

federal register

TUESDAY, JUNE 26, 1973

WASHINGTON, D.C.

Volume 38 ■ Number 122

Pages 16767-16827



PART I

(Part II begins on page 16825)

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.

FOOD ADULTERATED BY POLLUTED WATER —USDA proposes procedures for handling meat and poultry; comments by 8-31-73.....	16784
SEWAGE TREATMENT PROJECTS —EPA regulations covering reimbursement grants; comments by 7-26-73....	16825
NUCLEAR POWER PLANTS —AEC issues regulatory guides including one on atmosphere cleanup.....	16795
PESTICIDES —	
EPA revokes tolerance provision for monuron.....	16780
EPA notice of intent to cancel registration of products containing monuron.....	16796
EPA notices proposing establishment of tolerances for herbicides (2 documents).....	16797
EPA outlines issues and announces hearings concern- use of certain rodenticides (2 documents).....	16796
FOOD ADDITIVES —	
FDA withdraws proposal on artificially sweetened soda water.....	16785
FDA notices of withdrawals of petitions concerning preservatives used in malt and in plywood containers (2 documents).....	16794
FDA notice of petition concerning color additive used on surgical sutures.....	16794
SUSPENDED SECURITIES —SEC issues interpretative re- lease on net capital treatment.....	16774
INVESTMENT ADVISERS —SEC cancels certain registra- tions.....	16806
COTTON TEXTILES —CITA adjusts import levels of prod- ucts from Colombia.....	16814
FEDERAL MEDICAL CARE —OMB sets rates for recovery from liable third persons.....	16806

(Continued inside)

REMINDERS

NOTE: There were no items published after October 1, 1972, that are eligible for inclusion in the list of RULES GOING INTO EFFECT TODAY.

federal register

Phone 962-8626

Area Code 202



Published daily, Monday through Friday (no publication on Saturdays, Sundays, or on official Federal holidays), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408, under the Federal Register Act (49 Stat. 500, as amended; 44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The FEDERAL REGISTER provides a uniform system for making available to the public regulations and legal notices issued by the Executive Branch of the Federal Government. These include Presidential proclamations and Executive orders and Federal agency documents having general applicability and legal effect, documents required to be published by Act of Congress and other Federal agency documents of public interest.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$2.50 per month or \$25 per year, payable in advance. The charge for individual copies is 20 cents for each issue, or 20 cents for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

MEETINGS—

DOD: Commandant's Advisory Committee on Marine Corps History 7-18 to 7-20-73.....	16789
DOD Wage Committee, 7-3, 10, 17, 24, and 31-73..	16789
Interior Dept.: Midwest Park Advisory Committee, 7-10 and 7-11-73.....	16789
HEW: Advisory Committee for month of July 1973.....	16792

National Endowment for the Humanities:	
Public Programs Panel, 7-10 and 7-11-73.....	16805
Planning Office Panel, 7-6 and 7-7-73.....	16805
Education Panel, 7-11 and 7-12-73.....	16805
National Science Foundation; Advisory Committee for Research, 7-5 and 7-6-73.....	16805
Advisory Committee for Science Education, 7-11, 7-12, and 7-13-73.....	16805

Contents

AGENCY FOR INTERNATIONAL DEVELOPMENT

Notices	
Housing guaranty program for Republic of Liberia; information for investors.....	16788

AGRICULTURAL MARKETING SERVICE

Rules and Regulations	
Avocados grown in South Florida; expenses and rate of assessment and carryover of unexpended funds.....	16773

Proposed Rules

Fresh pears, plums, and peaches grown in California; expenses and fixing of rates of assessment for 1973-74 fiscal period....	16781
Fresh prunes grown in designated counties in Washington and in Umatilla County, Ore.; handling.....	16781
Handling of Irish potatoes grown in certain designated counties in Idaho and Malheur County, Ore., and importation of Irish potatoes.....	16782

AGRICULTURE DEPARTMENT

See Agricultural Marketing Service; Animal and Plant Health Inspection Service; Commodity Credit Corporation; Soil Conservation Service.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Proposed Rules	
Product adulterated by polluted water; procedure for handling.....	16784

ARMY DEPARTMENT

See Defense Civil Preparedness Agency.

ATOMIC ENERGY COMMISSION

Notices	
Commonwealth Edison Co.; availability of draft environmental statement.....	16794
Long Island Lighting Co.; oral argument.....	16794
Regulatory guides; issuance and availability.....	16795

Milestone Point Co.; availability of draft environmental statement for nuclear station.....	16795
Vermont Yankee Nuclear Power Corp.; assignment of alternate chairman of Atomic Safety and Licensing Appeal Board.....	16795

COAST GUARD

Rules and Regulations	
Barbers Point, Oahu, Hawaii; establishment of anchorage grounds.....	16777

COMMERCE DEPARTMENT

See Maritime Administration; National Oceanic and Atmospheric Administration.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Notices	
Certain textile products produced or manufactured in Colombia; adjustment of restraint level....	16814

COMMODITY CREDIT CORPORATION

Proposed Rules	
Price Support:	
Flue-cured tobacco, advance grade rates.....	16785
Grains and similarly handled commodities.....	16785

COST OF LIVING COUNCIL

Rules and Regulations	
Freeze Group Questions and Answers No. 5.....	16773
Form CLC-2; required submission by recordkeeping firms.....	16773

CUSTOMS BUREAU

Notices	
Chief, Facilities Services Branch; delegation of authority.....	16788
Regional Commissioners of Customs; designation as contracting officers to enter into certain contracts.....	16788

DEFENSE CIVIL PREPAREDNESS AGENCY

Rules and Regulations	
Change in agency name and deletion of parts.....	16775
Federally assisted construction.....	16775

DEFENSE DEPARTMENT

See also Defense Civil Preparedness Agency; Navy Department.

Notices

DOD Wage Committee; closed meetings.....	16789
--	-------

ENVIRONMENTAL PROTECTION AGENCY

Rules and Regulations	
Monuron; tolerances for residues; revocation.....	16780
1975 model year light duty vehicle certification; modifications to test procedures; correction....	16780
Proposed Rules	
Reimbursement grants; eligibility requirements.....	16796
Notices	
Certain rodenticides; intent to hold hearing (2 documents)....	16796
Monuron; intent to cancel registration.....	16797
U.S. Borax; filing of petition regarding pesticide chemical (2 documents).....	16797

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations	
Restricted area; alteration.....	16774
Proposed Rules	
Colored Federal airways; transition area and reporting points....	16785
Restricted areas; alteration.....	16786
VOR Federal airways:	
Alteration and extension.....	16786
Revocation.....	16786

FEDERAL COMMUNICATIONS COMMISSION

Notices	
Common carriers services information; domestic public radio services applications accepted for filing.....	16797

FEDERAL DEPOSIT INSURANCE CORPORATION

Rules and Regulations	
Rules of practice and procedure; secretary of the corporation; administrative law judges; correction.....	16774

(Continued on next page)

FEDERAL POWER COMMISSION

Notices

Hearings, etc.:

Central Illinois Public Service Co.....	16800
Connecticut Light and Power Co.....	16800
Consolidated Water Power Co.....	16800
Consumers Power Co.....	16801
Duquesne Light Co. (2 documents).....	16801
Florida Power & Light Co.....	16801
Florida Power Co.....	16802
Idaho Power Co.....	16802
Iowa-Illinois Gas and Electric Co.....	16802
Niagara Mohawk Power Corp.....	16802
Northern Natural Gas Co.....	16802
Northern States Power Co.....	16803
Public Service Company of Oklahoma.....	16804
South Carolina Electric and Gas Co.....	16804
St. Regis Paper Co.....	16804
Union Electric Co.....	16804
Utah Power and Light Co.....	16805

FISH AND WILDLIFE SERVICE

Rules and Regulations

Migratory bird permits; depredating blackbirds, cowbirds, grackles, common crows, and magpies.....	16780
--	-------

FOOD AND DRUG ADMINISTRATION

Proposed Rules

Artificially sweetened soda water; definitions and standards of identity; withdrawal of petition and termination of procedure.....	16785
--	-------

Notices

Advisory committees; meetings.....	16792
Withdrawal of petitions for food additives:	
Desowag-Bayer Holzschultz GmbH.....	16794
Ethicon, Inc.....	16794
Mallinckrodt Chemical Works.....	16794

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

INTERIOR DEPARTMENT

See Fish and Wildlife Service; Land Management Bureau; National Park Service.

INTERNAL REVENUE SERVICE

Proposed Rules

Certain public utilities; depreciation allowance for property; extension of time for comments.....	16781
--	-------

INTERSTATE COMMERCE COMMISSION

Notices

Assignment of hearings (2 documents).....	16814, 16815
Atchison, Topeka, and Santa Fe Railway Co.; exemption under mandatory car service rules.....	16815
Fourth section application for relief.....	16816

Motor carriers:

Temporary authority applications (2 documents).....	16816, 16819
Board transfer proceedings.....	16820
Refrigerated Foods, Inc., and Kodiak Refrigerated Lines, Inc.; lease and interchange of vehicles by motor carriers.....	16820

LAND MANAGEMENT BUREAU

Notices

Sierra National Forest, Calif.; partial termination of proposed withdrawal and reservation of lands; correction.....	16789
--	-------

MANAGEMENT AND BUDGET OFFICE

Notices

Cost of hospital and medical care and treatment furnished by U.S.; certain rates regarding recovery from tortiously liable third persons.....	16806
---	-------

MARITIME ADMINISTRATION

Notices

Filing of applications for construction-differential subsidies:	
Chestnut Shipping Co.....	16790
Multi-Carriers, Inc.....	16790
Tankers Holding Co.....	16791
Tanker construction program:	
Determination regarding certain vessels; environmental impact statement.....	16790
Intent to issue order regarding National Environmental Policy Act.....	16790

NATIONAL ENDOWMENT FOR THE HUMANITIES

Notices

Meetings, advisory committees:	
Education Panel.....	16805
Planning Office Panel.....	16805
Public Programs Panel.....	16805

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Notices

Marine Mammal Protection Act; exemption applications (2 documents).....	16791
---	-------

NATIONAL PARK SERVICE

Rules and Regulations

Everglades National Park; fishing.....	16778
--	-------

Notices

Directors of NPS regions; delegation of authority.....	16789
Midwest Regional Advisory Committee; meeting.....	16789

NATIONAL SCIENCE FOUNDATION

Notices

Meetings:

Advisory Committee for Research.....	16805
Advisory Committee for Science Education.....	16805

NAVY DEPARTMENT

Notices

Commandant's Advisory Committee on Marine Corps History; meetings.....	16789
--	-------

SECURITIES AND EXCHANGE COMMISSION

Rules and Regulations

Net capital treatment of securities positions, obligations and transactions in suspended securities; interpretation.....	16774
--	-------

Notices

Certain investment advisers; order canceling registrations.....	16806
---	-------

Hearings, etc.:

Dominick Management Corp. et al.....	16810
Hamilton Growth Fund, Inc. and Hamilton Management Corp.....	16810
Land & Leisure, Inc.....	16812
Pacer Corp.....	16812
Radiation Service Associates, Inc.....	16812

SMALL BUSINESS ADMINISTRATION

Notices

Disaster relief loan availability:	
Arkansas.....	16812
Georgia.....	16812
Illinois.....	16812
Missouri.....	16812
New Mexico.....	16813
Oklahoma.....	16813
Wisconsin.....	16813
Moramercia Capital Corp.; filing of application for approval of conflict of interest transaction.....	16813
Norfolk Investment Co., Inc.; application for license as small business investment company.....	16813
21C Venture Capital Corp.; issuance of license to operate as small business investment company.....	16814

SOIL CONSERVATION SERVICE

Notices

Nescopeck Creek Watershed Project, Pa.; availability of final environmental statement.....	16789
--	-------

STATE DEPARTMENT

See Agency for International Development.

TRANSPORTATION DEPARTMENT

See Coast Guard; Federal Aviation Administration.

TREASURY DEPARTMENT

See Customs Bureau; Internal Revenue Service.

List of CFR Parts Affected

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears following the Notices section of each issue beginning with the second issue of the month. In the last issue of the month the cumulative list will appear at the end of the issue.

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, 1973, and specifies how they are affected.

6 CFR		12 CFR		32 CFR	
130.....	16773	308.....	16774	1800.....	16775
140.....	16773	14 CFR		1801.....	16775
7 CFR		71.....	16774	1804.....	16775
915.....	16773	73.....	16774	1812 (2 documents).....	16775
PROPOSED RULES:		PROPOSED RULES:		33 CFR	
917.....	16781	71 (3 documents).....	16785, 16786	110.....	16777
924.....	16781	73.....	16786	36 CFR	
945.....	16782	17 CFR		7.....	16778
980.....	16782	241.....	16774	40 CFR	
1421.....	16785	21 CFR		85.....	16780
1425.....	16785	PROPOSED RULES:		180.....	16780
1464.....	16785	31.....	16785	PROPOSED RULES:	
9 CFR		26 CFR		35.....	16826
PROPOSED RULES:		1.....	16781	50 CFR	
318.....	16784			16.....	16780
381.....	16784				

Rules and Regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 6—Economic Stabilization

CHAPTER I—COST OF LIVING COUNCIL

PART 130—COST OF LIVING COUNCIL PHASE III REGULATIONS

Recordkeeping Firms Required to Submit CLC-2

The purpose of this amendment is to clarify that the one-time reporting requirement for recordkeeping firms, contained in § 130.9(b), applies only to those recordkeeping firms with annual sales or revenues of \$50 million or more. Thus, although all firms subject to subpart F of this part are required to complete form CLC-2 and retain it in their records, only those firms with annual sales or revenues of \$50 million or more must file the CLC-2 with the Council.

Because the purpose of this amendment is to provide immediate guidance and information with respect to the administration of the economic stabilization program, the Council finds that further notice and procedure thereon is impracticable and that good cause exists for making it effective in less than 30 days.

(Economic Stabilization Act of 1970, as amended, Public Law 92-210, 85 Stat. 743; Public Law 93-28, 87 Stat. 27; Executive Order 11695, 38 FR 1473; Executive Order 11723, 38 FR 15765; Cost of Living Council Order No. 14, 38 FR 1489.)

In consideration of the foregoing, part 130 of chapter I of title 6 of the Code of Federal Regulations is amended effective June 18, 1973.

Issued in Washington, D.C., on June 22, 1973.

WILLIAM N. WALKER,
Acting Deputy Director,
Cost of Living Council.

Section 130.9(b) is amended to read as follows:

§ 130.9 Reports required by Cost of Living Council; violations.

(b) Each person with annual sales or revenues of \$50 million or more who is required to maintain records pursuant to § 130.22, 130.53, or 130.55 of this part, and each person required to file reports with the Council pursuant to § 130.21 who qualifies for abbreviated reporting pursuant to appendix C of this part, must also submit to the Council by June 30, 1973, the first form CLC-2 completed in accordance with the provisions of appendix C of this part.

[FR Doc. 73-12886 Filed 6-22-73; 11:33 am]

PART 140—COST OF LIVING COUNCIL FREEZE REGULATIONS

Freeze Group Questions and Answers No. 5

These questions and answers, which are issued by the Cost of Living Council's Freeze Group, are designed to provide immediate guidance in understanding and applying the new freeze regulations (pt. 140 of title 6 of the Code of Federal Regulations). To achieve the broadest publication, these are hereby added to appendix A of part 140. Since they provide guidance of general applicability and are subject to clarification, revision, or revocation, they do not constitute legal rulings with respect to specific fact situations.

(Economic Stabilization Act of 1970, as amended, Public Law 92-210, 85 Stat. 743; Public Law 93-28, 87 Stat. 27; Executive Order 11723, 38 FR 15765; Cost of Living Council Order No. 30, 38 FR 16267.)

Issued in Washington, D.C., on June 21, 1973.

JAMES W. McLANE,
Director,
Freeze Group.

Appendix A of part 140 is amended by adding the following:

FREEZE GROUP

QUESTIONS AND ANSWERS NO. 5

1. Q. If insurance premiums have been determined by the application of experience rating formulas which have not changed during the freeze, are insurance companies permitted to increase those premiums under the current freeze as was allowed under policy statement No. 16 during phase I?

A. No; increases in insurance premiums are not permitted under the current freeze by the application of experience rating formulas. Policy statement No. 16 does not apply to the current freeze period.

2. Q. May an insurer increase premiums to reflect a change in classification or an increase in coverage during the freeze?

A. Yes; as long as the rates for those classifications and coverages were established during or prior to the freeze base period.

3. Q. If an insurance company has traditionally staggered the effective dates of a rate revision for a particular class of purchaser over a 30-day period may that insurer continue to implement the revision begun during the freeze base period?

A. Yes; a rate revision placed into effect before or during the freeze base period for a specific class of purchaser may become effective for all persons insured in that class as their renewal date is reached provided that those rates had been charged to at least 10 percent of the persons insured in that class whose policies were renewed during the freeze base period.

[FR Doc. 73-12885 Filed 6-22-73; 11:23 am]

Title 7—Agriculture

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, AND NUTS), DEPARTMENT OF AGRICULTURE

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

Expenses and Rate of Assessment and Carryover of Unexpended Funds

This determination authorizes a 1973-74 season Florida Avocado Administrative Committee budget of \$27,500, an assessment rate of \$0.05 per bushel of avocados, and the carryover in reserve of \$21,365 excess funds from the 1972-73 season. The committee advises that the foregoing amounts and rate of assessment are essential to its maintenance and functioning during said 1973-74 fiscal year.

On June 11, 1973, notice of rulemaking was published in the FEDERAL REGISTER (38 FR 15637) regarding proposed expenses, and the related rate of assessment for the period beginning April 1, 1973, through March 31, 1974, and carryover of unexpended funds, pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR, pt. 915), regulating the handling of avocados grown in south Florida. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Avocado Administrative Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

§ 915.212 Expenses, rate of assessment, and carryover of unexpended funds.

(a) *Expenses.*—Expenses which are reasonable and likely to be incurred by the Avocado Administrative Committee during the period April 1, 1973, through March 31, 1974, will amount to \$27,500.

(b) *Rate of assessment.*—The rate of assessment for said period, payable by each handler in accordance with § 915.41, is fixed at \$0.05 per bushel of avocados.

(c) *Reserve.*—Unexpended assessment funds in the amount of approximately \$21,365, which are in excess of expenses incurred during the fiscal year ending March 31, 1973, shall be carried over as a reserve in accordance with §§ 915.42 and 915.205 of said amended marketing agreement and order.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after

publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of avocados are now being made, (2) the relevant provisions of said marketing agreement and this part require that the rate of assessment herein fixed shall be applicable to all assessable avocados handled during the aforesaid period, and (3) such period began on April 1, 1973, and said rate of assessment will automatically apply to all such avocados beginning with such date.

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

Dated June 20, 1973.

CHARLES R. BRADER,
Acting Deputy Director, Fruit
and Vegetable Division, Agri-
cultural Marketing Service.

[FR Doc. 73-12771 Filed 6-25-73; 8:45 am]

Title 12—Banks and Banking

CHAPTER III—FEDERAL DEPOSIT INSURANCE CORPORATION

PART 308—RULES OF PRACTICE AND PROCEDURE

Executive Secretary of the Corporation;
Administrative Law Judges

Correction

In FR Doc. 73-10790 appearing at page 14263 in the issue of Thursday, May 31, 1973, the fifth line of amendatory paragraph 11, now reading "tary" each place it appears therein and", should read "tary in lieu thereof and by deleting the".

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMIN- ISTRATION, DEPARTMENT OF TRANS- PORTATION

[Airspace Docket No. 73-RM-5]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CON- TROLLED AIRSPACE, AND REPORTING POINTS

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On April 26, 1973, a notice of proposed rulemaking (NPRM) was published in the FEDERAL REGISTER (38 FR 10275) stating that the Federal Aviation Administration (FAA) was considering amendments to parts 71 and 73 of the Federal Aviation Regulations that would alter R-6102 Badlands, S. Dak., by designating it a joint-use restricted area, changing its time of designation, and adding it to the list of restricted areas included in the continental control area.

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

In consideration of the foregoing, parts 71 and 73 of the Federal Aviation Regulations are amended, effective 0901 G.m.t., September 13, 1973, as herein-after set forth.

1. In § 71.151 (38 FR 341) the follow-
ing restricted area is added.

R-6102 Badlands, S. Dak.

2. In § 73.61 (38 FR 668) R-6102 Bad-
lands, S. Dak., is amended to read as
follows:

R-6102 BADLANDS, S. DAK.

Boundaries.—Beginning at latitude 43°35'-00" N., longitude 102°05'00" W.; to latitude 43°35'00" N., longitude 102°25'00" W.; to latitude 43°42'00" N., longitude 102°25'00" W.; to latitude 43°42'00" N., longitude 102°05'00" W. to the point of beginning.

Designated altitudes.—Surface to 32,000 feet m.s.l.

Time of designation.—Continuous, March 1 through November 30 annually.

Controlling agency.—Federal Aviation Administration, Denver ARTC Center.

Using agency.—The Adjutant General, State of South Dakota (147th Artillery Group, South Dakota Army National Guard).

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

Issued in Washington, D.C., on June 18, 1973.

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

[FR Doc. 73-12736 Filed 6-25-73; 8:45 am]

Title 17—Commodity and Securities Exchanges

CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-10209]

PART 241—INTERPRETATIVE RELEASE RELATING TO THE SECURITIES EX- CHANGE ACT OF 1934 AND GENERAL RULES AND REGULATIONS THERE- UNDER

Net Capital Treatment of Securities Posi- tions, Obligations and Transactions in Suspended Securities

The Commission today released the attached Division of Market Regulation letter to the National Association of Securities Dealers respecting the Division's interpretation of the net capital treatment to be given to securities position, transactions and obligations in suspended securities.

MR. FRANK J. WILSON,
Senior Vice President, National Association
of Securities Dealers, Inc., 1735 K Street
N.W., Washington, D.C. 20006.

DEAR MR. WILSON: Recently a number of questions have been raised regarding the net capital treatment which should be given to firm and customer obligations with respect to securities positions and securities transactions during a period in which trading in a particular security has been suspended by order of the Commission pursuant to section 15(c) (5) or section 19(a) (4) of the Securities Exchange Act of 1934.

The purpose of the net capital rule is to require a broker or dealer to have at all time sufficient liquid assets to cover its current indebtedness. The need for liquidity has long been recognized as vital to the public interest and for the protection of investors and is predicated on the belief that accounts are not opened and maintained with broker-dealers

in anticipation of relying upon suit, judgment, and execution to collect claims but rather that on reasonable demand one can liquidate his cash or securities positions. With this background the Division is of the view that for purposes of the net capital rule securities positions and securities transactions in which trading has been suspended should be treated as follows:

1. **Long proprietary positions.**—Where the broker-dealer is long in a proprietary account, whether a firm trading account or investment account, a partners account subject to an equity agreement pursuant to paragraph (c) (4) of rule 15c3-1, or securities which have been contributed as subordinated capital pursuant to paragraph (c) (7) of rule 15c3-1 and where such securities have been suspended by order of the Commission such positions should be treated as assets not readily convertible into cash which should be deducted in computing "net capital" for purposes of rule 15c3-1 under the Securities Exchange Act of 1934.

2. **Short proprietary positions.**—Where the broker-dealer is short a suspended security in a proprietary account, the broker-dealer shall value the position at the last sale price prior to the suspension and shall reduce net capital by the appropriate haircut on the presumed market value of the position. The Division does not believe it would be appropriate to value such short positions at zero as it may prove impossible to cover the short position at that price when the suspension is lifted.

3. **Fails to receive and uncompleted customers' sales transactions.**—Where the broker-dealer is failing to receive the security which has been suspended from another broker-dealer or where a customer has sold the securities prior to the suspension and has not yet made delivery to the broker-dealer, the related contract liability either to another broker-dealer or to the customer shall be included in computing aggregate indebtedness, except where such liability would be excluded under subparagraph (c) (1) (D) of rule 15c3-1.

4. **Fails to deliver.**—Absent a tender of delivery of the suspended securities to a purchasing broker-dealer there can be no assurance that the fail to deliver is collectible by the broker-dealer having an obligation to deliver. In numerous instances the broker will be unable to make such tender since he may not have possession of the securities needed to make delivery and he will be unable to determine the collectability of that receivable. The Division is therefore of the view that such fails to deliver should be treated as assets not readily convertible into cash and deducted in computing net capital until they are collected or the suspension is lifted.

5. **Customers' special cash accounts under section 4(c) of regulations T.**—When a customer purchases securities in a special cash account under section 4(c) of regulation T, he undertakes to make payment within 7 business days after the purchase. If payment is not made by the 7th business day and an extension is not obtained through a committee of a national securities exchange, the broker must cancel or otherwise liquidate the unsettled portion thereof. Since the customer generally has an obligation to make full cash payment within 7 business days it is appropriate for customer accounts which are long the suspended security to be treated as fully secured and collectible until the 7th business day following the purchase, however, if payment is not so received the customer's account must be considered unsecured and the full amount of the unsettled portion of the purchase price must be deducted in computing the broker-dealer's net capital unless the broker-dealer is otherwise secured. With respect to

transactions which are normally consummated on a c.o.d. basis payment may be delayed no longer than 10 business days after settlement date and if payment is delayed beyond that date the receivable should be deemed unsecured and deducted in computing net capital.

6. Transactions in a general account under section 3(a) of regulation T.—(a) Where a customer is long in a general account a security which has been suspended and where such suspension results in the security receiving no loan value and if as a result the customer's account becomes partially secured or unsecured, the deficiency shall be deducted in computing net capital.

(b) Where the customer is short in a margin account a security which has been suspended for purposes of the net capital rule the ledger credit balance continues to be included in aggregate indebtedness.

We hope this letter clarifies the treatment of positions and obligations of broker-dealers in suspended securities. If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

LEE A. PICKARD,
Director.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.

JUNE 8, 1973.

[FR Doc. 73-12810 Filed 6-25-73; 8:45 am]

Title 32—National Defense
CHAPTER XVIII—DEFENSE CIVIL
PREPAREDNESS AGENCY
PART 1800—DEFINITIONS

PART 1804—FINANCIAL ASSISTANCE
FROM RECONSTRUCTION FINANCE
CORPORATION FOR CIVIL DEFENSE
PURPOSES

PART 1812—EQUAL OPPORTUNITY FOR
EMPLOYMENT IN FEDERALLY AS-
SISTED CONSTRUCTION

Change in Agency Name and Deletion of
Parts

The following changes are made pursuant to the order of the Secretary of Defense disestablishing the Office of Civil Defense within the Office of the Secretary of the Army, and establishing the Defense Civil Preparedness Agency (DCPA) as an agency of the Department of Defense (FR Doc. 72-15636, filed 9-13-72, 37 FR 18636). Part 1800, "Definitions," is duplicative of material in other parts of chapter XVIII of title 32. Part 1804, "Financial Assistance from Reconstruction Finance Corporation for Civil Defense," is obsolete and certifications thereunder are no longer issued. The Equal Employment Opportunity provisions issued pursuant to rules and regulations of the Secretary of Labor, 41 CFR chapter 60, and applicable to DCPA projects involving federally assisted construction appear in subpart H, part 12, subchapter A, chapter I of title 32 of the Code of Federal Regulations. Due to their editorial nature, I do not deem it appropriate for the amendments set forth herein to be processed under the provisions of OMB Cir. No. A-85 or other consultation procedures.

Chapter XVIII of title 32 of the Code of Federal Regulations, including the chapter heading, is amended as follows:

1. Delete, wherever appearing, the name "Office of Civil Defense, Office of the Secretary of the Army" and "Office of Civil Defense" and substitute in place thereof the name "Defense Civil Preparedness Agency."

2. Delete, wherever appearing, the abbreviation "OCD" and substitute in place thereof the abbreviation "DCPA."

3. Delete, wherever appearing, the name "Director of Civil Defense" and substitute in place thereof the name "Director."

4. Part 1800 is deleted from chapter XVIII of title 32 of the Code of Federal Regulations, and reserved.

5. Part 1804 is deleted from chapter XVIII of title 32 of the Code of Federal Regulations, and reserved.

6. Part 1812 is deleted from chapter XVIII of title 32 of the Code of Federal Regulations, and reserved.

(64 Stat. 1245-1257, 50 U.S.C. app. 2251-2297; reorganization plan No. 1 of 1958, 72 Stat. 1799; Executive Order 10952, "Assigning Civil Defense Responsibilities to the Secretary of Defense and Others," July 20, 1961.)

Effective date.—This amendment shall be effective on June 26, 1973.

Dated June 20, 1973.

JOHN E. DAVIS,
Director,
Defense Civil Preparedness Agency.
[FR Doc. 73-12779 Filed 6-25-73; 8:45 am]

PART 1801—CONTRIBUTIONS FOR CIVIL
DEFENSE EQUIPMENT

PART 1812—FEDERALLY ASSISTED
CONSTRUCTION

In order to better accommodate the application of certain Federal requirements pertaining to State and local government construction projects assisted under Defense Civil Preparedness Agency financial contributions programs, chapter XVIII of title 32 of the Code of Federal Regulations is amended as set forth below. Being in the nature of a compendium of existing requirements, processing under advance consultation procedures is not deemed appropriate.

§ 1801.12 [Deleted]

Section 1801.12 "Construction" is deleted.

Former provisions having been deleted, new part 1812 is issued, reading as follows:

- | | |
|---------|-----------------------------------|
| Sec. | |
| 1812.1 | Applicability. |
| 1812.2 | Preapplication. |
| 1812.3 | Application. |
| 1812.4 | Facility selection. |
| 1812.5 | Environmental considerations. |
| 1812.6 | Title to site. |
| 1812.7 | Real property acquisition. |
| 1812.8 | Flood hazards. |
| 1812.9 | Historic sites. |
| 1812.10 | Access by the handicapped. |
| 1812.11 | Labor standards. |
| 1812.12 | Equal employment opportunity. |
| 1812.13 | Award of contracts. |
| 1812.14 | Bonds. |
| 1812.15 | Clean air. |
| 1812.16 | Records retention and inspection. |

AUTHORITY.—Sec. 401(g), 201(l), 205, 64 Stat. 1245-1257, 50 U.S.C. App. 2251-2297; Reorganization Plan No. 1 of 1958, 72 Stat. 1799; Executive Order 10952, "Assigning Civil Defense Responsibilities to the Secretary of Defense and Others," July 20, 1961; order of the Secretary of Defense establishing the Defense Civil Preparedness Agency as an agency of the Department of Defense, FR Doc. 72-15636, filed Sept. 13, 1972, 37 FR 18636.

§ 1812.1 Applicability.

This part concerns federally assisted contracts and projects which pertain solely or principally to construction work.

§ 1812.2 Preapplication.

For each construction project for which the need for Federal funding exceeds \$100,000, preapplication shall be made on standard form Preapplication for Federal Assistance, set forth as exhibit M-1 of Office of Management and Budget (OMB) Circular A-102.

§ 1812.3 Application.

The standard form Application for Federal Assistance (for construction programs) set forth as exhibit M-4 of OMB Circular A-120 shall be used. The project application includes, as a part thereof, certain enumerated assurances and certifications together with an assurance and certification by the applicant that it will comply with the regulations, policies, guidelines, and requirements, including OMB Circulars Nos. A-87, A-95, and A-102, as they relate to the application, acceptance and use of Federal funds for the federally assisted project.

§ 1812.4 Facility selection.

When feasible, the State or political subdivision, in providing for civil defense needs must make use of (a) existing facilities, or (b) a facility which is to be acquired or constructed for a principal function other than civil defense (e.g., municipal office building, courthouse, police, or fire station). The Defense Civil Preparedness Agency (DCPA) may contribute toward such of the planning, design, construction, and equipment costs as it determines to be directly attributable to use of a portion of the facility for civil defense functions (e.g., inclusion of an emergency operating center in the basement area of a courthouse). When neither of these two alternatives can be effected, DCPA will consider requests for financial contributions toward the costs of planning, designing, constructing, and equipping a facility which is determined by DCPA to be required principally for civil defense functions.

§ 1812.5 Environmental considerations.

DCPA contributions toward the costs of planning, designing, constructing, and equipping a facility which it determines to be required principally for civil defense functions are subject to the requirements of the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4332) including the requirement of section 102(2)(C) of NEPA for a detailed environmental statement where the action is a major action significantly affecting the quality of the human environment. Before making the final selection of a site for a facility which is

determined by DCPA to be required principally for civil defense functions and for which DCPA is requested to make a financial contribution toward any of the planning, design, construction, and equipment costs, the State shall assess the environmental consequences of the proposed action. Such assessment will be made in accordance with guidance, including regulatory material, furnished by DCPA (such as the guidelines of the Council on Environmental Quality). If it is determined that the action is not a major action significantly affecting the quality of the human environment, the assessment will be reduced to writing and made an attachment to the project application for inclusion in the review process. If it is determined that the action is a major action significantly affecting the quality of the human environment, the State shall prepare a draft environmental impact statement and process it in accordance with guidance furnished by DCPA, which statement will accompany the project application through the review process.

§ 1812.6 Title to site.

The applicant State or its political subdivision, joining in the application, shall have or will obtain a fee simple or such other estate or interest in the site, including access thereto, as is sufficient to assure undisturbed use and possession of the premises for civil defense purposes for a period not less than the useful life of the facility.

§ 1812.7 Real property acquisition.

(a) When acquiring real property for a facility which is determined by DCPA to be required principally for civil defense functions and for which DCPA is requested to make a financial contribution toward any of the planning, design, construction, and equipment costs, the State or political subdivision, as the case may be, will be guided, to the greatest extent practicable under State law, by the land acquisition policies in section 301 and the provisions of section 302 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, 84 Stat. 1894 (hereinafter referred to as the Relocation Act) and property owners will be paid or reimbursed for necessary expenses as specified in sections 303 and 304 of the Relocation Act. No project application will be approved for a financial contribution toward the costs of planning, design, construction, or equipping of any facility which is determined by DCPA to be required principally for civil defense functions and for which the acquisition of real property will result in the displacement of any person, unless and until DCPA receives satisfactory assurances from the State, and where applicable its political subdivision, that the above referenced requirements will be met and that: (1) Fair and reasonable relocation payments and assistance shall be provided to or for displaced persons, as are required to be provided by a Federal agency under sections 202, 203, and 204 of the Relocation Act; (2) Relocation assistance programs offering the services

described in section 205 of the Relocation Act, shall be provided to such displaced persons; (3) Within a reasonable period of time prior to displacement, decent, safe, and sanitary replacement dwellings will be available to displaced persons in accordance with section 205(c) (3) of the Relocation Act; and (4) The affected persons will be adequately informed of the available benefits and the policies and procedures relating to the payment of these benefits.

(b) Compliance with sections 301 and 302 of the Relocation Act is required where legally possible under State law. In providing the assurance that it will be guided to the greatest extent practicable under State law, by the land acquisition policies in section 301 and the provisions of section 302 of the Relocation Act, if the State or political subdivision indicates it is unable to comply fully, its statement shall be supported by an opinion of its chief legal officer containing a full discussion of the issues involved and citing legal authority in support of its conclusion.

(c) The cost to the State or political subdivision in providing payments and assistance pursuant to sections 206, 210, 215, and 305 of the Relocation Act shall be included as part of the cost of the DCPA approved project, and shall be eligible for a financial contribution in the same manner and to the same extent as other costs of the project. No payment or assistance under section 210 or 305 of the Relocation Act shall be included as a project cost if the displaced person receives a payment required by the State law of eminent domain which is determined by DCPA to have a substantially equivalent purpose and effect and to be part of the cost of the project.

§ 1812.8 Flood hazards.

In accordance with the provisions of Executive Order No. 11296, August 10, 1966, the applicant State or its political subdivision, joining in the application, shall evaluate flood hazards in connection with the facility and as far as practicable, avoid the uneconomic, hazardous, or unnecessary use of flood plains in connection therewith.

§ 1812.9 Historic sites.

There shall be submitted for each application a description of the relationship to and probable effect, or lack of effect, on any building, structure, object, site, or district that is included in the National Register of Historic Preservation of the National Park Service (published with periodic updates in the Federal Register). Such information shall be furnished DCPA in sufficient time for consideration prior to determination of approval or disapproval of the project application.

§ 1812.10 Access by the handicapped.

Where the construction is for a building or facility, the intended use of which will require accessibility to the public, or may result in the employment therein of handicapped persons, the applicant shall require it to be designed to comply with the American Standards Specifica-

tions for Making Buildings and Facilities Accessible to, and Usable by, the Physically Handicapped A117.1-1961, as modified (41 CFR 101-17.703). The State, or its political subdivision joining in the application, will be responsible for conducting inspections to insure compliance by the contractor.

§ 1812.11 Labor standards.

Each contract involving construction work in excess of \$2,000 and all subcontracts thereunder shall include the labor standards provisions as prescribed in DCPA regulations entitled "Labor Standards for Federally Assisted Contracts," approved by the Secretary of Labor, and shall be subject to compliance with the Davis-Bacon Act, as amended (40 U.S.C. 276a-276a-7) respecting wage rates for federally assisted construction contracts in excess of \$2,000; the Copeland "Anti-Kickback" Act (40 U.S.C. 276c); and the Contract Work Hours and Safety Standards Act (40 U.S.C. 327 et seq.). See DCPA regulations at 32 CFR part 1808 and regulations of the Secretary of Labor at 29 CFR parts 3, 5, 5a, and 1518.

§ 1812.12 Equal employment opportunity.

All contracts in excess of \$10,000 shall include provisions for compliance with Executive Order No. 11246, including any amendments thereto, as supplemented in Department of Labor regulations appearing at 41 CFR chapter 60 and Department of Defense regulations, applicable to federally assisted construction, appearing at 32 CFR part 12, subpart H. By operation of the executive order, the equal opportunity clause for federally assisted construction contracts shall be considered to be part of every contract and subcontract required by the Executive order and the aforesaid regulations to include such a clause whether or not it is physically incorporated in such contracts. Each contractor shall be required to have an affirmative action plan which declares that it does not discriminate on the basis of race, color, religion, creed, national origin, sex, and age and which specifies goals and target dates to assure implementation of that plan. The State and each political subdivision joining in an application shall establish procedures to assure compliance with this requirement by contractors and to assure that suspected or reported violations are promptly investigated. In certain geographic areas designated by the Office of Federal Contract Compliance for special attention, Federal or locally established plans may require prospective contractors on projects in such areas to state, in their bids or proposals, approved percentage goals for minority employment which they will endeavor to meet during contract performance.

§ 1812.13 Award of contracts.

Except for specific cases where a substitute procedure of prequalification and selective solicitation is approved by DCPA (and except for contracts of \$2,500 or less), formal advertising, sealed bids, and public openings are the required

method for award of construction contracts. In addition, the requirements of State and local law must be met.

§ 1812.14 Bonds.

In contracting for construction, the State or political subdivision, as the case may be, shall follow its own requirements relating to bid guarantees, performance bonds, and payment bonds except for contracts exceeding \$100,000. For contracts exceeding \$100,000, the following minimum requirements shall be met:

(a) Obtain from each bidder a bid guarantee equivalent to 5 percent of the bid price. The bid guarantee shall consist of a firm commitment such as a bid bond, certified check, or other negotiable instrument accompanying a bid as assurance that the bidder will, upon acceptance of his bid, execute such contractual documents as may be required within the time specified.

(b) Obtain a performance bond for 100 percent of the contract price to secure fulfillment of all the contractor's obligations under the contract.

(c) Obtain a payment bond on the part of the contractor for 100 percent of the contract price to assure payment as required by law of all persons supplying labor and material in execution of the work provided for in the contract.

§ 1812.15 Clean air.

Contracts in excess of \$100,000 shall contain a provision which requires compliance with the applicable standards, orders, and regulations issued pursuant to the Clean Air Act of 1970. Violations shall be reported to the appropriate regional office of the Environmental Protection Agency.

§ 1812.16 Records retention and inspection.

DCPA and the Comptroller General, through any authorized representative, shall have access to and the right to examine, at all reasonable times, all records, books, papers, and documents, including payrolls for all laborers and mechanics working at the site, pertaining to the project and the Federal financial contribution therefor, and such records, books, papers, and documents shall be maintained for a period of 3 years following completion of the project and final payment of the Federal financial contribution therefor.

(Catalog of Federal Domestic Assistance Programs: No. 12.305, Civil Defense—Emergency Operating Centers; No. 12.315, Civil Defense—Personnel and Administrative Expenses; No. 12.321, Civil Defense—State and Local Supporting Systems Equipment.)

Effective date.—This amendment shall be effective on June 26, 1973.

Dated June 20, 1973.

JOHN E. DAVIS,

Director,

Defense Civil Preparedness Agency.

[FR Doc. 73-12778 Filed 6-25-73; 8:45 am]

Title 33—Navigation and Navigable Waters

CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 73-59 R]

PART 110—ANCHORAGE REGULATIONS

Barbers Point, Oahu, Hawaii

The purpose of these amendments to the Anchorage Regulations is to combine the two sections establishing the three existing tanker anchorages and non-anchorages, and establish an additional anchorage for barges and small tankers off Barbers Point, Island of Oahu, Hawaii.

The proposed consolidation of 33 CFR 110.236 and 110.237 was published by the Commander, 14th Coast Guard District, Honolulu, Hawaii, by public notice 14-71-03 on December 22, 1971.

The proposed establishment of an additional anchorage for barges and small tankers was published by the Commander, 14th Coast Guard District by public notice 14-72-01 on July 17, 1971.

Additionally, these proposed amendments were published as a notice of proposed rulemaking published in the FEDERAL REGISTER on March 30, 1973 (38 FR 8277). The comments received as a result of the public notices were incorporated in the proposed amendments. No further comments were received in response to the notice of proposed rulemaking.

These amendments consolidate §§ 110.236 and 110.237 to incorporate all of the offshore pipeline terminal anchorages into one section and establish an additional anchorage for barges and small tankers off Barbers Point. Some of the existing regulations are outdated or redundant. These include provisions when the U.S. Navy is conducting mining exercises; periods of time when the anchorages will be occupied; reference to the restriction of prohibition on the operations of military aircraft in the vicinity of the anchorages; restriction to the use of "Butterworth" equipment; restrictions on the pumping of bilges, and the reference to the installation of mooring buoys. Accordingly, these regulations have been omitted from this amendment.

The consolidation of all of the regulations governing offshore pipeline terminal anchorages into one section will facilitate understanding by the public and the users of the anchorages. Additionally, the establishment of the anchorage for barges and small tankers will relieve congestion and therefore enhance the safety of vessels in the area.

The usual 30-day waiting period is not being used because the interest of safety requires the establishment of this additional anchorage.

In consideration of the foregoing, part 110 of title 33 of the Code of Federal Regulations is amended as follows:

§ 110.237 [Revoked]

1. By revoking § 110.237; and
2. By revising § 110.236 to read as follows:

§ 110.236 Pacific Ocean off Barbers Point, Island of Oahu, Hawaii: Off-shore pipeline terminal anchorages.

(a) *The anchorage grounds.*—(1) *Anchorage A.*—The waters within an area described as follows: A circle of 1,000 feet radius centered at latitude 21°17'55" N., longitude 158°07'46" W.

(2) *Nonanchorage area A.*—The waters extending 300 feet on either side of a line bearing 059° from anchorage A to the shoreline at latitude 21°18'22" N., longitude 158°06'57" W.

(3) *Anchorage B.*—The waters enclosed by a line beginning at latitude 21°16'31.5" N., longitude 158°05'09.0" W.; thence to latitude 21°16'03.9" N., longitude 158°05'16.9" W.; thence to latitude 21°16'11.1" N., longitude 158°05'45.8" W.; thence to latitude 21°16'38.8" N., longitude 158°05'37.9" W.; thence to the point of beginning.

(b) *Nonanchorage area B.*—The waters extending 300 feet on either side of a line bearing 334.5° from anchorage B to the shoreline at latitude 21°17'50.5" N., longitude 158°06'13.1" W.

(5) *Anchorage C.*—The waters enclosed by a line beginning at latitude 21°16'58" N., longitude 158°04'39" W.; thence to latitude 21°16'58" N., longitude 158°04'12" W.; thence to latitude 21°16'44" N., longitude 158°04'12" W.; thence to latitude 21°16'44" N., longitude 158°04'39" W.; thence to the point of beginning.

(6) *Nonanchorage area C.*—The waters extending 300 feet on either side of a line bearing 306° from anchorage C to the shoreline at latitude 21°17'54.9" N., longitude 158°06'07.8" W.

(7) *Anchorage D.*—The waters enclosed by a line beginning at latitude 21°18'00" N., longitude 158°07'20" W.; thence to latitude 21°17'56" N., longitude 158°07'16" W.; thence to latitude 21°17'49" N., longitude 158°07'24" W.; thence to latitude 21°17'53" N., longitude 158°07'28" W.; thence to the point of beginning.

(b) *The regulations.*—(1) No vessels may anchor, moor, or navigate in anchorages A, B, C, or D except—

(i) Vessels using the anchorages and their related pipelines for loading or unloading;

(ii) Commercial tugs, lighters, barges, launches, or other vessels engaged in servicing the anchorage facilities or vessels using them;

(iii) Public vessels of the United States.

(2) When vessels are conducting loading or unloading operations as indicated by the display of a red flag (international code flag B) at the masthead, passing vessels of over 100 gross tons shall not approach within 1,000 yards at a speed in excess of 6 knots.

(3) The owner of any vessel wanting to use an anchorage ground and use of the related pipeline facilities shall notify the captain of the port, Honolulu, Hawaii, and the Commanding Officer, U.S. Naval Air Station, Barbers Point, Hawaii, at least 24 hours in advance of

desired occupancy of the anchorage ground by the vessel. Such notification must include the maximum height above the waterline of the uppermost portion of the vessel's mast and a description of the masts' lighting including height of the highest anchor light and any aircraft warning lights to be displayed by the vessel at night.

(4) When, in the opinion of the captain of the port, or his authorized representative, oil transfer operations within these anchorages could jeopardize the safety of vessels or facilities in the area, or cause an undue risk of oil pollution, such oil transfer operations shall be immediately terminated until such time as the cognizant Coast Guard officer determines that the danger has subsided.

(5) Nonanchorage areas A, B, and C are established for the protection of submerged pipelines. Except for vessels servicing pipeline facilities, no anchoring, dragging, seining or other potential pipeline fouling activities are permitted within these areas.

(6) Nothing in this section shall be construed as relieving the owner or person in charge of any vessel from complying with the rules of the road and safe navigation practice.

(7) The regulations of this section are enforced by the captain of the port or his duly authorized representative.

(Sec. 7, 38 Stat. 1053, as amended, sec. 6(g) (1) (A), 80 Stat. 937; 33 U.S.C. 471, 49 U.S.C. 1655(g) (1) (A); 49 CFR 1.46(c) (1), 33 CFR 1.05-1(c) (1).)

Effective date.—This amendment shall become effective July 6, 1973.

Dated June 21, 1973.

W. M. BENKERT,
Rear Admiral, U.S. Coast Guard,
Chief, Office of Marine Environment and Systems.

[FR Doc. 73-12824 Filed 6-25-73; 8:45 am]

Title 36—Parks, Forests, and Memorials

CHAPTER I—NATIONAL PARK SERVICE, DEPARTMENT OF THE INTERIOR

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

Everglades National Park, Fla.; Fishing

A proposal was published at page 8585 of the FEDERAL REGISTER of May 8, 1971, to amend paragraph (g) of § 7.45 of title 36 of the Code of Federal Regulations. The effect of the amendment is to bring current enforcement and regulation into conformity.

Interested persons were given 30 days for submitting written comments, suggestions, or objections with respect to the proposed amendment. There were no responses.

Since it is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process, a public hearing was held to receive comments, suggestions, or objections with respect to the proposed amendment on December 5, 1972, at Homestead, Fla. Comments received as a result of this public hearing fall into three general categories:

Suggestions to expand the existing fisheries; proposals for a study of the fisheries in the park and preparation of an environmental impact statement pursuant to the National Environmental Policy Act of 1969 (Public Law 91-190, 83 Stat. 852); and objections to expansion of the existing fisheries.

The major requests for expansion of the existing fisheries are for: The introduction of a commercial spiny lobster trap fishery; an increase in the number of navigable passageways available for transportation of commercial fishing equipment not allowed in park waters; the taking of female, in addition to male, blue crabs; the field removal of stone crab claws; and an effective lengthening of the stone crab season. These suggestions have been rejected since they are inconsistent with National Park Service management policy for natural areas and the purpose for which Everglades National Park was established, as stated in the enabling legislation (48 Stat. 816), or would produce administratively unmanageable conditions that could preclude management of the fisheries on a sustained yield basis.

The suggestions for additional study of the fisheries of the park have been accepted, and investigations are currently in progress.

Prior to establishment of Everglades National Park, the Federal Government made several commitments to local interests. As early as 1936, the National Park Service promised that existing fisheries within the park would be continued on a sustained yield basis and in accordance with, or in close conformity to, the laws of the State of Florida. This constitutes the basis of fisheries management in Everglades National Park. With this commitment in mind, fishing regulations were written and promulgated in 1951 which remained in effect until 1965. At that time, the regulations were revised to reflect the park boundary expansion effected in 1958 and to further limit commercial fishing activities. Before the new regulations were ever enforced, local interests objected to some aspects of the revisions, claiming that the new regulations did not conform with the laws of the State of Florida. Meetings with these individuals were held and compromises were reached. An administrative revision was then issued and enforced as an interim solution until formed changes could be effected. The regulations as published in 1965, and modified by administrative memorandum in 1966, presently serve as the special regulations governing fishing in Everglades National Park. Since adoption of the proposed regulations will result in no actual change in management of the fishery resources, this action is not a major Federal action significantly affecting the quality of the environment, and, therefore, proposals for the preparation of an environmental impact statement have been rejected.

Suggestions to completely eliminate the existing commercial fishery have been rejected as being inconsistent with prior commitments by the Federal Gov-

ernment to accommodate both commercial and sport fisheries in Everglades National Park on a sustained yield basis. Two additional suggestions for limitation of the commercial fishery have been adopted: The minimum allowable harvest size of stone crab claws in paragraph (g) (6) (vii) was increased from 4 to 4½ inches in overall length to conform with the laws of the State of Florida, and nets will not be permitted in the Florida Bay area of the park since this area has never been subject to trammel net fishing and their use there would constitute an unacceptable expansion of this fishery.

This amendment will become effective on July 26, 1973.

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3; 45 Stat. 1443; 48 Stat. 816; 16 U.S.C., sec. 410; 72 Stat. 280.)

Paragraph (g) of § 7.45 is revised to read as follows:

§ 7.45 Everglades National Park.

(g) **Fishing.**—In order to manage fishery resources of Everglades National Park, including the commercial fishing permitted by policy on a sustained yield basis, the following regulations are promulgated. Except as provided in these regulations, or by other Federal laws or regulations, all commercial and sport fishing shall be done in accordance with the laws of the State of Florida, including license requirements, and such State laws are hereby adopted and made a part hereof by reference.

(1) All persons taking fish or other edible products of the sea from any of the waters in the park by any method and not using such fish or sea product because of size, edible quality or other reason shall, whenever possible, immediately release and return such fish or sea product alive to the waters from which taken. No such fish or sea product, or part thereof, may be left on any bank, shore, beach, dock, cleaning table, or any other place out of the water.

(2) Persons engaged in commercial fishing or commercial harvesting of an edible sea product in the waters of the park open for this purpose must possess an annual no-fee commercial fishing permit issued by the Superintendent.

(3) Seahorses, starfish, tropical fish, and non-game fish, as defined by the laws of the State of Florida, shall not be taken from park waters for any purpose, except as provided herein.

(4) The taking of oysters and clams from the waters of the park is prohibited except by hand or rake for personal use.

(5) The taking of crawfish from the waters of the park is prohibited except by hand or bully net for personal use.

(6) Crabs may be taken from park waters, subject to the following restrictions:

(i) A person may take crabs for personal use only without a permit but cannot use more than four crab traps.

(ii) A person who traps crabs for commercial purposes must possess a commercial fishing permit as provided for

in paragraph (g) (2) of this section and shall not be permitted to operate more than a total of 400 traps.

(iii) Crab traps shall be made of wood and shall be buoyed; the buoys shall be of an approved type and color and shall have the State permit number marked in at least 3-inch numerals.

(iv) Crab traps may be used only in those park waters described in paragraph (g) (2) of this section.

(v) Only male blue crabs and male stone crabs may be taken.

(vi) The possession of equipment or material used in stone crab trapping shall be permitted in the park only during the open season prescribed by the State of Florida. However, male blue crabs may be taken during the entire year using a wooden trap not to exceed 12 by 24 inches with a throat not to exceed 1½ by 5½ inches.

(vii) The claws of male stone crabs must be 4¼ inches in overall length and remain attached to the body of the crab while in the park.

(7) Minnows shall not be taken by any method for resale purposes. Bait traps shall be buoyed and shall be identified by marking the park permit number on the buoy. Bait traps shall not exceed 2 feet by 2 feet by 1 foot and shall have ¼- to ½-inch wire mesh. No more than six bait traps per boat shall be permitted. Bait traps shall be used for the taking of minnows only. A minnow is defined for the purpose of this paragraph as being a small nongame fish, under 6 inches in length, and of a species commonly used as bait, but does not include silver mullet or other fish protected by other Federal or Florida law. Minnows may be taken by bait nets.

(8) Crab traps may be used only in the following described waters of the park: *Provided, however,* That such traps may not be placed closer than 200 feet from any Key or marked waterway:

Blackwater Sound and Buttonwood Sound; that portion of Florida Bay south of a line drawn from the southern tip of Boggy Key to the northern tip of Whaleback Key, thence to the southeastern tips of South Nest Key, North Butternut Key, and Bottle Key, thence southwesterly following the south side of a series of banks to the southern tips of Low Key, Stake Key, and Manatee Key, thence westerly to a small unnamed key north of Jimmie's Channel, thence south following shoal waters to Captains Key, thence westerly following shoal waters touching a series of unnamed keys to Panhandle Key, thence to the northern tips of Spy Key, Sid Key, Cluett Key, Man-of-War Key, thence to the southern tip of Sandy Key, thence to the Intracoastal Waterway Marker No. 2 south of East Cape Sable; and the area south and west of a line connecting said marker to points one-quarter mile offshore from East Cape, Middle Cape, Northwest Cape, Shark Light, Shark Point, Highland Point, Porpoise Point, Seminole Point, Mormon Key, Pavilion Key, Rabbit Key, Indian Key Light and to the park boundary corner at approximately 25°50' N. latitude, 81°30' W. longitude.

(9) Gill nets shall not exceed singly or in combination 1,200 yd in length and shall have a stretch mesh of not less than 2½ in from knot to knot after being

shrunk. Twine used shall not exceed No. 208 nylon or monofilament. Only one lead line and one cork line shall be permitted, and neither lead nor cork lines shall be more than five-sixteenths of an inch in diameter. No purse, pocket or other special device for entrapping or catching fish shall be used on a gill net except as provided for in paragraph (g) (10) of this section. Gill nets may be gathered or taken in by hand only and shall not be dragged. Nets shall not be pulled up on shore. Gill nets may be tied together and used in groups of not more than three: *Provided,* That the nearest net or groups of nets shall be at least 500 yards from any other gill net.

(10) Trammels shall have a stretch mesh of not less than 12 inches (on gill nets of not less than 3¼ inches stretch mesh). Trammel nets shall not exceed 1,200 yards in length used singly or in combination. Trammel nets shall not be dragged. The nearest set or group of sets shall be at least 200 yards from any other net. When used at night, such nets shall be marked with lighted buoys. Trammel nets shall not be used within the Florida Bay area of the park.

(11) Dip nets may be used for the taking of shrimp for personal use only.

(12) Stopnetting is prohibited in the waters of the park. Stopnetting is hereby defined as the placing, setting, or using of any net or seine or other device with webbing attached thereto in any manner that closes the mouth of a river, lake, stream, bay, pass, bayou, or any other water, or the placing, setting, or using of a net, seine, or other device with webbing attached thereto on any bank, flat, or other water bottom in such a way that fish are confined until tide falls sufficiently that such fish so confined may be taken from such confinement by hand, with hand nets, cast nets, or other nets, or seines.

(13) No nets, seines, traps, spears, explosives, or other devices for the trapping, catching, killing, or taking of fish, bait, or other edible product of the sea except hook and line, and those nets, seines, and traps described in paragraph (g) (5)-(11) of this section, may be used or possessed by any person within the park.

(14) No person shall leave any fish net, bait trap, crab trap, or other device used for taking products of the sea unattended for more than 14 days.

(15) The following described areas are closed to all fishing.

(i) All waters of T. 58 S., R. 37 E., sections 10 through 15, inclusive, measured from Tallahassee meridian and base, in the vicinity of Royal Palm Visitor Center; except Donut Lake and Pine Island Lake.

(ii) All waters in T. 54 S., R. 36 E., sections 19, 30, and 31, and in T. 55 S., R. 36 E., sections 6, 7, 18, 19, and 30, measured from Tallahassee meridian and base, in the vicinity of Shark Valley Loop Road from Tamiami Trail south.

(16) The following described areas are closed to all commercial fishing and to the taking of products of the sea by nets, seines, or traps for any purpose:

(i) All inland bays, bights, canals, lakes, rivers, and other bodies of water lying inland from the shores of Florida Bay and, in addition, the area north of a line drawn from Christian Point to Shark Point to Mosquito Point, including Otter Key, thence to Crocodile Point to Terrapin Point and to Madeira Point, and thence following the mainland shoreline on the north shore of Little Madeira Bay, Joe Bay, and Long Sound to U.S. Highway No. 1.

(ii) All inland bays, lakes, canals, rivers, and other bodies of water lying inland from the nearest recognizable mainland shoreline from Flamingo to East Cape Sable and north to and including Lostman's River. For the purpose of this paragraph, the mainland shorelines shall be considered to be that area where the gulf coast rivers flow into the Gulf of Mexico.

(iii) From Lostman's River north to the park boundary corner at approximately 25°50' N. latitude, 81°30' W. longitude, the following inland waters: Gopher Key Creek from its junction with Cannon Bay southwestward through Charlie Creek to the Gulf of Mexico, all waters in the Gopher Key Creek drainage basin, and all waters from the north end of Alligator Creek to Onion Key.

(17) West Lake Pond, Coot Bay Pond, and other small ponds bordering the park road shall be closed to fishing and the harvesting of any edible product of the sea during those periods, as determined by the Superintendent, that such action is necessary to protect feeding and roosting birds. Notice of closing shall be given by the posting of appropriate signs at these locations.

(18) Possession of a gill net, trammel net, crab trap, or other commercial fishing equipment while in closed waters is prohibited; except that during an emergency or in times of inclement weather, boats with such equipment may anchor behind outside islands or in the mouths of rivers only. The equipment may not be used or taken from the boat during this time and when the emergency or inclement weather has passed, boats with such equipment aboard shall be removed from such closed waters. No permit to anchor shall be required, but the boats may be checked by Park Rangers while in these waters.

(19) Nets, gear, and fish and other edible products of the sea which are legally possessed in State waters but are illegally possessed in park waters may be transported through the park only over Indian Key Pass, Rabbit Key Pass, Chokoloskee Pass, a passageway northward by the most direct route across Chokoloskee Bay to Fakahatchee Bay, and during inclement weather a passageway through Houston River via the most direct route. Boats traveling through these passageways with such nets, gear, fish, or other edible products of the sea shall remain in transit unless disabled.

(20) Fish may be fished while in or on park waters; however, skins must remain

on filets except for two filets per person for eating.

JACK E. STARK,
Superintendent,
Everglades National Park.

[FR Doc. 73-12761 Filed 6-25-73; 8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

PART 85—CONTROL OF AIR POLLUTION FROM NEW MOTOR VEHICLES AND NEW MOTOR VEHICLE ENGINES

Modifications to 1975 Model Year Light Duty Vehicle Certification Test Procedures

Correction

In FR Doc. 73-12361 appearing on page 16059 in the issue for Wednesday, June 20, 1973, in § 85.075-5, "(viii) Catalytic converter characteristics," should be inserted in paragraph (a)(2) below the stars.

SUBCHAPTER E—PESTICIDE PROGRAMS

PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Monuron; Revocation

A notice was published by the Environmental Protection Agency in the FEDERAL

REGISTER of December 16, 1972 (37 FR 26836), proposing that part 180 be amended by deleting § 180.108, Monuron; tolerances for residues. No comments or requests for referral to an advisory committee were received.

It is concluded that the proposal should be adopted. A related notice of intent to cancel registration of products containing monuron is published in this issue of the FEDERAL REGISTER (38 FR 16796).

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408 (e), (m), 68 Stat. 514, 517; 21 U.S.C. 346a (e), (m)), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (36 FR 9038), part 180 is amended by deleting § 180.108, Monuron; tolerances for residues.

Any person who will be adversely affected by the foregoing order may at any time on or before July 26, 1973, file with the Hearing Clerk, Environmental Protection Agency, room 3902A, Fourth and M Streets SW., Waterside Mall, Washington, D.C. 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing

is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date.—This order shall become effective on June 26, 1973.

(Sec. 408 (e), (m), 68 Stat. 514, 517; 21 U.S.C. 346a (e), (m).)

Dated June 20, 1973.

HENRY J. KOPP,
Deputy Assistant Administrator
for Pesticide Programs.

[FR Doc. 73-12840 Filed 6-25-73; 8:45 am]

Title 50—Wildlife and Fisheries

CHAPTER I—BUREAU OF SPORT FISHERIES AND WILDLIFE, FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE

PART 16—MIGRATORY BIRD PERMITS

Depredating Blackbirds, Cowbirds, Grackles, Common Crows, and Magpies

Correction

In FR Doc. 73-11669 appearing at page 15448 in the issue of Tuesday, June 12, 1973, on page 15449 in the fourth line of the first column "chapter T" should read "chapter I".

Proposed Rules

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

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR, Part 1]

DEPRECIATION ALLOWANCE FOR PROPERTY OF CERTAIN PUBLIC UTILITIES

Notice of Extension of Time for Comments

Proposed amendments to the regulations under section 167(d) of the Internal Revenue Code of 1954, relating to depreciation allowance for property of certain public utilities, appear in the FEDERAL REGISTER for Thursday, May 31, 1973 (38 FR 14287).

Written comments or suggestions pertaining to the proposed amendments were required to be submitted by July 2, 1973. The time for submission of written comments pertaining to the proposed regulations is hereby extended to August 1, 1973.

LAWRENCE B. GIBBS,
Acting Chief Counsel.

[FR Doc. 73-12950 Filed 6-25-73; 8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR, Part 917]

FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA

Notice of Proposed Rulemaking

This notice invites comment relative to the proposed budget and rates of assessment to be paid by handlers for local administration of Marketing Order 917, regulating shipments of California fresh pears, plums, and peaches. Such proposed budget is \$688,811, and the rates of assessment are \$0.01 per box of pears, \$0.07 per crate of plums, and \$0.0375 per lug of peaches.

Consideration is being given to the following proposals submitted by the Control Committee, established under the marketing agreement, as amended, and Order No. 917, as amended, regulating the handling of fresh pears, plums, and peaches grown in the State of California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), as the agency to administer the provisions thereof:

(a) That expenses that are reasonable and likely to be incurred during the fiscal period from March 1, 1973, through February 28, 1974, will amount to \$688,811.

(b) That the rates of assessment for such fiscal period payable by each handler in accordance with § 917.37 be fixed at:

(1) One cent per standard western pear box of pears, or its equivalent in other containers or in bulk;

(2) Seven cents per standard four-basket crate of plums, or its equivalent in other containers or in bulk; and

(3) Three and seventy-five hundredths cents per L.A. lug of peaches or its equivalent in other containers or in bulk.

Terms used in the amended marketing agreement and this part shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and this part.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, room 112, Administration Building, Washington, D.C. 20250, not later than July 5, 1973. All written submissions made pursuant to this notice will be made available for public inspection at the office of the hearing clerk during regular business hours (7 CFR 1.27(b)).

Dated June 20, 1973.

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

[FR Doc. 73-12772 Filed 6-25-73; 8:45 am]

[7 CFR, Part 924]

FRESH PRUNES GROWN IN DESIGNATED COUNTIES IN WASHINGTON AND IN UMATILLA COUNTY, OREG.

Notice of Proposed Rulemaking

This notice contains a proposal which would require fresh Washington-Oregon prunes during the period August 1, 1973, through August 31, 1974, to grade U.S. No. 1, except for off-color and an additional tolerance for defects, and be at least 1 1/4 inches in diameter.

Consideration is being given to the following proposal, which would limit the handling of fresh prunes by establishing minimum grades and sizes recommended by the Washington-Oregon Fresh Prune Marketing Committee, established pursuant to the marketing agreement and Order No. 924 (7 CFR, pt. 924), regulating the handling of fresh prunes grown in designated counties in Washington and in Umatilla County, Oregon. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

All persons who desire to submit written data, views, or arguments in connection with the proposal should file the same with the Hearing Clerk, room 112A,

U.S. Department of Agriculture, Washington, D.C. 20250, not later than July 13, 1973. All written submissions made pursuant to this notice will be made available for public inspection at the office of the hearing clerk during regular business hours (7 CFR 1.27(b)).

The recommendations of the Washington-Oregon Fresh Prune Marketing Committee reflect its appraisal of the crop and current and prospective market conditions. Fresh shipments of Washington-Oregon prunes are expected to start on or about August 1, 1973, and to total 16,700 tons compared with 14,267 tons last season. Hence, ample supplies of fresh prunes meeting the proposed requirements should be available to fill fresh market needs. The proposed regulation is designed to prevent the handling of lower quality and smaller size prunes which do not provide consumer satisfaction and to promote orderly marketing in the interest of producers and consumers, consistent with the objectives of the act.

The provision which would exempt the Brooks variety of prunes from the regulation would recognize that prunes of this variety are primarily consumed locally, and that the total production of this variety is insignificant compared to the total supply. Also, the provision which would exempt individual shipments, not exceeding 500 pounds, of the Stanley or Merton varieties, would recognize that the production of these varieties is relatively small, and for the most part are consumed locally or are sold for home use and not for resale. The exemption of individual shipments, not exceeding 150 pounds, of any variety other than Stanley or Merton, if sold for home use and not for resale, would recognize that the quantity of prunes likely to be so handled is relatively inconsequential in relation to the total, and it is not practical administratively to regulate the handling of such shipments due to the nearness of the source of supply.

Such proposal reads as follows:

§ 924.312 Prune Regulation 11.

Order.—(a) Prune Regulation 10 (37 FR 14287) is hereby terminated on August 1, 1973.

(b) During the period August 1, 1973, through August 31, 1974, no handler shall handle any lot of prunes, except prunes of the Brooks variety, unless:

(1) Such prunes grade at least U.S. No. 1, except that only two-thirds of the surface of the prune is required to be purplish color, and such prunes measure not less than 1 1/4 inches in diameter as measured by a rigid ring: *Provided*,

That the following tolerances, by count, of the prunes in any lot shall apply in lieu of the tolerances for defects provided in the U.S. Standards for Grades of Fresh Plums and Prunes: A total of not more than 15 percent for defects, including therein not more than the following percentage for the defect listed:

(i) 10 percent for prunes which fail to meet the color requirement;

(ii) 10 percent for prunes which fail to meet the minimum diameter requirement;

(iii) 10 percent for prunes which fail to meet the remaining requirements of the grade: *Provided*, That not more than one-half of this amount, or 5 percent, shall be allowed for defects causing serious damage, including in the latter amount not more than 1 percent for decay, or

(2) Such prunes are handled in accordance with paragraph (c) of this section.

(c) Notwithstanding any other provision of this regulation, any individual shipment which, in the aggregate, does not exceed 500 pounds net weight, of prunes of the Stanley or Merton varieties of prunes, or 150 pounds net weight, of prunes of any variety other than Stanley or Merton varieties of prunes, which meets each of the following requirements may be handled without regard to the provision of paragraph (b) of this section, and of §§ 924.41 and 924.55:

(1) The shipment consists of prunes sold for home use and not for resale, and

(2) Each container is stamped or marked with the handler's name and address and with the words "not for resale" in letters at least one-half inch in height.

(d) The term "U.S. No. 1" shall have the same meaning as when used in the U.S. Standards for Fresh Plums and Prunes (7 CFR 51.1520-51.1538); the term "purplish color" shall have the same meaning as when used in the Washington State Department of Agriculture Standards for Italian Prunes (June 5, 1972) and in the Oregon State Department of Agriculture Standards for Italian Prunes (July 15, 1972); the term "diameter" means the greatest dimension measured at right angles to a line from the stem to blossom end of the fruit; and, except as otherwise specified, all other terms shall have the same meaning as when used in the marketing agreement and order.

Dated June 20, 1973.

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

[FR Doc.73-12773 Filed 6-25-73; 8:45 am]

[7 CFR, Parts 945, 980]

IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREG.

Notice of Proposed Handling Regulation

This proposal, designed to promote orderly marketing of Idaho-Oregon potatoes, would require inspection of fresh

market shipments to keep undesirable low quality potatoes from being shipped to consumers.

Consideration is being given to the issuance of the handling regulation hereinafter set forth, which was unanimously recommended by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98 and Order No. 945, both as amended (7 CFR, pt. 945). This marketing order program regulates the handling of Irish potatoes grown in certain designated counties in Idaho and Malheur County, Oreg., and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The recommendations of the Idaho-Eastern Oregon Potato Committee reflect its appraisal of the crop and prospective market conditions and are consistent with the marketing policy it unanimously adopted. Shipments of new crop potatoes from the production area are expected to begin July 15, however, storage potatoes from last year's crop will be also shipped during July.

On balance, current supplies of raw potatoes and those which will be available throughout the summer are less than last year. While spring potato production was 2 percent more than last year, storage stocks of potatoes on March 1, 1973, were down 16 percent from a year ago. Intended summer planted acreage is forecast at 134,700 acres, 2 percent less than a year ago. Intended planted fall acreage is forecast at 1,067.9 million acres, about 1 percent more than 1972. Prospective plantings in Idaho and Malheur County, Oreg., for 1973 are 337,000 acres, slightly more than the 320,000 acres planted last year.

As usual, yields and timeliness of harvest will have an important influence on potato supplies. However, total supplies in 1973-74 are expected to be at least as large as in 1972-73 when prices for Idaho potatoes averaged approximately \$2.47 per hundredweight, which was about 70 percent of parity. Therefore, average prices to Idaho farmers for 1973 crop potatoes are not expected to exceed parity.

The proposed regulation provided herein is necessary to prevent potatoes of low quality, undesirable sizes, and of lesser maturities from being distributed in the fresh market channels of commerce. The specific requirements hereinafter set forth regulate the handling of potatoes by grade, size, cleanliness, and maturity so as to promote orderly marketing and standardize the quality of the potatoes shipped from the production area in order to provide the consumer with a more acceptable product.

It is proposed this regulation be made effective about mid-July and that it supersede the regulation currently in effect (§ 945.331, 37 FR 13632) which would be terminated on the effective date of the new regulation.

Exceptions are provided to certain of these requirements to recognize special situations in which such requirements would be inappropriate or unreasonable.

A specified quantity of potatoes may be handled without regard to maturity requirements (1) in order to permit growers to make test diggings without loss of the potatoes so harvested or (2) if, after regrading, a lot meets the grade and size requirements but then fails to meet the maturity requirements, possibly due to further "skinning" as a result of running the potatoes over the grader again.

Shipments may be made to certain special purpose outlets without regard to minimum grade, size, cleanliness, and maturity requirements, provided that safeguards are used to prevent such potatoes from reaching unauthorized outlets. Since no purpose would be served by regulating potatoes used for charity purposes, such shipments are exempt. Certified seed and seed pieces cut from stock eligible for certification as certified seed are so exempted because requirements for this outlet differ greatly from those for fresh market. Potatoes used for experimentation have special requirements and do not normally enter commercial channels of trade. Exemption of potatoes for most processing uses is mandatory under the legislative authority for this part and therefore shipments to processing outlets are unregulated.

Requirements for export shipments differ from those for domestic markets; while the standard quality requirements are desired in foreign outlets, smaller sizes are more acceptable. In commercial prepeeling, operators can use potatoes with surface defects which would be undesirable for the tablestock market, and smaller sizes are acceptable. For these reasons potatoes for export and prepeeling are provided with different requirements.

All persons who desire to submit written data, views, or arguments in connection with this proposal should file the same in quadruplicate with the hearing clerk, room 112-A, U.S. Department of Agriculture, Washington, D.C. 20250, on or before July 3, 1973. All written submissions made pursuant to this notice will be made available for public inspection at the office of the hearing clerk during regular business hours (7 CFR 1.27(b)).

§ 945.332 Handling regulation.

During the period beginning on the effective date hereof through July 31, 1974, no person shall handle any lot of potatoes unless such potatoes meet the requirements of paragraphs (a), (b), and (f) of this section, or unless such potatoes are handled in accordance with paragraphs (c), (d), or (e) of this section.

(a) *Minimum quality requirements.*—(1) *Grade.*—All varieties.—U.S. No. 2 or better grade.

(2) *Size.*—(1) *Round red varieties.*—1 7/8 inches minimum diameter.

(H) *All other varieties.*—2 inches minimum diameter, or 4 ounces minimum weight.

- (iii) All varieties.—Size B if U.S. No. 1 or better grade.
- (iv) When 50-pound containers (except master containers) of long varieties of potatoes are marked with a count,

size, or similar designation they must be U.S. No. 1 or better grade and meet the weight, count, and average count ranges for the count designation listed below.

	Range		
	Count	Average count ¹	Weight
Larger than 50 count.....	10 percent over or under.....	5 percent over or under.....	15 oz. or larger.
50 count.....	45 to 55.....	45 to 55.....	12 to 19.
60 count.....	54 to 66.....	57 to 63.....	10 to 16.
70 count.....	63 to 77.....	67 to 74.....	9 to 15.
80 count.....	72 to 88.....	78 to 84.....	8 to 13.
90 count.....	81 to 99.....	86 to 95.....	7 to 12.
100 count.....	90 to 110.....	95 to 105.....	6 to 10.
110 count.....	99 to 121.....	105 to 116.....	5 to 9.
120 count.....	108 to 132.....	114 to 126.....	4 to 8.
130 count.....	117 to 143.....	124 to 137.....	4 to 8.
140 count.....	126 to 154.....	133 to 147.....	4 to 8.
Smaller than 140 count.....	10 percent over or under.....	5 percent over or under.....	4 to 8.

¹ Applicable to lots.

The following tolerances by weight, are provided for potatoes in any lot which fail to meet the weight range for the designated count:

- (a) Not to exceed 5 percent for under-size; and
- (b) Not to exceed 10 percent for over-size.

(3) Cleanliness.—All varieties.—“Fairly clean.”

(b) Minimum maturity requirements.—(1) White Rose and red skin varieties.—Beginning the effective date hereof through December 31, 1973, “moderately skinned”; thereafter no maturity requirements.

(2) All other varieties.—“Slightly skinned.”

(3) Exceptions.—(i) Subject to compliance with subdivision (iii) of this subparagraph, any lot of potatoes not exceeding a total of 50 hundredweight of each variety may be handled for any producer without regard to the foregoing maturity requirements.

(ii) If an officially inspected lot of potatoes meets the foregoing maturity requirements, but fails to meet the grade and size requirements, the lot may be regraded. If, after regrading, such lot then meets the grade and size requirements but fails to meet the maturity requirements, as indicated by the applicable Federal-State inspection certificate, such lot if not exceeding 100 hundredweight shall be exempt from the foregoing maturity requirements: *Provided*, That the handler complies with paragraph (b) (3) (iii) of this section.

(iii) Prior to each shipment of potatoes exempt from the foregoing maturity requirements, the handler thereof shall report to the Committee the name and address of the producer of such potatoes, and each such shipment shall be handled as an identifiable entity.

(c) Special purpose shipments.—(1) The minimum grade, size, cleanliness, and maturity requirements set forth in paragraphs (a) and (b) of this section shall not be applicable to shipments of potatoes for any of the following purposes:

- (i) Charity;
- (ii) Certified seed;
- (iii) Seed pieces cut from stock eligible for certification as certified seed;

(iv) Experimentation;

(v) Canning, freezing, and “other processing” as hereinafter defined: *Provided*, That shipments of potatoes for the purposes specified in paragraph (c) (1) (v) of this section shall be exempt from inspection requirements specified in § 945.65 and paragraph (f) of this section and from assessment requirements specified in § 945.42.

(2) The minimum grade, size, cleanliness, and maturity requirements set forth in paragraphs (a) and (b) of this section shall be applicable to shipments of potatoes for each of the following purposes:

(i) Export: *Provided*, That potatoes of a size not smaller than 1½ inches in diameter may be shipped if the potatoes grade not less than U.S. No. 2; and

(ii) Prepeeling: *Provided*, That potatoes of a size not smaller than 1½ inches in diameter may be shipped if the potatoes grade not less than Idaho Utility or Oregon Utility grade.

(d) Safeguards.—(1) Each handler making shipments of potatoes for charity, seed pieces cut from stock eligible for certification, experimentation, export, or for prepeeling pursuant to paragraph (c) of this section shall:

(i) First, apply to the Committee for and obtain a Certificate of Privilege to make shipments for each purpose;

(ii) Upon request by the Committee, furnish reports of each shipment pursuant to the applicable Certificate of Privilege;

(iii) At the time of applying to the Committee for a Certificate of Privilege, or promptly thereafter furnish the Committee with a receiver's or buyer's certification that the potatoes so handled are to be used only for the purpose stated in the application and that such receiver will complete and return to the Committee such periodic receiver's reports that the Committee may require;

(iv) Mail to the office of the Committee a copy of the bill of lading for each Certificate of Privilege shipment promptly after the date of shipment;

(v) Bill each shipment directly to the applicable receiver.

(2) Each handler making shipments of potatoes for canning, freezing, or “other processing” shall:

(i) First apply to the Committee for and obtain a Certificate of Privilege to make shipments for processing;

(ii) Make shipments only to those firms whose names appear on the Committee's current list of approved manufacturers of potato products;

(iii) Upon request by the Committee, furnish reports of each shipment pursuant to the applicable Certificate of Privilege;

(iv) Mail to the office of the Committee a copy of the bill of lading for each Certificate of Privilege shipment promptly after the date of shipment;

(v) Bill each shipment directly to the applicable processor.

(3) Each receiver of potatoes for processing shall:

(i) Complete and return an application form for consideration of approval as a manufacturer of potato products;

(ii) Certify to the Secretary that potatoes so received will be used for processing and will not be placed in fresh market channels;

(iii) Report on shipments received as the Committee may require and the Secretary approve.

(e) Minimum quantity exception.—Each handler may ship up to, but not to exceed, 5 hundredweight of potatoes any day without regard to the inspection and assessment requirements of this part, but this exception shall not apply to any shipment that exceeds 5 hundredweight of potatoes.

(f) Inspection.—(1) During the period beginning the effective date hereof through July 31, 1974, no handler shall handle potatoes unless such potatoes are inspected by either the Idaho Federal-State Inspection Service or Oregon Federal-State Inspection Service and are covered by a valid inspection certificate except when relieved of such requirement pursuant to paragraph (c), (d), or (e) of this section.

(2) Each lot moving by truck shall be accompanied by a copy of a valid inspection certificate.

(g) Definitions.—The terms “U.S. No. 1,” “U.S. No. 2,” “Size B,” “fairly clean,” “moderately skinned,” and “slightly skinned,” shall have the same meaning as when used in the U.S. Standards for Potatoes (§§ 51.1540–51.1566 of this title effective Sept. 1, 1971, as amended Feb. 5, 1972, 37 FR 2745), including the tolerances set forth therein. The term “prepeeling” means potatoes which are clean, sound, fresh tubers prepared commercially in a prepeeling plant by washing, removal of the outer skin or peel, trimming, and sorting preparatory to sale in one or more of the styles of peeled potatoes described in § 52.2422 (U.S. Standards for Grades of Peeled Potatoes §§ 52.2421–52.2433 of this title). The term “other processing” has the same meaning as the term appearing in the act and includes, but is not restricted to, potatoes for dehydration, chips, shoestrings, starch, and flour. It includes only that preparation of potatoes for market which involves the application of heat or cold to such an extent that the natural form or stability of the commodity undergoes

a substantial change. The act of peeling, cooling, slicing, or dicing, or the application of material to prevent oxidation does not constitute "other processing." The terms "Idaho Utility grade" and "Oregon Utility grade" shall have the same meaning as when used in the respective standards for potatoes for the respective States. Other terms used in this section shall have the same meaning as when used in Marketing Agreement No. 98 and Order No. 945, both as amended.

(h) *Applicability to imports.*—Pursuant to § 608e-1 of the act and § 980.1, import regulations (7 CFR 980.1), Irish potatoes of the long varieties imported during the effective period of this section shall meet the grade, size, quality, and maturity requirements specified in paragraphs (a) (excepting (a) (2) (iv)) and (b) of this section.

Dated June 20, 1973.

CHARLES R. BRADER,
Acting Deputy Director, Fruit
and Vegetable Division, Agri-
cultural Marketing Service.

[FR Doc. 73-12774 Filed 6-25-73; 8:45 am]

Animal and Plant Health Inspection Service [9 CFR, Parts 318, 381]

PROCEDURE FOR HANDLING PRODUCT ADULTERATED BY POLLUTED WATER

Notice of Proposed Rulemaking

Notice is hereby given in accordance with administrative procedure provisions in 5 U.S.C. 553 that pursuant to the authority contained in the Federal Meat Inspection Act, as amended (21 U.S.C. 601 et seq.), and in the Poultry Products Inspection Act, as amended (21 U.S.C. 451 et seq.), the Animal and Plant Health Inspection Service proposes to amend § 318.14 (9 CFR 318.14) of the Federal meat inspection regulations and § 381.151 (9 CFR 381.151) of the poultry products inspection regulations concerning the procedure for handling product adulterated by polluted water.

Statement of considerations.—One of the primary concerns of the Department during floods at federally inspected establishments is exposure of inspected product to polluted water. The mechanical barrier provided by hermetically sealed cans to protect product may be destroyed by formation of rust on such containers. The current meat inspection regulations provide for use of chemical disinfectants, while such provision was inadvertently omitted in the poultry products inspection regulations. Use of chemical disinfectants is an effective method of destroying most surface pollutants, but may also increase rust accumulation which further stresses the integrity of the container. Industry has proposed the use of boiling water as an alternative. It appears that 212° F. water would be equally effective as a disinfectant and in some cases may be less likely to cause rust on the can. Furthermore, it appears upon reviewing the current regulations concerning the handling of product adulterated by polluted water,

that additional changes in the regulations should be made for purposes of clarification and to make them more effective from a program standpoint.

Therefore, consideration is being given to amending the regulations as follows:

1. In the table of contents pertaining to § 318.14, the heading would be revised to read as follows:

Sec.

318.14 Adulteration of product by polluted water; procedure for handling.

2. The heading and text of § 318.14 would be revised to read:

§ 318.14 Adulteration of product by polluted water; procedure for handling.

(a) In the event there is polluted water (including but not limited to flood water) in an official establishment, all products and ingredients for use in the preparation of such products that have been rendered adulterated by the water shall be condemned.

(b) After the polluted water has receded from an official establishment, all walls, ceilings, posts, and floors of the rooms and compartments involved, including the equipment therein, shall, under the supervision of an inspector, be cleaned thoroughly by the official establishment personnel. An adequate supply of hot water under pressure is essential to make such cleaning effective. After cleaning, a solution of sodium hypochlorite containing approximately one-half of 1 percent available chlorine (5,000 p/m) or other equivalent disinfectant approved by the Administrator¹ shall be applied to the surface of the rooms and equipment and rinsed with potable water before use.

(c) Hermetically sealed containers of product which have been contaminated by polluted water shall be examined promptly by the official establishment under supervision of an inspector and rehandled as follows:

(1) Separate and condemn all product in damaged or extensively rusted containers.

(2) Remove paper labels and wash the remaining containers in warm soapy water, using a brush where necessary to remove rust or other foreign material. Disinfect these containers by either of the following methods:

(i) Immerse in a solution of sodium hypochlorite containing not less than 100 p/m of available chlorine or other equivalent disinfectant approved by the Administrator,¹ rinse in potable water, and dry thoroughly; or

(ii) Immerse in 212° F. water, bring temperature of the water back to 212° F. and maintain the temperature at 212° F. for 5 minutes, then remove containers from water and cool them to 95° F. and dry thoroughly.

¹ A list of approved disinfectants is available upon request to Scientific Services, Meat and Poultry Inspection Program, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Washington, D.C. 20250.

(3) After handling as described in subparagraph (2) of this paragraph, the containers may be relacquered, if necessary, and then relabeled with approved labels applicable to the product therein.

(4) The identity of the canned product shall be maintained throughout all stages of the rehandling operations to insure correct labeling of the containers.

3. In the table of contents pertaining to § 381.151, the heading would be revised to read as follows:

Sec.

381.151 Adulteration of product by polluted water; procedure for handling.

4. The heading and text of § 381.151 would be revised to read:

§ 381.151 Adulteration of product by polluted water; procedure for handling.

(a) In the event there is polluted water (including but not limited to flood water) in an official establishment, all poultry products and ingredients for use in the preparation of such products that have been rendered adulterated by the water shall be condemned.

(b) After the polluted water has receded from an official establishment, all walls, ceilings, posts, and floors of the rooms and compartments involved, including the equipment therein, shall, under the supervision of an inspector, be cleaned thoroughly by the official establishment personnel. An adequate supply of hot water under pressure is essential to make such cleaning effective. After cleaning a solution of sodium hypochlorite containing approximately one-half of 1 percent available chlorine (5,000 p/m) or other equivalent disinfectant approved by the Administrator² shall be applied to the surface of the rooms and equipment and rinsed with potable water before use.

(c) Hermetically sealed containers of poultry product which have been contaminated by polluted water shall be examined promptly by the official establishment under supervision of an inspector and rehandled as follows:

(1) Separate and condemn all poultry products in damaged or extensively rusted containers.

(2) Remove paper labels and wash the remaining containers in warm soapy water, using a brush where necessary to remove rust or other foreign material. Disinfect these containers by either of the following methods:

(i) Immerse in a solution of sodium hypochlorite containing not less than 100 p/m of available chlorine or other equivalent disinfectant approved by the Administrator,² rinse in potable water, and dry thoroughly; or

(ii) Immerse in 212° F. water, bring temperature of the water back to 212° F. and maintain the temperature at 212° F. for 5 minutes, then remove containers from water and cool them to 95° F. and dry thoroughly.

² Same as footnote 1.

³ Same as footnote 1.

(3) After handling as described in subparagraph (2) of this paragraph, the containers may be relacquered, if necessary, and then relabeled with approved labels applicable to the product therein.

(4) The identity of the canned poultry product shall be maintained throughout all stages of the rehandling operations, to insure correct labeling of containers.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendments may do so by filing them, in duplicate, with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, by August 31, 1973.

Persons desiring opportunity for oral presentation of views should address such requests to the Inspection Standards and Regulations Staff, Scientific and Technical Services, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Washington, D.C. 20250, so that arrangements may be made for presentation of such views prior to said date. A record will be made of all views orally presented.

All written submissions and records or oral views presented pursuant to this notice will be made available for public inspection in the office of the hearing clerk during regular hours of business, unless the person makes the submission to the staff identified in the preceding paragraph and requests that it be held confidential. A determination will be made whether a proper showing in support of the request has been made on the grounds that disclosure of the material submitted could adversely affect such person by disclosing information in the nature of trade secrets or commercial or financial information obtained from any person and privileged or confidential. If it is determined that a proper showing has been made in support of the request, the material will be held confidential; otherwise, notice will be given of denial of such a request and an opportunity afforded for withdrawal of the submission. Requests for confidential treatment will be held confidential (7 CFR 1.27(c)).

Comments on the proposal should bear a reference to the date and page number of this issue of the FEDERAL REGISTER.

Done at Washington, D.C., on June 20, 1973.

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

[FR Doc. 73-12828 Filed 6-25-73; 8:45 am]

Commodity Credit Corporation
[7 CFR, Parts 1421, 1425]

[Amendment 1]

GRAINS AND SIMILARLY HANDLED COMMODITIES; COOPERATIVE MARKETING ASSOCIATIONS

Eligibility Requirements for Price Support for 1970 and Subsequent Crops

The notices of proposed rulemaking regarding grains and similarly handled commodities and cooperative marketing associations, published at 38 FR 15520

and 15521, respectively, are hereby amended to change the period of time interested persons may submit written comments, suggestions, or objections relating to the proposed changes in the notices. Interested persons should submit their recommendations concerning the proposed changes to Edward D. Hews, Director, Commodity Loan and Service Division, ASCS, U.S. Department of Agriculture, Washington, D.C. 20250. In order to be sure of consideration all submissions must be received by the Director on or before August 15, 1973. The comments, suggestions, or objections made pursuant to this notice will be open to public inspection pursuant to 7 CFR 1.27(b).

Signed at Washington, D.C., on June 20, 1973.

E. J. PERSON,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR Doc. 73-12775 Filed 6-25-73; 8:45 am]

[7 CFR, Part 1464]
FLUE-CURED TOBACCO

Proposed Advance Grade Rates for Price Support on 1973-Crop Tobacco

Correction

In FR Doc. 73-11466 appearing at page 15081 in the issue of Friday, June 8, 1973, in the 1st column under § 1464.16 in the 55th line "K3KR" should read "B3KR".

**DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE**

Food and Drug Administration

[21 CFR, Part 31]

DEFINITIONS AND STANDARDS OF IDENTITY FOR ARTIFICIALLY SWEETENED SODA WATER

Withdrawal of Petition and Termination of Proposed Rulemaking

In the matter of establishing a definition and standard of identity for artificially sweetened soda water (21 CFR 31.10):

A notice of proposed rulemaking in the above-identified matter was published in the FEDERAL REGISTER of September 14, 1963 (28 FR 9988), along with a proposal to establish an identity standard for soda water. Both proposals were based on a petition filed by the American Bottlers of Carbonated Beverages presently known as the National Soft Drink Association (NSDA), 1101 16th Street NW., Washington, D.C. 20036.

An order was published in the FEDERAL REGISTER of January 27, 1966 (31 FR 1066), establishing the identity standard for soda water (21 CFR 31.1). The preamble of the January 27, 1966, order stated that a ruling on the proposed standard for artificially sweetened soda water would be published at a later date. Because of safety questions about the cyclamates and saccharines, no such ruling has been published.

The Commissioner has now received a letter from the NSDA stating: "We have noted the passage of time since the filing of this petition and have reviewed the grounds in support of this petition, in light of the various changes in food additive regulations. The Association has concluded that the petition has, by time and regulatory changes, become obsolete. For these reasons the Association, pursuant to § 10.2(d) of title 21 of the Code of Federal Regulations, wishes by this letter to withdraw its petition without prejudice to future filing."

Accordingly, the rulemaking procedure in this matter is terminated. The withdrawal of this petition is without prejudice to a future filing.

This action is taken pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended, 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated June 19, 1973.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc. 73-12766 Filed 6-25-73; 8:45 am]

**DEPARTMENT OF
TRANSPORTATION**

Federal Aviation Administration

[14 CFR, Part 71]

[Airspace Docket No. 73-AL-8]

COLORADO FEDERAL AIRWAYS, TRANSITION AREA, AND REPORTING POINTS

Proposed Redesignation Rulemaking

The Federal Aviation Administration (FAA) is considering an amendment to part 71 of the Federal Aviation Regulations that would alter amber Federal airway No. 1 between Anchorage and Skwentna, Alaska radio ranges; revoke red Federal airway No. 82 between Skwentna and Matanuska, Alaska, intersection; redesignate the Skwentna transition area to include a smaller area and also lower the floor; and effect editorial changes generated by conversion of the Anchorage and Skwentna radio ranges to radio beacons and NAVAID name changes.

Interested persons may participate in the proposed rulemaking by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Alaskan Region, attention: Chief, Air Traffic Division, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, Alaska 99501. All communications received on or before July 26, 1973, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, attention: Rules Docket, 800 Independence Avenue SW.,

Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would:

1. Realine amber airway No. 1 from Campbell Lake RBN direct to Skwentna RBN.

2. Revoke red airway No. 82 in its entirety.

3. Reconfigure the Skwentna transition area to include an area from 4.5 mi north and 9.5 mi south of the 291° and 111° bearings from the Skwentna RBN, extending from 7.5 mi west to 18.5 mi east of the RBN. Also, the floor would be lowered from 1,200 to 700 ft above the surface.

4. Effect editorial changes for green airway Nos. 8 and 9, amber airway No. 1, red airway No. 40, blue airway No. 26, Anchorage control zone, and reporting points, to reflect the conversion of the Anchorage and Skwentna LFR's to RBN's.

The Alaska supplement publication currently advises that the Anchorage low frequency range is to be used as a nondirectional radio beacon, because the range courses are out of tolerance and this condition appears irreparable. The Anchorage LFR will be changed to Campbell Lake RBN, class BH, identifier CMQ.

On March 1, 1971, the Federal Aviation Administration, Alaskan region, issued a notice of proposed policy (Aeronautical Study No. 71-AL-18NR), considering the conversion of all four-course radio ranges in Alaska to nondirectional radio beacons, and no objections were received.

The realignment of amber airway No. 1 between Skwentna RBN and the Campbell Lake RBN would shorten the distance between these two points. A slightly higher MEA will result from the realignment, however, this change should not have an adverse effect on operations as very few aircraft use the airway. An MEA of 6,500 ft is expected.

Red airway No. 82 has not been used for some time and there is no need for it in the foreseeable future. Originally, the airway served as an alternate departure route for slow climbing aircraft needing additional distance to reach the 10,000 MEA.

There is a requirement for the Skwentna transition area to be redesignated in order to conform with the current en route holding procedures and TERP's criteria for IFR approaches.

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

Issued in Washington, D.C., on June 19, 1973.

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

[FR Doc.73-12738 Filed 6-25-73; 8:45 am]

[14 CFR, Part 71]

[Airspace Docket No. 73-SO-32]

VOR FEDERAL AIRWAYS

Proposed Alteration and Extension

The Federal Aviation Administration (FAA) is considering an amendment to part 71 of the Federal Aviation Regulations that would realine V-198 between Brookley, Ala., and Crestview, Fla., and extend V-241 from Crestview, Fla., to Mobile, Ala.

Interested persons may participate in the proposed rulemaking by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, attention: Chief, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before July 26, 1973, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would:

1. Realine V-198 between Brookley, Ala., and Crestview, Fla., as follows: From Brookley via INT of Brookley 056° T (052° M) and Crestview 266° T (263° M) radials to Crestview.

2. Extend V-241 from Crestview direct to Mobile. An MEA of 3,000 ft would be established on this segment.

This proposed amendment would increase safety and improve traffic flow in the area. Operations at Pensacola Municipal Airport and the surrounding Navy bases would benefit because of increased flexibility afforded air traffic control. Additionally the 3,000 ft MEA proposed for relocated V-198 and V-241 segments would permit Navy fixed and rotor-wing aircraft to transit freely between their north and south training areas which have been established in alert area A-292, without interference to en route IFR traffic.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and Sec. 6(e) of the Department of Transportation Act (49 U.S.C. 1655(e)).

Issued in Washington, D.C., on June 19, 1973.

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

[FR Doc.73-12739 Filed 6-25-73; 8:45 am]

[14 CFR, Part 71]

[Airspace Docket No. 73-WA-28]

VOR FEDERAL AIRWAYS

Proposed Revocation

The Federal Aviation Administration (FAA) is considering an amendment to part 71 of the Federal Aviation Regulations that would revoke VOR Federal Airway No. 52 north alternate between St. Louis, Mo., and Quincy, Ill., and VOR Federal Airway No. 9 west alternate between St. Louis, Mo., and Capital, Ill.

Interested persons may participate in the proposed rulemaking by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Central Region, attention: Chief, Air Traffic Division, Federal Aviation Administration, 601 East 12th Street, Kansas City, Mo. 64106. All communications received on or before July 26, 1973, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

Air National Guard units have requested V-52N between St. Louis and Quincy and V-9W between St. Louis and Capital be revoked because they restrict training maneuvers and other flight operations that cannot be performed on Federal airways. The latest IFR peak day traffic count shows zero flights for both airways.

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

Issued in Washington, D.C., on June 18, 1973.

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

[FR Doc.73-12735 Filed 6-25-73; 8:45 am]

[14 CFR, Part 73]

[Airspace Docket No. 73-WA-23]

RESTRICTED AREAS

Proposed Alteration

The Federal Aviation Administration (FAA) is considering an amendment to part 73 of the Federal Aviation Regulations that would change the time of designation and the using agency for restricted areas R-3601A and R-3601B, Brookville, Kans. The designated altitudes for R-3601A would also be changed.

Interested persons may participate in the proposed rulemaking by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Central Region, attention: Chief, Air Traffic Division, Federal Aviation Administration, 601 East 12th Street, Kansas City, Mo. 64106. All communications received on or before July 26, 1973, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20591.

An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would:

1. Alter the time of designation for R-3601A and R-3601B by deleting the sunrise to 2400 c.s.t. authorization for Mondays and by extending the sunrise to sunset authorization for Saturdays to include sunrise to 2400 c.s.t.

2. Change the using agency for R-3601A and R-3601B from the commander, 184 Tactical Fighter Training Group, Kansas Air National Guard, McConnell AFB, Kans., to Commander, Kansas Air National Guard, McConnell AFB, Kans.

3. Lower the upper limit of the designated altitudes for R-3601A from FL 200 to FL 180.

If this proposal is adopted, it would allow the using agency to conduct training in R-3601A and R-3601B for a longer period of time on Saturdays and it would free the areas for public use on Mondays. It would also identify the designated using agency more accurately, and it would permit a portion of R-3601A not required by the using agency to be returned to public use.

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

Issued in Washington, D.C., on June 19, 1973.

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

[FR Doc.73-12737 Filed 6-25-73; 8:45 am]

Notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF STATE

Agency for International Development HOUSING GUARANTY PROGRAM FOR REPUBLIC OF LIBERIA Information for Investors

The Agency for International Development (AID) has advised the National Housing and Savings Bank of Liberia (the Borrower) that, upon execution by an eligible U.S. investor acceptable to AID of an agreement to loan the Borrower an amount not to exceed \$5 million, and subject to the satisfaction of certain further terms and conditions by the Borrower, AID 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 221 of the Foreign Assistance Act of 1961, as amended (the Act). Proceeds of the loan will be used for the financing of a low- and middle-income housing program in the Republic of Liberia.

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

Mr. Hillary Dennis, president, National Housing and Savings Bank of Liberia, P.O. Box 818, Monrovia, Liberia.

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.

The loan will be disbursed in approximately 30 months beginning on or about October 1, 1973. This disbursement schedule is approximate and will depend upon the progress of the housing program.

To be eligible for a guaranty, the loan must be repayable in full within 28 years from the first disbursement under the loan, and the interest rate may be no higher than the maximum rate to be established by AID. AID 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 AID housing guaranty program can be obtained from:

Director, Office of Housing, Agency for International Development, room 300, SA-2, Washington, D.C. 20523.

This notice is not an offer by AID or by the Borrower. The Borrower and not AID will select a lender and negotiate the terms of the proposed loan.

PETER M. KIMM,
Director of Housing Agency
for International Development.

JUNE 15, 1973.

[FR Doc.73-12806 Filed 6-25-73;8:45 am]

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T.D. 73-168]

CHIEF, FACILITIES SERVICES BRANCH ET AL.

Delegation of Authority

JUNE 18, 1973.

Designation of the Chief, Facilities Services Branch, Facilities Management Division, Office of Administration, Bureau of Customs, the Senior Contracting Officer, Facilities Management Division, Office of Administration, Bureau of Customs, and the Head, Purchases and Property Section, Facilities Services Branch, Facilities Management Division, Office of Administration, Bureau of Customs, as contracting officers to enter into certain contracts.

1. By virtue of the authority vested in me by Customs Delegation Order No. 46 (T.D. 73-163, 38 FR 15857), I hereby designate the Chief, Facilities Services Branch, Facilities Management Division, Office of Administration, Bureau of Customs, the Senior Contracting Officer, Facilities Management Division, Office of Administration, Bureau of Customs, and the Head, Purchases and Property Section, Facilities Services Branch, Facilities Management Division, Office of Administration, Bureau of Customs, as contracting officers with authority to enter into and administer contracts for the lease of real property; and the procurement of personal property and nonpersonal services (not including construction).

2. This delegation is subject to the requirements and limitations of Treasury Department Order No. 208 (revision 1), dated July 17, 1972 (37 FR 14419), and Customs Delegation Order No. 46 dated June 12, 1973 (T.D. 73-163, 38 FR 15857), and shall be exercised in accordance with the requirements and limitations of title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C., ch. 4), as well as the applicable Federal Procurement Regulations, 41 CFR, chap-

ters 1 and 10, and the applicable provisions of the Customs Accounting Manual.

3. Any action heretofore taken by the Chief, Facilities Services Branch, Facilities Management Division, Office of Administration, Bureau of Customs, the Senior Contracting Officer, Facilities Management Division, Office of Administration, Bureau of Customs, or the Head, Purchases and Property Section, Facilities Services Branch, Facilities Management Division, Office of Administration, Bureau of Customs, which involved the exercise of authority hereby granted is affirmed and ratified.

4. This order supersedes the delegation of authority contained in T.D. 70-215 dated October 1, 1970 (35 FR 15849).

[SEAL] KENNETH KNIGHT,
Director, Facilities Management
Division, Office of Administration.

[FR Doc.73-12808 Filed 6-25-73;8:45 am]

[T.D. 73-169]

REGIONAL COMMISSIONERS OF CUSTOMS

Delegation of Authority

JUNE 18, 1973.

1. By virtue of the authority vested in me by Customs Delegation Order No. 46 (T.D. 73-163, 38 FR 15857), I hereby designate the Regional Commissioners of Customs as contracting officers with authority to enter into and administer contracts not in excess of \$10,000 for the procurement of personal property and nonpersonal services (not including construction).

2. This delegation is subject to the requirements and limitations of Treasury Department Order No. 208 (Revision 1), dated July 17, 1972 (37 FR 14419), and Customs Delegation Order No. 46 dated June 12, 1973 (T.D. 73-163, 38 FR 15857), and shall be exercised in accordance with the requirements and limitations of title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C., ch. 4), as well as the applicable Federal Procurement Regulations, 41 CFR, chapters 1 and 10, and the applicable provisions of the "Customs Accounting Manual."

3. Any action heretofore taken by the Regional Commissioners of Customs which involved the exercise of authority hereby granted is affirmed and ratified.

4. This order supersedes the delegation of authority contained in § 220.10 of the "Customs Accounting Manual."

[SEAL] JOHN A. HURLEY,
Assistant Commissioner,
Office of Administration.

[FR Doc.73-12809 Filed 6-25-73;8:45 am]

DEPARTMENT OF DEFENSE

Department of the Navy

COMMANDANT'S ADVISORY COMMITTEE
ON MARINE CORPS HISTORY

Notice of Meetings

Notice is hereby given, pursuant to Public Law 92-463, that the Commandant's Advisory Committee on Marine Corps History will hold open meetings on July 18-20, 1973, in room 4030, Arlington Navy Annex, Columbia Pike, Arlington, Va.

The agenda topics will be development of priorities for major historical projects; actions to encourage the study of Marine Corps history; and revision of the scope and content of current programs.

Any person desiring information about the Advisory Committee may write to the Commandant of the Marine Corps (Code HD), Headquarters, U.S. Marine Corps, Washington, D.C. 20380.

Dated June 19, 1973.

H. B. ROBERTSON, JR.,
Rear Admiral, JAGC, U.S. Navy,
Acting Judge Advocate General.

[FR Doc.73-12740 Filed 6-25-73;8:45 am]

Office of the Secretary

WAGE COMMITTEE

Notice of Closed Meetings

Pursuant to the provisions of section 10 of Public Law 92-463, effective January 5, 1973, notice is hereby given that meetings of the Department of Defense Wage Committee will be held on:

Tuesday, July 3, 1973.
Tuesday, July 10, 1973.
Tuesday, July 17, 1973.
Tuesday, July 24, 1973.
Tuesday, July 31, 1973.

These meetings will convene at 9:30 a.m. and will be held in room 1E-801, the Pentagon, Washington, D.C.

The Committee's primary responsibility is to consider and make recommendations to the Assistant Secretary of Defense (Manpower and Reserve Affairs) on all matters involved in the development and authorization of wage schedules for Federal prevailing rate employees pursuant to Public Law 92-392.

At these scheduled meetings, the Committee will consider wage survey specifications, wage survey data, local reports, and recommendations, statistical analyses and proposed pay schedules derived therefrom.

Under the provisions of section 10(d) of Public Law 92-463 and 5 U.S.C. 552(b) (2) and (4), the Assistant Secretary of Defense (Manpower and Reserve Affairs) has determined that these meetings will be closed to the public.

However, members of the public who may wish to do so, are invited to submit material in writing to the Chairman concerning matters felt to be deserving of the Committee's attention. Additional information concerning these meetings may be obtained by contacting the Chairman, Department of Defense Wage

Committee, room 3D-281, the Pentagon, Washington, D.C.

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

JUNE 21, 1973.

[FR Doc.73-12760 Filed 6-25-73;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

SIERRA NATIONAL FOREST, CALIF.

Partial Termination of Proposed
Withdrawal and Reservation of Lands

Correction

In FR Doc. 73-11082, appearing at page 14697 for the issue for Monday, June 4, 1973, make the following corrections:

1. In the second paragraph, the word in the second line now reading "Mandera" should read "Madera".
2. The date that appears in the third line from the bottom which now reads "July 5, 1953" should read "July 5, 1973".

National Park Service

MIDWEST REGIONAL ADVISORY
COMMITTEE

Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Midwest Regional Advisory Committee will be held between 8:30 a.m. and 4:30 p.m., on Tuesday, July 10, 1973, at Rocky Mountain National Park Headquarters, Estes Park, Colo. The committee will reassemble on July 11 for a tour of the park.

The purpose of the committee is to provide for the free exchange of ideas between the National Park Service and the public, and to facilitate the solicitation of advice or other counsel from members of the public on problems and programs pertinent to the Midwest region of the National Park Service.

The members of the committee are as follows:

Mr. Harry Barker, Jr., Moose, Wyo.
Hon. Robert W. Berrey III, Kansas City, Mo.
Mr. Ralph M. Clark, Denver, Colo.
Mr. John J. Franke, Jr., Merriam, Kans.
Mrs. Harold Fryalie, Bozeman, Mont.
Dr. John D. Hunt, Hyrum, Utah.
Mr. William W. Robinson, Denver, Colo.
Mr. Erwin D. Sias, Sioux City, Iowa.
Mr. Webster A. Two Hawk, Rosebud, S. Dak.

This meeting is the first for the committee, and will be devoted to organizational matters. There will be a general orientation, and consideration of matters relating to committee procedures, including adoption of bylaws and election of officers.

The meeting will be open to the public. Transportation facilities will not be provided for the field tour, but members of the public may participate in the tour by providing their own transportation. Any person may file with the committee a written statement concerning the matters to be discussed.

Persons wanting further information concerning this meeting, or who wish to file written statements, may contact the Director, Midwest Region, National Park Service, 1709 Jackson Street, Omaha, Nebr. Telephone: 402-221-3431.

Dated June 18, 1973.

STANLEY W. HULETT,
Associate Director,
National Park Service.

[FR Doc.73-12763 Filed 6-25-73;8:45 am]

[Order 77, Amdt. 1]

DIRECTORS OF NATIONAL PARK SERVICE
REGIONS

Delegation of Authority

Order No. 77, approved February 27, 1973, and published in the FEDERAL REGISTER of March 22, 1973 (38 FR 7478), set forth in section 2 the limitations on re-delegations of authority.

Section 2, paragraph (2) is hereby amended to read as follows:

SEC. 2, Redefinition. * * * (2) In the regional offices, procurement and contracting authority in excess of \$2,000 may only be redelegated to the Chief, Division of Property Management and General Services and the Chief, Office of Finance and Control. Authority to contract for supplies, equipment, and services, including construction, may be redelegated by the Directors to Superintendents as follows: Superintendents, Grade GS-12 and below not to exceed \$2,000; Superintendents, Grade GS-13 not to exceed \$50,000; Superintendents, Grade GS-14 not to exceed \$100,000; Superintendents, Grade GS-15 not to exceed \$200,000. Authority to contract for supplies, equipment, and services, including construction, may be redelegated by the Director, Northeast Region to District Director, New York office not to exceed \$200,000; and by the Director, Pacific Northwest Region to the State Director, Alaska not to exceed \$100,000. The limitations in this subsection (2) of section 2 apply only to open market or nonmandatory sources of supply. Employees and officers who are otherwise authorized may continue to issue orders to GSA centers and sources under established Federal supply schedules of contracts in amounts exceeding \$2,000.

(205 DM, as amended: 245 DM, as amended: sec. 2 of Reorganization Plan No. 3 of 1950.)

Dated June 18, 1973.

RONALD H. WALKER,
Director, National Park Service.
[FR Doc.73-12762 Filed 6-25-73;8:45 am]

DEPARTMENT OF AGRICULTURE

Soil Conservation Service

NESCOPECK CREEK WATERSHED
PROJECT, PENNSYLVANIANotice of Availability of Final
Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Soil Conservation Service, U.S. Department of Agriculture, has prepared

a final environmental statement for the Nescopeck Creek watershed project, Luzerne County, Pa., USDA-SCS-ES-WS-(ADM)-72-28(F).

The environmental statement concerns a plan for watershed protection, flood prevention, and recreation. The planned works of improvement include conservation land treatment throughout the watershed, supplemented by one multiple purpose structure for flood prevention and recreation.

Copies are available for inspection during regular working hours at the following locations:

Soil Conservation Service, USDA, South Agriculture Building, room 5227, 14th and Independence Avenue SW., Washington, D.C. 20250.

Soil Conservation Service, USDA, room 820, Federal Building, Box 985 Federal Square Station, Harrisburg, Pa. 17108.

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Va. 22151. Please order by name and number of statement. The estimated cost is \$3.75.

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

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

Dated June 12, 1973.

WILLIAM B. DAVEY,
Deputy Administrator for Water
Resources Soil Conservation
Service.

[FR Doc.73-12776 Filed 6-25-73;8:45 am]

DEPARTMENT OF COMMERCE

Maritime Administration
CHESTNUT SHIPPING CO.

Application for Construction-Differential
Subsidy; Construction of Two 80,000
DWT OBO Vessels

Notice is hereby given pursuant to title V of the Merchant Marine Act, 1936, as amended, that Chestnut Shipping Co. filed application on June 15, 1973, for construction-differential subsidy to aid in the construction of two 80,000 dwt ore-bulk-oil carriers (OBO's) to be used in the foreign commerce of the United States, operating generally from U.S. Atlantic/gulf coasts, Mediterranean, Middle Eastern, California, and South American ports.

Interested parties may inspect this application in the Office of the Secretary, room 3099-B, Maritime Administration, Commerce Department Building, 14th and E Streets NW., Washington, D.C. 20230.

Dated June 21, 1973.

By Order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.73-12833 Filed 6-25-73;8:45 am]

MULTI-CARRIERS, INC.

Application for Construction-Differential
Subsidy; Construction of Three to Four
105,000 DWT Tug Barge Units

Notice is hereby given pursuant to title V of the Merchant Marine Act, 1936, as amended, that Multi-Carriers, Inc. (Applicant), filed on June 1, 1973, application for construction-differential subsidy to aid in the construction of three to four 105,000 dwt tug-barge units. Each tug-barge unit (vessel) is capable of rigid interconnection by a patented interlock system, and when connected can operate at an average sea speed of 16.25 knots. The 900-foot-length barge portion of the new vessel permits transit through the Panama Canal when disconnected. Each vessel is a combination ore-bulk-oil carrier (OBO) with a capacity for 96,500 tons of oil and, when transiting the Panama Canal, 75,600 tons of coal.

Applicant intends to charter three of the new vessels to Nippon Steel Corp. under 5-year contracts of affreightment to carry coal from Norfolk to Japan. Applicant intends to charter the fourth vessel to another Japanese charterer for similar service. On the return voyage from Japan each vessel is expected to carry oil from Indonesia to California, ballast through the Panama Canal to Venezuela, carry another oil cargo from Venezuela to the New York-Philadelphia area, and return to Norfolk for the next coal cargo.

Interested parties may inspect this application in the Office of the Secretary, room 3099-B, Maritime Administration, Commerce Department Building, 14th and E Streets NW., Washington, D.C. 20230.

Dated June 21, 1973.

By order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.73-12832 Filed 6-25-73;8:45 am]

TANKER CONSTRUCTION PROGRAM

Notice of Determination That Vessels
Which Are the Subject of Certain Appli-
cations Are Covered by Tanker Program;
Environmental Impact Statement

An environmental impact statement entitled, "Maritime Administration Tanker Construction Program, NTIS Report No. EIS730725-F," was published on May 30, 1973. The statement concerns proposed assistance to private industry to aid in the construction in the United States of a fleet of oil carrying vessels during the decade of the 1970's. Vessel classes included range from approximately 35,000 dwt to 400,000 dwt.

The Maritime Subsidy Board has received the following applications for assistance under the tanker construction program and has determined that the vessels to be constructed with such assistance are of the type, design, and characteristics of those vessels treated in the above-mentioned environmental impact statement. As a consequence the Board

has found that no supplement to the impact statement mentioned herein, nor any new impact statement need be prepared with respect to these vessels. Future Board action with respect to the applications will be, from an environmental standpoint, based on the above-mentioned impact statement. These applications are:

1. United Shipping Corp.—Application for seven OBO (ore/bulk/oil) vessels of MarAd design OBO-S-108a type, similar to the vessels of MarAd design OBO-S-90a, 80,500 dwt vessels under construction at NASCO. The NASCO design is described in the EIS as the example of a standard OBO.

2. Multi-Carriers, Inc.—Application for four 106,000 dwt OBO (ore/bulk/oil) integrated tug/barge units. The subject tug/barge units will be similar but larger than the MarAd design OBO-S-90a, 80,500 dwt vessels under construction at NASCO. The NASCO design is described in the EIS as the example of a standard OBO. Additionally, key features of integrated tug/barge units are described in section II of the EIS under "Handy Tanker."

The basis for the Board's determinations, as described herein, are available for public inspection in the Office of the Secretary, room 3099, Maritime Administration, Commerce Department Building, 14th and E Streets NW., Washington, D.C. 20230.

Dated June 21, 1973.

By order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.73-12830 Filed 6-25-73;8:45 am]

TANKER CONSTRUCTION PROGRAM

Notice of Intent To Issue Order Regarding
Requirements of the National Environ-
mental Policy Act

Notice is hereby given of the intention of the Maritime Subsidy Board to issue on June 29, 1973, a final opinion and order, to be identified as docket No. A-75, regarding conformance of the Maritime Administration tanker construction program to the requirements of the National Environmental Policy Act.

The Assistant Secretary of Commerce for Maritime Affairs on May 25, 1973, authorized notice in the FEDERAL REGISTER, which appeared on May 30, 1973 (38 FR 14180), of the availability to the public of a final environmental impact statement entitled, "Maritime Administration Tanker Construction Program," NTIS report No. 730725F. This statement contains environmental and other information concerning the tanker construction program as well as the action which may be taken to conform such program, to the extent necessary, to the national environmental goals set forth in the National Environmental Policy Act of 1969. The Maritime Subsidy Board has considered and will continue to consider until June 29, 1973, such environmental impact statement, upon which date copies of the final opinion and order of the Maritime Subsidy Board, to be identified as docket No. A-75, will be available to interested persons through the Secretary.

Maritime Subsidy Board, Maritime Administration, room 3099-B, Department of Commerce Building, 14th and E Streets NW., Washington, D.C. 20230.

Dated June 21, 1973.

By order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.73-12829 Filed 6-25-73; 8:45 am]

TANKERS HOLDING INC.

Application for Construction-Differential Subsidy; Construction of Two 80,000 DWT OBO Vessels

Notice is hereby given pursuant to title V of the Merchant Marine Act, 1936, as amended, that Tankers Holding Inc. (Applicant) filed application on June 15, 1973 for construction-differential subsidy to aid in the construction of two 80,000 dwt ore-bulk-oil carriers (OBO's) to be used in the world trade, principally the foreign commerce of the United States.

Applicant contemplates assigning its interest in the two new vessels to a nominee of Lehman Bros. which will bareboat charter the vessels to Applicant for a period of 25 years. Applicant intends to time charter the vessels to Burmah Oil Tankers Ltd. for a like period of time. The new vessels will be used in part for the importation of petroleum products from foreign sources to various U.S. ports while under the time charter to Burmah Oil Tankers Ltd.

Interested parties may inspect this application in the Office of the Secretary, room 3099-B, Maritime Administration, Commerce Department Building, 14th and E Streets NW., Washington, D.C. 20230.

Dated June 21, 1973.

By order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.73-12831 Filed 6-25-73; 8:45 am]

National Oceanic and Atmospheric Administration

WILLIAM J. AND MAE C. KUKASKA

Exemption Applications

Notice is hereby given that the following named individuals have filed applications for exemption from the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361, 86 Stat. 1027 (1972)) on grounds of undue economic hardship as authorized by section 101(c) of the act, and § 216.13 of the interim regulations governing the taking and importing of marine mammals (37 FR 28177, 28182, Dec. 21, 1972) for the taking of marine mammals as hereinafter described for the purposes stated.

1. William J. and Mae C. Kukaska, doing business as the Aquarium, P.O. Box 104, Depoe Bay, Oreg., to collect as many as 10 sick, injured, or otherwise disabled harbor seals (*Phoca vitulina richardi*)

found upon the beaches of Oregon, for public display.

The applicant states:

(1) The immediate purpose of the taking would be to prevent the death of sick, injured, or abandoned animals, and if efforts to nurse them back to health were successful the applicant would exhibit them to the public for profit;

(2) The animals would be sought primarily on the beaches between the cities of Tillamook and Coos Bay;

(3) The applicant has been operating its business and caring for seals exhibited there for 9 years, has had considerable success in saving seals found along the beaches, and is recognized for its skill and knowledge in caring for harbor seals;

(4) Although the applicant's facility exhibits other marine and aquatic life, and operates a gift shop and concession stand, the primary attraction is the seals, which account for approximately 75 percent of admissions;

(5) If the exemption is not granted the applicant will suffer undue economic hardship in that most of its seals are very old and if they die and cannot be replaced, admissions will drop in proportion to the number of seals remaining, and diminution in the number of seals would reduce admissions 75 percent or more, causing them annual financial losses of more than \$20,000.

2. Fort Wayne Children's Zoological Gardens, 3411 Sherman Street, Fort Wayne, Ind. 46808, to take as many as two male and four female California sea lions (*Zalophus californianus*) for public display.

The applicant states:

(1) The animals will be collected by a professional collector along the coast of California by approved methods, acclimated by the collector, and transported by air to the applicant's facility;

(2) The animals will be kept in a 30,000-gallon pool especially designed and constructed for sea lions;

(3) The zoo director is well experienced in keeping sea lions, having had 14 years experience with the animals;

(4) The animals will not be used for scientific research; and

(5) If the exemption is not granted, the applicant will suffer undue economic hardship in that it will be unable to utilize a special exhibit facility costing \$50,000, and will lose income from attendees who would otherwise be drawn to the zoo by the sea lion exhibit.

3. Detroit Zoological Park, P.O. Box 39, Royal Oak, Mich. 48066, to take or import six California sea lions (*Zalophus californianus*) and four gray seals (*Halichoerus grypus*) for public display.

The applicant states:

(1) The sea lions would be taken along the coast of California by a professional collector, acclimated by the collector and shipped by air to the applicant's facility;

(2) The gray seals have been collected in Canada and acclimated by the Director of the Prince Edward Island Wildlife Park on Prince Edward Island off the east coast of Canada, and are awaiting shipment by air to the applicant's facility;

(3) The applicant has constructed special facilities for maintaining and displaying seals and sea lions, which facilities are presently underutilized in that only one sea lion is on exhibit, and more animals are necessary to make proper utilization of the facilities available;

(4) The applicant will suffer undue economic hardship if the exemption is not granted in that it will be unable to make proper utilization of its specially designed facilities which are not suitable for other purposes, and it will lose income from attendees who otherwise would be drawn to the zoo by the sea lion and seal exhibit.

Documents submitted in connection with these applications, except documents containing information determined to be exempt from public disclosure by the Freedom of Information Act (5 U.S.C. 552), are available for inspection in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, and in the office of the following Regional Directors, National Marine Fisheries Service: For William J. and Mae C. Kukaska, doing business as the Aquarium: Northwest Region, Lake Union Building, 1700 West Lake Avenue North, Seattle, Wash. 98109.

For Fort Wayne Children's Zoological Garden and the Detroit Zoological Park: Northeast Region, Federal Building, 14 Elm Street, Gloucester, Mass. 01930. Any person wishing to comment on these applications may write to the Director, the appropriate Regional Director, or both.

All statements and opinions contained in this notice in support of the applications are those of the applicants.

Dated June 21, 1973.

ROBERT W. SCHONING,
Acting Director, National
Marine Fisheries Service.

[FR Doc.73-12759 Filed 6-25-73; 8:45 am]

GIANFURETTO SALVADORI

Exemption Application

Notice is hereby given that the following named individual has filed an application for exemption from the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361, 86 Stat. 1027 (1972)), on grounds of undue economic hardship as authorized by section 101(c) of the act, and § 216.13 of the interim regulations governing the taking and importing of marine mammals (37 FR 28177, 28182, Dec. 21, 1972), for the taking of marine mammals as hereinafter described for the purposes stated.

Gianfuretto Salvadori, P.O. Box 98, 69 North Main Street, Dover, Pa. 17315, to take two male and two female California sea lions (*Zalophus californianus*) for public display.

The applicant states:

(1) The animals will be taken by nets in the Pacific Ocean off Oxnard, Calif., or otherwise as may be required by the Director, National Marine Fisheries Service;

(2) The animals will be acclimated by the captor and shipped by air to the applicant's facility in Dover, Pa.;

(3) The animals will be maintained in a fiberglass compartment mounted within a trailer, the internal dimensions of such compartment measuring 17 ft long, 8 ft wide and 8 ft deep, with a tank area adjacent to the compartment, such tank holding 600 gallons of water and measuring 7 ft by 4 ft, the entire apparatus being designed to provide continually fresh water, a dry area, and a system of drainage and disposal of the sea lions' waste materials;

(4) Two animals will replace sea lions that died last fall, giving the applicant four animals needed for his act and two for reserve;

(5) He has been a sea lion trainer for 20 years, and has consistently presented sea lions throughout the world in circuses and other display facilities;

(6) The animals will be trained to do such things as walking handstands, wire-walking, balancing and rolling globes, and will be presented in performances in circuses, hospitals, club events, zoos, and recreational parks, mainly in indoor facilities during circuses or television performances;

(7) If he is unable to obtain an exemption from the act he will suffer undue economic hardship in that he will be without a livelihood, since sea lion training and presentation is his sole source of income, having provided him \$22,420 in gross income in 1972.

Documents submitted in connection with this application, other than confidential information, are available for inspection in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, and in the office of the Regional Director, National Marine Fisheries, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Mass. 01930. Any person wishing to comment on this application may write to either or both of these offices.

All statements and opinions contained in this notice in support of the application are those of the applicant.

Dated June 21, 1973.

ROBERT W. SCHONING,
Acting Director, National
Marine Fisheries Service.

[FR Doc. 73-12758 Filed 6-25-73; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

ADVISORY COMMITTEES

Notice of Meetings

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Public Law 92-463, 86 Stat. 770-776), the Food and Drug Administration announces the following public advisory committee meetings and other required information in accordance with provisions set forth in section 10(a) (1) and (2) of the act:

Committee name	Date, time, place	Type of meeting and contact person
1. Panel on Review of Viral Vaccines and Rickettsial Vaccines.	July 2, 9 a.m., room 115, Bldg. 29, National Institutes of Health, 900 Rockville Pike, Bethesda, Md.	Open 9 a.m., to 11 a.m., closed after 11 a.m. Jack Gertzog (BI-5), 5600 Fishers Lane, Rockville, Md. 20852, 301-496-1676.

Purpose.—Reviews and evaluates available data concerning the safety, effectiveness, and adequacy of labeling of currently marketed biological products consisting of live, attenuated virus, inactivated virus, or killed inactivated rickettsial microorganisms.

Agenda.—Orientation of members and review of viral vaccines and rickettsial vaccines under investigation.

Committee name	Date, time, place	Type of meeting and contact person
2. Panel on Review of Antimicrobial Agents.	July 7-9, 9 a.m., Conference room A, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open July 7, 9 a.m. to 10 a.m., closed July 7 after 10 a.m., closed July 8 and 9. Michael D. Kennedy, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

Purpose.—Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drugs containing antimicrobial agents.

Agenda.—Continuing review of over-the-counter drug products under investigation.

Committee name	Date, time, place	Type of meeting and contact person
3. Panel on Review of Hemorrhoidal Drugs.	July 9, 9 a.m., Conference room H, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open 9 a.m. to 12 p.m., closed after 12 p.m. Thomas De Chilla, room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

Purpose.—Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drugs containing hemorrhoidal agents.

Agenda.—Orientation of members and review of hemorrhoidal agents under investigation.

Committee name	Date, time, place	Type of meeting and contact person
4. Panel on Review of Bacterial Vaccines and Toxoids.	July 12, 9 a.m., room 115, Bldg. 29, National Institutes of Health, 900 Rockville Pike, Bethesda, Md.	Open 9 a.m. to 11 a.m., closed after 11 a.m. Jack Gertzog (BI-5), 5600 Fishers Lane, Rockville, Md. 20852, 301-496-1676.

Purpose.—Reviews and evaluates available information concerning the safety, effectiveness, and adequacy of labeling of currently marketed biological products consisting of modified bacterial antigens, altered bacterial toxoids, extracts of bacteria, and killed bacteria.

Agenda.—Orientation of members and review of bacterial vaccines and toxoids under investigation.

Committee name	Date, time, place	Type of meeting and contact person
5. Panel on Review of Topical Analgesics.	July 12 and 13, 9 a.m., Conference room K, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open July 12, 9 a.m. to 10 a.m., closed July 12 after 10 a.m., closed July 13. Lee Geismar, room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

Purpose.—Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drug products containing topical analgesic agents.

Agenda.—Continuing review of over-the-counter drug products under investigation.

Committee name	Date, time, place	Type of meeting and contact person
6. Panel on Review of Cardiovascular Devices.	July 23, 9:30 a.m., room 6821, 200 C St. S.W., Washington, D.C.	Open 9:30 a.m. to 10:30 a.m., closed after 10:30 a.m. Glenn A. Rahmiller, room 213, 1901 Chapman Ave., Rockville, Md. 20852, 301-443-2274.

Purpose.—Reviews and evaluates available data concerning safety, effectiveness, and reliability of cardiovascular devices currently in use.

Agenda.—Discussion of characteristics and properties of pacemakers and defibrillators for which standards should be developed.

Committee name	Date, time, place	Type of meeting and contact person
7. Science Advisory Board of the National Center for Toxicological Research.	July 23 and 24, 9 a.m., National Center for Toxicological Research Facility, Jefferson, Ark.	Open—Kenneth Davis, Ph.D., National Center for Toxicological Research, Jefferson, Ark. 72079.

Purpose.—Advises the Director, National Center for Toxicological Research, in establishing and implementing a research program that will assist the Commissioner of Food and Drugs and the Administrator, Environmental Protection Agency, in fulfilling their regulatory responsibilities. Provides the extra-agency review in assuring that research programs and methodology development are scientifically sound and pertinent to environmental problems.

Agenda.—Program review, progress report and accomplishments, evaluation and recommendations for ongoing programs, and new activities.

Committee name	Date, time, place	Type of meeting and contact person
8. Panel on Review of Bacterial Vaccines and Bacterial Antigens.	July 27 and 28, 11:30 a.m., room 115, Bldg. 29, National Institutes of Health, 9000 Rockville Pike, Bethesda, Md.	Open July 27, 11:30 a.m. to 12:30 p.m., closed July 27 after 12:30 p.m., closed July 28, Jack Gerzog (BI-5), 5600 Fishers Lane, Rockville, Md. 20852, 301-496-1676.

Purpose.—Reviews and evaluates available data concerning the safety, effectiveness, and adequacy of labeling of currently marketed bacterial vaccines and bacterial antigens for which there are no U.S. standards of potency.

Agenda.—Continuing review of bacterial vaccines and bacterial antigens under investigation.

Committee name	Date, time, place	Type of meeting and contact person
9. Panel on Review of Orthopedic Devices.	July 30, 9:30 a.m., room 6821, 200 C St. SW., Washington, D.C.	Open 9:30 a.m. to 10:30 a.m., closed after 10:30 a.m. Leon J. DeMerre, Ph.D., room 212, 1901 Chapman Ave., Rockville, Md. 20852, 301-443-2376.

Purpose.—Reviews and evaluates available data concerning safety, effectiveness, and reliability of orthopedic devices currently in use.

Agenda.—Continuing review of orthopedic devices for purposes of classification, in particular: Orthoses, prostheses, orthopedic rehabilitation equipment, and diagnostic equipment.

Committee name	Date, time, place	Type of meeting and contact person
10. Panel on Review of Internal Analgesics.	July 30 and 31, 9 a.m., Conference room C, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open July 30, 9 a.m. to 10 a.m., closed July 30 after 10 a.m., closed July 31. Lee Gelsmar, room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

Purpose.—Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drug products containing internal analgesic agents.

Agenda.—Continuing review of over-the-counter drug products under investigation.

Agenda items are subject to change as priorities dictate.

During the open sessions shown above, interested persons may present relevant information or views orally to any committee for its consideration. Information or views submitted to any committee in writing before or during a meeting shall also be considered by the committee.

A list of committee members and summary minutes of meetings may be obtained from the contact person for the committee both for meetings open to the public and those meetings closed to the public in accordance with section 10(d) of the Federal Advisory Committee Act.

Most Food and Drug Administration advisory committees are created to advise the Commissioner of Food and Drugs on pending regulatory matters. Recommendations made by the committees on these matters are intended to result in action under the Federal Food, Drug, and Cosmetic Act, and these committees thus necessarily participate with the Commissioner in exercising his law enforcement responsibilities.

The Freedom of Information Act recognized that the premature disclosure of regulatory plans, or indeed internal discussions of alternative regulatory approaches to a specific problem, could have adverse effects upon both public and private interests. Congress recognized that such plans, even when finalized, may not be made fully available in advance of the effective date without damage to such interests, and therefore provided that this type of discussion would remain confidential. Thus, law enforcement activities have long been recognized as a legitimate subject for confidential consideration.

These committees often must consider trade secrets and other confidential information submitted by particular manufacturers which the Food and Drug Administration by law may not disclose, and which Congress has included within the exemptions from the Freedom of Information Act. Such information includes safety and effectiveness information, product formulation, and manufacturing methods and procedures, all of which are of substantial competitive importance.

In addition, to operate most effectively, the evaluation of specific drug or device products requires that members of committees considering such regulatory matters be free to engage in full and frank discussion. Members of committees have frequently agreed to serve and to provide their most candid advice on the understanding that the discussion would be private in nature. Many experts would be unwilling to engage in candidate public discussion advocating regulatory action against a specific product. If the committees were not to engage in the deliberative portions of their work on a confidential basis, the consequent loss of frank and full discussion among committee members would severely hamper the value of these committees.

The Food and Drug Administration is relying heavily on the use of outside experts to assist in regulatory decisions. The Agency's regulatory actions uniquely affect the health and safety of every citizen, and it is imperative that the best advice be made available to it on a continuing basis in order that it may most effectively carry out its mission.

A determination to close part of an advisory committee meeting does not

mean that the public should not have ready access to these advisory committees considering regulatory issues. A determination to close the meeting is subject to the following conditions: First, any interested person may submit written data or information to any committee, for its consideration. This information will be accepted and will be considered by the committee. Second, a portion of every committee meeting will be open to the public, so that interested persons may present any relevant information or views orally to the committee. The period for open discussion will be designated in any announcement of a committee meeting. Third, only the deliberative portion of a committee meeting, and the portion dealing with trade secret and confidential information, will be closed to the public. The portion of any meeting during which nonconfidential information is made available to the committee will be open for public participation. Fourth, after the committee makes its recommendations and the Commissioner either accepts or rejects them, the public and the individuals affected by the regulatory decision involved will have an opportunity to express their views on the decision. If the decision results in promulgation of a regulation, for example, the proposed regulation will be published for public comment. Closing a committee meeting for deliberations on regulatory matters will therefore in no way preclude public access to the committee itself or full public comment with respect to the decisions made based upon the committee's recommendation.

The Commissioner has been delegated the authority under section 10(d) of the Federal Advisory Committee Act to issue a determination in writing, containing the reasons therefor, that any advisory committee meeting is concerned with matters listed in 5 U.S.C. 552(b), which contains the exemptions from the public disclosure requirements of the Freedom of Information Act. Pursuant to this authority, the Commissioner hereby determines, for the reasons set out above, that the portions of the advisory committee meetings designated in this notice as closed to the public involve discussion of existing documents falling within one of the exemptions set forth in 5 U.S.C. 552(b), or matters that, if in writing, would fall within 5 U.S.C. 552(b), and that it is essential to close such portions of such meetings to protect the free exchange of internal views and to avoid undue interference with Agency and committee operations. This determination shall apply only to the designated portions of such meetings which relate to trade secrets and confidential information or to committee deliberations.

Dated June 21, 1973.

SHERWIN GARDNER,
Acting Commissioner
of Food and Drugs.

[FR Doc.73-12764 Filed 6-25-73; 8:45 am]

[FAP 1H2606]

DESOWAG-BAYER HOLZSCHULTZ GMBH

Notice of Withdrawal of Petition for Food Additives

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), Desowag-Bayer Holzschultz GmbH, 4 Dusseldorf 1, Postfach 2409, Federal Republic of Germany, has withdrawn its petition (FAP 1H2606), notice of which was published in the FEDERAL REGISTER of February 10, 1971 (36 FR 2823), proposing an amendment to § 121.2556, Preservatives for wood (21 CFR 121.2556), to provide for the safe use of a mixture containing pentachlorophenol, tetrachlorophenol, tributyltin oxide, aldrin, lindane and other components generally recognized as safe as a preservative for plywood components of containers.

The notice of filing was issued by the Environmental Protection Agency in accordance with reorganization plan No. 3 of 1970, published in the FEDERAL REGISTER of October 6, 1970 (35 FR 15623), which transferred (effective December 2, 1970) to the Administrator of the Environmental Protection Agency the functions vested in the Secretary of Health, Education, and Welfare for establishing tolerances for pesticide chemicals under §§ 406, 408, and 409 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346, 346a, and 348). Subsequently, in accordance with the agreement between Department of Health, Education, and Welfare and Environmental Protection Agency regarding matters of mutual responsibility, published in the FEDERAL REGISTER of December 22, 1971 (36 FR 24234), it was concluded that subject petition be processed by FDA.

Dated June 18, 1973.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.73-12770 Filed 6-25-73; 8:45 am]

[CAP 3C0106]

ETHICON, INC.

Notice of Filing of Petition for Color Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706 (d), 74 Stat. 402; 21 U.S.C. 376(d)), notice is given that a petition (CAP 3C0106) has been filed by Ethicon, Inc., Somerville, N.J. 08876, proposing issuance of a color additive regulation (21 CFR, pt. 8) to provide for suitable and safe use of D&C Violet No. 2 as a color additive in or on polyglactin 910 synthetic absorbable surgical sutures.

The Environmental Impact Analysis Report (EIAR) and other relevant ma-

terials have been reviewed, and it has been determined that the proposed use will not have a significant environmental impact. Copies of the EIAR are available in the office of the Assistant Commissioner for Public Affairs, room 15B-42, or the office of the hearing clerk, room 6-88, 5600 Fishers Lane, Rockville, Md. 20852.

Dated June 18, 1973.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.73-12765 Filed 6-25-73; 8:45 am]

[FAP 2A2724]

MALLINCKRODT CHEMICAL WORKS

Notice of Withdrawal of Petition for Food Additives

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), Mallinckrodt Chemical Works, Washine Division, Lodi, N.J. 07644, has withdrawn its petition (FAP 2A2724), notice of which was published in the FEDERAL REGISTER of October 20, 1971 (36 FR 20313), proposing the issuance of a food additive regulation to provide for the safe use of octyl gallate as a preservative in fermented malt products.

Dated June 18, 1973.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.73-12769 Filed 6-25-73; 8:45 am]

ATOMIC ENERGY COMMISSION

[Dockets Nos. 50-237, 50-249]

COMMONWEALTH EDISON CO.

Notice of Availability of Draft Environmental Statement for the Dresden Nuclear Power Station, Units 2 and 3

Pursuant to the National Environmental Policy Act of 1969 and the U.S. Atomic Energy Commission's regulations in appendix D to 10 CFR, part 50, notice is hereby given that a draft environmental statement prepared by the Commission's Directorate of Licensing related to the issuance of an operating license to the Commonwealth Edison Co., for the Dresden Nuclear Power Station, unit 2, and the continuation of the operating license for Dresden Nuclear Power Station, unit 3, both located in Grundy County, Ill., is available for inspection by the public in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C. 20545, and at the Morris Public Library, 604 Liberty Street, Morris, Ill. 60451. The draft environmental statement is also being made available at the Office of Planning and Analysis, Executive Office of the Governor, room 614, State Office Building, Springfield, Ill. 62706.

Copies of the Commission's draft environmental statement may be ob-

tained by request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, attention: Deputy Director for Reactor Projects, Directorate of Licensing.

The applicant's environmental statement and supplemental environmental report are also available for public inspection at the above locations. Notice of availability of the supplemental environmental report was published in the FEDERAL REGISTER on January 18, 1972 (37 FR 747).

Pursuant to 10 CFR, part 50, appendix D, interested persons may, on or before August 10, 1973, submit comments on the applicant's environmental report, as supplemented, and the AEC's draft environmental statement for the Commission's consideration. Federal and State agencies are being provided with copies of the applicant's environmental report and the AEC's draft environmental statement (local agencies may obtain these documents upon request). When comments thereon by Federal, State, and local officials are received by the Commission, such comments will be made available for public inspection at the Commission's Public Document Room in Washington, D.C., and the Morris Public Library in Morris, Ill. Comments on the AEC's draft environmental statement from interested members of the public should be addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Md., this 19th day of June 1973.

For the Atomic Energy Commission.

B. J. YOUNGBLOOD,
Chief, Environmental Projects
Branch No. 3, Directorate of
Licensing.

[FR Doc.73-12754 Filed 6-25-73; 8:45 am]

[Docket No. 50-322]

LONG ISLAND LIGHTING CO. ET AL

Notice of Oral Argument

In the matter of Long Island Lighting Co. (Shoreham Nuclear Power Station).

Notice is hereby given that the oral argument in the above-captioned proceeding has been scheduled in accordance with the Atomic Safety and Licensing Appeal Board's Order of June 20, 1973, for Thursday, July 19, 1973, at 9:15 a.m. in the first floor hearing room, Woodmont Building, 8120 Woodmont Avenue, Bethesda, Md.

Dated June 20, 1973.

ATOMIC SAFETY AND LICENSING
APPEAL BOARD,
MARGARET E. DU FLO,
Secretary to the
Appeal Board.

[FR Doc.73-12756 Filed 6-25-73; 8:45 am]

[Docket No. 50-423]

MILLSTONE POINT CO.**Availability of AEC Draft Environmental Statement**

Pursuant to the National Environmental Policy Act of 1969 and the United States Atomic Energy Commission's regulations in Appendix D to 10 CFR Part 50, notice is hereby given that a draft environmental statement prepared by the Commission's Directorate of Licensing related to the proposed Millstone Nuclear Station, Unit No. 3, to be constructed by the Millstone Point Company in the town of Waterford, New London County, Connecticut is available for inspection by the public in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C., and in the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut. The draft statement is also being made available at the Office of State Planning, Department of Finance and Control, 340 Capitol Avenue, Hartford, Connecticut 06115 and at the Southeastern Connecticut Regional Planning Agency, 139 Boswell Avenue, Norwich, Connecticut. Copies of the Commission's Draft Environmental Statement may be obtained by request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

The Applicant's Environmental Report, as supplemented, submitted by the Millstone Point Company is also available for public inspection at the above-designated locations. Notice of availability of the Applicant's environmental report was published in the *FEDERAL REGISTER* on March 23, 1973 38 FR 7595.

Pursuant to 10 CFR Part 50, Appendix D, interested persons may, within forty-five (45) days from the date of publication of this notice in the *FEDERAL REGISTER*, submit comments on the Applicant's environmental report, as supplemented, and the draft environmental statement for the Commission's consideration. Federal and State agencies are being provided with copies of the Applicant's environmental report and the draft environmental statement (local agencies may obtain these documents upon request). When comments thereon by Federal, State, and local officials are received by the Commission, such comments will be made available for public inspection at the Commission's Public Document Room in Washington, D.C. and the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut. Comments on the draft environmental statement from interested members of the public should be addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Md., this 21st day of June 1973.

For the Atomic Energy Commission.
GORDON K. DICKER,
Chief, Environmental Projects
Branch 2, Directorate of
Licensing.

[FR Doc. 73-12866 Filed 6-26-73; 8:45 am]

[Docket No. 50-271]

VERMONT YANKEE NUCLEAR POWER CORP. (VERMONT YANKEE NUCLEAR POWER STATION)**Assignment of Alternate Chairman of Atomic Safety and Licensing Appeal Board**

Notice is hereby given that, because of the unavailability of Michael C. Farrar, Chairman of the Atomic Safety and Licensing Appeal Board for this proceeding, during the period from June 22, 1973, to and including July 8, 1973, the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned himself, under the authority of 10 CFR 2.787 (a), to serve as Chairman of the Appeal Board for this proceeding during this period of time.

Dated June 20, 1973.

MARGARET E. DU FLO,
Secretary to the
Appeal Board.

[FR Doc. 73-12757 Filed 6-25-73; 8:45 am]

REGULATORY GUIDES**Notice of Issuance and Availability**

The Atomic Energy Commission has issued three guides in its regulatory guide series. This series has been developed to describe and make available to the public methods acceptable to the AEC regulatory staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

The new guides are in Division 1, "Power Reactor Guides." Regulatory Guide 1.52, "Design, Testing, and Maintenance Criteria for Atmosphere Cleanup System Air Filtration and Adsorption Units of Light-Water-Cooled Nuclear Power Plants," describes acceptable methods of complying with the Commission's regulations with regard to air filtration and adsorption units used as atmosphere cleanup systems in light-water-cooled nuclear powerplants for the purpose of mitigating the consequences of postulated accidents. Regulatory Guide 1.53, "Application of the Single-Failure Criterion to Nuclear Power Plant Protection Systems," describes an acceptable method of complying with the Commission's requirements with respect to satisfying the single-failure criterion. Regulatory Guide 1.54, "Quality Assurance Requirements for Protective Coatings Applied to Water-Cooled Nuclear Power Plants," describes an acceptable method of complying with the Commission's quality as-

surance requirements with regard to protective coatings applied to ferritic steels, aluminum, stainless steel, zinc-coated (galvanized) steel, concrete, or masonry surfaces of water-cooled nuclear powerplants.

Regulatory guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Comments and suggestions in connection with improvements in the guides are encouraged and should be sent to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, attention: Chief, Public Proceedings Staff. Requests for single copies of issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director of Regulatory Standards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Telephone requests cannot be accommodated.

Other Division 1 regulatory guides currently being developed include the following:

- *Availability of Electric Power Sources.
- *Requirements for Instrumentation to Assess Nuclear Power Plant Conditions During and Following an Accident for Water-Cooled Reactors.
- *Shared Emergency and Shutdown Power Systems at Multi-Unit Sites.
- *Physical Independence of Safety Related Electric Systems.
- *Isolating Low Pressure Systems Connected to the Reactor Coolant Pressure Boundary.
- *Assumptions for Evaluating a Control Rod Ejection Accident for Pressurized Water Reactors.
- *Assumptions for Evaluating a Control Rod Drop Accident for Boiling Water Reactors.
- *Requirements for Collection, Storage, and Maintenance of Quality Assurance Records for Nuclear Power Plants.
- *Requirements for Assessing Ability of Material Underneath Nuclear Power Plant Foundations to Withstand Safe Shutdown Earthquake.
- *Design Basis Floods for Nuclear Power Plants.
- *Design Phase Quality Assurance Requirements for Nuclear Power Plants.
- *Qualification Tests of Electric Valve Operators for Use in Nuclear Power Plants.
- *Fire Protection Criteria for Nuclear Power Plants.
- *Protective Coatings for Nuclear Reactor Containment Facilities.
- *Additional Material Requirements for Bolting.
- *Inservice Surveillance of Grouted Prestressing Tendons.
- *Design Loading Combinations for Primary Metal Containment Systems.
- *Concrete Placement in Category I Structures.
- *Design Response Spectra for Seismic Design of Nuclear Power Plants.
- *Seismic Input Motion to Uncoupled Structural Model.
- *Primary Reactor Containment (Concrete) Design and Analysis.
- *Preservice Testing of In-Situ Components.
- *Installation of Over-Pressure Devices.
- *Nondestructive Examination of Tubular Products.
- *Category I Structural Foundations.
- *Maintenance of Water Purity in BWRs.
- *Manual Initiation of Protective Actions.
- *Electric Penetration Assemblies in Nuclear Power Plant Containment Structures.

- *Qualifications of Inspection, Examination, and Testing Personnel for Nuclear Power Plants.
- *Quality Assurance Requirements for Installation, Inspection, and Testing of Mechanical Equipment and Systems.
- *Quality Assurance Requirements for Installation, Inspection, and Testing of Structural Concrete and Structural Steel.
- *Damping Values for Seismic Design of Nuclear Power Plants.
- *Fracture Toughness Requirements for Vessels Under Overstress Conditions.
- *Applicability of Nickel-base Alloys and High Alloy Steels.
- *Material Limitations for Component Supports.
- *Protection Against Postulated Events and Accidents Outside of Containment.
- *Design Basis for Tornadoes for Nuclear Power Plants.
- *Requirements for Auditing of Quality Assurance Programs for Nuclear Power Plants.

(5 U.S.C. 552(a).)

Dated at Bethesda, Md., this 20th day of June 1973.

For the Atomic Energy Commission.

LESTER ROGERS,
Director of Regulatory Standards.

[FR Doc.73-12755 Filed 6-25-73; 8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[I.F. & R. Docket No. 294]

CERTAIN RODENTICIDES

Intent To Hold Hearing

Please take notice that pursuant to the authority vested in me by section 6(b) of the Federal Insecticide, Fungicide and Rodenticide Act, as amended, I hereby issue a notice of my intention to hold a hearing to determine whether or not the use of products containing calcium cyanide, strychnine, sodium monofluoroacetate (1080) and sodium cyanide as rodenticides in field, home or urban areas, should be canceled or amended.

Please take further notice that any person wishing to become a party to this hearing shall file a response to the accompanying statement of issues, published herewith, with Mrs. Betty J. Billings, Hearing Clerk, Environmental Protection Agency, room 3902, Waterside Mall, Washington, D.C. 20460, on or before July 26, 1973.

Dated June 19, 1973.

ROBERT W. FRI,
Acting Administrator.

[FR Doc.73-12835 Filed 6-25-73; 8:45 am]

[I.F. & R. Docket No. 294]

CERTAIN RODENTICIDES

Issues To Be Discussed in Hearing

Pursuant to the accompanying notice of intention to hold a hearing, issued pursuant to the authority vested in me by section 6(b) of the Federal Insecticide, Fungicide and Rodenticide Act, as amended, I desire the following issues to be addressed by such hearing concerning the use of calcium cyanide, strychnine,

sodium monofluoroacetate (1080), and sodium cyanide as rodenticides for use in the field, home, or urban areas, in addition to any other the administrative law judge deems relevant, namely:

I. Whether considerations of human health and economics require continued control by these products of rodent species, including, but not limited to house mice, ground squirrels (including the Beechey ground squirrel in southern California), chipmunks, prairie dogs, field mice, pocket gophers, cotton rats, woodchucks, moles, kangaroo rats, jack-rabbits, porcupines, Norway rats, feral pigeons, English sparrows.

II. Whether the present use of rodenticides containing these compounds poses an environmental threat of extinction to certain endangered and target species, and a substantial danger through secondary poisoning to nontarget species.

III. Whether the major rodenticides containing these compounds are in fact more effective than their alternatives; whether the alternatives pose in some cases a more substantial environmental hazard, and also in some cases less effective control; whether the use of rodenticides in general can be sufficiently restricted and controlled to render them environmentally safe to a high degree but still effective on target species.

IV. In addressing these general issues, attention should be given to the following specific concerns:

A. *Need for rodent control.*—1. The danger of plague from epizootics (animal die-offs) particularly among ground squirrels and Norway rats;

2. The economic threat from destruction by field mice to reforestation;

3. The economic threat from damage to facilities and underground equipment by tunneling and burrowing activities of rodents, particularly the Beechey ground squirrel in southern California;

4. The economic threat to rangeland enterprises from competition for forage by prairie dogs, and danger to livestock from holes and tunnels of burrowing animals;

B. *Alternative rodenticides.*—1. The extent to which less hazardous alternatives are available and would achieve equally effective control;

2. The question whether the method of death involved in the use of some alternatives is as inhumane as the effect of the rodenticide compounds herein in question;

C. *Environmental threat.*—1. The danger of species extinction through direct control as on prairie dogs or through secondary poisoning of nontarget species, including the California condor;

2. The magnitude of secondary poisoning of nontarget species not considered endangered; and

3. The potential for restriction and control on use of certain or all rodenticides, including

(a) Strict recording of sales and shipment;

(b) Restricted sales;

(c) Application restricted to trained personnel;

- (d) Use restricted to justified need;
- (e) Development of alternative application methods, i.e., ground as opposed to aerial; and
- (f) Development of alternative rodent control or accommodation procedures.

Dated June 19, 1973.

ROBERT W. FRI,
Acting Administrator.

[FR Doc.73-12836 Filed 6-25-73; 8:45 am]

MONURON

Intent To Cancel Registration

A notice was published by the Environmental Protection Agency in the FEDERAL REGISTER of December 16, 1972 (37 FR 26836), proposing that part 180 be amended by revoking § 180.108, Monuron: Tolerances for residues. No comments or requests for referral to an advisory committee were received. It is concluded that the proposal should be adopted and accordingly an order revoking the established tolerances for residues of the herbicide is being published in this issue of the FEDERAL REGISTER (38 FR 16780).

The use of the herbicide monuron on the following crops would reasonably be expected to result in residues in or on harvested food or feed: Asparagus, avocados, citrus citron, cotton, grapefruit, grapes, kumquats, lemons, limes, onions, oranges, pineapples, spinach, sugarcane, and tangerines.

The presence of residues of monuron in or on food or feed would constitute adulteration under the Federal Food, Drug, and Cosmetic Act (sec. 402(a) (1), (2), 52 Stat. 1046; 21 U.S.C. 342(a) (1), (4)). Thus, products bearing directions for uses on food or feed are not considered to be adequate for the protection of the public.

Therefore, in accordance with the provisions of section 6 of the Federal Insecticide, Fungicide, and Rodenticide Act as amended by Public Law 92-516 (86 Stat. 984), pesticides containing monuron which bear directions for food or feed uses and which are registered under the Federal Insecticide, Fungicide, and Rodenticide Act are no longer considered to be in compliance with the provisions of said act. The registration of such products will be canceled effective July 26, 1973, or from receipt by the registrant of a copy of this notice, whichever is later, unless all directions for monuron uses on food or feed are immediately deleted from the labels of monuron products or the procedures provided in section 6 are invoked.

Five copies of corrected labeling must be submitted to the Registration Division, Office of Pesticide Programs, Environmental Protection Agency, Washington, D.C. 20460, if continued registration is desired.

Dated June 20, 1973.

HENRY J. KOPF,
Deputy Assistant Administrator
for Pesticide Programs.

[FR Doc.73-12838 Filed 6-25-73; 8:45 am]

U.S. BORAX RESEARCH CORP.

Filing of Petition Regarding Pesticide Chemical

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408 (d) (1), 68 Stat. 512; 21 U.S.C. 346a(d) (1)), notice is given that a petition (PP 3F1397) has been filed by U.S. Borax Research Corp., 412-Crescent Way, Anaheim, Calif. 92801, proposing establishment of a tolerance (40 CFR, pt. 180) for negligible residues of the herbicide N,N'-diethyl 2,4-dinitro-6-trifluoromethyl-m-phenylenediamine in or on the raw agricultural commodity sunflower seed at 0.05 part per million.

The analytical method proposed in the petition for determining residues of the herbicide is that of H. C. Newsom and E. M. Mitchell, "Journal of Agricultural and Food Chemistry," vol. 20, pp. 1222-1224 (1972).

Dated June 20, 1973.

HENRY J. KORN,
Deputy Assistant Administrator
for Pesticide Programs.

[FR Doc.73-12837 Filed 6-25-73; 8:45 am]

U.S. BORAX RESEARCH CORP.

Filing of Petition Regarding Pesticide Chemical

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408 (d) (1), 68 Stat. 512; 21 U.S.C. 346a(d) (1)), notice is given that a petition (PP 3F1398) has been filed by U.S. Borax Research Corp., 412 Crescent Way, Anaheim, Calif. 92801, proposing establishment of a tolerance (40 CFR pt. 180), for negligible residues of the herbicide N,N'-diethyl 2,4-dinitro-6-trifluoromethyl-m-phenylenediamine in or on the raw agricultural commodities beans (dry); bean vine hay; garbanzo beans; green beans; lima beans; lentils; peanut forage, hulls, and vine hay; peanuts; and peas at 0.05 part per million.

The analytical method proposed in the petition for determining residues of the herbicide is that of H. C. Newsom and E. M. Mitchell, "Determination of Dinitrobenzene Residues in Soil and Plant Tissue," Journal of Agricultural and Food Chemistry, vol. 20, pp. 1222-1224 (1972).

Dated June 20, 1973.

HENRY J. KORN,
Deputy Assistant Administrator
for Pesticide Programs.

[FR Doc.73-12839 Filed 6-25-73; 8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Report No. 653]

COMMON CARRIER SERVICES INFORMATION¹Domestic Public Radio Services Applications Accepted for Filing²

JUNE 18, 1973.

Pursuant to §§ 1.227(b) (3) and 21.30 (b) of the Commission's rules, an appli-

cation, in order to be considered with any domestic public radio services application appearing on the list below, must be substantially complete and tendered for filing by whichever date is earlier:

(a) The close of business 1 business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cutoff dates are set forth in the alternative—applications will be entitled to consideration with those listed below if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,

BEN F. WAPLE,
Secretary.

APPENDIX

APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

- 9098-C2-MP-73, Capitol Radiotelephone Co., Inc. (KQD614): C.P. for additional facilities to operate on 152.12 MHz near 800 block of Nease Drive 900 ft north of Seventh Avenue Extension, Charleston, W. Va.
- 9090-C2-MP-73, Illinois Bell Telephone Co. (KTS203): C.P. to change antenna location, control point location and to change power, operating on 158.10 MHz at 1620 West 99th Street, Chicago, Ill.
- 9091-C2-P-73, Telepage, Inc. (new): C.P. for a new one-way signaling station, to operate on 158.70 MHz at Toad Mountain 2.5 miles east of Bellingham, Wash.
- 9092-C2-TC-(2)-73, Phone Depots, Inc., doing business as Mobilephone Radio System. Consent to transfer of control from Morton Levey, Affiliated Telephone Answering Service, Inc. & Queens Telephone Secretary, Inc., transferor to the Ettlingers and Leonard and Nancy Pink, transferees. Stations: KCA743 and KCA748 New York.

¹ All applications listed below are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

² The above alternative cutoff rules apply to those applications listed below as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio, and Local Television Transmission Services (pt. 21 of the rules).

- 9093-C2-P-73, Industrial Communications (new): C.P. for a new one-way station to operate on 152.24 MHz at Marsh Peak 23 miles northwest of Vernal, Utah.
- 9094-C2-P-73, Southwestern Bell Telephone Co. (KKE967): 2.5 miles south of Sinton, Tex. C.P. to change antenna system, power, and additional facilities. To operate on 152.60 MHz.
- 9095-C2-P-73, Portable Communications, Inc. (new): C.P. for a new one-way station to operate on 158.70 MHz at White Glen approximately 2.5 miles south of Olean, N.Y.
- 9096-C2-P-73, same as above (new): C.P. for a new two-way station to operate on 152.15 MHz at White Glen approximately 2.5 miles south of Olean, N.Y.
- 9097-C2-P-73, Susquehanna Mobile Communications, Inc. (new): C.P. for a new two-way station to operate on 152.12 MHz at Holly Pike, Pa., Route 34 approximately 1.1 mile south of Carlisle, Pa.
- 9098-C2-P-73, the Medical-Dental Bureau, Inc. (KLF512): C.P. to add a transmitter at location No. 2, to operate on 454.35 MHz at 164 Elm Road NE., Warren, Ohio.
- 9099-C2-AL-73, James W. Bayne and John Sullivan, doing business as Suburban Electronics Service, consent to assignment of license from James W. Bayne and John Sullivan, doing business as Suburban Electronics Service, assigns to Henry M. Zachs, doing business as Massachusetts-Connecticut Mobile Telephone Co., assignee. Station: KLF628, Danbury, Conn.
- 9100-C2-AL-73, Textron, Inc., consent to assignment of license from Textron, Inc., assignor to Textron Communications, Inc., assignee. Station: KP7822 (Airborne).
- 9112-C2-AL-73, New Dawn Corp. (KCB892): Consent to assignment of license from New Dawn Corp., assignor to New Dawn Communications, Inc., assignee. Station: KCB892, Falmouth, Maine.
- 9113-C2-P-73, Mobilphone of Paris (new): C.P. for a new two-way station to operate on 152.18 MHz at 265 South Main Street, Paris, Tex.
- 9114-C2-TC-73, Electropage, Inc., consent to transfer of control from Nicholas and Jeanette Illinski, transferor to Digital Paging Systems, Inc., transferee. Station: KMD968 Sacramento, Calif.

RENEWALS OF LICENSES EXPIRING JULY 1, 1973.

TERM: JULY 1, 1973 TO JULY 1, 1979.

Licensee and call sign

- Armstrong Telephone Co., KQK732.
- Same, KGH873.
- Calhoun Telephone Co., KQK774.
- Commonwealth Telephone Co. of Virginia, KIY597.
- Diamond State Telephone Co., KGA471.
- Same, KGA473.
- Same, KGH864.
- Same, KGH865.
- Chibardun Telephone Cooperative, Inc., KSJ756.
- Same, KSJ755.
- Colton Telephone Co., KOK339.
- Continental Telephone Co. of Minnesota, KAL875.
- Same, KLF532.
- Same, KIY580.
- First Colony Telephone Co., KIJ361.
- Same, KIM907.
- Illinois Bell Telephone Co., KSA748.
- Same, KSA749.
- Same, KSA750.
- Same, KSA751.
- Same, KSA752.
- Same, KSA754.
- Same, KSA755.
- Same, KSA802.
- Same, KSA803.

Licensee and call sign

Illinois Bell Telephone Co., KSA808.

Same, KSB660.

Same, KSC371.

Same, KSC878.

Same, KSD676.

Same, KSD877.

Same, KSJ772.

Same, KSJ773.

Same, KSJ774.

Same, KSJ812.

Same, KSJ813.

Same, KSA810.

Same, KSD328.

Same, KSD675.

Same, KSD678.

Kentucky Telephone Co., KIM917.

Same, KIY399.

Lancaster Telephone Co., KFL940.

Michigan Bell Telephone Co., KQA767.

Same, KQA772.

Same, KQA808.

Same, KQA809.

Same, KQA810.

Same, KQA811.

Same, KQA812.

Same, KQA813.

Same, KQD807.

Same, KQD809.

Same, KQK578.

Same, KQK579.

Same, KQK580.

Same, KRS714.

Same, KQA814.

Same, KQD305.

Same, KQD604.

Same, KQD605.

Same, KQD606.

Same, KQD608.

The Mountain States Telephone & Telegraph,

KAA811.

Same, KAD517.

Same, KAD933.

Same, KAD934.

Same, KAF255.

Same, KAF256.

Same, KAF633.

Same, KAF634.

Same, KAF635.

Same, KAF644.

Same, KAH664.

Same, KAH667.

Same, KAI927.

Same, KDN407.

Same, KFL900.

Same, KFL938.

Same, KJU815.

Same, KKG417.

Same, KKH476.

Same, KKI458.

Same, KLF496.

Same, KOA377.

Same, KOA607.

Same, KEA761.

The Mountain States Telephone & Telegraph

Co., KOK416.

Same, KOA740.

Same, KOA791.

Same, KOA792.

Same, KOA794.

Same, KOA795.

Same, KOE261.

Same, KOE511.

Same, KOE512.

Same, KOE513.

Same, KOF327.

Same, KOF339.

Same, KOF905.

Same, KOF909.

Same, KOF916.

Same, KOH274.

Same, KOH275.

Same, KOK330.

Same, KOK338.

Same, KOK341.

Same, KOK345.

Same, KOK347.

Same, KOK414.

Same, KOK416.

Licensee and call sign

The Mountain States Telephone & Telegraph

Co., KON913.

Same, KON915.

Same, KON920.

Same, KOP242.

Same, KOP266.

Same, KOP304.

Same, KOP308.

Same, KOP309.

Same, KOP310.

Same, KQZ789.

Same, KRS626.

Same, KSJ821.

Same, KSV985.

Same, KON914.

Same, KOP259.

New Jersey Bell Telephone Co., KEA787.

Same, KEA853.

Same, KEK277.

Same, KSV936.

Same, KSW207.

Same, KEA881.

Ritchie Telephone Co., KQK726.

Rock Hill Telephone Co., KIY596.

Romain Telephone Co., Inc., KLB755.

South Central Bell Telephone Co., KFL934.

Same, KGI276.

Same, KIA648.

Same, KIA950.

Same, KIC343.

Same, KIC344.

Same, KIE362.

Same, KIG287.

Same, KIQ999.

Same, KIY458.

Same, KIY461.

Same, KIY510.

Same, KIY591.

Same, KIY592.

Same, KIY600.

Same, KIY793.

Same, KKC266.

Same, KKD292.

Same, KKG415.

Same, KKI448.

Same, KKI449.

Same, KKI453.

Same, KKI454.

Same, KKI455.

Same, KKI456.

Same, KKI448.

Same, KKM578.

Same, KLB506.

Same, KLB509.

Same, KLB558.

Same, KLB711.

Same, KLB787.

Same, KQK778.

Same, KQK779.

Same, KQZ795.

Same, KRS688.

Same, KWA661.

Same, KIB389.

Same, KIB532.

Same, KIG299.

Same, KIJ359.

Same, KIM910.

Same, KIY451.

Same, KIY454.

Same, KIY604.

Same, KIY714.

Same, KIY718.

Same, KIY763.

Same, KIY764.

Same, KKM580.

Same, KWA638.

Same, KWA663.

Southwestern Bell Telephone Co., KAA337.

Same as above, KAA693.

Same, KAA694.

Same, KAA695.

Same, KAA696.

Same, KAA697.

Same, KAA818.

Same, KAA819.

Same, KAA894.

Same, KAD513.

Same, KAF243.

Same, KAQ608.

Licensee and call sign

Southwestern Bell Telephone Co., KAQ638.

Same, KAQ639.

Same, KAQ643.

Same, KAQ645.

Same, KAQ648.

Same, KAQ649.

Same, KAQ650.

Same, KBM505.

Same, KBM534.

Same, KDN392.

Same, KDN393.

Same, KDT202.

Same, KDR203.

Same, KDT205.

Same, KDT206.

Same, KDT207.

Same, KDT209.

Same, KDT210.

Same, KDT211.

Same, KDT219.

Same, KDT224.

Same, KFJ906.

Same, KFL862.

Same, KFL868.

Same, KFL942.

Same, KFG927.

Same, KKA282.

Same, KKA782.

Same, KKA819.

Same, KKB392.

Same, KKB393.

Same, KKB394.

Same, KKB395.

Same, KKB854.

Same, KKB855.

Same, KKB856.

Same, KKB857.

Same, KKB858.

Same, KKB859.

Same, KKB860.

Same, KKB861.

Same, KKB862.

Same, KKB863.

Same, KKC262.

Same, KKC263.

Same, KKC267.

Same, KKC268.

Same, KKD823.

Same, KKD288.

Same, KKD289.

Same, KKD290.

Same, KKD291.

Same, KKE962.

Same, KKE963.

Same, KKE966.

Same, KKE967.

Same, KKE969.

Same, KKG413.

Same, KKH473.

Same, KKI444.

Same, KKI457.

Same, KKI441.

Same, KKI442.

Same, KKI443.

Same, KKI446.

Same, KKI457.

Same, KKN285.

Same, KKN286.

Same, KKO342.

Same, KKO355.

Same, KKO359.

Same, KKT399.

Same, KKT400.

Same, KKT401.

Same, KKT402.

Same, KKT565.

Same as above, KKT566.

Same, KKV684.

Same, KKV690.

Same, KLB568.

Same, KLB577.

Same, KLB580.

Same, KLB581.

Same, KLB582.

Same, KLB594.

Same, KLB595.

Same, KLB596.

Same, KLB598.

Licensee and call sign

Southwestern Bell Telephone Co., KLB599.
 Same, KLB601.
 Same, KLB602.
 Same, KLB603.
 Same, KLB604.
 Same, KLB607.
 Same, KLB608.
 Same, KLB609.
 Same, KLB610.
 Same, KLB611.
 Same, KLB613.
 Same, KLB686.
 Same, KLB770.
 Same, KLB771.
 Same, KLB777.
 Same, KLB780.
 Same, KLB794.
 Same, KLB795.
 Same, KLB797.
 Same, KLB798.
 Same, KLB800.
 Same, KLF547.
 Same, KLF569.
 Same, KLF631.
 Same, KMM689.
 Same, KMM695.
 Same, KRS684.
 Same, KRS717.
 Same, KTS227.
 Same, KUA286.
 Same, KUA289.
 United Inter-Mountain Telephone Co., KFL945.
 Same as above, KGI275.
 Same, KIY784.
 Same, KWA639.
 United Telephone Co. of Arkansas, KFL956.
 United Telephone Co. of the Carolinas, Inc., KIA961.
 Same as above, KIA954.
 Same, KIY722.
 United Telephone Co. of Iowa, KLF488.
 Same as above, KLF489.
 United Telephone Co. of Kansas, KKA637.
 Same as above, KKB522.
 United Telephone Co. of Minnesota, KPL881.
 Same as above, KPL890.
 Same, KPL893.
 United Telephone Co. of Missouri, KDT201.
 Same as above, KQF937.
 Same, KLF481.
 Same, KLF483.
 Same, KLF578.
 Same, KWA658.
 United Telephone Co. of the Northwest, KQF928.
 Same as above, KJU703.
 Same, KOK335.
 Same, KOK340.
 Same, KON917.
 Same, KON924.
 United Telephone Co. of Ohio, KQA459.
 Same, KQA651.
 United Telephone Co. of the West, KKA626.
 Valley Telephone Cooperative, Inc., KLB560.
 Same as above, KLB561.
 Virginia Telephone & Telegraph Co., KJU797.
 Whidbey Telephone Co., KOP303.
 Whitford Telephone Co., KQK780.
 Wisconsin Telephone Co., KLF463.
 Same as above, KLF646.
 Same, KQZ784.
 Same, KSA895.
 Same, KSC646.
 Same, KSC647.
 Same, KSC871.
 Same, KSC879.
 Same, KSJ611.
 Same, KSJ615.
 Same, KSV918.
 Same, KSV919.
 Same, KWA672.
 Same, KSA210.
 Same, KSA220.
 Same, KSA804.
 Same, KSA806.
 Same, KSA807.
 Same, KSC889.
 Same, KSC882.
 Same, KSJ619.

Major Amendments

8335-C2-MP-73, WJBC Communications Corp. (KSA746), Bloomington, Ill. Amend to add an additional channel on 152.15 MHz at Waterson Towers South, Normal, Ill., all other particulars are to remain as reported on PN 649 dated May 21, 1973.
 8039-C2-P-73, Louisville 2-Way Radio Service, Inc. (KLF658), Louisville, Ky. Amend to add an additional channel on 152.24 MHz at 101 South Fifth Street, Louisville, Ky. All other particulars to remain the same as reported on PN No. 647 dated May 7, 1972.
 6465-C2-P-73, General Communications Service, Inc. (KSV965) Tucson, Ariz. Amend to add an additional location on 35.22 MHz at U.S. Highway 78 and Maroney Mill Road, Douglasville, Ga. All other particulars are to remain the same as reported on PN 639 dated March 12, 1973.
 1182-C2-P-70, Tele-Page Corp. (KEC941). Change the base station frequency from 454.05 to 454.200 MHz. All other particulars to remain as reported on Public Notice dated September 15, 1969, No. 457.

Informative

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding *ex parte* presentations by reason of potential electrical interference.

Washington

Public Service Associates, Inc. (new): 2443-C2-P-73.

Idaho

Robert W. Beasley doing business as Blue Mountain Mobilephone Co. (new): 1642-C2-P-(3)-73.

RURAL RADIO SERVICE

9101-C6-P-73, Continental Telephone Co. of California (new): C.P. for a new rural subscriber station to operate on 157.95 MHz at 3.5 miles west-southwest of Big Bear Lake, Bluff Lake, Calif.
 9102-C6-P-73, General Telephone Co. of California (KVB64): C.P. to add points of communications and additional facilities to operate on 157.77, 157.80, 157.83, 157.86, 157.89, 157.92, 157.95, 157.98, 158.01, 158.04, and 158.07 MHz and 454.375, 454.400, 454.425, 454.450, 454.475, 454.500, 454.525, 454.550, 454.575, 454.600, 454.625, and 454.650 MHz, at a temporary-fixed location.

POINT-TO-POINT MICROWAVE RADIO SERVICE

9032-C1-P/ML-73, South Central Bell Telephone Co. (KZS92): Any temporary fixed location in Alabama, Kentucky, Louisiana, Mississippi, and Tennessee. C.P. and modification of license to add fault locators on frequencies 2110-2130, 2180-2180, 3700-4200, 5925-6425, and 10700-11700.
 9033-C1-P-73, Indiana Bell Telephone Co. (new): 1 mile south of Chandler, Ind. Latitude 38°01'27" N., longitude 87°21'43" W. C.P. for a new station on frequency 11445H MHz toward McCutchanville, Ind.
 9034-C1-P-73, same (KSP57): 133 Northwest Fifth Street, Evansville, Ind. Latitude 37°58'26" N., longitude 87°34'16" W. C.P. to change antenna system and add frequency 10915H MHz toward new point of communication at Chandler, Ind.
 9035-C1-P-73, Wisconsin Telephone Co. (WBO96): 2 miles east of Dover, Wis. Latitude 45°40'23" N., longitude 90°08'28" W. C.P. to change alarm center location, add transmitter and add frequency 6004.5H MHz toward new point of communication at Phillips, Wis.; frequencies 5974.8V, 6093.5V MHz toward Park Falls, Wis.; frequency 6049.0V, 6107.6V MHz toward Parish, Wis.

9036-C1-P-73, same (new): 105 North Avon Street, Phillips, Wis. Latitude 45°41'20" N., longitude 90°23'50" W. C.P. for a new station on frequency 6315.9H MHz toward Dover, Wis.
 9037-C1-P-73, General Telephone Co. of the Southeast (KIA70): 214 Freeze Street, Cookeville, Tenn. Latitude 36°09'51" N., longitude 85°30'03" W. C.P. to change power, change frequencies from 5967.4, 6085.0 MHz to 5974.8V, 6093.5V MHz toward Gum Springs Mountain, Tenn.; add frequency 6004.5H MHz toward Gum Springs Mountain, Tenn.
 9038-C1-P-73, same (KIA80): 4.6 miles west-northwest of Sparta, Tenn. Latitude 35°56'18" N., longitude 85°32'22" W. C.P. to change power, antenna system, and change frequencies from 6219.5, 6338.1 MHz to 6226.9V, 6345.5V MHz toward Cookeville, Tenn.; add frequency 6256.5H MHz toward Cookeville, Tenn.
 9040-C1-R-73, Pacific Northwest Bell Telephone Co. (KPR65): Located within States of Oregon, Idaho, and Washington. Application for renewal of radio station for term: From July 6, 1973, to July 6, 1974.
 9041-C1-P-73, same (KTF63): Capitol Peak, 11 miles west-southwest of Tumwater, Wash. Latitude 46°58'20" N., longitude 123°08'16" W. C.P. to change frequencies from 5972.8 MHz to 5974.8H MHz toward Auburn, Wash.
 9042-C1-P-73, Southern Bell Telephone & Telegraph Co. (KIV59): 111 East Fifth Street, Panama City, Fla. Latitude 30°09'26" N., longitude 85°39'34" W. C.P. to change antenna system and change frequencies from 6219.5 and 6397.4 MHz to 6197.2H MHz toward new point of communication at Mule Creek, Fla.
 9043-C1-P-73, Southern Bell Telephone & Telegraph Co. (new): Approximately 8.8 miles east of Callaway, Fla. Latitude 30°07'25" N., longitude 85°25'42" W. C.P. for a new station on frequency 5945.2V MHz toward Panama City, Fla.; frequency 6004.5H MHz toward Mitchell, Fla.
 9044-C1-P-73, Pacific Northwest Bell Telephone Co. (KYS61): 1200 Third Avenue, Seattle, Wash. Latitude 47°36'27" N., longitude 122°20'02" W. C.P. to add frequency 6301.0H MHz toward Gold Mountain, Wash.
 9045-C1-ML-73, Same (KYS61): Modification of license to change polarization from H to V on frequency 6241.7 MHz toward Gold Mountain, Wash.
 9046-C1-P-73, same (KYS63): Gold Mountain, 7.4 miles west of Bremerton, Wash. Latitude 47°32'58" N., longitude 122°47'03" W. C.P. to add frequency 6078.6H MHz toward Seattle 1, Wash.
 9047-C1-ML-73, same (KYS63): Modification of license to change polarization from H to V on frequency 6019.3 MHz toward Seattle 1, Wash.
 9048-C1-P-73, Northwestern Bell Telephone Co. (KAU63): 2 miles north of Emerado, N. Dak. Latitude 47°56'49" N., longitude 97°22'19" W. C.P. to correct latitude and longitude, add frequency 2178.0V MHz toward new point of communication at Grand Forks Junction, N. Dak.
 9049-C1-P-73, same (KBD25): 12 miles west-northwest of Grand Forks, N. Dak. Latitude 48°00'17" N., longitude 97°16'51" W. C.P. to add frequency 2128.0V MHz toward new point of communication at Emerado, N. Dak.
 9051-C1-MP-73, the Mountain States Telephone & Telegraph Co. (KXQ87): Cheyenne, Wyo. Modification of C.P. to change polarization from H to V on frequency 6330.7 MHz toward Cheyenne Junction, Wyo.

9052-C1-MP-73, same (KKU75): 7 miles southwest of Cheyenne, Wyo. Modification of C.P. to change polarization from V to H on frequency 5960.0 MHz toward Cheyenne, Wyo.; change from V to H on frequency 5974.8 MHz toward Pilot Hill, Wyo.

9053-C1-MP-73, same (WDE86): Pilot Hill, 6.5 miles east-southeast of Laramie, Wyo. Modification of C.P. to change polarization from H to V on frequency 6345.5 MHz toward Cheyenne Junction, Wyo.; change from V to H on frequency 6345.5 MHz toward Arlington, Wyo.

9054-C1-MP-73, same (WDE85): 1.5 miles south-southwest of Arlington, Wyo. Modification of C.P. to change polarization from H to V on frequency 5974.8 MHz toward Pilot Hill, Wyo.; change from V to H on frequency 5974.8 MHz toward Separation Peak via passive reflector.

9055-C1-MP-73, same (KYJ78): Separation Peak, 13.6 miles southwest of Rawlins, Wyo. Modification of C.P. to change polarization from H to V on frequency 6345.5 MHz toward Arlington, Wyo.

9056-C1-P-73, United Video, Inc. (new): Corcoran Street, Durham, N.C. Latitude 36°00'05" N., longitude 78°54'25" W. C.P. for a new station on frequency 6197.2H MHz toward McDade, N.C., on azimuth 322°37'; frequency 6197.2V MHz toward Six Forks, N.C., on azimuth 115°15'.

9057-C1-P-73, same (new): 0.5 mile northwest of Six Forks, N.C. Latitude 35°54'24" N., longitude 78°39'35" W. C.P. for a new station on frequency 10775V MHz toward Raleigh, N.C., on azimuth 172°49'; frequency 5974.8H MHz toward Durham, N.C., on azimuth 295°24'.

9058-C1-P-73, same (new): Salisbury and Martin Streets, Raleigh, N.C. Latitude 35°46'40" N., longitude 78°38'23" W. C.P. for a new station on frequency 11225V MHz toward Six Forks, N.C., on azimuth 352°20'.

9059-C1-P-73, same (new): 1.4 miles southeast of Barnetts, Va. Latitude 37°20'54" N., longitude 77°08'55" W. C.P. for a new station on frequency 6226.9H MHz toward Dendron, Va., on azimuth 150°38'; frequency 6197.2V MHz toward Richmond, Va., on azimuth 310°18'.

9060-C1-P-73, same (new): Three-quarters mile north of Dendron, Va. Latitude 37°03'20" N., longitude 76°56'30" W. C.P. for a new station on frequency 6004.5H MHz toward Chuckatuck, Va.; frequency 5974.8V MHz toward Barnetts, Va., on azimuth 330°41'. Chuckatuck's azimuth is 127°14'.

9061-C1-P-73, same (new): 2 miles west of Chuckatuck, Va. Latitude 36°51'30" N., longitude 78°37'05" W. C.P. for a new station on frequency 6256.5H MHz toward Dendron, Va., on azimuth 307°26'; frequency 6286.2H MHz toward Norfolk, Va., on azimuth 92°46'.

9062-C1-P-73, same (new): 1 Commercial Place, Norfolk, Va. Latitude 36°50'43" N., longitude 76°17'30" W. C.P. for a new station on frequency 6034.2V MHz toward Chuckatuck, Va., on azimuth 272°58'.

9115-C1-MP-73, United Video, Inc. (WPX57): 1 mile north of Scullin, Okla. Latitude 34°32'09" N., longitude 96°51'40" W. Modification of C.P. to change point of communication to Mannsville, Okla., on azimuth 183°31'.

9116-C1-MP-73, same (WPX58): 3 miles southwest of Mannsville, Okla., at latitude 34°08'26" N., longitude 96°53'25" W. Modification of C.P. to change station location to foregoing coordinates and to change frequency to 6093.5V MHz on azimuth 03°30' toward Scullin, Okla. Change azimuth toward Thackerville, Okla., to 212°49'.

9117-C1-MP-73, same (WPX59): 3.6 miles northeast of Thackerville, Okla. Latitude 33°50'21" N., longitude 97°07'23" W. Modification of C.P. to change point of communication to Mannsville, Okla., on azimuth 82°41'.

9118-C1-P-73, Northwestern Bell Telephone Co. (new): One-half mile southwest of Jamestown, N. Dak. Latitude 46°54'16" N., longitude 98°43'57" W. C.P. for a new station on frequencies 11225V, 11385V MHz toward Urbana, N. Dak.

9119-C1-P-73, same (new): 6 miles south of Urbana, N. Dak. Latitude 46°50'14" N., longitude 98°22'24" W. C.P. for a new station on frequencies 10935V, 11095V MHz toward Jamestown, N. Dak.

Major amendments

5562-C1-P-72, United Video, Inc. (new): Application amended to change coordinates to latitude 36°13'29" N., longitude 79°07'07" W., and add frequency 5974.8H MHz toward Durham, N.C., on azimuth 142°30'.

5568-C1-P-72, same (new): Application amended to add frequency 5974.9V MHz toward Barnetts, Va., on azimuth 130°07'. (All other particulars same as reported in Public Notice dated Feb. 3, 1973.)

Informative: The following applications have been amended to substitute MCI Telecommunications Corporation as the applicant. This change results from the merger of each of the former MCI carriers into MCI Telecommunications Corporation.

File Numbers

Former applicant

6652-6688-C1-P-70	MCI Mid-Atlantic
5880-5896-C1-P-72	States, Inc.
9364-9365-C1-P-72	MCI North Central
3259-C1-P-72	States, Inc.
8691-C1-P-70	
8694-8697-C1-P-70	
8702-8709-C1-P-70	
8712-8721-C1-P-70	
8726-8729-C1-P-70	MCI Mid-South, Inc.
8731-8732-C1-P-70	
8734-8738-C1-P-70	
6623-6630-C1-P-72	

Corrections

8405-C1-TC-(2)-73, Beaver State Telephone Co. Correct to read: Consent to Transfer of Control from Telephone Utilities, Inc., transferor to Continental Telephone Corp., Transferee for stations: WGH99—Chiloquin, Oreg.; KPT38—Lakeview, Oreg. (Informative: Station KPT39—Bly, Oreg. was inadvertently included in the application in Public Notice No. 650, dated May 29, 1973. Counsel for Continental Telephone Corp. has accordingly requested that the application be amended by deleting reference to that license in pt. 1, section 2 of the application.)

[FR Doc.73-12705 Filed 6-25-73; 8:45 am]

FEDERAL POWER COMMISSION

[Docket No. E-8193]

CENTRAL ILLINOIS PUBLIC SERVICE CO.

Notice of Appendix to Interconnection Agreement

JUNE 18, 1973.

Take notice that on May 14, 1973, Central Illinois Public Service Co. (Applicant), filed with the Federal Power Commission, pursuant to section 35 of the regulations under the Federal Power Act, an appendix to the interconnection agreement between Commonwealth Edison Co. and Applicant, dated November 1, 1964, and designated as "Applicant's

Rate Schedule FPC No. 61." Said appendix, dated May 1, 1973, provides for the reservation and use of facilities by Commonwealth Edison Co. from Applicant in connection with an additional interconnection between the parties to be operated at 34.5 kV. The appendix provides for an annual charge of \$47,802 based upon an annual fixed capital investment, maintenance, and operating charge of 15 percent on an investment of \$318,680.

The term of the appendix is for 2 years commencing on the date upon which the facilities are completed, but not before May 15, 1973. It is anticipated that Applicant will complete these facilities on or about May 18, 1973.

The application states that the appendix will also be filed with the Illinois Commerce Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before July 6, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application in on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12786 Filed 6-25-73; 8:45 am]

[Docket No. E-7743]

CONNECTICUT LIGHT & POWER CO.

Notice of Postponement of Hearing

JUNE 18, 1973.

On June 15, 1973, Connecticut Light & Power Co. filed a motion for a 9-day postponement of the hearing set for June 19, 1973, by notice issued June 4, 1973. The other participants concur in the motion.

Upon consideration, notice is hereby given that the hearing in the above-designated matter is postponed to June 28, 1973, at 10 a.m., e.d.t.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12787 Filed 6-25-73; 8:45 am]

[Project No. 2192]

CONSOLIDATED WATER POWER CO.

Notice of Issuance of Annual License

JUNE 18, 1973.

On February 10, 1969, Consolidated Water Power Co., licensee for Blron Project No. 2192 located in Wood and Portage Counties, Wis., on the Wisconsin River filed an application for a new

license under section 15 of the Federal Power Act and Commission regulations thereunder (sections 16.1-16.6). Licensee also made a supplemental filing pursuant to Commission order No. 384 on February 27, 1970.

The license for project No. 2192 was issued effective January 1, 1938, for a period ending June 30, 1970. Since the original date of expiration the project has been under annual license. In order to authorize the continued operation of the project pursuant to section 15 of the act pending completion of licensee's application and Commission action thereon it is appropriate and in the public interest to issue an annual license to Consolidated Water Power Co. for continued operation and maintenance of project No. 2192.

Take notice that an annual license is issued to Consolidated Water Power Co. (Licensee) under section 15 of the Federal Power Act for the period July 1, 1973, to June 30, 1974, or until Federal takeover, or the issuance of a new license for the project, whichever comes first, for the continued operation and maintenance of the Biron Project No. 2192, subject to the terms and conditions of its license.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12788 Filed 6-25-73; 8:45 am]

[Docket No. E-8044]

CONSUMERS POWER CO.

Notice of Termination of Rate Schedule

JUNE 18, 1973.

Take notice that on May 15, 1973, Consumers Power Co. (Applicant) filed with the Federal Power Commission, pursuant to section 35 of the regulations under the Federal Power Act, a supplemental agreement No. 2, dated February 6, 1973, to the wholesale rate contract, designated as Applicant's rate schedule FPC No. 18 and dated February 10, 1968, between Applicant and the city of Lansing, Mich. The thrust of this supplemental agreement is the termination of said wholesale rate contract as of May 10, 1973, by the city of Lansing in accordance with the provisions of section 12 of said rate contract.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 9, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file

with the Commission and is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12789 Filed 6-25-73; 8:45 am]

[Docket No. E-8223]

DUQUESNE LIGHT CO.

Notice of Surplus Power Agreement

JUNE 18, 1973.

Take notice that on May 22, 1973, Duquesne Light Co. (Applicant) filed with the Federal Power Commission, pursuant to section 35 of the regulations under the Federal Power Act, an agreement, titled "Surplus Power Agreement Eastlake Unit No. 5," dated May 7, 1973, between Applicant and the Cleveland Electric Illuminating Co. (CEI). The agreement provides for the sale by Applicant to CEI of operating capacity and energy out of Applicant's share of the Eastlake Unit No. 5 generating unit.

Under the agreement, whenever Applicant does not schedule its full share of the capacity of the unit, Applicant may, by mutual agreement with CEI, schedule to CEI operating capacity and/or energy out of the unit up to the amount not scheduled to applicant on an hour-to-hour basis for a mutually agreed to period of time. The application states that the agreement was entered into by the parties in the interest of achieving maximum economic benefits from the Eastlake Unit No. 5.

The rates to be charged under said agreement were determined by negotiation. Capacity supplied by Applicant will be paid for by CEI on the basis of the cost of such supply, plus one-half the difference between said cost and the amount it would have cost CEI to have operated other of its capacity replaced. Energy supplied by Applicant will be paid for by CEI on the basis of the cost of generating it, plus one-half the difference between said cost and the amount it would have cost CEI to have generated the energy replaced on other of its capacity.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 9, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12790 Filed 6-25-73; 8:45 am]

[Docket No. E-8268]

DUQUESNE LIGHT CO.

Notice of Change in Rate Schedule

JUNE 19, 1973.

Take notice that on June 11, 1973, Duquesne Light Co. (Duquesne) tendered for filing an addendum dated May 31, 1973, intended to change the provisions of Duquesne's rate schedule FPC No. 9 and West Penn Power Co.'s rate schedule FPC No. 24. Duquesne states that the purpose of the change is the termination of the Monarch Mine Interchange between it and West Penn Power Co. An effective date of June 30, 1973, is requested.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, Washington, D.C. 20426, in accordance with sections 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 5, 1973. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12791 Filed 6-25-73; 8:45 am]

[Docket No. E-8008]

FLORIDA POWER AND LIGHT CO.

Notice of Contract Cancellations

JUNE 15, 1973.

Take notice that Florida Power and Light Co. (FPL) on May 21, 1973, tendered for filing pursuant to ordering paragraph (J) of the Commission's order of March 29, 1973, copies of notice of cancellation, unexecuted service agreement and exhibit A, "Delivery Point and Service Specifications", for each point of service for the following:

Rate schedule No.	Customer
8	City of New Smyrna Beach, Fla.
9	City of Homestead, Fla.
14	Okefenoke Rural Electric Membership Corp. (Macclenny)
14.1	Okefenoke Rural Electric Membership Corp. (Callahan)
14.2	Okefenoke Rural Electric Membership Corp. (Yulee)

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with sections 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 2, 1973. Protests will be considered by the Com-

mission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 73-12793 Filed 6-25-73; 8:45 am]

[Docket No. E-8213]

FLORIDA POWER CO.

Notice of Amendment to Rate Schedule

JUNE 18, 1973.

Take notice that on April 6, 1973, Florida Power Co. (Applicant) filed with the Federal Power Commission, pursuant to section 35 of the regulations under the Federal Power Act, a letter evincing the Applicant's unilateral termination of an instantaneous emergency capacity charge of \$3.08 per kilowatt, heretofore a term of the interconnection agreement, dated March 7, 1973, between Applicant and city of Wauchula, Fla., designated in Applicant's rate schedule FPC No. 68. Applicant requests that above letter be accepted for filing as supplement No. 7 to the above-mentioned rate schedule and that the termination of said charge be effective on March 28, 1973.

Applicant's unilateral action in this matter affects a response to a letter request from the Commission that Applicant explain said charge and its propriety in light of the fact that a similar charge was found to be inappropriate in city of Gainesville, FPC Opinion No. 550, in docket No. E-7257.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 6, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 73-12792 Filed 6-25-73; 8:45 am]

[Project No. 503]

IDAHO POWER CO.

Notice of Issuance of Annual License

JUNE 18, 1973.

On June 26, 1969, Idaho Power Co., licensee for Swan Falls Project No. 503

located in Ada and Owyhee Counties, Idaho, on the Snake River filed an application for a new license under section 15 of the Federal Power Act and Commission regulations thereunder (sections 16.1-16.6). Licensee also made a supplemental filing pursuant to Commission order No. 384 on February 19, 1970.

The license for project No. 503 was issued effective January 1, 1928, for a period ending June 30, 1970. Since the original date of expiration the project has been under annual license. In order to authorize the continued operation of the project pursuant to section 15 of the act pending completion of licensee's application and Commission action thereon it is appropriate and in the public interest to issue an annual license to Idaho Power Co. for continued operation and maintenance of project No. 503.

Take notice that an annual license is issued to Idaho Power Co. (Licensee) under section 15 of the Federal Power Act for the period July 1, 1973, to June 30, 1974, or until Federal takeover or the issuance of a new license for the project, whichever comes first, for the continued operation and maintenance of the Swan Falls Project No. 503 subject to the terms and conditions of its license.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 73-12794 Filed 6-25-73; 8:45 am]

[Docket No. E-8240]

IOWA-ILLINOIS GAS AND ELECTRIC CO.

Notice of Proposed Cancellation

JUNE 18, 1973.

Take notice that Iowa-Illinois Gas and Electric Co. (Iowa-Illinois) of Davenport, Iowa, on May 24, 1973, tendered for filing the proposed cancellation of its rate schedule FPC No. 32 (participation power agreement dated Mar. 20, 1972, filed Mar. 20, 1972, by Iowa-Illinois, effective Apr. 1, 1972, as supplemented by supplement No. 1, first amendment dated Mar. 30, 1973, filed Mar. 20, 1973, by Iowa-Illinois, effective Apr. 1, 1973). Iowa-Illinois states that rate schedule FPC No. 32 expired by its own terms on May 1, 1973, and that notice has been served upon all parties.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 2, 1973. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 73-12795 Filed 6-25-73; 8:45 am]

[Docket No. E-8203]

NIAGARA MOHAWK POWER CORP.

Notice of Initial Rate Schedule Filing

JUNE 15, 1973.

Take notice that Niagara Mohawk Power Corp. (Niagara) on May 25, 1973, tendered for filing an initial rate schedule. The filing consists of a transmission agreement dated April 12, 1973, between Niagara and Consolidated Edison Co. of New York, Inc. (Con Edison).

Niagara states that the service to be rendered by it shall cover the transmission of up to 270,000 kW of electric energy from Rochester Gas and Electric Corp. between that firm's 345 kV Substation No. 80 and Niagara's 345 kV connections to Con Edison's Pleasant Valley Substation. The agreement contemplates a limited term from April 29, 1973, to termination at 11:59 p.m., April 27, 1974. Niagara has proposed an effective date of April 29, 1973.

Niagara estimates that the total revenue to be obtained over the life of this agreement to be \$2,845,000. The figure is based on a charge of \$7,919.10 per day for transmission of power.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 3, 1973. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 73-12796 Filed 6-25-73; 8:45 am]

[Dockets Nos. CP62-180, CP62-181, CP67-344]

NORTHERN NATURAL GAS CO.

Notice of Petition To Amend

JUNE 18, 1973.

Take notice that on June 11, 1973, Northern Natural Gas Co. (Petitioner), 2223 Dodge Street, Omaha, Nebr. 68102, filed in dockets Nos. CP62-180, CP62-181, and CP67-344 a petition to amend the orders issuing certificates of public convenience and necessity in said dockets pursuant to section 7(c) of the Natural Gas Act so as to authorize the continuation of sales and deliveries for resale of natural gas to Pioneer Natural Gas Co. (Pioneer), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Petitioner was authorized by order of November 8, 1963, in docket No. CP62-180 (30 FPC 1234) to sell and deliver from the "West Leg" of Petitioner's Permian Basin transmission facilities located in the State of Texas to Pioneer 1,000 M ft

of firm gas per day between April 1 and October 1 of each year and 1,000 M ft³ per day of interruptible gas between October 1 and April 1 with total sales limited to 150,000 M ft³ of gas per year at 23.0 cents per M ft³. By order of October 28, 1968, in docket No. CP62-181 (40 FPC 1114) Petitioner was authorized to sell and deliver from the "Texas System" of Petitioner's Permian Basin transmission facilities to Pioneer 3,000 M ft³ of firm gas per day with offpeak deliveries up to 100,000 M ft³ per day between April 1 and October 1 of each year and total sales limited to 2,500,000 M ft³ per year at 23.0 cents per M ft³. In addition, Petitioner was authorized by order of September 21, 1967, in docket No. CP67-344 (38 FPC 653) to sell from El Paso Natural Gas Co.'s (El Paso) Plains-to-Dumas pipeline to Pioneer up to 100,000 M ft³ of offpeak gas per day between April 1 and October 1 of each year, limited to 2,500,000 M ft³ of gas per year.

Petitioner proposes to continue sales and deliveries begun April 1, 1973, from the Permian Basin Area to Pioneer of 3,500 M ft³ of gas per day and up to 25,000 M ft³ of offpeak gas per day between April 1 and October 1, limited to 2,500,000 M ft³ of gas per year, for 5 years at 29.5 cents per M ft³. In addition, Petitioner proposes to continue sales begun April 1, 1973, along El Paso's Plains-to-Dumas pipeline to Pioneer of up to 85,000 M ft³ of offpeak gas per day, limited to 2,500,000 M ft³ per year, for the 6 months ending October 1, 1973, at 29.5 cents per M ft³ of gas.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before July 5, 1973, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMS,
Secretary.

[PR Doc.73-12797 Filed 6-25-73; 8:45 am]

[Project No. 108]

NORTHERN STATES POWER CO.

Notice of Recommendation for Partial Takeover of Project

JUNE 18, 1973.

Public notice is hereby given that the U.S. Department of Agriculture, Forest Service on April 25, 1968, supplemented January 15, 1973, and the Department of the Interior on February 29, 1972, supplemented December 13, 1972, filed separate recommendations that the United States takeover project No. 108. The

project is located in Sawyer County, Wis., partly within the towns of Hunter, Winter, Couderay, Hayward, Ojibwa, Radisson and Round Lake; and partly on tribal lands of the Lac Courte Oreilles Indian Reservation and lands of the United States. The original 50-year license expired on August 9, 1971, and the project is currently being operated under an annual license.

The Chippewa Reservoir (Flowage) project consists of: (1) A dam about 1,290 feet long and about 45 feet high, comprising a concrete gravity control section 78 feet long with three tainter gates 20 feet wide and 26 feet high and three steel vertical sliding sluice gates 7 feet wide and 10 feet high, and two earth-fill concrete core wall sections extending 234 feet on the west side and 978 feet on the east side; (2) Chippewa Reservoir which impounds 223,000 acre-feet of useable storage capacity with a water surface area of about 17,600 acres at normal full pool elevation 1313 (m.s.l.); and (3) all other facilities and interests appurtenant to operation of the project.

The Chippewa Reservoir is a storage reservoir, impounded primarily for regulation of the flow of the Chippewa River for downstream hydroelectric power production. There are no generating facilities at the project. During the winter months, the reservoir is drawn down to accommodate snow melt and spring rains thereby contributing to flood control. The regulated flow of the Chippewa River provides for low-flow augmentation downstream. During the summer months, as nearly as is practicable, reservoir fluctuations are held to 3 feet in the interest of recreational activities.

The Secretary of the Interior filed a recommendation for Federal takeover of the entire Chippewa Reservoir project No. 108 pursuant to section 14 of the Federal Power Act. The action was filed on behalf of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians. According to the Secretary's filing, the project area includes 29,050 acres, of which some 7,761 acres are within the boundaries of the Lac Courte Oreilles Indian Reservation and 110 acres are public lands of the Chequamegon National Forest.

On October 4, 1971, the Lac Courte Oreilles Tribe of Lake Superior Chippewa Indians filed a petition to intervene in the license application proceedings, opposing the issuance of a license to the present licensee or any other applicant to operate the Flowage for hydroelectric power production. The tribe desires takeover and return to the tribe of all project lands within the Lac Courte Oreilles Reservation, which were obtained from the Indians when the project was created. They claim that future operation of the Flowage should be in a manner consistent with the best interests of the reservation shorelands and the need for downstream flood control.

The Secretary of the Interior supports the tribe and recommends Federal takeover of all project lands within the boundaries of the Lac Courte Oreilles

Reservation for the exclusive use and benefit of the tribe. Interior further recommends takeover of all project lands outside the boundaries of the reservation, including the dam site, for integration into the Chequamegon National Forest under the management of the U.S. Forest Service.

The U.S. Department of Agriculture filed a separate recommendation for Federal takeover of a portion only of project No. 108. The Department believes that integration of the Flowage into the Chequamegon National Forest under one management authority would more easily provide for potential future recreation demands in the area, thus minimizing overuse of the Flowage and related lands. Therefore it recommends:

A. Partial takeover of the Chippewa Reservoir project No. 108 with the Forest Service acquiring the licensee-owned lands within the project, excluding Winter Dam and surrounding lands necessary for dam operations.

B. That an FPC power withdrawal be made immediately after acquisition on those lands below elevation 1315, the emergency reservoir level upon which existing Flowage rights and structure design are based.

C. That a new license be issued stipulating that the licensee retain his interest in the project for power purposes.

D. That the new license continue the present reservoir operation. This would call for drawdown as needed starting after September 1 and replenishment to normal levels by May 15 the following spring. There would be no change in the benefits to the licensee now derived from downstream power production.

E. That payment by the United States for lands taken should be in the amount of the net investment of the licensee as described in section 14 of the Federal Power Act.

Any alterations to the present operating procedures would be made after coordination with the State of Wisconsin, Department of Natural Resources and interested members of the general public. It is recommended that the new license authorize the Forest Service to install and maintain certain boat launching ramps, beaches and docks, as necessary, as long as it does not interfere with project purposes.

Finally, the Forest Service concurs with the recommendations of the Department of the Interior regarding former lands of the Lac Courte Oreilles Indians, as stated in Interior's letter dated February 29, 1972. Control of lands within the Lac Courte Oreilles Indian Reservation would be left to the discretion of the Tribe and the Department of the Interior's Bureau of Indian Affairs.

Any person desiring to be heard or to make protest with reference to said recommendations should on or before August 20, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests

filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding. Persons wishing to become parties 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. The recommendations for takeover are on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12798 Filed 6-25-73;8:45 am]

[Docket No. E-8242]

PUBLIC SERVICE CO. OF OKLAHOMA

Notice of Proposed Changes in Rates and Charges

JUNE 18, 1973.

Take notice that on May 30, 1973, the Public Service Co. of Oklahoma (PSCO) tendered for filing proposed changes to its present rate schedule for service to the following municipalities and cooperatives:

	FPC No.
City of Mannford.....	163
City Altus.....	168
City of Frederick.....	169
City of Cordell.....	170
City of Kaw City.....	171
Anadarko Public Works Authority.....	173
City of Pawhuska.....	176
Verdigris Valley Electric Cooperative, Inc.....	177
Indian Electric Cooperative, Inc.....	178
Red River Valley Rural Electric Asso- ciation.....	179
Kiawah Electric Cooperative, Inc.....	182
City of Marlow.....	185

PSCO proposes August 1, 1973, as the effective date of this rate schedule change and states that all parties affected have been so notified. The proposed change would increase revenues by approximately \$610,200 based on a 1971 test year. PSCO requests an overall rate of return of 7.61 percent. According to PSCO, the new rate schedule is to establish a single wholesale for resale rate applicable to all publicly owned distribution systems rather than the present one rate for cooperatives and five rates for the municipalities. PSCO says that the proposed standard rate will consist of both an energy and capacity charge, as well as adjustments for fuel, taxes, and capacity.

PSCO gives the following as its reasons for the proposed rate changes: (1) To equalize charges to similarly situated customers; (2) to simplify and reduce the number of rate schedules; (3) to more adequately, fairly, and reasonably recover cost of service; (4) to increase revenues to assure continued, adequate, and safe service, as well as providing for necessary expansion to meet anticipated future needs and maintaining a financial position necessary to attract capital at reasonable rates.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the

Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 12, 1973. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12799 Filed 6-25-73;8:45 am]

[Dockets Nos. E-8237, 8238]

SOUTH CAROLINA ELECTRIC AND GAS CO.

Notice of Cancellation

JUNE 18, 1973.

Take notice that on May 23, 1973, South Carolina Electric and Gas Company (SCEG) filed notice that effective June 26, 1973, its rate schedule FPC No. 31 (effective June 25, 1970) and effective July 1, 1973, its rate schedule FPC No. 25 (effective July 1, 1950) will be canceled.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 2, 1973. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12800 Filed 6-25-73;8:45 am]

ST. REGIS PAPER CO.

Notice of Issuance of Annual License

JUNE 18, 1973.

On March 12, 1969, St. Regis Paper Co., licensee for Rhinelander project No. 2161 located in Oneida County, Wis., on the Wisconsin River filed an application for a new license under section 15 of the Federal Power Act and Commission regulations thereunder (sections 16.1-16.6). Licensee also made a supplemental filing pursuant to Commission Order No. 384 on February 27, 1970.

The license for project No. 2161 was issued effective January 1, 1938, for a period ending June 30, 1970. Since the original date of expiration the project has been under annual license. In order

to authorize the continued operation of the project pursuant to section 15 of the act pending completion of licensee's application and Commission action thereon it is appropriate and in the public interest to issue an annual license to St. Regis Paper Co. for continued operation and maintenance of project No. 2161.

Take notice that an annual license is issued to St. Regis Paper Co. (Licensee) under section 15 of the Federal Power Act for the period July 1, 1973, to June 30, 1974, or until Federal takeover, or the issuance of a new license for the project, whichever comes first, for the continued operation and maintenance of the Rhinelander project No. 2161, subject to the terms and conditions of its license.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12801 Filed 6-25-73;8:45 am]

[Docket No. E-8215]

UNION ELECTRIC CO.

Notice of Proposed Changes in Rates and Charges

JUNE 18, 1973.

Take notice that Union Electric Co. (Union) on May 18, 1973, tendered for filing the following proposed changes in its FPC Electric Tariff W-2: Second revised sheet No. 6 and third revised sheet Nos. 5 and 7. Union also tendered for filing an amendment to the electric service agreement (FPC Electric Tariff No. 49) between Union and Missouri Power & Light Co. (Missouri). The proposed change in the W-2 tariff would increase Union's revenues from jurisdictional sales and service by approximately \$4,473,400 annually while the proposed amendment to Tariff No. 49 would increase Union's revenues by approximately \$5,486,700 annually. The changes are proposed to be effective on July 17, 1973.

Union states that the proposed changes include a modification in the fuel cost base, used in computing the amount of its fuel adjustment, to 36 cents per million Btu. Further, Union proposes to modify the voltage discount provision of the W-2 tariff so as to clarify the intent that the discount is based on the demand which occurs at the time the customer's total monthly peak billing demand is established.

In support of its filing Union asserts that costs have continued to increase since its last wholesale rate increase in 1970 and that despite all efforts the increased costs have made it impossible to maintain its earning at a level allowing a fair return. Union avers a reasonable prospect of a fair return is necessary to attract the capital required to meet its construction program.

Union states that it has served the revised tariff sheets on its customers and served Missouri with the proposed amendment.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the

Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 5, 1973. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12802 Filed 6-25-73;8:45 am]

[Project No. 597]

UTAH POWER & LIGHT CO.

Notice of Issuance of Annual License

JUNE 18, 1973.

On June 26, 1969, Utah Power & Light Co., licensee for Stairs project No. 597 located in Salt Lake County, Utah, on the Big Cottonwood Creek, filed an application for a new license under section 15 of the Federal Power Act and Commission regulations thereunder (sections 16.1-16.6). Licensee also made a supplemental filing pursuant to Commission order No. 384 on December 15, 1969.

The license for project No. 597 was issued effective June 1, 1972, for a period ending June 30, 1970. Since the original date of expiration the project has been under annual license. In order to authorize the continued operation of the project pursuant to section 15 of the act pending completion of Licensee's application and Commission action thereon it is appropriate and in the public interest to issue an annual license to Utah Power & Light Co. for continued operation and maintenance of project No. 597.

Take notice that an annual license is issued to Utah Power & Light Co. (Licensee) under section 15 of the Federal Power Act for the period July 1, 1973, to June 30, 1974, or until Federal takeover, or the issuance of a new license for the project, whichever comes first, for the continued operation and maintenance of the Stairs project No. 597, subject to the terms and conditions of its license.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-12803 Filed 6-25-73;8:45 am]

NATIONAL ENDOWMENT FOR THE HUMANITIES

ADVISORY COMMITTEE EDUCATION PANEL

Notice of Meeting

JUNE 11, 1973.

Pursuant to Public Law 92-463, the Federal Advisory Committee Act, notice is hereby given that a meeting of the education panels will take place in Wash-

ington, D.C. on July 2-3 and July 11-12, 1973.

The purpose of the meetings is to review planning grant and project grant proposals that have been submitted to the endowment for possible grant funding.

Based on section b (4) and (6) of 5 U.S.C. 552, the meeting will not be open to public participation. It is suggested that those desiring more specific information contact the Advisory Committee Management Officer Mr. John W. Jordan, 806 15th Street NW., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.73-12827 Filed 6-25-73;8:45 am]

ADVISORY COMMITTEE PLANNING OFFICE PANEL

Notice of Meeting

JUNE 21, 1973.

Pursuant to Public Law 92-463, the Federal Advisory Committee Act, notice is hereby given that a meeting of the Planning Office Panel will take place in Washington, D.C., on July 6, 7, 1973.

The purpose of the meeting is to review youthgrant applications that have been submitted to the endowment for possible grant funding.

Based on section b(4) and (6) of 5 U.S.C. 552, the meeting will not be open to public participation. It is suggested that those desiring more specific information contact the Advisory Committee Management Officer Mr. John W. Jordan, 806 15th Street NW., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.73-12826 Filed 6-25-73;8:45 am]

ADVISORY COMMITTEE PUBLIC PROGRAMS PANEL

Notice of Meeting

JUNE 21, 1973.

Pursuant to Public Law 92-463, the Federal Advisory Committee Act, notice is hereby given that a meeting of the Public Programs Panel will take place in Washington, D.C., on July 10, 11, 1973.

The purpose of the meeting is to review film/TV proposals and development grant proposals that have been submitted to the endowment for possible grant funding.

Based on section b (4) and (6) of 5 U.S.C. 552, the meeting will not be open to public participation. It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.73-12825 Filed 6-25-73;8:45 am]

NATIONAL SCIENCE FOUNDATION

ADVISORY COMMITTEE FOR RESEARCH

Notice of Meeting

Pursuant to the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of Ad Hoc Task Group No. 1 of the Advisory Committee for Research will be held 9 a.m. to 4:30 p.m., on July 5 and 6, 1973, in room 338, at 1800 G Street NW., Washington, D.C. 20550. The purpose of the committee is to provide advice and counsel concerning research activities and potential in the United States and to consult on problems in the administration of research support. This informal subgroup of the committee is meeting to consider and discuss specific topics of interest to the full committee.

The agenda for this meeting shall include the following topics:

1. Faculty summer salaries.
2. Graduate student support.

The meeting shall be open to the public and attendance will be limited to space available on a first come basis. Individuals who plan to attend should notify Dr. William E. Wright, Division Director, Division of Mathematical and Physical Sciences, by telephone 202-632-4320 or by mail, room 352, 1800 G Street NW., Washington, D.C. 20550, not later than close of business on July 3, 1973.

For further information concerning this committee, contact Mr. Leonard F. Gardner, Special Assistant, Directorate for Research, room 320, 1800 G Street NW., Washington, D.C. 20550. Summary minutes of this meeting may be obtained by contacting the Management Analysis Office, room K-720, 1800 G Street NW., Washington, D.C. 20550.

T. E. JENKINS,
Assistant Director
for Administration.

JUNE 18, 1973.

[FR Doc.73-12804 Filed 6-21-73;8:45 am]

ADVISORY COMMITTEE FOR SCIENCE EDUCATION

Notice of Meeting

Pursuant to the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Advisory Committee for Science Education will be held at 8 p.m. on July 11, and at 9 a.m. on July 12 and 13, 1973, in the Dupont Room, Mary Reed Building, University of Denver; 2115 South University Boulevard, Denver, Colo. 80210. The purpose of this committee is to provide advice and recommendations concerning the impact of all Foundation activities relating to education in the sciences in U.S. schools, colleges, and universities.

The agenda for this meeting shall include:

JULY 11 SESSION
EVENING

8:00—Remarks by the Acting Assistant Director for Education.

- 8:30—Discussion of the nature of education for professional-level scientific work on problems of direct societal consequence—Division Director, Division of Higher Education in Science.
9:30—Adjournment.

JULY 12 SESSION

MORNING

- 9:00—Need for and nature of an NSF program directed toward 2-year colleges—Division Director, Division of Higher Education in Science.
10:30—Proposed new program management technique—Group Director, Experimental Programs Group.

AFTERNOON

- 1:00—Presentation and discussion of specific technology-based off-campus education projects—Division Director, Division of Higher Education in Science.
5:00—Adjournment.

JULY 13 SESSION

MORNING

- 9:00—General discussion of priorities for the NSF science education program.
10:45—Alternative types of programs involving college and university faculty members—Division Director, Division of Higher Education in Science.

AFTERNOON

- 1:30—Experimental projects and studies of educational problems—Group Director, Experimental Programs Group.
3:00—Committee administrative matters, and comments by committee chairwoman.
4:00—Adjournment.

The meeting shall be open to the public on a space available basis. Individuals who plan to attend should notify Mrs. Frances O. Watts, Office of the Assistant Director for Education, by telephone 202-282-7930 or by mail, room 600, 5225 Wisconsin Avenue NW., Washington, D.C. 20550, not later than the close of business on July 9, 1973.

For further information concerning this committee, contact Mrs. Frances O. Watts, Administrative Officer, Directorate for Education, room 600, 5225 Wisconsin Avenue NW., Washington, D.C. 20550. Summary minutes of this meeting may be obtained by contacting the Management Analysis Office, room K-720, 1800 G Street NW., Washington, D.C. 20550.

T. E. JENKINS,
Assistant Director
for Administration.

JUNE 18, 1973.

[FR Doc.73-12805 Filed 6-21-73; 8:45 am]

OFFICE OF MANAGEMENT AND BUDGET

COST OF HOSPITAL AND MEDICAL CARE AND TREATMENT FURNISHED BY THE UNITED STATES

Certain Rates Regarding Recovery From Tortiously Liable Third Persons

By virtue of the authority vested in the President by section 2(a) of the act of September 25, 1962 (76 Stat. 593; 42 U.S.C. 2652), and delegated to the Director of the Office of Management and Budget by Executive Order No. 11541 of

July 1, 1970 (35 FR 10737), the following three sets of rates are established for use in connection with the recovery, as authorized by such act, from tortiously liable third persons of the cost of hospital and medical care and treatment furnished by the United States (pt. 43 of ch. I of title 28 of the Code of Federal Regulations) through three separate Federal agencies. These rates have been determined to represent the reasonable value of hospital, nursing home, medical, surgical, or dental care and treatment (including prostheses and medical appliances) furnished or to be furnished:

(a) For such care and treatment furnished by the United States in Federal hospitals and nursing homes, administered by any of the three Federal agencies—Department of Defense, Veterans Administration, or Department of Health, Education, and Welfare—with the exception of Canal Zone Government hospitals—

	Effective July 1, 1973 and thereafter		
	DOD	VA	HEW
Hospital care per inpatient day:			
Federal general, surgical, and tuberculosis hospitals	\$126	\$72	\$63
Federal mental hospitals		47	
Veterans Administration nursing home units		31	
Outpatient medical and dental treatment:			
Per facility visit	\$16	\$27	\$19

(b) For such care and treatment furnished at Government expense in a facility not operated by the United States, the rates for each type of beneficiary shall be the rates herein established by the United States for that Federal agency which has primary responsibility to provide for such care and treatment to the particular type of beneficiary being served;

(c) For such care and treatment at Canal Zone Government hospitals, the rates shall be those established, and in effect at the time the care and treatment is furnished, by the Canal Zone Government for such care and treatment furnished to beneficiaries of other U.S. Government agencies.

For the period beginning July 1, 1973, the rates prescribed herein supersede those established by the Director of the Office of Management and Budget on June 11, 1971 (36 FR 11327).

Dated June 7, 1973.

Roy L. Ash,
Director, Office of Management
and Budget.

[FR Doc.73-12706 Filed 6-25-73; 8:45 am]

SECURITIES AND EXCHANGE COMMISSION

CERTAIN INVESTMENT ADVISERS

Order Canceling Registrations

JUNE 18, 1973.

On March 19, 1973, notice was issued (Investment Advisers Act of 1940 re-

lease No. 367) that the Securities and Exchange Commission had under consideration a request of the Division of Investment Management Regulation that the Commission issue an order pursuant to section 203(d) of the Investment Advisers Act of 1940 (Act) canceling the registrations of certain investment advisers whose names appeared in the appendix attached to said notice. The notice was published in the FEDERAL REGISTER and was sent by certified mail, return receipt requested, to all persons named in the appendix and gave interested persons an opportunity to request a hearing. The notice further stated that an order canceling any or all of the subject registrations might be issued upon the basis of the information stated therein unless a hearing should be ordered. No request for a hearing has been filed and the Commission has not ordered a hearing with respect to any investment advisers whose name appears in the appendix attached hereto.

The Commission, having considered the matter, finds that the investment advisers named in the attached appendix are no longer in existence or are not engaged in business as investment advisers.

It is hereby ordered, pursuant to section 203(d) of the act, That the registrations of the investment advisers named in the attached appendix, which is incorporated by reference herein, shall be canceled, effective forthwith.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL]

RONALD F. HUNT,
Secretary.

APPENDIX ATLANTA REGION

D. S. Alcott & Co., 801-4589.
Avisotron Investment Service, 801-7239.
Frank C. Bennett, 801-4786.
Irving Berger, 801-5142.
Lawrence Ellis Brown, 801-7986.
Callen Modern Investment Plans, 801-7040.
Cameron Stuart Investment Adviser, 801-4435.
Carolina Research Co., 801-5736.
Christopher Reports, 801-4255.
Confederate Advisory Service, 801-5302.
Nicholas Cubitt Association, 801-7712.
Data Trends, Inc., 801-6815.
William L. Deam, 801-3020.
Deavers & Associates, 801-4431.
Walter Dix, 801-3257.
Douglas Duke, 801-5783.
E-Z Read Resistance Area, 801-6125.
Financial Data Systems, 801-5692.
Karl M. Friedman & Co., 801-3631.
Puntech Systems, 801-6011.
Gentry Investment Corp., 801-6845.
Mack William Gwinn, 801-5545.
Ideas Unlimited, 801-6046.
Individual Stock Charts, 801-4934.
Jons Speculative, 801-3953.
G. L. Kempf, 801-4444.
William R. Kent & Co., 801-3238.
Kenton Corp., 801-6231.
James Melton King, 801-5365.
John Berne Lane, 801-3948.
Louis Thomas Masterson, 801-5718.
Modern Investments, 801-7148.
Money Matters, Inc., 801-6349.

1 38 FR 7601.

Phillip Edward J. Edwards Newsletter, 801-4753.
 Josiah Pierce, 801-3397.
 Portfolio Management, Inc., 801-5876.
 Practical Market Opinions, Inc., 801-3253.
 Research Publishing Corp., 801-1819.
 Myron Rubey & Associates, Inc., 801-6692.
 Samstein Inc., 801-7346.
 Carl A. Samuelson, Jr., 801-7708.
 Scott Medi Service Money Management, 801-4180.

Morton S. Sellner, 801-4729.
 Murray Shanfeld, 801-7302.
 Howard Sloman, 801-5657.
 Stock Market Advisors of Florida, 801-6078.
 W. J. Stuart, 801-4951.
 David E. Taub, 801-2563.
 Technical Research & Analysis, 801-4631.
 Teistat, Inc., 801-6195.
 Trend Research Bureau, 801-6411.
 Urbana Corp., 801-7168.
 David Andrew Ward, 801-4885.
 James Edward Weedy, 801-7828.
 Herbert Lewis Weston, 801-6711.
 George Thomas White, 801-6904.
 Florence Witus, 801-6635.
 William Claire Wolf III, 801-4987.
 The John M. Wood Stock Warrant Survey, 801-4760.
 Jack Wooten, 801-4021.

BOSTON REGION

Advanced Technology Consultants Corp., 801-6317.
 Amberkar Suresh Dattaram, 801-7611.
 Analysts Co., 801-4674.
 Annual Rate, 801-6037.
 APTCO, 801-6671.
 George Peter Assad, Jr., 801-6632.
 AVB Advisory Service, 801-6573.
 Carsten P. Boe, 801-4092.
 Boston Financial Reports, Inc., 801-3400.
 Boston Investment Management Associates, Inc., 801-5065.
 Robert E. Broad, Jr., 801-5742.
 Clipper City Management Co., 801-7528.
 Donald George Crawford, 801-7852.
 Norman David Dahl, 801-6915.
 Davis Management Corp., 801-5770.
 Delta Securities Management Corp., 801-5347.
 Economic and Investment Research, 801-7387.
 Jack Douglas Edick, 801-5580.
 Esposito Investment Advisory, 801-6892.
 Falk Associates, Inc., 801-7024.
 Forrest Alexander Co., 801-1656.
 Ted Conrad Forzatti, 801-5548.
 Gerald S. Gilligan & Associates, 801-7183.
 William C. Godbey II, 801-4341.
 William Preston Helms, 801-614.
 The House of Metcalf, 801-5832.
 Investment Creativity, Inc., 801-5557.
 Investment Sciences, Inc., 801-5786.
 Investor Consulting Service, 801-2758.
 Investors Management & Research Corp., 801-5294.
 Johnson & Co., 801-7485.
 Mel H. Ligums Investment Advisers, 801-5105.
 John Joseph Maloney, 801-5172.
 The Market Monitor, 801-6425.
 Market Reporter, 801-6555.
 Thomas Greer McClellan, 801-4360.
 Merit Management, Inc., 801-5536.
 Milo Associates, 801-3778.
 Stefan T. Mulawka, 801-7173.
 Newtonian Research Co., 801-6789.
 John Owens Investment Counsel, 801-908.
 Pendulum Investment Management Corp., 801-5033.
 Professional Services, Inc., 801-6030.
 John Robert Risdall, 801-7509.
 Theodore John Robertson, Jr., 801-6631.
 Charles Theodore Sloan, 801-8062.
 Small Enterprises, 801-6153.
 Stock Informer, 801-4920.
 Stock Market Index, Inc., 801-3122.
 Technical Trends, 801-3125.

Trust Management Associates, 801-7959.
 University Investment Services, Inc., 801-4913.
 Uninvest Research Associates, 801-5952.
 Urban Equities Management Corp., 801-7960.
 Wagner Management of Boston, Inc., 801-7283.
 WLJ Low Cost Speculatives, 801-5269.
 Joel Wolfson, 801-2578.

CHICAGO REGION

Advanced Technology Stock Investigator, 801-5538.
 Alamo Investment Advisory Service, 801-4862.
 American Corporate Research, 801-5226.
 American Gain Services, 801-8081.
 American Guide Industries, 801-6406.
 Anchor Trading Co., 801-2572.
 W. C. Anker Financial Planning & Research, 801-7882.
 B.T.S. Equities, Inc., 801-5558.
 Badger Independent Financial, 801-4202.
 Bain & Associates, Inc., 801-6196.
 Jerry Lee Bainbridge, 801-5027.
 Glenn A. Beaumont, 801-3710.
 Bennett Edwin Moore, 801-6365.
 Jacob Bernstein, 801-6575.
 Raymond Steward Bieber & Associates, 801-2764.
 James Blean Associates, Inc., 801-7797.
 The Brokers Letter, 801-4338.
 Bryant Stock Advisory Service, 801-4785.
 Larry Nathan Burns, 801-4150.
 Patricia Kelly Callard, 801-5696.
 James Leon Daigle III, 801-3018.
 Dow Theory Third Phase, 801-1972.
 Marvin J. Eggleston, 801-6517.
 Robert Francis Ehlers, 801-6674.
 Equity Analysts, 801-5169.
 Larry Bernard Fiedler, 801-5928.
 C. L. Fuller, 801-4315.
 Futures Unlimited Investment Advisory Service, 801-6076.
 General Commodities Corp., 801-7531.
 Labeln Howard Gilford, 801-5166.
 William John Goldsborough, 801-4262.
 IT Technical Analysis, 801-5381.
 Inductive Security Analysts, 801-3841.
 Investment News Service, Inc., 801-3016.
 Investment Research, 801-4908.
 Investment Research Services, 801-7607.
 JHL, Inc., 801-5990.
 William Kazel, 801-5344.
 Roger A. Kennedy, 801-3582.
 Joseph F. Kobus Jr., 801-4917.
 Herbert Karl Kubach, 801-7565.
 Godfrey H. Kurtz & Associates, 801-5106.
 E. H. Landreth Investment Adviser, 801-1140.
 George C. Lane, 801-2823.
 Larson Reports, 801-2389.
 Orville B. Lefko Financial Consultant, 801-3558.
 William C. Lewis, 801-3767.
 Little Rosco Trends, 801-4595.
 Edwin Mallinson, 801-5843.
 Market Maker News, 801-6526.
 Market Timing & Direction Forecasting Service, 801-6286.
 William C. Martin Association, 801-4678.
 Martin Trigona Real Estate & Investments, 801-5201.
 Terrence J. McDonnell Economic & Financial Services, 801-7268.
 Ralph Charles Mellich, 801-5870.
 Mercury Investors Management Co., 801-6201.
 Robert James Miller, 801-4928.
 Carol B. Moore, 801-7473.
 Forrest Murphy, 801-4952.
 Mutrusco Management Corp., 801-4671.
 National Investment Service, Inc., 801-6687.
 Frederick Joseph Noelle, 801-5338.
 Northern Enterprises Ltd., 801-4827.
 Performance Research, Inc., 801-6809.
 Steven Phillips, 801-6374.
 Charles Virgil Prevratil, 801-5437.
 Prophet Index, 801-7137.
 Reuben A. Reader, 801-2094.

Truman Lynn Reinking, 801-7177.
 Raymond Roffi, 801-6554.
 William Rothberg Investment Adviser & Securities Analyst, 801-5904.
 M. W. Sales & Co., 801-3984.
 Sama Securities Investment, 801-4016.
 Sans Souci Service, 801-6234.
 Stephen Allan Scott, 801-6836.
 Selected Growth Investment Services, 801-4892.
 Small Investors Issue, 801-6470.
 Stair Investors Research Service, 801-2479.
 Donald Steinbacher, 801-6663.
 STGA, 801-5345.
 Stock Study Service, 801-3945.
 Storrs Market Letter, 801-3032.
 Thomas Evan Swanson, 801-5602.
 Karl Michael Syring, 801-6787.
 Technalysis Stock Advisory Service, 801-7044.
 Technical Timing, 801-5932.
 Tek Way, 801-5271.
 Albert William Thomas, 801-3759.
 United Stock Indicator, 801-4257.
 University Stock Market Service, 801-6476.

DENVER REGION

Action Investment Management, 801-5906.
 Blast Market Service, 801-6721.
 Bull & the Bear, 801-6170.
 H. L. Cox, Consultant, 801-4627.
 Kenneth Austin Cox, 801-4784.
 Finanswer America, Inc., 801-6936.
 Hartland Management, Inc., 801-5889.
 Investment Analysis Control Associated, 801-7120.
 Investment Research Corp., 801-6431.
 David Kimbell Jones, 801-5744.
 R. J. Modern Registered Investment Adviser, 801-6590.
 Prairie Agencies, Inc., 801-7112.
 John Arvo Symonds, 801-3937.
 Technical Stock Watch, 801-4517.
 Traders Service Co., 801-3141.
 Warrens Small Stock Selector, 801-4237.
 Paul F. White, 801-5076.

FORT WORTH REGION

Aids of Texas, Inc., 801-7585.
 Cayman Capital Management, 801-7858.
 William Davis Cortland, 801-5476.
 Allen Wayne Goodwin, 801-5640.
 Institute of Absolute Strength, 801-6901.
 International Economic & Market Research Corp., 801-3468.
 Kyner Investment Advisory Co., 801-4531.
 Prairie States Investment Corp., Inc., 801-5396.
 Monroe W. Smith, 801-5792.
 Michael William Winner, 801-7101.

LOS ANGELES REGION

Aggressive Stock Management Investment Adviser, 801-6596.
 George Alama, Jr., 801-3987.
 Allan Bernard Abel, 801-2976.
 Aloha Newport, Inc., 801-5977.
 Arthur C. Alvarez, 801-0451.
 Apollo Financial Corp., 801-5562.
 Arizona Securities Research Association, 801-6399.
 Arrow Investment Analysis, 801-6266.
 Herman Aurich, 801-6307.
 Elliot Steven Barrett, 801-4252.
 Baskerville Robby, Inc., 801-4387.
 C. A. Beebe, 801-2508.
 Stuart Irwin Berton, 801-2639.
 The Beverly Hills Trader, 801-4640.
 R. C. Boaz & Co., 801-4336.
 Born & Co., 801-3371.
 Stephen L. Brown, 801-2715.
 Buttonwood Securities, Inc., 801-6663.
 California International Co., 801-4048.
 Capital Management Co., 801-5182.
 Capitol Advisers, Inc., 801-7064.
 George Burton Carter, 801-6773.
 Century Associates, 801-6215.

Citron Engineering Investment Counsel, 801-4244.
 Christopher Albert Clark III, 801-8041.
 Clark Index, 801-2925.
 Computer Research Bureau, 801-4378.
 Computer Stock Evaluation, 801-4712.
 Computerized Security Analysis, 801-4271.
 Frank Dudley Ladd Covely, 801-6056.
 Davis Skaggs & Co., 801-249.
 Walter Joseph Deptula Jr., 801-4074.
 Daniel Patrick Donnelly, 801-5133.
 Allen Vincent Dowling, 801-7811.
 John Rogers Dunlop, 801-5929.
 Dynamic Securities, Inc., 801-5085.
 Forrest Jones Easley, Jr., 801-6629.
 Electronics Investment Management Corp., 801-873.
 Ed Ellinger, 801-1688.
 Encino Management Corp., 801-4629.
 ERA Financial Services, 801-3842.
 Essig Advisory Service, 801-5086.
 Faith Stock Advisory Service, 801-3640.
 Family Investment Service, 801-3860.
 Culbert W. Faries, 801-2397.
 Financial Forecasts, 801-7422.
 Financial Laboratories, Inc., 801-6297.
 Financial Opportunities, Inc., 801-6427.
 Financial Planning Management Co., 801-4164.
 Fund Search Enterprises, 801-7029.
 Fundamental Securities of Basic Promise, 801-3293.
 Future Growth Securities Guide, 801-5358.
 General Investment Service, 801-4157.
 Goss Rehart & Co., Inc., 801-5526.
 R. M. Green Consultant Investment Adviser and Manager, 801-4355.
 R. H. Greene & Co., 801-5887.
 Growth, 801-3724.
 The Harbinger Letters, 801-4111.
 Evelyn M. Hayden, 801-715.
 Jeffrey Mark Hellman, 801-7677.
 Henricks Investment Letter, 801-4930.
 Robert Riley Hensler, Jr., 801-6581.
 Impact, 801-5532.
 Intravest Management Corp., 801-6059.
 Investigation Services for Investors, 801-3507.
 Investment Advisers, 801-2583.
 Investment Advisory Associates, 801-5973.
 Investment Research, 801-5215.
 Investment Research of California, 801-3831.
 Investors Advisory, 801-5330.
 Investors Tech Pointers, 801-2708.
 IRM Corp., 801-4093.
 Neal Irvine, 801-4365.
 Edwin Paul Jaffarian, 801-6134.
 D. K. Kelly & Co., Inc., 801-2779.
 King Industries, 801-3304.
 Clarence Klein, 801-2810.
 Koenig Hawkins & Titus, Inc., 801-313.
 Koers Kalves Corp., 801-3263.
 William Lande, 801-5024.
 J. O. Lefurgey, Inc., 801-3452.
 Legrand & Co., 801-3739.
 The Leverage Adviser, 801-4301.
 Leverage Theory Advisory, 801-4455.
 Lincoln Management Corp., 801-6475.
 Curtis Wayne Lint, 801-4527.
 Norman Thomas Lynch, 801-7678.
 Jess Ira Marcum, 801-5214.
 Market Dynamics Research, 801-3765.
 Market Logic, 801-3222.
 Market Profiles, Inc., 801-6414.
 Dean Wilkerson Marks, 801-7159.
 Martin Investment Service, 801-4585.
 Johnny Wayne Masters, 801-6931.
 Matrix Research Corp., 801-6762.
 McBurney Management Co., 801-6953.
 McGaughey & Associates, 801-3128.
 Ralph Joseph McGill, Jr., 801-6197.
 The Melville Co., 801-6366.
 Meyerson & Co., 801-215.
 MHR Investor, 801-7526.
 Edward Karl Miller, 801-5262.
 Eugene M. Miller, 801-4926.
 Roger Buchanan Mills, 801-7497.
 Murray Kreisman, 801-5732.

Horace Leroy Neate, 801-5370.
 Dee Nelson, 801-6933.
 New Venture Reports, 801-4544.
 The Norco American Market Letter, 801-6389.
 Robert Northey, 801-4058.
 Ocean Investment Service, 801-5746.
 Ohm Investment Service, 801-3451.
 Don E. Parmiter, 801-7953.
 Pellar Investment Letter, Inc., 801-4954.
 Claude E. Peterson Investment Adviser, 801-4811.
 Roy Richard Platt, 801-5827.
 Portfolio Analysis & Research Co., 801-4325.
 Power Stocks Forecast, 801-5409.
 Primary Trend, 801-4127.
 Professional Investment Co., 801-4539.
 Professional Trading, 801-5601.
 Putnam & Co., 801-6391.
 Quinn & Bennett Associates, 801-4725.
 Rampco, 801-3048.
 Max Raymon, 801-3473.
 The Richart, 801-4320.
 Ross Research Report, 801-4612.
 Horace K. Rubinier, 801-2757.
 Rutner Jackson & Gray, Inc., 801-5429.
 Joseph William Schultz, 801-5089.
 Schwabacher & Co., 801-623.
 Herman A. Schwartz, 801-2201.
 Security Analysis Ltd., Inc., 801-5485.
 Security Investment Advisory Service, 801-2870.
 Security Trading Service, 801-4274.
 Selectrend Research, Inc., 801-5422.
 SPC Financial Advisory & Management Co., 801-6418.
 Joseph W. Shimonek, 801-516.
 Skilled Market Forecasts of America, Inc., 801-3920.
 John Wheeler Somerville, 801-7375.
 Standard Value Analysis, 801-4574.
 Richard Francis Steiner, 801-5369.
 Cullen A. Stinnett, 801-4889.
 Stock Market Institute, 801-4645.
 Stock Market Systems, Inc., 801-5366.
 Stock Panoramas and Stock & Grain Panoramas, 801-3472.
 V. Thomas Sullivan & Associates, 801-8004.
 Robert Ross Talley, 801-4856.
 Technical Jury Advisory Service, 801-2843.
 Top Secret, 801-6279.
 Traders Advisory Service, 801-3154.
 Victor Troendle, 801-5977.
 Marshall Earl Turley, 801-4768.
 Twenty First Century Advisory Service, 801-4938.
 Wall Street Hot Line, 801-4524.
 Victor Isadore Weingarten, 801-6175.
 White Hall Investment Advisory Service, 801-5629.
 John Edward Wright, 801-6542.
 Carr Young Associates, 801-2392.

NEW YORK REGION

Aggressive Growth Management Service, 801-7350.
 Alexander Dean, Inc., 801-5868.
 Alexander Morley, 801-7425.
 American Capital Development Corp., 801-5416.
 American Research Council, Inc., 801-1258.
 The Analyzer, 801-7271.
 Aquarius Investment Advisory, 801-5592.
 Associated Research Consultants, 801-4489.
 Auerback, Pollack & Richardson, Inc., 801-5163.
 Frederick A. Baer & Co., 801-2603.
 Bruce Barton Bailey, 801-5110.
 Balotin Allen Fund, 801-2743.
 Baron Philip, Inc., 801-6262.
 Norman Irving Bazell, C.L.U., 801-5884.
 Robert Gerald Beaumont, 801-5686.
 Beehive Market Letter, 801-4007.
 William F. Benson, 801-7243.
 William Berenger Investment Adviser, 801-4994.
 Robert Bernack, 801-4155.
 David A. Bernard, 801-6497.

The BioMedical Investment Advisory, 801-6911.
 Blair & Co., 801-3354.
 Jesse Blaustein, 801-4346.
 Broad Street Associates, 801-5759.
 Business and Stock Market Letter, 801-3249.
 Business Success Enterprises, 801-5517.
 Francis X. Callahan, 801-4584.
 Capital Advisors, Inc., 801-2786.
 Capital Investment Service, 801-4931.
 Capital Marketing Co., 801-4931.
 Chartscope, 801-5203.
 The Chess Co., 801-7616.
 Reginald R. Chitty, 801-5135.
 Claiberg Advisory Service, 801-3864.
 Paul H. Cody, 801-8620.
 Common Sense Investment Counseling, 801-5055.
 Computer Financial Planning, 801-6275.
 Computing Horizons, 801-6185.
 Connaught Research Corp., 801-5814.
 Convertible Investment Services, 801-7909.
 Coss Reports, 801-7979.
 Robert Dollar Covington, 801-5615.
 John Wesley Crist, 801-7280.
 Donald R. Cruver, 801-4642.
 Cunnison Brothers, 801-6398.
 H. L. Darcy & Co., 801-3994.
 Davis & Hall, 801-4809.
 Thomas Roy Davis, 801-7559.
 Delafield & Delafield, 801-106.
 Alan Delgado, 801-4700.
 Deutschmann & Co., 801-6083.
 Diamond, 801-5318.
 Diamond & Co., 801-2481.
 Diaz Anderson Reports, 801-6963.
 Michael William Donofrio, 801-6991.
 The Eastern Trader, 801-6249.
 Robert Louis Edgell, 801-5108.
 Isidore Eichler, 801-3635.
 Electronic Investment Adviser, 801-6352.
 Elliott Advisory Service, 801-2738.
 Emerging Securities Advisory, 801-5339.
 Burton Paul Fabricand, 801-5850.
 Frederic S. Farah, 801-4704.
 John R. Federmack Investment Adviser, 801-7401.
 Joseph Felt, 801-5828.
 Stanley Edward Ferman, 801-6061.
 Fernwood Publishing Co., 801-3752.
 Financial Forecasting, 801-7593.
 Financial Planning Services, 801-4511.
 The Financial 5000, 801-5031.
 Fleissner & Co., 801-5771.
 William Edward Flynn, 801-2765.
 Allan Fox, 801-7361.
 Jerry Jay Franz, 801-5955.
 Jay Edwin Freeman, 801-6337.
 Fund Advisory, Inc., 801-7199.
 Fund Distributors, Inc., 801-6114.
 Funds for People, Inc., 801-4079.
 Martin J. Gale, 801-5128.
 James Edgar Gallagher, 801-6157.
 Joseph H. Garahan, 801-4692.
 John Burns Gilbert, 801-1251.
 Elliot Allan Ginsberg, 801-5863.
 Gloire Forgan William R. Staats, Inc., 801-3868.
 Elton L. Golden, 801-7487.
 Gordonian Printing Co., Inc., 801-2602.
 John William Graci, 801-4792.
 Graphic Stocks, 801-3317.
 Gregory & Sons, 801-5725.
 Growth Stocks, 801-4555.
 Morris S. Gruber, 801-4981.
 Haight Wilson & Wallower, Inc., 801-4161.
 Donald M. Halsted & Co., Inc., 801-169.
 Hamilton Investor Service, 801-6905.
 The Harrington OTC Report, 801-5632.
 Hart Investors Management, Inc., 801-6143.
 Havenfield Corp., 801-4687.
 Arthur M. Heith, 801-5998.
 Peter Joseph Henderson, 801-5444.
 Stanley Hendricks, 801-5352.
 Solomon Henner, 801-1339.
 High Rollers, Inc., 801-4438.
 Hunter Management International, 801-6670.

- Ictex Co., 801-4889.
 Inflation Hedge Investments Corp., 801-5885.
 Informed Investors, Inc., 801-5752.
 The Institute for Advanced Charting, Inc., 801-5450.
 Investment Advisory Service, 801-5537.
 Investment Strategy, 801-4666.
 Investors Cycle Timing, 801-2363.
 Investors Forecasting News Service, 801-5803.
 Investors Industrial Corp., 801-5589.
 Investors Research Report, 801-7306.
 Luciano John Iorizzo, 801-5655.
 Joseph Lemuel Johnson, 801-7252.
 Leonard John Kalsner, 801-5784.
 Maureen A. Kempton, 801-4389.
 Stanley Klein, 801-4775.
 Rudolf Paul Gustav Klitscher, 801-6707.
 Albert Vincent Klitzas, 801-7351.
 Nicholas Koopaletches, 801-7184.
 Jack J. Kornreich, 801-6015.
 Samuel B. Kuckley, 801-6334.
 Emil Kummer, 801-4350.
 Gerald Nicholas Labelle, 801-5593.
 Hyman Laskow, 801-1724.
 The Lenz Letter, 801-4483.
 Barry Andrew Levine, 801-5724.
 Levitt & Bregman, Inc., 801-5327.
 David Lewin, 801-5195.
 James Liccardo, 801-7515.
 Loving Management Corp., 801-6504.
 MK Investors, Inc., 801-7594.
 W. J. MacDonalds Stock Market Advisory Service, 801-295.
 Dennis Scott Mair, 801-6974.
 Albert Mandell, 801-6736.
 Market Alerts, 801-5967.
 Albert Markowitz, 801-5438.
 Mates Financial Services, 801-4964.
 John A. Mayhook, 801-4477.
 James William McCarney, 801-7997.
 Terence McCarthy, 801-472.
 McCormick McCormick, 801-5257.
 Donald Bruce McShane, 801-6741.
 Robert C. Meek, Inc., 801-3743.
 Mid Continent Investment Service, 801-2149.
 Milo Barton & Co., 801-7363.
 Mitchell Research & Advisory Service, 801-4576.
 Moltrics, Inc., 801-2678.
 John Vincent Mullins, 801-5723.
 Munher Market Letter, 801-7017.
 Jessie R. Muni, Inc., 801-1834.
 Murray Lind & Co., Inc., 801-6085.
 Muscoetra Amerigo Rocco, 801-5138.
 Mutual Fund Buyers Guide, Inc., 801-5328.
 NR Investors Associates, 801-4736.
 Leonard W. Nadel, 801-6612.
 New Direction Investment, 801-7384.
 The O D Stock Market Selections for the Active Trader, 801-7269.
 The Option Letter, 801-8212.
 Orris Bros. & Co., 801-2936.
 Overseas Investment Advisory Service, 801-4024.
 The P M Market Letter, 801-4456.
 Irene Perdoncin, 801-3946.
 Personal Investment Advisory Service, 801-6043.
 Physicians Market News Letter, 801-6464.
 Pirnick, Jack, 801-4388.
 Planned Futures, Inc., 801-5719.
 Portfolio Opinions, Inc., 801-3704.
 Portfolio Sciences, Inc., 801-6180.
 Benjamin Lovell Prime, 801-6367.
 Professional Economic Review, Inc., 801-6780.
 The Professional Trader, 801-5761.
 Quantigraphics, Inc., 801-6812.
 Quodar Financial Corp., 801-6295.
 The Readiness Index, 801-7013.
 Robert Reinhart, Jr., 801-3060.
 Research In Investment Management Corp., Inc., 801-6244.
 Research In Securities, Inc., 801-6243.
 Researching Growth Equities, 801-5495.
 Martin Steward Rice, 801-5393.
 Roberts Technical Trading Reports, Inc., 801-6571.
 Robertson & Associates, Inc., 801-4878.
 Bernard Rodetsky, 801-7442.
 Gertrude Hannah Rosenthal, 801-5570.
 Roslyn Advisory Service Ltd., 801-4793.
 Rotan Harbor Management, Inc., 801-6982.
 Samson Science Corp., 801-3208.
 Irwin M. Scarano Investment Adviser, 801-4250.
 Lawrence Jay Schall, 801-4975.
 The Scheinman Divergence Analysis Report Corp., 801-4405.
 A. J. Schnurman & Co., 801-5510.
 Ernest Schulman, 801-5766.
 Scientific Portfolio Management, 801-6302.
 Seaford Research Corp., 801-5357.
 Seasonal Fairmont, Inc., 801-6803.
 Securities Appraisal, 801-3746.
 Securities Investors Advisory Service, 801-5806.
 Security Owners Advisory Bureau, Inc., 801-1142.
 SHS Associates, 801-4874.
 Simmons Investment Services Co., 801-7169.
 Karl N. Smith, 801-1125.
 Sophisticated Money Newsletter, 801-4773.
 Special Situations Service, 801-3970.
 Bruce Milton Spence, 801-5774.
 Springbrook Associates, Inc., 801-6119.
 Benjamin Stallman, 801-4966.
 Stock Market Sophisticate, 801-4243.
 Stocks for Profit, 801-6115.
 Richard James Stricof, 801-6849.
 Studley Realty & Equity Corp., 801-5270.
 Carla Lynn Sugarman, 801-7233.
 John P. Sullivan, 801-3172.
 Ralph Tager, 801-2217.
 Technical Timing Stock Service, 801-5207.
 The Technical Trader, 801-4906.
 George Teichner, 801-5141.
 Paul Terowsky, 801-5279.
 Ticker Publishing Co., Inc., 801-1141.
 Traders Report, 801-4502.
 Saul Travin, 801-5427.
 Trendscape Investment Advisory Service, 801-4332.
 Trendscape Investors Corp., 801-4419.
 Michael Trokel, 801-6729.
 Tudor Investors Management & Research Co., 801-3076.
 Urban & Environmental Investment Service, 801-7326.
 Allen Harold Vogel, 801-7022.
 Wall Street Bulletin, 801-4194.
 Wall Stock Consultants, 801-6136.
 David Shibe Wallfesh, 801-7417.
 Wealac Inc., 801-6455.
 S. Weinstein & Co., 801-6908.
 Samuel Weiss & Co., Inc., 801-6605.
 Winslow, Cohu & Stelson of New York, Inc., 801-4993.
 Winston Carlyle Ltd., 801-6171.
 August J. Wiscarz, 801-6700.
 Wolff Report, Inc., 801-4137.
 Womans Perception, 801-7985.
 Edward Joseph Wright, Sr., 801-6870.
 Albert D. Young, 801-4672.
 Robert Herman Zeunert, 801-6080.
 Morris M. Zingman, 801-4522.
 SEATTLE REGION
 Atlantic Warrant Advise ment Service, 801-6790.
 Mike James Malone, 801-5333.
 May & Co., Inc., 801-5927.
 John Parker Melvin, 801-4998.
 RMC Management, Inc., 801-6424.
 Securities Laboratory, 801-3230.
 Sullivan Management Associates, Inc., 801-4814.
 Wilfred William Theis, 801-5514.
 WASHINGTON, D.C.
 Academic Investor, Inc., 801-5010.
 Frederick Amling & Associates, 801-3402.
 Russ Antonille, 801-5204.
 Automated Investment Sciences, 801-5118.
 Capital Gains Investment Services, 801-4843.
 Capital Investment Services, 801-5000.
 Capitol Investment Advisory Service, 801-4396.
 Chapman Investment Co., 801-4497.
 Chubik Investment Bulletin, 801-2897.
 Clarke Management Corp., 801-6126.
 Crosson Service, 801-5931.
 Decision Guidance Co., 801-4078.
 Diamond Financial Management Co., 801-6293.
 Dynamic Stock Service, 801-3258.
 Economic Survey, 801-1011.
 Mark Eisenberg, 801-3102.
 Equity Advisory Services, 801-3821.
 G. W. Espenshade, 801-4214.
 Evas Co., 801-5539.
 Frederick Carl Fidler, 801-7977.
 Financial Spectrum, 801-5442.
 First Diversified Investment Services Corp., 801-5695.
 First Exchange Management Corp., 801-8161.
 The Fortune Advisor, 801-5255.
 W. Prestman Fusselbaugh & Associates, Inc., 801-4481.
 Daniel George Gerhart, 801-1864.
 Richard Walter German, 801-7200.
 David R. Gerson, 801-4989.
 Marvin Francis Green, 801-4540.
 Halorr, Inc., 801-3867.
 James Loye Harwitt, 801-7922.
 Harold T. Hedges, Sr., 801-4094.
 The Andrew Helakell Co., 801-6092.
 Hillmead Investment Corp., 801-4222.
 Harold A. Holm & Co., 801-4450.
 Income Planning Corp., 801-4306.
 Institute of Investment Information, 801-5496.
 Investment Consultants, 801-5614.
 Investment Planner, 801-4113.
 Investment Reports, 801-6258.
 Investor Service Co., 801-4828.
 Fred Louis Janssen, 801-5311.
 J. G. Johnston Co., 801-2884.
 Gilbert Charles Jones, 801-3350.
 Nathan Karasik, 801-4742.
 Joseph E. Keating & Co., 801-6047.
 Kirk Andrews & Gordon, Inc., 801-6507.
 Charles Russell Klarich, 801-4566.
 Donald Joseph May, 801-5641.
 Francis P. McVay, 801-4721.
 Myer Mersky, 801-6238.
 Mews, 801-6753.
 Albert Leonard Meyers, 801-3661.
 Monitor Services, 801-1489.
 National Securities Research, Inc., 801-5075.
 Richard Gerson Nemerov, 801-3670.
 New Issues Digest, 801-5245.
 New Issues Information Services, Inc., 801-6363.
 The Newll Adviser, 801-4470.
 Robert Scott Noone, 801-4825.
 G. L. Olson, Inc., 801-4082.
 William Joseph Osborne, 801-7078.
 Palles Markowitz & Co., Inc., 801-3290.
 Penn Investment Research Co., 801-7486.
 Plymouth Management, Inc., 801-7470.
 Professionals Perspective, 801-6226.
 Melvin Rubin, 801-3267.
 Robert Rutherford, Jr., 801-8190.
 Scott Townsend, 801-1522.
 Security Analysis, Inc., 801-4618.
 Andrew Serrell, 801-5146.
 Jerome Shuman Enterprises, 801-4633.
 Alvie Glenn Spencer, Jr., 801-7635.
 Barry Lazar Sperling, 801-5897.
 Stevens Investment Advisory Service, 801-3246.
 Robert Thomas Sweet, 801-3522.
 William R. Thatcher, 801-2611.
 Time Investment Plans, 801-2403.
 Trend Investors Management, Inc., 801-4941.
 Albert B. Tyson, 801-1528.
 United Venture, 801-5918.
 Vantage, 801-7100.
 The Victoria Letter, 801-5643.
 The Wall Street Adviser, 801-4866.
 Weekly Stock Trader, 801-3318.

Wharton Associates, 801-2106.
Wise Investment Survey, 801-503.
H. J. Wolf & Associates, Inc., 801-6200.
Young Investor, 801-2812.
Zajac & Co., 801-4999.

FOREIGN

Morton Abramson, 801-4534.
Anef Baltic Borsenberating Veilag Und Veschaf M.B.H., 801-3696.
Harry Browne, 801-7058.
C. B. Investment Advisory Service, 801-4929.
Canadian American Securities Service Ltd., 801-1826.
Canadian Investor, 801-2767.
Anthony Day, 801-4781.
Dinpan Publications, Ltd., 801-3575.
John Andrew Eckstein, 801-4781.
The Forecaster, 801-4647.
Fraser Research, Ltd., 801-2520.
Dr. Peter Harsanyi, 801-4533.
Angelo A. Henderson, 801-6106.
Investment Advisors, 801-2090.
Vincent J. Kirby Business & Advisory Service, 801-4101.
Market Leadership Analyst, 801-3198.
Mission Advisory Service, 801-4932.
Mitchell of Canada, Ltd., 801-2027.
Roger L. Pillotin, 801-2913.
Craig McComb Snader, Jr., 801-3559.
Trumor Securities, Ltd., 801-1509.

[FR Doc.73-12752 Filed 6-25-73; 8:45 am]

[812-3409]

DOMINICK MANAGEMENT CORP. ET AL.

Notice of Application Pursuant to Section 6(c) of the Act for Exemption From Section 15(a) of the Act

Notice is hereby given that the Dominick Fund, Inc. (Dominick), a diversified, closed-end management investment company registered under the Investment Company Act of 1940 (Act), the Barclay Growth Fund, Inc. (Barclay), a diversified, open-end management investment company, registered under the Act, and Dominick Management Corp. (DMC), 14 Wall Street, New York, N.Y. 10005, an investment adviser registered pursuant to section 203 of the Investment Advisers Act of 1940 and investment adviser to both Dominick and Barclay (hereinafter collectively referred to as "Applicants"), have filed an application pursuant to section 6(c) of the Act for an order of the Commission exempting DMC from the provisions of section 15(a) of the Act so as to permit DMC to receive fees for investment advisory services rendered by DMC to Dominick and Barclay between February 21, 1973, and April 18, 1973, and April 30, 1973, respectively.

All interested persons are referred to the application on file with the Commission for a statement of Applicants' representations, which are summarized below.

DMC is a wholly owned subsidiary of, and its liabilities are fully guaranteed by, Dominick and Dominick, Inc. (D. & D.), a broker-dealer registered pursuant to section 15 of the Securities Exchange Act of 1934.

On February 14, 1973, the Pierce National Life Insurance Co. and the Perpetual Corp., affiliates of Joe L. Allbritton (Pierce Group), made a cash tender offer for certain debt and preferred stock of D. & D. On February 21, 1973, D. & D.

issued to the Pierce Group, in exchange for the D. & D. securities acquired by the Pierce Group pursuant to the cash tender offer, 32,500 shares of a new series of convertible preferred, each share being convertible into 100 shares of the common stock of D. & D.

This transaction was the initial step in a financing plan (Plan) pursuant to which D. & D. expects to raise additional equity capital through a \$3 million loan from Pierce National Life Insurance Co. and the sale of up to 1 million shares of D. & D. common stock to certain D. & D. officers. The D. & D. convertible preferred stock issued to the Pierce Group is freely convertible into 3,250,000 shares of D. & D. common stock, which amount of common stock would constitute more than 65 percent of the D. & D. common stock outstanding, assuming that all of the 1 million shares of common stock offered to the D. & D. officers are purchased.

Section 15(a) of the Act provides, among other things, that it shall be unlawful for any person to serve or act as an investment adviser of a registered investment company except pursuant to a written contract which provides, in substance, for its automatic termination in the event of its assignment by the investment adviser. The contracts between DMC and Dominick and Barclay contained such a provision. "Assignment" is defined in section 2(a)(4) of the Act to include the direct or indirect transfer of a contract or a controlling block of the assignor's outstanding voting securities by a security holder of the assignor. Applicants believe that control of D. & D. within the meaning of the Act and the rules and regulations thereunder, shifted on February 21, 1973, upon consummation of the Plan and that, therefore, the transactions comprising the Plan may have constituted an assignment of the respective investment advisory agreements between DMC and Dominick and Barclay and thereby have caused their automatic termination.

Section 6(c) of the Act provides that the Commission, by order upon application, may conditionally or unconditionally exempt any person, security, or transaction from any provision of the Act if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicants state that at the annual shareholder meetings of Dominick and Barclay, held on April 18, 1973, and April 30, 1973, respectively, new investment advisory agreements with DMC substantially identical with the previous agreements between DMC and each respective investment company were approved by the stockholders of each company.

Applicants assert that DMC is a fully staffed, adequately capitalized, experienced investment adviser operating separately from D. & D. and that DMC is fully qualified to perform its investment advisory responsibilities without assistance or support of D. & D. Applicants

further assert that the Plan, which caused the termination of the investment advisory agreements between DMC and Dominick and Barclay, did not result in any material change in the investment advisory services which DMC continued to render to Dominick and Barclay after the termination of the investment advisory agreements and before new agreements could be entered into. Accordingly, Applicants submit that the granting of the exemption requested hereby, to permit DMC to receive such fees for services as it would have been entitled to receive under the terminated investment advisory agreements, would be 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 July 10, 1973, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of service (by affidavit, or in case of an attorney at law, by certificate) shall be filed contemporaneously with the request. At any time after 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, 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 the matter including the date of the hearing (if ordered) and any postponements thereof.

By the Commission.

[SEAL]

RONALD F. HUNT,
Secretary.

[FR Doc.73-12384 Filed 6-25-73; 8:45 am]

[812-3439]

HAMILTON GROWTH FUND, INC., AND HAMILTON MANAGEMENT CORP.

Notice of Application Pursuant to Section 6(c) for Exemption From the Provisions of Section 22(d) of the Act

Notice is hereby given that Hamilton Growth Fund, Inc. (Fund), an open-end, diversified management investment company registered under the Investment Company Act of 1940 (Act) and Hamilton Management Corp. (Hamilton), 7400 South Alton Court, Englewood, Colo. 80110, a registered broker-dealer which serves as the principal underwriter and

investment manager of Fund (hereinafter referred to collectively as Applicants), have filed an application pursuant to section 6(c) of the Act requesting an order of the Commission for an exemption from the provisions of section 22(d) of the Act to permit the holders of Hamilton Growth Fund Periodic Investment Plan (Plan) certificates who have made the first 12 payments toward completion of their Plans (the front-end load payments) the right to convert their Plan accumulations into Hamilton Growth Fund, Inc., shares and continue to make payments up to the face amount of such Plans at the reduced sales charge levels applicable thereto. All interested persons are referred to the application on file with the Commission for a statement of the representations therein, which are summarized below.

Hamilton functions as the sponsor-depositor of Hamilton Fund (Trust), a unit investment trust registered as an investment company pursuant to the Act. Effective January 1, 1972, Hamilton discontinued the sale of Trust certificates. Prior thereto, Trust Plans provided a means by which shares of the Fund could be accumulated on a contractual, front-end load basis. Persons having purchased Plans prior to January 1, 1972, have been permitted to continue to make payments toward the completion of their Plans in accordance with the terms and conditions of their Plan certificates.

The following sales charge table indicates the percent of payment deducted from each payment called for by Plans having varying monthly payment amounts:

Monthly payments	Face amount plan	Percent of payment deducted from first 12 payments called for	Percent of payment deducted from each subsequent monthly payment called for	Sales charge—percent of total payments
\$15 to \$100	\$1,500 to \$15,000	50.00	4.60	8.53
\$105 to \$200	\$15,750 to \$30,000	50.00	4.00	7.99
\$205 to \$300	\$30,750 to \$45,000	50.00	3.40	7.44
\$305 to \$400	\$45,750 to \$60,000	50.00	3.00	7.07
\$405 to \$500	\$60,750 to \$75,000	50.00	1.80	5.98
\$505 to \$600	\$75,750 to \$90,000	50.00	.70	4.97
\$605 to \$805	\$90,750 to \$100,000	46.15	0	4.00
\$805 to \$1005	\$100,500 to \$150,000	11.54	0	1.00
\$1005 to \$1505	\$150,500 to \$250,000	5.77	0	.50

If the exemption requested is granted, a Plan investor whose Plan called for monthly payments of \$10 to \$100 would, for example, be permitted to convert Plan into Fund shares and continue to make payments up to the face amount of his Plan at a sales charge level of 4.6 percent. An investor whose Plan called for monthly payments of \$205 to \$300 per month would be permitted to convert his Plan into Fund shares and continue to make payments up to the face amount of his Plan at a sales charge level of 3.4 percent. The reduced sales charge levels would be applicable only to planholders who exercised their right of conversion into Fund shares and had completed their front-end load sales charge Plan payments.

Applicants state that limiting the privilege to those investors who had made the first 12 payments towards completion of their Plan, and who have thus paid their front-end load sales charges, is equitable, since such investors, after converting their Plans into Fund shares and thereupon investing directly in Fund shares upon completion of all subsequent payments up to the face amount of their Plans at reduced sales charge levels, will have paid a sales charge which, as a percentage of total payments, is approximately 8.5 percent, or an equivalent sales charge paid by investors who directly purchased shares of the Fund. If investors who have not made the first 12 payments towards completion of their Plans were afforded the conversion privilege, such investors could, upon exercise of the privilege, and upon completion of all Plan payments,

have acquired shares at a sales charge rate which would be less than the approximate sales charge paid by other Fund investors.

Applicants state that during each of the full years in which the Trust has been offering shares of the Fund on a contractual, front-end load basis (1970 through 1972), expenses attributable to such Plans have exceeded Plan distributions by significant amounts. Although, in past years, Hamilton has assumed the payment of such Plan expenses which were in excess of the amounts of Plan distributions and were within the expense limitations relative to such Plans as a business expense, Hamilton has determined that for 1973 and subsequent years it will discontinue its assumption of payment of such excess expenses, and will, instead, liquidate Trust investor shares, if necessary, to pay such expenses. This procedure is provided for in the Trust's indenture, certificate, and prospectus.

Applicants assert that by providing Trust investors with the opportunity to convert their Plan holdings into Fund shares (a right which presently exists), and to continue to make payments up to the face amounts of their Plans at the same sales charge levels which would have been applicable to their Plans had they been retained, such investors will be afforded the opportunity to escape the need for their Trust shares to be liquidated to meet Trust expenses, and will be afforded the opportunity to continue to purchase shares of their chosen investment medium with its selective investment objective at the identical sales

charge rates applicable to their prior Trust Plan payments.

Applicants state that the Fund receives no portion of the sales charge applicable to the purchase of shares of the Fund, and the exemption herein requested will have no detrimental effect upon current Fund shareholders. Moreover, there will be no dilution of the assets of the Fund caused by an investor's exercise of the conversion privilege, since conversion of Trust holdings to shares of the Fund would be effectuated at the Fund's net asset value per share next determined after receipt of a request from a Trust investor for implementation of the conversion.

Section 22(d) of the Act provides, in relevant part, that a registered investment company is prohibited from selling a redeemable security issued by it to any person except at a current offering price described in the prospectus. This section has been construed as prohibiting variations in sales load except on a uniform basis.

Section 6(c) of the Act authorizes the Commission by order, upon application, to exempt, conditionally or unconditionally, any transaction from any provisions of the Act or of any rule or regulation thereunder, if and to the extent that the Commission finds that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicants assert that the requested exemption would not be inconsistent with the purposes underlying section 22 (d) of the Act and that in their opinion the exemption sought, if granted, would be in the public interest, consistent with the protection of investors and with the policy and purposes of the Act.

Notice is further given that any interested person may, not later than July 13, 1973, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (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 the matter including the date of the hearing (if ordered) and any postponements thereof.

For the Commission by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.
[FR Doc.73-12751 Filed 6-25-73;8:45 am]

[File No. 500-1]

LAND & LEISURE, INC.
Order Suspending Trading

JUNE 18, 1973.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, \$0.01 par value, and all other securities of Land & Leisure, 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 11:30 a.m., e.d.t., June 18, 1973 through June 27, 1973.

By the Commission.
[SEAL] RONALD F. HUNT,
Secretary.
[FR Doc.73-12811 Filed 6-25-73;8:45 am]

[File No. 500-1]

PACER CORP.
Order Suspending Trading

JUNE 20, 1973.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, \$0.01 par value, and all other securities of Pacer 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 June 21, 1973, through June 30, 1973.

By the Commission.
[SEAL] RONALD F. HUNT,
Secretary.
[FR Doc.73-12812 Filed 6-25-73;8:45 am]

[File No. 500-1]

RADIATION SERVICE ASSOCIATES, INC.
Order Suspending Trading

JUNE 19, 1973.

It appearing to the Securities and Exchange Commission that the summary

suspension of trading in the common stock, \$0.01 par value, of Radiation Service Associates, 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 June 20, 1973 through June 29, 1973.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.
[FR Doc.73-12813 Filed 6-25-73;8:45 am]

SMALL BUSINESS ADMINISTRATION

[Notice of Disaster Loan Area; Amdt. 3]

ARKANSAS

Amendment to Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Arkansas as a major disaster area following severe storms and flooding beginning on or about April 1, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from flood victims in the following additional counties: Calhoun, Cleveland, Cross, Dallas, Hempstead, Hot Springs, Izard, and Pike; and the city of Pine Bluff. (See 38 FR 12178, 38 FR 13586 and 38 FR 15564.)

Applications may be filed at the:
Small Business Administration, District Office, 600 West Capital Avenue, Little Rock, Ark. 72201.

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 92-385.

Applications for disaster loans under this announcement must be filed not later than July 31, 1973.

Dated June 1, 1973.

THOMAS S. KLEPPE,
Administrator.
[FR Doc.73-12746 Filed 6-25-73;8:45 am]

[Notice of Disaster Loan Area 994]

GEORGIA

Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Georgia as a major disaster area following severe storms and tornadoes beginning on or about May 28, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in Clarke County.

Applications may be filed at the:
Small Business Administration, Regional Office, 1401 Peachtree Street NE., Atlanta, Ga. 30309.

and at such temporary offices as are established. Such addresses will be an-

nounced locally. Applications will be processed under the provisions of Public Law 93-24.

Applications for disaster loans under this announcement must be filed not later than August 13, 1973.

Dated June 15, 1973.

THOMAS S. KLEPPE,
Administrator.
[FR Doc.73-12741 Filed 6-25-73;8:45 am]

[Notice of Disaster Loan Area 974; Amdt. 3]

ILLINOIS

Amendment to Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Illinois as a major disaster area following flooding, high winds, and lake storms beginning on or about March 1, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from flood victims in the following additional counties: Gallatin and Pope. (See 38 FR 12179, 38 FR 13586, and 38 FR 14897.) Applications may be filed at the:

Small Business Administration Branch Office, Ridgely Building, room 816, 502 East Monroe Street, Springfield, Ill. 62701.

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 92-385.

Applications for disaster loans under this announcement must be filed not later than July 31, 1973.

Dated June 1, 1973.

THOMAS S. KLEPPE,
Administrator.
[FR Doc.73-12744 Filed 6-25-73;8:45 am]

[Notice of Disaster Loan Area 973; Amdt. 3]

MISSOURI

Amendment to Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Missouri as a major disaster area following heavy rains and flooding beginning on or about March 6, 1973, and his amendment of June 4, 1973, following severe storms occurring on May 11, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from flood victims in the following additional counties and city: Jasper and Newton Counties and the city of Joplin. (See 38 FR 10339, 38 FR 12179, and 38 FR 14897.)

Applications may be filed at the:
Small Business Administration, District Office, 210 North 12th Street, room 520, St. Louis, Mo. 63101.

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 93-24.

Applications for disaster loans under this announcement must be filed not later than August 3, 1973.

Dated June 7, 1973.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.73-12743 Filed 6-25-73;8:45 am]

[Notice of Disaster Loan Area 984; Amdt. 1]

NEW MEXICO

Amendment to Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of New Mexico as a major disaster area following severe storms, snow melt, and flooding beginning on or about March 23, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from flood victims in the following additional counties: Rio Arriba and Santa Fe (see 38 FR 14317).

Applications may be filed at the:

Small Business Administration, District Office, 5000 Marble Avenue NE, Patio Plaza Building, Albuquerque, N. Mex. 87110.

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 92-385.

Applications for disaster loans under this announcement must be filed not later than August 10, 1973.

Dated June 15, 1973.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.73-12742 Filed 6-25-73;8:45 am]

[Notice of Disaster Loan Area 995]

OKLAHOMA

Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Oklahoma as a major disaster area following severe storms and flooding beginning on or about April 1, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from storm and flood victims in the following counties: Atoka, Carter, Choctaw, Cleveland, Coal, Comanche, Delaware, Dewey, Garfield, Garvin, Grant, Haskell, Jackson, Latimer, Lincoln, Mayes, McClain, McIntosh, Muskogee, Osage, Pittsburg, Pontotoc, Sequoyah, Stephens, Tillman, Tulsa, Washington, and Washita.

Applications may be filed at the:

Small Business Administration, District Office, 30 North Hudson, Oklahoma City, Okla. 73102.

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 92-385.

Applications for disaster loans under this announcement must be filed not later than August 13, 1973.

Dated June 19, 1973.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.73-12747 Filed 6-25-73;8:45 am]

[Notice of Disaster Loan Area 976; Amdt. 2]

WISCONSIN

Amendment to Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Wisconsin as a major disaster area following severe storms and flooding beginning on or about March 7, 1973, applications for disaster relief loans will be accepted by the Small Business Administration from flood victims in the following additional counties: Pepin, Portage, and Sheboygan. (See 38 FR 12264 and 38 FR 13587)

Applications may be filed at the:

Small Business Administration, District Office, 122 West Washington Avenue, room 713, Madison, Wis. 53703.

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 92-385.

Applications for disaster loans under this announcement must be filed not later than August 1, 1973.

Dated June 6, 1973.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.73-12745 Filed 6-25-73;8:45 am]

[License No. 07/07-0006]

MORAMERICA CAPITAL CORP.

Notice of Filing of Application for Approval of Conflict of Interest Transaction Between Associates

Notice is hereby given that MorAmerica Capital Corp. (MorAmerica), suite 200, American Building, Cedar Rapids, Iowa 52401, a Federal licensee under the Small Business Investment Act of 1958, as amended (Act), has filed an application, pursuant to section 107.1004 of the Regulations governing small business investment companies (13 CFR 107.1004 (1973)), for approval of a conflict-of-interest transaction.

In 1965 the Ralston Purina Co. opened DeWitt Farm Store (DeWitt) and it was operated by them until April of 1972 at which time Mr. Peter F. Bezanson, chairman of the MorAmerica board of directors, purchased 100 percent of the issued and outstanding stock in his own behalf. In July of 1972, Messrs. Norris and David Johnson were hired as manager and assistant manager. The Johnsons have reached an agreement whereby they will purchase for cash the 100-percent equity

interest in DeWitt, which is held by Mr. Bezanson. There would be no gain or loss on this transaction to Mr. Bezanson.

After the acquisition of DeWitt by Messrs. Norris and David Johnson, DeWitt will apply for \$190,000 in financing from MorAmerica. The financing is to be in the form of a \$20,000 subordinated debenture with detachable warrants representing a potential 50-percent ownership and \$170,000 in 7½ percent preferred stock. Use of the proceeds is \$55,000 for working capital and \$135,000 to reduce a \$225,000 short-term debt to the Morris Plan Co., a subsidiary of MorAmerica Financial Corp., which is the parent of MorAmerica. It is anticipated that eventually DeWitt will retire the preferred stock and the 50-percent potential equity inherent in the \$20,000 debenture.

The transaction falls within the purview of section 107.1004 by reason of the fact that the financings will be used, in part, to retire debt outstanding to an associate of MorAmerica and such financings require an exemption pursuant to section 107.1004(b)(4).

Notice is further given that any interested person may, on or before July 11, 1973, submit to SBA, in writing, relevant comments on the proposed financing. Any such communication should be addressed to: Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416.

A copy of this notice shall be published by the licensee in a newspaper of general circulation in Davenport, Iowa.

Date June 19, 1973.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.73-12748 Filed 6-25-73;8:45 am]

[License Application No. 03/03-5116]

NORFOLK INVESTMENT CO., INC.

Notice of Application

An application for a license to operate as a small business investment company under the provisions of section 301(d) of the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 et seq.), has been filed by Norfolk Investment Co., Inc. (applicant), with the Small Business Administration (SBA) pursuant to 13 CFR 107.102 (1973).

The officers and directors of the applicant are as follows:

Walter H. Riddick, president, director, 5649 Northampton Boulevard, Virginia Beach, Va. 23455.

Joseph S. Stanley, secretary/treasurer, director, 1120 West Revere Point Road, Virginia Beach, Va. 23455.

John B. Bernhardt, director, 925 Hanover Avenue, Norfolk, Va. 23508.

Kirk W. Saunders, general manager, 8164 Walters Drive, Norfolk, Va. 23518.

The applicant, a Virginia corporation, with its principal place of business located at 515A Royster Building, Granby Street, Norfolk, Va. 23523, will begin operations with \$700,000 of paid-in capital consisting of 500 shares of common stock sold to the Norfolk Model Neighborhood Development Corp., a nonstock, nonprofit corporation formed to operate exclusively for charitable, scientific, and educational purposes, and 200 shares of cumulative participating preferred stock sold to Virginia National Bank.

Applicant will not concentrate its investments in any particular industry. As an applicant for a license pursuant to section 301(d) of the Small Business Investment Act of 1958, as amended, its investments will be made solely in small business concerns which will contribute to a well-balanced national economy by facilitating ownership in such concerns by persons whose participation in the free enterprise system is hampered because of social or economic disadvantages.

Matters involved in SBA's consideration of the applicant include the general business reputation and character of the proposed owners and management, and the probability of successful operation of the applicant under their management, including adequate profitability and financial soundness, in accordance with the Small Business Investment Act and the SBA rules and regulations.

Any person may, on or before July 11, 1973, submit to SBA written comments on the proposed licensee. Any such communication should be addressed to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Norfolk, Va.

Dated June 19, 1973.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.73-12749 Filed 6-25-73;8:45 am]

[License No. 01/01-5271]

21C VENTURE CAPITAL CORP. Notice of Issuance of License

On May 7, 1973, a notice was published in the FEDERAL REGISTER (38 FR 11379) stating that 21C Venture Capital Corp., located at 1 Winthrop Square, Cambridge, Mass. 02138, had filed an application with the Small Business Administration, pursuant to 13 CFR § 107.701 (1973) for a license to operate as a small business investment company under the provisions of section 301(d) of the Small Business Investment Act of 1958 (the Act).

The period for comment ended May 22, 1973.

Notice is hereby given that, having considered the application and all other pertinent information, SBA has issued license No. 01/01-5271 to 21C Venture Capital Corp., pursuant to said section 301(d) of the Act.

Dated June 19, 1973.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.73-12750 Filed 6-25-73;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTAIN COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN COLOMBIA

Adjustment of Restraint Level

On July 1, 1972, there was published in the FEDERAL REGISTER (37 FR 13123), a letter dated June 28, 1972, from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs, establishing levels of restraint applicable to certain specified categories of cotton textiles and cotton textile products produced or manufactured in Colombia and exported to the United States during the 12-month period beginning July 1, 1972. As set forth in that letter, the levels of restraint are subject to adjustment pursuant to paragraph 9 of the bilateral Cotton Textile Agreement of June 25, 1971, between the Governments of the United States and Colombia, which provides for the limited carryover of shortfalls in certain categories to the next agreement year.

Accordingly, pursuant to the provision of the bilateral agreement referred to above, there is published below a letter of June 13, 1973, from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs amending the level of restraint applicable to cotton textile products in category 22/23, produced or manufactured in Colombia and exported to the United States during the 12-month period which began on July 1, 1972.

SETH M. BODNER,
Chairman, Committee for the
Implementation of Textile
Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

JUNE 13, 1973.

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20229.

DEAR MR. COMMISSIONER: On June 28, 1972, the Chairman, Committee for the Implementation of Textile Agreements, directed you to prohibit entry during the 12-month period beginning July 1, 1972, of cotton textiles and cotton textile products in certain specified categories produced or manufactured in Colombia in excess of designated levels of restraint. The Chairman further advised

you that the levels of restraint are subject to adjustment.¹

Under the terms of the Long-Term Arrangement Regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962, pursuant to paragraph 9 of the bilateral Cotton Textile Agreement of June 25, 1971, between the Governments of the United States and Colombia, and in accordance with the procedures of Executive Order 11651 of March 3, 1972, you are directed to amend, effective as soon as possible, the level of restraint established in the aforesaid directive of June 28, 1972 for cotton textile products in category 22/23 to 8,360,000 square yards.²

The actions taken with respect to the Government of Colombia and with respect to imports of cotton textiles and cotton textile products from Colombia 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 the Commissioner of Customs, being necessary to the implementation of such actions fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

SETH M. BODNER,
Chairman, Committee for the
Implementation of Textile
Agreements, and Deputy Assistant
Secretary for Resources and Trade
Assistance.

[FR Doc.73-12863 Filed 6-25-73;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 283]

ASSIGNMENT OF HEARINGS

JUNE 21, 1973.

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. No amendments will be entertained after the date of this publication.

MC-113855 sub 273, International Transport, Inc., now being assigned hearing September 10, 1973 (1 day), at San Francisco, Calif., in a hearing room to be later designated.

¹ The term "adjustment" refers to those provisions of the bilateral Cotton Textile Agreement of June 25, 1971, between the Governments of the United States and Colombia which provide, in part, that within the aggregate and applicable the group limits, limits on certain categories may be exceeded by not more than 5 percent; for the limited carryover of shortfalls in certain categories to the next agreement year; and for administrative arrangements.

² This level has not been adjusted to reflect any entries made on or after July 1, 1972.

MC-129171 sub 11, Arthur Shelley, Inc., now being assigned hearing September 11, 1973 (1 day), at San Francisco, Calif., in a hearing room to be later designated.

MC-134922 sub 42, B. J. McAdams, Inc., now being assigned hearing September 12, 1973 (1 day), at San Francisco, Calif., in a hearing room to be later designated.

MC-138185, P. Robert McDonald, doing business as Auto Delivery Service, now being assigned hearing September 13, 1973 (2 days), at San Francisco, Calif., in a hearing room to be later designated.

No. W-1265, Bigge Drayage Co., now being assigned hearing September 24, 1973 (1 week), at San Francisco, Calif., in a hearing room to be later designated.

MC-89684 sub 81, Wycoff Co., Inc., now being assigned hearing September 24, 1973 (1 week), at Salt Lake City, Utah, in a hearing room to be later designated.

MC-135754 sub 1, Robert E. Williamson, Jr., common carrier application, now assigned June 28, 1973, at Columbia, S.C., is postponed indefinitely.

No. W-81 sub 3, McAllister Lighterage Line, Inc., and W-457 sub 6, McAllister Bros., Inc., now assigned July 23, 1973, at Washington, D.C., is postponed indefinitely.

AB-43 sub 2, Illinois Central Gulf Railroad Co., abandonment between Packton, Winn Parish, and Concordia Junction, Concordia Parish, abandonment of operations from Concordia Junction to Vidalia, Concordia Parish, abandonment of operations from Vidalia, all within the State of Louisiana, now assigned July 16, 1973, will be held in the courtroom, Courthouse Building, Jena, La.

MC-F-11318, Superior Trucking Co., Inc., purchase (portion) Daniel Hamm Drayage Co., MC-F-11631, Ace Doran Hauling & Rigging Co.—purchase (portion)—Daniel Hamm Drayage Co., MC-F-11742, Ace Doran Hauling & Rigging Co.—control—Daniel Hamm Drayage Co., now assigned July 23, 1973, will be held in room 1612, 1230 Market Street, St. Louis, Mo.

AB-5 sub-4, Cleveland, Cincinnati, Chicago & St. Louis Railway Co. and George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment the Indiana State Line and Lynn, in Randolph County, Ind., AB-5 sub-5, Cleveland, Cincinnati, Chicago & St. Louis Railway Co. and George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment between Lynn and New Castle, in Randolph and Henry Counties, Ind., AB-5 sub-6, Cleveland, Cincinnati, Chicago & St. Louis Railway Co. and George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment between New Castle and Shirley, in Henry County, Ind., AB-5 sub-7, Cleveland, Cincinnati, Chicago & St. Louis Railway Co. and George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment between Glen Karn, Ohio, and the Indiana State Line, Darke County, Ohio.

AB-5 sub-101, George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment portion Springfield branch between Shirley and Wilkinson, Hancock County, Ind., and AB-5 sub-121, George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment portion Anderson-Greensburg secondary track, between Emporia and Knightstown, Madison, Hancock and Henry Counties, Ind., now assigned July 9, 1973, at New Castle, Ind., will be held in the Board of Works Room, City Hall, 321 South Main Street.

AB-5 sub-131, George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment between Richmond and New Castle, Wayne and Henry Counties, Ind., now assigned July 16, 1973, at Richmond, Ind., will be held in Council Room, City Building, 50 North Fifth Street.

AB-5 sub-132, George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment between Elwood and Kokomo, Madison, Tipton and Howard Counties, Ind., now assigned July 19, 1973, at Kokomo, Ind., will be held at Hayworth High School, Lecture Room 129, 2501 Berkley Street.

MC 83539 sub-359, C & H Transportation Co., Inc., now assigned July 23, 1973, at Chicago, Ill., will be held in room 1743, Tax Court, Everett McKinley Dirksen Building, 219 South Dearborn Street.

MC-136224, Southern Transport, Inc., now assigned July 23, 1973, at Jackson, Miss., is postponed to July 26, 1973, in 536 U.S. Post Office Court House, East Capital SW., Street, Jackson, Miss.

AB-1 sub-6, Chicago & North Western Transportation Co. abandonment between Takamah and Lyons, Bert County, Nebr., now assigned continued hearing July 30, 1973, at Omaha, Nebr., will be held at the New Paxton Hotel, 14th and Farnam Street.

MC 99284 sub-6, Sullivan's Motor Delivery, Inc., now assigned July 9, 1973, at Milwaukee, Wis., will be held in room 301C, City Hall, 200 East Wells Street.

AB-5 sub-138, George P. Baker, Richard C. Bond, and Jervis Langdon, Jr., trustees of the property of Penn Central Transportation Co., debtor, abandonment operations portion Fort Wayne branch between Lynn and Ridgeville, Randolph County, Ind.; C. Bond, and Jervis Langdon, Jr., trustees AB-5 sub-139, George P. Baker, Richard of the property of Penn Central Transportation Co., debtor, abandonment operations portion Ridgeville secondary track between Portland and Monroe, Jay Adams Counties, Ind., now assigned July 25, 1973, at Portland, Ind., will be held in Community Room, Ohio Valley Gas Corp., 129 East Main Street.

MC 105045 sub-39, R. L. Jeffries Trucking Co., Inc., MC 112304 sub-62, Ace Doran Hauling & Rigging Co., now assigned July 30, 1973, at Detroit, Mich., will be held in room 226, Federal Building, Lafayette Washington Boulevard.

MC 121082 sub-5, Allied Delivery System, Inc., now assigned July 31, 1973, at Detroit, Mich., will be held in room 226, Federal Building, Lafayette Washington Boulevard.

MC-129631 sub-25, Pack Transport, Inc., now assigned June 28, 1973, at Washington, D.C., is canceled.

MC 135691 sub-7, Dallas Carriers Corp., now assigned August 6, 1973, at Dallas, Tex., is postponed indefinitely.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.73-12816 Filed 6-25-73;8:45 am]

[Notice 284]

ASSIGNMENT OF HEARINGS

JUNE 21, 1973.

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. No amendments will be entertained after the date of this publication.

Correction

MC-74321 sub-73, B. P. Walker, Inc., now being assigned hearing July 13, 1973, (1 day), in room 15036 Federal Building, 1961 Stout Street, Denver, Colo., instead of MC-74321.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.73-12817 Filed 6-25-73;8:45 am]

[Ex Parte 241; Rule 19, 2d Rev. Exemption 43]

ATCHISON, TOPEKA AND SANTA FE RAILWAY CO. ET AL.

Exemption Under Mandatory Car Service Rules

To the Atchison, Topeka and Santa Fe Railway Co., Chicago, Rock Island and Pacific Railroad Co., Missouri-Kansas-Texas Railroad Co., Missouri Pacific Railroad Co., St. Louis-San Francisco Railway Co., Union Pacific Railroad Co.

It appearing, that there is a massive harvest of wheat in progress in the States of Kansas and Oklahoma; that present supplies of plain boxcars owned by the railroads serving these States are inadequate to move the newly harvested grain to terminal elevators for safe storage; that use of available plain boxcars owned by other carriers for movements of this grain will substantially augment the car supplies of the railroads named herein.

It is ordered, That pursuant to the authority vested in me by car service rule 19, the railroads named herein, and their short line connections, are hereby authorized to use and to accept from shippers, shipments of grain originating at stations located in Kansas and Oklahoma when loaded into plain 40-foot

narrow-door boxcars of various ownerships without regard to the requirements of car service rule 2.

Exception: This exemption shall not apply to plain boxcars subject to Association of American Railroads Car Relocation Directive No. 44.

Effective 11:59 p.m., June 21, 1973.

Expires 11:59 p.m., July 7, 1973.

Issued at Washington, D.C., June 19, 1973.

INTERSTATE COMMERCE
COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[FR Doc. 73-12819 Filed 6-25-73; 8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

JUNE 21, 1973.

An application, as summarized below, has been filed requesting relief from the requirements of section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

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.

FSA No. 42704.—Joint Water-Rail Container Rates—American Mail Line, Ltd. Filed by American Mail Line, Ltd. (No. 4), for itself and interested rail carriers. Rates on general commodities, from the ports of Keelung, Koahsiung in Taiwan, and Hong Kong, to rail stations and water carrier terminals on the U.S. Atlantic and Gulf ports.

Grounds for relief.—Water competition.

Tariff.—American Mail Line, Ltd., eastbound intermodal tariff No. 3, ICC No. 3. Rates are published to become effective on July 24, 1973.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 73-12818 Filed 6-25-73; 8:45 am]

[Notice 82]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JUNE 18, 1973.

The following are notices of filing of application, except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex parte No. MC-67 (49 CFR 1131), published in the FEDERAL REGISTER issue of April 27, 1965, effective July 1, 1965.

These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 18259 (sub-No. 5 TA), filed June 8, 1973. Applicant: JACKSON DISTRIBUTION CORP., P.O. Box 204, Salina Station, 348 West Fayette Street, Syracuse, N.Y. 13202. Applicant's representative: Norman M. Pinsky, 345 South Warren Street, Syracuse, N.Y. 13202. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Fresh and processed and canned meats and meat products* requiring transportation in vehicles equipped with mechanical refrigeration, from Syracuse, N.Y., to points in St. Lawrence, Franklin, Steuben, Schuyler, Chemung, Tioga, Broome, Chenango, Delaware, Otsego, Schoharie, Montgomery, Fulton, Herkimer, and Schenectady Counties, N.Y., for 180 days. Supporting shipper: E. Klem, Traffic Manager, Loblaws Stores, Inc., 692 Bailey Avenue, Buffalo, N.Y. Send protests to: Morris H. Gross, District Supervisor, Bureau of Operations, Interstate Commerce Commission, room 104, 301 Erie Boulevard, West, Syracuse, N.Y. 13202.

No. MC 97357 (sub-No. 46 TA), filed June 7, 1973. Applicant: ALLYN TRANSPORTATION CO., 14011 South Central Avenue, Los Angeles, Calif. 90059. Applicant's representative: Warren N. Grossman, 606 South Olive Street, Los Angeles, Calif. 90014. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Liquid asphalt and road oils*, in bulk, in tank vehicles and (2) *Petroleum fuel oils* when shipped in mixed shipments with liquid asphalt or road oils, in bulk, in tank vehicles from points in Clark County, Nev., to points in Washington, Kane, Garfield, Iron, Beaver, and Piute Counties, Utah, for 90 days. Supporting shipper: Douglas Oil Co. of California, P.O. Box 60205, Terminal Annex, Los Angeles, Calif. 90060. Send protests to: Walter W. Strakosch, District Supervisor, Bureau of Operations, Interstate Commerce Commission, room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 100300 (sub-No. 8 TA), filed June 6, 1973. Applicant: H. B. NELSON & SONS, INC., 2510 Broadway, P.O. Box

241, Alexandria, Minn. 56308. Applicant's representative: Robert D. Givold, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising materials with empties on return*, from Belleville, Ill., to Cloquet, Minn., for 180 days. Supporting shipper: Michaud Distributing Co., 405 Adam, Cloquet, Minn. 55720. Send protests to: A. N. Spath, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 109326 (sub-No. 105 TA) (correction), filed May 25, 1973, published in the FEDERAL REGISTER issue of June 14, 1973, and republished as corrected this issue. Applicant: C & D TRANSPORTATION CO., INC., P.O. Box 10506, New Orleans, La. 70121.

NOTE.—The purpose of this partial republication is to correct the MC number to MC 109326 (sub-No. 105 TA), in lieu of MC 109326 (sub-No. 1 TA), which was published in error. The rest of the application remains the same.

No. MC 113908 (sub-No. 272 TA), filed June 7, 1973. Applicant: ERICKSON TRANSPORT CORP., 2105 East Dale Street, P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: B. B. Whitehead (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed, additives, ingredients and supplements*, in bulk and hopper type vehicles, from Des Moines, Iowa, to points in Farmer, Castro, Potter, Randall, and Deaf Smith Counties, Tex., for 180 days. Supporting shipper: Kemin Industries, Inc., Box 70, 2104 Maury, Des Moines, Iowa. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 113981 (sub-No. 9 TA) (correction), filed May 16, 1973, published in the FEDERAL REGISTER, issue of June 7, 1973, and republished as corrected this issue. Applicant: VEGAS TRUCKING & MOVING, INC., 2853 Cedar Street, Las Vegas, Nev. 89104. Applicant's representative: V. J. Hunt (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, petroleum products in bulk, and commodities requiring special equipment), (1) between points in Los Angeles and Orange Counties, Calif., and Lathrop Wells, Nev.; from points in Los Angeles and Orange Counties over Interstate Highway 10 to junction Interstate Highway 15, thence over Interstate Highway 15 to junction California Highway 127, thence over California Highway 127 to Amargosa, thence over California Highway 127 to junction Nevada Highway 29, thence over Nevada Highway 29 to

Lathrop Wells, and return over the same route; (2) between points in Los Angeles and Orange Counties, Calif., and Pahump, Nev.: From points in Los Angeles and Orange Counties over Interstate Highway 10 to junction Interstate Highway 15, thence over Interstate Highway 15 to junction California Highway 127, thence over California Highway 127 to junction California Highway 178, thence over California Highway 178 to junction Nevada Highway 52, thence over Nevada Highway 52 to Pahump, and return over the same route; (3) serving Riverside, Colton, Amargosa Valley (formerly known as Ash Meadows, Nev.) and San Bernardino, Calif., as intermediate points in connection with routes (1) and (2) above; and (4) serving off-route points in Los Angeles and Orange Counties, Calif., and those in that part of Nevada in a territory beginning at the intersection of Nevada Highway 52 with the California-Nevada State line, thence along Nevada Highway 52 to intersection Nevada Highway 16 at Pahump, thence along Nevada Highway 16 to intersection U.S. Highway 95, thence along U.S. Highway 95 to intersection Nevada Highway 58, thence along Nevada Highway 58 to intersection California-Nevada State line (with no service at Beatty, Nev.) for 180 days.

NOTE.—Applicant states that the requested authority will be tacked with its existing authority at Pahump, Nev.

Supporting shippers: Farm Lands Co., P.O. Box 38, Lathrop Wells, Nev. 89020; Stewart Ranch, Amargosa, Nev. 89020; Cook Drilling Co., Lathrop Wells, Nev. 89020; R. C. Welco Ranch, Amargosa, Nev. 89020; Western Auto Store, Pahump, Nev. 89041; Pahump Trading Post, Pahump, Nev. 89041; and M. Kent Hafen, Pahump, Nev. 89041. Send protests to: District Supervisor Robert G. Harrison, Interstate Commerce Commission, Bureau of Operations, room 203, Federal Building, 705 North Plaza Street, Carson City, Nev. 89701.

NOTE.—The purpose of this republication is to change the territorial description.

No. MC 115904 (sub-No. 29 TA), filed June 8, 1973. Applicant: LOUIS GROVER, 1710 West Broadway, Idaho Falls, Idaho 83401. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Ammonium nitrate*, in bulk, from Laramie and Cheyenne, Wyo., to points in Fremont, Madison, Bonneville, Cassia, and Minidoka Counties, Idaho, for 180 days.

NOTE.—Applicant does not intend to tack authority or interline with any other carrier.

Supporting shipper: Farm Chemical Sales, P.O. Box 7191, Boise, Idaho 83707. Send protests to: C. W. Campbell, Interstate Commerce Commission, Bureau of Operations, 550 West Fort, Box 07, Boise, Idaho 83724.

No. MC 117673 (sub-No. 4 TA), filed June 8, 1973. Applicant: THE BIG E CORP., 505 North Myrtle Avenue, Jack-

sonville, Fla. 32204. 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: *Bananas, pineapples, and plantains*, from Tampa, Fla., to New York City, N.Y., for 180 days. Supporting shipper: Turbana Banana Corp., 249 University Drive East, Coral Gables, Fla. Send protests to: District Supervisor G. H. Fauss, Jr., Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay Street, Jacksonville, Fla. 32202.

No. MC 119897 (sub-No. 15 TA), filed June 6, 1973. Applicant: A-1 TRANSPORTATION CO., 8826 Mississippi Street, Houston, Tex. 77029. Applicant's representative: J. G. Dall, Jr., 1111 East Street NW., Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid coal tar and liquid coal tar products*, in bulk, in tank vehicles, from Houston, Tex., and its commercial zone, to points in Arkansas, Louisiana, Oklahoma, and Texas, for 180 days. Supporting shipper: Koppers Co., Inc., 850 Koppers Building, Pittsburgh, Pa. 15219. Send protests to: John P. Mensing, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, P.O. Box 61212, Houston, Tex. 77061.

No. MC 120800 (sub-No. 52 TA), filed June 8, 1973. Applicant: CAPITOL TRUCK LINE, INC., 2500 North Alameda Street, Compton, Calif. 90222. Applicant's representative: David P. Christianson, suite 825, 606 South Olive Street, Los Angeles, Calif. 90014. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquefied natural gas (LNG)*, from the port of entry, Highgate Springs, Vt., and the port of entry, Rouses Point, N.Y., on the international boundary line between the United States and Canada, to Easton, Mass., and Marshfield, Mass., for 150 days. Supporting shipper: Brockton Taunton Gas Co., 125 High Street, Boston, Mass. 02110. Send protests to: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 123048 (sub-No. 260 TA), filed June 7, 1973. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, P.O. Box A (box zip 53401), Racine, Wis. 53403. Applicant's representative: Carl S. Pope (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors designed to be used in the transportation of property on highways and of tractors weighing 10,000 pounds or more), and (2) *tractor attachments and parts* in mixed load with tractors, from Fort Wayne, Ind., to points in Indiana, Kentucky, the Lower Peninsula of Michigan, Ohio, Erie, Crawford, Mercer, Law-

rence, Beaver, Washington, Greene, Venango, Butler, Allegheny, Warren, Forest, Clarion, Armstrong, Westmoreland, Fayette, McKean, Elk, Jefferson, Indiana, and Cameron Counties, Pa., and West Virginia, for 90 days. Restriction: Restricted to shipment having an immediately prior movement by rail. Supporting shipper: J. I. Case, a Tenneco Co., 700 State Street, Racine, Wis. 53404 (Robert L. Henderson, manager, corporate traffic). Send protests to: District Supervisor John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, room 807, Milwaukee, Wis. 53203.

No. MC 123329 (sub-No. 21 TA), filed May 25, 1973. Applicant: H. M. TRIMBLE & SONS, LTD., 4056 Ogden Road SE., P.O. Box 3500, Calgary, Alberta, Canada. Applicant's representative: Ray F. Koby, 314 Montana Building, Great Falls, Mont. 59401. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, from points in Whatcom County, Wash., to the international boundary between the United States and Canada, at or near the port of entry of Blaine, Wash., for 180 days. Supporting shipper: Canada Cement Lafarge, Ltd., 1051 Main Street, Vancouver 4, British Columbia, Canada. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations, room 222, U.S. Post Office Building, Billings, Mont. 59101.

No. MC 123641 (sub-No. 4 TA), filed May 10, 1973. Applicant: NORBERT GEIGER Route 1, Dorchester, Wis. 54425. Authority is sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Lumber*, from Wausau, Marathon City, Edgar, Athens, Medford, Ogema, Holcombe, and Stevens Point, Wis., including the commercial zones thereof, to Owensboro, Henderson, and Louisville, Ky.; Tell City, Paoli, Jasper, Berne, and Evansville, Ind., for 180 days. Supporting shipper: Hastreiter Hardwood Co., 2209 Midway Boulevard, Box 546, Wausau, Wis. 54401. Send protests to: Barney L. Hardin, Bureau of Operations, Interstate Commerce Commission, 139 W. Wilson Street, room 202, Madison, Wis. 53703.

No. MC 126904 (sub-No. 11 TA), filed June 7, 1973. Applicant: H. C. PARRISH TRUCK SERVICE, INC., Rural Route 2, Freeburg, Ill. 62243. Applicant's representative: B. W. La Tourette, Jr., 611 Olive Street, suite 1850, St. Louis, Mo. 63101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Pipe and conduit*, from the plant site of Certain-Teed Products Corp., St. Louis County, Mo., to points in Illinois, Iowa, Minnesota, Wisconsin, Michigan, Indiana, Ohio, Pennsylvania, Kentucky, West Virginia, Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Arkansas, Texas, New Mexico, Oklahoma, Colorado, Wyoming, Montana, North Dakota, South Dakota,

Nebraska, and Kansas, for 180 days. Note: Applicant intends to tack with MC 126904 and subs thereunder. Supporting shipper: Certain-Teed Products Corp., Valley Forge, Pa. 19481. Send protests to: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Leland Office Building, 527 East Capitol Avenue, room 414, Springfield, Ill. 62701.

No. MC 128685 (sub-No. 14 TA), filed June 4, 1973. Applicant: DIXON BROS., INC., P.O. Box 636, Newcastle, Wyo. 82701. Applicant's representative: Robert S. Stauffer, 3539 Boston Road, Cheyenne, Wyo. 82001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Feldspar ore, rock, and stone*, from points in Natrona and Converse Counties, Wyo., to points in Pennington and Custer Counties, S. Dak., for 180 days. Supporting shipper: Feldspar Div., Pacer Corp., P.O. Box 912, Custer, S. Dak. 57730. Send protests to: District Supervisor Paul A. Naughton, Interstate Commerce Commission, Bureau of Operations, room 1006, Federal Building and Post Office, 100 East "B" Street, Casper, Wyo. 82601.

No. MC 133590 (sub-No. 3 TA), filed June 6, 1973. Applicant: WESTERN CARRIERS, INC., 288 Franklin Street, Worcester, Mass. 01604. Applicant's representative: Robert L. Kendall, Jr., 1719 Packard Building, Philadelphia, Pa. 19102. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Pork carcasses, pork byproducts, and offal* (except commodities in bulk and hides), from Iowa Falls and Sioux Center, Iowa, to the plantsites and storage facilities of Western Pork Packers, Inc., a New York corporation, at Bronx, N.Y. and Western Pork Packers, Inc., a Massachusetts corporation, at Worcester, Mass., for 180 days. Supporting shippers: Western Pork Packers, Inc., 288 Franklin Street, Worcester, Mass. 01604, and Western Pork Packers, Inc., 529 Westchester Avenue, Bronx, N.Y. 10455. Send protests to: District Supervisor Joseph W. Balin, Bureau of Operations, Interstate Commerce Commission, 338 Federal Building and U.S. Courthouse, 436 Dwight Street, Springfield, Mass. 01103.

No. MC 133689 (sub-No. 31 TA), filed June 8, 1973. Applicant: OVERLAND EXPRESS, INC., 651 First Street, SW., P.O. Box 2667, New Brighton, Minn. 55112. Applicant's representative: James B. Aronson (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses, and in connection therewith, equipment, materials, and supplies used in the conduct of such businesses* (except commodities in bulk), from the Jonathon Industrial Park at or near Chaska, Minn., and the plantsites or storage facilities of Super-Valu Stores, Inc., at Minneapolis-St. Paul, Minn., and points in their commercial zone, to Bismarck, N. Dak., for

180 days. Supporting shipper: Super Valu Stores, Inc., 101 Jefferson Avenue, South, Hopkins, Minn. 55343. Send protests to: District Supervisor Raymond T. Jones, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 134114 (sub-No. 5 TA), filed June 8, 1973. Applicant: ELMER WILSON, doing business as NEBRASKA BEEF EXPRESS, 8024 State Street, Ralston, Nebr. 68051. Applicant's representative: Donald L. Stern, 530 Univac Building, Omaha, Nebr. 68106. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, from Omaha, Nebr., to points in Cook and Du Page Counties, Ill.; Cedar Rapids and Waterloo, Iowa; and Milwaukee, Kenosha, Madison, and Green Bay, Wis., for 180 days. Supporting shipper: Union Packing Co., operations manager and shipper supervisor, Charles J. Feder, 4501 South 36th Street, Omaha, Nebr. Send protests to: Carroll Russell, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 711 Federal Office Building, Omaha, Nebr. 68102.

No. MC 134145 (sub-No. 33 TA), filed June 8, 1973. Applicant: NORTH STAR TRANSPORT, INC., P.O. Box 51, Thief River Falls, Minn. 56701. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Abrasive paper or cloth*, from the port of entry at the United States/Ontario international border at or near Detroit, Mich., to Ames, Iowa; Alexandria and St. Paul, Minn.; and Cumberland, Wis., for 180 days. Supporting shipper: Minnesota Mining & Manufacturing Co., 3M Center, St. Paul, Minn. 55101. Send protests to: J. H. Ambs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 135482 (sub-No. 3 TA), filed June 8, 1973. Applicant: H. A. BEYER AND ROBERT A. BEYER, doing business as H. A. BEYER & SON, 325 Third Avenue NW., Valley City, N. Dak. 58072. Applicant's representative: James B. Hovland, 425 Gate City Building, Fargo, N. Dak. 58102. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Cement*, from ports of entry on the international boundary line between the United States and Canada located in North Dakota, to points in North Dakota, for the account of Beyer's Cement, Inc., for 180 days. Supporting shipper: Beyer's Cement, Inc., P.O. Box 992, Valley City, N. Dak. 58072. Send protests to: J. H. Ambs, District Supervisor, Bureau of Op-

erations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 138505 (sub-No. 1 TA), filed June 8, 1973. Applicant: METROPOLITAN CONTRACT SERVICES, INC., 710 North Post Oak, Suite 100, Houston, Tex. 77024. Applicant's representative: Austin L. Hatchell, Suite 1102, Perry-Brooks Building, Austin, Tex. 78701. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Commodities as are dealt in by retail department stores, under a continuing contract with Montgomery Ward & Co., Inc., from the facilities of Montgomery Ward & Co., Inc., at Beaumont, Tex., to retail customers of Montgomery Ward & Co., Inc., in Vernon, Beauregard, Calcasieu, Allen, Jefferson Davis, and Cameron Parishes, La., for 180 days. Supporting shipper: Montgomery Ward & Co., 6200 East St. John Avenue, Kansas City, Mo. 64123. Send protests to: John F. Mensing, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, P.O. Box 61212, Houston, Tex. 77061.*

No. MC 138792 TA, filed June 8, 1973. Applicant: D. J. VISKOE TRUCKING, INC., Gemmell, Minn. 56643. Applicant's representative: F. H. Kroeger, 2288 University Avenue, St. Paul, Minn. 55114. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Fence panels, pickets, posts and rails, and shingles*: (1) from Northome, Minn., to points in Alabama, Arizona, Arkansas, Colorado, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, North Carolina, North Dakota, Ohio, Oklahoma, South Carolina, South Dakota, Tennessee, Texas, Utah, and Wyoming; (2) from Little Fork, Minn., to Chicago, Ill., commercial zone; Denver, Colo., commercial zone; Grand Island and Lincoln, Nebr.; Oklahoma City, Okla., commercial zone; St. Louis, Mo., commercial zone; Sioux Falls, S. Dak.; and Wichita, Kans.; and (3) from the facilities of Allied Fence Co. at Tulsa, Okla., to points in Arizona, Colorado, New Mexico, and Texas, for 180 days. Supporting shipper: Battle River Wood Mills, Inc., Northome, Minn. 56661; Green Forest, Inc., Little Fork, Minn. 56653; and Allied Fence Co., P.O. Box 45471, Tulsa, Okla. 74145. Send protests to: J. H. Ambs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 138750 (sub-No. 1 TA) filed June 8, 1973. Applicant: W. F. BARTHELME, doing business as W. F. BARTHELME DIST. CO., 1602 North Broadway, Pittsburg, Kans. 66762. Applicant's representative: Lester C. Arvin, 814 Century Plaza Building, Wichita, Kans. 67202. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Green hides in containers*, (1) from the plantsite of Hyplains Dressed Beef, Inc., Dodge City, Kans., to Denver, Colo., and (2)

from the plantsite of Farmland Foods, Inc., Garden City, Kans., to Denver, Colo., for 180 days. Supporting shipper: A. J. Hollander, Inc., Dodge City, Kans. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 501 Petroleum Building, Wichita, Kans. 67202.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 73-12820 Filed 6-25-73; 8:45 am]

[Notice 83]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JUNE 19, 1973.

The following are notices of filing of application, except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of ex parte No. MC-67, (49 CFR 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 69833 (sub-No. 108 TA), filed June 11, 1973. Applicant: ASSOCIATED TRUCK LINES, INC., Vandenberg Center, Grand Rapids, Mich. 49502. Applicant's representative: Harry Pohlad (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except articles of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plantsite and facilities of International Packings Corp. at or near Morristown, Ind., as an off-route point in connection with carrier's authorized regular-route operations to and from Shelbyville and Greensburg, Ind., for 180 days.

NOTE.—Applicant intends to tack and interline the above-described authority with MC 69833 and various subs and to interline at all common points.

Supporting shipper: Larry Diehl, Quality Manager, International Packings of

No. MC 87720 (sub-No. 144 TA), filed June 11, 1973. Applicant: BASS TRANSPORTATION CO., INC., P.O. Box 391, Flemington, N.J. 08822. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Plastic resin, in bulk, from Delaware City, Del., to Burlington and Nixon, N.J., for 180 days. Supporting shipper: Tenneco Chemicals, Inc., P.O. Box 2, Piscataway, N.J. 08854. Send protests to: Richard M. Regan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 428 East State Street, room 204, Trenton, N.J. 08608.

No. MC 105159 (sub-No. 28 TA), filed June 6, 1973. Applicant: KNUDSEN TRUCKING, INC., 1320 West Main Street, Red Wing, Minn. 55066. Applicant's representative: Robert D. Givold, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Dried milk products and (2) commodities the transportation of which is otherwise exempt under section 203(b) of the Interstate Commerce Act when moving in mixed loads with the commodities described in (1) above, from St. Peter, Nicollet, Preston, Wamamingo, Stillwater, and Sleepy Eye, Minn., to points in Alabama, Arkansas, Connecticut, Florida, Georgia, Kansas, Massachusetts, Mississippi, Missouri, New Jersey, New York, North Carolina, Oklahoma, South Carolina, Pennsylvania, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia, for 180 days. Supporting shipper: Maple Island, Inc., 2815 Blaisdell Avenue South, Minneapolis, Minn. 55408. Send protests to: A. N. Spath, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 110 South 4th Street, 448 Federal Building and U.S. Court House, Minneapolis, Minn. 55401.

No. MC 106674 (sub-No. 110 TA), filed June 11, 1973. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 122, Delphi, Ind. 46923. Applicant's representative: David I. Harfeld, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Building and roofing materials, insulating materials, firebrick, pipe and pipe fittings (except commodities in bulk), from the plantsites and warehouse facilities of Johns-Manville Corp., at Rockdale and Waukegan, Ill., to points in Indiana on and south of U.S. Highway 30; points in Ohio bounded by a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30 to junction U.S. Highway 30-N, thence along U.S. Highway 30-N to junction U.S. Highway 23, thence along U.S. Highway 23 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Ohio-West Virginia State line, thence along the

Ohio River to the Ohio-Indiana State line, thence along the Ohio-Indiana State line to point of beginning, including points on the indicated portions of the highways specified, and points in Kentucky, Missouri, and Tennessee, for 180 days. Supporting shipper: Johns-Manville Corp., Greenwood Plaza, Denver, Colo. 80217. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, 345 West Wayne Street, room 204, Fort Wayne, Ind. 46802.

No. MC 115654 (sub-No. 20 TA), filed June 8, 1973. Applicant: TENNESSEE CARTAGE CO., INC., 815 Ewing Avenue, P.O. Box 1193, Nashville, Tenn. 37202. Applicant's representative: Walter Harwood, suite 1822 Parkway Towers, Nashville, Tenn. 37219. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Confectionery, confectionery products, chocolates and related chocolate items, advertising and promotional materials moving in conjunction with said commodities, from Nashville, Tenn.; Cincinnati, Ohio; and Louisville, Ky., and points in their respective commercial zones (except that part of the commercial of Louisville lying in Indiana), to points in Kentucky, and (2) Foodstuffs, cooked and/or prepared, from Cincinnati, Ohio, and points in its commercial zone, to points in Tennessee and Kentucky, for 180 days. Restriction: All of the above commodities to move in vehicles equipped with mechanical refrigeration, and restricted against the transportation of commodities in bulk. Supporting shippers: There are approximately 9 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 803-1808 West End Building, Nashville, Tenn. 37203.

No. MC 117815 (sub-No. 210 TA), filed June 11, 1973. Applicant: PULLEY FREIGHT LINES, INC., 405 SE. 20th Street, Des Moines, Iowa 50317. Applicant's representative: Larry D. Knox, 9th floor, Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Such merchandise as is dealt in by wholesale grocery and food business houses, from Des Moines, Iowa, to Davenport and Dubuque, Iowa and Dixon, Geneseo, Moline, Mt. Morris, Rock Island, and Sterling, Ill., for 180 days. Supporting shipper: Acri Wholesale Grocery Co., 1400 Market Street, Des Moines, Iowa 50303. Send protests to: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 118468 (sub-No. 36 TA), filed June 8, 1973. Applicant: UMTOWN TRUCKING CO., 910 South Jackson,

Eagle Grove, Iowa 50533. Applicant's representative: Patrick E. Quinn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products*, from St. Paul, Minn., to points in Wisconsin, for 180 days. EM-MER BROS., INC., 6800 France Avenue, Edina, Minn. 55435. Send protests to: Herbert W. Allen, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 125996 (sub-No. 36 TA), filed June 5, 1973. Applicant: ROAD RUNNER TRUCKING, INC., 7728 F Street, Omaha, Nebr. 68127. Applicant's representative: Arnold L. Burke, 127 North Dearborn Street, suite 1133, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal food ingredients* requiring refrigeration, from plant-site and storage facilities utilized by Co-Pet-Co., Inc., at or near Cortland, N.Y., to Columbus Ohio restricted to shipments originating at Cortland, N.Y. and destined to Columbus, Ohio, for 180 days. Supporting shipper: Co-Pet-Co., Inc., box 1004, Cortland, N.Y. 13045. Send protests to: Carroll Russell, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 711 Federal Office Building, Omaha, Nebr. 68102.

No. MC 129350 (sub-No. 25 TA), filed June 1, 1973. Applicant: CHARLES E. WOLFE, doing business as EVERGREEN EXPRESS, 410 North 10th Street, P.O. Box 212, Billings, Mont. 59103. Applicant's representative: Clayton Brown (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals, feed ingredients, and feed supplements* (except commodities in bulk, in tank vehicles) from Chicago and the commercial zone thereof, East St. Louis, Joliet and LaSalle, Ill.; Montpelier, Iowa; Barborton, Ohio; Minneapolis and St. Paul, Minn. and the commercial zone thereof; Pine Bend, Minn.; St. Louis and Kansas City, Mo. and the commercial zones thereof; and Lawrence, Kans., to points in Montana, South Dakota, and Wyoming, for 180 days. Supporting shippers: Van Waters & Rogers, 1818 Minnesota Avenue, Billings, Mont. 59101 and Dyce Sales & Engineering Service, P.O. Box 1766, Billings, Mont. 59103. Send protests to: Paul J. Labane, District Supervisor, Bureau of Operations, Interstate Commerce Commission, room 222, U.S. P.O. Building, Billings, Mont. 59101.

No. MC 138668 (sub-No. 1 TA) (correction), filed May 17, 1973, published in the FEDERAL REGISTER issue of June 7, 1973, and republished as corrected this issue. Applicant: MERCHANTS DELIVERY AND WAREHOUSE CORP., 1307 Baur Road, St. Louis, Mo. 63031. Applicant's representative: Austin C. Knetzger, 1011-15 International Building, 722 Chestnut Street, St. Louis, Mo. 63101. Authority sought to operate as a *con-*

tract carrier, by motor vehicle, over irregular routes, transporting: *Home care products* of Amway Corp. consisting principally of soaps, detergents, and toiletries, from St. Louis-East St. Louis commercial zone and Blue Springs, Mo., to all points in Missouri, for 180 days. Supporting shipper: Amway Texas Distribution Center, 2001 Timberlake Drive, Arlington, Tex. 76011. Send protests to: District Supervisor J. P. Werthmann, Interstate Commerce Commission, Bureau of Operations, 210 North 12th Street, room 1465, St. Louis, Mo. 63101.

NOTE.—The purpose of this republication is to correct the territorial description to from St. Louis-East St. Louis commercial zone and Blue Springs, Mo., to all points in Missouri, in lieu of from St. Louis to East St. Louis commercial zone and Blue Springs, Mo., to all points in Missouri, which was published in error.

No. MC 138685 (sub-No. 1 TA), filed June 11, 1973. Applicant: DOUELL TRUCKING CO., 545 Queen's Row, (P.O. Box 892), San Jose, Calif. 95106. Applicant's representative: Marvin Handler, 100 Pine Street, suite 2550, San Francisco, Calif. 94111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel, and iron and steel articles* as described in Motor Carrier Certificates, ex parte No. MC-45 and (2) *steel drums*, (1) from points in Alameda, Contra Costa, Los Angeles, Napa, Riverside, San Bernardino, San Francisco, and San Mateo Counties, Calif., to points in Arizona; and (2) from points in Arizona, to Vernon, Calif., for 180 days. Supporting shippers: United States Steel Corp., 120 Montgomery Street, San Francisco, Calif. 94106; Davis Walker Corp., 6315 Bandini Boulevard, Los Angeles, Calif. 90040; Kaiser Steel Corp., 300 Lakeshore Drive, Oakland, Calif. 94612; Bethlehem Steel Corp., 100 California, San Francisco, Calif. 94119; and Triangle Conduit & Cable Co., 1666 Willow Pass Road, Pittsburg, Calif. 94565. Send protests to: District Supervisor Claud W. Reeves, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, box 36004, San Francisco, Calif. 94102.

By the Commission.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[P.R. Doc.73-12821 Filed 6-25-73; 8:45 am]

[Notice 304]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR pt. 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the applica-

tion. As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before July 16, 1973. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-74298. By order of June 20, 1973, the Motor Carrier Board approved the transfer to George P. Eyster, Jr., York, Pa., of the operating rights in certificate No. MC-39165 issued August 15, 1941, to A. M. Rudisill, York, Pa., authorizing the transportation of sugar, from Baltimore, Md., to York and Hanover, Pa.; fertilizer, from Baltimore, Md., to points in York County, Pa.; and brick and clay products, from York, Pa., to Trenton and Newark, N.J., Smyrna, Wilmington, and Newark, Del., and points in Maryland. Michael P. Loucks, 15 South Duke Street, P.O. Box 72, York, Pa. 17405, attorney for applicants.

No. MC-FC-74392. By order of June 18, 1973, the Motor Carrier Board approved the transfer to Roy D. Lowe and James Watson, a joint venture, doing business as St. Bernard Express, Cold Springs, Ky., of certificate No. MC-15882 issued October 10, 1949, to Walter J. Burke, doing business as the St. Bernard Express Co., St. Bernard, Ohio, authorizing the transportation of general commodities, with exceptions, between specified points in Ohio and Kentucky. Robert O. Smith, 208 American Building, Cincinnati, Ohio 45202, attorney for applicants.

No. MC-FC-74422. By order of June 19, 1973, the Motor Carrier Board approved the transfer to D. M. O'Connell Co., Inc., Marshfield, Mass., of certificate of registration No. MC-120417 (sub-No. 1) issued to E. S. Harris & Sons, Inc., Boston, Mass., evidencing a right to engage in interstate or foreign commerce in the transportation of: Property, solely within the State of Massachusetts. Frank Pate, attorney, 11 Beacon Street, Boston, Mass. 02108.

No. MC-FC-74430. By order of June 20, 1973, the Motor Carrier Board approved the transfer to Thomas A. Harrison, III, doing business as P & B Transfer & Storage Co., Memphis, Tenn., of certificate No. MC-127528 (sub-No. 1) issued January 28, 1970, to P & B Transfer & Storage Co., Inc., Memphis, Tenn., authorizing the transportation of: Used household goods, subject to certain restrictions, between specified points in Arkansas and Mississippi. Dale Woodall, 900 Memphis Building, Memphis, Tenn. 38103, attorney for applicants.

No. MC-FC-74460. By order of June 19, 1973, the Motor Carrier Board approved the transfer to English & Sons Corp., Thorofare, N.J., of permit No. MC-129301 issued July 22, 1968, to Cal Cartage, Inc., authorizing the transportation of detergent, cleaning compounds, toilet articles,

containers, and raw materials used in the manufacture of detergent, cleaning compounds, and toilet articles, from and to points as specified in New Jersey, New Hampshire, Rhode Island, Connecticut, Delaware, Maryland, Massachusetts, New York, Ohio, Pennsylvania, Virginia, and the District of Columbia. Alan Kahn, 1920 Two Penn Center Plaza, Philadelphia, Pa., 19102, attorney for Applicants.

No. MC-FC-74511. By order of June 20, 1973, the Motor Carrier Board approved the transfer to Werch Trucking Co., Inc., Berlin, Wis., of the operating rights in certificates Nos. MC-115295 (sub-No. 10), MC-115295 (sub-No. 15), MC-115295 (sub-No. 16), and MC-115295 (sub-No. 17) issued December 13, 1972, October 14, 1971, February 28, 1972, and January 22, 1973, respectively to Bob Utgard, doing business as Utgard Trucking, New Richmond, Wis., authorizing the transportation of various commodities from and to specified points and areas in Connecticut, Illinois, Indiana, Iowa, Massachusetts, Michigan, Minnesota, Montana, Nebraska, North Dakota, South Dakota, and Wisconsin. Val M. Higgins, 1000 First

National Bank Building, Minneapolis, Minn. 55419, attorney for applicants.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc.73-12822 Filed 6-25-73; 8:45 am]

[Ex Parte MC-43]

**REFRIGERATED FOODS, INC. AND KODIAK
REFRIGERATED LINES, INC.**

Lease and Interchange of Vehicles

At a session of the Interstate Commerce Commission, Motor Carrier Leasing Board, held at its office in Washington, D.C., on the 15th day of June, 1973.

It appearing, that a petition has been filed by Refrigerated Foods, Inc. (permit MC-123477 sub 3 and various subs and certificate MC-134068 and various subs) and Kodiak Refrigerated Lines, Inc. (certificate MC-134068 and various subs, under temporary common control for waiver of paragraphs (a) (3) and (c) of § 1075.4 of the Lease and Interchange of Vehicles Regulations (49 CFR 1057)), concerning equipment leased between petitioners;

It further appearing, that petitioners, cooperatively and jointly, apply the same standards of inspection and maintenance to equipment in accordance with the safety regulations of the U.S. Department of Transportation;

It further appearing, that the U.S. Department of Transportation reports that the safety records of petitioners are insufficient to warrant denial of the petition, so that a negative recommendation does not appear warranted, and offers no objection to granting the petition;

It is ordered, That waiver of the requirements of paragraphs (a) (3) and (c) of § 1057.4, be, and it is hereby granted: *Provided*, That the equipment is inspected on the day it is to be leased and found to meet the requirements of the safety regulations of the U.S. Department of Transportation and that petitioners remain in satisfactory compliance with those regulations and under common control.

By the Commission, Motor Carrier Leasing Board.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc.73-12823 Filed 6-25-73; 8:45 am]

CUMULATIVE LISTS OF PARTS AFFECTED—JUNE

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during June.

3 CFR	Page	7 CFR—Continued	Page	12 CFR—Continued	Page
PROCLAMATIONS:					
3279 (modified by Proc. 4227)	16195	1816	14669	217	16029
4210 (see Proc. 4227)	16195	1832	14820, 16631	220	16652
4219	14739	1890	14669, 14671	226	14743
4220	15435	PROPOSED RULES:			
4221	15497	22	16077	329	16347
4222	15815	23	16234	531	14743
4223	15817	180	14691	545	15440, 15621, 16029
4224	15819	210	14691	556	16030
4225	15929	215	14691	613	16654
4226	15931	220	14691	615	16654
4227	16195	225	14691	PROPOSED RULES:	
EXECUTIVE ORDERS:					
11695 (See EO 11723)	15765	636	14380	613	16659
11722	15437	911	14839	614	16659
11723	15765	915	15367	13 CFR	
PRESIDENTIAL DOCUMENTS OTHER THAN PROCLAMATIONS AND EXECUTIVE ORDERS:					
Determination of May 14, 1973	16019	916	15450	PROPOSED RULES:	
Determination of May 21, 1973	16021	917	16781	120	15533
Reorganization Plan No. 2 of 1973	15932	921	15969, 16362	121	14971
5 CFR					
213	14367, 14667, 15499, 15717, 16023, 16329	922	15730, 16363, 16657	14 CFR	
316	15617	923	16075	39	14369, 14671, 14744, 14820, 14821, 14914, 15364, 15441, 15500, 15501, 15830, 15831, 15943, 16214, 16215, 16348, 16349
531	14667	924	16234, 16781	71	14671, 14672, 14744, 14821, 15049, 15050, 15364, 15441, 15442, 15502, 15503, 15622, 15943, 16030, 16031, 16215-16217, 16349, 16350, 16633-16635, 16774
831	15717	945	16782	73	14744, 15442, 16774
6 CFR					
102	16023	980	16782	75	15364
130	15821, 15935, 16027, 16231, 16232, 16773	959	15080	91	14672, 15622
140	15768, 16232, 16329, 16650, 16651, 16773	1030	15730	95	14745
7 CFR					
2	14944	1046	15519	97	14822, 14916, 15831, 16217
6	15966	1076	15519	103	14915
52	15511, 15617	1125	14839	107	16031
210	14955	1139	15008	121	14915
215	14956	1140	14963, 16363	135	14915
220	14956	1421	15520, 16785	233	15718
245	14957	1425	15521, 16785	250	14822
401	15826	1464	15081, 16785	302	15442
730	16631	1822	16077	384	16218
760	16631	1823	16364, 16375	385	16350
775	15439	1825	16376	399	14823
777	14959	1871	16658	PROPOSED RULES:	
811	14813	8 CFR			
831	15511	100	16632	25	14757
909	14814	212	16632	39	14759, 15523, 15851, 16391
908	14960, 15617, 16203	214	14962	71	14694, 14760, 14865, 15082, 15367, 15456, 15524, 15852, 16079, 16080, 16237-16239, 16659, 16785, 16786
910	14377, 15049, 16330	238	16632	73	15525, 15852, 16659, 16786
911	14378, 15726, 16331	316a	16632	75	15456, 15525, 16659
915	15511, 16773	9 CFR			
916	15727	73	15620	91	15526, 15852
917	14815, 15728	76	15363	93	15631
930	16331	78	15717	103	14963, 15852
944	15618	82	14367, 16028	121	14757
987	16332	94	15363, 15621	135	14757
989	14959	97	15953	141	16659
1032	15728	108	15499	207	15970
1050	15728	117	15499	208	15970
1121	15729	317	14368	212	15970
1125	16332	318	14368	214	15970
1139	16203	319	14741	241	14387
1201	15440	PROPOSED RULES:			
1421	14815, 14960, 15514, 15620, 15826	113	15450	244	14866
1427	14816, 16631	316	16076	249	14866
10 CFR					
12 CFR					
201					
204					
211					
213					
201					
204					
211					
213					

14 CFR—Continued	Page	21 CFR—Continued	Page	32 CFR—Continued	Page
PROPOSED RULES—Continued					
297.....	14866	151b.....	16639	1471.....	16644
373.....	15970	273.....	14752	1499.....	16644
378.....	15970	278.....	14752, 15444	1611.....	16059
399.....	14695, 15368	308.....	15719	1612.....	16059
		PROPOSED RULES:		1622.....	15626
15 CFR		31.....	16785	1623.....	15626, 16059
30.....	14917	176.....	16236	1660.....	15627
302.....	14748	191.....	14387, 15367	1680.....	15627
372.....	15966	191c.....	15367	1800.....	16775
373.....	15966	191d.....	15367	1801.....	16775
376.....	15774			1804.....	16775
1000.....	16635	22 CFR		1812 (2 documents).....	16775
PROPOSED RULE:		61.....	15965	3030.....	15507
9.....	14756, 15081	23 CFR		32A CFR	
980.....	15588	722.....	15953	Ch. IX	15365
1000.....	14864	750.....	16044	33 CFR	
16 CFR		790.....	15956	110.....	16777
13.....	14748-14750, 16036-16042	795.....	16056	117.....	14378, 15834
PROPOSED RULES:		24 CFR		127.....	14378, 15049
302.....	15373	42.....	14918	204.....	16223
17 CFR		275.....	15051	401.....	15508
240.....	15622, 15833	1914.....	14371, 14679, 14680, 14921, 15072, 15505, 15624, 15957, 15958, 16221, 16222	PROPOSED RULES:	
241.....	16774	1915.....	15073, 15625	110.....	15969, 15970
PROPOSED RULES:		PROPOSED RULES:		161.....	15918
210.....	16085	115.....	16237	36 CFR	
240.....	15533	425.....	15631	7.....	16778
241.....	15533	1700.....	14864	13.....	15515
18 CFR		1710.....	14864	221.....	14680
2.....	15623, 15944	1720.....	14864	PROPOSED RULES:	
104.....	16219	1730.....	14864	601.....	15637
141.....	15833, 16219	25 CFR		37 CFR	
204.....	16219	161.....	14680	2.....	14681
260.....	15833, 16219	162.....	16350	6.....	14681
300.....	15075	26 CFR		PROPOSED RULES:	
PROPOSED RULES:		1.....	14370, 14922, 16781	1.....	14692
2.....	14763	45.....	16356	38 CFR	
154.....	14763	PROPOSED RULES:		1.....	15601
157.....	14763	1.....	14835, 15367, 15840	3.....	14370, 14929
250.....	14763	27 CFR		21.....	14929, 14940, 16220
19 CFR		PROPOSED RULES:		PROPOSED RULES:	
1.....	16350	5.....	16075	3.....	16396
12.....	14677, 16044	28 CFR		21.....	14866
16.....	14370	0.....	14688	39 CFR	
21.....	14370	29 CFR		132.....	16351
153.....	15079	1601.....	16640	137.....	15509
172.....	14370	1910.....	14371, 15076, 15729, 16223	601.....	14375
PROPOSED RULES:		1952.....	15076	40 CFR	
4.....	16656	PROPOSED RULES:		40.....	16220
19.....	15080	1602.....	15461	45.....	16060
20 CFR		1910.....	16391	46.....	16061
401.....	14826	1915.....	15522	48.....	16062
404.....	14826, 14827	1916.....	15522	51.....	15194, 15834, 15958
PROPOSED RULES:		1917.....	15522	52.....	14375, 14752, 15722, 16144, 16351, 16550
602.....	15969	1918.....	15522	85.....	14682, 16062, 16780
21 CFR		32 CFR		135.....	14040
1.....	16044	812.....	14374	180.....	14375, 14829, 15365, 16352, 16644, 16780
2.....	14678, 16219	815.....	14829	PROPOSED RULES:	
19.....	15365	1001.....	15506	12.....	15457
28.....	15503	1003.....	15506	15.....	16241
121.....	14751, 15443, 15953	1006.....	15506	35.....	16826
135.....	15444	1007.....	15506	50.....	15174
135a.....	15719, 16350	1009.....	15506	51.....	14762
135b.....	14828, 15050, 15444, 15833	1011.....	15506	52.....	14387, 15180, 16171, 16392
135c.....	15444, 15833	1016.....	15507	60.....	15406
141.....	15365, 16639	1017.....	15507	180.....	16391
141a.....	14369	1464.....	16640		
146.....	14917	1470.....	16643		
146a.....	14369				

41 CFR	Page	45 CFR—Continued	Page	47 CFR—Continued	Page
1-1	15963	221	14375	PROPOSED RULES—Continued	
5A-1	15723	701	15446, 16070	93	14762
7-7	15602	703	15446	95	15854
7-16	15602	1060	14940	97	14971
8-7	15616	1061	14688-14690, 16645		
9-7	15446	PROPOSED RULES:		49 CFR	
29-1	15964, 15965	205	15580, 16308	1	15510
29-3	15964, 15965	206	16309	71	14677
51-1	16316	233	14693	99	14677, 15366
51-2	16317	234	16308	192	14943
51-3	16318	248	16309	391	16071
51-4	16318	249	15580, 16309	393	16072
51-5	16319	250	15580	567	15961
101-4	15509	1203	15632	568	15961
101-32	16223			571	14753, 16072, 16230
101-43	16063	46 CFR		1000	16230
101-44	16063	146	15510	1033	14753-14755, 16650
101-45	16063	154	15776		
114-60	15723, 16064	272	15078	1048	15963
PROPOSED RULES:		278	14941	1300	16231
8-6	14416	294	14942, 16354	PROPOSED RULES:	
15-16	16392	505	14830	25	15696
42 CFR		PROPOSED RULES:		85	14760
37	16353	162	15081	173	14677, 15368
53	16353	Ch. IV	16395	179	15368
80	16644	47 CFR		192	14969
84	14940	0	16645	195	14969
PROPOSED RULES:		1	16225	216	16655
57	15628	2	14685	217	14865
65	16658	73	14376, 15838	392	16080
43 CFR		78	16645	393	16080
18	14829	81	16648, 16649	566	14968, 16240
PUBLIC LAND ORDERS:		83	15510, 16648	567	14968, 16240
778 (revoked by PLO 5446)	15838	87	16650	568	14968, 16240
5187 (see PLO 5346)	15838	89	15366, 15448, 16650	571	14968, 15082, 16084, 16240, 16241
5345	15509	91	14685, 15448, 16650	1003	15525
5346	15838	93	15448, 16650	1056	15526
5347	16065	PROPOSED RULES:		1207	14388
PROPOSED RULES:		2	14762, 15468, 15739, 15854	1241	14415
4	15516	18	14762	50 CFR	
45 CFR		21	14762, 15739	16	15448, 16780
144	15958	25	16245	17	14678
166	16132	61	16660	28	14377
167	16132	73	14762, 14970, 15739, 15856, 15971, 16660, 16661	30	16355
175	15959	74	14762, 15374	31	16355
176	15960	81	16663	32	14834
180	16065	89	14762	33	15627
190	15418	91	14762, 15468	216	16655
				PROPOSED RULES:	
				80	14839

FEDERAL REGISTER PAGES AND DATES—JUNE

Pages	Date	Pages	Date	Pages	Date
14361-14659	June 1	15357-15427	June 11	15923-16012	June 19
14661-14732	4	15429-15490	12	16013-16188	20
14733-14805	5	15491-15594	13	16189-16321	21
14807-14906	6	15595-15710	14	16323-16624	22
14907-15041	7	15711-15807	15	16625-16766	25
15043-15356	8	15809-15921	18	16767-16827	26

TUESDAY, JUNE 26, 1973
WASHINGTON, D.C.

Volume 38 ■ Number 122

PART II



ENVIRONMENTAL PROTECTION AGENCY

■

REIMBURSEMENT GRANTS

Proposed Eligibility Requirements

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR, Part 35]

REIMBURSEMENT GRANTS

Eligibility Requirements

Notice is hereby given that the Environmental Protection Agency proposes to amend part 35 of title 40 to include regulations for reimbursement grants, pursuant to section 206 (a) through (e) of the Federal Water Pollution Control Act Amendments of 1972.

The proposed regulations would require that eligibility for reimbursement be limited to those State approved public sewage treatment works projects on which construction was initiated after June 30, 1966, but before July 1, 1972, provided further that such projects are found to meet the requirements of section 8 of Public Law 84-660, as amended.

Application for reimbursement of eligible costs shall be made in writing and must be received by the appropriate Regional Administrator prior to October 18, 1973.

The proposed regulations give priority for initial allocations from funds available under Public Law 92-399 to those projects which meet the time limitations noted above, and which (1) were certified or endorsed by appropriate State agencies; (2) were approved for reimbursement under Public Law 84-660, and (3) did not receive the full amount for which they were eligible under Public Law 84-660. Funds remaining after the first allocation will be made available to those State approved projects which received, prior to October 18, 1972, a qualifying State matching grant, retroactive from the federally approved effective date of the State's matching grant program. Should funds remain after the second allocation, a third allocation is provided for all other projects under construction during the 1966-72 period and receiving less than 50/55 percent Federal grants.

The reimbursement grant shall not exceed the difference between the amount actually received and the amount for which the project was eligible under Public Law 84-660 (as amended), provided further that reimbursement from all Federal grant sources may not exceed 80 percent of the eligible project cost.

Allocations from funds available under Public Law 92-399 will be made after October 18, 1973. Initial payments will be based upon the amount earned (construction-in-place) as of September 30, 1973.

Interested parties are encouraged to submit written comments, views, or data concerning these proposed regulations to the Director, Municipal Waste Water Systems Division, Environmental Protection Agency, Washington, D.C. 20460. All such submissions received on or before July 26, 1973 will be considered prior to promulgation of final regulations.

Dated June 19, 1973.

ROBERT W. FRI,
Acting Administrator.

It is proposed to add a new subpart D to 40 CFR, part 35 to read as set forth below.

Subpart D—Reimbursement Grants

Sec.	Purpose.
35.850	Project eligibility.
35.855	Eligible costs.
35.860	Applications.
35.870	Allocations generally.
35.875	Priority for funds appropriated by Public Law 92-399.
35.880	Grant amount.
35.885	Obligation and payment schedule.
35.890	Initiation of construction.

AUTHORITY.—Sec. 206, Federal Water Pollution Control Act Amendments of 1972.

§ 35.850 Purpose.

This subpart governs all grants pursuant to section 206 (a) through (e) of the Federal Water Pollution Control Act (as amended by Public Law 92-500, Oct. 18, 1972) for reimbursement of State or local funds used for publicly owned sewage treatment works.

§ 35.855 Project eligibility.

Grants may be made for reimbursement of State or local funds used for public sewage treatment works projects on which construction was initiated after June 30, 1966, but before July 1, 1972, provided, That construction of such project was approved by the State Water Pollution Control Agency and provided further that the Administrator finds that such project met the requirements of section 8 of the Federal Water Pollution Control Act (Public Law 84-660, as amended) in effect at the time of initiation of construction of the project.

§ 35.860 Eligible costs.

Eligible cost of construction shall include costs of preliminary planning to determine the economic and engineering feasibility of treatment works, the engineering, architectural, legal, fiscal, and economic investigations and studies, surveys, designs, plans, working drawings, specifications, procedures, and other action necessary to the construction of treatment works; and the erection, building, acquisition, alteration, remodeling, improvement, or extension of treatment works; and the inspection and supervision of the construction of treatment works.

§ 35.865 Applications.

(a) No grant under this section shall be made for any project unless an application for such grant is received by the appropriate Regional Administrator prior to October 18, 1973. Applications for reimbursement shall be made in writing (if mailed, a return receipt should be requested) and shall contain the following information:

- (1) Brief description of project.
- (2) Total eligible cost of project.
- (3) Total amount of any Federal assistance received to date.
- (4) Amount of additional Federal financial assistance requested under this section.

(5) The dates (actual or estimated) of initiation and completion of construction.

(6) Date of approval by State agency.

§ 35.870 Allocation generally.

Except as otherwise provided in § 35.875, funds available from appropriations for reimbursement grants for projects eligible under § 35.855 will be allocated in fiscal year 1974, subsequent to October 18, 1973, to each project in an amount which bears the same ratio to the unpaid balance of the reimbursement due such project (not to exceed 100 percent) as the total of such funds for such year bears to the total unpaid balance of reimbursement due all such projects on the date of enactment of such appropriation.

§ 35.875 Priority for funds appropriated by Public Law 92-399.

(a) Initial allocations from funds available under Public Law 92-399 (Aug. 22, 1972) will be made to those projects which meet the requirements of § 35.855, and which (1) were endorsed or certified for reimbursement by the respective State agencies; (2) were approved for reimbursement pursuant to section 8(c) of Public Law 84-660 (as amended), and (3) did not receive the full amount for which they were eligible under section 8(c) of Public Law 84-660, as amended. Such projects will be due reimbursement from funds appropriated under Public Law 92-399 in an amount not to exceed their eligibility under Public Law 84-660, as amended.

(b) Funds remaining after the allocation described in paragraph (a) of this section will be available for allocation among all projects which (1) were endorsed or certified for reimbursement by the respective State agencies; and (2) received, prior to October 18, 1972, a State matching grant, retroactive from the federally approved effective date of the State's matching grant program, in an amount sufficient to qualify the project for increased Federal assistance.

(c) Funds remaining after the allocation described in paragraph (b) of this section will be available for allocation among all other projects eligible under § 35.855.

§ 35.880 Grant amount.

(a) For projects described in § 35.855, the grant amount shall not exceed a total amount equal to the difference between the amount of Federal financial assistance, if any, received under Public Law 84-660 (as amended) for such project, and, where eligible, 50 percent of the allowable costs of such project (or 55 percent of such costs where the Administrator determines that project construction was undertaken in conformity with a comprehensive metropolitan treatment plan); provided, that reimbursement for project costs from all Federal grant sources may not exceed 80 percent of the costs of the project. No project described in § 35.875(a) shall receive a grant in an amount greater than the

difference between the grant amount received and the amount for which the project was eligible under section 8(c) of Public Law 84-660 (as amended).

(b) A reimbursement grant will be rounded downward to the nearest hundred dollars. Reimbursement grants will not be awarded to projects entitled to reimbursement of less than \$1,000.

§ 35.885 Obligation and payment schedule.

(a) Allocations from the funds available under Public Law 92-399 will be made in accordance with §§ 35.870, 35.875, and 35.880. The obligation of re-

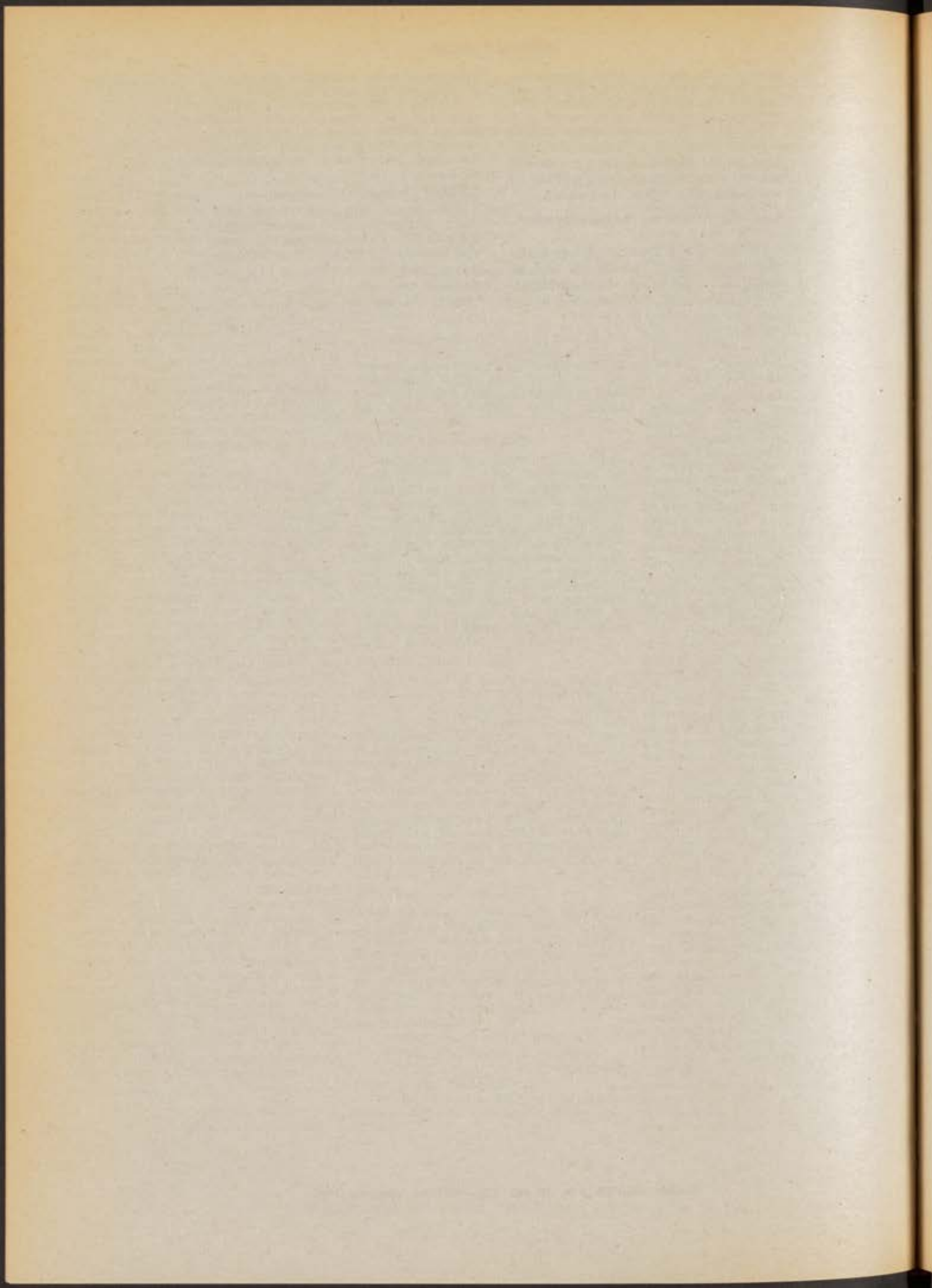
imbursable grant awards to the eligible projects will commence thereafter.

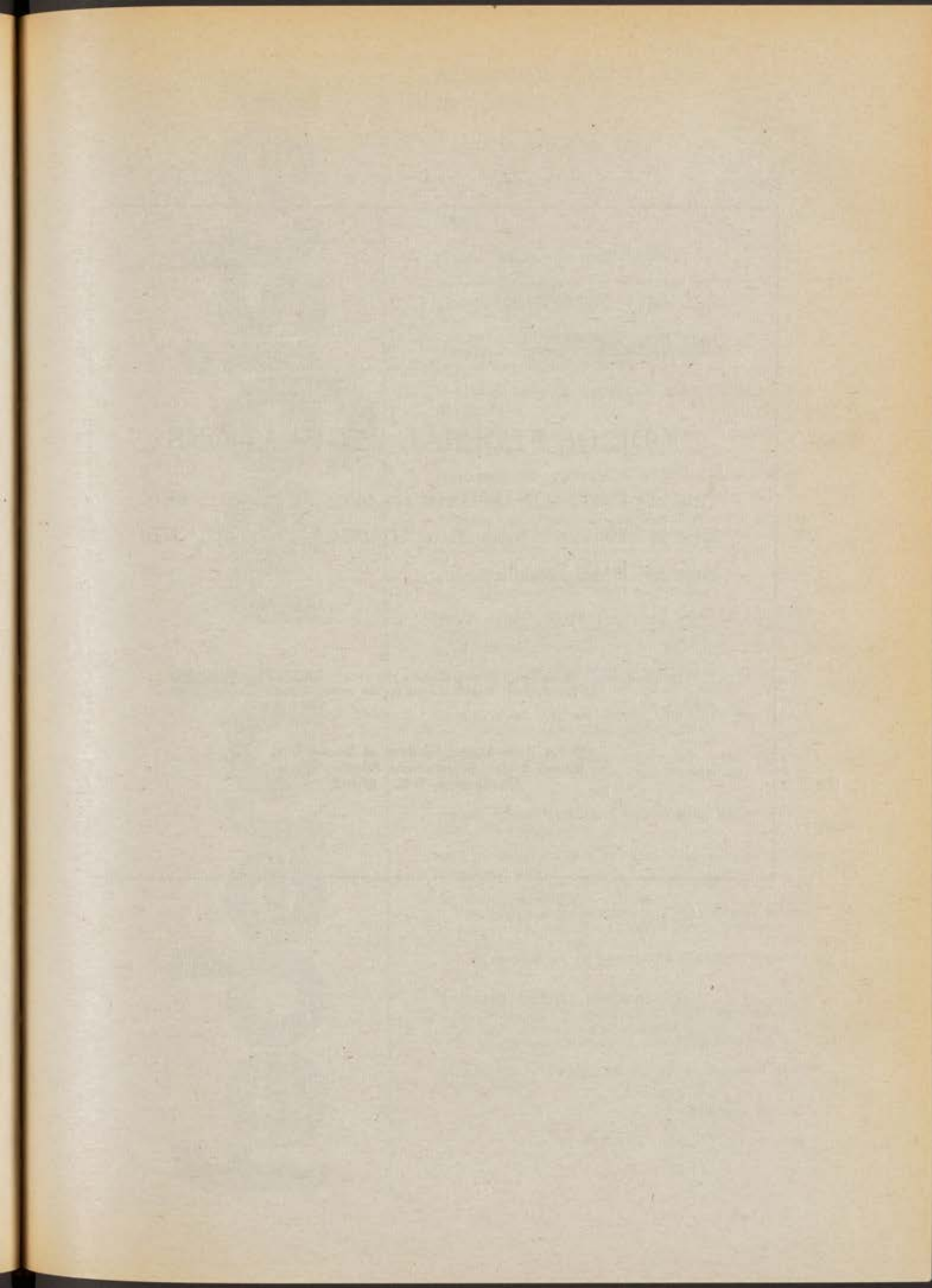
(b) The initial payment request from recipients of reimbursement grant awards will be based on the amount earned (construction-in-place) on each individual project as of September 30, 1973.

§ 35.890 Initiation of construction.

The phrase "initiation of construction," as used in this subpart, means the issuance to a construction contractor of a notice to proceed, or, if no such notice is required, the execution of a construction contract.

[FR Doc.73-12688 Filed 6-25-73;8:45 am]





Just Released

CODE OF FEDERAL REGULATIONS

Title 21—Food and Drugs (Parts 130-140)-----	\$3. 00
Title 21—Food and Drugs (Parts 141-169)-----	5. 50
Title 22—Foreign Relations-----	4. 25

[A Cumulative checklist of CFR issuances for 1973 appears in the first issue of the Federal Register each month under Title I]

Order from Superintendent of Documents,
United States Government Printing Office,
Washington, D.C. 20402