment plant.

8. *King's Grant Water Company:* A well water supply project to provide water service in a planned unit development in Evesham Township, Burlington County, N.J. Two new wells will be utilized and operated at a maximum monthly withdrawal of 13.5 million gallons until regional sewerage facilities are installed, and 30 million gallons monthly thereafter.

B. Proposal to approve the following water pollution abatement schedules:

1. *E. I. du Pont de Nemours & Co., Inc., Carneys Point Works (A–69–30 Rev.):* An allocation of 1,060 pounds per day of carbonaceous (first stage) oxygen demand has been made for this facility located in Penns Grove, N.J., and discharging into Zone 5 of the Delaware Estuary. An abatement schedule for this facility was approved on October 28, 1969, that permitted participation in the Deepwater Preliminary Engineering and Pilot Plant Studies Program. Upon determination that the facility would not be included in a Deepwater Regional System, the company submitted the proposed revision of its Alternate II calling for diversion of all wastewater flows to the Du Pont-Chambers Works by June 1974. The allocation will be withdrawn and returned to the Zone 5 reserve.

2. *E. I. du Pont de Nemours & Co., Inc., Chambers Works (A–69–31 Rev.):* An allocation of 21,100 pounds per day of carbonaceous (first stage) oxygen demand has been made for this facility located in Deepwater, N.J., and discharging into Zone 5 of the Delaware Estuary. An abatement schedule for this facility was approved on October 28, 1969, that permitted participation in the Deepwater Preliminary Engineering and Pilot Plant Studies Program. Upon determination that the facility would not be included in a Deepwater Regional System, the company submitted the proposed revision of its Alternate II which sets the date for full compliance at December 1975.

3. *E. I. du Pont de Nemours & Co., Inc., Repauno Works (A–69–39 Rev.):* An allocation of 9,800 pounds per day of carbonaceous (first stage) oxygen demand has been made for this facility located in Gibbstown, N.J., and discharging to Zone 4 of the Delaware Estuary. An abatement schedule for this facility was approved on October 28, 1969, that permitted participation in the Deepwater Preliminary Engineering and Pilot Plant Studies Program. Upon determination that the facility would not be included in a Deepwater Regional System, the company submitted the proposed revision of its Alternate II which sets the date for full compliance at March 1975.

4. *Mobil Oil Corp. (A–69–32 Rev.):* An allocation of 4,250 pounds per day of carbonaceous (first stage) oxygen demand has been made for this facility located in Paulboro, N.J., and discharging into Zone 4 of the Delaware Estuary. An abatement schedule for this facility was approved on October 28, 1969, that permitted participation in the Deepwater Preliminary Engineering and Pilot Plant Studies Program. Upon determination that the facility would not be included in a Deepwater Regional System, the company submitted the proposed revision of its Alternate II which sets the date for full compliance at December 1975.

5. *Rollins-Purle, Inc. (A–72–5):* An allocation of 200 pounds per day of carbonaceous (first stage) oxygen demand has been made for this facility located in Logan Township, N.J., and discharging into Zone 4 of the Delaware Estuary. The proposed schedule requires a minimum waste reduction of 89 percent and that treatment facilities to accomplish this reduction shall go into operation no later than December 31, 1973.

6. *Burlington Army Ammunition Plant (A–72–4):* A violation of the effluent requirements of the Commission's basin regulations was determined for this facility located in Burlington, N.J., and discharging into Zone 2 of the Delaware Estuary. The schedule will require that facilities to accomplish compliance go into operation no later than June 1973.

7. *Olin Corp. (A–71–17 Rev.):* A violation of the effluent quality requirements of the Commission's basin regulations was determined for this facility located in Paulsboro, N.J., and discharging to Zone 4 of the Delaware Estuary. An abatement schedule was approved on May 21, 1971, and required compliance with the Commission's basin regulations no later than December 31, 1972. Proposed revision would provide an extension of compliance from December 31, 1972, to December 3, 1973.

8. *Yates industries, Inc. (A–71–25 Rev.):* A violation of the effluent quality requirements of the Commission's basin regulations was determined for this facility located in Bordertown Township, N.J., and discharging to Zone 2 of the Delaware Estuary. An abatement schedule for this facility was approved on July 28, 1971, and required that facilities to accomplish compliance go into operation not later than September 14, 1972. The proposed revision would provide an extension to March 20, 1973.

Documents relating to the items listed for hearing may be examined at the Commission's offices. All persons wishing to testify are requested to register in advance with the Secretary to the Commission.

W. BRINTON WHITALL,
Secretary.

AUGUST 11, 1972.

[FR Doc.72–12989 Filed 8–16–72;8:45 am]

FEDERAL MARITIME COMMISSION

CRUISESHIP 6 N.V. AND N.V. NEDERLANDSCH-AMERIKAANSCHE STOOMVAART-MAATSCHAPPIJ

Notice of Issuance of Casualty Certificate

Notice is hereby given that the following have been issued a certificate of financial responsibility to meet liability incurred for death or injury to passengers or other persons on voyages pursuant to the provisions of section 2, Public Law 89–777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR 540):

Cruiseship 6 N.V. and N.V. Nederlandsch-Amerikaansche Stoomvaart-Matteschappij (Holland America Line), c/o Holland America Cruises, Pier 40, North River, New York, N.Y. 10014.

Dated: August 14, 1972.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.72–13053 Filed 8–16–72;8:51 am]

CRUISESHIP 6 N.V. AND N.V. NEDERLANDSCH-AMERIKAANSCHE STOOMVAART-MAATSCHAPPIJ

Notice of Issuance of Performance Certificate

Notice is hereby given that the following have been issued a certificate of financial responsibility for indemnification of passengers for nonperformance of transportation pursuant to the provisions of section 3, Public Law 89–777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Cruiseship 6 N.V. and N.V. Nederlandsch-Amerikaansche Stoomvaart-Maatschappij (Holland America Line), c/o Holland America Cruises, Pier 40, North River, New York, N.Y. 10014.

Dated: August 14, 1972.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.72–13054 Filed 8–16–72;8:51 am]

DONALD L. FERGUSON, LTD. AND DONALD L. FERGUSON CRUISES, LTD.

Notice of Withdrawal of Petition for Certificate

Notice is hereby given that the following have been issued a certificate of financial responsibility for indemnification of passengers for nonperformance of transportation pursuant to the provisions of section 3, Public Law 89–777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Donald L. Ferguson, Ltd. and Donald L. Ferguson Cruises, Ltd., 219 Palermo Avenue, Coral Gables, FL 33134.

Dated: August 14, 1972.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.72–13055 Filed 8–16–72;8:51 am]

FEDERAL POWER COMMISSION

[Docket No. CP73-38]

COASTAL STATES PETROCHEMICAL CO.

Notice of Application

AUGUST 14, 1972.

Take notice that on August 7, 1972, Coastal States Petrochemical Co. (Applicant), Post Office Drawer 521, Corpus Christi, TX 78403, filed in Docket No. CP73-38 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce to Trunkline Gas Co. (Trunkline) at a point on Trunkline's transmission line in Bee County, Tex., and such other point or points as may be mutually agreeable, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to deliver approximately 30,000 Mcf of gas per day to Trunkline for 2 years from the date of the initial exchange of natural gas for propane within the contemplation of § 2.70 of the Commission's general policy and interpretations (18 CFR 2.70). Applicant, operator of a crude oil refinery, states that it has entered into an agreement with Trunkline pursuant to which it will deliver to Trunkline natural gas presently used in its operations in exchange for substitute amounts of propane. Applicant indicates that Trunkline has advised it that it has an existing gas supply shortage on its system and that the limited term exchange proposed is essential if Trunkline is to maintain adequate natural gas service on its pipeline system and thereby minimize curtailment of service to its customers.

It is reasonable and consistent with the public interest in this case to prescribe a period shorter than 15 days for the filing or 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 August 25, 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.72-14010 Filed 8-16-72;8:54 am]

[Docket No. RI73-28]

HUMBLE OIL & REFINING CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

AUGUST 10, 1972.

Respondent has filed a proposed change in rate and charge for the jurisdictional sale of natural gas, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders: (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto [18 CFR, Chapter I], and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column. This supplement shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the respondent or by the Commission. Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] MARY B. KIDD,
Acting Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf*		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
RI73-28...	Humble Oil & Refining Co..	478	3	Natural Gas Pipeline Co. of America (Evetts Area, Loving and Winkler Counties, Tex., Permian Basin).	$14,800	7-20-72	.....	1-20-73	[1] 27.0	[1] 27.4	RI71-867

*The pressure base is 14.65 p.s.i.a.
[1] Subject to B.t.u. adjustment.

The proposed increase exceeds the price level for a 1-day suspension and therefore is suspended for 5 months.

Humble's proposed increased rate and charge involved here exceeds the applicable area price level for increased rates as set forth in the Commission's statement of general policy No. 61–1, as amended (18 CFR, 2.56).

[FR Doc.72–12998 Filed 8–16–72;8:46 am]

[Docket No. RI72–240; etc.]

SHELL OIL CO. ET AL.

Order Granting Timely and Late Interventions and Providing for Conference

AUGUST 10, 1972.

On July 12, 1972, the Commission ordered that the proceedings involving Shell Oil Co. (Shell), Tenneco Oil Co. (Tenneco), and Continental Oil Co. (Continental) in Dockets Nos. RI72–240, RI72–251, and RI72–263, respectively, be consolidated for purposes of hearing and disposition. The Commission also allowed the intervention of all those interested parties who had filed petitions for intervention prior to July 6, 1972.

Since the issuance of said order, timely petitions to intervene were filed in Docket No. RI72–251 by Public Service Electric and Gas Co. and Consolidated Edison Company of New York, Inc. (Consolidated) and in Docket No. RI72–263 by Consolidated. The Public Service Commission of the State of New York filed a notice of intervention in Dockets Nos. RI72–251 and RI72–263. Untimely petitions requesting leave to intervene were filed in Dockets Nos. RI72–240, RI72–251, and RI72–263 by United Natural Gas Co. (United).

Having reviewed the timely petitions to intervene, we are convinced that the petitioners all have sufficient interest in these proceedings to warrant intervention. Furthermore, good cause exists to permit the filings of United.

On July 19, 1972, Shell moved the Commission to issue an order under § 1.18 of the rules of practice and procedure convening a settlement conference in this proceeding to commence on August 7, 1972. Shell contends that such conference is needed in order to expedite the orderly conduct and prompt disposition of this proceeding. No objections to such conference have been filed by parties in this proceeding.

The Commission finds:

(1) It is desirable and in the public interest to allow the above-named petitioners who filed timely petitions for intervention after July 5, 1972, to intervene in these consolidated proceedings in order that they may establish the facts and the law from which the nature and validity of their alleged rights and interest may be determined and show what further action may be appropriate under the circumstances in the administration of the Natural Gas Act.

(2) Although the petitions by United were not filed timely, good cause exists to permit the filing of United.

(3) It is in the public interest and consistent with the Natural Gas Act that the Commission convene a settlement conference pursuant to § 1.18 of the rules of practice and procedure so that the parties to this proceeding may consider means of expediting the orderly conduct and disposition of this proceeding, and explore the possibility of settlement of the issues herein.

The Commission orders:

(A) The above-named petitioners are permitted to intervene in this consolidated proceeding subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such intervenors 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 intervenors 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.

(B) A conference including all parties to this proceeding shall be convened in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426, commencing August 14, 1972, at 10 a.m. for the purpose of aiding in expediting the orderly conduct and disposition of this proceeding and exploring the possibility of settlement of the issues herein.

By the Commission.

[SEAL] MARY B. KIDD,
Acting Secretary.

[FR Doc.72–12999 Filed 8–16–72;8:46 am]

FEDERAL RESERVE SYSTEM

CB&T BANCSHARES, INC.

Formation of One-Bank Holding Company

CB&T Bancshares, Inc., Columbus, Ga., has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to Columbus Bank and Trust Co., Columbus, Ga. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank to be received not later than September 5, 1972.

Board of Governors of the Federal Reserve System, August 10, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72–12990 Filed 8–16–72;8:45 am]

CENTRAL BANCORPORATION, INC.

Order Approving Acquisition of Bank

The Central Bancorporation, Inc., Cincinnati, Ohio, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company 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 First National Bank of Canton, Canton, Ohio (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 the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the 10th largest banking organization and sixth largest multibank holding company in Ohio, controls five banks with deposits of $605.7 million. (All banking data are as of December 31, 1971, and reflect holding company formations and acquisitions approved through May 31, 1971.) The acquisition of Bank ($157 million deposits) would increase Applicant's share of total State deposits by 0.67 percentage points, and although it would become the ninth largest banking organization, it would remain the sixth largest multibank holding company in Ohio. Consummation of the acquisition would not result in any undue concentration of banking resources within the relevant areas of the State.

Bank is headquartered in Canton, and operates 10 offices in Stark County and one office in Carroll County. Bank is the second largest of 15 banks in the Canton banking market, and holds 21 percent of the total deposits for the market. Applicant does not compete in the market at the present time, and the closest banking offices of Bank and Applicant are 80 miles apart. Applicant's other affiliates are located between 100 and 250 miles from Canton and none of its subsidiaries obtains any substantial amount of banking business from the Canton market. It appears that there is little likelihood for the development of any substantial amount of future competition between offices of Applicant and Bank due to the distances separating the banking offices and the cross-county branching limitations imposed by State laws. Should Bank become the nucleus for the formation of a small bank holding company, Applicant and Bank might compete in local markets in the future. This factor could have a slightly adverse effect on possible future competition. However, in considering the future development of the overall banking structure in Ohio, there are a number of large banks in the State

that could develop into holding companies over time. Thus, the loss of Bank as a potential member of a holding company would not have a serious anticompetitive effect.

The financial and managerial resources of Applicant, its subsidiary banks and Bank are generally satisfactory, and prospects for each appear favorable. Banking factors are consistent with approval of the application.

The major banking needs of the Canton area are presently being served. However, the population of Stark County, primarily centered in Canton, is rapidly increasing along with its industrial expansion. Credit is needed to finance the purchase of homes and automobiles, as well as to support the expansion in industrial activity. Bank has been limited heretofore in its lending activities. Applicant proposes to increase Bank's lending capabilities, expand its trust services and make international services available at Bank. The expanded and enlarged services Bank would be able to offer its customers would serve the convenience and needs of the communities. Therefore, considerations under this factor are consistent with and lend support to approval of this application. It is the Board's judgment that the convenience and needs aspects of the instant proposal outweigh the slightly adverse competitive consequences and that consummation of the proposed acquisition would be in the public interest, and that the application should be approved.

On the basis of the record,[1] the application is approved for the reasons summarized above. The transaction shall not be consummated (a) before the 30th calendar 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 Cleveland pursuant to delegated authority.

By order of the Board of Governors,[2] effective August 9, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12992 Filed 8-16-72;8:45 am]

FIRST CITY BANCORPORATION OF TEXAS, INC.

Acquisition of Banks

First City Bancorporation of Texas, Inc., Houston, Tex., has applied in two separate applications as set forth below for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)):

(1) To acquire 100 percent of the voting shares (less directors' qualifying shares) of First National Bank in Orange, Orange, Fla.; and

(2) To acquire 334 voting shares of the Lake Jackson Bank of Lake Jackson, Texas, Lake Jackson, Tex.

The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The applications may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the applications should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 5, 1972.

Board of Governors of the Federal Reserve System, August 10, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12993 Filed 8-16-72;8:45 am]

FIRST FINANCIAL CORP.

Acquisition of Bank

First Financial Corp., Tampa, Fla., has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire not less than 80 percent of the voting shares of Lake Region Bank of Commerce, Winter Haven, Fla. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 5, 1972.

Board of Governors of the Federal Reserve System, August 10, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12991 Filed 8-16-72;8:45 am]

FIRST MISSOURI BANCORPORATION, INC.

Formation of Bank Holding Company

First Missouri Bancorporation, Inc., Columbia, Mo., has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 97 percent or more of the voting shares of First National Bank and Trust Co., Columbia, Mo. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of St. Louis. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 5, 1972.

Board of Governors of the Federal Reserve System, August 10, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12995 Filed 8-16-72;8:46 am]

FIRST WYOMING BANCORPORATION

Formation of One-Bank Holding Company

First Wyoming Bancorporation, Kemmerer, Wyo., has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of not less than 80 percent of the voting shares of the First National Bank of Kemmerer, Kemmerer, Wyo. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank, to be received not later than September 7, 1972.

Board of Governors of the Federal Reserve System, August 10, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12994 Filed 8-16-72;8:46 am]

TEXAS COMMERCE BANCSHARES, INC.

Acquisition of Bank

Texas Commerce Bancshares, Inc., Houston, Tex., has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent of the voting shares (less directors' qualifying shares) of Bank Plaza del Oro, N. A., Houston, Tex., a proposed new bank. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank to be received not later than September 5, 1972.

Board of Governors of the Federal Reserve System, August 10, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12996 Filed 8-16-72;8:46 am]

[1] Dissenting Statement 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 Cleveland.

[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 Bucher.

VIRGINIA NATIONAL BANKSHARES, INC.

Acquisition of Bank

Virginia National Bankshares, Inc., Norfolk, Va., has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent (less directors' qualifying shares) of the voting shares of Jefferson National Bank, Lynchburg, Va. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Richmond. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 1, 1972.

Board of Governors of the Federal Reserve System, August 9, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc.72-12997 Filed 8-16-72;8:46 am]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs.; Temporary Reg. F-150]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in an electric service rate proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the Illinois Commerce Commission in a proceeding (Docket No. 57520) involving the application of the Illinois Power Co. for a rate increase.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and, further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

AUGUST 9, 1972.

[FR Doc.72-13052 Filed 8-16-72;8:51 am]

OFFICE OF EMERGENCY PREPAREDNESS

EHV POWER CIRCUIT BREAKERS AND EHV POWER TRANSFORMERS AND REACTORS

Investigation of Imports

Notice is hereby given that, in accordance with the provisions of section 232 of the Trade Expansion Act of 1962 and OEP Regulation No. 4, the Director of the Office of Emergency Preparedness has ordered an investigation to determine whether or not Extra High Voltage (EHV) Power Circuit Breakers and EHV Power Transformers and Reactors are being imported into the United States in such quantities or under such circumstances as to threaten to impair the national security. An application to OEP for such action was filed by the General Electric Co., on August 7, 1972.

Any interested party may submit to the Director 25 copies of any comment, opinion, or data relative to the investigation within 45 days after the date of this public notice. Rebuttal to material so submitted may be filed with the Director within 75 days after the date of this public notice. All filed statements will become part of the official investigation record and, except where "Business Confidential" treatment is requested, will be open to public inspection in Congressional and Public Affairs Office, Office of Emergency Preparedness.

Dated: August 15, 1972.

G. A. LINCOLN,
Director,
Office of Emergency Preparedness.

[FR Doc.72-14005 Filed 8-16-72;8:54 am]

SECURITIES AND EXCHANGE COMMISSION

[File No. 500-1]

COMPUTER MICRODATA CORP.

Order Suspending Trading

AUGUST 11, 1972.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, $0.10 par value, of Computer Microdata Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from August 13, 1972, through August 22, 1972.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-13021 Filed 8-16-72;8:48 am]

[File No. 500-1]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

AUGUST 11, 1972.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value, of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, being traded otherwise than on a national securities exchange, is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from August 13, 1972, through August 22, 1972.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-13022 Filed 8-16-72;8:48 am]

[File No. 500-1]

DALTO ELECTRONICS CORP.

Order Suspending Trading

AUGUST 11, 1972.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, $0.50 par value, and all other securities of Dalto Electronics Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from 10 AM (e.d.t.) on August 10, 1972, through August 19, 1972.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-13025 Filed 8-16-72;8:49 am]

[File No. 500–1]

ECOLOGICAL SCIENCE CORP.

Order Suspending Trading

AUGUST 11, 1972.

The common stock, 2 cents par value, of Ecological Science Corp. being traded on the American Stock Exchange, the Philadelphia - Baltimore - Washington Stock Exchange and Pacific Coast Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Ecological Science 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 security on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the above-mentioned exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from August 11, 1972, through August 20, 1972.

By the Commission.

[SEAL] RONALD F. HUNT, *Secretary.*

[FR Doc.72–13024 Filed 8–16–72;8:48 am]

[812–3202]

ML CORPORATE INCOME FUND, ET AL.

Notice of Filing of Application

AUGUST 11, 1972.

Notice is hereby given that The ML Corporate Income Fund, c/o Merrill Lynch, Pierce, Fenner & Smith, Inc., 125 High Street, Boston, MA 02110, First Monthly Payment Series and Subsequent Series (hereinafter called "Funds" or "Applicants"), registered under the Investment Company Act of 1940 (the "Act") as unit investment trusts, have filed an application pursuant to section 6(c) of the Act for an order (i) exempting them from the provisions of section 14(a) of the Act insofar as such provisions would require the Sponsor and underwriters of each Fund to take for their own account, or place with not more than 25 other persons, $100,000 or more worth of units prior to acceptance of public subscriptions; (ii) exempting them from the provisions of Rule 19b–1 under the Act which limits capital gains distributions to one time in a taxable year; and (iii) exempting them during the initial offering period to a limited extent from that portion of Rule 22c–1 which requires that net assets are to be determined as of the time of the close of trading on the New York Stock Exchange and exempting them in secondary market trading from the provisions of Rule 22c–1. All interested persons are referred to the application on file with the Commission for a statement of Applicants' representations contained therein which are summarized below.

Applicants consist of The ML Corporate Income Fund, First Monthly Payment Series (a unit investment trust) and subsequent series of funds, each of which is an unmanaged Fund, with a portfolio consisting of taxable debt obligations of corporations and other entities. The Funds are created under Massachusetts law pursuant to a trust agreement (Trust Agreement) among Merrill, Lynch, Pierce, Fenner & Smith, Inc. (Sponsor), The Bank of New York and The National Shawmut Bank of Boston (Trustees) and Standard & Poor's Corp. (Evaluator). Although there are provisions for the substitution of bonds in the portfolio upon the occurrence of certain events, the number of units in a series may not be increased after the date of deposit. The units are distributed by the Sponsor during the initial offering period at a 3½ percent sales charge (equal to 3.626 percent of the value of the underlying bonds). Applicants seek the enumerated exemptions from the Act to enable them (i) not to make a private placement of $100,000 worth of securities, (ii) to make monthly combined distributions to unitholders of principal representing proceeds from the disposition of bonds, including capital gains, and interest, and (iii) to determine net assets of the Funds, regardless of the time of the close of trading on the New York Stock Exchange, (a) during the initial offering period as of 3:30 p.m., effective for all transactions during the preceding 24-hour period and (b) after the completion of the initial public offering, as of 3:30 p.m. on the last business day of each week effective for all secondary market trades during the following week.

The Sponsor, though under no obligation to do so, intends to maintain a market for units for the various Funds and continuously to offer to purchase such units at prices, subject to change at any time, which are based upon the offering side evaluation of the underlying bonds in the various Funds, until such time as the trust agreement for such Fund may be terminated or the right of redemption for such Fund shall have been suspended. The Sponsor further intends to resell such units at the same 3½ percent sales charge as is applicable to sales during the initial public offering period. The Sponsor may discontinue such purchases of units at prices based on the offering side evaluation of the underlying bonds if the supply of such units should exceed demand, or for other business reasons (subject to certain limitations). During the initial offering period and thereafter, the price offered by the Sponsor for the purchase of units must be an amount not less than the redemption price of such unit, which is based on the aggregate bid side evaluation of the underlying bonds on the date on which such unit is tendered for redemption.

SECTION 14(a)

Section 14(a) provides, in part, that no registered investment company may make a public offering of its securities unless (i) such company has a net worth of at least $100,000 or (ii) provision is made in connection with the registration of such securities which insures that before acceptance of public subscriptions firm agreements will have been made by which not more than 25 persons will purchase securities issued by the company for an aggregate amount which, when added to the then net worth of the company, if any, will equal at least $100,000.

Applicants assert that section 14(a) of the Act is intended to limit the formation of undercapitalized investment companies. Applicants state that it is intended that each Fund, at the date of deposit and before any unit is offered to the public, will have a net worth far in excess of $100,000, that the Sponsor intends to sell all units to the public at an offering price disclosed in the prospectus, that a secondary market for the units will be maintained, as described above, and that interest rates and other applicable information concerning the underlying bonds will be discussed in the prospectus. Applicants maintain that this course of conduct, as well as the history of the Sponsor in connection with other substantially similar funds, demonstrates that the danger of the creation of an undercapitalized fund is not present in this case. The application states that a private placement would increase the cost of marketing the units without any significant increase in the protection of unitholders.

Applicants have agreed to the requested exemption being subject to the condition that the underwriters (including Sponsor) of each Fund will refund, on demand and without deduction, all sales charges paid by purchasers of units in the initial public offering if, within 90 days from the time that the registration statement relating to a Fund becomes effective, either (i) the net worth of such Fund shall be reduced to less than $100,000 or (ii) such Fund shall have been terminated. The Sponsor has further agreed to instruct the trustee on the date of deposit of each Fund to terminate such Fund in the manner provided in the trust agreement and distribute the assets of the Fund to unitholders in the event redemption by the Sponsor of unsold units results in such Fund having a net worth of less than 40 percent of the principal amount of the initial portfolio.

RULE 19b–1

Rule 19b–1(a) provides, in part, that no registered investment company which is a "regulated investment company" as defined in section 851 of the Internal Revenue Code shall distribute more than one capital gains dividend in any taxable year.

Applicants seek to follow the course of distributing principal, including any capital gains, and interest on each of the Funds to unitholders each month. Applicants state that distributions of principal constituting capital gains to unitholders are anticipated to arise in the following circumstances: (1) If an issuer calls or redeems an issue held in the portfolio; (2) if the Fund disposes of bonds in order

to maintain its qualification as a regulated investment company under the Internal Revenue Code; and (3) if bonds are liquidated in order to provide funds necessary to meet redemptions. Applicants state that capital gains are not anticipated to arise from sales of bonds made by the Trustee at the request of the Sponsor after default in payments of principal or interest on such bonds or the occurrence of other market or credit factors which, in the opinion of Sponsor, would make retention of such bonds in the Fund detrimental to the interests of the certificateholders.

Applicants state that the dangers which Rule 19b–1 is intended to guard against will not exist in connection with the Funds since neither the Funds nor the Sponsor has control over the events which could trigger capital gains. Applicants seek to make a combined distribution of principal, including capital gains, and interest each month, and state that any capital gains in such distribution will be clearly indicated as such in the accompanying report by the Trustee to Unitholders. Applicants state that it would be to the detriment of unitholders if the Funds were forced to withhold monies constituting capital gains from such unitholders until the end of the year.

Applicants point out that paragraph (b) of Rule 19b–1 provides that a unit investment trust may distribute capital gains dividends received from a regulated investment company within a reasonable time after receipt. Applicants contend that the purpose behind this provision is to avoid requiring such trusts to accumulate valid distributions received throughout the year until the yearend, and they state that their situation is within the intended objectives of such provision.

RULE 22c–1

Rule 22c–1 provides, in part, that redeemable securities of registered investment companies may be sold, redeemed, or repurchased at a price based on the current net asset value (computed on each day during which the New York Stock Exchange is open for trading not less frequently than once daily as of the time of the close of trading on such exchange) which is next computed after receipt of a tender of such security for redemption or of an order to purchase or sell such security.

Applicants state that Investment Company Act Releases Nos. 5413 and 5519 put forward two purposes for Rule 22c–1: (1) To eliminate or reduce any dilution of the value of outstanding redeemable securities of registered investment companies which would occur through the redemption or repurchase of such securities at a price above their net asset value or the sale of such securities at a price based on a previously established net asset value which would permit a potential investor to take advantage of an upswing in the market and the accompanying increase in the net asset value of the securities; and (2) to minimize speculative trading practices in the securities of registered investment companies.

Applicants state that transactions in units of the Funds in the secondary market cannot dilute the value of outstanding securities since each Fund consists of a fixed portfolio of bonds and each unit represents a fractional undivided interest in that portfolio. By the terms of the trust agreement for each Fund, the number of units may not be increased, and therefore the Applicants state that the price at which units are sold or repurchased does not affect the value of either the underlying bonds or the fractional undivided interest in those bonds which is represented by each outstanding unit. Applicants state further that the only event in which Fund assets are involved in a secondary market transaction is upon redemption of a unit, and in the case of redemption the Funds will follow the practice of daily pricing and forward pricing set forth in Rule 22c–1.

Applicants further assert that secondary market trading in the Funds is not attractive to speculators. They state that the Funds are designed for investors who desire fixed income, as reflected in the prospectus. Applicants further state that a speculator would be able to recover the costs of approximating the statistical techniques used by the evaluator in evaluating the portfolio of a Fund only by making very large trades in the secondary market. Applicants state that they anticipate that the number of units available in the secondary market will be very limited.

Applicants state that the application of Rule 22c–1 to the Funds, causing additional evaluations of the Funds by the independent evaluator who is paid for each evaluation, would be so costly as to be significantly detrimental to the interests of the unitholders, particularly in light of the anticipated low volume of secondary market activity.

They state that "backward pricing" is necessary to enable the Sponsor to quote a price at which it will purchase units. Trades accomplished at a price to be determined several days in the future, the Applicants contend, would be unsatisfactory to the unitholders as well as to the Sponsor.

Applicants further state that procedures will be followed in connection with the Funds which will insure that an investor will never receive less than the redemption value of his units in a trade in the secondary market. The Sponsor proposes to obtain from the evaluator for each Fund on each trading day a letter to the effect that in its independent judgment it can state that the bid side evaluation of the bonds in such Fund as of such day is not higher than or equal to the offering side evaluation of such bonds made the previous Friday, and if the evaluator does not feel that it can give such a letter the Sponsor will order a formal evaluation. Similarly, in order to minimize the risk that a purchaser in the secondary market might pay more than he would pay if daily evaluations were made the evaluator will, without a formal evaluation, also determine if the evaluation has decreased by an amount greater than or equal to one-half a point. To avoid the Sponsor's receiving more than the specified sales charge on the resale of units, the Sponsor has undertaken not to resell any units which it repurchased at a price below the offering side evaluation.

Rule 22c–1, in addition, requires that net asset value be determined as of the time of the close of trading at the New York Stock Exchange. The Sponsor states that it is anticipated that many of the bonds in the portfolios of the various Funds will be traded either exclusively or principally in the over-the-counter market, and therefore the time of the close of trading is not sufficiently related to evaluation procedures used in determining net asset values of the Funds. The Sponsor states also that the evaluator has indicated that a set 3:30 p.m. evaluation time would be the most reliable time for evaluations, without regard to the time of the close of trading on the New York Stock Exchange.

Section 6(c) of the Act provides, among other things, that the Commission, by order upon application, may conditionally or unconditionally exempt any person from any provision or provisions of the Act or of any rule or regulations 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 August 29, 1972, at 5:30 p.m., submit to the Commission in writing a request for 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 Applicants at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. 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 Investment Company Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT, *Secretary.*

[FR Doc.72-13028 Filed 8-16-72;8:49 am]

[File No. 500-1]

MERIDIAN FAST FOOD SERVICES, INC.

Order Suspending Trading

AUGUST 11, 1972.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, $0.01 par value, of Meridian Fast Food Services, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from August 14, 1972 through August 23, 1972.

By the Commission.

[SEAL] RONALD F. HUNT, *Secretary.*

[FR Doc.72-13026 Filed 8-16-72;8:49 am]

[File No. 500-1]

NORTH AMERICAN PLANNING CORP.

Order Suspending Trading

AUGUST 11, 1972.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the Class B nonvoting common stock, $0.01 par value and all other securities of North American Planning Corp., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 13, 1972 through August 22, 1972.

By the Commission.

[SEAL] RONALD F. HUNT, *Secretary.*

[FR Doc.72-13027 Filed 8-16-72;8:49 am]

[812-3220]

PASCO, INC.

Notice of Filing of Application

AUGUST 11, 1972.

Notice is hereby given that Pasco, Inc. (formerly Pan American Sulphur Co.) (Pasco), Delaware Trust Building, Ninth and Market Streets, Wilmington, Del. 19801, registered as a closed-end, management investment company under the Investment Company Act of 1940, has filed an application pursuant to section 17(b) of the Investment Company Act of 1940 (Act) for an order of the Commission authorizing Pasco to dispose of certain Mexican assets. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

1. Pasco is a Delaware corporation, and its Capital Stock is listed on the New York Stock Exchange and registered under the Securities Exchange Act of 1934.

2. On June 28, 1971, Finserv Corp. (Finserv), which is a wholly owned subsidiary of Studebaker-Worthington, Inc. (SWI), purchased 2,376,700 Pasco shares from the Susquehanna Corp. (Susquehanna). Since that date, Finserv has purchased 80,300 additional Pasco shares and now owns 52 percent of the outstanding Pasco shares. The remaining Pasco shares are publicly owned by approximately 9,500 shareholders of record.

3. At December 31, 1971, Pasco's assets totaled approximately $65 million of which approximately 75 percent consisted of cash, certificates of deposit and other current assets. The amount and composition of Pasco's assets have not changed significantly since then. Pasco has no funded debt.

4. Since its organization in 1947 and until June 30, 1967, Pasco was engaged principally in the business of exploring for, producing and selling sulphur. Substantially all of these activities were carried out by Azufrera Panamericana, S.A. de C.V. (Azufrera), a Mexican corporation which was a wholly owned subsidiary of Pasco. Production activities were carried out under concessions granted by the Mexican Government. In 1961 the Mexican Government adopted a Mining Law which reflected the policy of the Mexican Government that mining operations in Mexico should be carried on only by Mexican nationals or by corporations controlled by Mexican nationals.

5. Accordingly, Pasco entered into an agreement (the "1967 Agreement") with National Financiera, S.A., acting for itself and as a representative of the Mexican Government, and certain other parties acting for themselves and on behalf of a group of private Mexican investors, pursuant to which Pasco sold to the other parties 66 percent of the outstanding Capital Stock of Azufrera. Pursuant to the 1967 Agreement, the Articles of Incorporation of Azufrera were amended to divide Azufrera's Capital Stock into Series A stock, representing 66 percent of the outstanding shares, and Series B stock, representing 34 of the outstanding shares. The Series A stock may be owned only by Mexican nationals or corporations controlled by Mexican nationals. The Series B stock may be owned by any person or corporation, regardless of nationality. The Series B stock, which is owned by Pasco, is hereinafter referred to as the "Azufrera Stock Interest".

6. National Financiera is now the record owner of 43 percent of the stock of Azufrera, and an aggregate of 23 percent of the outstanding stock of Azufrera is held of record by the other parties to the 1967 Agreement. It is believed that the stock of National Financiera is largely or wholly owned by the Mexican Government and that the Mexican Government now owns indirectly a majority stock interest in Azufrera.

7. Pasco also owns $6 million principal amount of 8-percent bonds, due December 1, 1974, of Azufrera (the "Azufrera Bonds"). The 1967 Agreement provided for a fixed purchase price of $49,500,000 which has been paid to Pasco and for a contingent purchase price of $11,868,355. Nacional Financiera, acting for itself and for the Mexican Government, agreed to pay to Pasco on June 30, 1972, the difference between (a) the aggregate amount of dividends (net of Mexican taxes) received by Pasco from Azufrera during the period from July 1, 1967, to June 30, 1972, and (b) the contingent purchase price. $6,952,771 of this amount remains unpaid and is hereinafter referred to as the "Guaranteed Dividend". Taken together, the Azufrera Stock Interest, the Azufrera Bonds, and the Guaranteed Dividend are hereinafter referred to as the "Azufrera Assets".

8. The amended Certificate of Incorporation of Azufrera includes provisions the effect of which is to vest control of Azufrera with the Mexican holders of its Class A stock. In addition, the Mexican Government's indirect majority stock interest in Azufrera subjects Azufrera to certain provisions of Mexican law which empower the Mexican Government to intervene broadly in its management.

9. The sulphur business has recently been suffering from over-production, and it appears likely that production will continue substantially to exceed demand for a number of years to come. The net income of Azufrera has been increasingly disappointing.

10. Pasco and Nacional Financiera, as financial agent for the Mexican Government, have entered into an agreement (the "Azufrera Sale Agreement") providing for the disposition by Pasco of the Azufrera Assets. The Azufrera Sale Agreement provides that:

(a) Pasco will sell its Azufrera Stock Interest to Nacional Financiera for $9,950,000 cash (net of Mexican taxes) payable at the closing date.

(b) The Mexican Government will purchase the Azufrera Bonds at par, plus accrued interest, before December 30, 1972.

(c) Pasco will release its claim to the Guaranteed Dividend.

11. The determination that a sale of the Azufrera Assets would be in the best interests of Pasco and its stockholders was based primarily upon the following reasons:

(a) The disappointing trend in the earnings of Azufrera.

(b) The likelihood that the price of sulphur will continue to be depressed for the foreseeable future.

(c) The desirability of obtaining additional cash which may be needed for a substantial acquisition by Pasco.

(d) The inability of Pasco to control the policies and operations of Azufrera.

12. Azufrera is an "affiliated" person of Pasco as that term is defined in section 2(a)(3) of the 1940 Act because more than 5 percent of its outstanding voting securities are owned by Pasco. Nacional Financiera is an affiliated person of Azufrera because it owns more than 5 percent of Azufrera's outstanding voting securities.

13. Section 17(a) of the Act provides that it shall be unlawful for any affiliated person of an affiliated person of a registered investment company to purchase from such investment company any security or other property. Accordingly, the transaction contemplated by the Azufrera Sale Agreement with Nacional Financiera would constitute a violation of section 17(a) of the Act unless the Commission issues an order pursuant to section 17(b).

14. Section 17(b) provides, in effect, that the Commission may issue an order exempting a proposed transaction from section 17(a) if the evidence establishes all the terms of the proposed transaction are reasonable and fair and do not involve overreaching on the part of any person concerned and that the proposed transaction is consistent with the general purposes of the Act.

15. Pasco believes that the transaction contemplated by the Azufrera Sale Agreement meets the applicable exemptive criteria set forth in section 17(b) of the Act and that such transaction is in the best interest of all the stockholders of Pasco.

In view of the foregoing, Pasco has requested that an order be entered by the Commission authorizing the transaction contemplated by the Azufrera Sale Agreement.

Notice is further given that any interested person may, not later than August 29, 1972, submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to 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 Pasco at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. 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 Investment Company Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-13023 Filed 8-16-72;8:48 am]

[70-5223]

VERMONT YANKEE NUCLEAR POWER CORP.

Notice of Proposed Amendment of Bond Indenture and Order Authorizing Solicitation of Proxies for Bondholders' Consent to Proposed Amendment

AUGUST 11, 1972.

Notice is hereby given that Vermont Yankee Nuclear Power Corp. (Vermont Yankee), 77 Grove Street, Rutland, VT 05701, an electric utility company and an indirect subsidiary company of Northeast Utilities and New England Electric System, registered holding companies, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 (Act), designating sections 6(a), 7, and 12(e) of the Act and Rules 62 and 65 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transaction.

Vermont Yankee was organized in 1966 to construct and operate a nuclear-powered generating plant (plant) located at Vernon, Vt. The plant has been constructed with funds derived from the sale of common capital stock, short term notes and First Mortgage Bonds. The First Mortgage Bonds were issued under a First Mortgage Indenture (Indenture) dated October 1, 1970, between Vermont Yankee and Chemical Bank, as successor Trustee, which has been amended and supplemented by two Supplemental Indentures dated March 1, 1971, and October 1, 1971, respectively.

Vermont Yankee represents that the plant is now complete and that commercial operation is anticipated by December 31, 1972. The plant's nuclear reactor has been tested up to 1 percent of its rated capacity pursuant to a license from the Atomic Energy Commission (AEC) dated March 21, 1972. Operation at a higher capacity is awaiting a second license from the AEC. Vermont Yankee states that there is a possibility that extended proceedings before the AEC to obtain the second license may delay the plant's expected date of commercial operation. Under the terms of the Indenture, failure to put the plant in commercial operation by December 31, 1972, would place Vermont Yankee in technical default, and as a result the Indenture Trustee or a minority interest of the bondholders might accelerate the maturity on the bonds.

Vermont Yankee proposes to solicit consents from its bondholders, as authorized by the Indenture, to delete from the Indenture the obligation of Vermont Yankee to place the plant in commercial operation by December 31, 1972, thereby leaving the obligation of placing the plant in commercial operation without a date certain. Vermont Yankee represents that such deletion will have no adverse effect on the rights of the bondholders, in that the sponsors of Vermont Yankee are committed pursuant to their respective power contracts to commence, as of December 31, 1972, payment to Vermont Yankee's costs and expenses, including interest on its debt and sinking fund obligations. Vermont Yankee states that these payments will be utilized to satisfy all obligations to the bondholders arising subsequent to December 31, 1972.

Vermont Yankee has filed its proxy solicitation materials and requests that the effectiveness of its declaration with respect to the solicitation be accelerated as provided in Rule 62. Vermont Yankee proposes to solicit the consent of the bondholders by mail, followed by telephone or oral solicitation of certain bondholders and brokers by officers or other regular employees of Vermont Yankee. It will absorb all of the expenses incurred in soliciting consents for the amendment. No fees or commissions, other than legal fees, are to be paid directly or indirectly in connection with Vermont Yankee's proposed amendment of the Indenture and solicitation of consents. The legal fees and general expenses incurred by Vermont Yankee resulting from this proposed transaction are estimated to be $17,000. No State commission or Federal commission, other than this Commission, has jurisdiction over this proposed transaction.

Notice is further given that any interested person may, not later than September 5, 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 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 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 declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

It appearing that the declaration regarding the proposed solicitation of proxies should be permitted to become effective forthwith pursuant to Rule 62:

It is ordered, That the declaration regarding the proposed solicitation of proxies, be and hereby is, permitted to become effective forthwith pursuant to Rule 62 and subject to the terms and conditions prescribed in Rule 24 under the Act.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-13029 Filed 8-16-72;8:49 am]

PRICE COMMISSION

[Order No. 9]

MANUFACTURERS OF COFFEE AND COFFEE PRODUCTS

Limitations on Price Increases

Over the past 2 months there has been a rapid surge of approximately 20 percent in the world market price of green coffee beans. This rapid increase threatens to push the wholesale and retail prices of coffee and coffee products up significantly, and is thus of serious concern in connection with attainment of the overall goals of the Economic Stabilization Program.

This extraordinary increase in green coffee bean prices has a major effect on profit margins, because of the increased profits resulting from the application of usual percentage markups to costs which have escalated at an extraordinary rate. The policy of profit-margin maintenance, which is reflected in both the Price Commission's profit-margin rules and its allowable-cost-increase rules, is based upon the assumption that the percentage relationship between a firm's costs and its profits and prices is a unique characteristic of each firm. Price increases which materially change that relationship are generally prohibited. When any one or more elements change substantially, over a comparatively short period of time, the characteristic relationship of those cost elements to the other cost elements of the firm is destroyed. Also destroyed with it is the basis for assuming that the historic relationship between those cost elements and the profits and prices of the firm is characteristic of that firm.

Under § 300.51 of the Price Stabilization Regulations of the Commission, a prenotification firm that customarily prices an item in a manner immediately responsive to volatile prices of raw material used in that item may, to the extent authorized by the Commission, increase (and also must decrease) the price of that item to reflect the volatile price fluctuations of such raw materials, without carrying out the normal prenotification requirements. Certain prenotification firms were given permission by the Price Commission to use this volatile pricing rule on the basis that green coffee bean prices met the criteria set forth in § 300.51(f). However, such Price Commission authority has been subjected to varying interpretations, which, especially in light of the rapid increase in the world market price of green coffee beans, has resulted or potentially will result in nonuniform treatment of calculation of increases in prices of coffee and coffee products in excess of their base prices.

In consideration of these conditions, and pursuant to the authority of § 300.60 of the Price Stabilization Regulations of the Commission, the Commission has determined that because of rapid increases in the world market price of green coffee beans and confusion with respect to domestic pricing of coffee and coffee products, it is necessary to impose more stringent control with respect to the price of coffee and coffee products in order to achieve the goals of the Economic Stabilization Program.

To this end, any increase in price of coffee or any coffee product over the base price of such coffee or coffee product will be limited to reflect no more than the dollar amount of any cost increase after November 13, 1971, attributable to green coffee beans or raw materials derived directly therefrom and increases in other allowable costs pursuant to § 300.12 of the regulations. All volatile pricing authorizations under § 300.51(f) of the regulations are being rescinded, and hereafter manufacturers must follow the procedures of §§ 300.12 and 300.51 (as applicable) with respect to all price increases for coffee and coffee products. Prenotification and reporting firms will have until September 1, 1972, to report to the Price Commission on form PC-1, justifying, on the basis of this order, coffee or coffee product prices in effect on August 16, 1972, where such prices reflect increases over the base price for such coffee or coffee products, and all manufacturers will have until that date to adjust, if necessary, their August 16, 1972, prices for coffee or any coffee products to comply with this order. Accordingly, all manufacturers of coffee or coffee products are to be given the period from August 16 to August 31, 1972, to bring their prices for coffee and coffee products in line with this order. No price for coffee or a coffee product may be increased during the period beginning on August 17, 1972, and ending at the close of August 31, 1972. After August 31, 1972, increases in the prices for coffee and coffee products must be justified in accordance with this order.

Therefore, notwithstanding any other provision of Part 300 of the Price Stabilization Regulations of the Commission (6 CFR 300), it is hereby ordered as follows:

1. Each authorization granted under § 300.51(f) of the Price Stabilization Regulations, dealing with volatile pricing of green coffee beans and raw materials derived directly therefrom, is hereby rescinded.

2. During the period beginning on August 17, 1972, and ending at the close of August 31, 1972, no manufacturer may charge a price for coffee or any coffee product which exceeds the price it was charging on August 16, 1972.

3. Before September 1, 1972, each prenotification or reporting firm which is a manufacturer must report to the Price Commission on form PC-1 with respect to any price for coffee or any coffee product being charged on August 16, 1972, which is an increase over the base price for such coffee or coffee product.

4. On and after September 1, 1972, subject to the prenotification requirements of § 300.51(a) of the regulations where applicable, any price charged for coffee or any coffee product by a manufacturer which is over the base price for such coffee or coffee product must reflect (a) no more than the dollar amount of any cost increase after November 13, 1971, attributable to green coffee beans or raw materials derived directly therefrom; and (b) increases in other allowable cost pursuant to § 300.12 of the regulations.

5. If the cost of coffee or any coffee product which is attributable to green coffee beans or raw materials derived directly therefrom decreases at any time after August 16, 1972, the manufacturer shall reduce the price of such coffee or any coffee product accordingly, by dollar amount.

6. Each manufacturer subject to this order must compute inventory figures on the basis of actual inventory purchase costs and historical inventory valuation practices whenever such figures are relevant to any calculation to be made pursuant to this order.

Issued in Washington, D.C., on August 16, 1972.

C. JACKSON GRAYSON, JR.,
Chairman, Price Commission.

[FR Doc.72-14075 Filed 8-15-72;12:40 pm]

INTERSTATE COMMERCE COMMISSION

[Notice 55]

ASSIGNMENT OF HEARINGS

AUGUST 14, 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 78687 Sub 33, Lott Motor Lines, Inc., now assigned August 29, 1972, at Washington, D.C., hearing is canceled and transferred to modified procedure.

MC-127777 Sub 17, Mobile Home Express, Inc., now assigned August 28, 1972, at Chicago, Ill., is postponed indefinitely.

MC 128273 Sub 105, Midwestern Express, Inc., now assigned September 6, 1972, MC 3062 Sub 33, L.A. Tucker Truck Lines, Inc., now assigned September 11, 1972, at Memphis, Tenn., hearing will be held in Room 914, Federal Office Building, 167 North Main Street, Memphis, Tenn.

MC 2835 Sub 36, Adirondack Transit Lines, Inc., MC 116165 Sub 5, Murray Hill Limousine Service, Ltd., now being assigned September 25, 1972, at New York, N.Y., in hearing rooms to be later designated.

MC-60186 Sub 26, Nelson Freightways, Inc., now being assigned hearing October 2, 1972 (1 week), at Riverhead, N.Y., in Perkins Inn, Main Street, Riverhead, Long Island, N.Y.

MC 118989 Sub 70, Container Transit, Inc., now being assigned hearing September 18, 1972, at Chicago, Ill. (2 days), in a hearing room to be later designated.

MC 117465 Sub 17, Beaver Express Service, Inc., doing business as Beaver Express, now assigned September 18, 1972, at Amarillo, Tex., hearing will be held in the Downtowner Motor Inn, Fourth and Polk Streets, Amarillo, Tex.

MC 135497 Sub 1, I-5 Freightline, Inc., continued to September 12, 1972, at Portland, Oreg., hearing will be held in the Auditorium—Blue Cross Building, 100 Southwest Market Street, Portland, Oreg.

MC 2202 Sub 401, Roadway Express, Inc., now being assigned continued hearing September 19, 1972 (4 days), at Denton, Md., to be held in the Caroline County Public Library, 100 Market Street.

MC-C-7839, Yellow Freight System, Inc.—Investigation and Revocation of Certificates—now assigned September 25, 1972, at Kansas City, Mo., is canceled.

MC-C-7829, Arrow Stage Lines, Inc.—Investigation and Revocation of Certificates—now assigned October 3, 1972, at Lincoln, Nebr., is canceled.

MC 134079, Buccaneer Transport, Inc., now assigned August 21, 1972, at Newark, N.J., is canceled and application dismissed.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-13059 Filed 8-16-72;8:51 am]

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 14, 1972.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 42505—*Joint water-rail container rates—Phoenix Container Liners, Ltd.* Filed by Phoenix Container Liners Ltd. (hereinafter "Phoenix" or "PCL"), No. 2, for itself and interested rail carriers. Rates on general commodities, between ports in Japan and Korea, on the one hand, and rail stations and water carrier terminals on the U.S. Atlantic and Gulf seaboard, on the other.

Grounds for relief—Water competition.

Tariffs—Phoenix Intermodal tariffs Nos. 1 and 2, ICC Nos. 1 and 2.

Rates are published to become effective on September 14, 1972.

By the Commission.

ROBERT L. OSWALD,
Secretary.

[FR Doc.72-13060 Filed 8-16-72;8:51 am]

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 10, 1972.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. *42503*[1] *Commodity rates from and to East Camden, Ark.* Filed by Southwestern Freight Bureau, agent (No. B-347), for interested rail carriers. Rates on property moving on point-to-point commodity rates, from and to East Camden, Ark., on the East Camden and Highland Railroad Co., to and from points in the United States and Canada.

Grounds for relief—New station.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-13061 Filed 8-16-72;8:51 am]

[Notice No. 66]

MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FORWARDER APPLICATIONS

AUGUST 11, 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 1100.247[2] of the 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 (1) 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 730 (Sub-No. 339), filed July 31, 1972. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 1417 Clay Street, Post Office Box 958, Oakland, CA 94604. Applicant's representative: Earl J. Brooks (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 Western Electric Co. Material Management Center at or near Underwood, Iowa, as an off-route

[1] In previous FEDERAL REGISTER (37 F.R. 16522, Aug. 15, 1972), FSA No. 42503 was shown as FSA No. 42305 in error.

[2] Copies of Special Rules 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

point in connection with carrier's otherwise authorized regular route operations to and from Omaha, Nebr. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Washington, D.C.

No. MC 7555 (Sub-No. 66), filed July 24, 1972. Applicant: TEXTILE MOTOR FREIGHT, INC., Post Office Box 70, Ellerbe, NC 28338. Applicant's representative: Jacob P. Billig, 1108 16th Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mayonnaise, salad dressing* and *pourable dressings*, from the plantsite and facilities of Pennco Foods, Division of Food Fair, Inc., at Philadelphia, Pa., to Jacksonville and Miami, Fla. 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 8989 (Sub-No. 217), filed July 31, 1972. Applicant: HOWARD SOBER, INC., 2400 West St. Joseph Street, Lansing, MI 48904. Applicant's representative: Albert F. Beasley, 311 Investment Building, 1511 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor homes*, in driveaway service and truckaway service, between points in Attala County, Miss., on the one hand, and, on the other, points in the United States including Alaska (but excluding Hawaii). 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 Washington, D.C.

No. MC 16682 (Sub-No. 86), filed July 27, 1972. Applicant: MURAL TRANSPORT, INC., 2900 Review Avenue, Long Island City, NY 11101. Applicant's representative: S. S. Eisen, 370 Lexington Avenue, New York, NY 10017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture and commercial and institutional furniture, fixtures, and equipment*, between Walnut Ridge, Piggott, and Corning, Ark., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). 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. No duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 18259 (Sub-No. 4), filed July 18, 1972. Applicant: JACKSON DISTRIBUTION CORP., Post Office Box 204, Salina Station, Syracuse, NY 13208. 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: *Such merchandise* as is dealt in by wholesale, rental, and chain grocery and food business houses, and, in connection therewith, *equipment materials, and supplies* used in the conduct of such business, from Syracuse, N.Y., to points in Bennington and Rutland Counties, Vt.; Tioga County, Pa.; Clinton, Essex, Rensselaer, Saratoga, and Warren Counties, N.Y., under contract with Sugardale Foods, Inc., and P & C Food Markets, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Syracuse, N.Y.

No. MC 25869 (Sub-No. 112) (Correction), filed June 26, 1972, published in the FEDERAL REGISTER issue of August 10, 1972, and republished in part as corrected this issue. Applicant: NOLTE BROS. TRUCK LINE, INC., 4734 South 27th Street, Omaha, NE 68107. Applicant's representative: Donald L. Stern, Suite 530, Univac Building, 7100 West Center Road, Omaha, NE 68106. NOTE: The sole purpose of this partial republication is to reflect the correct docket number assigned thereto as MC 25869 Sub 112 in lieu of 15869 Sub 12, which was in error. The rest of the application remains the same.

No. MC 26396 (Sub-No. 55), filed July 21, 1972. Applicant: POPELKA TRUCKING CO., doing business as THE WAGGONERS, a Corporation, Post Office Box 990, Livingston, MT 59047. Applicant's representative: Jacob P. Billig, 1108 16th Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry animal and poultry feed, dry animal and poultry mineral mixtures*, and (2) *animal and poultry tonics, insecticides (other than agricultural), livestock and poultry feeders and equipment, premiums and advertising matter relating to such products* when moving in mixed loads with the commodities in (1) above, from the plantsites of the Moorman Mfg. Co., at Quincy, Ill., and at or near Columbus, Nebr., to points in Colorado, Wyoming, Montana, and those points in that portion of South Dakota west of the Missouri River. 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 Billings, Mont.

No. MC 30844 (Sub-No. 418), filed July 24, 1972. Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, Waterloo, IA 50704. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Truck bodies, frames and bed, garbage compactors and environmental improvement equipment, and parts, accessories, and components thereto*, from Grundy Center, Iowa, to points in and east of Colorado, Nebraska, North Dakota, Oklahoma, South Dakota, 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 Des Moines, Iowa, or Washington, D.C.

No. MC 30844 (Sub-No. 419), filed July 28, 1972. Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, Waterloo, IA 50704. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flat glass and glass glazing units*, from Laurinburg and Clinton, N.C., to points in Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Louisiana, Michigan, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, Texas, and Wisconsin, restricted to shipments originating at the plantsites, warehouses, and subsidiary facilities of Libbey-Owens-Ford Co. located at the above-named origin points. 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., or Washington, D.C.

No. MC 31389 (Sub-No. 152), filed July 24, 1972. Applicant: McLEAN TRUCKING COMPANY., a Corporation, 617 Waughtown Street, Post Office Box 213, Winston-Salem, NC 27102. Applicant's representative: Francis W. McInerny, 1000 16th Street NW., Washington, DC 20036. 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 commodities requiring special equipment), (1) between Biddeford and Sanford, Maine; from Biddeford over Maine Highway 111 to junction U.S. Highway 202, thence over U.S. Highway 202 to Sanford, and return over the same route, serving no intermediate points; (2) between Haverhill, Mass., and Rochester, N.H.; from Haverhill over Massachusetts Highway 125 to the Massachusetts-New Hampshire State line, thence over New Hampshire Highway 125 to Rochester, and return over the same route, serving no intermediate points; (3) between Nashua and Derry, N.H., from Nashua over New Hampshire Highway 102 to Derry, and return over the same route serving no intermediate points; (4) between Milford and Manchester, N.H., from Milford over New Hampshire Highway 101 to Manchester, and return over the same route serving no intermediate points; (5) between Wilton and Peterborough, N.H., from Wilton over New Hampshire Highway 101 to Peterborough, and return over the same route serving no intermediate points; and (6) between Keene and Brattleboro, Vt.,

from Keene over New Hampshire Highway 9 to junction U.S. Highway 5, thence over U.S. Highway 5 to Brattleboro, and return over the same route serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Boston, Mass.

No. MC 31435 (Sub-No. 9), filed July 26, 1972. Applicant: THE OVERLAND TRANSPORTATION COMPANY, a corporation, 184 Massillon Road, Akron, OH 44305. Applicant's representative: Robert R. Redmon, 2001 Massachusetts Avenue NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Marietta, Ohio, and points within 5 miles of Marietta in Ohio, on the one hand, and, on the other, points in Ohio. NOTE: Applicant states that the requested authority can be tacked with its Sub-No. 8 to transport general commodities, with exceptions, from Marrietta, Ohio, to points in North Carolina and South Carolina. This application is a matter directly related to MC-F-11615, published in the FEDERAL REGISTER issue of August 9, 1972. The instant application seeks to convert the certificate of registration of Merchants Delivery, Inc., under MC 98487 (Sub-No. 1) into a certificate of public convenience and necessity. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Akron, Ohio.

No. MC 35628 (Sub-No. 334), filed July 28, 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 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), (1) between Kansas City, Kans., and Oklahoma City, Okla., from Kansas City, Kans., over Interstate Highway 70 to Topeka, Kans., thence over Kansas Turnpike to junction Interstate Highway 35, thence over Interstate Highway 35 to Oklahoma City, Okla., and return over the same route; (2) between Kansas City, Kans., and Tulsa, Okla., from Kansas City, Kans., over Interstate Highway 35 to junction U.S. Highway 59, thence over U.S. Highway 59 to junction U.S. Highway 169, thence over U.S. Highway 169 to Tulsa, Okla., and return over the same route; (3) between Tulsa and Oklahoma City, Okla., from Tulsa, Okla., over Interstate Highway 44 to Oklahoma City, Okla., and return over the same route; (4) between Kansas City, Mo., and Fort Smith, Ark., from Kansas City, Mo., over U.S. Highway 71 to Fort Smith, Ark., and return over the same route, and serving junctions of U.S. Highway 71 and Interstate Highway 40, and U.S. Highway 71 and Interstate Highway 44, for purposes of joinder only; (5) between Little Rock, Ark., and Oklahoma City, Okla., from Little Rock, Ark., over U.S. Highway 167 to junction Interstate Highway 40, thence over Interstate Highway 40 to Oklahoma City, Okla., and return over the same route, and serving junctions of U.S. Highway 65 and Interstate Highway 40; Interstate Highway 40 and U.S. Highway 71; and Interstate Highway 40 and Muskogee Turnpike for purposes of joinder only; (6) between Tulsa, Okla., and junction Muskogee Turnpike and Interstate Highway 40, from Tulsa, Okla., over Muskogee Turnpike to junction Interstate Highway 40 and return over the same route, and serving junction of Muskogee Turnpike and Interstate Highway 40 for purposes of joinder only;

(7) Between Kansas City, Mo., and Little Rock, Ark., from Kansas City, Mo., over U.S. Highway 71 to junction Missouri Highway 7, thence over Missouri Highway 7 to junction Missouri Highway 13, thence over Missouri Highway 13 to Springfield, Mo., thence over U.S. Highway 65 to Little Rock, Ark., and return over the same route, and serving junction of U.S. Highways 65 and 62, and Interstate Highway 40 and U.S. Highway 65, and Springfield, Mo., for purposes of joinder only; (8) between St. Louis, Mo., and Tulsa, Okla., from St. Louis, Mo., over Interstate Highway 44 to Tulsa, Okla., and return over the same route, and serving junctions of Interstate Highway 44 and U.S. Highway 65, and Interstate Highway 44 and U.S. Highway 71, for purpose of joinder only; (9) between St. Louis, Mo., and Little Rock, Ark., from St. Louis, Mo., over Interstate Highway 55 to junction U.S. Highway 67, thence over U.S. Highway 67 to Little Rock, Ark., and return over the same route, and serving junctions of U.S. Highways 67 and 63, and U.S. Highway 67 and Arkansas Highway 18, for purposes of joinder only; (10) between St. Louis, Mo., and Little Rock, Ark., from St. Louis, Mo., over Interstate Highway 55 to junction Interstate Highway 40, thence over Interstate Highway 40 to junction U.S. Highway 67, and thence over U.S. Highway 67 to Little Rock, Ark., and return over the same route, and serving junctions of Interstate Highway 40 and Arkansas Highway 39, and Interstate Highway 40 and U.S. Highway 67, for purposes of joinder only; (11) between Kansas City, Mo., and Jonesboro, Ark., from Kansas City, Mo., over U.S. Highway 71 to junction Missouri Highway 7, thence over Missouri Highway 7 to junction Missouri Highway 13, thence over Missouri Highway 13 to Springfield, Mo., thence over U.S. Highway 60 to junction U.S. Highway 63, thence over U.S. Highway 63 to Jonesboro, Ark., and return over the same route, and serving junctions of U.S. Highways 63 and 65, U.S. Highways 63 and 62, Springfield, Mo., for purposes of joinder only;

(12) Between Jonesboro, Ark., and Fayetteville, Ark., from Jonesboro, Ark., over U.S. Highway 63 to junction U.S. Highway 62, thence over U.S. Highway 62 to junction U.S. Highway 71, and thence over U.S. Highway 71 to Fayetteville, Ark., and return over the same route, and serving junctions of U.S. Highways 63 and 67, U.S. Highways 62 and 63, U.S. Highways 62 and 65, and U.S. Highways 62 and 71, for purposes of joinder only; (13) between Little Rock and Jonesboro, Ark., from Little Rock, Ark., over U.S. Highway 67 to junction Interstate Highway 40, thence over Interstate 40 to junction Arkansas Highway 39, thence over Arkansas Highway 39 to Jonesboro, Ark., and return over the same route, and serving junction of Interstate Highway 40 and Arkansas Highway 39 for purposes of joinder only; and (14) between Little Rock and Jonesboro, Ark., from Little Rock, Ark., over U.S. Highway 67 to junction Arkansas Highway 18, thence over Arkansas Highway 18 to Jonesboro, Ark., and return over the same route, and serving junction of U.S. Highway 67 and Arkansas Highway 18 for purposes of joinder only; serving the following intermediate or off-route points in 1 through 14 above: Alma, Batesville, Bentonville, Blytheville, Camden, Conway, El Dorado, Harrison, Helena, Hot Springs, Jacksonville, Osceola, Paragould, Pine Bluff, Prescott, Rogers, Russellville, Searcy, Siloam Springs, Springdale, and West Memphis, Ark., Ardmore, Bartlesville, Cordell, Enid, Lawton, Miami, Muskogee, Norman, Ponca City, and Sand Springs, Okla. NOTE: Applicant states that the purpose of the instant application is to convert certain irregular-route operations to regular-route operations. No duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Lansing or Detroit, Mich.

No. MC 37248 (Sub-No. 18), filed July 18, 1972. Applicant: VIRGINIA-CAROLINA FREIGHT LINES, INCORPORATED, V-C Drive, Post Office Box 4988, Martinsville, VA 24112. Applicant's representative: T. C. Clark (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flat glass and glazing units*, from Clinton and Laurinburg, N.C., to points in Maryland, New Jersey, Ohio, Pennsylvania, Delaware, Georgia, South Carolina, West Virginia, and points in Kentucky and Tennessee on and east of Interstate Highway 65. 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 41136 (Sub-No. 23) (Correction), filed July 10, 1972, published in the FEDERAL REGISTER, issue of August 3, 1972, and republished as corrected this issue. Applicant: FLEET CARRIER CORPORATION, 586 South Boulevard E., Pontiac, MI 48053. Applicant's representative: Walter N. Bieneman, Suite 1700, 1 Woodward Avenue, Detroit, MI 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trucks, truck-tractors, buses, motor homes,*

chassis, and other automotive vehicles (except passenger automobiles), and *parts and accessories for*, and moving in the same shipment with the vehicles to be transported, in subsequent or secondary movements in drive-away and truck-away service, between all points in the United States except Alaska and Hawaii. Restriction: Service shall be restricted to vehicles originally manufactured at and shipped from the sites of the plant of General Motors Corp. in Pontiac, Mich. NOTE: Applicant presently holds secondary driveaway authority on commercial automotive vehicles, trucks, buses, trailers, and chassis between all points in the United States (except those in Maine, Oregon, Washington, Alaska, and Hawaii). It also holds secondary driveaway authority on automobiles, trucks, trailers, chassis, and other automotive vehicles between points in Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Maryland, Massachusetts, Michigan, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia. The purpose of this application is to obtain corresponding secondary authority in truckaway service with driveaway authority and to eliminate any question concerning the transportation of motor homes manufactured by General Motors Corp. Any duplicating authority shall create only one operating right. Applicant states that the requested authority cannot be tacked with its existing authority. The purpose of this republication is to correctly set forth the commodities proposed to be transported. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 50493 (Sub-No. 50), filed July 26, 1972. Applicant: P.C.M. TRUCKING, INC., 1063 Main Street, Orefield, PA 18609. Applicant's representative: J. William Cain, Jr., 2001 Massachusetts Avenue NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal feed ingredients*, from Lehigh and Northampton Counties, Pa., to points in Rhode Island, Vermont, New Hampshire, and Maine. 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 51146 (Sub-No. 283), filed July 17, 1972. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, WI 54304. Applicant's representative: D. F. Martin, Post Office Box 2298, Green Bay, WI 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from the facilities of Heinz, U.S.A., at Muscatine and Iowa City, Iowa, to points in Minnesota. Restricted to traffic originating at and destined to the named points. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 51146 (Sub-No. 284), filed July 17, 1972. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, WI 54304. Applicant's representative: D. F. Martin, Post Office Box 2298, Green Bay, WI 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Paper and paper products*, products produced or distributed by manufacturers and converters of paper and paper products, from Newark and Dayton, Ohio, and Shelbyville, Ind., to points in the United States (except Alaska and Hawaii) and (B) *equipment, materials, and supplies*, from points in the United States (except Alaska and Hawaii), to Newark and Dayton, Ohio, and Shelbyville, Ind. NOTE: Common control may be involved. Applicant states that the requested authority could be tacked with various subs of MC 51146 and applicant will tack with its MC 51146 where feasible. 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 51146 (Sub-No. 285), filed July 14, 1972. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, WI 54304. Applicant's representative: D. F. Martin, Post Office Box 2298, Green Bay, WI 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Paper and paper products*, produced or distributed by manufacturers and converters of paper and paper products, from Fayetteville, Ark., to points in the United States (except Alaska and Hawaii) and (B) *equipment, materials, and supplies* from points in the United States (except Alaska and Hawaii), to Fayetteville, Ark. NOTE: Applicant states that the requested authority could be tacked with various subs of MC 51146 and applicant will tack with its MC 51146 where feasible. 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 Chicago, Ill.

No. MC 51146 (Sub-No. 286), filed July 24, 1972, Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, WI 54304. Applicant's representative: Charles Singer, Suite 1000, 327 South La Salle, Chicago, IL 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Paper and paper products*, products produced or distributed by manufacturers and converters of paper and paper products, from Bedford and York, Pa.; and Middlebury, Vt., to points in the United States (except Alaska and Hawaii), and (B) *equipment, materials, and supplies*, from points in the United States (except Alaska and Hawaii) to Bedford and York, Pa., and Middlebury, Vt. NOTE: Applicant states that the requested authority could be tacked with various subs of MC 51146 and applicant will tack with its MC 51146 where feasible. Applicant has various duplicative items of authority under various subs but does not seek duplicative authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 51146 (Sub-No. 287), filed July 24, 1972. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, WI 54304. Applicant's representative: Charles Singer, Suite 1000, 327 South La Salle, Chicago, IL 60604. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Paper and paper products*, products produced or distributed by manufacturers and converters of paper and paper products, from Hanford, Porterville, Corcoran, and Glendale, Calif., to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas and points in those States east thereof, and (B) *equipment, materials, and supplies*, from points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas and points in those States east thereof, to Hanford, Porterville, Corcoran, and Glendale, Calif. NOTE: Applicant states that the requested authority could be tacked with various subs of MC 51146 and applicant will tack with its MC 51146 where feasible. Applicant has various duplicative items of authority under various subs but does not seek duplicative authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 52556 (Sub-No. 12), filed July 20, 1972. Applicant: G. KAY, INC., Post Office Box 18, Fairmont, NE 68354. Applicant's representative: A. J. Swanson, 521 South 14th Street, Lincoln, NE 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products*, from Fairmont, Nebr., to Downs and Stockton, Kans., under contract with Morton Salt Co., a division of Morton-Norwich Products, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Kansas City, Mo.

No. MC 52587 (Sub-No. 11) (Correction), filed May 17, 1972, published in the FEDERAL REGISTER issue of June 22, 1972, and republished as corrected this issue. Applicant: O. K. MOTOR SERVICE, INC., 3400 South Pulaski Road, Chicago, IL. 60623. Applicant's representative: Allan B. Torhorst, 217 East Jefferson Street, Post Office Box 307, Burlington, WI 53105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (with the usual exceptions), between the town of Bristol, Kenosha County, Wis., on the one hand, and, on the other hand, points in

Kenosha County, Wis., west of U.S. Highway 45, points in Racine County, Wis., west of U.S. Highway 45, points in Walworth County, Wis., and points in Waukesha County, Wis. (except Waukesha). NOTE: Applicant states it intends to tack its existing authority over/at the town of Bristol, Kenosha County, Wis., to provide service between points otherwise authorized to it. The purpose of this republication is to redescribe the authority sought. If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis.

No. MC 59124 (Sub-No. 16), filed July 24, 1972. Applicant: MAIERS MOTOR FREIGHT COMPANY, a corporation, 875 East Huron Avenue, Vassar, MI 48768. Applicant's representative: WALTER N. BIENEMAN, Suite 1700, 1 Woodward Avenue, Detroit, MI 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron, coke, sand, and limestone*, in bulk, and *firebrick, castings, forgings, pig iron, steel shot, and pallets, skids, and shipping containers*, between Cynthiana, Ky., on the one hand, and, on the other, points in Kentucky, Ohio, Illinois, and 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.

No. MC 59264 (Sub-No. 55), filed July 12, 1972. Applicant: SMITH & SOLOMON TRUCKING COMPANY, a corporation, How Lane, New Brunswick, N.J. 08903. Applicant's representative: Herbert Burstein, 1 World Trade Center, New York, NY 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Printing ink*, in bulk, in tank vehicles, from Philadelphia, Pa., to New York, N.Y., restricted to shipments originating at the plantsite of Levey Division-Cities Service Co. 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 New York, N.Y.

No. MC 60066 (Sub-No. 8), filed May 30, 1972. Applicant: BEE LINE MOTOR FREIGHT, INC., 1804 Paul Street, Omaha, NE 68102. Applicant's representative: James E. Ryan, 214 Sharp Building, Lincoln, NE 68508. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: *Commodities generally*, except those requiring special equipment. Regular routes: 1. From Omaha, Nebr., to Sidney, Nebr., over U.S. Highway 275 to Fremont, Nebr., thence over U.S. Highway No. 30 to Sidney, Nebr., with return over the same route serving the intermediate points of Sunol, Lodgepole, Chappell, Brule, Ogallala, Roscoe, Paxton, Sutherland, Hershey, North Platte, Gothenberg, Cozard, Lexington, Kearney, Shelton, Grand Island, Central City, Columbus, Fremont, and Valley, Nebr., and the off-route point of Ralston, and Big Springs, Nebr. Alternate route for operating convenience only: (A) Between Omaha, Nebr., and the intersection of U.S. Highways Nos. 30 and 30A near Clarks, Nebr.; (B) Between Omaha and Grand Island, Nebr., over Interstate Highway No. 80 with service authorized only at the intermediate point of Lincoln, Nebr. 2. From Ogallala, Nebr., to Henry, Nebr., over U.S. Highway No. 26 with return over the same route, serving the off-route points of Limon, Nebr., and the intermediate points of Lewellen, Oshkosh, Lisco, Broadwater, Northport, Bridgeport, Bayard, Minatare, Scottsbluff, Mitchell, and Morrill, Nebr.; 3. Between Grand Island, and Hastings, Nebr., over U.S. Highway No. 281, serving the intermediate point of Doniphan, Nebr.; irregular routes: 1. Between points located on U.S. Highway No. 30 between Grand Island, and Sidney, Nebr., on the one hand, and on the other hand, points in Nebraska. 2. Between Omaha, Nebr., on the one hand, and on the other hand, points in Nebraska. 3. Between Scottsbluff, Nebr., on the one hand, and on the other hand, Lincoln, Omaha, Beatrice, and Fairbury, Nebr., with the restriction against the transportation of perishables under this restriction against the transportation of perishables under this portion of the authority sought. 4. Between points in the counties of Antelope, Pierce, Cuming, Stanton, Madison, Boone, Wheeler, Garfield, Loup, Valley, Greeley, Platte, Colfax, Dodge, Saunders, Butler, Polk, Merrick, Howard, Sherman, Custer, Nance, Dawson, Buffalo, Hall, Hamilton, York, Seward, Lancaster, Saline, Gage, Jefferson, Thayer, Nuckolls, Webster, Franklin, Harlan, Furnas, Gosper, Phelps, Adams, Clay, Kearney, Fillmore, Holt, Wayne, Frontier, and Lincoln Counties, Nebr. 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 61592 (Sub-No. 276), filed July 28, 1972. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, IA 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower Building, Indianapolis, IN 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* which because of size or weight require the use of special equipment, and *self-propelled articles* weighing 15,000 pounds or more, moving on trailers, (1) between points in Wisconsin, Iowa, and Illinois; (2) between points in Wisconsin, Illinois, and Iowa on the one hand, and, on the other, points in Indiana, and (3) between points in Wisconsin, on the one hand, and, on the other, points in Missouri. 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 72442 (Sub-No. 38), filed July 28, 1972. Applicant: AKERS MOTOR LINES, INCORPORATED, 115 Akers Drive, Post Office Box 579, Gastonia, NC 28052. Applicant's representative: Leonard A. Jaskiewicz, Suite 501, 1730 M Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, commodities in bulk, commodities requiring special equipment, and household goods as defined by the Commission), between points in Abbeville, Anderson, Cherokee, Greenville, Greenwood, Laurens, Oconee, Pickens, Spartanburg, Union, and York Counties, S.C., on the one hand, and, on the other, points in Georgia, on, north, and west of U.S. Highways 29 and 41. NOTE: Applicant states that the requested authority could be tacked at common points in the 11 counties referred to above with authority contained in MC-72442, Sub 4 and subsequent subs thereto. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 73688 (Sub-No. 56) (Correction), filed May 22, 1972, published in the FEDERAL REGISTER issue of June 22, 1972, and republished in part, as corrected this issue. Applicant: SOUTHERN TRUCKING CORPORATION, 1500 Orenda Avenue, Memphis, TN 38107. Applicant's representative: Charles H. Hudson, Jr., 601 Stahlman Building, Nashville, TN 37201. NOTE: The purpose of this partial republication is to reflect the correct docket number assigned thereto, as MC 73688 in lieu of MC 73668 inadvertenly shown in previous publication. The rest of the application remains the same.

No. MC 74321 (Sub-No. 60), filed July 24, 1972. Applicant: B. F. WALKER, INC., 650 17th Street, Denver, CO 80202. Applicant's repersentative: Richard P. Kissinger (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities*, in cargo containers and cargo vans; and (2) *empty cargo containers* and *empty cargo vans*, between points in the United States (except Hawaii but including Alaska). 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 San Francisco, Calif., Houston, Tex., or Washington, D.C.

No. MC 75830 (Sub-No. 10) (Correction), filed May 15, 1972, published in the FEDERAL REGISTER issue of June 22, 1972, and republished as correct this issue. Applicant: INTER-CITY TRANSPORT & MOTOR COMPANY, a corporation, Post Office Box 88, Buckhannon, WV 26201. Applicant's representative: John A. Vuono, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in by retail drug and variety stores and *equipment*,

materials and supplies, used in the conduct of such business, between points in O'Hara Township, Allegheny County, Pa., on the one hand, and, on the other, points in Indiana, Illinois, Kentucky, Maryland, the Lower Peninsula of Michigan, Minnesota, Ohio, Pennsylvania, Tennessee, and Wisconsin. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract, or contracts, with Thrift Drug Division of J. C. Penney Co., Inc., of New York, N.Y. NOTE: The purpose of this republication is to reflect O'Hara Township, Allegheny County (State of Pennsylvania), which was erroneously omitted in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 82079 (Sub-No. 28), filed July 10, 1972. Applicant: KELLER TRANSFER LINE, INC., 1239 Randolph Avenue SW., Grand Rapids, MI 49507. Applicant's representative: Edward Malinzak, 900 1 Vandenberg Center, Grand Rapids, MI 49502. 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 Ohio, Indiana, and Illinois (except Chicago and points in the Chicago, Ill. commercial zone). NOTE: 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 Lansing, Mich., or Chicago, Ill.

No. MC 87720 (Sub-No. 132), filed July 28, 1972. Applicant: BASS TRANSPORTATION CO., INC., Old Croton Road, Flemington, NJ 08822. Applicant's representative: Bert Collins, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: (1) *Plastic bottles and jars, caps and closures, cartons and partitions,* between Nashua, N.H., on the one hand, and, on the other, points in New Hampshire; (2) *paper and plastic products and closures,* from East Pepperell, Mass., to points in North Carolina and South Carolina; (3) *paper and paper articles,* from Newtown, Conn., to points in North Carolina and South Carolina; and (4) *materials, supplies, and equipment* (other than bulk) used in the manufacture and distribution of the above-named commodities, from the above-named destination points to the above-named origin points. Restriction: The proposed service to be under contract with Bemis Co., Inc. NOTE: Applicant now holds common carrier authority under its No. MC 135684 and subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 95540 (Sub-No. 856), filed July 21, 1972. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, FL 33801. Applicant's representative: Paul E. Weaver (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Bananas, coconuts, and pineapples,* from Galveston, Tex., to points in Arkansas, Colorado, Illinois, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Tennessee, Texas, and Wisconsin. 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 New Orleans, La.

No. MC 95540 (Sub-No. 857), filed July 23, 1972. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, FL 33801. Applicant's representative: Paul E. Weaver (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Candy and confectionery,* from Chattanooga, Tenn., to points in Louisiana, Texas, Oklahoma, New Mexico, Arizona, and California. 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 (1) Chattanooga, Tenn., or (2) Atlanta, Ga.

No. MC 98785 (Sub-No. 2), filed July 14, 1972. Applicant: C & L TRANS. INC., 527 West 28th Street, New York, NY 10001. Applicant's representative: William Biederman, 280 Broadway, New York, NY 10007. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *General Commodities* (except those of unusual value, classes A and B, explosives, household goods as defined by the Commission, commodities in bulk and those injurious or contaminating to other lading) between New York, N.Y., on the one hand, and, on the other, points in Albany, Columbia, Dutchess, Greene, Orange, Putnam, Rensselaer, Schenectady, Ulster, and Westchester Counties, N.Y. NOTE: Applicant states that the requested authority can be tacked at New York, N.Y., with service between points in Long Island, N.Y., and northern New Jersey. 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. This application is a matter directly related to MC–F–11607, published in the FEDERAL REGISTER issue of July 26, 1972.. The instant application seeks to convert the certificate of registration of Long Island Motor Haulage Corp. under MC 32566 and Subs into a certificate of public convenience and necessity. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y. or Washington, D.C.

No. MC 100666 (Sub-No. 222), filed July 26, 1972. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7666, Shreveport, LA 71107. Applicant's representative: Wilburn L. Williamson, 3535 Northwest 58th, 280 National Foundation Life Building, Oklahoma City, OK 73112. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Gypsum and gypsum products, composition boards, insulating materials, roofing and roofing materials, urethane and urethane products, building materials and related materials, supplies, and accessories incidental thereto* (except commodities in bulk), between the Lagro, Ind., plantsite and the Wabash, Ind., warehouse site of the Celotex Corp. and points in Arkansas, Kansas, Louisiana, Oklahoma Tennessee, 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 (1) Little Rock, Ark., or (2) Dallas, Tex.

No. MC 103993 (Sub-No. 725), filed July 24, 1972. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: Paul D. Borghesani (same address as applicant). 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, from points in Huron County, Ohio, 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 Columbus, Ohio.

No. MC 103993 (Sub-No. 726), filed July 24, 1972. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: Paul D. Borghesani (same address as applicant). 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, from points in Marshall County, Tenn., 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 Nashville, Tenn.

No. MC 103993 (Sub-No. 727), filed July 24, 1972. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: Paul D. Borghesani (same address as applicant). 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, from points in White and Monroe Counties, Ark., 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 Little Rock, Ark.

No. MC 103993 (Sub-No. 728), filed July 24, 1972. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: Paul D. Borghesani (same address as applicant). 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, from Madison and Claiborne Parishes, La., 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 Shreveport, La.

No. MC 104896 (Sub-No. 42) (Correction), filed June 19, 1972, published in the FEDERAL REGISTER issue of July 20, 1972, and republished as corrected this issue. Applicant: WOMELDORF, INC., Post Office Box 495, Jefferson Avenue Extension, Washington, PA 15301. Applicant's representative: James W. Patterson, 2107 The Fidelity Building, Philadelphia, PA 19109. NOTE: The purpose of this republication is to correct the service to Massillon, Ohio, and points in Ohio on and east of Interstate Highway 77, in lieu of, to Massillon, Ohio, on and east of Interstate Highway 77, as originally published. The rest of the application remains the same.

No. MC 106398 (Sub-No. 620), filed July 24, 1972. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, OK 74151. Applicant's representative: Irvin Tull (same address as above). 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*, in sections, mounted on wheeled undercarriages, from points in Maine, to points in the United States (except Alaska and Hawaii). NOTE: Applicant 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 Boston, Mass.

No. MC 106398 (Sub-No. 621), filed July 25, 1972. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, OK 74151. Applicant's representative: Irvin Tull (same address as above). 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*, in sections, mounted on wheeled undercarriages, from points in Monroe County, Ark., to points in the United States (except Alaska and Hawaii). NOTE: Applicant 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 Memphis, Tenn.

No. MC 107002 (Sub-No. 420), filed July 28, 1972. Applicant: MILLER TRANSPORTERS, INC., Post Office Box 1123, U.S. Highway 80 West, Jackson, MS 39205. Applicant's representative: H. D. Miller, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Mobile, Ala., 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 Mobile, Ala., or Memphis, Tenn.

No. MC 107295 (Sub-No. 624), filed July 24, 1972. Applicant: PRE-FAB TRANSIT CO., a corporation, 100 South Main Street, Farmer City, IL 61842. Applicant's representative: Dale L. Cox (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal roofing, metal panels, carports, canopies, flashings, aluminum extrusions and accessories used for the installation thereof, and materials and supplies* used in the manufacturing of the commodities named above, from Dallas, Tex., to points in the United States (except Alaska and Hawaii), and from points in the United States (except Alaska and Hawaii), to Dallas, Tex. 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 107323 (Sub-No. 45), filed July 24, 1972. Applicant: GILLILAND TRANSFER COMPANY, a corporation, 7180 West 48th Street, Fremont, MI 49412. 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: *Salt and sodium chloride*, from the plantsite of the Hardy Salt Co. in Manistee, Mich., to points in Ohio and Kentucky. 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., Chicago, Ill., or St. Louis, Mo.

No. MC 107460 (Sub-No. 37), filed July 21, 1972. Applicant: WILLIAM Z. GETZ, INC., 3055 Yellow Goose Road, Lancaster, PA 17601. Applicant's representative: Donald D. Shipley (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Aluminum ingots and extrusions; aluminum doors and windows, glazed and unglazed* (except commodities in bulk), from the plantsite of the Capitol Products Corp. at or near Kentland, Ind., to points in Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, Tennessee, Texas, Utah, Wisconsin, and Wyomming; and (2) *accessories, parts, and supplies, and materials* used in the manufacture, repair, and assembly of aluminum doors and aluminum windows (except commodities in bulk), from points in Illinois, Indiana, Kentucky, Michigan, Minnesota, and Ohio to the plantsite of Capitol Products Corp. located at or near Kentland, Ind., under a continuing contract or contracts with the Capitol Products Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 107527 (Sub-No. 49), filed July 20, 1972. Applicant: POST TRANSPORTATION COMPANY, a corporation, Post Office Box 4827, Carson, CA 90745. Applicant's representative: John C. Allen, 1200 Wilshire Boulevard, Los Angeles, CA 90017. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bulk salts*, from Los Angeles and Amboy, Calif., and points within a 25-mile radius of Amboy, Calif., to points in Clark and Nye Counties, Nev., under contract with Leslie Salt Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Las Vegas, Nev.

No. MC 109136 (Sub-No. 41), filed May 15, 1972. Applicant: ORIOLE CHEMICAL CARRIERS, INC., Heaver Plaza, 1301, York Road, Suite 306, Lutherville, MD 21093. Applicant's representative: Maxwell A. Howell, 1100 Investment Building, 1511 K Street NW., Washington, DC 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sodium hypochloride*, from the plantsite of Pioneer Chloramone Corp. at or near Delaware City, Del., to points in Maryland, New Jersey, Pennsylvania, Virginia, and the District of Columbia. Restriction: The operations authorized above are limited to a transportation service to be performed under a continuing contract, or contracts, with Pioneer Chloramone Corp., Philadelphia, Pa.

No. MC 111302 (Sub-No. 69) (Correction), filed May 1, 1972, published in the FEDERAL REGISTER issue of June 2, 1972, and republished as corrected this issue. Applicant: HIGHWAY TRANSPORT, INC., Post Office Box 10470, Knoxville, TN 37919. Applicant's representative: George W. Clapp, Post Office Box 10183, 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 Rayon, Tenn., to Westover, Ga. NOTE: The purpose of this republication is to show the correct origin point as Port Rayon, Tenn. in lieu of Port Ryan, Tenn. which was in error. 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 111812 (Sub-No. 476) (Correction), filed May 26, 1972, published in the FEDERAL REGISTER issue of June 22, 1972, and republished in part as corrected this issue. Applicant: MIDWEST COAST TRANSPORT, INC., 405½ East Eighth Street, Post Office Box 1233, Sioux Falls, SD 57101. Applicant's representative: Donald L. Stern, 530 Univac Building, 7100 West Center Road, Omaha, NE 68106. NOTE: The sole purpose of this partial republication is to reflect MIDWEST COAST TRANSPORT, INC., as applicant, in lieu of WEST COAST TRANSPORT, INC., which was erroneously shown in the previous publication. The rest of the application remains as previously published.

No. MC 113362 (Sub-No. 243), filed July 27, 1972. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, IA 50533. Applicant's representative: James Ellsworth, 4500 North State Line Road, Texarkana, AR 75501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and dog food*, (1) from Alma and Van Buren, Ark., to points in Connecticut, Delaware, Massachusetts, Maryland, Maine, New Hampshire, New Jersey, New York, Rhode Island, Vermont, and the District of Columbia; and (2) from Alma, Gentry, Van Buren, and at or near Siloam Springs, Ark., and points in Kansas and Proctor, Okla., to points in Ohio, Pennsylvania, 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 Little Rock, Ark., or Oklahoma City, Okla.

No. MC 113362 (Sub-No. 244), filed July 26, 1972. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, IA 50533. Applicant's representative: Milton D. Adams, 1105½ Eighth Avenue NE., Austin, MN 55912. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meat products*, from the site of the storage facilities of Kold Storage, Inc., at Fort Dodge, Iowa, to points in Indiana, Michigan, Ohio, Minnesota (only points on or south of U.S. Highway 12), Wisconsin (only points on or south of U.S. Highway 18), Aurora, Elgin, Joliet, and Chicago, Ill. Restriction: Restricted to traffic originating at the named origin and destined to the named destinations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Omaha, Nebr.

No. MC 113459 (Sub-No. 74), filed July 24, 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: *Trailers*, other than those designed to be drawn by passenger automobiles, in truckaway and driveaway service, from points in Cleveland County, Okla., to points in Arkansas, Arizona, California, Colorado, North Dakota, South Dakota, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Montana, Nebraska, New Mexico, New York, Ohio, Oklahoma, Oregon, Pennsylvania, Tennessee, Texas, Utah, Washington, West Virginia, 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 (1) Oklahoma City, Okla., or (2) Dallas, Tex.

No. MC 113855 (Sub-No. 257), filed July 17, 1972. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE., Rochester, MN 55901. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Track-propelled passenger and cargo vehicles, tractors* (not including truck tractors), *off-highway pleasure vehicles, ski-lift systems, agricultural implements and machinery, truck beds* or *bodies, trailers* designed for the transportation of the above-described commodities; (2) *equipment* designed for use with the articles described above; and (3) *attachments and parts* for the commodities described in (1) and (2) above, from Logan, Utah, and Idaho Falls, Idaho, to points in the United States including Alaska, but excluding Hawaii. 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 Salt Lake City, Utah.

No. MC 113908 (Sub-No. 232), filed July 28, 1972. Applicant: ERICKSON TRANSPORT CORPORATION, 2105 East Dale, Springfield, MO. Applicant's representative: Turner White, 805 Woodruff Building, Springfield, Mo. 65806. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed ingredients* in bulk, in tank vehicles, from West Alexandria, Ohio, and Chattanooga, Tenn., to points in the United States (except Alaska and Hawaii), and including all ports of entry on the international boundary lines between the United States and Canada, and the United States and Mexico. 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, or St. Louis, Mo.

No. MC 113951 (Sub-No. 8), filed June 29, 1972. Applicant: CRESSY TRANS CO., INC., 103 Glenelien Street, Boston, MA 02132. Applicant's representative: George C. O'Brien, 15 Court Square, Boston, MA 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Albany, N.Y., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, and New York. NOTE: Applicant states that the requested authority can be tacked at Boston, Mass., and Manchester, N.H. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass., or Albany, N.Y.

No. MC 114004 (Sub-No. 117), filed July 24, 1972. Applicant: CHANDLER TRAILER CONVOY, INC., 8828 New Benton Highway, Little Rock, AR 72209. Applicant's representative: Winston G. Chandler, Jr. (same address as applicant). 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 *portable buildings*, mounted on wheeled undercarriages from origins which are points of manufacture, (1) from points in Pueblo County, Colo., to points in Colorado, New Mexico, Kansas, Nebraska, Wyoming, Nevada, Utah, Arizona, Texas, Oklahoma, Arkansas, Idaho, Iowa, Louisiana, Minnesota, Missouri, Montana, North Dakota, Oregon, South Dakota, and Washington; and (2) from points in Union County, Miss., to points in the United States, including Alaska, but excluding 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 Little Rock, Ark.

No. MC 114045 (Sub-No. 369), filed July 27, 1972. Applicant: TRANS-COLD EXPRESS, INC., Post Office Box 5842, Dallas, TX 75222. Applicant's representative: J. B. Stuart (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Magnesium hydroxide;* alumina, calcined or hydrated; *calcium carbonate*, in vehicle equipped with mechanical refrigeration (except commodities in bulk, in tank vehicles), (1) from Fort Washington, Pa., and Lewes and Seaford, Del., to points in Tex.; and (2) from Lewes and Seaford, Del., to San Leandro, Calif. 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 Philadelphia, Pa., or Chicago, Ill.

No. MC 114552 (Sub-No. 62), filed July 26, 1972. Applicant: SENN TRUCKING COMPANY, a corporation, Post Office Box 333, Newberry, SC 29108. Applicant's representative: William P. Jackson, Jr., 919 18th Street NW., Washington, DC 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood, paneling, wallboard,*

and *composition board*, from New Orleans, La., to points in Alabama, Arkansas, Georgia, Florida, Tennessee, Kentucky, Mississippi, and South Carolina. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., New Orleans, La., or Columbia, S.C.

No. MC 114789 (Sub-No. 40), filed July 14, 1972. Applicant: NATIONWIDE CARRIERS, INC., Post Office Box 104, Maple Plain, MN 55359. Applicant's representative: Donald L. Stern, 530 Univac Building, 7100 West Center Road, Omaha, NE 68106. 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, except foodstuffs, from North Bergen, N.J., to Allentown, Altoona, New Kensington, and Rochester, Pa.; Austintown and Highland Heights, Ohio; Elkhart, Fort Wayne, Hammond, and Mishawaka, Ind.; Ann Arbor, Detroit (and points in its commercial zone), Flint, Livonia, Monroe, Pontiac, and Westland, Mich.; Chicago (and points in its commercial zone), Downers Grove, Elgin, Joliet, and Kankakee, Ill.; Cedar Rapids, Des Moines, and Iowa City, Iowa; Lincoln and Omaha, Nebr.; Colorado Springs, Denver (and points in its commercial zone), Fort Collins, Greeley, and Pueblo, Colo.; Albuquerque, N. Mex.; Phoenix and Scottsdale, Ariz.; Bakersfield, Escondido, Lancaster, Los Angeles (and points in its commercial zone), Oxnard, Riverside, and San Fernando, Calif., under a continuing contract with Holly Stores, Inc., and limited to traffic originating at the facilities of Holly Stores, Inc., at North Bergen, N.J. NOTE: Applicant holds common carrier authority under MC 117940 and Subs thereunder, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or New York, N.Y.

No. MC 115038 (Sub-No. 5), filed July 28, 1972. Applicant: VAUPEL TRANSPORTATION, INC., Post Office Box 7, Davis Junction, IL 61020. 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: *Animal and poultry feed and feed ingredients*, between Rockford, Ill., on the one hand, and, on the other, points in Michigan and 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 Chicago, Ill.

No. MC 116073 (Sub-No. 245), filed July 24, 1972. Applicant: BARRETT MOBILE HOME TRANSPORT, INC., Post Office Box 919, Moorhead, MN 56560. Applicant's representative: Robert G. Tessar, 1819 Fourth Avenue S., Moorhead, MN 56560. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers* designed to be drawn by passenger automobiles, in initial movements, *buildings and sections of buildings*, from points in Roosevelt County, Mont. to points in the United States (except Alaska and Hawaii); and (2) *buildings*, complete or in sections mounted on wheeled undercarriages, and *pickup caps and campers*, from points in Ravalli County, Mont., to points in Wyoming, South Dakota, Colorado, Idaho, North Dakota, Washington, and Oregon. 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 Helena, Mont.

No. MC 117119 (Sub-No. 460), filed July 17, 1972. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Post Office Box 188, Elm Springs, AR 72728. Applicant's representative: Bobby G. Shaw (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Shoe products and related articles*, from the plantsite and warehouse facilities utilized by the Goodyear Tire & Rubber Co. located at or near Windsor, Vt., to points in California and (2) *cycle tires, tubes, related articles, and industrial products*, from the plantsite and warehouse facilities utilized by the Goodyear Tire & Rubber Co. located at or near New Bedford, Mass., to points in California. 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 Washington, D.C., or New York City, N.Y.

No. MC 117565 (Sub-No. 62), filed July 24, 1972. Applicant: MOTOR SERVICE COMPANY INC., Route 3, Post Office Box 448, Coshocton, OH 43812. Applicant's representative: John R. Hafner (same address as applicant). 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, from points in Tuscarawas County, Ohio to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant has contract application pending under MC 135701 Sub 1. Dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Columbus or Cleveland, Ohio.

No. MC 117565 (Sub-No. 63), filed July 28, 1972. Applicant: MOTOR SERVICE COMPANY, INC., Route 3, Post Office Box 448, Coshocton, OH 43812. Applicant's representative: John R. Hafner (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Bathroom and plumbing fixtures*, and *parts, attachments*, and *accessories* for bathroom and plumbing fixtures, and *appliances*, (2) *plastic products*, (3) *shower stalls*, (4) *china and earthenware goods*, and (5) *counter tops*, from points in Spencer and Vanderburgh Counties, Ind., to points in the United States (except Alaska and Hawaii); and (6) *returned, damaged*, or *rejected shipments of commodities* named in (1) thru (5) above, from points in the United States to points in Spencer and Vanderburgh Counties, Ind. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant now holds contract carrier authority under its No. MC 135701 and subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Indianapolis, Ind.

No. MC 117815 (Sub-No. 198), filed July 24, 1972. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th Street, Des Moines, IA 50317. Applicant's representative: Larry D. Knox, 910 Hubbell Building, Des Moines, IA 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen packaged meats*, from the storage facilities of Kold Storage, Inc., at Fort Dodge, Iowa, to points in Indiana, Iowa, Missouri, Ohio, Nebraska, Lower Peninsula of Michigan, Chicago, Ill., and Kansas City, Kans. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Omaha, Nebr.

No. MC 118159 (Sub-No. 125), filed July 26, 1972. Applicant: EVERETT LOWRANCE, INC., 1925 National Plaza, Tulsa, OK 74151. Applicant's representative: Jack R. Anderson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts* and *articles distributed by meat packinghouses*, as described in sections A and C, appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, having a prior movement by water, from Gulfport, Miss., and New Orleans, La., to points in Alabama, Arkansas, California, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, Ohio, Oklahoma, Tennessee, Texas, and Wisconsin. NOTE: Applicant 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 did not specify a location.

No. MC 118159 (Sub-No. 126), filed July 26, 1972. Applicant: EVERETT LOWRANCE, INC., 1925 National Plaza, Tulsa, OK 74151. Applicant's representative: Jack R. Anderson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

Frozen potatoes and potato products, from Grand Forks, N. Dak., to points in Arkansas, Alabama, Colorado, Florida, Georgia, Louisiana, Mississippi, Missouri, Kansas, Nebraska, Oklahoma, Tennessee, and Texas. NOTE: Applicant 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 did not specify a location.

No. MC 119388 (Sub-No. 14), filed July 25, 1972. Applicant: GLEN R. ELLIS, INC., 3911 Jerome Avenue, Chattanooga, TN 37407. Applicant's representative: Blaine Buchanan, 1024 James Building, Chattanooga, TN 37402. Authority sought to operate as a *common carrier,* by motor to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Malt beverage and advertising and display materials* when moving therewith, (1) from Evansville, Ind., to points in Shelby County, Tenn.; West Memphis and Helena, Ark.; Clarksdale, Greenville, and West Point, Miss.; Greenville, S.C., and Monroe, La.; (2) from New Orleans, La., to Athens and Chattanooga, Tenn.; (3) from Memphis, Tenn., to Athens and Chattanooga, Tenn., from Memphis over U.S. Highway 72 to junction Interstate Highway 24 at or near Kimball, Tenn., thence over Interstate Highway 24 to Chattanooga, Tenn., thence over Interstate Highway 75 to Athens, Tenn.; and (4) from Memphis, Tenn., over Interstate Highway 40 to junction Interstate Highway 24 at or near Nashville, Tenn., thence over Interstate Highway 24 to Chattanooga, Tenn., in connection with No. (3) route above and as an alternate route for operating convenience only. Empty containers and pallets on return movements in connection with routes Nos. (1), (2), and (3), and (4) and empty containers and pallets from Chattanooga, Tenn., to Winston-Salem, N.C. NOTE: Applicant states that all requested authority except as to route (1) to be tacked at Chattanooga, Tenn., with present authority in MC 119388 (Sub-Nos. 10 and 11). If a hearing is deemed necessary, applicant requests it be held at Chattanooga, Tenn.

No. MC 119657 (Sub No. 16), filed July 24, 1972. Applicant: GEORGE TRANSIT LINE, INC., 760–764 Northeast 47th Place, Des Moines, IA 50313. Applicant's representative: Kenneth F. Dudley, 611 Church Street, Post Office Box 279, Ottumwa, IA 52501. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Agricultural chemicals,* (a) from Clinton, Iowa, to points in Illinois, Minnesota, and Wisconsin; (b) from St. Joseph, Mo., to points in Kansas, Missouri, and Nebraska, and (2) *paper and polyethylene bags,* (a) from Des Moines, Iowa, to Omaha, Nebr., and points in Illinois, Minnesota, North Dakota, and Wisconsin and those points in South Dakota east of the Missouri River; and (b) from Little Rock, Ark., to points in Kansas, Missouri, and Oklahoma. 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 Des Moines, Iowa, Kansas City, Mo., or Chicago, Ill.

No. MC 119695 (Sub-No. 4), filed July 18, 1972. Applicant: HAAG TRUCK LINE, INC., 570 West 17th Street, Indianapolis, IN 46202. Applicant's representative: Robert W. Loser II, 1009 Chamber of Commerce Building, Indianapolis, IN 46204. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Lactose,* from Independence, Iowa, to Sturgis, Mich., and Columbus, Ohio. Restriction: Restricted to traffic originating at the plantside of Wapsie Valley Creamery, Inc., located at or near Independence, Iowa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 121281 (Sub-No. 5), filed April 19, 1972. Applicant: BIG MAC TRUCKING COMPANY, a Corporation, 1335 Boyles Street (Post Office Box 15454), Houston, TX 77020. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: A. (1) *Machinery, equipment, materials, and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and byproducts; and *machinery, materials, equipment, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof; and pipe for use other than oilfield, between all points in Texas. (2) *Tractors, draglines, bulldozers, heavy machinery, graders, construction equipment, transformers, heavy tanks, prefabricated steel girders, telephone and telegraph poles, creosote and other pilings, heavy furnaces or ovens, pipe* (including iron, steel, concrete, composition, or corrugated), *iron or steel girders, beams, columns, posts, channels, and trusses, iron or steel castings, sheets, and plates, steam or internal combustion engines, asphalt or pipeline coating,* in barrels or drums; *chlorine and other chemicals in steel cylinders or tank* (not tank trucks); *crossties; fuel oil and gasoline (not including movement in tank trucks or tank trailers); rails, steel; reinforcing steel; retorts, iron or steel; rods, reinforcing and sucker* (single and bundles); *road lumber; rig timbers; tubing and tubing heads; wire line, rope, or cable,* on reels; *lift equipment; angles* (heavy); *mud,* including and conditioners (not including movements in tank trucks or tank trailers); *drilling mud/dam and powerplant machinery and* equipment; printing machines, when not moving as oilfield equipment, subject to the following:

Restriction: The operations authorized above (paragraph 2) are restricted to (a) commodities which because of size or weight require the use of special equipment or handling or (b) self-propelled articles, transported on trailers. Between all points in Texas. Applicant presently holds interstate authority to transport all the commodities hereinabove described in paragraph A, subparagraphs 1 and 2, subject to certain restrictions, between all points in Texas under its certificate of registration MC–121281 which it here seeks to convert to a certificate of convenience and necessity, authorizing the interstate transportation of all such commodities between all points in Texas, such certificate to be effective in the event of grant of authority to conduct a physical interstate service as hereafter requested in paragraph B. B. *Iron and steel articles,* from Eagle Pass, Tex. to points in Louisiana, Arkansas, New Mexico, Colorado, Mississippi, Alabama, Iowa, Illinois, South Carolina, Florida, Tennessee, Minnesota, Kansas, Arizona, California, Nebraska, Missouri, Georgia, Wisconsin, and Oklahoma. NOTE: Applicant states that the requested authority under paragraph A Item 2 of the commodity description to transport iron and steel articles could be tacked at Eagle Pass, Tex., with the requested authority under paragraph B of the commodity description to transport iron or steel articles from Eagle Pass, Tex., to the States there included. No duplicating authority sought. If a hearing is deemed necessary, applicant requests it be held at San Antonio or Houston, Tex.

No. MC 123048 (Sub-No. 217) (Correction), filed May 12, 1972, published in the FEDERAL REGISTER issue of June 22, 1972, and republished as corrected this issue. Applicant: DIAMOND TRANSPORT SYSTEM, INC., 1919 Hamilton Avenue, Racine, WI 53401. Applicant's representative: Paul C. Gartzke, 121 West Doty Street, Madison, WI 53703. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products,* from Burlington, Wis., to points in Illinois, Indiana, Iowa, Michigan, and Minnesota. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. The purpose of this republication is to reflect *Prestressed and precast concrete products* in lieu *Processed and precast concrete products,* which was erroneously shown in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 123125 (Sub-No. 3), filed July 27, 1972. Applicant: LOUIS ZINIS AND WILLIAM BROOKES, a partnership, doing business as Z & B TRANSPORTATION CO., 31 Pine Tree Road, Old Bridge, NJ 08857. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, NJ 07102. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Mattresses, box springs, bed frames (knocked down), bed boards, bed legs, and pillows,* from Newark, N.J.,

to points in Delaware, Maryland, Virginia, and the District of Columbia, under a continuing contract, or contracts, with Sleepmaster Products Co., Inc., of Newark, N.J. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 123685 (Sub-No. 13), filed July 3, 1972. Applicant: PEOPLES CARTAGE, INC., 8045 Navarre Road SW., Massillon, OH 44646. Applicant's representative: James W. Muldoon, 50 West Broad Street, Columbus, OH 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, from Dundee, Ohio, to points in Indiana, Illinois, Kentucky, Michigan, New York, Pennsylvania, 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. If a hearing is deemed necessary, applicant requests it be held at (1) Columbus, Ohio, (2) Charleston, W. Va., or (3) Washington, D.C.

No. MC 124692 (Sub-No. 94), filed July 21, 1972. Applicant: SAMMONS TRUCKING, Post Office Box 1447, Missoula, MT 59801. Applicant's representative: Gene P. Johnson, 425 Gate City Building, Fargo, ND 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bentonite clay*, ground or crude; *processed bentonite clay; boards or panels, foundation, water impedance; and foundry molding sand treating compounds*, from the plantsite and warehouse facilities of American Colloid Co. at or near Belle Fourche, S. Dak., and Upton, Wyo., to points in Illinois, Iowa, Indiana, Michigan, Missouri, Ohio, Minnesota, Wisconsin, Idaho, Montana, Oregon, Utah, and Washington. 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 St. Paul, Minn.

No. MC 126291 (Sub-No. 19), filed July 17, 1972. Applicant: QUIRION TRANSPORT, INC., La Guadelopue, Frontenac County, Quebec, Canada. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, MA 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lumber*, from ports of entry on the United States-Canada boundary line at Maine, New Hampshire, Vermont, New York, Michigan, Wisconsin, and Minnesota, to points in Pennsylvania, Delaware, Maryland, Ohio, Illinois, Indiana, Michigan, Minnesota, Wisconsin, Nebraska, Iowa, Kentucky, Virginia, West Virginia, North Carolina, and the District of Columbia; (2) *wood products*, from ports of entry on the United States-Canada boundary line at Maine, New Hampshire, Vermont, New York, Michigan, Wisconsin, and Minnesota, to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, Ohio, Illinois, Indiana, Michigan, Minnesota, Wisconsin, Nebraska, Iowa, Kentucky, Virginia, West Virginia, North Carolina, and the District of Columbia; and (3) *waste paper, waste cardboard, rags and waste, or scrap materials*, from points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, Ohio, Illinois, Indiana, Michigan, Minnesota, Wisconsin, Nebraska, Iowa, Kentucky, Virginia, West Virginia, North Carolina, and the District of Columbia to ports of entry on the United States-Canada boundary line. Restrictions: The operating authority sought in (1), (2) and (3) above are to be restricted to traffic originating at or destined to points in the Province of Quebec, Canada. NOTE: If a hearing is deemed necessary, applicant requests it be held at Augusta, Maine, or Boston, Mass.

No. MC 126736 (Sub-No. 60), filed July 17, 1972. Applicant: PETROLEUM CARRIER CORPORATION OF FLORIDA, 6000 Powers Avenue, Jacksonville, FL 32217. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville, Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum, petroleum products, and petroleum by-products*, in bulk, in tank vehicles, from Bainbridge, Ga., to points in Alabama 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 Jacksonville, Fla., or Mobile, Ala.

No. MC 127505 (Sub-No. 52), filed July 25, 1972. Applicant: RALPH H. BOELK, doing business as R. H. BOELK TRUCK LINES, Route 2, Mendota, Ill. 61342. Applicant's representative: Arnold L. Burke, 127 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foundry sand, additives, binders, and/or treating compounds*, from (1) Albion, Mich., to points in Illinois and Wisconsin; and (2) from Granite City, Ill., to points in Kentucky 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 127762 (Sub-No. 3), filed July 24, 1972. Applicant: CONTRACT CARRIERS, INC., Box 444, Ellensburg, WA 98926. Applicant's representative: Carson Strand, Route 5, Box 41, Ellensburg, WA 98926. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Flour*, in bulk, from Spokane, Wash., to Lewiston, Idaho, under contract with Centennial Mills. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 128319 (Sub-No. 2) (Correction), filed June 26, 1972, published in the FEDERAL REGISTER issue of July 20, 1972, and republished as corrected, in part, this issue. Applicant: DOWDA MOTOR FREIGHT, INC., West Main Street, Centre, Ala. 35960. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Road NE., Atlanta, GA 30342. NOTE: The purpose of this partial republication is to state that the instant application seeks to convert the certificate of registration of Cherokee Truck Line, Inc., under MC 99191 (Sub-No. 1) into a certificate of public convenience and necessity, which was inadvertently omitted in previous publication. The rest of the application remains the same.

No. MC 128866 (Sub-No. 39), filed July 26, 1972. Applicant: B & B TRUCKING, INC., Post Office Box 128, Cherry Hill, NJ 08034. Applicant's representative: J. Michael Farrell, 1815 H Street NW., No. 512, Washington, DC 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Aluminum foil and sheet*, from the plantsite of Aluminum Company of America, at Lebanon, Pa., to the plantsite of Penny Plate, Inc., at Deerfield, Ill., and (2) *scrap aluminum, defective or damaged aluminum foil and sheet, skids, pallets, and aluminum cores*, from the plantsite of Penny Plate, Inc., at Deerfield, Ill., to the plantsite of Aluminum Company of America, at Lebanon, Pa., under contract with Penny Plate, Inc., Cherry Hill, N.J. NOTE: Applicant states that it seeks no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 128866 (Sub-No. 40), filed July 26, 1972. Applicant: B & B TRUCKING, INC., Post Office Box 128, Cherry Hill, NJ 08034. Applicant's representative: J. Michael Farrell, 1815 H Street NW., No. 512, Washington, DC 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum food containers*, from (1) the plantsite of Penny Plate, Inc., at Deerfield, Ill., to Quincy, Ill.; New Hampton, Iowa; Frankfort, Mich.; Duluth and Wells, Minn.; Kansas City, Macon, Marshall, Milan, and Moberly, Mo.; Charlotte, N.C.; Solon and Wellston, Ohio, and Chickasha, Okla.; (2) from the plantsite of Penny Plate, Inc., at Cherry Hill, N.J., to New Hampton, Iowa; Kansas City and Moberly, Mo., and Wellston, Ohio; and (3) from the plantsite of Penny Plate, Inc., at Cearcy, Ark., to Oakland and San Francisco, Calif.; New Hampton, Iowa; Kansas City and Moberly, Mo.; Charlotte, N.C., and Wellston, Ohio, under contract with Penny Plate, Inc., of Cherry Hill, N.J. NOTE: Applicant states that it seeks no duplication of authority. If a hearing is deemed necessary, applicant requests it

be held at Washington, D.C., or Philadelphia, Pa.

No. MC 128932 (Sub-No. 5), filed June 20, 1972. Applicant: ROBERT TORRANS, doing business as COMMERCIAL STORAGE & DISTRIBUTION COMPANY, a proprietorship, West 26th at Taylor Street, Texarkana, Tex. 75501. Applicant's representative: Forest W. Felling, Post Office Box 5698, Texarkana, TX 75501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wooden ammunition containers, prefabricated wooden trusses, chicken coops, and wooden shipping containers*, (1) between points in Miller County, Ark.; Bowie County, Tex.; Caddo and Bossier Parishes, La., and (2) between points in Miller County, Ark.; Bowie County, Tex.; Caddo and Bossier Parishes, La., on the one hand, and Johnson Counties, Tex.; Polk Jefferson, and Pike Counties, Ark.; Des Moines and Appanoose Counties, Iowa; Tuscaloosa County, Ala.; Gibson County, Tenn.; Du Page and Will Counties, Ill.; Labette County, Kans., for *wooden ammunition containers*. In the case of the other listed commodities, between points in Arkansas, Louisiana, Oklahoma, and Texas. 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 Texarkana, Tex.-Ark.; Shreveport, La.; Dallas, Tex.; Little Rock, Ark.; or Forth Worth, Tex.

No. MC 128944 (Sub-No. 12), filed July 10, 1972. Applicant: RELIABLE TRUCK LINES, INC., 402 Maplewood Avenue, Nashville, TN 37210. Applicant's representative: James Clarence Evans, 1800 Third National Bank Building, Nashville, TN 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk, dangerous explosives and commodities requiring special equipment), (1) Between Atlanta, Ga., and Tupelo, Miss., over the following route: From Atlanta, over Interstate Highway 20 to Birmingham, Ala., thence over U.S. Highway 78 to Tupelo and return over the same route (using U.S. Highway 78 as needed until Interstate Highway 20 is completed), serving (a) All points within a 15-mile radius of Atlanta as off-route points, or in the alternative, serving an area within approximately 15 miles of Atlanta, as off-route points, to wit: All points lying on and within the area embraced by a line beginning at Dallas, Ga., and the junction of Georgia Highway 92 Spur and U.S. Highway 278 thence over Georgia Highway 92 Spur and Georgia Highway 92 in a southerly direction to junction Georgia Highway 54 at or near Fayetteville, Ga., thence over Georgia Highway 54 to junction Georgia Highway 138 at or near Jonesboro, Ga., thence over Georgia Highway 138 to junction Georgia Highway 81 at or near Walnut Grove, Ga., thence over Georgia Highway 81 to junction Georgia Highway 20 near Loganville, Ga., thence over Georgia Highway 120 to Alpharetta, Ga., thence over an unnumbered highway westerly to junction Georgia Highway 92 near Mountain Park, Ga., thence over Georgia Highway 92 to junction Georgia Highway 92 Spur at or near New Hope, Ga., thence over Georgia Highway 92 Spur to the point of beginning, restricted against the transportation of traffic between Atlanta, on the one hand, and, on the other, the off-route points about Atlanta named herein, which is either originated, terminated or interlined at Atlanta; (b) all points in the following Mississippi counties as off-route points: Alcorn, Chickasaw, Choctaw, Clay, Itawamba, Lowndes, Moxubee, Monroe, Oktibbeha, Pontotoc, Prentiss, Tishomingo, Union, Webster, and Winston; restricted at all intermediate points between Atlanta and Birmingham (but not Birmingham) and restricted against handling at Atlanta any traffic originating at, or destined to, or to be interchanged at Birmingham; and further restricted at all intermediate points between Birmingham and the Mississippi State line, except serving Guin, Ala., for purpose of joinder only. (2) Between Guin, Ala., and Tupelo, Miss., over the following described route: From Guin over U.S. Highway 278 to its intersection with U.S. Highway 45A thence over U.S. Highway 45A to Tupelo, and return over the same route serving Guin for joinder only and with no service at any other intermediate point in Alabama. (3) Between Birmingham, Ala., and all points within 15 miles thereof, and Tupelo, Miss., over the following described route: From Birmingham over Interstate Highway 20 to Tuscaloosa, Ala., thence over U.S. Highway 82 to Columbus, Miss., thence over U.S. Highway 45 to Tupelo and return over the same route, serving no intermediate points in Alabama, but serving all points in the following Mississippi counties as off-route points: Alcorn, Chickasaw, Choctaw, Clay, Itawamba, Lowndes, Moxubee, Monroe, Oktibbeha, Pontotoc, Prentiss, Tishomingo, Union, Webster, and Winston, and (4) Between Tuscumbia, Ala., and Tupleo, Miss., over the following described route: From Tuscumbia over U.S. Highway 72 to intersection Alabama Highway 247, thence over Alabama Highway 247 to intersection Alabama Highway 24, thence over Alabama Highway 24 to Red Bay, Ala., thence over Mississippi Highway 23 to U.S. Highway 78 at Tremont, Miss., thence over U.S. Highway 78 to Tupelo and return over the same route, restricted against service at all intermediate points in Alabama. NOTE: Applicant states that the above routes and authority will be used by tacking or by joinder with each other, and with all authority of the applicant. If a hearing is deemed necessary, applicant requests it be held at Tupelo, Miss., or Birmingham, Ala.

No. MC 133097 (Sub-No. 6), filed July 21, 1972. Applicant: SYSTEM REEFER SERVICE, INC., 4614 Lincoln Avenue, Cypress, CA 90630. Applicant's representative: Charles E. Creager, Suite 523, 816 Easley Street, Silver Spring, MD 20910. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Hoist and hoisting equipment, trolleys, screws, washers, and abrasive wheels*, from York, Pa., to points in California, Utah, Oregon, and Washington, and (2) *chains, cotter pins, hoists and hoisting equipment, trolleys, screws, washers, and abrasive wheels*, from York, Pa., to points in Nevada, Arizona, New Mexico, Colorado, Wyoming, Idaho, and Montana. The above are to be limited to a transportation service to be performed under a continuing contract with American Chain & Cable Co., Chain Division, York, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 133494 (Sub-No. 6), filed July 5, 1972. Applicant: E. W. BELCHER, Route 1, Box 402, Denton, TX 76201. Applicant's representative: William D. Lynch, Post Office Box 912, Austin, TX 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed ingredients, fish meal*, in bulk, from Holmwood, Cameron, Morgan City, Abbeyville, and Dulac, La.; Port Arthur, Galveston, Houston, Sabine Pass, and Freeport, Tex., to points in Arkansas, on and south of U.S. Highways 64 and 67/167; Searcy, Ark.; and points in 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 either Fort Worth, Dallas, or Houston, Tex.

No. MC 133775 (Sub-No. 11) (Amendment), filed May 22, 1972, published in the FEDERAL REGISTER issue of June 22, 1972, and republished in part as amended this issue. Applicant: REEFER TRANSIT LINE, INC., Box 536, Polar Road, Worthington, MN 56187. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, IL 60602. NOTE: The sole purpose of this partial republication is to show Madelia, Minn., as the origin point. The rest of the application remains as previously published.

No. MC 134370 (Sub-No. 8), filed July 19, 1972. Applicant: OSBORNE TRUCKING CO., INC., 1008 Sierra Drive, Riverton, WY 82501. Applicant's representative: Robert S. Stauffer, 3539 Boston Road, Cheyenne, WY 82001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wallboard, gypsum blocks, and gypsum in bags and in bulk*, from points in Hot Springs County, Wyo., to points in Colorado, Idaho, Kansas, Nebraska, Oregon, Montana, South Dakota, Utah, and Washington. NOTE: Applicant also holds contract carrier authority under MC 133741 and subs thereunder, 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 Billings, Mont., Denver, Colo., or Cheyenne, Wyo.

No. MC 134526 (Sub-No. 1), filed July 27, 1972. Applicant: KENNEDY MOTORS, INC., 1305 South Mountain Avenue, Monrovia, CA 91016. Applicant's representative: Gerold von Pahlen-Fedoroff, 9401 Wilshire Boulevard, Beverly Hills, CA 90212. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* (except commodities in bulk) as are dealt in, marketed, and distributed by a manufacturer of toilet articles and cosmetics, (2) *returned merchandise*, and (3) *commodities*, the transportation of which is exempt under section 203(b)(6) of the act when transported in mixed shipments with (1) and (2) above, from points in Los Angeles County, Calif., to points in Arizona, Idaho, Nevada, Oregon, Utah, and Washington, under contract with Avon Products, Inc.

No. MC 135750 (Sub-No. 4) filed July 21, 1972. Applicant: COALE TRUCK TRANSPORT, INC., Post Office Box 135, Darlington Road (U.S. Route 161), Darlington, MD 21034. Applicant's representative: Robert J. Carson, 1700 1 Charles Center, Baltimore, MD 21201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Butter* (either alone or in conjunction with exempt agricultural commodities), from Flushing, Ohio, to points in Maryland and Pennsylvania; Buffalo and New York, N.Y.; Port Newark, N.J.; and North Wilbraham, Mass., including the commercial zones thereof, under contract with Joseph Anthony Hyest, doing business as Cloverland Dairy. NOTE: If a hearing is deemed necessary, applicant requests it be held at Baltimore, Md.

No. MC 135991, filed August 20, 1971 (Amendment), published in the FEDERAL REGISTER issue of April 20, 1972, and republished as amended, this issue. Applicant: COLETTA'S DOWNTOWN AUTO SERVICE, INC., 425 Richmond Street, Providence, RI 02903. Applicant's representative: B. Lucius Zarlenga, 503 Old Colony Bank Building, Providence, RI 02903. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles*, including, but not limited to, trucks and tractor trailers by use of wrecker equipment only, (1) between points in Rhode Island, and (2) between points in Rhode Island, on the one hand, and, on the other, points in Massachusetts, Connecticut, New Hampshire, Vermont, Maine, New York, New Jersey, Maryland, Delaware, Pennsylvania, and Virginia. NOTE: The purpose of this republication is to amend the application to reflect the proposed service to be by use of wrecker equipment only, in lieu of, by tow away method as previously published. If a hearing is deemed necessary, applicant requests it be held at Providence, R.I., or Boston, Mass.

No. MC 136066 (Sub-No. 4), filed July 21, 1972. Applicant: G. P. SULLIVAN COMPANY, a Corporation, 1808 South Laramie Avenue, Cicero, IL 60650. Applicant's repersentative: Karl L. Gotting, 1200 Bank of Lansing Building, Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise* as is dealt in by retail department stores, between the facilities of J. C. Penney Co., Inc., located at Chicago and Elk Grove Village, Ill., on the one hand, and, on the other, points in La Porte, Starke, Pulaski, Newton, and Jasper Counties, Ind., under continuing contract with J. C. Penney Co., Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Lansing, Mich.

No. MC 136172 (Sub-No. 2), filed July 17, 1972. Applicant: DICK BELL TRUCKING, INC., 16036 Valley Boulevard, Fontana, CA 92335. Applicant's representative: Ernest D. Salm, 3846 Evans Street, Los Angeles, CA 90027. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Urethane foam*, from Sacramento, Calif., to points in Arizona, Idaho, Nevada, Oregon, Utah, and Washington; (2) *polystyrene products* (expanded plastic articles), (a) from Pico, Rivera, Calif., to points in Arizona, Idaho, Nevada, New Mexico, Oregon, Texas, Utah, and Washington; (b) from Napa, Calif., to points in Arizona, Idaho, Nevada, Oregon, Utah, and Washington; (3) *cans, can closures, and can ends*, from San Francisco, Calif., to points in Nevada, Oregon, Utah, and Washington; (4) *mineral wool insulation*, from Fontana and Torrance, Calif., to points in Arizona and Nevada; (5) *mattresses and box springs*, (a) from points in Los Angeles County and San Francisco, Calif., to points in Arizona, Idaho, Nevada, New Mexico, Oregon, Utah, and Washington; (b) from Carson, Calif., to points in Arizona, Colorado, Nevada, Oregon, Utah, and Washington; (6) *fiber and metal drums*, from King City, Pittsburg, and Santa Ana, Calif., to Las Cruces, N. Mex.; and (7) *polyurethane foam products*, from points in Los Angeles County and Oakland, Calif., to points in Arizona, Colorado, Nevada, Oregon, Utah, and Washington. 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 Los Angeles or San Francisco, Calif.

No. MC 136401 (Sub-No. 2) (Correction), filed February 10, 1972, published in the FEDERAL REGISTER issues of March 9 and March 23, 1972, and republished as corrected this issue. Applicant: ROBIN EXPRESS, INC., 20–02 Steinway Street, Long Island City, NY 11105. Applicant's representative: John P. Tynan, 69–20 Fresh Pond Road, Ridgewood, NY 11227. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Rubber tires, tubes, patches, flaps, gaskets, valves, roadmaps, calendars, and materials, equipment, and supplies* incidental to the business of a tire manufacturer, wholesaler, or distributor in cargo containers or trailers, from points in the New York, N.Y., commercial zone; Hoboken, Port Elizabeth, and Port Newark, N.J., to Lake Success, and New Hyde Park, N.Y., under a continuing contract with Michelin Tire Corp. NOTE: The purpose of this republication is to show Hoboken, Port Elizabeth, and Port Newark, N.J., as points of origin. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 136644 (Sub-No. 1), filed July 24, 1972. Applicant: U. W. S. MATERIALS AND SUPPLY CO., a corporation, 2001 Broadway, Vallejo, CA 94590. Applicant's representative: Raymond A. Greene, Jr., 405 Montgomery Street, Suite 1400, San Francisco, CA 94104. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Building materials* (except lumber), *gypsum, and supplies* and *materials* used in the installation and application thereof, from the plantsites of Gold Bond Building Products, Division of National Gypsum Co., at or near Richmond and Long Beach, Calif., to points in Arizona, Montana, Idaho, Nevada, Oregon, Utah, and Washington, under contract with Gold Bond Building Products, Division of National Gypsum Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 136749 (Sub-No. 1), filed July 24, 1972. Applicant: G. P. BOURROUS TRUCKING COMPANY, INC., Route 1, Box 181, Diboll, TX 75941. Applicant's representative: Mike Cotten, Post Office Box 1148, Austin, TX 78767. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, wood chips, sawdust, and shavings*, from the plantsite of Georgia-Pacific Corp. at or near De Quincy, La., to points in Texas, under contract with Georgia-Pacific Corp., De Quincy, La., plant. NOTE: If a hearing is deemed necessary, applicant requests it be held at Houston or Dallas, Tex., or Shreveport, La.

No. MC 136785 (Sub-No. 2), filed July 27, 1972. Applicant: EDWARD ALBERT DRAEGER, doing business as DRAEGERS TRUCK SERVICE, 611 Densmoor Street, Markesan, WI 53946. Applicant's representative: Edward Solie, Executive Building, Suite 100, 4513 Vernon Boulevard, Madison, WI 53705. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Molded polystyrene plastic articles*, from Markesan, Wis., to points in Arkansas, Illinois (except points in the Chicago, Ill., commercial zone as defined by the Commission), Indiana (except points in the Chicago, Ill., commercial zone as defined by the Commission), Iowa, Kentucky, Michigan, Minnesota, Missouri, Ohio, Pennsylvania, and Wisconsin, and *materials*,

supplies, and equipment used in the manufacture, sale, and distribution of molded polystyrene plastic articles, from points in Pennsylvania to Markesan, Wis., under a contract, or contracts, with Robin Manufacturing, Inc., of Markesan, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 136790, filed June 5, 1972. Applicant: HALL DISTRIBUTORS, LTD., a Corporation, Box 256, Kelowna, BC, Canada. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between ports of entry on the international boundary line between the United States and Canada and points in Washington, Oregon, and California. NOTE: If a hearing is deemed necessary, applicant requests it be held at Seattle or Portland, Oreg., or Spokane, Wash.

No. MC 136819 (Sub-No. 2), filed July 24, 1972. Applicant: JAMES A. SPIVEY, Church Road, Dinwiddie, Va. 23841. Applicant's reprsentative: Calvin F. Major, 200 West Grace Street, Richmond, VA 23220. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wood shavings, bark and wood residuals* from points in North Carolina on and east of Interstate Highway 85 to Union Camp Corp. flakeboard mill at Franklin, Isle of Wight County, Va., under contract with Union Camp Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Richmond, Va., or Washington, D.C.

No. MC 136836, filed June 12, 1972. Applicant: ALASKA AUTO TOWING, INC., End of South Franklin Street (Mail: Post Office Box 405), Mile 5½ Glacier Highway, Juneau, AK 99801. Applicant's representative: L. B. Jacobson, Post Office Box 1211, Juneau, AK 99801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings in sections* when transported on wheeled undercarriage equipped with ball hitch, pintle hitch, or drop pin connectors, between points in Alaska south and east of the United States-Canada boundary line located north of Haines, Alaska, on the one hand, and, on the other, Seattle, Wash. NOTE: If a hearing is deemed necessary, applicant requests it be held at Juneau or Anchorage, Alaska.

No. MC 136886, filed July 10, 1972. Applicant: MASTERSON TRANSFER CO., INC., 805 Lexington Avenue, Warren, PA 16365. Applicant's representative: Kenneth T. Johnson, Bankers Trust Building, Jamestown, N.Y. 14701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Clothing, belts, shoes, piece goods, printed matter, envelopes, paper, plastic, and shipping supplies* (excepting commodities requiring specialized handling or rigging because of size or weight), from points in Wisconsin, Illinois, Tennessee, Michigan, Indiana, Kentucky, Alabama, Ohio, Georgia, New York (except points in Chautauqua, Erie, and Cattaraugus Counties), Mississippi, West Virginia, Pennsylvania, Virginia, North Carolina, South Carolina, Florida, Delaware, Maryland, New Jersey, Rhode Island, Connecticut, Massachusetts, New Hampshire, Vermont, Maine, and the District of Columbia, to points in Warren County, Pa., under contract with New Process Co. NOTE: Applicant states that in the event this application is granted it will request revocation of the following portions of its common carrier authority under MC 3246 so that no dual operations will result: (1) *Shirts*, from Perth Amboy, N.J., to Warren, Pa., and (2) *blankets*, from Dresden, Ohio, to Warren, Pa. Applicant further states that the proposed operation will not have any effect on the environment but should actually aid and assist the same in that one vehicle may now be used to pick up product for transportation to Warren County, Pa., where several are now being employed. If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 136893 (Sub-No. 2), filed July 28, 1972. Applicant: MONARCH MOTOR FREIGHT, INC., 4109 Angeline Drive, Sterling Heights, MI 48077. Applicant's resentative: William B. Elmer, 23801 Gratiot Avenue, East Detroit, MI 48021. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plywood and hardboard*, from Detroit, Mich., to points in Michigan located on and south of Michigan Highway 46 and on and east of U.S. Highway 131, under contract with Paul Bihary and Associates Co. of Oak Park, Mich. NOTE: If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich.

No. MC 136898, filed July 18, 1972. Applicant: BAKER TRANSPORT, INC., Post Office Box 870, Hartselle, AL 36540. Applicant's representative: Robert E. Tate, Post Office Box 517, Evergreen, AL 36401. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Reels*, from Hartselle and Decatur, Ala.; Temple, Ga.; Clarksville, Ark.; Elkville, Ill.; and Marshall, Tex., to points in the United States (except Alaska and Hawaii), and (2) *materials and supplies* used in the manufacture of reels, from points in the United States (except Alaska and Hawaii), to Hartselle and Decatur, Ala.; Temple, Ga.; Clarksville, Ark.; Elkville, Ill.; and Marshall, Tex., under contract to Beker Industries, Inc., Metco, Inc. (subsidiary), Wood Reels, Inc. (subsidiary), and Temple Wood Products, Inc. (subsidiary). NOTE: If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., or Atlanta, Ga.

No. MC 136903, filed July 17, 1972. Applicant: INTERMODAL TRANSPORT, INC., 900 Circle Tower, Indianapolis, IN 46204. Applicant's representative: Donald W. Smith (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities in bulk*, between the sites of Bulk Distribution Center, Inc., located on or adjacent to the line of the L & N Railroad in Alabama, Georgia, Illinois, Indiana, Kentucky, Louisiana, Missouri, Mississippi, Ohio, and Tennessee, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Ohio, Louisiana, Michigan, Minnesota, Missouri, Mississippi, North Carolina, New York, Pennsylvania, Tennessee, West Virginia, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Indianapolis, Ind.

No. MC 136904, filed July 12, 1972. Applicant: WORSTER - MICHIGAN, INC., Gay Road, North East, Pa. 16428. Applicant's representative: Joseph F. Macrell, 23 West 10th Street, Erie, PA 16501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs; bird seed or gravel, cuttlebone, animal feed or food, fishfood; and buffing or polishing compounds and commodities* as are dealt in by the R. T. French Co., from Springfield, Mo., to points in Florida, Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. 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 Washington, D.C., or New York, N.Y.

No. MC 136908, filed July 13, 1972. Applicant: ANDERSON ARMORED CAR SERVICE, 504 North McDuffie Street, Anderson, SC 29621. Applicant's representative: Fox B. Cahaly, 100 South Murray Avenue, Anderson, SC 29621. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coin, currency, platinum, jewelry, precious stones, checks, tickets, documents, written instruments, literature, audit and accounting records, microfilm, tapes, printed forms and supplies*, and data normally used in accounting, between points in South Carolina on the one hand, and, on the other, Charolette, N.C. NOTE: If a hearing is deemed necessary, applicant requests it be held at Anderson, Greenville, and Columbia, S.C., or Atlanta, Ga.

No. MC 136909, filed July 13, 1972. Applicant: WILFERD T. KALLHOFF, dodoing business as KALL WEST TRANSPORTATION, 9317 Songfest Drive, Downey, CA 90240. Applicant's representative: Donald Murchison, 9454 Wilshire Boulevard, Suite 400, Beverly Hills, CA 90212. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic sheets, room dividers and folding screens, plastic lamp shades, bronze and iron valves, industrial casters, wheels, and trucks, or parts thereof*, (1) from Redondo Beach, Calif., to Chicago, Ill., Philadelphia, Pa., and Altanta, Ga., and points intermediate thereto located on Interstate Highways 44 or 80, for purposes of partial unloading only; (2) from

Binghamton, N.Y., and Rome, Ga., to Los Angeles, Calif., Dallas, Tex., Chicago, Ill., Pittsburgh, Pa., and Boston, Mass.; and (3) between Binghamton, N.Y., and Rome, Ga., under contract with Lancaster Products Co. and Fairbanks Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 136916, filed July 19, 1972. Applicant: LENAPE TRANSPORTATION CO., INC., Post Office Box 227, Lafayette, NJ 07848. 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: (1) *Salt and salt products, pepper, and animal and poultry feed supplements*, in packages, when transported in mixed shipments with salt and salt products, in packages, from plant, stockpile or other facilities of Morton Salt Co. at Perth Amboy, N.J., to points in Connecticut, Massachusetts, Rhode Island, New York Pennsylvania, Delaware, Maryland, and the District of Columbia, and (2) *damaged or otherwise rejected shipments of such commodities* previously delivered by carrier, from points of delivery in the above-named destination States, and the District of Columbia, to Perth Amboy, N.J. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York N.Y.

No. MC 136918, filed July 10, 1972. Applicant: GILLES ROBERT INC., 298 Bernier Street, Post Office Box 21, St-Luc, PQ, Canada. Applicant's representative: Adrien R. Paquette, 200 St. James Street West, Suite 900, Montreal 126, PQ, Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and wood products*, from ports of entry on the international boundary line between the United States and Canada at Champlain, N.Y., Highgate Springs and Norton Mill, Vt., to points in Pennsylvania, New York, Maine, New Hampshire, Vermont, Connecticut, Rhode Island, Maryland, New Jersey, Massachusetts, and Michigan, under contract with Emilien L. Morin Ltee, Bock and Tetreau Ltee, and Neos Forest Products, Ltd. NOTE: If a hearing is deemed necessary, applicant requests it be held at Montpelier, Vt., or Albany, N.Y.

No. MC 136919, filed July 10, 1972. Applicant: B. A. MILLER & SONS TRUCKING, INC., State Route 109, Liberty Center, Ohio, 43532. 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: *Commodities*, manufactured, processed, or dealt in by food processors, and *materials and supplies* used in the conduct of such businesses, between Napoleon, Ohio, and Brighton, Ind., on the one hand, and, on the other, points in the Lower Peninsula of Michigan, Indiana, Ohio, and Illinois, restricted to service performed under continuing contracts with Campbell Soup Co. NOTE: Applicant now holds common carrier authority under its No. MC-121046 and Subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 136924 (Sub-No. 2), filed July 27, 1972. Applicant: JENS ROBERT KENNEDY, doing business as KENNEDY TRANSFER, Kingston, WI 53939. Applicant's representative: Robert W. Loser, 1009 Chamber of Commerce Building, Indianapolis, IN 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products, dip-n-dressing, fruit juices, yogurt, ice cream, ice cream products, and frozen confectioneries*, from the plantsite and storage facilities of Sealtest Foods Division of Kraftco Corp., located at or near Milwaukee, Wis., to points in the Upper Peninsula of Michigan, restricted to a continuing contract or contracts with Sealtest Foods Division of Kraftco Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison or Milwaukee, Wis.

MOTOR CARRIER OF PASSENGERS

No. MC 3700 (Sub-No. 69), filed July 17, 1972. Applicant: MANHATTAN TRANSIT COMPANY, a corporation, Route 46, East Paterson, N.J. 07407. Applicant's representative: Robert E. Goldstein, 8 West 40th Street, New York, NY 10018. 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 round-trip operations during the authorized racing season, beginning and ending at New York, N.Y., and extending to Brandywine Raceway, Wilmington, Del. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant does not specify a location.

APPLICATION FOR BROKERAGE LICENSE

No. MC 130171, filed July 10, 1972. Applicant: AUTOMOBILE CLUB OF MISSOURI, 3917 Lindell Boulevard, St. Louis, MO 63108. Applicant's representative: Gregory M. Rebman, Suite 1230, Boatmen's Bank Building, St. Louis, MO 63102. For a license (BMC 5) to engage in operations as a *broker*, at St. Louis, Mo., and Kansas City, Mo., in arranging for the transportation by motor vehicle, in interstate or foreign commerce, of *individual passengers, or groups of passengers and their baggage*, between points in St. Louis County, Mo., on the one hand, and, on the other, points in the United States, including Alaska and Hawaii.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 61016 (Sub-No. 37), filed June 9, 1972. Applicant: PETER PAN BUS LINES, INC., 1776 Main Street, Springfield, MA 01103. Applicant's representative: Frank Daniels, 15 Court Square, Boston, MA 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Express and newspapers* having a prior or subsequent movement by motor vehicle with passengers, between Springfield, Mass., on the one hand, and, on the other, points in those parts of Massachusetts and Connecticut bounded by a line beginning at Northampton, Mass., and extending along Massachusetts Highway 9 to the junction of U.S. Highway 202, thence over U.S. Highway 202 to the junction of Massachusetts Highway 181, thence over Massachusetts Highway 181 to the junction of Massachusetts Highway 32, thence over Massachusetts Highway 32 and Connecticut Highway 32 to the junction of Connecticut Highway 190, thence over Connecticut Highway 190 to the junction of U.S. Highway 202 (also Massachusetts Highway 10), thence over U.S. Highway 202 (also Massachusetts Highway 10) to the junction of Massachusetts Highway 10, thence over Massachusetts Highway 10 to Northampton, Mass., including points on the indicated portions of the highways specified. NOTE: Applicant states it will tack at Springfield, Mass., for a through service to points in the United States. If a hearing is deemed necessary, applicant requests it be held at Springfield, Mass.

No. MC 111947 (Sub-No. 9), filed August 15, 1971. Applicant: VAN CURLER TRUCKING CORP., 121 La Grange Avenue, Rochestser, NY 14613. Applicant's representative: Raymond A. Richards, 23 West Main Street, Webster, NY 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (A) *General commodities* (except commodities in bulk, and except commodities moving in refrigerated equipment), (1) Between points in Monroe County, N.Y.; (2) between points in Monroe County, N.Y., on the one hand, and, on the other, points in Chautauqua, Erie, and Genesee Counties, N.Y.; Route A—between Albany and Utica, N.Y., as follows: From Albany over New York Highway 5 to Schenectady; thence over New York Highway 5 or New York Highway 5S to Utica, and returning in the reverse direction, including service to, from, and between all intermediate points, and the following off-route points: Green Island, Rensselaer, Rome, and Troy; also over all highways, bridges, and ferries that connect New York Highway 5 and New York Highway 5S; Route B—between Amsterdam and Speculator, N.Y., as follows: From Amsterdam over New York Highway 5 or New York Highway 5S to Fonda; thence over New York Highway 30A to Mayfield; thence over New York Highway 30 to its junction with New York Highway 8, thence over New York Highway 8 to Speculator, returning in the reverse direction, serving the following intermediate points: Gloversville, Johnstown, Northville, and Wells, and the off-route point of Caroga Lake; also over New York Highway 30 between Amsterdam and Mayfield; New York Highway 67 between Fort Johnson and Johnstown; and the unnumbered county highway between New York

Highway 30 at Wells and Speculator. Route C—between the city of Utica and the city of Buffalo as follows:

From Utica over New York Highway 5 to its junction with New York Highway 31B; thence over New York Highway 31B to Weedsport; thence over New York Highway 31 to Niagara Falls; thence over New York Highway 384 to Buffalo; and over an alternate route between Rochester and Buffalo over New York Highway 33. Returning in the reverse direction over said route and alternate route, and, except as hereinafter set forth, including service to, from, and between all intermediate points on said route and alternate routes and the following off-route points: City of Cortland (Cortland County); villages—Canastota (Madison County), East Syracuse, Marcellus, North Syracuse, and Solvay (Onondaga County); hamlets—Marcellus Falls and Skaneateles Falls (Onondaga County); Route D—between the city of Utica and the city of Buffalo, as follows: From Utica over New York Highway 5 to Avon; thence over U.S. Highway 20 to Lancaster; thence over New York Highway 130 to Buffalo; and over an alternate route between the junction of new Highways 5 and 31B (Onondaga-Cayuga County line) and the junction of New York Highways 90 and 5 (Cayuga County), as follows: From the junction of New York Highways 5 and 31B, over New York Highway 31B to the village of Weedsport; thence over New York Highway 31 to Montezuma; thence over New York Highway 90 to its junction with New York Highway 5. Returning in the reverse direction over said route and alternate route, including service to, from, and between all intermediate points except as hereinafter set forth. Route E—Between the city of Syracuse and the city of Binghamton without service to, from, or between any intermediate points; Route F—between the city of Rochester and the city of Binghamton without service to, from, or between any intermediate points; Route G—between the village of Waterloo (Seneca County) and the city of Rochester over New York Highway 96 as an alternate route for operating convenience only without service to, from, or between any intermediate points located thereon. Route H—between the village of Avon (Livingston County) and the village of Kenmore (Erie County), as follows:

From the village of Avon over New York Highway 5 to the junction of U.S. Highway 62, thence over U.S. Highway 62 to the juntcion of New York Highway 324; thence over New York Highway 324 to the junction of New York Highway 265 and thence over New York Highway 265 to the village of Kenmore and return in the reverse direction; as an alternate route for operating convenience only without service to, from, or between any intermediate points located thereon; Route I—from Rochester over U.S. Highway 104 to Oswego; thence over New York 57 to Syracuse; thence over U.S. Highway 11 to LaFayette; thence over U.S. Highway 20 to East Avon; thence over U.S. Highway 15 to Rochester, returning in the reverse direction, including service to, from, and between all intermediate points and all off-route points lying between U.S. Highway 20 and the shore of Lake Ontario between Sea Breeze and Oswego. The authority above described under Routes A to H inclusive does not request the transportation of general commodities, as follows: (1) From any point in the counties of Erie, Genesee, Livingston, Monroe, Niagara, and Ontario to any points in Orleans County; (2) between any two points both of which are located in any one of the following counties: Cayuga, Erie, Genesee, Livingston, Madison, Monroe, Niagara, Ontario, Orleans, Seneca, and Wayne; (3) between points in Monroe County, on the one hand, and, on the other, points in Chautauqua, Erie, and Genesee Counties. B. *General commodities* (except commodities in bulk, and except commodities moving in refrigerated equipment) and *Compressed gas:* (1) Between Rochester and Canandaigua, as follows:

From Rochester over New York Highway 96 to its junction with New York Highway 332; thence, over New York Highway 332 to Canandaigua; from Rochester over New York Highway 96 to Pittsford; thence over New York Highway 64 to its junction with New York Highway 5; thence over New York Highway 5 to Canandaigua; (2) between Canandaigua and Stanley, as follows: From Canandaigua over New York Highway 5 to its junction with New York Highway 364, thence over New York Highway 364 to its junction with an unnumbered highway, thence over such unnumbered highway to Rushville, thence over New York Highway 245 to Stanley, thence from Stanley over New York Highway 245 to its junction with an unnumbered highway, thence over the unnumbered highway to New York Highway 5, thence over New York Highway 5 to Canandaigua, and returning in the reverse direction on all said routes, with service to, from, and between all intermediate points and the following off-route point: Village of Holcomb (Ontario County). The authority set forth under part B hereof does not request the transportation of general commodities between any two points in Monroe County. NOTE: Applicant states the purpose of the instant application is to convert its certificate of registration under MC 111947 (Sub-No. 8) to a certificate of public convenience and necessity. Applicant further states it intends to tack this authority wherever possible with its other authority held in the lead docket.

No. MC 129656 (Sub-No. 6), filed July 13, 1972. Applicant: TRI DELTA BUILDING MATERIALS COMPANY, INC., 2245 East Jackson Street, Phoenix, AZ 85034. Applicant's representative: Richard E. Apple (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Gypsum plaster and gypsum wallboard,* from Apex, Nev., to points in Arizona. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.72-12954 Filed 8-16-72;8:45 am]

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