US GOVERNMENT INFORMATION GPO

federal register

FRIDAY, OCTOBER 5, 1973

WASHINGTON, D.C.

Volume 38 ■ Number 193

Pages 27575–27804

PART I



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.

EXECUTIVE ORDERS:
Adjusting the Rates of Monthly Basic Pay for Members of the Uniformed Services 27585
Adjusting Rates of Pay for Certain Statutory Pay Systems 27581

CHEESE FOODS—HEW permits use of greater levels of mold-inhibitors; effective 12–4–73 27592

FOOD LABELING—FDA proposes amendments to requirements for spices, flavorings, colorings and preservatives; comments by 11–2–73 27622

HEATING FUEL—FPC issues policy regarding protection of adequate supply for 1973–1974 winter season 27606

RECALL POLICY AND PROCEDURES—FDA revokes regulations and gives interim guidelines; effective 10–5–73 27592

HAZARDOUS MATERIALS TRANSFER—DOT amends regulations on certain cargo tanks; effective 3–31–74 27595

FENDERS—Labor Department suspends requirements on pneumatic-tired earthmoving equipment; effective 10–5–73 27594

DRUG LABELING—FDA revises effective date of requirements; effective 10–5–73 27593

COAL MINE SAFETY—Interior Department proposes standards for colored hard hats for inexperienced miners; comments by 11–15–73 27621

NEW ANIMAL DRUGS—FDA revokes certification of certain penicillin containing drugs; effective 11–14–73 27593

ANTIBIOTIC DRUGS—FDA reevaluates effectiveness of certain penicillin-containing drugs (2 documents); effective 11–14–73 ..... 27593, 27633

PART II:

EFFLUENT LIMITATIONS—EPA proposes guidelines and standards for the Electroplating Point Source Category; comments by 11–5–73 27693

PART III:

MINIMUM WAGE STANDARDS—Labor Department determinations and monthly index for federally assisted construction (2 documents) 27702, 27751

(Continued inside)

October 5, 1973—Pages 27575–27804

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

Area Code 202 Phone 523-5240

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—
Interior Department: Dillon District Grazing Advisory Board, 12–5–73 27629
DOT: National Highway Safety Advisory Committee, Subcommittee on Research and Program Development, 10–17 through 10–19 27635
COMMERCE DEPARTMENT: Numerically Controlled Machine Tool Technical Advisory Committee, 10–16–73 27631
FEDERAL HOME LOAN BANK BOARD: Federal Savings and Loan Advisory Council, 10–29 through 10–31–73 27646
STATE DEPARTMENT: Ocean Affairs Advisory Committee, 10–24 and 10–25–73 27629
AEC: Advisory Committees on Reactor Safeguard Subcommittees:
Boardman Nuclear Plant, 10–20–73 27637
Brown's Ferry Nuclear Plant, 10–23–73 27638
Catawba Nuclear Stations, 10–22 and 10–23–73 27639

Contents

THE PRESIDENT

Executive Orders

Adjusting rates of monthly basic pay for members of the uniformed services 27585
Adjusting rates of pay for certain statutory pay systems 27581

EXECUTIVE AGENCIES

AGENCY FOR INTERNATIONAL DEVELOPMENT

Notices

Delegations and redelegations of authority:
Deputy Administrator and Assistant Administrators, et al 27628
Mission Director, USAID, Ghana 27627
Mission Director, USAID Liberia 27627
Mission Director, USAID, Pakistan 27627
Mission Director, USAID, Swaziland 27628
Mission Director, USAID, Tanzania 27627

AGRICULTURAL MARKETING SERVICE

Rules and Regulations

Lemons grown in California and Arizona; limitation of handling 27599
Tobacco auction markets; termination of designation 27599

Proposed Rules

Milk in Chicago regional marketing area; decision on amendments to marketing agreement and order 27615

AGRICULTURE DEPARTMENT

See also Agricultural Marketing Service; Animal and Plant Health Inspection Service; Packers and Stockyards Administration.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Rules and Regulations

Livestock for exportation; inspection, testing and certification at origin 27591

ATOMIC ENERGY COMMISSION

Notices

Consumer Power Co.; final prehearing conference 27636
Florida Power and Light Co.; receipt of application for construction permit and facility and availability of applicant's environmental report 27637
Indian Point Nuclear Generating Unit; availability of initial decision and issuance of amendment to facility operating license 27636
Meetings of the Advisory Committee on Reactor Safeguards Subcommittee:
Boardman Nuclear Plant 27637
Brown's Ferry Nuclear Plant, Units 2 and 3 27638
Catawba Nuclear Station, Units 1 and 2 27639
Public Service Co. of New Hampshire; order for special prehearing conference 27636

CIVIL AERONAUTICS BOARD

Rules and Regulations

Priority rules, denied boarding compensation tariffs and reports of unaccommodated passengers 27604
Realistic scheduling required; flight schedules of carriers 27602
Vacation liability; accounting 27603

Notices

International Air Transport Association; order relating to cargo rates 27640
Sedalia, Marshall, Booneville Stage Line, Inc.; service mail rates, order to show cause 27641
Hearing, etc.:
Compaignie Nationale Air France et al 27640
Pan American World Airways, Inc. and Trans World Airlines, Inc., et al 27641
Pan American World Airways, Inc 27643

COAST GUARD

Notices

Equipment, construction and materials; aproval notices 27634
Passenger ship Subdivision and stability; information on proposed changes available 27635

COMMERCE DEPARTMENT

See Domestic and International tional Business Administration.

DOMESTIC AND INTERNATIONAL BUSINESS ADMINISTRATION

Notices

Duty-free entry of scientific articles:
Mayo Foundation 27631
Providence Hospital 27632
University of Missouri 27632
Numerically Controlled Machine Tool Technical Advisory Committee; meeting 27631

EMPLOYMENT STANDARDS ADMINISTRATION

Notices

Minimum wages for Federal and federally assisted construction and index (2 documents) 27702, 27751

ENVIRONMENTAL PROTECTION AGENCY

Proposed Rules

Electroplating point source category; effluent limitations guidelines for existing sources and standards of performance and pretreatment standards for new sources 27693

ENVIRONMENTAL QUALITY COUNCIL

Notices

Environmental impact statements; availability to public 27644

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations

Bendix magnetos; airworthiness directive 27600
Restricted area; correction 27601
Standard instrument approach procedures; miscellaneous amendments 27601
Transition area:
Alteration 27600
Designation 27600

Proposed Rules

Scott Aviation Division of ATO, Inc.; airworthiness directive 27624

(Continued on next page)

FEDERAL COMMUNICATIONS COMMISSION

Rules and Regulations

Assignment of new and modified call signs to AM, FM, and TV broadcasting stations; correction ... 27595

Proposed Rules

FM broadcast stations in Knoxville, Tenn.; table of assignments ... 27624

Notices

Chesapeake-Portsmouth Broadcasting Corp.; memorandum and opinion enlarging issue ... 27646

FEDERAL DISASTER ASSISTANCE ADMINISTRATION

Notices

Kansas; major disaster and related determination ... 27634

FEDERAL HOME LOAN BANK BOARD

Notices

Federal Savings and Loan Advisory Council; meeting ... 27646

FEDERAL INSURANCE ADMINISTRATION

Rules and Regulations

National Flood Insurance Program:
- List of communities with special hazard areas ... 27611
- Status of participating communities ... 27611

FEDERAL MARITIME COMMISSION

Proposed Rules

Uniform rules and regulations governing free time on import containerized cargo at Port of New York; enlargement of time for filing comments ... 27626

Notices

Agreements filed:
- Hamburg - Sudamerikanische Dampfshifffahrts - Gesellschaft ... 27647
- Port of Seattle and Japan Line, Ltd., et al ... 27647

United States Lines, Inc., general increase in rates between the U.S. Atlantic Coast and Guam, Midway Island, and Wake Island; order of investigation and suspension ... 27647

FEDERAL POWER COMMISSION

Rules and Regulations

Collection of steam-electric generating plant pollution control data; FPC Form 67 ... 27605

Establishment of measures to be taken for protection of reliable and adequate service for 1973–1974 winter heating system ... 27606

Proposed Rules

Natural gas produced from wells commenced before January 1, 1973; establishment of just and reasonable rates ... 27626

Notices

Hearings, etc.:
- Alabama Power Co ... 27648
- Chevron Oil Co ... 27648
- Consumers Power Co ... 27649
- El Paso Natural Gas Co ... 27649
- Emerald Producing Corp ... 27650
- Egyptian Gas Storage Corp ... 27649
- Illinois Power Co ... 27650
- Jake L. Hamon ... 27650
- LVO Corp ... 27651
- Panhandle Eastern Pipe Line Co ... 27651
- Signal Oil and Gas Co ... 27652
- Southern Natural Gas Co., et al ... 27652
- Tennessee Gas Pipeline ... 27655
- Tennessee Gas Pipeline Co ... 27654
- Potomac Edison Co ... 27651
- Transcontinental Gas Pipe Line Corp ... 27656
- Virginia Electric and Power Co ... 27656
- William G. Kuhns ... 27657

FEDERAL RESERVE SYSTEM

Notices

Burlingame Bankshares, Inc.; formation of bank holding company ... 27657

Order approving acquisition of banks and acquisition of banks, etc.:
- D. H. Baldwin Co. (2 documents) ... 27657, 27661
- First Security National Corp ... 27658
- Manufacturers Hanover Corp ... 27659
- Mellon National Corporation ... 27660
- Tennessee Valley Bancorp, Inc ... 27658

FISH AND WILDLIFE SERVICE

Rules and Regulations

Certain migratory game birds; open seasons, bag limits, and possession; correction ... 27613

FOOD AND DRUG ADMINISTRATION

Rules and Regulations

Certain penicillin-containing drugs, revocation of certification or release ... 27593

Delegations of authority regarding grants and fellowships; revision ... 27591

Food labeling, spices, flavoring, colorings, and chemical preservatives; correction ... 27591

Label statements; findings of fact, conclusions, and final order; correction ... 27593

Labeling requirements; effective date; end of stay and revision ... 27593

Pasteurized process cheese spread, cold-pack cheese and cold-pack cheese food; use of additional and/or increased levels of mold-inhibitors ... 27592

Procaine penicillin with buffered crystalline penicillin for aqueous injection; revocation ... 27593

Recall of products from market; revocation, interim policy and procedures; pending modifications ... 27592

Proposed Rules

Spices, flavorings, colorings and chemical preservatives; food labeling ... 27622

Notices

Certain penicillin containing combination drugs; drug efficacy study implementation ... 27633

Minnesota Mining and Manufacturing Co., Inc.; filing of petition for food additive ... 27633

Mosinee Paper Corp.; withdrawal of petition for food additive ... 27633

HAZARDOUS MATERIALS REGULATIONS BOARD

Rules and Regulations

Cargo tank use and testing, compressed gases in portable and cargo tanks and specification MC 331 ... 27595

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

See Federal Disaster Assistance Administration; Federal Insurance Administration.

INDIAN AFFAIRS BUREAU

Notices

Draft environmental statement for the Strip mining of coal on coal reserves of the Crow Indians; public hearing ... 27629

INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)

Notices

Wolf Creek Collieries Co., Inc. and Clinchfield Coal Co.; applications for renewal permits ... 27662

INTERIOR DEPARTMENT

See also Fish and Wildlife Service; Indian Affairs Bureau; Land Management Bureau; Mining Enforcement and Safety Administration; National Park Service; Oil and Gas Office.

Notices

Zion National Park, Utah wilderness proposal; availability of draft envirnomental statement ... 27631

INTERSTATE COMMERCE COMMISSION

Notices

Assignment of hearings ... 27665

Fourth section application for relief ... 27665

Increased freight rates and charges, 1973—recyclable materials ... 27671

Motor Carrier Board transfer proceedings ... 27666

Motor carrier temporary authority applications ... 27666

St. Louis-San Francisco Railway Co.; rerouting or diversion of traffic ... 27671

LABOR DEPARTMENT

See Employment Standards Administration; Occupational Safety and Health Administration.

LAND MANAGEMENT BUREAU

Notices

Dillion District Grazing Advisory Board; meeting 27629
State Directors; delegation of authority 27629

MINING ENFORCEMENT AND SAFETY ADMINISTRATION

Proposed Rules

Newly employed, inexperienced miners; clothing requirements 27621

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Rules and Regulations

New pneumatic tires; revised performance requirements; correction 27599

Notices

National Highway Safety Advisory Committee Subcommittee on Research and Program Development; meeting 27635

NATIONAL PARK SERVICE

Rules and Regulations

Shenandoah National Park; vehicle weight limitation 27595

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Rules and Regulations

Installation of fenders on certain pneumatic-tired earth-moving haulage equipment; suspension of requirement 27594

Proposed Rules

Guidelines concerning public disclosure; extension of time for filing comments 27622

OIL AND GAS OFFICE

Notices

Bond to assure payment of fee for oil import license; proposed bulletin 27630

PACKERS AND STOCKYARDS ADMINISTRATION

Notices

Sand Mountain Livestock Market, et al.; list of markets covered under the term "stockyard" 27631

SECURITIES AND EXCHANGE COMMISSION

Notices

Option trading by specialists, market makers, floor traders, and block positioners; extension of time for filing comments 27665

Hearings, etc.:

Airtronics International Corp. 27662
Allied Management & Systems Corp 27663
Aztec Products, Inc 27663
BBI, Inc 27663
Beneficial Laboratories, Inc 27665
Bullion Monarch Co 27663
CIC Industries, Inc 27663
Coastal States Gas Corp 27663
Coastal States Gas Producing Co 27663
Colorado Interstate Corp 27664
Colorado Interstate Gas Co 27664
Royal Properties Inc 27664
Columbia Gas System 27664
Triex International Corp 27665
U.S. Financial Inc 27665

STATE DEPARTMENT

See also Agency for International Development.

Notices

Ocean Affairs Advisory Committee; meeting 27629
Options for Reducing the Salinity of the Colorado River Waters Reaching Mexico; availability of environmental impact statement 27628

TRANSPORTATION DEPARTMENT

See Coast Guard; Federal Aviation Administration; Hazardous Materials Regulations Board; National Highway Traffic Safety Administration.

TREASURY DEPARTMENT

Notices

Mandelic acid from Japan; tenative discontinuance of antidumping investigation 27629

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.

3 CFR

EXECUTIVE ORDERS:

11739 27581
11740 27585

7 CFR

29 27599
910 27599

PROPOSED RULES:

1030 27615

9 CFR

91 27591

14 CFR

39 27600
71 (2 documents) 27600
73 27601
97 27601
234 27602
241 27603
250 27604

PROPOSED RULES:

39 27624

18 CFR

2 27606
141 27605
157 27606

PROPOSED RULES:

2 27626
154 27626

21 CFR

1 27591
2 27591
3 27592
19 27592
125 27593
132 27593
135b 27593
141a 27593
146a 27593

PROPOSED RULES:

1 27622

24 CFR

1914 27611
1915 27611

29 CFR

1926 27594

PROPOSED RULES:

1913 27622

30 CFR

PROPOSED RULES:

75 27621
77 27621

36 CFR

7 27595

40 CFR

PROPOSED RULES:

413 27694

46 CFR

PROPOSED RULES:

526 27626

47 CFR

1 27595

PROPOSED RULES:

73 27624

49 CFR

173 27596
177 27597
178 27598
571 27599

50 CFR

20 27613

Presidential Documents

Title 3—The President

EXECUTIVE ORDER 11739

Adjusting Rates of Pay for Certain Statutory Pay Systems

By virtue of the authority vested in me by subchapter I of chapter 53 of title 5 of the United States Code, it is hereby ordered as follows:

General Schedule

SECTION 1. The rates of basic pay in the General Schedule contained in section 5332(a) of title 5 of the United States Code are adjusted as follows:

"GENERAL SCHEDULE

"Grade	"Annual rates and steps				
	1	2	3	4	5
GS-1.....	$5, 017	$5, 184	$5, 351	$5, 518	$5, 685
GS-2.....	5, 682	5, 871	6, 060	6, 249	6, 438
GS-3.....	6, 408	6, 622	6, 836	7, 050	7, 264
GS-4.....	7, 198	7, 438	7, 678	7, 918	8, 158
GS-5.....	8, 055	8, 323	8, 591	8, 859	9, 127
GS-6.....	8, 977	9, 276	9, 575	9, 874	10, 173
GS-7.....	9, 969	10, 301	10, 633	10, 965	11, 297
GS-8.....	11, 029	11, 397	11, 765	12, 133	12, 501
GS-9.....	12, 167	12, 573	12, 979	13, 385	13, 791
GS-10.....	13, 379	13, 825	14, 271	14, 717	15, 163
GS-11.....	14, 671	15, 160	15, 649	16, 138	16, 627
GS-12.....	17, 497	18, 080	18, 663	19, 246	19, 829
GS-13.....	20, 677	21, 366	22, 055	22, 744	23, 433
GS-14.....	24, 247	25, 055	25, 863	26, 671	27, 479
GS-15.....	28, 263	29, 205	30, 147	31, 089	32, 031
GS-16.....	32, 806	33, 899	34, 992	*36, 085	*37, 178
GS-17.....	*37, 976	*39, 242	*40, 508	*41, 774	*43, 040
GS-18.....	*43, 926				

"Grade	"Annual rates and steps				
	6	7	8	9	10
GS–1.....	$5, 852	$6, 019	$6, 186	$6, 353	$6, 520
GS–2.....	6, 627	6, 816	7, 005	7, 194	7, 383
GS–3.....	7, 478	7, 692	7, 906	8, 120	8, 334
GS–4.....	8, 398	8, 638	8, 878	9, 118	9, 358
GS–5.....	9, 395	9, 663	9, 931	10, 199	10, 467
GS–6.....	10, 472	10, 771	11, 070	11, 369	11, 668
GS–7.....	11, 629	11, 961	12, 293	12, 625	12, 957
GS–8.....	12, 869	13, 237	13, 605	13, 973	14, 341
GS–9.....	14, 197	14, 603	15, 009	15, 415	15, 821
GS–10.....	15, 609	16, 055	16, 501	16, 947	17, 393
GS–11.....	17, 116	17, 605	18, 094	18, 583	19, 072
GS–12.....	20, 412	20, 995	21, 578	22, 161	22, 744
GS–13.....	24, 122	24, 811	25, 500	26, 189	26, 878
GS–14.....	28, 287	29, 095	29, 903	30, 711	31, 519
GS–15.....	32, 973	33, 915	34, 857	35, 799	*36, 741
GS–16.....	*38, 271	*39, 364	*40, 457	*41, 550	
GS–17.....					
GS–18.....					

"*The rate of basic pay for employees at these rates is limited by section 5308 of title 5 of the United States Code to the rate for level V of the Executive Schedule (as of the effective date of this salary adjustment, $36,000)."

Schedule for the Department of Medicine and Surgery of the Veterans' Administration

SEC. 2. The schedules contained in section 4107 of title 38 of the United States Code, for certain positions within the Department of Medicine and Surgery of the Veterans' Administration, are adjusted as follows:

"Section 4103 Schedule

"Associate Deputy Chief Medical Director, the annual rate provided for positions in level V of the Executive Schedule.
"Assistant Chief Medical Director, $43,926.*
"Medical Director, $37,976 minimum* to $43,040 maximum.*
"Director of Nursing Service, $37,976 minimum* to $43,040 maximum.*
"Director of Chaplain Service, $32,806 minimum to $41,550 maximum.*
"Director of Pharmacy Service, $32,806 minimum to $41,550 maximum.*
"Director of Dietetic Service, $32,806 minimum to $41,550 maximum.*
"Director of Optometry, $32,806 minimum to $41,550 maximum.*

"Physician and Dentist Schedule

"Director grade, $32,806 minimum to $41,550 maximum.*
"Executive grade, $30,455 minimum to $39,590 maximum.*

*The salary for employees at these rates is limited by section 5308 of title 5 of the United States Code to the rate for level V of the Executive Schedule (as of the effective date of this salary adjustment, $36,000).

"Chief grade, $28,263 minimum to $36,741 maximum*.
"Senior grade, $24,247 minimum to $31,519 maximum.
"Intermediate grade, $20,677 minimum to $26,878 maximum.
"Full grade, $17,497 minimum to $22,744 maximum.
"Associate grade, $14,671 minimum to $19,072 maximum.

"Nurse Schedule

"Director grade, $28,263 minimum to $36,741 maximum*.
"Assistant Director grade, $24,247 minimum to $31,519 maximum.
"Chief grade, $20,677 minimum to $26,878 maximum.
"Senior grade, $17,497 minimum to $22,744 maximum.
"Intermediate grade, $14,671 minimum to $19,072 maximum.
"Full grade, $12,167 minimum to $15,821 maximum.
"Associate grade, $10,489 minimum to $13,639 maximum.
"Junior grade, $8,977 minimum to $11,668 maximum.

Foreign Service Schedules

SEC. 3. (a). The per annum salaries of Foreign Service officers in the schedule contained in section 412 of the Foreign Service Act of 1946, as amended (22 U.S.C. 867), are adjusted as follows:

"Class 1	*$41, 566	*$42, 952	*$43, 926	.....
Class 2	32, 581	33, 667	34, 753	$35, 839
Class 3	25, 800	26, 660	27, 520	28, 380
Class 4	20, 677	21, 366	22, 055	22, 744
Class 5	16, 799	17, 359	17, 919	18, 479
Class 6	13, 863	14, 325	14, 787	15, 249
Class 7	11, 641	12, 029	12, 417	12, 805
Class 8	9, 969	10, 301	10, 633	10, 965

"Class 1	.....	.....	.....
Class 2	*$36, 925	*$38, 011	*$39, 097
Class 3	29, 240	30, 100	30, 960
Class 4	23, 433	24, 122	24, 811
Class 5	19, 039	19, 599	20, 159
Class 6	15, 711	16, 173	16, 635
Class 7	13, 193	13, 581	13, 969
Class 8	11, 297	11, 629	11, 961

"*The salary for employees at these rates is limited by section 5308 of title 5 of the United States Code to the rate for level V of the Executive Schedule (as of the effective date of this salary adjustment, $36,000)."

(b). The per annum salaries of staff officers and employees in the schedule contained in section 415 of the Foreign Service Act of 1946, as amended (22 U.S.C. 870(a)), are adjusted as follows:

"*The salary for employees at these rates is limited by section 5308 of title 5 of the United States Code to the rate for level V of the Executive Schedule (as of the effective date of this salary adjustment, $36,000)."

"Class 1.....	$25, 800	$26, 660	$27, 520	$28, 380	$29, 240
Class 2.....	20, 677	21, 366	22, 055	22, 744	23, 433
Class 3.....	16, 799	17, 359	17, 919	18, 479	19, 039
Class 4.....	13, 863	14, 325	14, 787	15, 249	15, 711
Class 5.....	12, 429	12, 843	13, 257	13, 671	14, 085
Class 6.....	11, 144	11, 515	11, 886	12, 257	12, 628
Class 7.....	9, 989	10, 322	10, 655	10, 988	11, 321
Class 8.....	8, 954	9, 253	9, 552	9, 851	10, 150
Class 9.....	8, 028	8, 296	8, 564	8, 832	9, 100
Class 10....	7, 198	7, 438	7, 678	7, 918	8, 158

"Class 1.....	$30, 100	$30, 960	$31, 820	$32, 680	$33, 540
Class 2.....	24, 122	24, 811	25, 500	26, 189	26, 878
Class 3.....	19, 599	20, 159	20, 719	21, 279	21, 839
Class 4.....	16, 173	16, 635	17, 097	17, 559	18, 021
Class 5.....	14, 499	14, 913	15, 327	15, 741	16, 155
Class 6.....	12, 999	13, 370	13, 741	14, 112	14, 483
Class 7.....	11, 654	11, 987	12, 320	12, 653	12, 986
Class 8.....	10, 449	10, 748	11, 047	11, 346	11, 645
Class 9.....	9, 368	9, 636	9, 904	10, 172	10, 440
Class 10....	8, 398	8, 638	8, 878	9, 118	9, 358."

Salary Limitation

SEC. 4. Notwithstanding the rates of basic pay or salaries established by sections 1, 2, and 3 of this order, under section 5308 of title 5 of the United States Code no rate of basic pay or salary may be paid which is in excess of the rate now or hereafter provided for level V of the Executive Schedule.

Effective Date

SEC. 5. This order shall take effect as of the first day of the first applicable pay period beginning on or after October 1, 1973.

Richard Nixon

THE WHITE HOUSE,

October 3, 1973.

[FR Doc.73-21355 Filed 10-3-73;3:41 pm]

NOTE: For the text of the President's Message to Congress dated October 3, 1973, and issued in connection with EO 11739, above, see Weekly Comp. of Pres. Docs., Vol. 9, No. 40, issue of October 8, 1973.

EXECUTIVE ORDER 11740

Adjusting the Rates of Monthly Basic Pay for Members of the Uniformed Services

By virtue of the authority vested in me by the laws of the United States, including the Act of December 16, 1967, and the Federal Pay Comparability Act of 1970, and as President of the United States and Commander in Chief of the Armed Forces of the United States, it is hereby ordered as follows:

SEC. 1. The rates of monthly basic pay for members of the uniformed services within each pay grade are adjusted upwards as set forth in the following tables:

Commissioned Officers

Pay grade	Years of service computed under section 205			
	2 or less	Over 2	Over 3	Over 4
O–10[1]	$2,564.10	$2,654.40	$2,654.40	$2,654.40
O–9	2,272.50	2,332.50	2,382.00	2,382.00
O–8	2,058.30	2,120.10	2,170.50	2,170.50
O–7	1,710.00	1,827.00	1,827.00	1,827.00
O–6	1,267.80	1,393.20	1,483.80	1,483.80
O–5	1,013.70	1,191.00	1,272.90	1,272.90
O–4	855.00	1,040.40	1,110.60	1,110.60
O–3[2]	794.40	888.00	948.90	1,050.30
O–2[2]	692.40	756.60	908.70	939.00
O–1[2]	600.90	625.80	756.60	756.60

Commissioned Officers

Pay grade	Years of service computed under section 205			
	Over 6	Over 8	Over 10	Over 12
O–10[1]	$2,654.40	$2,756.10	$2,756.10	$2,967.30
O–9	2,382.00	2,442.30	2,442.30	2,543.70
O–8	2,170.50	2,332.50	2,332.50	2,442.30
O–7	1,908.30	1,908.30	2,019.30	2,019.30
O–6	1,483.80	1,483.80	1,483.80	1,483.80
O–5	1,272.90	1,272.90	1,311.90	1,381.80
O–4	1,130.40	1,180.80	1,260.90	1,332.30
O–3[2]	1,100.40	1,140.00	1,201.20	1,260.90
O–2[2]	958.80	958.80	958.80	958.80
O–1[2]	756.60	756.60	756.60	756.60

Commissioned Officers

Pay grade	Years of service computed under section 205			
	Over 14	Over 16	Over 18	Over 20
O–10 [1]	$2,967.30	*$3,179.70	*$3,179.70	*$3,392.10
O–9	2,543.70	2,756.10	2,756.10	2,967.30
O–8	2,442.30	2,543.70	2,654.40	2,756.10
O–7	2,120.10	2,332.50	2,492.70	2,492.70
O–6	1,534.20	1,776.90	1,867.80	1,908.30
O–5	1,474.20	1,584.60	1,675.80	1,725.90
O–4	1,393.20	1,453.80	1,494.00	1,494.00
O–3 [2]	1,291.80	1,291.80	1,291.80	1,291.80
O–2 [2]	958.80	958.80	958.80	958.80
O–1 [2]	756.60	756.60	756.60	756.60

Commissioned Officers

Pay grade	Years of service computed under section 205		
	Over 22	Over 26	Over 30
O–10 [1]	*$3,392.10	*$3,603.60	*$3,603.60
O–9	2,967.30	*3,179.70	*3,179.70
O–8	2,866.80	2,866.80	2,866.80
O–7	2,492.70	2,492.70	2,492.70
O–6	2,019.30	2,189.70	2,189.70
O–5	1,786.80	1,786.80	1,786.80
O–4	1,494.00	1,494.00	1,494.00
O–3 [2]	1,291.80	1,291.80	1,291.80
O–2 [2]	958.80	958.80	958.80
O–1 [2]	756.60	756.60	756.60

[1] While serving as Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of Staff of the Air Force, or Commandant of the Marine Corps, basic pay for this grade is $3,976.20* regardless of cumulative years of service computed under section 205 of this title.

[2] Does not apply to commissioned officers who have been credited with over 4 years' active service as enlisted members.

*The rate of basic pay for military personnel at these rates is limited by section 5308 of title 5, United States Code, as added by the Federal Pay Comparability Act of 1970, to the rate for level V of the Executive Schedule ($36,000 per annum, or $3,000 per month as of the effective date of this adjustment).

Commissioned officers who have been credited with over 4 years' active service as enlisted members

Pay grade	Years of service computed under section 205			
	Over 4	Over 6	Over 8	Over 10
O–3	$1,050.30	$1,100.40	$1,140.00	$1,201.20
O–2	939.00	958.80	989.10	1,040.40
O–1	756.60	807.60	837.90	867.90

Commissioned officers who have been credited with over 4 years' active service as enlisted members

Pay grade	Years of service computed under section 205			
	Over 12	Over 14	Over 16	Over 18
O–3	$1,260.90	$1,311.90	$1,311.90	$1,311.90
O–2	1,080.60	1,110.60	1,110.60	1,110.60
O–1	898.50	939.00	939.00	939.00

Commissioned officers who have been credited with over 4 years' active service as enlisted members

Pay grade	Years of service computed under section 205			
	Over 20	Over 22	Over 26	Over 30
O–3	$1,311.90	$1,311.90	$1,311.90	$1,311.90
O–2	1,110.60	1,110.60	1,110.60	1,110.60
O–1	939.00	939.00	939.00	939.00

Warrant Officers

Pay grade	Years of service computed under section 205				
	2 or less	Over 2	Over 3	Over 4	Over 6
W–4	$809.10	$867.90	$867.90	$888.00	$928.50
W–3	735.90	798.00	798.00	807.60	817.50
W–2	644.10	696.60	696.60	717.00	756.60
W–1	536.70	615.60	615.60	666.60	696.60

Warrant Officers

Pay grade	Years of service computed under section 205				
	Over 8	Over 10	Over 12	Over 14	Over 16
W–4	$969.30	$1,009.50	$1,080.60	$1,130.40	$1,170.60
W–3	877.50	928.50	958.80	989.10	1,018.80
W–2	798.00	828.00	858.00	888.00	918.90
W–1	726.90	756.60	787.50	817.50	847.80

Warrant Officers

Pay grade	Years of service computed under section 205				
	Over 18	Over 20	Over 22	Over 26	Over 30
W–4	$1,201.20	$1,241.10	$1,282.20	$1,381.80	$1,381.80
W–3	1,050.30	1,090.50	1,130.40	1,170.60	1,170.60
W–2	948.90	979.20	1,018.80	1,018.80	1,018.80
W–1	877.50	908.70	908.70	908.70	908.70

Enlisted Members

Pay grade	Years of service computed under section 205				
	2 or less	Over 2	Over 3	Over 4	Over 6
E–9 [1]	$0	$0	$0	$0	$0
E–8	0	0	0	0	0
E–7	538. 50	581. 10	602. 70	623. 70	645. 30
E–6	465. 00	507. 30	528. 30	550. 20	571. 20
E–5	408. 30	444. 60	465. 90	486. 30	518. 10
E–4	392. 70	414. 60	438. 60	473. 10	491. 70
E–3	377. 70	398. 40	414. 30	430. 50	430. 50
E–2	363. 30	363. 30	363. 30	363. 30	363. 30
E–1	326. 10	326. 10	326. 10	326. 10	326. 10

Enlisted Members

Pay grade	Years of service computed under section 205				
	Over 8	Over 10	Over 12	Over 14	Over 16
E–9 [1]	$0	$919. 20	$940. 20	$961. 50	$983. 70
E–8	771. 30	792. 90	813. 90	835. 20	856. 80
E–7	665. 70	686. 70	708. 30	740. 40	761. 10
E–6	592. 20	613. 50	645. 30	665. 70	686. 70
E–5	539. 10	560. 70	581. 10	592. 20	592. 20
E–4	491. 70	491. 70	491. 70	491. 70	491. 70
E–3	430. 50	430. 50	430. 50	430. 50	430. 50
E–2	363. 30	363. 30	363. 30	363. 30	363. 30
E–1	326. 10	326. 10	326. 10	326. 10	326. 10

Enlisted Members

Pay grade	Years of service computed under section 205				
	Over 18	Over 20	Over 22	Over 26	Over 30
E–9 [1]	$1,005.30	$1,025.10	$1,079.10	$1,183.80	$1,183.80
E–8	877.20	898.80	951.30	1,057.50	1,057.50
E–7	782.40	792.90	846.00	951.30	951.30
E–6	697.50	697.50	697.50	697.50	697.50
E–5	592.20	592.20	592.20	592.20	592.20
E–4	491.70	491.70	491.70	491.70	491.70
E–3	430.50	430.50	430.50	430.50	430.50
E–2	363.30	363.30	363.30	363.30	363.30
E–1	326.10	326.10	326.10	326.10	326.10

[1] While serving as Sergeant Major of the Army, Master Chief Petty Officer of the Navy or Coast Guard, Chief Master Sergeant of the Air Force, or Sergeant Major of the Marine Corps, basic pay for this grade is $1,439.10, regardless of cumulative years of service computed under section 205 of this title.

SEC. 2. This order shall take effect October 1, 1973.

Richard Nixon

THE WHITE HOUSE,
October 3, 1973.

[FR Doc.73-21356 Filed 10-3-73;3:41 pm]

NOTE: For the text of the President's Message to Congress dated October 3, 1973, and issued in connection with EO 11740, above, see Weekly Comp. of Pres. Docs., Vol. 9, No. 40, issue of October 8, 1973.

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 9—Animals and Animal Products

CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

SUBCHAPTER D—EXPORTATION AND IMPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

PART 91—INSPECTION AND HANDLING OF LIVESTOCK FOR EXPORTATION

Inspection, Testing and Certification at Origin

Statement of consideration. This amendment extends the requirement for a negative tuberculin test for all dairy and breeding cattle intended for exportation to a foreign country from "within 30 days" to "within 90 days" prior to the date of movement from the State of origin.

This change is necessary to coincide with the tuberculin testing requirement of certain countries which specify that such animals shall be tested negative for tuberculosis not less than 30 days nor more than 60 or 90 days prior to exportation.

Pursuant to the provisions of the Act of March 4, 1907, as amended, the Act of August 30, 1890, the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, and the Act of July 2, 1962 (21 U.S.C. 105, 112, 113, 120, 121, 134b, 134f, 612, 613, 614, 618), Part 91, Title 9, Code of Federal Regulations, is amended in the following respect:

In § 91.4(b)(1), "thirty days" is changed to read "90 days."

(Secs. 4, 5, 23 Stat. 32, as amended; sec. 1, 32 Stat. 791, as amended; sec. 10, 26 Stat. 417; secs. 12, 13, 14, 18, 34 Stat. 1263, as amended, 81 Stat. 584, 588, 592; secs. 3, 11, 76 Stat. 130, 132; 21 U.S.C. 105, 112, 113, 120, 121, 134b, 134f, 612, 613 614, 618; 37 FR 28464; 28477; 38 FR 19141.)

Effective date.—The foregoing amendment shall become effective October 5, 1973.

The amendment relieves certain restrictions presently imposed but no longer deemed necessary to prevent the exportation of diseased livestock and must be made effective promptly to be of maximum benefit to affected persons. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable, and unnecessary, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 2nd day of October 1973.

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

[FR Doc.73-21286 Filed 10-4-73;8:45 am]

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER A—GENERAL

PART 1—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT AND THE FAIR PACKAGING AND LABELING ACT

Food Labeling; Spices, Flavorings, Colorings, and Chemical Preservatives; Correction

In FR Doc. 73-15700 appearing at page 20718 in the FEDERAL REGISTER of Thursday, August 2, 1973, the following changes should be made:

1. On page 20721 the amendatory language to § 1.12 is corrected to read as follows:

"1. In Part 1 by amending § 1.12 by revising the section title, by revising paragraph (a), and by adding new paragraphs (g), (h), and (i) to read as follows:"

2. On page 20722 paragraph (h)(2) of § 1.12 is corrected to read as follows:

§ 1.12 Food labeling; spices, flavorings, colorings and chemical preservatives.

* * * * *

(h) * * *

(2) An incidental additive in a food, originating in a spice or flavor used in the manufacture of the food, need not be declared in the statement of ingredients if it meets the requirements of § 1.10a(a)(3).

* * * * *

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21280 Filed 10-4-73;8:45 am]

PART 2—ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

Subpart H—Delegations of Authority

REVISION OF DELEGATIONS OF AUTHORITY RELATING TO GRANTS

The Commissioner of Food and Drugs is amending Part 2—Administrative Functions, Practices, and Procedures (21 CFR Part 2) to provide for revised delegations relating to grants authority. A new Division of Contracts and Grants Management has been established to serve as the Agency focal point for awarding and administering contracts and grants (July 16, 1973; 38 FR 18917). The requirement that all grant applications have the approval of the Associate Commissioner for Science or his Deputy prior to execution of the award has not changed. The delegations of grant authority are being revised to delineate the division of functions.

Further redelegation of the authority redelegated hereby is not authorized. Authority redelegated hereby to a position by title may be exercised by a person officially designated to serve in such position in an acting capacity or on a temporary basis, unless prohibited by a restriction written into the document designating him as "acting" or unless not legally permissible.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 701(a), 52 Stat. 1055; (21 U.S.C. 371(a))) and under authority delegated to the Commissioner (21 CFR 2.120), Part 2 is amended in § 2.121 by revising paragraph (r) and deleting paragraph (y) as follows:

§ 2.121 Redelegations of authority from the Commissioner to other officers of the Administration.

* * * * *

(r) *Delegations regarding grants and fellowships.*—(1) The Associate and Deputy Associate Commissioner for Science are authorized to approve or disapprove all applications for grants and fellowships and to select officials to serve as program managers to exercise scientific oversight and to monitor grantee progress.

(2) The Associate and Deputy Associate Commissioner for Administration and the Director and Deputy Director of the Division of Contracts and Grants Management of the Office of the Associate Commissioner for Administration are authorized to execute grant awards upon approval by the Associate or Deputy Associate Commissioner for Science under sections 301, 308, 311, and 356 of the Public Health Service Act, and to notify grantees of officials who will serve as the FDA program manager for their grant.

* * * * *

(y) [Deleted]

Effective date.—This order shall be effective on October 5, 1973.

(Sec. 701(a), 52 Stat. 1055; (21 U.S.C. 371 (a)).)

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21282 Filed 10-4-73;8:45 am]

PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

Policy and Procedures for Recall of Products From the Market; Revocation, Interim Policy and Procedures and Pending Modifications

In the FEDERAL REGISTER of June 15, 1971 (36 FR 11514) the Commissioner of Food and Drugs amended 21 CFR Part 3 by adding a new section, namely, § 3.85 *Revision of procedures for recall of products from the market.* This regulation stated the recall policy of the Food and Drug Administration and possible Food and Drug Administration actions on removals of products from the market.

The Commissioner has concluded that the Food and Drug Administration should review and make appropriate revisions in the current policy and procedures on recall. The revisions in policy and procedures will deal with the range of possible product defects and the use of recall as a regulatory tool. New procedural regulations are being developed and will be published for public comment as a proposal in the FEDERAL REGISTER.

Interim Agency policy and procedures with respect to recalls are set out in the Regulatory Procedures Manual, Chapter 5–00, available to the general public from the Food and Drug Administration, Information Center, Room 3807, 200 C Street, Washington, D.C. 20204.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 304, 701(a), 705, 52 Stat. 1044, as amended, 1055, 1057–58; (21 U.S.C. 334, 371(a), 375)), and under authority delegated to the Commissioner (21 CFR 2.120), Part 3 is amended by revoking § 3.85.

Effective date.—This order shall be effective on October 5, 1973.

(Secs. 304, 701(a), 705, 52 Stat. 1044, as amended, 1055, 1057–1058; (21 U.S.C. 334, 371(a), 375).)

Dated September 27, 1973.

A. M. SCHMIDT,
Commissioner of Food and Drugs.

[FR Doc.73-21294 Filed 10-4-73;8:45 am]

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 19—CHEESES, PROCESSED CHEESES, CHEESE FOODS, CHEESE SPREADS, AND RELATED FOODS

Pasteurized Process Cheese Spread, Cold-Pack Cheese and Cold-Pack Cheese Food; Use of Additional and/or increased Levels of Mold-Inhibitors

In the matter of amending the standard of identity for pasteurized process cheese spread, cold-pack cheese, and cold-pack cheese food (21 CFR 19.775, 19.785, and 19.787) to allow the use of additional and/or increased levels of mold-inhibitors in these foods: A notice of proposed rulemaking in the above-identified matter was published in the FEDERAL REGISTER of March 15, 1973 (38 FR 7008) based on a petition filed by the National Cheese Institute, Inc., 110 North Franklin St., Chicago, IL 60606.

Three letters of comment were received from industry in response to the proposal, all favoring the proposal. Whereas the published proposal as it concerned pasteurized process cheese spread (21 CFR 19.775) required that the optionally added sorbates singly or in combination with sorbic acid be limited to 0.2 percent by weight of the food, one respondent suggested that the wording be changed by adding the words: "in an amount not to exceed 0.2 percent by weight calculated as sorbic acid. . . ." Since the effectiveness to prevent mold is actually determined by the sorbate anion, the Commissioner of Food and Drugs concurs with this suggestion and the order published below reflects this change.

Having considered the information submitted by the petitioner, the comments received and other relevant material, the Commissioner of Food and Drugs concludes that it will promote honesty and fair dealing in the interest of consumers to adopt the proposal to amend the standards of identity for pasteurized process cheese spread (§ 19.775), cold-pack cheese (§ 19.785), and cold-pack cheese food (§ 19.787) as set forth below.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055–1056, as amended by 70 Stat. 919 and 72 Stat. 948; (21 U.S.C. 341, 371)) and under authority delegated to the Commissioner (21 CFR 2.120): *It is ordered*, That Part 19 be amended as follows:

1. In § 19.775 by revising paragraph (f)(8) to read as follows:

§ 19.775 Pasteurized process cheese spread; identity; label statement of optional ingredients.

* * * * *

(f) * * *

(8) Pasteurized process cheese spread in consumer-sized packages may contain an optional mold-inhibiting ingredient consisting of sorbic acid, potassium sorbate, sodium sorbate, or any combination of two or more of these, in an amount not to exceed 0.2 percent by weight, calculated as sorbic acid or consisting of not more than 0.3 percent by weight of sodium propionate, calcium propionate, or a combination of sodium propionate and calcium propionate.

* * * * *

2. In § 19.785 by revising paragraph (c)(6) to read as follows:

§ 19.785 Cold-pack cheese, club cheese, comminuted cheese; identity; label statement of optional ingredients.

* * * * *

(c) * * *

(6) Cold-pack cheese in consumer-sized packages may contain an optional mold-inhibiting ingredient consisting of sorbic acid, potassium sorbate, sodium sorbate, or any combination of two or more of these, in an amount not to exceed 0.3 percent by weight, calculated as sorbic acid or consisting of not more than 0.3 percent by weight of sodium propionate, calcium propionate, or a combination of sodium propionate and calcium propionate.

* * * * *

3. In § 19.787 by revising paragraph (e)(7) to read as follows:

§ 19.787 Cold-pack cheese food; identity; label statement of optional ingredients.

* * * * *

(e) * * *

(7) Cold-pack cheese food in consumer-sized packages may contain an optional mold-inhibiting ingredient consisting of sorbic acid, potassium sorbate, sodium sorbate, or any combination of two or more of these, in an amount not to exceed 0.3 percent by weight, calculated as sorbic acid or consisting of not more than 0.3 percent by weight of sodium propionate, calcium propionate, or a combination of sodium propionate and calcium propionate.

* * * * *

4. Due to cross-referencing, amendment to the pasteurized process cheese spread standard (§ 19.775), upon becoming effective, will have the effect of providing for the optional use of additional and/or increased levels of mold-inhibitors in pasteurized cheese spread (§ 19.776), pasteurized process cheese spread with fruits, vegetables, or meats (§ 19.780), and pasteurized cheese spread with fruits, vegetables, or meats (§ 19.781). Likewise, the amendment to cold-pack cheese food (§ 19.787) will have the effect of providing for optional use of additional and/or increased levels of mold-inhibitors in cold-pack cheese food with fruits, vegetables, or meats (§ 19.788).

Labeling requirements applicable to the subject foods were established by an order published in the FEDERAL REGISTER of April 23, 1973 (38 FR 9996).

Any person who will be adversely affected by the foregoing order may at any time on or before November 5, 1973, file with the Hearing Clerk, Food and Drug Administration, Rm. 6–86, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the

above office during working hours, Monday through Friday.

Effective date.—This order shall become effective December 4, 1973, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be given by publication in the FEDERAL REGISTER.

(Secs. 401, 701, 52 Stat. 1046, 1055–1056, as amended by 70 Stat. 919 and 72 Stat. 948 (21 U.S.C. 341, 371).)

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21278 Filed 10-4-73;8:45 am]

PART 125—LABEL STATEMENTS CONCERNING DIETARY PROPERTIES OF FOOD PURPORTING TO BE OR REPRESENTED FOR SPECIAL DIETARY USES

Label Statements; Findings of Fact, Conclusions, and Final Order; Correction

In FR Doc. 73-15690 appearing at page 20708 in the FEDERAL REGISTER of August 2, 1973, paragraph (a) of § 125.2 appearing on page 20718 is corrected in the second line of that paragraph by adding the word, "unless", immediately following the words, "special dietary use," and immediately before the word, "covered".

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21279 Filed 10-4-73;8:45 am]

SUBCHAPTER C—DRUGS

PART 130—NEW DRUGS

PART 132—REGISTRATION OF PRODUCERS OF DRUGS AND LISTING OF DRUGS IN COMMERCIAL DISTRIBUTION

Effective Date of Labeling Requirements; End of Stay and Revision

In the FEDERAL REGISTER of July 6, 1973 (38 FR 18041), the Commissioner of Food and Drugs proposed to revise the effective date of Part 132 (appearing at 38 FR 6258; March 7, 1973), by delaying the effective date of § 132.8(b)(3) until printing plates are revised in the normal course of business or until July 1, 1975, whichever occurs first. In the FEDERAL REGISTER of July 16, 1973 (38 FR 18875), the effective date of July 1, 1973, was temporarily stayed pending a discussion on the proposal. This proposal was presented as a result of the Pharmaceutical Manufacturers Association's (PMA) contention that the regulation as published would create undue hardship on affected parties since all label printing plates, which presently contain the National Drug Code (NDC) numbers but do not provide for leading zeros or do not comply with other requirements of § 132.8(b)(3), would be outdated as of July 1, 1973. The PMA estimated that as many as 20 to 30 thousand plates at a cost of $200 or $300 each may be affected. This would be a substantial and needless expense.

Interested persons were invited to submit comments on the proposal on or before September 4, 1973. Comments were received from the PMA and three drug manufacturers. All of the comments urged that the revision be finalized as proposed.

Therefore, pursuant to provisions of the Federal Food, Drug and Cosmetic Act (Secs. 510, 701(a), 52 Stat. 1053 as amended, 1055 as amended (21 U.S.C. 360, 371(a))), and the Drug Listing Act of 1972 (Pub. L. 92–387; 865 Stat. 559–562) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), the stay (38 FR 18875; July 16, 1973) is ended, and the effective date of Part 132 is revised as follows:

Effective date.—This order shall be effective on March 7, 1973, except that § 132.8(b)(3) shall not be effective until printing plates are revised in the normal course of business or until July 1, 1975, whichever occurs first.

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc. 73-21281 Filed 10-4-73;8:45 am]

PART 135b—NEW ANIMAL DRUGS FOR IMPLANTATION OR INJECTION

Procaine Penicillin With Buffered Crystalline Penicillin for Aqueous Injection; Revocation

An order published elsewhere in this issue of the FEDERAL REGISTER (DESI 50125) revokes § 146a.50 *Procaine penicillin and buffered crystalline penicillin for aqueous injection* (21 CFR 146a.50) on grounds that the drug for human use subject to certification under that section lacks substantial evidence of effectiveness. In addition, the Commissioner finds that no products subject to certification under that section are currently approved and being certified for veterinary use. Accordingly, § 135b.26 of the new animal drug regulations should also be revoked.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512, 82 Stat. 343–351; (21 U.S.C. 360b)) and under the authority delegated to the Commissioner (21 CFR 2.120), Part 135b is amended by revoking § 135b.26 *Procaine penicillin with buffered crystalline penicillin for aqueous injection.*

Any person who will be adversely affected by the foregoing order may at any time on or before November 14, 1973, file with the Hearing Clerk, Food and Drug Administration, Room 6–86, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the above office during working hours, Monday through Friday.

Effective date.—This order shall become effective on November 14, 1973.

(Sec. 512, 82 Stat. 343–351; 21 U.S.C. 360b.)

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21285 Filed 10-4-73;8:45 am]

[DESI 50125; Docket No. FDC-D-644; NDA 50–140, etc.]

PART 141a—PENICILLIN AND PENICILLIN-CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

Certain Penicillin-Containing Combination Drugs; Revocation of Certification or Release

In a notice (DESI 50125) published in the FEDERAL REGISTER of July 1, 1970 (35 FR 10698) and amended on August 18, 1970 (35 FR 13158), the Commissioner of Food and Drugs announced his conclusions pursuant to evaluation of reports received from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group on the following drugs:

A. Procaine penicillin G with sodium or potassium penicillin G for injection, marketed as:

1. Abbocillin 800 M for Suspension (NDA 60–019); Abbott Laboratories, 14th and Sheridan Rd., North Chicago, IL 60064.

2.a. Duracillin Fortified Powder for Aqueous Suspension (NDA 60–015); and

b. Duracillin F.A. Powder for Aqueous Suspension (NDA 60–015); Eli Lilly and Co., P.O. Box 618, Indianapolis, IN 46206.

3. Pen Produral for Aqueous Injection (NDA 60–204); Merck Sharp & Dohme Div., Merck and Co., Inc., West Point, PA 19486.

4. Pronapen for Aqueous Injection (NDA 60–021); Pfizer Laboratories Division, Pfizer, Inc., 235 East 42nd St., New York, NY 10017.

5. Procaine Penicillin G and Potassium (or Sodium) Penicillin G for Aqueous Injection (NDA 60–020); Philadelphia Laboratories, Inc., 9815 Roosevelt Blvd., Philadelphia, PA 19114.

6.a. Bipenicillin Specia for Aqueous Injection (NDA 60–025); and

b. Procaine Penicillin G and Potassium Penicillin G for Aqueous Injection (NDA 60–016); and

c. Bipenicillin 500 for Aqueous Injection (NDA 60-025); Pure Laboratories, Inc., 50 Intervale Rd., Parsippany, NJ 07054.

7. Crystifor Powder for Injection (NDA 60-023); E. R. Squibb & Sons, Inc., Georges Rd., New Brunswick, NJ 08903.

8.a. Depo-Penicillin Fortified Suspension (NDA 60-018); and

b. Diurnal-Penicillin Fortified 400 M for Aqueous Injection (NDA 60-017); The Upjohn Co., 7171 Portage Rd., Kalamazoo MI 49002.

9.a. Wycillin Fortified for Aqueous Injection (NDA 60-026); and

b. Lentopen All-Purpose Injection in Oil (NDA 60-027); Wyeth Laboratories, Inc.

B. Benzathine penicillin G with procaine penicillin G and potassium penicillin G, marketed as Bicillin All-Purpose for Injection (NDA 50-140); Wyeth Laboratories, Inc.

A notice concerning certain other drugs included in the above notice appears elsewhere in this issue of the FEDERAL REGISTER.

The amendment published in the FEDERAL REGISTER on August 18, 1970 stated that the drugs were regarded as probably effective and lacking substantial evidence of effectiveness for the various labeled indications.

The information available has been reevaluated and it is concluded that the drugs lack substantial evidence of effectiveness for their labeled indications. Data and other information submitted by Wyeth Laboratories and E. R. Squibb & Sons do not support a conclusion that the components of the products are appropriate for administration in fixed combination within the guidelines set forth in the statement of general policy and interpretation, § 3.86 *Fixed combination prescription drugs for humans*, published in the FEDERAL REGISTER of October 15, 1971 (36 FR 20037).

This conclusion applies also to a related drug, benzathine penicillin G with procaine penicillin G in oil, which is no longer being certified.

Accordingly, the Commissioner concludes that the antibiotic drug regulations should be amended to revoke provisions for certification or release of such antibiotic drugs.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 512(i), 52 Stat. 1050-1051, as amended, 59 Stat. 463, as amended, 82 Stat. 347; (21 U.S.C. 352, 357, 360b(i))) and under authority delegated to the Commissioner (21 CFR 2.120), Parts 141a and 146a are amended as follows:

§§ 141a.34 and 141a.79 [Revoked]

1. Part 141a is amended by revoking § 141a.34 *Procaine penicillin and crystalline penicillin in oil;* and § 141a.79 *Benzathine penicillin G and procaine penicillin G in oil.*

§§ 146a.50, 146a.52, 146a.78, 146a.85, and 146a.101 [Revoked]

2. Part 146a is amended by revoking § 146a.50 *Procaine penicillin and buffered crystalline penicillin for aqueous injection;* § 146a.52 *Procaine penicillin and crystalline penicillin in oil;* § 146a.78 *Benzathine penicillin G and buffered crystalline penicillin for aqueous injection;* § 146a.85 *Benzathine-procaine-buffered crystalline penicillins for aqueous injection;* and § 146a.101 *Benzathine penicillin G and procaine penicillin G in oil.*

Any person who will be adversely affected by the removal of any such drug from the market may file objections to this order, request a hearing, and show reasonable grounds for the hearing. The statement of reasonable grounds and request for a hearing shall be submitted in writing on or before November 5, 1973, shall state the reasons why the antibiotic drug regulations should not be so revoked and shall include a well organized and full factual analysis of the clinical and other investigational data the objector is prepared to prove in support of his objections.

A request for a hearing may not rest upon mere allegations or denials, but must set forth specific facts showing that a genuine and substantial issue of fact requires a hearing. When it clearly appears from the data incorporated into or referred to by the objections and from the factual analysis in the request for a hearing that no genuine issue of fact precludes the action taken by this order, the Commissioner will publish an order stating his findings and conclusions on such data.

If the hearing is requested and justified by the objections, the issues will be defined and a hearing examiner named to conduct the hearing. The provisions of Subpart F of 21 CFR Part 2 shall apply to such hearing, except as modified by 21 CFR 146.1(f), and to judicial review in accord with section 701 (f) and (g) of the Federal Food, Drug, and Cosmetic Act.

Objections and requests for a hearing should be filed (preferably in quintuplicate) with the Hearing Clerk, Food and Drug Administration, Room 6-86, 5600 Fishers Lane, Rockville, MD 20852. Received objections and requests for a hearing may be seen in the above office during regular business hours, Monday through Friday.

Effective date.—This order shall become effective November 14, 1973. If objections are filed, the effective date will be extended for ruling thereon. In so ruling, the Commissioner will specify another effective date.

(Secs. 502, 507, 512(i), 52 Stat. 1050-1051 as amended, 59 Stat. 463, as amended, 82 Stat. 347 (21 U.S.C. 352, 357, 360b(i)).)

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21284 Filed 10-4-73;8:45 am]

Title 29—Labor

CHAPTER XVII—OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, DEPARTMENT OF LABOR

PART 1926—SAFETY AND HEALTH REGULATIONS FOR CONSTRUCTION

Suspension of Requirement Concerning Fenders

Section 1926.602(a)(5) of 29 CFR Part 1926 requires the installation offenders on certain pneumatic-tired earthmoving haulage equipment, which meet the requirements of Society of Automotive Engineers' Standard, SAE J321a-1970, Fenders for Pneumatic-Tired Earthmoving Haulage Equipment.

The Advisory Committee for Construction Safety and Health, at its meeting held on June 19, 1973, recommended to the Assistant Secretary of Labor that the requirement concerning the installation of fenders be suspended pending a reconsideration of the requirement. Comments received by the Advisory Committee and statements addressed to the Assistant Secretary indicate that great difficulty is being experienced in the use of the fenders after installation. The recommendation of the Advisory Committee is accepted.

Accordingly, pursuant to section 6(b) of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1593; (29 U.S.C. 655), section 107 of the Contract Work Hours and Safety Standards Act (83 Stat. 96; (40 U.S.C. 333)) and Secretary of Labor's Order No. 12-71 (36 FR 8754), Part 1926 of Title 29 of the Code of Federal Regulations is amended as set forth below. Public notice and procedure on the suspension is impracticable because of the need to provide quick relief to affected employers. For the same reason this amendment shall become effective on October 5, 1973.

In § 1926.602, paragraph (a)(8)(ii), adopted on June 27, 1973 (38 FR 16856) is revised to read as follows:

§ 1926.602 Material handling equipment.

(a) *Earthmoving equipment.* * * *

(8) *Specific effective dates—brakes and fenders.* * * *

(ii) Notwithstanding the provisions of paragraphs (a)(5) and (a)(8)(i) of this section, the requirement that fenders be installed on pneumatic-tired earthmoving haulage equipment, is suspended pending reconsideration of the requirement.

* * * * *

(Sec. 6, Pub. L. 91-596, 84 Stat. 1593 (29 U.S.C. 655); sec. 107, Pub. L. 91-54, 83 Stat. 96 (40 U.S.C. 333); Secretary of Labor's Order No. 12-71, 36 FR 8754.)

Signed at Washington, D.C., this 2d day of October 1973.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc.73-21299 Filed 10-4-73;8:45 am]

Title 36—Parks, Forests, and Memorials

CHAPTER I—NATIONAL PARK SERVICE, DEPARTMENT OF INTERIOR

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

Shenandoah National Park; Vehicle Weight Limitation

On May 18, 1973, there was published in the FEDERAL REGISTER (38 FR 13028), a notice of proposed rulemaking with a proposed amendment to Title 36 of the Code of Federal Regulations. The proposed amendment adding new paragraph (f) of § 7.15 would establish the allowable vehicle weight loads on Shenandoah National Park roads and road structures, which have been determined by utilizing the current Commonwealth of Virginia laws, the allowable design loads of park road structures, and the current gross vehicle weights of passenger buses used for visitor transportation and which are enforceable and just limits.

Several comments were received concerning the availability of access to the Skyline Drive by buses during the winter period. A clarification, therefore, has been written into (f)(4) to note that travel on Skyline Drive by buses weighing up to 40,000 lb could be authorized by the Superintendent during those infrequent occasions between December 1 and April 30 when freedom from freezing and thawing conditions would permit such use without damage to the road.

Paragraph (f) of § 7.15 is added to read as follows:

§ 7.15 Sheanandoah National Park.

* * * * *

(f) Vehicle weight limitations.—The weight limitations established by the Commonwealth of Virginia Code of 1950 shall apply to all park roads except as hereafter modified:

(1) No vehicle including the load thereon shall exceed a maximum gross vehicle weight of 40,000 lb during the period between May 1 and November 30.

(2) No vehicle including the load thereon shall exceed 20,000 lb during the period between December 1 and April 30.

(3) In addition, the weight for any individual axle shall not exceed 600 lb/in of tire width in contact with the road surface or 18,000 lb, whichever is less.

(4) The superintendent of Shenandoah National Park may, when favorable road conditions prevail between December 1 and April 30, or as required for park operations, including emergencies and maintenance and construction activities, issue a permit in writing authorizing an operator to operate or move a vehicle exceeding the allowable maximum over park roads.

(5) Whenever necessary by reason of rains, snow, ice, freezing, thawing, or for other cause, the superintendent of Shenandoah National Park may temporarily close roads or limit the weight and/or volume of vehicular travel.

(6) Exceptions in subparagraph (1) through (3) of this paragraph do not apply to the main entrance from U.S. Highway 211 to the headquarters maintenance area.

Effective date.—This regulation will become effective December 1, 1973.

ROBERT R. JACOBSEN,
Superintendent,
Shenandoah National Park.

[FR Doc.73-21199 Filed 10-4-73;8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 17477; FCC 73-999]

PART 1—PRACTICE AND PROCEDURE

Assignment of New and Modified Call Signs; Correction

In the matter of amendment of Part I of the Commission's rules—practice and procedure—with respect to the assignment of new and modified call signs to AM, FM, and TV broadcasting stations, Docket No. 17477.

1. By Report and Order adopted June 21, 1973, in the above-captioned proceeding (FCC 73-677; 38 FR 17006), § 1.550 of our rules was extensively revised. Among other things, § 1.550(c)(1) was changed to read as follows:

§ 1.550 Requests for new or modified call assignments.

* * * * *

(c) * * *

(1) A statement that a copy of the request has been served upon each standard, FM or television broadcasting station licensed to operate, or whose construction has been authorized, in communities wholly or partially within a 35-mile radius of the main post office of the applicant's community of license, and a list of the call signs and locations of all stations upon which copies of the request have been served.

* * * * *

2. The word "or", italicized above, has been widely interpreted by call sign aplicants as requiring that only licensees in their particular broadcast service (AM, FM, or TV) need be notified. This misunderstanding has, in turn, generated unnecessary inquiries and correspondence.

3. The use of the word "or" in this context was inadvertent and apparently has altered the intended meaning of the subparagraph, which was intended to continue to require notification of all broadcasting stations (AM, FM, and TV) within the 35-mile radius.

4. Accordingly, § 1.550(c)(1) is hereby corrected by substituting the word "and" for the word "or" in the manner noted.

Adopted September 26, 1973.

Released October 1, 1973.

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] VINCENT J. MULLINS,
Acting Secretary.

[FR Doc.73-21236 Filed 10-4-73;8:45 am]

[1] Commissioner Robert E. Lee absent.

Title 49—Transportation

CHAPTER I—DEPARTMENT OF TRANSPORTATION

SUBCHAPTER A—HAZARDOUS MATERIALS REGULATIONS BOARD

[Docket No. HM-86, Amdts. 173-76, 177-28, 178-29]

CARGO TANK USE AND TESTING, COMPRESSED GASES IN PORTABLE AND CARGO TANKS, AND SPECIFICATION MC 331

The purpose of these amendments to the Department's Hazardous Materials Regulations is to delete obsolete requirements, to update the regulations, and to make editorial changes pertaining to the specifications for the MC 331 cargo tank and to the use and testing of portable and cargo tanks.

On June 4, 1971, the Hazardous Materials Regulations Board published a notice of proposed rulemaking, Docket No. HM-86; Notice No. 71-15 (36 FR 10882) that proposed these amendments. Interested persons were afforded an opportunity to participate in this rulemaking. The Board received several comments.

Editorial changes were suggested to improve the language in the regulations. Some of these recommendations were adopted. A few other comments, on such things as jacket thickness and testing, although considered to have merit by the Board, were outside the scope of the rulemaking proposal, and therefore, could not be considered in the final amendment.

Objection was made to the removal of § 173.33(e)(5) which specified the retest requirements for certain non-DOT specification tanks. However, the comments did not present adequate justification for retaining this rule.

For these non-specification tanks, it is the Board's opinion that individual assessment of the retest requirements is preferable. They may be handled by special permit if such tanks are authorized for use in transportation.

Comments were received on the proposed requirement for welded pipe joints in §§ 173.33(g)(1) and 178.337-9(b)(1). The commenters demonstrated the difficulty and the lack of necessity for a requirement that all pipe joints be welded. The Board agrees with these comments and has reverted to language similar to that contained in the original regulation.

In § 173.33(g)(1), one commenter objected to requiring "other pressure parts" such as pump seals to have a bursting strength of at least four times the design pressure of the tank. To assure that the containment safety level for which the tank is designed is actually attained in practice, the Board continues to believe that the tank and its components must have the same bursting strength. However, it agrees to excepting pump seals from this bursting strength requirement.

Several comments were made regarding a safe location for the safety relief

valve on a portion of liquid piping closed at both ends. The Board agrees with the commenters, however, the Board feels the recommendation is outside the scope of this rulemaking proposal.

A commenter suggested that each tank taken out of service be reported to the Bureau of Motor Carrier Safety. The Board agrees that reporting of the removal from service is as important as the reporting of the placing into service. However, since this provision was not included in the rulemaking proposal, it will be considered in separate rulemaking.

A recommendation was made that, for consistency, the test date markings be placed on the right side near the front of each tank since the metal certification plates are located in various places on older tanks. The Board agrees and has provided in § 177.824(h) for a consistent and uniform location.

Objections were received on the requirement for grouping of pipes, fittings, and openings in a cargo tank. There was no safety related justification presented that was considered adequate to support changing the present requirement for grouping which, in fact, was not proposed to be changed. The Board has revised the wording editorially, but has made no change to the requirement formerly stated in § 178.337-9(b)(6).

Several comments were received regarding the proposed requirement in § 178.337-11(c) for remotely controlled internal shut-off valves on all liquid and vapor discharge lines. The Board recognizes the difficulty in applicability of this requirement in all instances without any provision for exception and has provided for alternate use of excess flow valves and manually operated external valves under certain circumstances.

Comments were made regarding the need for specifying a minimum melting point for fusible elements. The Board agrees but still believes that a maximum melting point must be provided to assure satisfactory operations of the automatic closing feature of the internal shut-off valve. By providing a maximum melting point, cargo tank operators may still comply with the lower maximum specified in the current requirements of the Occupational Safety and Health Administration regulations, 29 CFR 1910.110(g)(2)(iv)(c) without conflicting with the requirements of this Department.

Based on several comments regarding rotary gauges on heads of smaller tanks, and based on the requirements of NFPA Pamphlet No. 58 (Storage and Handling of Liquefied Petroleum Gases 1972), the Board has taken cognizance of the practices followed in loading local delivery units. Based on the known experience, it appears that filling differences in smaller tanks caused by the attitude of a tank are not a significant problem, and the action proposed by the Board to eliminate the use of such gauges as primary filling controls is not warranted. However, the Board recognizes that the smaller tanks are primarily used in local service. Thus, inadequate outage resulting from overfilling of such tanks has not been a problem because of the short duration of trips involved. Therefore, the Board has provided for the use of gauges at locations other than mid-length of the tank in certain small tanks provided the tanks are unloaded within 24 hours after each filling of the tank.

When other than local service is desired of these tanks, § 173.315(h) requires primary gauging devices at mid-length of tanks not filled by weight. These can be installed for this service without imposing an undue burden on the tank operator.

In consideration of the foregoing, 49 CFR Parts 173, 177, and 178 are amended as follows:

PART 173—SHIPPERS

(A) In § 173.33, the introductory texts of paragraphs (e) and (g) and paragraphs (e)(1), (g)(1) through (4) and (g)(8) and (i)(1), (2), and (3) and the exception following the introductory text of paragraph (i) are amended; paragraph (g)(5) is canceled and paragraphs (g)(6) through (g)(11) are redesignated (g)(5) through (g)(10); paragraphs (e)(6) through (e)(10) are redesignated (e)(5) through (e)(9); present paragraph (e)(5) and Note 1 following paragraph (i)(3) are canceled as follows:

§ 173.33 Cargo tank use authorization.

* * * * *

(e) A Specification MC 330 or MC 331 (§ 178.337 of this subchapter) cargo tank must not be used unless it has successfully met the following requirements, as applicable:

(1) Each cargo tank must be tested at least once every 5 years in accordance with subparagraphs (2), (3), and (4) of this paragraph. The tank and each safety valve of any cargo tank used for the transportation of chlorine must be retested at least once every 2 years.

* * * * *

(5) [Canceled].

* * * * *

(g) On any tank used for a compressed gas except chlorine, the bursting pressure of all piping, pipe fittings, hose and other pressure parts except pump seals and safety relief devices must be at least 4 times the design pressure of the tank. In addition, the bursting pressure may not be less than 4 times any higher pressure to which each pipe, pipe fitting, hose and other pressure part may be subjected in service by the action of a pump or other device. For tanks used in transporting chlorine, see subparagraphs (8) through (10) of this paragraph.

(1) Welded pipe joints must be used wherever possible. Where copper tubing is permitted, joints must be brazed or be of equally strong metal union type. The melting point of brazing material must be no lower than 1000°F. The method of joining tubing must not decrease its strength, such as by the cutting of threads. Screwed fittings must be at least extra heavy. Nonmalleable metals may not be used in the construction of any valve or fitting.

(2) Each hose coupling must be designed for a pressure at least 20 percent in excess of the hose design pressure and so there will be no leakage when connected.

(3) Provision must be made to prevent damage to piping due to thermal expansion and contraction, jarring, and vibration. Slip joints may not be used for this purpose.

(4) Piping and fittings must be grouped in the smallest practicable space and be protected from damage as required by the specification.

(5) [Canceled]

* * * * *

(8) *Chlorine cargo tanks.* No piping, hose, or other means of loading or unloading may be attached to any valve of a cargo tank containing chlorine except at the time of loading or unloading. No hose, piping, or tubing used for loading or unloading may be mounted or carried on the motor vehicle. Except at the time of loading or unloading, the pipe connection of each angle valve must be closed with a screw plug which is chained or otherwise fastened to prevent misplacement.

* * * * *

(i) * * *

EXCEPTION: Any liquid level gauging device which is constructed so that the outward flow of tank contents does not exceed that passed by a 0.060-inch diameter opening, or any safety device connection, is not required to be equipped with an excess-flow valve.

(1) Each excess-flow valve must close automatically at the rated flow of gas or liquid as specified by the valve manufacturer. The flow rating of the piping, fittings, valves, and hose on each side of the excess-flow valve must be greater than that of the excess-flow valve. If branching or any other restriction is incorporated in the system so that the flow rating is less than that of the excess-flow valve at the tank, additional excess-flow valves must be located where the flow rates are reduced.

(2) An excess-flow valve may be designed with a bypass, not to exceed 0.040-inch diameter opening, to allow equalization of pressures.

(3) Each filling and discharge line must be provided with a manual shut-off valve located as close to the tank as practicable. However, when an internal shut-off valve that closes automatically is used, a manual shut-off valve must be located in the line ahead of the hose connection. The use of a so-called "stop-check" or excess flow valve to satisfy the requirements of this rule and of paragraph (i) of this section with one valve is prohibited except as provided in § 178.337-11(c) of this subchapter.

NOTE 1.—[Canceled]

* * * * *

(B) In § 173.315(a)(1) Table Notes 2 and 4 are amended; the introductory text of paragraph (h) and paragraphs (h)(2), (3), and (4) are amended; the table following paragraph (h)(2) is replaced to follow the introductory text of

paragraph (h), and paragraph (i) is amended as follows:

§ 173.315 Compressed gases in cargo tanks and portable tank containers.

(a) * * *

(1) * * *

NOTE 2.—See § 173.32 for authority to use other portable tanks.

* * * * *

NOTE 4.—In the design of tanks for sulfur dioxide and chlorine a corrosion allowance of 20 percent or 0.10 inch, whichever is less, must be added to the metal thickness. In chlorine tanks the wall thickness must be at least five-eighths inch, including corrosion allowance.

* * * * *

(h) Each cargo tank and portable tank, except a tank filled by weight, must be equipped with one or more of the gauging devices described in the following table which indicate accurately the maximum permitted liquid level. Additional gauging devices may be installed but may not be used as primary controls for filling of cargo tanks and portable tanks. Gauge glasses are not permitted on any cargo tank or portable tank. Primary gauging devices used on cargo tanks of less than 3500 gallons water capacity are exempt from the longitudinal location requirements specified in subparagraphs (2) and (3) of this paragraph provided: (1) The tank length does not exceed three times the tank diameter; and (2) the cargo tank is unloaded within 24 hours after each filling of the tank.

(Table that presently follows paragraph (h)(2) of this section remains the same.)

* * * * *

(2) If the primary gauging device is adjustable, it must be capable of adjustment so that the end of the tube will be in the location specified in subparagraph (3) of this paragraph for at least one of the ladings to be transported, at the filling level corresponding to an average loading temperature. Exterior means must be provided to indicate this adjustment. The gauging device must be legibly and permanently marked in increments not exceeding 20 Fahrenheit degrees (or not exceeding 25 p.s.i.g. on tanks for carbon dioxide or nitrous oxide), to indicate the maximum levels to which the tank may be filled with liquid at temperatures above 20° F. However, if it is not practicable to so mark the gauging device, this information must be legibly and permanently marked on a plate affixed to the tank adjacent to the gauging device.

(3) A dip tube gauging device consists of a pipe or tube with a valve at its outer end with its intake limited by an orifice not larger than 0.060 inch in diameter. If a fixed length dip tube is used, the intake must be located midway of the tank both longitudinally and laterally and at maximum permitted filling level. In tanks for liquefied petroleum gases, the intake must be located at the level reached by the lading when the tank is loaded to maximum filling density at 40° F.

(4) Each opening for a pressure gauge, except on a tank used exclusively for the transportation of carbon dioxide or nitrous oxide, must be restricted at or inside the tank by an orifice no larger than 0.060 inch in diameter.

(i) Each tank must be provided with one or more safety relief devices which, unless otherwise specified in this Part, must be safety relief valves of the spring-loaded type. Each valve must be arranged to discharge upward and unobstructed to the outside of the protective housing to prevent any impingement of escaping gas upon the tank. For each chlorine tank the protective housing must be in compliance with the requirements set forth in the applicable specification.

(1) Safety relief valves on each tank must have a total relieving capacity as determined by the flow formulas contained in CGA Pamphlet S–1.2. Safety relief valves must have a total relieving capacity sufficient to prevent a maximum pressure in the tank of more than 120 percent of the design pressure. For an insulated tank the required relieving capacity of the relief valves must be the same as for an uninsulated tank, unless the insulation will remain in place and will be effective under fire conditions. In this case, each insulated tank must be covered by a sheet metal jacket of not less than 16 gauge thickness. An MC 330 cargo tank that has safety relief valves sized by Fetterly's formula dated November 27, 1928, may be continued in service. Copies of this formula may be obtained from the Bureau of Explosives.

(2) Each safety relief valve must be arranged to minimize the possibility of tampering. If the pressure setting or adjustment is external to the valve, the safety relief valve must be provided with means for sealing the adjustment and it must be sealed.

(3) Each safety relief valve on a tank must be set to start-to-discharge at pressure no higher than 110 percent of the tank design pressure and no lower than the design pressure specified in paragraph (a)(1) of this section for the gas transported.

(4) Each safety relief valve must be plainly and permanently marked with the pressure in p.s.i.g. at which it is set to discharge, with the actual rate of discharge of the device in cubic feet per minute of the gas or of air at 60° F. and 14.7 p.s.i.a., and with the manufacturer's name or trade name and catalog number. The start-to-discharge valve must be visible after the valve is installed. The rated discharge capacity of the device must be determined at a pressure of 120 percent of the design pressure of the tank.

(5) Each safety relief valve must have direct communication with the vapor space in the tank.

(6) Each connection to a safety relief valve must be of sufficient size to provide the required rate of discharge through the safety relief valve.

(7) No shut-off valve may be installed between a safety relief valve and the tank except in cases where two or more safety relief valves are installed on the same tank, and one or more safety shut-off valves are arranged to always provide the required relief capacity through at least one of the safety relief valves.

(8) Each safety relief valve outlet must be provided with a protective device to prevent the entrance and accumulation of dirt and water. This device must not impede flow through the valve.

(9) On tanks for carbon dioxide or nitrous oxide, each safety relief device must be installed and located so that the cooling effect of the contents will not prevent the effective operation of the device. In addition to the required safety relief valves, these tanks may be equipped with one or more pressure controlling devices.

(10) Each tank for carbon dioxide also may be equipped with one or more frangible disc devices set to function at a pressure not over two times nor less than 1.5 times the design pressure of the tank.

(11) Each portion of connected liquid piping or hose that can be closed at both ends must be provided with a safety relief valve without an intervening shut-off valve to prevent excessive hydrostatic pressure that could burst the piping or hose.

(12) Subject to conditions of paragraph (a)(1) of this section for the methyl chloride and sulfur dioxide optional portable tanks, one or more fusible plugs approved by the Bureau of Explosives may be used on these tanks in place of safety relief valves of the spring-loaded type. The fusible plug or plugs must be in accordance with CGA Pamphlet S–1.2, to prevent a pressure rise in the tank of more than 120 percent of the design pressure. If the tank is over 30 inches long, each end must have the total specified safety discharge area.

(13) Safety relief valves on chlorine tank motor vehicles must be in conformance with the standard of the Chlorine Institute, Inc., Type 1–1/2 JQ225 Dwg. H51970 dated October 7, 1968.

* * * * *

PART 177—SHIPMENTS MADE BY WAY OF COMMON, CONTRACT OR PRIVATE CARRIERS BY PUBLIC HIGHWAY

(A) In § 177.824, paragraph (a)(1) and paragraphs (e), (f), (h), and (i) are amended as follows:

§ 177.824 Retesting and inspection of cargo tanks.

(a) * * *

(1) Each cargo tank, except specifications MC 330 and MC 331 cargo tanks, must be in compliance with the testing requirements prescribed in paragraphs (a), (b), (c), and (d) of this section. Each cargo tank must be in accordance with the marking requirement of paragraph (h) of this section.

* * * * *

(e) *Compressed gas cargo tanks, specifications MC 330 and MC 331.* Each cargo tank constructed in compliance with specification MC 330 or MC 331 (§ 178.337 of this subchapter) must be

inspected and tested in accordance with § 173.33 of this subchapter.

(f) *Reporting requirements.* Each motor carrier shall file a complete listing of MC 330 and MC 331 cargo tanks he has in service, with the Director, Bureau of Motor Carrier Safety, Federal Highway Administration, Department of Transportation, Washington, D.C. 20590. Each motor carrier, when he places in service any MC 330 or MC 331 cargo tank (other than cargo tanks used in interchange service which are reported by another carrier), shall file a supplemental report with that Bureau.

(1) The initial listing and each subsequent report must include the following information:

(i) The carrier's name, address, and telephone number.

(ii) "Cargo tank placed in service" followed by the date of placement.

(iii) Each cargo tank identified as follows:

(a) Carrier's equipment number;

(b) Manufacturer's name;

(c) Manufacturer's serial number;

(d) Specification MC 330 or MC 331;

(e) "QT" (Quenched and tempered) or "NQT" (Not quenched and tempered).

(2) A copy of each report required by this paragraph must be retained by the carrier during the period the tank is in the carrier's service and for 1 year thereafter.

* * * * *

(h) *Test date markings.* The month and year of the last test must be durably and legibly marked on the tank in letters not less than 1¼ inches high, on the right side near the front. These markings must be near the metal certification plate, except on any tank having the plate other than on the right side near the front.

(i) *Withdrawal of certification.* If, as the result of an accident or for any other reason a cargo tank no longer meets the applicable specification, the carrier shall remove the metal certification plate or make it illegible (see § 173.24(c)(1)(v) of this subchapter). The details of the conditions necessitating withdrawal of the certification must be recorded and signed on the written certificate for that cargo tank. The vehicle owner shall retain the certificate for at least 1 year after withdrawal of the certification.

(B) In § 177.840, paragraph (g) is added to read as follows:

§ 177.840 Compressed gases.

* * * * *

(g) Each liquid discharge valve on a cargo tank, other than an engine fuel line valve, must be closed during transportation except during loading and unloading.

PART 178—SHIPPING CONTAINER SPECIFICATIONS

In §§ 178.337–1 paragraph (e), 178.337–2 paragraph (c), 178.337–4 and 178.337–8 paragraph (b) is amended; in § 178.337–9 paragraphs (a) and (b) are amended; in § 178.337–11, paragraphs (a) (2) and (3) and paragraph (b) are amended, paragraph (a) (4) and Note 1 following paragraph (b) are canceled, the introductory text of paragraph (c) and paragraph (c)(5) are amended, paragraph (c)(6) is added; in § 178.337–13, paragraphs (a) and (b) are amended; in § 178.337–14, paragraphs (a), (b), and (c) are amended; in § 178.337–15 paragraph (a) is amended to read as follows:

§ 178.337 Specification MC 331; cargo tanks constructed of steel, primarily for transportation of compressed gases as defined in the Compressed Gas Section.

§ 178.337–1 General requirements.

* * * * *

(e) *Insulation for carbon dioxide, chlorine, and nitrous oxide tanks.* See § 173.33(j) of this subchapter.

* * * * *

§ 178.337–2 Material.

* * * * *

(c) *For ammonia.* See § 173.33(h)(1) of this subchapter.

* * * * *

§ 178.337–4 Joints.

* * * * *

(b) Welding procedure and welder performance tests must be made annually in accordance with Section IX of the ASME Code. In addition to the essential variables named therein, the following must be considered as essential variables: number of passes; thickness of plate; heat input per pass; and manufacturer's identification of rod and flux. When fabrication is done in accordance with Part UHT of the ASME Code, filler material containing more than 0.08 percent vanadium must not be used. The number of passes, thickness of plate, and heat input per pass may not vary more than 25 percent from the procedure or welder qualifications. Records of the qualifications must be retained for at least 5 years by the tank manufacturer and must be made available to duly identified representatives of the Department and the owner of the tank.

* * * * *

§ 178.337–8 Outlets.

* * * * *

(b) *Chlorine tank valves.* See § 173.33(g)(9) and (i)(4) of this subchapter. Regarding chlorine tank outlets, see also § 178.337–1(c)(2) of this section.

§ 178.337–9 Safety relief devices, valves and connections.

(a) *Safety relief valves.* (1) See § 173.315(i) of this subchapter.

(2) On tanks for carbon dioxide or nitrous oxide see § 173.315(i)(9) and (i)(10) of this subchapter.

(3) Each valve must be designed, constructed, and marked for a rated pressure not less than the tank design pressure at the temperature expected to be encountered.

(b) *Piping, valves, and fittings.* (1) See § 173.33(g)(1) and (3) of this subchapter.

(2) Piping and fittings must be in conformance with § 173.33(g) of this subchapter and must be protected from damage as required by § 178.337–10 of this section.

* * * * *

§ 178.337–11 Emergency discharge control.

(a) * * *

(2) Excess flow valves must be in conformance with § 173.33(i) of this subchapter.

(3) Chlorine tanks. See § 173.33(i)(4) of this subchapter.

(4) [Canceled]

(b) *Shut-off valves.* See § 173.33(i)(3) of this subchapter.

NOTE.—Canceled.

(c) *Liquid or vapor discharge openings.* Except for an engine fuel line on a truck-mounted tank, of not over ¾-inch diameter and equipped with a valve having an integral excess flow valve, each liquid or vapor discharge opening in a tank used for a flammable liquid, flammable compressed gas, or anhydrous ammonia must be equipped with a remotely controlled internal shut-off valve. However, on any liquid or vapor discharge opening of less than 1¼-inches diameter, an excess flow valve together with a manually operated external valve may be used in place of a remotely controlled internal shut-off valve. Each remotely controlled internal valve must be in conformance with the following requirements:

* * * * *

(5) On a tank over 3,500 gallons water capacity, each internal shut-off valve must be provided with remote means of automatic closure, both mechanical and thermal, that are installed at the ends of the tank in at least two, diagonally opposite locations. If the discharge connection at the tank is not in the general vicinity of one of the two locations specified above, one additional fusible element must be installed so that heat from a fire in that area will activate the emergency control system. Fusible elements may not have a melting point exceeding 250°F.

(6) On a tank of 3,500 gallons water capacity or less, each internal shut-off valve must be provided with at least one remote control station, and the actuating means may be mechanical. This station must be at one end of the tank, away from the discharge connection area.

* * * * *

§ 178.337–13 Supporting and anchoring.

(a) A cargo tank that is not permanently attached to or integral with a vehicle chassis must be secured by turnbuckles or equally efficient securing devices for drawing the tank down tight on the frame. Anchors, stops, or other means must be provided to prevent relative motion between the tank and the vehicle chassis when the vehicle is in operation.

(b) A tank motor vehicle designed and constructed so that the cargo tank constitutes in whole or in part the stress member used in place of a frame must have the tank supported by external cradles. A cargo tank mounted on a frame

must be supported by external cradles or longitudinal members. The cradles, where used, must subtend at least 120 degrees of the shell circumference. The design calculations for the supports must include beam stress, shear stress, torsion stress, bending moment, and acceleration stress, for the loaded vehicle as a unit, using a factor of safety of 4, based on the ultimate strength of the material and on a 2 "g" longitudinal and lateral loading and 3 times the static weight in vertical loading (see Appendix G of the ASME Code).

* * * * *

§ 178.337–14 Gauging devices.

(a) *Liquid level gauging devices.* See § 173.315(h) of this subchapter.

(b) *Pressure gauges.* See §§ 173.33(g)(7) and 173.315(h) of this subchapter.

(c) *Orifices.* See § 173.315(h)(3) and (4) of this subchapter.

§ 178.337–15 Pumps and compressors.

See § 173.33(g) (6) and (10) of this subchapter.

* * * * *

This amendment is effective March 31, 1974. However, immediate compliance with the regulations as amended herein is authorized immediately.

(Sec. 831–835, Title 18, United States Code; sec. 9 Department of Transportation Act (49 U.S.C. 1657).)

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

D. H. CLIFTON,
Alternate Board Member for the United States Coast Guard.

MAC E. ROGERS,
Board Member for the Federal Railroad Administration.

ROBERT A. KAYE,
Board Member for the Federal Highway Administration.

[FR Doc.73–21252 Filed 10–4–73;8:45 am]

CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 71–10; Notice 3]

PART 571—MOTOR VEHICLE SAFETY STANDARDS

New Pneumatic Tires; Revised Performance Requirements

Correction

In FR Doc. 73–20677, appearing on page 27050 of the issue for Friday, September 28, 1973, in Paragraph S3., *Definitions*, in the definition of "Cracking", insert a comma between the words "tread" and "sidewall".

Title 7—Agriculture

CHAPTER I—AGRICULTURAL MARKETING SERVICE (STANDARDS, INSPECTION, MARKETING PRACTICES), DEPARTMENT OF AGRICULTURE

PART 29—TOBACCO INSPECTION

Designation of Auction Markets

Notice was published in the FEDERAL REGISTER on August 17, 1973 (38 FR 22239), that the Department proposed to amend Title 7, Part 29—Tobacco Inspection, by revising Subpart B, § 29.73 to set forth the conditions under which the designation of a tobacco auction market would terminate. Notice was also given of proposed termination of designations for certain inactive tobacco auction markets.

Statement of considerations. The Tobacco Inspection Act (7 U.S.C. 511) authorizes the Secretary of Agriculture to designate those auction markets where tobacco bought and sold thereon at auction, or the products customarily manufactured therefore, moves in commerce. After designation, inspection becomes mandatory at all auction sales conducted on such markets, and official inspection service is provided thereat free of charge. Regulations governing such designations are issued pursuant to the authority of section 14 of the Act (7 U.S.C. 511m), and are published at 7 CFR Part 29. The proposed amendment of said regulations would provide for automatic termination of such designation after a market has ceased operations.

Recognition should be given to the fact that markets are not permanent, and may close due to a variety of economic factors, such as a change in the marketing activities of growers or in transportation facilities.

The revised regulations provide for such future occurances by providing that the designation of a tobacco auction market shall terminate automatically after the market has remained closed for two consecutive marketing seasons. It is unnecessary to provide for a hearing to determine the fact of closure of a market since the Department has particular knowledge of this fact, inasmuch as no lawful auction can be held without the services of official tobacco inspectors.

Interested persons were given 30 days in which to submit written data, views, or arguments regarding the proposed revised regulations. No objections to the proposals were received. After consideration of all relevant facts the revised regulations so proposed are hereby adopted without change and set forth below.

§ 29.73 Designation of Markets; Termination of Designation.

An auction market where tobacco bought or sold thereon at auction or the products customarily manufactured therefrom move in commerce may be designated under the Act by the Secretary after the Director has advised the Secretary that two-thirds of the growers voting in the referendum held in accordance with § 29.74 favored the designation of such market. When a market is designated by the Secretary, he shall give public notice of the fact and in such public notice he shall specify the date on which the requirement of inspection and certification of tobacco sold at auction on such market shall become effective. The Director may temporarily suspend the requirement of inspection and certification on a designated market when it is found impracticable to provide such services because competent inspectors are not obtainable or because the quantity of tobacco available for inspection is insufficient to justify the cost of such service. A designation shall terminate automatically at the end of any two consecutive marketing seasons during which a designated market does not conduct any sales of tobacco at auction. A market whose designation is terminated under this section shall be considered as a new market, as defined in § 29.1, and any future application for services shall be filed and determined in accordance with the provisions of §§ 29.3 and 29.2.

There are presently seven designated markets which have been closed or otherwise inactive for periods ranging from 9 to 33 years. These markets are as follows:

Market	Date designated	Years inactive
Rocky Mount, Va.	June 26, 1942 (7 FR 4811)	9
Westmoreland, Tenn.	October 9, 1941 (6 FR 5147)	9
Bedford, Va.	June 18, 1936 (1 FR 757)	16
Scottsville, Ky.	June 21, 1950 (15 FR 4072)	17
Camp Taylor, Ky.	October 25, 1941 (6 FR 5478)	22
Paris, Tenn.	November 7, 1939 (4 FR 4337)	27
Drakes Branch, Va.	June 18, 1936 (1 FR 757)	33

In view of the long periods in which no sales have taken place at these seven locations and no objections being received to the aforesaid notice, the designation of these locations as tobacco auction markets is hereby terminated under the revised regulations herein adopted.

Effective date.—These regulations and termination of designated markets shall become effective November 5, 1973.

Done at Washington, D.C., this 1st day of October 1973.

E. L. PETERSON,
Administrator,
Agricultural Marketing Service.

[FR Doc.73–21287 Filed 10–4–73;8:45 am]

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

[Lemon Reg. 607]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period October 7–13, 1973. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

§ 910.907 Lemon Regulation 607.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part

910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this section to limit the quantity of lemons that may be marketed during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons is easier because of current cool weather and competition from Florida lemons in the Midwest, Eastern Seaboard, and the South. Sales volume is expected to be relatively unchanged this week. Average f.o.b. price was $6.99 per carton the week ended September 29, 1973, compared to $7.62 per carton the previous week. Track and rolling supplies at 108 cars were up 6 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on October 2, 1973.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period October 7, 1973, through October 13, 1973, is hereby fixed at 215,000 cartons.

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

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

Dated: October 5, 1973.

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

[FR Doc.73-21467 Filed 10-4-73;12:15 pm]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 73-EA-76; Amdt. 39-1731]

PART 39—AIRWORTHINESS DIRECTIVE

Bendix

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to issue a clarifying amendment to AD 73-7-4 applicable to Bendix magnetos.

The purpose of this amendment is to ensure that the reference to S-1200 series only applies to the ignition coil.

In view of the clarifying nature of the amendment, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.89 (31 FR 13697) § 39.13 of Part 39 of the Federal Aviation Regulations is amended by amending AD 73-7-4 as follows:

1. Following paragraph d, in the magneto model tabulation, amend, "S-1200 series", to read, "S-1200 series (ignition coil only)".

This amendment is effective October 11, 1973.

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

Issued in Jamaica, N.Y., on September 27, 1973.

L. J. CARDINALI,
Acting Director, Eastern Region.

[FR Doc.73-21216 Filed 10-4-73;8:45 am]

[Airspace Docket No. 73-61-2]

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

Alteration of the Provincetown, Mass., Transition Area

On June 21, 1973, a notice of proposed rulemaking (NPRM) was published in the FEDERAL REGISTER (38 FR 16238) stating that the Federal Aviation Administration (FAA) was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the 700-foot portion of the Provincetown, Mass., transition area and reflect the name change of Provincetown RBN to Race Point RBN.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., December 6, 1973, as hereinafter set forth.

In § 71.181 (38 FR 435) the Provincetown, Mass., transition area is amended to read as follows:

PROVINCETOWN, MASS.

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Provincetown Municipal Airport (Lat. 42°-04'15" N., Long. 70°13'15" W.), and within 3.5 miles each side of the Race Point NDB 238° bearing extending from the 7-mile radius area to 11.5 miles southwest of the NDB.

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

CLAUDE FEATHERSTONE,
Acting Chief, Airspace and Air Traffic Rules Division.

Issued in Washington, D.C., on September 27, 1973.

[FR Doc.73-21217 Filed 10-4-73;8:45 am]

[Airspace Docket No. 73-SW-48]

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

Designation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation regulations is to designate a 700-foot transition area at Intracoastal City, La.

On August 14, 1973, a notice of proposed rulemaking was published in the FEDERAL REGISTER (38 FR 21938) stating the Federal Aviation Administration proposed to designate the Intracoastal City, La., transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation regulations is amended, effective 0901 G.m.t., December 6, 1973, as hereinafter set forth.

In § 71.181 (38 FR 435), the following transition area is added:

INTRACOASTAL CITY, LA.

That airspace extending upward from 700 feet above the surface within 2 miles each side of the White Lake, La., VORTAC 062° radial extending from 9 miles NE of the VORTAC to 13 miles NE of the VORTAC.

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

Issued in Fort Worth, Tex., on September 25, 1973.

ALBERT H. THURBURN,
Acting Director,
Southwest Region.

[FR Doc.73-21219 Filed 10-4-73;8:45 am]

[Airspace Docket No. 73-WA-40]

PART 73—SPECIAL USE AIRSPACE

Restricted Area; Correction

The purpose of this amendment to the Federal Aviation regulations is to correct a discrepancy in the geographical coordinates of the Savanna, Ill., Restricted Area R-3302.

A recent survey of R-3302 has surfaced a minor discrepancy in the geographical coordinates designating the reference point for the restricted area. The present coordinates of Latitude 42°13'15" N., Longitude 90°21'24" W. should be corrected to Latitude 42°13'59" N., Longitude 90°21'43" W. The physical location of R-3302 remains the same.

Since this change is a minor matter upon which the public would not have particular reason to comment, notice and public procedure thereon are unnecessary. Also, as it is desirable to incorporate this change in the regulations to correctly reflect the current coordinates, good reason exists for making this change effective on less than 30 days notice.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective October 5, 1973.

Section 73.33 (38 FR 649) R-3302 Savanna, Ill., boundary is amended to read:

BOUNDARIES

A circular area with a 1,500-foot radius centered on Latitude 42°13'59" N., Longitude 90°21'43" W.

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

Issued in Washington, D.C., on September 27, 1973.

CLAUDE FEATHERSTONE,
Acting Chief, Airspace and Air Traffic Rules Division.

[FR Doc.73-21218 Filed 10-4-73;8:45 am]

[Docket No. 13229; Amdt. No. 884]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Recent Changes and Additions

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

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

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Document Inspection Facility, HQ-405, 800 Independence Avenue SW., Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

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

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, *effective November 15, 1973.*

Battle Mountain, Nev.—Lander County Arpt., VOR A, Amdt. 1.
Battle Mountain, Nev.—Lander County Arpt., VOR/DME Rwy 3, Amdt. 2.
Mt. Pleasant, Mich.—Mt. Pleasant Municipal Arpt., VOR Rwy 27, Amdt. 3.
Orlando, Fla.—McCoy AFB, VOR Rwy 18L & 18R, Amdt. 1.
Orlando, Fla.—McCoy AFB, VOR/DME Rwy 36R, Amdt. 1.
Pierre, S.D.—Pierre Municipal Arpt., VOR/DME Rwy 7, Amdt. 4, Canceled.
Pierre, S.D.—Pierre Municipal Arpt., VORTAC Rwy 7, Orig.
Pierre, S.D.—Pierre Municipal Arpt., VOR Rwy 25, Amdt. 12.
Washington, D.C.—Dulles Int'l Arpt., VOR Rwy 19R, Amdt. 1.
Wellsville, N.Y.—Wellsville Municipal Tarantine Field, VOR-A, Amdt. 1.

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, *effective November 15, 1973.*

Sheridan, Wyo.—Sheridan County Arpt., LOC Rwy 31, Amdt. 1.
Tampa, Fla.—Tampa Int'l Arpt., LOC (BC) Rwy 18R, Amdt. 2.
Washington, D.C.—Dulles Int'l Arpt., LOC (BC) Rwy 1L, Amdt. 2.

* * * *effective October 25, 1973.*

New York, N.Y.—LaGuardia Arpt., LOC Rwy 22, Orig.

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, *effective November 15, 1973.*

Atlantic City, N.J.—NAFEC-Atlantic City Arpt., NDB Rwy 13, Amdt. 2.
Grand Rapids, Mich.—Kent County Arpt., NDB Rwy 8, Amdt. 2, Canceled.
Orlando, Fla.—McCoy AFB, NDB Rwy 18L & 18R, Amdt. 1.
Reading, Pa.—Reading Municipal, General Carl A. Spaatz Field, NDB, Rwy 36, Amdt. 14.
Sheldon, Iowa—Sheldon Municipal Arpt., NDB Rwy 33, Amdt. 2.
Washington, D.C.—Dulles Int'l Arpt., NDB Rwy 1R, Amdt. 9.
Wellsville, N.Y.—Wellsville Municipal Tarantine Field, NDB Rwy 28, Amdt. 1.

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, *effective November 15, 1973.*

Huntsville, Ala.—Huntsville-Madison Co. Jetport-Carl T. Jones Field, ILS Rwy 18R, Amdt. 10.
Orlando, Fla.—McCoy AFB, ILS Rwy 36L, Amdt. 1.
Washington, D.C.—Dulles Int'l Arpt., ILS Rwy 1R, Amdt. 12.
Washington, D.C.—Dulles Int'l Arpt., ILS Rwy 19L, Amdt. 2.
Washington, D.C.—Dulles Int'l Arpt., ILS Rwy 19R, Amdt. 11.

* * * *effective October 25, 1973.*

New York, N.Y.—LaGuardia Arpt., ILS Rwy 22, Amdt. 9, Canceled.

* * * *effective September 26, 1973*

Birmingham, Ala.—Birmingham Municipal Arpt., ILS Rwy 5, Amdt. 29.

* * * *effective September 20, 1973*

New York, N.Y.—LaGuardia Arpt., ILS Rwy 4, Amdt. 30.

5. Section 97.31 is amended by originating, amending, or canceling the following Radar SIAPs, *effective November 15, 1973.*

Orlando, Fla.—McCoy AFB, RADAR-1, Amdt. 1.

6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, *effective November 15, 1973.*

Florence, S.C.—Florence Municipal Arpt., RNAV Rwy 27, Amdt. 1.

CORRECTIONS

In Docket No. 13181, Amendment 881 to Part 97 of the Federal Aviation Regulations, published in the FEDERAL REGISTER under §§ 97.23, 97.25, 97.27, 97.29, 97.31 and 97.33 effective October 28, 1973, disregard the cancellation of the following procedures: Ft. Worth, Tex.—Greater Southwest Int'l Dallas/Ft. Worth Field, VOR Rwy 13, Amdt. 12; VOR/DME Rwy 35, Amdt. 3; LOC (BC) Rwy 31, Amdt. 16; NDB Rwy 13, Amdt. 17; ILS Rwy 13, Amdt. 17; RADAR-1, Amdt. 8; RNAV Rwy 31, Amdt. 1; RNAV Rwy 35, Amdt. 1. All procedures remain in effect.

In Docket No. 13181, Amendment 881 to Part 97 of the Federal Aviation Regulations, published in the FEDERAL REGISTER under § 97.33 effective October 25, 1973, delay cancellation of procedure under Cleveland, Ohio—Cleveland Hopkins Int'l Arpt., RNAV Rwy 23L, Amdt. 2, to November 8, 1973.

In Docket No. 13194, Amendment 882 to Part 97 of the Federal Aviation Regulations, published in the FEDERAL REGISTER under § 97.29 effective November 1, 1973, change effective date of Reading, Pa.—Reading Municipal, General Carl A. Spaatz Field, ILS Rwy 36, Amdt. 19, to November 15, 1973.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1948; 49 U.S.C. 1438, 1354, 1421, 1510, sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c) and 5 U.S.C. 552(a)(1).)

Issued in Washington, D.C., on September 27, 1973.

JAMES M. VINES,
Chief,
Aircraft Programs Division.

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

[FR Doc.73-21220 Filed 10-4-73;8:45 am]

CHAPTER II—CIVIL AERONAUTICS BOARD

SUBCHAPTER A—ECONOMIC REGULATIONS

[Reg. ER-826, Amdt. 7]

PART 234—FLIGHT SCHEDULES OF CARRIERS; REALISTIC SCHEDULING REQUIRED

Expansion of Applicability

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on September 11, 1973.

In notice of proposed rulemaking EDR-246,[1] the Board proposed inter alia, to extend the applicability of Part 234 to (1) intra-Alaskan operations performed with aircraft having a maximum takeoff weight in excess of 12,500 pounds; (2) operations between the 48 contiguous States and the District of Columbia, on the one hand, and Alaska or Hawaii, on the other; and (3) operations between Alaska and Hawaii.[2]

In response to the Notice, Northwest Airlines, Inc. and Wien Consolidated Airlines, Inc. filed comments opposing the proposed rule. Northwest's arguments focus on the mainland-Hawaii markets, while Wien's comment relates to intra-Alaskan operations.

Upon full consideration of the comments, the Board has determined to adopt the rule as proposed, and the tentative findings and conclusions set forth in EDR-246 are incorporated and made final.

Basically, the realistic scheduling requirement of Part 234 provides that the carriers' published schedules conform to the schedules filed with the Board, and that schedules be designed to enable the carrier to safely perform at least 75 percent of all trips actually flown pursuant to each scheduled flight, during any three-month period, within the scheduled block-to-block time plus 15 minutes.[3] Part 234 presently applies to all domestic scheduled operations other than those described above.

Wien objects to the proposed rule on the grounds that: (1) Its scheduled block times are realistic; (2) since its markets are mostly noncompetitive, it has no incentive to engage in unrealistic scheduling; and (3) accordingly, the costs of recordkeeping would outweigh the benefits to the public.

The Board is not persuaded that the intra-Alaskan, large aircraft operations of Wien or other carriers should continue to be exempted from the realistic scheduling requirements which already apply to the bulk of the U.S. air transportation system. Wien has failed to give any support for its claim that the necessary recordkeeping would result in additional costs, and we find this argument unconvincing in light of the facts that schedules are already on file and block times are reported in service segment data. Finally, Wien has not shown why its noncompetitive operations should be excluded while similar operations of other carriers, such as local service carriers, have been and continue to be subject to the rule.

Nor are we persuaded by Northwest that mainland-Hawaii operations, which are now included in the "on-time" reporting requirements of Part 234, should not also be included in the "elapsed-time" requirement as well. Indeed, we believe that the dependability of northwest's scheduled service between Honolulu and the mainland bears the kind of scrutiny afforded by a public filing. The following summary of "on-time" arrival data reported for 1972 in that market[4] would seem to indicate very poor service to the consumer and, to the extent that compliance with the "elapsed-time" requirement would improve carriers' performance, service in that market should be covered by both requirements of Part 234.

Market	Percent late 1st quarter	Percent late 2d quarter	Percent late 3d quarter	Percent late 4th quarter
HNL-LAX	32	26	27	28
LAX-HNL	48	53	50	54
HNL-SFO	21	26	24	23
SFO-HNL	45	40	36	41

Northwest's attempt to dismiss such a record by asserting that "on the average" it meets its own scheduled segment times is not convincing, since (1) it provides no supporting data, and (2) in any event, what concerns the passenger (and the Board) is not an arithmetical average flight time but, rather, the likelihood of arriving substantially late. We regard as equally unpersuasive Northwest's argument that the reasons for delay, such as airport congestion, are beyond its control. The purpose of Part 234 is to encourage a continuous, realistic appraisal of all factors affecting flight schedules. Northwest has not explained why airport congestion, or any other factor, makes the Hawaii situation unique among domestic markets, why Hawiian block-to-block times should be harder to predict, or why its "costs" of realistic scheduling[5] would be greater than in other markets.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 234 of the Economic Regulations (14 CFR Part 234), effective November 5, 1973, as follows:

Amend § 234.2 to read as follows:

§ 234.2 Applicability.

This part applies to any route air carrier certificated pursuant to section 401(d)(1) or (2) of the Federal Aviation Act insofar as it is engaged in air transportation, other than helicopter service, community center or interairport service, or intra-Alaska service conducted with aircraft whose maximum certificated takeoff weight is 12,500 pounds or less, within or among any of the States of the United States and the District of Columbia with respect to all flights, other than all-cargo flights, scheduled and performed in such transportation. This part does not apply to supplemental air carriers.

(Sec. 204, 404, 405 and 411 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743, 760 and 769, as amended (49 U.S.C. 1324, 1374, 1375 and 1381).)

NOTE.—The reporting requirements herein have been approved by the Office of Management and Budget in accordance with the Federal Reports Act of 1942.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc.73-21289 Filed 10-4-73;8:45 am]

[1] May 8, 1973, 38 FR 12413, Docket 25512.

[2] The Board also proposed to extend Part 250 to intra-Alaskan operations performed with small aircraft. That proposal is being made final in ER-827, issued contemporaneously herewith.

[3] Part 234 also contains certain reporting requirements which already apply to operations between Alaska or Hawaii and other states, and which, because of the small size of the markets involved, will not presently apply to intra-Alaskan markets.

[4] Total number of flights completed by all 6 carriers divided into total number of flights over 15 minutes "late." Source: CAB Quarterly Schedule Arrival Performance in the Top 100 Markets, Vols. 4-1, 4-2, 4-3 and 4-4.

[5] Northwest state that its pilots are paid on the basis of scheduled flight time, or actual flight time, whichever is greater, and argues that if it were required to increase its scheduled time, its flight crew costs would be increased thereby.

[Reg. ER-825, Amdt. 7]

PART 241—UNIFORM SYSTEM OF ACCOUNTS AND REPORTS FOR CERTIFICATED AIR CARRIERS

Accounting for Vacation Liability

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on September 17, 1973.

By circulation of EDR-242, dated April 20, 1973, (Docket 25444) and published at 38 FR 10162, the Board gave notice that it had under consideration an amendment to Part 241 which would eliminate the existing provision under which a carrier may, at its option, use the cash method of accounting for vacation pay, and to require instead that only the accrual accounting method may be used where a lag exists between vacations earned and vacations taken.

The Board observed in EDR-242 that because our present rules provide for optional accounting methods, the filed balance sheets of some of the carriers do not completely reflect their current vacation pay liabilities. We also pointed out that, as a result, the total annual liability for vacation pay being reported by the carriers on Form 41 may be appreciably less than actual vacation liability incurred annually by the certificated airline industry.

Comments in response to the notice were submitted by Braniff Airways, Inc.; Capitol International Airways, Inc.; Continental Air Lines, Inc.; Eastern Air Lines, Inc.; Frontier Airlines, Inc.; Ozark Air Lines, Inc.; and American Airlines, Inc.

Upon consideration of the comments filed, we have determined to adopt the rule with minor modifications. Except as modified, the tentative findings and conclusions in EDR-242 are incorporated herein and made final.

American's comment supports the proposal, but all the others oppose it, arguing: (1) There is no generally accepted accounting principle which dictates the exclusive use of the accrual method of accounting for vacation pay, (2) there appears to be little justification for the Board changing its policy on the accounting method to be used by carriers in reporting with respect to vacation pay, and (3) a change from the cash method to the accrual method of accounting for vacation pay would have a great impact on a carrier's financial statements and related matters.

With regard to the first two related arguments above, Braniff and Eastern challenge the proposed amendment on the contention that the proposal is not in accord with Accounting Principles Board Opinion No. 20,[1] which provides that an accounting principle, once adopted, should not be changed in accounting for events and transactions of a similar type, unless such change is consistent with paragraph 16 of that Opinion which states: "The presumption that an entity should not change an accounting principle may be overcome only if the enterprise justifies the use of an alternative acceptable accounting principle on the basis that it is preferable." Eastern contends that if it is forced by the Board to change its method of accounting, the change could not be justified as "preferable," within the meaning of the above-quoted paragraph 16 of Opinion No. 20.

We adhere to our view that the Board is justified in requiring this change in accounting methods, in view of the indications that the industry's total liability for accrued vacations has been significantly understated,[2] so that, from our regulatory standpoint, the accrual method is preferable where an obligation for vacation pay exists at the balance-sheet date. Moreover, it appears that most of the industry itself regards the accrual method as preferable, since, in many instances, carriers have changed from the cash method to the accrual method of accounting; and, indeed, not only has there been a trend among carriers to use the accrual method of accounting for vacation pay, but the amounts being accrued have also been steadily increasing.[3] Of course, we recognize that the preference for the accrual method with respect to vacation liability is not universal, and, in fact, it was precisely this lack of uniformity which prompted the institution of the within proceeding. The contentions of Braniff and Eastern have not persuaded us to depart from our tentative view that this lack of uniformity in accounting should not be permitted to continue.

It must be noted that a lack of comparability among data reported by carriers is of utmost concern to the Board in exercising its responsibility. The Board should receive, to the maximum extent feasible, comparable financial data in order to be able to equitably evaluate the industry's rate of return and each carrier's relative earnings position. For carriers which do not follow the accrual method, the Board has not had available data disclosing a substantial expense in regard to vacation liability in rate-of-return calculations. As indicated by Eastern's own comment[4] it seems reasonable to estimate that, had all carriers remained on a cash basis, airline expenses as reflected by the outstanding liability accruals at December 31, 1972, might have been understated by as much as $195 million. We therefore think it is clear that this lack of comparability cannot be permitted to continue, in light of the materiality of the differences in the amounts resulting from use by a few carriers of one accounting method for reporting an identical set of circumstances which is being reported differently by most other air carriers. This lack of comparability in reported data impedes the Board's attainment of its goal of reaching nondiscriminatory decisions based on full disclosure of accurate and comparable data regarding the various carriers' earnings positions.

Regarding the third ground for opposing the rule, as described above, Braniff, Eastern and Ozark complain that the accrual method would have an adverse impact on their financial statements, as well as on their loan agreements and covenants, while Continental and Capitol object to the rule on the basis of its effect on their income statement. Continental further suggests that if the Board decides to adopt the proposal, the rule should be modified to permit each carrier the option, over a period of not more than five years, to defer the expense resulting from the initial conversion. Capitol recommends that the rule be modified to permit carriers to continue charging their respective accounts when vacations are taken and accruing expenses for vacations not taken during a calendar year.

Changing from one accepted accounting method to another usually results in an impact on financial statements in the year in which the change is made, and the Board is aware that the required conversion to the accrual basis for vacation liabilities is no exception. Moreover, to minimize the impact would be contrary to generally accepted accounting principles, as outlined in paragraph 17 of Opinion No. 20, which provides that the effect on income caused by a change in accounting principle should be disclosed in the financial statement of the period in which the change is made. However, while it cannot be minimized, we believe this impact can be made fully understandable through the special items treatment which we will permit to be accorded the changeover, if material in amount, as discussed below. In any event, we believe that our regulatory need for uniformity in handling significant transactions of an identical or similar nature outweighs consideration of the possible adverse impact which may be caused to those carriers whose accounting practices are required to be changed in order to achieve such uniformity. Therefore, we reject the alternatives suggested by Capitol and Continental.

As to Braniff's contention that the accrual method of accounting for vacation liability would place on the balance sheet a liability which a company may be under no contractual obligation to meet, so that such liability could thus become the target of labor negotiators demanding that it become a contractual obligation of the carrier, we find the argument unpersuasive. The rule requires only that the accrual method be used when an accrued liability actually exists, i.e., where there is a lag between vacations earned and vacations taken under a carrier's

[1] Issued by the American Institute of Certified Public Accountants, July 1971.

[2] Eastern's own rough estimate of $30 million of unrecorded vacation liability in response to EDR-242 bears this point out.

[3] As noted in ERD-242, between 1962 and 1972 the total annual vacation liability of the certificated route carriers increased from $44 million to $195 million.

[4] See footnote 2, supra.

vacation plan, policy, or agreement already in effect. If such liability does in fact exist, then we do not differentiate—nor do we think that Braniff could—between a liability resulting from company policy and one resulting from a negotiated contract. Contrary to the apparent assumption underlying Braniff's contention, it should be emphasized that we are not requiring any carrier to create new vacation liabilities.

In a similar contention, Eastern states that under its vacation policy (a) no additional cost is incurred while the employee is on vacation, (b) vacations are noncumulative, (c) employees have no option of taking cash in lieu of time off, and (d) as of December 31 of any year, the portion of payroll expense representing vacation time for the subsequent year is not guaranteed to any employee. In these circumstances, Eastern contends that its vacation costs are period costs relating to the period in which the vacation is taken. Eastern thus concludes that our rule would be completely unfair to it vis-a-vis its stockholders and lenders.

Nothing before us suggests that the features and conditions of Eastern's vacation policy are unique. It is therefore significant that, despite Eastern's argument in support of the cash method, none of the comments—including Eastern's—suggests that the accrual method is not at least an equally acceptable method of accounting for employees' vacations which have been earned but not yet taken, and that, as noted above, it is in fact the method preferred by most carriers for their general accounting purposes—not solely for their Form 41 reports. In these circumstances, we need only advert again to our determination to require uniformity in reporting liabilities for personnel vacations in the Form 41 reports on file with the Board. Moreover, the short of the matter is that these accruals represent vacation privileges which are, in the normal course, earned in one accounting period and exercised in a subsequent period. In our judgment, the accrual method more accurately portrays these facts than does the cash method.[5]

As proposed in the Notice, since the initial conversion from direct expensing to the accrual basis for vacations represents an accounting change which may result in a material adjustment, requiring special accounting procedures to reflect the net change, we shall permit any such material adjustment to be accounted for as a special item. The expense impact of this change in accounting should be explained on Schedule P–2—Notes to Income Statement or on Schedule P–4—Explanation of Special Items, and the liability balance should be explained on Schedule B–2—Notes to Balance Sheet.

Finally, we have modified paragraph (a) of the text under "Account 2120—Accrued Vacation Liability" to make clear the Board's intent with respect to the requirements for accruing liabilities for vacations. Consistent therewith, modifications of an editorial and technical nature have also been made to paragraphs (b) and (c) thereof.

This rule is being made effective December 31, 1973, so that accruals for vacation liabilities existing at the balance sheet date will be required to be disclosed in Form 41 reports for the quarter ended December 31, 1973. This should provide adequate time for achieving compliance with the rule, given the length of time between its date of publication and the prescribed due date for the year-end reports.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 241 of the Economic Regulations (14 CFR Part 241), effective December 31, 1973 as follows:

Amend Section 6—Objective Classification of Balance Sheet Elements by revising Account 2120—Accrued Vacation Liability to read as follows:

§ 2120 Accrued Vacation Liability.

(a) Record here accruals of liabilities for personnel vacations. All vacation policies, plans, or agreements whether oral or written shall be accounted for on an accrual basis whenever a lag exists between vacations earned and vacations taken, thereby resulting in a liability against the carrier under the applicable policy, plan or agreement.

(b) This account shall be credited and the applicable personnel compensation expense account concurrently charged with the cost of any lag between vacations accrued and vacations taken. Accruals may be based upon standard rates of lag, if such standard rates are verified by physical inventory and adjusted accordingly at least once each calendar year. Adjustments of balances in this account shall be cleared to applicable compensation expense accounts. (See section 2–5 for applicable accounting policy.)

(c) Each air carrier shall file a statement with the Board fully describing the accounting procedures followed in accruing liability for personnel vacations. This statement shall include such information as (1) bases of accrual; (2) whether the accruals are made pursuant to a labor agreement, individual contract, or a company policy; and (3) whether the accruals cover all employees or certain categories only. (See section 22(d) or 32 (d), as applicable.)

(Secs. 204(a) and 407 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743, 766; (49 U.S.C. 1324, 1377).)

NOTE.—The reporting requirements herein have been approved by the Office of Management and Budget in accordance with the Federal Reports Act of 1942.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND, *Secretary.*

[FR Doc.73-21288 Filed 10-4-73;8:45 am]

[5] There is no basis for Frontier's concern that this rule would affect subsidy payments to those local service carriers which have been recording vacation expense on a cash basis. The subsidy treatment accorded vacation pay is outside the scope of this accounting proposal.

[Reg. ER-827, Amdt. 5]

PART 250—PRIORITY RULES, DENIED BOARDING COMPENSATION TARIFFS AND REPORTS OF UNACCOMMODATED PASSENGERS

Expansion of Applicability

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on September 11, 1973.

In notice of proposed rulemaking EDR-246,[1] the Board proposed, inter alia, to extend the applicability of Part 250 to intra-Alaskan operations performed with aircraft having a maximum certificated takeoff weight of more than 12,500 pounds.[2] Pursuant to the notice, a comment opposing the proposed rule was filed by Wien Consolidated Airlines, Inc.

Upon full consideration of the comment, the Board has determined, for the reasons set forth below, to adopt the proposed rules. Except as modified herein, the tentative findings and conclusions set forth in EDR–246 are incorporated herein and made final.

Wien claims that overbooking is not a significant problem in services it provides with large aircraft. It asserts that its passenger load factors are low and that since its aircraft are flexibly configured to permit carriage of both cargo and passengers in the main cabin, it can alter the configuration of any particular flight to assure adequate passenger capacity.

Wien further argues that at times weather conditions can preclude operations at some point for as much as a week or more, and that in such instances the resulting backlog of passengers is resolved amicably on the basis of many factors, such as, the reason for travel and the length of time the passenger has been delayed. According to Wien, adherence to Part 250 would either prevent such practical resolution of this kind of situation, or require compensation of the least inconvenienced passengers. Finally, Wien claims that the extension of Part 250 will increase its recordkeeping and reporting costs.

In our judgment, Wien has not shown that Intra-Alaska operations should continue to be excluded from Part 250. We believe that the protections of Part 250 should be available to users of Alaskan air transportation, however infrequently

[1] May 8, 1973, 38 FR 12413, Docket 25512.

[2] The Board also proposed to extend Part 234 of the Economic Regulations to such operations, as well as to operations between the 48 contiguous States and Alaska/Hawaii, and between Alaska and Hawaii. That proposal is being finalized by ER–826, issued contemporaneously herewith.

overbooking occurs. If Wien has not in fact engaged in overbooking to any great extent, then the burden of the rule will be de minimis. Furthermore, in the absence of any estimate by Wien, we are not persuaded that the costs of record-keeping and reporting associated with Part 250 will be excessive. Finally, insofar as Wien alludes to the problems encountered in a resumption of service after a period of adverse weather, Wien has not indicated how often this situation occurs in large aircraft operations nor adequately explained why the problem justifies exclusion from the applicability of Part 250.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 250 of the Economic Regulations (14 CFR Part 250) effective November 5, 1973, as follows:

1. Amend § 250.1 to read as follows:

§ 250.1 Definitions.

For the purposes of this part:

* * * * *

"Carrier" means an air carrier, except a helicopter operator, holding a certificate issued by the Board pursuant to section 401(d)(1) or (2) of the Act, authorizing the transportation of persons.

* * * * *

2. Amend § 250.2 to read as follows:

§ 250.2 Applicability.

This part applies to all carriers as defined in § 250.1 and applies to flights or portions of flights originating or terminating in the United States, its territories or possessions: *Provided, however,* That this part shall not apply to intra-Alaska service conducted with aircraft whose maximum certificated takeoff weight is 12,500 pounds or less.

(Secs. 204, 403, 404, 411 and 416 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743, 758, 760, 769 and 771, as amended; (49 U.S.C. 1324, 1373, 1374, 1381 and 1386).)

NOTE.—The reporting requirements herein have been approved by the Office of Management and Budget in accordance with the Federal Reports Act of 1942.

[SEAL] EDWIN Z. HOLLAND, *Secretary.*

By the Civil Aeronautics Board.

[FR Doc.73-21290 Filed 10-4-73;8:45 am]

Title 18—Conservation of Power and Water Resources

CHAPTER I—FEDERAL POWER COMMISSION

SUBCHAPTER D—APPROVED FORMS, FEDERAL POWER ACT

[Docket No. R-465; Order No. 492]

PART 141—STATEMENTS AND REPORTS (SCHEDULES)

Collection of Steam-Electric Generating Plant Pollution Control Data

SEPTEMBER 26, 1973.

This order revises the information which is to be reported annually pursuant to Federal Power Commission Form No. 67. That Form, as presently constituted, was promulgated by Commission Order No. 412, 44 FPC 1291, 35 FR 16831.

The revisions herein adopted were publicly proposed along with certain changes not adopted, all as set forth by notice of proposed rulemaking issued January 9, 1973, 38 FR 1652. This order reflects Commission consideration of the revised form as noticed and the comments received in response thereto.[1]

Form No. 67 is an annual report form designed to elicit steam-electric plant air and water quality control data, section 141.59, Part 141—Statements and Reports, Subchapter D, Approved Forms, Federal Power Act, Chapter I, Title 18, Code of Federal Regulations. The reporting was initiated with calendar year 1969; reports through 1972 have been filed with the Commission. The Commission has published a statistical summary of the reporting for the year 1969 and expects to publish similar summaries for 1970 and 1971 by the end of this year. It plans to publish future summaries within nine months from submission of the data, e.g., the data for 1972, submitted by May 1, 1973, will be published in summary form by February 1, 1974. Within the Commission and in other Federal agencies, the data are used to evaluate a broad range of energy-environmental considerations, including the impact of planned electric generating capacity additions on regional air and water quality, the impact of existing and proposed national and state regulations and policies on electric power supply adequacy and reliability, the feasibility and consequences of shifts in fuel types and quality used for electricity generation, and other energy policy issues.

The substantive changes in Form 67 data, as prescribed herein, are of three general types: one new schedule calling for the elicitation of boiler ability to burn alternate fuels; five new schedules calling for the submission of projected air, fuel, land and water environmental data for steam-electric generating plants to be in operation five and 10 years in the future; and revisions in the Form 67 General Description and Instructions corresponding to the changed schedules, together with other clarifying changes in those instructions made necessary by the passage of events since Form 67 was prescribed in 1970.

Attached hereto, as Appendix A, are the alternate fuel boiler capability schedule [Part I—Air Quality Control Data, Schedule E—Equipment (Design Parameters) section 1A—Boiler Ability To Burn Alternate Fuels], and the air, fuel, land and water data schedules [Part III—Future Air and Water Quality Data, section 1—Projected Plant Data—General, section 2—Projected Plant Fuel-Consumption (Annual), section 3—Projected Plant Emissions—Air, section 4—Projected Plant Water Use and section 5—Solid Waste]. The revised General Description and Instructions (1) and (5) of Form 67 are as set forth in ordering clauses paragraphs (A) and (B), *infra.*

The changes in Form 67, as adopted in this order, prescribe the periodic reporting of alternate fuel boiler capability for each steam-electric utility generating plant of 25 megawatts or over. That reporting is to be for the calendar years 1973 and 1974 initially, and thereafter every fifth year to conform to the five-year reporting of other data. This revision is as noticed. Adverse comments received in regard to this schedule raised objections that similar data have been solicited on FPC Form No. 36[2] and that additional utility manpower will be required to complete the schedule. Form 36 was a one-time questionnaire designed for a particular purpose—assessing the consequences of possible interruption in electric utility fuel needs served principally from non-domestic sources. The revised Form 67 is a continuing form whose fundamental usefulness lies in its making available a data base for assessing present and projected fuel needs of the Nation's steam-electric generating plants under varying conditions of fuel supply and other fuel demands. The additional utility manpower needed for the development of these data are not significant.

The other changes adopted herein for annual reporting limit the future reporting of air, fuel, land and water environmental data to forecasts of five and 10 years into the future. A substantial number of the commenting parties advance the thesis that unpredictable technology and unknown fuel availabilities make forecasting of environmental data beyond 10 years extremely speculative. We agree this is the case, given the state-of-the-art for regional environmental forecasting, historical resource planning procedures, and current data availability. For that reason, the new reporting schedules on air, fuel, land and water data will be limited to five and 10 years projections.

In our judgment, several years of utility and regulatory experience with the revised Form 67 and other data, will help to establish necessary predicates for a further lengthening of environmental data forecasting and utility planning. As the Commission pointed out in its notice of proposed rulemaking (mimeo ed., p. 1):

* * * These data are designated to provide the basis for quantifying the impacts upon air, land and water resources of building and

[1] The prescribed period for public comment ended February 23, 1973. Within that time period the Commission received comments from 48 entities: 37 electric utilities, the National Electric Reliability Council, six regional electric reliability councils, two state governmental agencies, one professional engineering society and one natural gas pipeline system. Subsequently, the Commission received comments from one state public service commission and one electric utility trade organization.

[2] Emergency Fuel Convertibility Questionnaire For Fossil-Fueled Steam-Electric Plants, forwarded January 24, 1973 (OMB No. 54-S72008).

operating fossil-fired and nuclear steam-electric generating stations. These data would relate to present and projected fuel sources, generating station locations and thermal, gaseous and particulate emissions therefrom to surrounding air, land and water environments, together with present and projected land uses. * * *

The Commission appreciates the thoroughness which the utility industry has demonstrated in completing and filing Form 67, as promulgated in 1970. We solicit the same cooperation in respect to the revised Form 67 as prescribed herein.

One comment requested a conference with the Commission's staff prior to Commission consideration of proposed revisions to Form 67. We do not regard that such conferences would serve a useful purpose in the light of our action herein. Accordingly, no such conference was convened.

The Commission further finds.

(1) The public notice and opportunity to participate in this proceeding with respect to the matters presently before the Commission in the manner described above are consistent and in accordance with all procedural requirements therefor as prescribed in section 553 of Subchapter II of Chapter 5, Title 5 of the United States Code.

(2) It is necessary and appropriate and in the public interest in administering the provisions of the Federal Power Act, 16 U.S.C. 791(a) et seq., to revise Form 67 and to order all reporting entities to complete the revised form for the reporting (calendar year) 1973, thereafter, all as hereinafter provided.

The Commission, acting pursuant to the provisions of the Federal Power Act, as amended, particularly sections 304, 309 and 311 thereof (49 Stat. 855, 858, 859 (16 U.S.C. §§ 825c, 825h, 825j)), orders:

(A) Section 141.59, Part 141, Statements and Reports (Schedules), Subchapter D—Approved Forms, Federal Power Act, Chapter I, Title 18, Code of Federal Regulations, is hereby amended to read as follows:

§ 141.59 Form No. 67, Steam-Electric Plant Air and Water Quality Control Data.

This form is designed to obtain pollution control information related to fuel quality, pollution control equipment installed, the present and future operation of such equipment and the present and future disposition of waste materials from steam-electric generating plants; data relating to plant and equipment is required every fifth year (see General Instruction #5), except for Section 1A, Schedule E, Part I, which shall be reported for the reporting years 1973, 1974 and then every fifth year thereafter, unless changed or retired prior to the expiration of such periods and to the operations thereof annually.

(B) Form 67, as prescribed by Commission Order No. 412 and 18 CFR 141.59, is hereby revised so as to (1) include the six schedules as described in the recitals supra, and attached to this order as Appendix A,[8] and (2) include revised General Instructions (1) and (5) as follows:

(1) An original and five conformed copies of this report form properly filled out and attested shall be filed with the Federal Power Commission on or before the first day of the fifth month following the close of the calendar or fiscal year for each plant operated by an electric utility with a steam-electric generating capacity of 25 megawatts or greater during the year covered.

* * * * *

(5) Part I, Schedules A, B, C, and D, Part II, Schedules A and B, and Part III should be reported in full each year. Part I, Schedule E, except for Part I, Schedule E, section 1A, and Part II, Schedules C, D, E, and F, should be completed for 1969 and every fifth year thereafter (1974, 1979, etc.); Part I, Schedule E, section 1A should be completed for 1973 and for 1974 and every fifth year thereafter (1979, 1984, etc.); in the intervening years (1970, 1971, 1972, 1973, 1975, etc.) the data should be reported when equipment was: (a) placed in operation during the year; (b) altered during the year (i.e., installed, remodeled, removed or otherwise changed); or (c) not previously reported.

(C) The amendment adopted herein shall become effective upon the issuance of this order.

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

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.73-21184 Filed 10-4-73;8:45 am]

PART 2—GENERAL POLICY AND INTERPRETATIONS

PART 157—APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY AND FOR ORDERS PERMITTING AND APPROVING ABANDONMENT UNDER SECTION 7 OF THE NATURAL GAS ACT

Service for 1973–1974 Winter Heating System

SEPTEMBER 25, 1973.

Policy with respect to establishment of measures to be taken for the protection of reliable and adequate service for the 1973–1974 winter heating system.

On September 14, 1973, we issued Order No. 491 which amended §§ 2.68 and 2.70 of our general policy and interpretations and §§ 157.22 and 157.29 of our regulations under the Natural Gas Act so as to extend the term of the emergency measures prescribed therein from 60 days to 180 days, subject to our review on or before March 15, 1974. On September 20, 1973, applications for rehearing, petitions to intervene and motions for stay of Order No. 491 were filed by the Public Service Commission of the State of New York (New York) and the Consumer Federation of America, the American Public Gas Association, the American Public Power Association and the National League of Cities–United States Conference of Mayors (Consumer Federation, et al.).

New York and Consumer Federation, et al. contend that the issuance of Order No. 491 was procedurally defective under the Administrative Procedure Act (APA), since no opportunity for public comment was provided. As we stated in Order No. 491, notice and public comment thereon are not required when the agency finds and states that such procedure would be "impracticable, unnecessary, or contrary to the public interest."[1] Petitioners argue that since notice was issued and comments received in our similar action in Order No. 418,[2] a fortiorari the same procedures are required here. However, the mere fact that we solicited comments in the prior order does not mandate adherence to the same procedures in this case.[3] This is particularly true where our action is compelled by the exigencies of the shortage of natural gas for the impending winter heating system. Moreover, the effect of our present order is only to extend the authorization of emergency operations by pipelines from our previously approved 60 day period to 180 days.[4] However, even though the Commission is not required to provide for notice and comment as a matter of law, upon reconsideration we have determined to allow public comment as to whether or not Order 491 represents a reasonable accommodation of alternatives to alleviate the critical natural gas shortage for the 1973–74 winter heating season. To allow the parties to properly focus their comments and thus increase their usefulness to the Commission, we are providing a more detailed statement of the evidence indicating an energy shortage of critical magnitude during the approaching winter heating season.

In Order No. 491 we indicated that a substantial increase in curtailment of gas supply was projected for the major pipelines during the 1973–74 season. The effects of such curtailments to which the Commission must respond was also pointed out (mimeo 4):

> Such curtailments will result, as they did last year, in severe economic and environmental consequences, resulting in the closing of schools and factories, the denial of utility service to new customers, the utilization by industry and electric utilities of alternate fuels which impact upon ambient air quality standards, and the transfer of unfulfilled demand to other fuels in short supply with the resultant upward price pressures.

The supply data from which we have concluded that immediate action is required, is contained in a report recently

[8] Appendix filed as part of original document.

[1] 5 U.S.C. § 553(b)(3)(B).

[2] 44 FPC 1574 (1970).

[3] Compare City of Chicago v. F.P.C., 458 F.2 731 (D.C. Cir. 1971), cert. denied 405 U.S. 1074 (1972).

[4] Previous 60-day emergency sales have been extended for periods of up to an additional 120 days. Cf. Docket No. CI73-621.

issued by our staff.[5] That report is, in turn, an updating of the information reported July 15, 1973,[6] entitled "Firm Re-eliminating intercompany transactions) that eleven of thirty-three reporting companies had experienced curtailments of approximately .4 trillion cubic feet for the period April through October 1972 (summer season). For the same period in 1973, thirteen companies reported actual and estimated curtailments[7] totaling slightly more than .7 trillion cubic feet. This represents an increase in curtailments of 75 percent over the same period one year ago. Similarly, fifteen companies reported actual curtailments of .4 trillion cubic feet during the period November 1972 through March 1973 (winter season). For the approaching 1973–74 winter season, fourteen companies estimated curtailments totaling approximately .5 trillion cubic feet—an increase of 25 percent. Furthermore, the supply deficiencies for the 1973–74 heating season which were projected in the July 1973 report have substantially increased in the September report. This indicates that the major pipeline companies are experiencing increasing difficulty in obtaining sufficient gas to maintain reliable service. The following table represents the extent of curtailed service each of the major pipeline companies projects for the 1973–74 season (April 1973 through March 1974):

	Firm requirement Mcf	Volumes curtailed Mcf	Percent curtailment
Algonquin [1]	177,935,800	17,431,500	10.0
Arkansas-Louisiana	495,548,000	119,877,965	24.0
Cities	571,164,000	29,856,000	5.0
Columbia	1,532,573,000	12,574,000	1.0
El Paso	1,906,747,000	147,474,427	8.0
Louisiana-Nevada [1]	147,271,334	[1] 56,700	Negligible
Mississippi River	209,296,000	7,996,118	4.0
Natural	1,207,139,000	[1] 228,868,178	19.0
Northern	896,000,000	11,800,000	1.0
Panhandle	825,708,000	36,079,308	4.0
Texas Eastern	1,081,814,000	164,503,788	15.0
Transco	1,097,152,000	141,918,748	13.0
Transwestern	360,532,000	20,759,957	6.0
Trunkline	597,986,000	165,601,429	28.0
United Gas	1,602,798,000	541,937,052	34.0

[1] Summer curtailment only.

Furthermore, all of the above pipelines, with the exception of Algonquin and Louisiana-Nevada, have been obtaining some gas under the Commission's present emergency purchase provisions. The projected curtailments would thus be even greater without the increments provided by such temporary purchases.

The effects that such curtailments are having on the distributor and industrial customers of these pipelines are evidenced by the increasing number of petitions for extraordinary relief from curtailment presently being received by the Commission. A listing of the more recent petitions for relief, and a brief summary of each, follows:

ARKANSAS LOUISIANA GAS COMPANY—DOCKET NO. RP71–122

ARKANSAS LIGHTWEIGHT AGGREGATE CORPORATION

Relief required to operate kilns. No alternate fuel capability installed. Without relief, production would be reduced by 50 percent and several employees would be laid off.

EL PASO NATURAL GAS COMPANY—DOCKET NO. RP72–6

CITY OF WILCOX, ARIZONA AND ARIZONA ELECTRIC POWER COOPERATIVE, INC.

Relief required for safety and reliability of its electric generating plant. No alternate fuel supplies.

CITY OF MESA, ARIZONA

Relief required to avoid possible endangerment of residential and commercial service.

DEPARTMENT OF WATER OF THE CITY OF LOS ANGELES AND SOUTHERN CALIFORNIA EDISON COMPANY

Relief required to prevent curtailment of firm electric loads. No alternate fuel supplies.

FLORIDA GAS TRANSMISSION COMPANY—DOCKET NO. RP71–128

EDGAR PLASTIC KAOLIN COMPANY

Relief to continue operations. Alternate fuels (propane and butane) are not available. Without relief production would be reduced 30 to 40 percent and a 3 to 4 month shutdown or possibly the closing of its plant.

PANHANDLE EASTERN PIPE LINE COMPANY—DOCKET NO. RP71–119

DE KALB AGRESEARCH, INC.

Relief required to dry seed corn for next year's planting. No alternate fuel facilities and propane is not available. This plant's production represents a corn crop of nearly 40,000,000 bushels.

MICHIGAN SEAMLESS TUBE COMPANY

Relief required to avoid shut down until alternate fuel capability is installed (500 employees).

EUGENE W. STALLINGS (AN INDEPENDENT OIL PRODUCER)

Relief required to operate compressor engines and treat oil produced in an in-situ (fire flood) oil recovery operation. Program would be uneconomical if equipment has to utilize other fuels.

As the winter season arrives, additional requests for relief will undoubtedly be received. Furthermore, some, if not most, of these requests will require determination after formal hearings. This Commission will thus become increasingly burdened in resolving these requests and some petitioners will sustain serious operational and economical injury during the interval.

Although the projected deficiencies in gas supply are endemic to the nation as a whole, our studies show that certain areas of the country will be particularly hard hit. These regions[9] include: the Gulf Coast, Pacific Southwest, Appalachian, Great Lakes, and Southwest. (See attached Appendix A.) The problem is compounded by the fact that these same regions are also faced with severe shortages of suitable alternative fuels, such as propane and distillate fuel oil. Indeed, it is this high degree of interdependence between the available natural gas and the supply of suitable alternative fuel, such as propane and number 2 heating oil, that further exacerbates our overall energy problem. This is indicated by data presented to the Commission, by various state regulatory bodies in response to our request for specific fuel supply information, in which each state outlines the extent and effect of immediate and projected shortages of primary fuels. These responses[9] concluded that additional curtailments of natural gas this winter will force many industrial plants to operate part-time or shut down completely. Many of these plants could have relied on propane as a satisfactory alternative fuel. However, the equally severe shortage of propane fuel would eliminate this safeguard. In testimony given at a public hearing instituted by the White House Energy Policy Office on September 7, 1973, many of the Nation's largest propane suppliers testified that supplies for the 1973–74 heating season would be 15–25 percent less than the amount available for the 1972–73 season.

The situation regarding fuel oil supplies does not appear quite as bleak as that of natural gas and propane. However, strong evidence exists indicating a shortage of even these petroleum products, especially home heating oils. In a Notice issued August 27, 1973, the White House Energy Policy Office established a public hearing to be held on September 6, 1973. At the hearing comments and testimony were received on all phases of the "Proposed Program to Establish Priorities and Allocate Supply for Certain Low Sulfur Petroleum Products". These comments and testimony document the existence of a generally tight fuel oil supply, with severe shortage evident in certain areas of the country in home heating quality oils. In order to make available supplies of this product for human needs and other essential requirements, the supply of heating oils for industrial consumption must necessarily be decreased. Since many larger industrial natural gas customers have converted gas burning equipment to dual-fuel capability in anticipation of continued gas shortage, the unavailability of oil as an alternative fuel will result in plant shutd-owns. In some areas the reliability of electric generation may be threatened.

It was in response to this increasingly deteriorating energy situation that we initiated our present action. The 60-day emergency purchases and limited-term certificated previously authorized in Order Nos. 402,[10] 418,[11] and 431,[12] have not enabled the pipelines to avoid curtailing the firm, higher priority service

[5] FPC News Release No. 19640.
[6] FPC News Release No. 19441.
[7] April through July volumes were actual, whereas, August through October volumes were estimated.

[9] The names of these regions refer to the designations by the Future Requirements Committee.

[9] See telegraphic request of August 15, 1973, from Chairman Nassikas to state regulatory utility agencies. Responses to this request were received between August 20–September 21, pertinent excerpts of which are attached as Appendix B.
[10] 43 FPC 707 (1970), 43 FPC 822 (1970).
[11] 44 FPC 1574 (1970).
[12] 45 FPC 570 (1971).

along with lower priority, interruptible service. Clearly, further measures must be taken to increase the gas supply available to the vital interstate market during this coming winter. In this regard, we are mindful of our authority under section 7(c) of the Natural Gas Act (15 U.S.C. § 717f(c), to "exempt from the requirements of this section temporary acts or operations for which the issuance of a certificate will not be required in the public interest." The courts have accorded wide discretion to the Commission's efforts to protect the adequacy of service to the consuming public.[12]

We believe that the provisions of Order No. 491 will increase the supply of emergency gas available to the interstate market during the coming winter. An extension of the period during which emergency sales can be made from 60 days to 180 days, will assure the seller of the gas a more definite market for a given quantity of gas. The seller would thus be more likely to enter into a contract for emergency sales to the pipeline.

The fact of an assured supply over a longer definite time period also benefits the pipeline buyers, and in turn, their customers. As illustrated by Appendix C,[14] a large number of pipeline companies utilize large volumes in underground storage to meet their requirements during the winter heating season. This more definite flowing supply will improve the flexibility afforded by this underground storage, thus permitting the pipelines to respond more effectively to the extreme circumstances affecting their own and their customers operations during the winter period. Similarly, assured 180 day emergency supplies entering the interstate market in the latter part of the winter season will enhance the pipelines' ability to manage their usual supply sources more effectively during next summer's storage injection season.

As we indicated in Order No. 491, we will review the rates and volumes of natural gas under these revised procedures, to determine the efficacy of our policy to cope with the existing emergency for the 1973–1974 winter heating season, and take whatever action is warranted to serve the overall public interest. The rate at which these emergency volumes are committed to interstate pipelines will be examined in our pipeline regulatory review under sections 4 and 5 of the Act, in the same manner as purchases are reviewed under the prior emergency procedures.

New York questions whether or not the extension from 60 to 180 days is required to meet the projected needs for the 1973–1974 winter heating season. From 1970 through May 1973, 442 60-day emergency purchases were initiated at prices ranging from 35–54 cents per Mcf with volumes aggregating 385 Bcf. From 1971 through May 1973, 226 limited-term certificates were initiated at prices ranging from 30–45 cents per Mcf and for volumes of 792 Bcf. Under Order No. 491, the limited-term certificate procedures were stayed, pending further Commission review and order. The 60-day period is too short to obtain sufficient commitments for this winter heating season and we fully anticipate that commitments will increase by the extension of the term to 180 days, thus alleviating the short-term emergency conditions for this winter. In staying that portion of § 2.70(b)(3), providing for limited-term certificates under paragraph 12 of R–389–A, 35 FR 11638, we anticipate long-term dedications (in addition to the 180-day short term emergency purchases) under the optional certificate procedure, the area rate procedure, or petitions for special relief from area rates. However, as we review the volumes and rates of gas which is committed pursuant to these amended procedures, we will consider whether the public interest requires reinstatement of limited-term certificates with pregranted abandonment.[15] Because of our mandatory review prior to March 15, 1974, and through the advance reporting procedures prescribed in Order No. 491, we will closely monitor and review the results of these emergency procedures in fulfilling our Congressionally delegated mandate to assure adequate and safe service to the Nation's gas consumers during this emergency period and will determine whether any modification is necessary to serve the public interest.

As can be seen from the foregoing,[16] there is uncontroverted and substantial evidence that an emergency will be present for significant segments of gas consumers for the 1973–1974 winter heating season. The evidence before us requires prompt Commission action, the result being Order No. 491. However, we will provide for procedures so that an interested person may file written comments, as well as written responses to comments, in Docket No. RM74–3, concerning alternative emergency measures for the short-term situation. After receipt of those comments and responses, the Commission will issue an order on reconsideration in Docket No. RM74–3, on or before November 13, 1973.[17]

New York and Consumer Federation, et al. also request a stay of the effectiveness of Order No. 491 pending consideration of their applications for rehearing, contending "irreparable injury to the interests of New York gas consumers" (New York at 2) and that a stay would "prejudice no one for the effect of a stay would be to reinstate the 60-day and limited-term procedures of Orders No. 418 and 431" (Consumer Federation, et al. at 13). In determining whether or not to stay the effectiveness of its order pending further review, this Commission applies the standards enunciated by the D.C. Circuit in Virginia Petroleum Jobbers v. F.P.C.[18] Under these guidelines, to prevail in staying our order, the petitioners must show:

(1) The likelihood of prevailing on the merits of their requested review;

(2) That they will suffer irreparable injury if the stay is not granted;

(3) That other parties will not be substantially harmed by granting the stay; and

(4) That the public interest will be served by granting the stay.

In the instant case, neither petitioner has met these standards.

The only possible references to a claim of prevailing on the merits occurs in New York's contentions that the Commission has overstepped its section 7(c) authority (New York at 5–7). However, even here New York admits that "[I]t is arguable that the sixty day period previously prescribed by the Commission's rules in which producers can operate without a certificate * * * is an appropriate exercise of the Commission's authority under section 7(c) * * *". This in no way indicates the probability of success that must be shown under the Virginia Petroleum doctrine.

Even less substantial are the Petitioners' claims of irreparable injury unless we stay the effectiveness of our order. The only harm alluded to on this point involves possible increases in prices to some consumers while the emergency provisions are in effect. However, as we have stated above (p. 8), the rates at which any emergency purchases are made pursuant to this order will be subject to our full regulatory review subject to sections 4 and 5 of the Natural Gas Act. Moreover, the emergency procedures established by Order Nos. 402, 418 and 431 (See Order No. 491 at 2–3) are legal regulations of this Commission, and no longer subject to court review. The effect of Order No. 491 was limited to merely extending the term of the measures prescribed therein from 60 days to 180 days. As Consumer Federation indicates (Consumer Federation at 13), the effectiveness of Order No. 491, from its date of issuance until November 13, 1973, i.e., 60 days, is the same as would be the case under existing lawful regulations. There is thus no change in the status quo until after November 13, 1973, and to contend otherwise, represents a collateral attack upon existing regulations.[19]

When we consider the final factors that must be shown, i.e., whether other parties or the public interest in general will be served, it is clear that we must deny the stay of our present order. As has been previously shown, it is the critical magnitude of the gas supply deficiency with its threatened immediate harm to the entire consuming public that mandates our emergency action. To grant the Petitioners' request would be an acceptance of the paradoxical reasoning that, having

[12] F.P.C. v. Louisiana Power & Light Co., 406 U.S. 621, 642 (1972); Permian Basin Area Rate Cases, 390 U.S. 747, 776 (1968); Public Service Commission for the State of New York v. F.P.C., 467 F.2d 361, 367–69 (D.C. Cir. 1972).

[14] Appendix C filed as part of the original.

[15] Order No. 491 (mimeo. at 5–6).

[16] Neither New York nor Consumer Federation, et al. contest that an "emergency" exists.

[17] New York avers that we were "tardy" in issuing Order No. 491. However, FPC Press Release [illegible], 19640, issued September 17, 1973, containing the most recent curtailment projections, was only recently available to us.

[18] 259 F. 2d 921 (D.C. Cir. 1958).

[19] Cf. F.P.C. v. Colorado Interstate Gas Co., 348 U.S. 492, 497 (1955).

determined the appropriate action with which to respond to an emergency situation, we will now wait until a more appropriate time to implement that action. Such an argument is untenable. Our present action represents a clear case where the fulfillment of our statutory duties requires "the interest of private litigants to give way to the realization of public purposes." (Virginia Petroleum Jobbers, supra, 925). Inasmuch as petitioners have failed to meet the standards required for grant of a stay as set forth in Virginia Jobbers and have failed to show how the continued effectiveness of order No. 491 (at least for a period of 60 days from its issuance) in any way undermines their interests, the motions for stay are denied.

New York and Consumer Federation, et al. have petitioned to intervene in Docket No. RM74-3. Because of the modified procedures set forth infra, we will deny their petitions to intervene, because they, along with all other interested persons, are afforded the opportunity to comment on the procedures prescribed in Order No. 491. Those additional arguments raised by New York and Consumer Federation, et al., to the extent not addressed in either Order No. 491 or in this order, are deferred for further consideration in the order to be issued after receipt of comments.

For purposes of clarification, the only modification to §§ 157.22 and 157.29 of our regulations under the Natural Gas Act was the extension of time of an emergency transaction from 60 days to 180 days. The exemption from section 7(c) certification authorization is restricted to pipelines to:

assure maintenance of adequate natural gas service where interruption or serious curtailment of service exists or is threatened because of failure of facilities or failure or curtailment of supply or unusual and unexpected demand on such facilities or supply. § 157.22(a) and § 157.29.

Additionally, such pipeline purchasers should also have on file with the Commission a curtailment plan pursuant to § 2.70(b)(2)(i) to be eligible for such emergency purchases.

The Commission orders that.

(A) New York and Consumer Federation, et al., motions for stay of Order No. 491 are denied.

(B) New York and Consumer Federation, et al., petitions to intervene in Docket No. RM74-3 are denied, without prejudice to the submission of comments, as provided in (C) and (D) herein.

(C) Any interested person may file written comments concerning the modification of emergency measures prescribed by Order No. 491 with the Secretary at the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, by October 8, 1973. The submittal shall state the name, title, qualifications, mailing address, and telephone number of the person or persons to whom communications concerning this matter should be addressed. An original and fourteen conformed copies of such response shall be filed with the Commission.

(D) Responses to the submittals shall be filed no later than October 17, 1973, in the same form and number as the original submittals.

(E) All submittals and responses shall be under oath and acknowledged by a notary public or comparable official, and that the person making such filing is authorized to verify and file the document and that all statements contained therein are true and correct to the best of his knowledge.

(F) New York and Consumer Federation, et al., applications for rehearing of Order No. 491 are treated as motions for reconsideration and will be deferred and taken under advisement pending further Commission order, on or before November 13, 1973, after receipt of the comments provided in (C) and (D) above.

By the Commission.

[SEAL] MARY B. KIDD,
Acting Secretary.

APPENDIX A

TABLE I.—ESTIMATED IMPACT OF NATURAL GAS CURTAILMENTS ON FINAL CONSUMERS

[Billions of Cubic Feet]

Winter 1973-74

Future requirements committee region	Firm				Interruptible		
	Residential	Commercial	Industrial	Electric utility	Industrial [1]	Electric utility	Total
I New England	0.0	0.0	2.0	0.0	7.8	0.6	10.4
II Appalachian	0.0	0.0	26.9	0.4	38.9	18.6	84.8
III Southeast	0.0	0.0	5.7	2.4	30.8	10.7	49.6
IV Great Lakes	0.0	0.4	19.0	3.5	34.9	8.3	66.1
V Northern Plains	0.0	0.0	0.0	0.0	0.0	5.8	5.8
VI Mid-Continent	0.0	0.0	0.0	0.7	5.7	30.7	37.1
VII Gulf Coast	0.0	0.0	113.8	129.4	34.5	0.0	270.7
VIII Rocky Mountain	0.0	0.0	0.0	0.0	0.1	0.0	0.1
IX Pacific Southwest	0.0	0.0	0.0	0.0	0.0	95.3	95.3
X Pacific Northwest	0.0	0.0	0.0	0.0	0.1	0.0	0.1
Total	0.0	0.4	169.4	136.4	152.8	170.0	629.0

[1] Includes minor volumes of curtailments to commercial consumers.

NOTE.—Customers are listed from left to right in descending order of priority.

TABLE II.—ESTIMATE OF FUELS REQUIRED TO SUBSTITUTE FOR CURTAILED VOLUMES OF NATURAL GAS; COMMERCIAL, FIRM, AND INTERRUPTIBLE INDUSTRIAL SECTORS, WINTER 1973-74

Future requirements committee region	Fuel oil—				Coal	
	Distillate		Residual			
	Trillion Btu	1,000 bbls	Trillion Btu	1,000 bbls	Trillion Btu	1,000 tons
I New England	0.7	113	0.2	1,457	0.3	10
II Appalachian	4.0	689	26.5	4,216	37.0	1,414
III Southeast	9.4	1,618	22.0	3,503	6.6	232
IV Great Lakes	3.1	532	7.5	1,201	44.0	1,679
V Northern Plains	0.0	0	0.0	0	0.0	0
VI Mid-Continent	0.5	84	2.0	316	3.4	130
VII Gulf Coast	59.2	10,171	60.5	9,627	10.0	381
VIII Rocky Mountain	0.0	0	0.0	0	0.1	5
IX Pacific Southwest	0.0	0	0.0	0	0.0	0
X Pacific Northwest	0.0	0	0.1	22	0.0	0
Total	76.9	13,207	127.8	20,342	100.8	3,851

APPENDIX B—EXCERPTED QUOTES FROM STATE FUEL REPORTS—COMMENTS

CALIFORNIA

Acquisition of sufficient gas and fuel oil to satisfy foreseeable generating requirements during the forthcoming winter heating season and subsequently through 1976, is the specific energy supply problem most urgently facing California electric utilities. It will be noted from Table 1 page 2 that the estimated decline in gas fuel supply from 65.8 million barrels in 1973 to 25.5 million barrels in 1974 results in as yet uncovered requirement for residual fuel oil of 57.7 million barrels in 1974. Similarly uncovered fuel oil requirements for 1975 are 76.2 million barrels and 56.1 million barrels for 1976. At present it appears that unless additional gas is made available or gas service priorities are revised, it is likely that electric curtailment will occur during 1974.

There are 10 liquefied petroleum gas utilities in California that will have an estimated requirement of almost 140,000 barrels of propane for the year 1973. These utilities' customers are limited to the residential and commercial type. Their 1973-1974 winter requirement will be slightly in excess of 55,000 barrels for the months of December, January and February. The precise disparity in supply and utilities requirements is now under evaluation. The first indications are that those utilities not owned by large propane companies may have supply problems this winter. It appears these supply problems may be intensified if the proposed mandatory allocation procedures of the Energy Policy Office are put into effect, with public utilities ranking next to last in the eighth priority classification.

COLORADO

In summary, Colorado will experience a greatly intensified demand for all alternate fuels with utilities, gas and electric, sharing the best position. A need for all energy users to at least hold to the 1972/73 levels is to us obvious, unless producers come up with reliable assurances that they can and will

provide the indicated total quantities of fuels.

FLORIDA

The anticipated requirements for LP gas for the winter season is 350-400 million gallons with an anticipated shortage of 5–7 percent. We have been informed by the Florida LP Gas Association that the various distributor companies have filled the tanks of residential and commercial customers unless there is a severely cold winter season.

NEW HAMPSHIRE

The problem facing the companies rests with propane availability—they have been served notice by the suppliers that winter contracts may not be met, at least on the terms normally expected in the past. Traditionally, gas companies have purchased LPG on a winter-summer relationship of at least two to one, with shipments arriving by rail car or truck transport on a schedule which minimizes the amount of on-site storage; therefore, whereby five carloads per week might suffice during the summer season when only the company's bottled gas business required product, ten cars per week would be delivered during the winter when peak-shaving was necessary.

The companies have been told that these delivery schedules will no longer be honored. LPG will be brought in primarily on a constant one-to-one schedule, and the only way they can be assured of enough product to carry them through the winter will be to install sufficient on-site storage to build up a tremendous supply during the summer. It will be noted that Gas Service, Inc., Manchester Gas Co. and Concord Natural Gas Corp. are doing exactly that, and the investment costs are staggering.

To compound the problem, the companies are now receiving feed-back from the LPG suppliers that this one-to-one schedule may not even be assured. They are continuously revising their estimates of projected supply availability, and it appears they will continue to do so right into the peak-shaving season.

NEW YORK

The State of New York is dependent upon every fuel you have mentioned, and all of our investigations indicate a shortage for each fuel, some potentially more serious than others.

Natural Gas

Curtailments by the major interstate pipelines serving New York during the 1973–74 heating season are anticipated to be over 30 billion cubic feet or approximately 15 billion cubic feet more than occurred during the last heating season. The curtailments will be partially offset by almost 6 billion cubic feet of alternative gas sources. The main impact of the deficiency this winter will be on the combination utilities where there will be a reduction in the amount of natural gas available for boiler fuel for electric generation of about 15 billion cubic feet, 10.5 billion cubic feet worse than last year.

The impact upon retail interruptible customers will only be slightly greater this coming heating season than they experienced last season. We estimate curtailments of interruptible customers amounting to 8.5 billion cubic feet, 1.5 billion cubic feet more this heating season than last heating season. Almost all interruptible customers were completely curtailed during the last heating season.

During sustained cold spells, firm industrial sales and large commercial uses may also be affected in the course of a "normal winter."

With respect to special problem areas concerning natural gas, it should be noted that substantial volumes of gas are used within the State in the agricultural industry. Agricultural customers are served under industrial rate classifications and are not separately identifiable. It is important to note, however, that assuming normal weather conditions, the volumes of gas required by agriculture will be substantially greater than the volumes consumed by this industry in New York last year. Last year the severe floods associated with Hurricane Agnes destroyed crops and resulted in a reduced natural gas requirement. Since this Commission's restrictions include volumetric limitations based on the highest annual use during the three years preceding our restrictions, the utilities serving agricultural customers have planned to meet the historic limitations, not the below-normal agricultural consumption of gas last year. They would not, however, take into account increased crop sizes.

Propane and Other Liquid Petroleum Gases

The information we have indicates approximately a 1 percent deficiency of supply against estimated total requirements of 150 million gallons, assuming a normal winter. There is concern, however, that railroad and pipeline transport difficulties may cause temporary shortages, especially during the peak of winter. In addition, concern was voiced that suppliers might not fully deliver on contracts.

Some distributors indicated that transport and weather conditions could cause shortages of 10–20 percent, but that such an imbalance would be "solved" by curtailing industrial users and encouraging residential conservation by limiting deliveries to partial fills or emergency service only.

Distillate Fuel Oil

Although supplies for this season are expected to remain at last year's levels, indications are that requirements have increased by as much as 5 percent under normal weather conditions.

Most major petroleum companies in the State indicated their ability to supply oil at volumes equal to 1972 levels. Some could not do as well. Obviously, this leaves no room to accommodate growth in demand or to care for increased needs in a severe winter. More important, the big independent dealers in the market indicated that their stocks were low. It is apparent that they are concerned about their ability to meet even past demand.

Residual Fuel Oil

As is the case with distillate oil, the major oil suppliers to the State have indicated that supplies of residual oil are expected to remain at last year's levels while requirements are expected to increase at a rate of 7% annually. A major portion of the increase is required by electric utilities, because of growth in power demand and because of the shortage of natural gas.

NORTH CAROLINA

It appears at this time that our most critical areas relating to availability of fuel during the winter heating season will be propane, kerosene and number 2 heating oil for agriculture, commercial and home heating. Number 2 heating oil availability for industrial purposes could create a most serious problem if there are additional curtailments of natural gas over and above that resulting from the interim curtailment plan. This matter was discussed in the letter of August 21, 1973, from the North Carolina Utilities Commission and will be elaborated on in detail at the Federal Power Commission hearings scheduled for September 18, 1973. However, we desire to point out that we are by no means certain that sufficient number 2 heating oil will be available to fill the needs of additional product required by industry even under the interim curtailment plan. One of the primary reasons for our shortage of number 2 heating oil, kerosene and LPG in the State of North Carolina is that two of the major suppliers, British Petroleum (BP and Atlantic Richfield (ARCO), have recently withdrawn completely from the State.

A specific problem area which exists in the State of Ohio is that of the grain harvest. The outlook indicates a late, wet harvest which will require more propane and natural gas than has been estimated for a normal harvest (per FPC's request).

The Commission provides that industrial customers generally are curtailed first, so residential and commercial customers should have an adequate natural gas and propane supply. This will alleviate the situation to an extent, but it will by no means solve the shortage problem. To date Ohio's small propane distributors have been unable to secure more than 20 percent of their estimated need for the late harvest season.

Of five distribution companies that utilize propane for peak shaving, two report adequate stock in storage for normal winter requirements. Both hope to make replenishment purchases. The remaining three companies are short 12 percent (1½ million gallons), 50 percent (496,000 gallons) and 67 percent (102,000 gallons). None of these have been able to contract for the requirements as of this writing.

VIRGINIA

Motor Fuels and Heating Oils

From November, 1972, through March, 1973, Virginia used 1,155,879,859 gallons of motor fuel. Most projections are on the increase for 1973 of about 7 percent if the winter is normal. This means the State will need about 1,236,972,000 gallons of motor fuel to get it through the winter in good shape.

The Commonwealth used about 1,053,533,000 gallons of all types oil for household use in 1972. An average increase of 7 percent is expected this winter if it is not severe. About 84 percent of the year's total is used in the months from November through March. Virginia then will need about 946,915,345 gallons of all types fuel and heating oils for this coming 1973–74 winter. Of this amount, 469,124,000 gallons will be #2 fuel oil and 204,164,000 gallons will be kerosene.

The Commonwealth of Virginia has bought both kerosene and #2 fuel oil to provide its citizens if a shortage does arise and from indications already received, it does seem there will be one. We do not know just how severe it will be though, and it is impossible to determine the degree to which the major oil companies will be able to meet the demand.

Liquid Petroleum Gas

The LP Gas Industry was canvassed by the LP Gas Associatino to determine supply, demand and end use. Approximately 39 percent of the respondents replied representing about 40 percent of the total gas volume used in the State, therefore, the information is of limited value. The LP gas situation at the time the query was first distributed in June was fairly good, however, by the last of August, the availability had deteriorated and allocations reduced to a critical stage in some instances. The consumer field storage is generally considerably lower than normal for this time of year.

WISCONSIN

#1 fuel oil—critical
#2 fuel oil—very tight
Gasoline—barely adequate, with localized distribution problems
Diesel—very tight
Propane—terrible, compounded by distribution difficulties
Natural gas—ok, given greater number of interruptions
Coal—ok. Electric utilities have long-term contracts.

We do not have any specific information as to the amounts of curtailment anticipated but it is assumed that interruptible customers will be interrupted more than they have been in the past. Some pipeline companies will have limited curtailment which may also mean that interruptible customers will be interrupted more than they have in the past. Such interruptible customers will find it difficult to obtain substitute fuels as they did last winter and as other industrial customers are experiencing problems in obtaining adequate supplies of oil and propane.

[FR Doc.73-21196 Filed 10-4-73;8:45 am]

Title 24—Housing and Jrban Development

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-220]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

Status of Participating Communities

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence a new entry to the table. In this entry, a complete chronology of effective dates appears for each listed community. Each date appearing in the last column of the table is followed by a designation which indicates whether the date signifies the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. The entry reads as follows:

§ 1914.4 Status of participating communities.

* * * * * * *

State	County	Location	Map No.	State map repository	Local map repository	Effective date identification of areas which have special flood hazards
* * *	* * *	* * *	* * *	* * *	* * *	* * *
New Jersey	Monmouth	Fair Haven, Borough of.				Oct. 2, 1973, Emergency
Do.	Essex	Orange, City of.				Do.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969), 42 U.S.C. 4001-4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969)

Issued September 25, 1973.

GEORGE K. BERNSTEIN,
Federal Insurance Administrator.

[FR Doc.73-21129 Filed 10-4-73;8:45 am]

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-219]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

List of Communities With Special Hazard Areas

The Federal Insurance Administrator finds that comment and public procedure and the use of delayed effective dates in identifying the areas of communities which have special flood or mudslide hazards, in accordance with 24 CFR Part 1915, would be contrary to the public interest. The purpose of such identifications is to guide new development away from areas threatened by flooding, a purpose which is accomplished pursuant to statute by denying subsidized flood insurance to structures thereafter built within such areas. The practice of issuing proposed identifications for comment or of delaying effective dates would tend to frustrate this purpose by permitting imprudent or unscrupulous builders to start construction within such hazardous areas before the official identification became final, thus increasing the communities' aggregate exposure to loss of life and property and the agency's financial exposure to flood losses, both of which are contrary to the statutory purposes of the program. Accordingly, the Department is not providing for public comment in issuing this amendment and it will become effective October 4, 1973. Section 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

§ 1915.3 List of communities with special hazard areas.

* * * * * * *

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
* * *	* * *	* * *	* * *	* * *	* * *	* * *
Arkansas	Arkansas	De Witt, City of	H 05 001 1100 01	Division of Soil & Water Resources, State Department of Commerce, 1020 West Capitol Ave., Little Rock, Ark. 72201. Arkansas Insurance Department, 400 University Tower Bldg., Little Rock, Ark. 72204.	City Hall, City of De Witt, De Witt, Ark. 72042.	Oct. 12, 1973.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Clark	Arkedelphia, City of.	H 05 019 0130 01 through H 05 019 0130 02	do.	City Hall, City of Arkadelphia, Arkadelphia, Ark. 71923.	Do.
Do.	Clay	Corning, City of.	H 05 021 0870 01	do.	City Hall, City of Corning, Corning, Ark. 72422.	Do.
Do.	Craighead	Bay, City of.	H 05 031 0270 01	do.	City Hall, City of Bay, Bay, Ark. 72411.	Do.
Do.	Crittenden	Earle, City of.	H 05 034 1170 01 through H 05 034 1170 02	do.	City Hall, City of Earle, Earle, Ark. 72331.	Do.
Do.	Layfayette	Lewisville, City of.	H 05 073 2300 01 through H 05 073 2300 02	do.	City Hall, City of Lewisville, Lewisville, Ark. 71845.	Do.
Do.	Mississippi	Luxora, City of.	H 05 093 2390 91	do.	City Hall, City of Luxora, Luxora, Ark. 72358.	Do.
Do.	Poinsett	Lepanto, City of.	H 05 111 2270 01	do.	City Hall, City of Lepanto, Lepanto, Ark. 72354.	Do.
Do.	St. Francis	Hughes, City of.	H 05 123 1940 01	do.	City Hall, City of Hughes, Hughes, Ark. 72348.	Do.
Do.	White	Kensett, City of.	H 05 145 2132 01	do.	City Hall, City of Kensett, Kensett, Ark. 72082.	Do.
Michigan	Kent	Walker, City of.	H 26 081 5089 01 through H 26 081 5089 11	Water Resources Commission Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48913. Michigan Insurance Bureau, 111 North Hosmer St., Lansing, Mich. 48913.	City of Water, City Hall, 4243 Remembrance Rd., Walker, Mich. 49504.	Do.
Do.	Macomb	Clinton, Township of.	H 26 099 1000 01 through H 26 099 1000 10	do.	Clinton Township Office, 1129 South Gratiot Ave., Mount Clemens, Mich. 48043.	Do.
Do.	Oakland	Farmington, City of.	H 26 125 1650 01 through H 26 125 1650 04	do.	Municipal Bldg., City of Farmington, 23600 Liberty St., Farmington, Mich. 48024.	Do.
Minnesota	Benton	Sauk Rapids, Village of.	H 27 009 6440 01 through H 27 009 6440 02	Division of Waters Soils & Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101. Minnesota Division of Insurance, R-210 State Office Bldg., St. Paul, Minn. 55101.	Village Hall, 104 North Benton Dr., Sauk Rapids, Minn. 56379.	Do.
Nebraska	Saunders	Wahoo, City of.	H 31 155 5050 01 through H 31 155 5050 02	Nebraska Natural Resources Commission, P.O. Box 94725, State House Station, Lincoln, Nebr. 68509. Nebraska Insurance Department, 1335 L St., Lincoln, Nebr. 68509.	City of Wahoo, City Hall, 5th and Broadway, Wahoo, Nebr. 68066.	Do.
New Jersey	Somerset	Franklin, Township of.	H 34 035 3096 01 through H 34 035 3096 13	Bureau of Water Control, Department of Environmental Protection, P.O. Box 1390, Trenton, N.J. 08625. New Jersey Department of Insurance, State House Annex, Trenton, N.J. 08625.	Township Engineer's Office, Franklin Township, 475 De Mott Lane, Somerset, N.J. 08873.	Do.
New York	Erie	West Seneca, Township of.	H 36 029 6642 01 through H 36 029 6642 06	New York State Department of Environmental Conservation, Division of Resources Management Services, Bureau of Water Management, Albany, N.Y. 12201. New York State Insurance Department, 123 William St., New York, N.Y. 10038, and, 324 State St., Albany, N.Y. 12210.	Town of West Seneca, 1250 Union Rd., West Seneca, N.Y. 14224.	Do.
North Carolina	Rockingham	Eden, City of.	H 37 157 1435 01 through H 37 157 1435 05	North Carolina Office of Water & Air Resources, Department of Natural & Economic Resources, P.O. Box 27687, Raleigh, N.C. 27611. North Carolina Insurance Department, P.O. Box 26387, Raleigh, N.C. 27611.	Municipal Bldg., City of Eden, 350 West Stadium Dr., Eden, N.C. 27288.	Do.
Do.	Haywood	Canton, Township of.	H 37 087 0750 01 through H 37 087 0750 06	do.	Canton Town Hall, 58 Park St., Canton, N.C. 28716.	Do.
Oregon	Douglas	Myrtle Creek, City of.	H 41 019 1460 01 through H 41 019 1460 04	Executive Department, State of Oregon, Salem, Oreg. 97310. Oregon Insurance Division, Department of Commerce, 158 12th St. NE., Salem, Oreg. 97310.	City of Myrtle Creek, Post Office No. 745, Myrtle Creek, Oreg. 97457.	Do.
Pennsylvania	Blair	Hollidaysburg, Borough of.	H 42 013 3670 01	Department of Community Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa. 17120. Pennsylvania Insurance Department, 108 Finance Bldg., Harrisburg, Pa. 17120.	Borough Hall, 401 Blair St., Hollidaysburg, Pa. 16648.	Do.
Do.	Columbia	Catawissa, Township of.	H 42 037 1152 01	do.	Borough Secretary, 116 North Third St., Catawissa, Pa. 17820.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do	Crawford	Meadville, City of.	H 42 039 5000 01 through H 42 039 5000 02	do	City Engineer's Office, City Hall, 156 Chestnut St., Meadville, Pa. 16335.	Do.
Do	Dauphin	Londonderry, Township of.	H 42 043 4574 01 through H 42 043 4574 07	do	Londonderry Township, Rural Delivery No. 1, Zion Rd., Middletown, Pa. 17057.	Do.
Do	do	South Hanover, Township of.	H 42 043 7884 01 through H 42 043 7884 04	do	South Hanover Township Bldg., 111 West Third St., Union Deposit., Hershey, Pa. 17033.	Do.
Do	Lycoming	Susquehanna, Township of.	H 42 043 8284 01 through H 42 043 8284 03	do	Susquehanna Township Bldg., Rural Delivery No. 3, Williamsport, Pa. 17701.	Do.
Do	Delaware	Clifton Heights, Borough of.	H 42 045 1450 01	do	Seven South Springfield Rd., Clifton Heights, Pa. 19018.	Do.
Do	Juniata	Fermanagh, Township of.	H 42 067 2834 01 through H 42 067 2834 04	do	Juniata County Courthouse, Mifflintown, Pa. 17059.	Do.
Do	Lancaster	Conoy, Township of.	H 42 071 1634 01 through H 42 071 1634 06	do	Conoy Township Municipal Bldg., Arch St., Bainbridge, Pa. 17502.	Do.
Do	do	Marietta, Borough of.	H 42 071 4870 01 through H 42 071 4870 03	do	Borough Hall, Borough of Marietta, Marietta, Pa. 17547.	Do.
Do	Luzerne	Nescopick, Borough of.	H 42 079 5730 01	do	Nescopick Borough Bldg., North Broad St., Nescopick, Pa. 18635.	Do.
Do	Lycoming	Nippenose, Township of.	H 42 081 5984 01 through H 42 081 5984 03	do	Township Supervisor, Antes Fort, Pa. 17720.	Do.
Do	Wyoming	Exeter, Township of.	H 42 131 2714 01 through H 42 131 2714 03	do	Township Secretary, Exeter Township, Box 184, Rural Delivery No. 1, West Pittston, Pa. 18643.	Do.
Do	York	Glen Rock, Borough of.	H 42 133 3360 01	do	Glen Rock Borough Office, P.O. Box 116, 13 Baltimore St., Glen Rock, Pa. 17327.	Do.
Texas	Bexar	Leon Valley, City of.	H 48 029 3942 01 through H 48 029 3942 02	Texas Water Development Board, P.O. Box 13087, Capitol Station, Austin, Tex. 78711. Texas Insurance Department, 1110 San Jacinto St., Austin, Tex. 78701.	City Hall, Leon Valley, 6400 El Verde Rd., San Antonio, Tex. 78238.	Do.
Wisconsin	Pepin	Durand, City of.	H 55 091 1420 01 through H 55 091 1420 02	Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 212 North Bassett St., Madison, Wis. 53703.	City Hall, City of Durand, Durand, Wis. 54736.	Do.
Do	Pierce	River Falls, City of.	H 55 093 4140 01 through H 55 093 4140 04	do	City Clerk's Office, 115 East Elm St., River Falls, Wis. 54022.	Do.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408–410, Pub. L. 91–152, Dec. 24, 1969), 42 U.S.C. 4001–4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969)

Issued September 27, 1973.

GEORGE K. BERNSTEIN,
Federal Insurance Administrator.

[FR Doc.73-21130 Filed 10-4-73;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—TAKING, POSSESSION, TRANSPORTATION, SALE, PURCHASE, BARTER, EXPORTATION, AND IMPORTATION OF WILDLIFE

PART 20—MIGRATORY BIRD HUNTING

Open Seasons, Bag Limits, and Possession of Certain Migratory Game Birds; Corrections

Open seasons and daily bag and possession limits for certain migratory game birds for the 1973–74 hunting season were published in the FEDERAL REGISTER on August 31, 1973 (38 FR 23524, FR Doc. 73–18361). Based on recent information received from the State conservation agencies of Utah, Kentucky, Idaho, and New York, technical or typographical errors are corrected as follows:

1. On page 23525, in § 20.104, in the table for the Pacific Flyway, the season dates for Common Snipe (Wilson's) in Utah are amended to read "Oct. 6-Jan. 6."

2. On page 23528, in § 20.105(e), in the Mississippi Flyway table, the seasons and limits for Kentucky are amended to read:

Kentucky:			
Ducks	Dec. 12-Jan. 20	4	8
Geese:	Nov. 12-Jan. 20		
Canada geese:			
In Ballard, Hickman, Fulton, and Carlisle Counties		2	4
In remainder of State		1	2
White-fronted geese		2	2
Canada and white-fronted combined:			
In Ballard, Hickman, Fulton, and Carlisle Counties		2	4
In remainder of State		2	4
Maximum goose limits (including blue and snow geese)		5	5

3. On page 23530, in § 20.105(f), in the Pacific Flyway table, the seasons and limits for Idaho are amended to read:

Idaho:			
Ducks:			
Columbia Basin	Oct. 6-Jan. 13	6	12
Remainder of State	Oct. 6-Jan. 6	6	6
Geese:			
East of Highway 93	Oct. 13-Dec. 9	3	6
Canada geese	Oct. 13-Dec. 9	2	2
Maximum goose limits		3	6
10 north counties	Oct. 6-Jan. 6	3	6
Remainder west of Highway 93	Oct. 13-Dec. 30	3	6
Canada geese	Oct. 13-Dec. 30	2	2
Maximum goose limits		3	6

4. On page 23531, in § 20.105(j), under the seasons in the Atlantic Flyway, the season dates for New York are amended to read:

New York:	
Lake Champlain Area	Nov. 3–Dec. 1.
Long Island Area	Closed.
Remainder of State	Oct. 1–Nov. 4/Dec. 14–Dec. 23.

5. On page 23531, in § 20.105(h), the seasons in the Atlantic Flyway are amended by inserting the following on a line between New Jersey and Rhode Island season dates:

New York (Long Island Area only)	Jan. 12–Jan. 27

(40 Stat. 744; (16 U.S.C. 703 et seq.).)

Effective date.—These amendments are effective October 5, 1973.

F. V. SCHMIDT,
Acting Director, Bureau of Sport Fisheries and Wildlife.

OCTOBER 2, 1973.

[FR Doc.73-21306 Filed 10-4-73;8:45 am]

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 AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 1030]

[Docket No. AO-361-A9]

MILK IN THE CHICAGO REGIONAL MARKETING AREA

Decision on Proposed Amendments to Marketing Agreement and to Order

A public hearing was held upon proposed amendments to the marketing agreement and the order regulating the handling of milk in the Chicago Regional marketing area. The hearing was held, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 CFR Part 900), at Madison, Wisconsin, on June 6-7, 1973, pursuant to notice thereof issued on May 22, 1973 (38 FR 13753).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Administrator, Regulatory Programs, on August 29, 1973 (38 FR 23796), filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues, findings and conclusions, rulings, and general findings of the recommended decision are hereby approved and adopted and are set forth in full herein subject to a modification in the second from the last paragraph under Issue 1, *Time and method of payment for milk.*

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

1. Time and method of payment for milk.
2. Charges on overdue accounts.
3. Definition of "exempt distributing plant."
4. Definition of a cooperative association as a handler with respect to milk of producers delivered from the farm to the pool plant of another handler in a tank truck owned and operated by or under contract to such cooperative association.
5. Administrative and miscellaneous order changes.

(a) Exclusion of certain handlers' milk from the uniform price.

(b) Offset of payments due from a handler against payments due to the handler.

(c) Miscellaneous or conforming changes.

Findings and Conclusions

The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Time and method of payment for milk.*—Provision should be made for partial payments by handlers to producers and cooperative associations for milk delivered during the first 15 days of the month. Partial payments to producers should be due on the 3rd day following the end of the month. Payment to cooperative associations should be due, for partial payments, on the first day after the month, and for final payment, on the 16th day after the month. Final payments should be accompanied by a statement explaining the amount of payment, accounting for any deductions involved.

The order presently specifies that payments by a handler to producers for milk received during the month shall be made on or before the 18th day of the following month, or on such date to a cooperative association that requests payment for the milk of producers who have authorized the association to collect payment. Payments are also to be made on or before the 18th day after the month, at the uniform price, to a cooperative association that is a handler pursuant to § 1030.13(e) for milk moved from farms to pool plants of other handlers.

A proposal was made by two cooperative associations that would require handlers to make partial payments for producer milk delivered to them during the first 15 days of the month. The partial payments, at the Class II price for the previous month for milk of 3.5 percent butterfat, would be made by handlers to individual producers on or before the 3rd day after the end of the month during which the milk was delivered, and to cooperative associations on or before the first day after such month. Payments to cooperative associations, as proposed, would be for milk from producers for whom the cooperative is authorized to collect payment, for milk for which the cooperative association is a bulk tank handler pursuant to § 1030.13(e), and for milk delivered from pool plants operated by a cooperative association.

Final settlement to cooperatives as proposed would be two days before the date for payments to individual producers in order that the cooperatives would be able to pay their producers on the same date as required for producers not receiving payment through a cooperative.

A proposal also was made by five proprietary handlers that the order provide for partial payments to producers. They proposed, however, that the payments be made on the fifth day after the end of the month.

Another handler opposed partial payments on the basis that he would not necessarily receive payment from his customers by the date partial payments to producers would be due.

In this market the practice of making partial payments, or twice monthly payments, is not new even though such payments are not required by the order. The practice of making partial payments varies, however, among handlers and for producers delivering to a handler. Cooperative associations also, in some cases, make partial payments earlier than the regular date for final settlement.

Because there is an irregular pattern of partial or twice monthly payments there is a basis for dissatisfaction among producers. Some producers have been able to successfully negotiate for payments on this basis while others have not. The situation also results in advantage to some handlers over others insofar as handlers not making twice monthly payments have the use of the money involved to date of final settlement.

The practice of making partial payments, although not required by the order, recognizes to some degree the need for dairy farmers to be compensated for production costs as soon as reasonably possible. Quite generally, competition in milk procurement is intense to the degree that handlers often meet producers' requests for twice monthly payments, particularly in localities where other handlers are making such payments. Cooperative associations accordingly are under pressure, also, to make twice monthly payments. In this situation cooperatives necessarily depend on payments from pool plant operators to whom they have delivered milk in order to pay their members, or else must borrow funds to do so.

There is a substantial basis for the adoption of partial payments under this order. Such provision will provide a uniform and orderly basis of speeding the flow of money to all producers for milk they have already delivered and result in a more equitable situation among handlers. The payment date now specified in the order for milk delivered in a month is about 48 days after the first day's delivery in such month. During this entire period the producer is without any compensation for expenses incurred in producing the milk, except insofar as the handler may make a voluntary partial payment prior to the date for final payment. Partial payments on a specified basis will accelerate compensation to all producers, thus reducing their burden in meeting production expenses. The payment provisions here adopted will result also in a more uniform basis of payment throughout the market and thus promote orderly marketing.

Provision for partial payments to producers on or before the 3d day after the end of the month at the previous month's Class II price and to cooperatives on or before the first day after the end of the month is a reasonable basis for such payments. This schedules the partial payments approximately the same number of days after the 15th of the month as final settlement is due after the end of the month.

Partial payment will be at the lowest use class price (Class II), disregarding adjustments for butterfat test and plant location. It is provided also that the handler will make the partial payment only to producers who have not discontinued deliveries to the handler by the end of the month. A handler may subtract any proper deductions authorized by the producer in the same manner as for final payments. Thus, the partial payment should not exceed the value of the milk the handler has received.

The two-day earlier due date for payments to cooperatives (for partial and final payment) is provided so that individual members of the cooperative can receive payments by the same time as producers receiving payment directly from handlers. Two days should be adequate for this purpose.

Concerning the objection to partial payments voiced by one handler, it should be noted that by the time partial payment is due, handlers will have had full use of the milk. Producers should not bear the burden of credit handlers may have extended to customers.

The several situations in which partial payments would be made to a cooperative association include that under which producers authorize a cooperative association to collect their monthly payments due from handlers. As previously indicated such partial payments to the cooperative would be due on or before the first day after the end of the month.

Also partial payments should be made by a handler to a cooperative association for milk he receives from the cooperative acting as a bulk tank handler pursuant to § 1030.13(e) at the Class II price of the previous month (for milk of 3.5 percent butterfat content) on or before the first day after the end of the month. Final settlement to the cooperative should be made on or before the 16th day after the end of the month.

Further, the order should specify that a handler pay a cooperative association the value of milk received from the cooperative association as the operator of a pool plant. The classification of such interplant transfer is established under the rules specified in § 1030.44, and payment by the handler therefore is at the class prices for the utilization of the milk so determined. Partial payments on milk received from the cooperative association's pool plant during the first 15 days of the month would be at the same time and rate as previously described for other partial payments to cooperatives.

A handler representative proposed at the hearing that payments also be required on similar basis to a supply plant operator who is a proprietary handler. This proposal is denied. The order establishes only prices and payments due producers and associations of producers from handlers.

The two proponent cooperative associations proposed that each handler should furnish a supporting statement to each producer in making payments for milk received from producers. Such provision should be adopted so that the recipient of payment will be provided verification of the quantity of milk on which payment is made, the rate of payment and any deductions. In exceptions filed to the recommended decision, the two proponent cooperative associations pointed out that the statement need be furnished only with respect to the final payment and that this should be clarified in the order language. The provisions relating to this matter have been modified accordingly.

The statement should show for each producer; (1) The month and the identity of the producer; (2) his daily and total pounds of milk and his average butterfat for the entire month; (3) the minimum rate(s) of payment required as well as the rate(s) used in making payment if other than such minimum(s); and (4) the amount or rate and nature of any deduction claimed by the handler and the net payment to the producer or cooperative association. When a cooperative is authorized to collect payment for producers the same information should be provided.

2. *Charges on overdue accounts.*—Any unpaid obligation of a handler to the market administrator should be increased three-fourths of one percent on the 7th day after the due date each month.

The order specifies that each handler shall make payments to the market administrator for the producer-settlement fund not later than the 16th day after the end of the month, and for marketing service money and the handler's share of the administrative expense not later than the 18th day after the end of the month. Payments by operators of partially regulated distributing plants and operators of plants subject to other Federal orders are due on the 25th day after the end of the month.

It was proposed by two cooperative associations that amounts owed by handlers to the market administrator be subject to an added charge if overdue. Proponents stated such charges are necessary to encourage handlers to pay promptly and to eliminate the inequity of the present situation where some handlers are continually late in payments while others pay on time. The proposal made allowance for possible delay in the physical handling of payment procedures because of time for mail delivery and weekends intervening between billing and payment. Proponents stated that the charge for late payments should be applied on the 6th day after the due date specified in the order.

The problem with respect to delinquent payments is that some payments are a few days late while others are overdue a week or more and some handlers are characteristically behind in payments for longer periods.

In May 1973, for example, the market administrator made 48 billings of amounts due the producer-settlement fund, of which 18 were received within five days after the date due, 18 more were received by the end of the month and 12 were received later than the end of the month. The delays in payments to the administrative expense fund and marketing service fund are similar. In May a weekend occured within the five days after the due date and many of the payments were received on the following Monday.

It is essential to the administration and effective operation of a milk order that handlers' payments of their obligations to the specified funds be prompt. Payments to the producer-settlement fund by handlers with higher than average use of their milk in Class I is the means by which money is made available to handlers with lower than average use of milk in Class I in order that all handlers can pay to producers the uniform price representing the average value of milk of all handlers.

The success of this scheme depends on the solvency of the producer-settlement fund. If handlers fail to meet their obligations promptly the operation of the fund is threatened. Even temporary defaults by some handlers may work unfairness to others and encourage wider noncompliance.

The schedule of dates in the order for handlers' reports, announcement of the uniform price and payments to and from the producer-settlement fund are designed to afford the minimum time for these procedures so as to expedite the payment to producers for the milk they have delivered. While the actual experience in achieving payments according to the schedule has not been ideal, there was no substantial support for extending the time for payments to dates later than now specified.

The objective of prompt payment of amounts due the market administrator for the administrative expense and the marketing service funds is also essential to the efficient and timely performance of the administrative functions of the order. This money is necessary to meet the expenses incurred by the market administrator in carrying out the related functions. Deficiencies in payments by handlers to the funds could impair the ability of the market administrator to perform the functions required by the provisions of the order.

It is intended, of course, that every effort be made to have handlers pay their obligations on the date on which due as specified in the order. A charge against handlers for an overdue obligation should make allowance, however, for the possibility that not all delays of a few days can be ascribed to the fault of the handler owing the money. The reasons for

such possible delays of a few days in this market have been previously described. In the situation existing in this market, therefore, a charge against handlers whose obligations are overdue can best serve to induce payment in those instances where payment is so late that it clearly constitutes an avoidable delay. It is concluded that a charge for overdue obligations will not be applied within the 6 days after the due date specified in the order, but that payments not in the hands of the market administrator on the 7th day after due date will be subject to a charge. There is no basis for concluding that any delay in delivery of payments beyond such date would be unavoidable.

In establishing a proper charge to a handler on an overdue obligation it is recognized that by delaying payment the handler is thus availing himself of working capital the use of which has a value closely related to interest charged by commercial banks on short-term loans. The amount of the charge for overdue obligations thus should bear a reasonable relationship to the cost of money borrowed for short-term purposes. Under present conditions, three-fourths of one percent per month is reasonable in relation to the cost of short-term credit to business enterprises in the area. The obligation of the handler should be increased on any overdue obligation by three-fourths of one percent on the 7th day after the due date specified in the order and should be increased at the same rate for each additional month that such obligation is overdue. The additional charge computed monthly will apply not only to the original obligation but also to any unpaid interest charge outstanding.

Some obligations due to the market administrator will not be discovered until there is an audit of the handler's accounts. In such cases the order provides that the market administrator shall promptly notify the handler of the amount of money due and payment be made by the handler not later than the date for making this type of payment next following such notification. If payment is not received by the market administrator within six days after such date, the added charge of three-fourths of one percent per month also would apply to such overdue obligation.

At the time the provision is made effective there may be a number of handlers whose obligations are already overdue. In applying uniformly the interest charge for overdue obligations the added charge would be effective on the 7th day after the due date for such type of obligation in the month in which the provision becomes effective, and would be subject to further additional charges at the same rate if still unpaid in succeeding months. Interest charges would not be retroactive prior to the effective date of the provision.

In some other instances the existence of an unpaid obligation will not have been discovered because a handler has failed to submit the regular report of milk receipts and utilization. In such a case the handler's obligation will be considered to have been due on the date that would have been determined if he had filed his report on time.

To avoid administrative costs that otherwise would be involved in the handling of small amounts of interest charged on overdue obligations, provision should be made to delay payment of any interest obligation in an amount less than $10 until the accumulated amount for the handler is $10 or more.

No opposition was expressed to the adoption of an interest charge for overdue obligations.

3. *Exempt distributing plant.*—No change should be made in the definition of "exempt distributing plant."

A proposal by a distributing plant operator would expand the definition of "exempt distributing plant" (§ 1030.12 (e)), to include any plant that processes and bottles less than 9,000 pounds of Class I Grade A milk per day.

Proponent handler, who operates a fluid milk distributing plant and processes ice cream, expressed a need to be relieved of payments into the producer-settlement fund and payments for administrative expense in order to maintain a solvent business. Another distributing plant operator requested that any handler processing less than 5,000 pounds of milk per day be made exempt from the order.

The exemption proposals were opposed by several producer cooperative associations on the basis that such exemptions could lead to disorderly marketing and loss of returns to producers on Class I disposition.

The number of plants that would have been exempt by the proposed provision had it been in effect during 1972, based on handlers' operations during that period, varied from 20 to 23 each month during the year. The quantity of Class I milk that would have been exempt varied from 2.5 to 3.0 million pounds monthly.

The proposals of the two handlers differ in scope and intent from the nature of the present provision for "exempt distributing plant." The existing provision arose out of a situation in which it was found that a governmental agency engaged in dairy operations in this market, but not competitive for the commercial market's Class I sales, need not be regulated in the same manner as plants of other handlers to achieve the objectives of regulation.

The exempt distributing plant provision was included at the time of re-establishment of order regulation for the Chicago marketing area and marketing areas of five nearby milk orders as merged into the single regulation. In the decision issued by the Assistant Secretary May 15, 1968, concerning the proposed Chicago Regional order (33 FR 7516, official notice of which is taken) it is stated that:

> In the present Madison, Wis., order a plant operated by a State educational institution is excluded from the pool plant provisions of the order. Such exemption should be provided in the proposed Chicago Regional order.
>
> The University of Wisconsin operates a distributing plant primarily for research and instructional purposes in Madison. Distribution of fluid milk products from this plant results from research and instruction in dairy technology and is generally limited to the University campus. Occasional disposition of such products off the campus is exclusively for research purposes. * * *

Under circumstances as described where the fluid disposition of the government agency is primarily within its own establishment such operation poses no threat to orderly marketing. The proposals of the two handlers, however, would involve distribution by exempt handlers in competition with regulated handlers.

The maintenance of orderly marketing conditions depends upon a systen. of uniform prices established by the order to be paid by handlers according to the uses handlers make of the milk they receive. Thus, all handlers pay the same minimum class prices for milk received at similar locations. A handler's total money obligation is computed from the quantity of skim milk and butterfat used in Class I and Class II multiplied by the respective class prices, as adjusted for butterfat content and location.

Each handler who has a higher percentage of his utilization in Class I than the market average pays part of his total obligation (computed as described above) to the producer-settlement fund in order that the average value of milk as used by all handlers can be paid to producers on a uniform basis.

Thus, payments by a handler to the producer-settlement fund, from which the proponent handler proposes to be relieved, are not an addition to the class price obligation but are a part of the system of uniform pricing to handlers and the means of conveying such monies to producers at the uniform, or blend, price.

Exempt handlers, not being required to pay the minimum class prices, would have an unwarranted advantage in their cost of milk received from producers compared to other handlers. This would tend to erode the statutory requirement that class prices shall be uniform as to all handlers (subject to the adjustments specified in section 608c(5)(A)). Handlers regulated by a Federal order are marketing their product substantially within a marketing area where they compete with other handlers as rivals for the same trade. In these circumstances it is inevitable that the application of price regulation to some handlers but not to others will injure the business of those subject to regulation.

A handler not subject to the minimum price system established by the order will have advantage over his competitors. He will be able to pay the producers less than his rivals are required to pay, and thus will be in a position to undersell them on the market.

Further, the interests of producers are served best when the maximum proportion of milk regularly supplied to the

market through commercial channels is pooled under the terms of the order. The operation of the pool on this basis is an essential feature of this regulation, designed to maintain orderly marketing. It is the mechanism through which producers enjoy the benefits of the Class I sales value of all handlers in the market. If some dairy farmers regularly supplying the market are not included in the pooling operation they are deprived of such benefits.

If the proposal were adopted, a substantial number of producers would not have the protection of minimum prices established by the order. The quantities of milk that would be exempt from pooling have been cited. Greater quantities would be exempt if additional operators undertook to qualify for the exemption.

Proponent handler petitioned also to be relieved of payment of his share in meeting the administrative expense of the order. Such administrative expense necessarily is incurred by the market administrator in carrying out his functions in administering the order. Since each handler is charged a proportionate share of such expense, to exempt certain handlers as proposed simply would transfer the additional burden to other handlers. The proposal is denied.

4. *Definition of a cooperative association handler on bulk tank milk.*—The definition of "handler" as it applies to a cooperative association responsible for moving milk from farms to pool plants in bulk by tank truck should not be changed at this time.

Section 1030.13(e) defines a cooperative association as a handler "with respect to milk of its producers which is received from the farm for delivery to the pool plant of another handler in a tank truck owned and operated by or under contract to such cooperative association." A proposal was offered to clarify the application as to milk that may be handled by a cooperative association under the terms of such provision.

Certain questions were raised at the hearing and in a brief filed by two cooperative associations concerning the effect of the proposed change in the handler definition in light of particular marketing practices in the area. The information to deal with these questions was insufficiently developed on the record. Also, two producer groups contend, in their brief, that there are no administrative or marketing problems in the Chicago Regional market at the present time to necessitate a change in the handler definition.

In view of the insubstantial airing on the record concerning marketing practices by cooperative and proprietary handlers that might be affected by the proposed change, further review would be appropriate. Therefore, no action is taken on this record.

5. *Administrative and Miscellaneous order changes.*—(a) *Exclusion of milk of certain handlers from uniform price computation.*—The computation of the uniform price should be modified to include the milk of all pool handlers designated in § 1030.70, except when inclusion of the milk of any handler in default of payments to the producer-settlement fund would endanger operation of the fund.

The order now provides that a handler's report shall be excluded from the computation of uniform price for the month if he has failed to make payments he owes the producer-settlement fund for the preceding month. This provision was intended to protect the producer-settlement fund from depletion by reason of continued failure by a handler or handlers to pay the money owed.

It was proposed by the Dairy Division, Agricultural Marketing Service, that a handler not be excluded from the uniform price computation under the described provision if the reserve money in the producer-settlement fund is at a level such that the operation of the fund will not be impaired by such procedure. In testimony by a staff member of the market administrator it was stated that while payments are not always received with the promptness the order requires, defaults of handlers for prior months' obligations have not in the past endangered the maintenance of adequate reserve money in this large regional order pool.

As previously described, the purpose of the producer-settlement fund is to serve as a "clearing-house operation to which payments are due whenever the class use value of the handler's milk in a month exceeds the amount he owes to producers at the uniform price, and from which money is paid out to other handlers whose class use value per hundredweight is less than the value at the uniform price. Thus, all handlers are enabled to pay the minimum uniform price to producers.

A reasonable reserve is necessary for the efficient operation of the producers' settlement fund, to cover such contingencies as late payments by a handler, and to enable payment by a market administrator when a handler is due monies by reason of audit adjustments. The reserve money in the producer-settlement fund is provided by withholding from the pool computation an amount not less than 4 cents nor more than 5 cents per hundredweight of producer milk in arriving at the uniform price. The reserve is operated as a revolving fund, one half of the unobligated balance that remains from previous periods being added to the uniform price computation each month.

There are several reasons for including a handler's report in the uniform price computation even though he is in default for the previous month:

(1) The uniform price payable to producers each month will represent, as nearly as possible, the total classified use value of all producer milk in the market. If some handlers' reports were excluded, the announced uniform price to producers would be reduced since the defaulted payments are due from handlers that have a higher-than-average utilization;

(2) If all handlers are included, the published pool data each month will represent the complete market information as to supplies and utilization. Otherwise, on some occasions a relatively large handler (or handlers) might be excluded for owing only a small amount to the fund but omission of his report would result in distorted information as to market trends; and

(3) The administrative operation is facilitated if all handlers' reports can be included uniformly in the computation for the month to which such reports apply.

In this market, because of the large volume of producer milk (about 690 million pounds monthly) the amount of reserve money in the fund is large and generally has not been seriously reduced when one or more of the 150 or so handlers [1] have not met their obligation for the prior month. Further, the manner in which the reserve money is replenished each month tends to assure that, except in very unusual circumstances, the reserve of the fund will be maintained at an adequate level.

Although there has been from time to time some noncompliance, in no case has the deficiency of payments jeopardized the operation of the producer-settlement fund. A review of the operation of the fund during the history of the order shows that the amounts owed by handlers delinquent in payments to the fund for prior months have been characteristically small in relation to total reserve money in the fund. The delinquencies would not have depleted or endangered, in any case, the reserve of the fund.

In the future, in view of the charge herein adopted on overdue accounts, the delinquencies of payments should be less frequent.

It was proposed, therefore, that the provision for excluding the defaulting handlers from the computation of the uniform price not be effective unless the reserve money available for the price computation is below a specified level that reasonably assures operation of the fund. In the order language herein adopted it is stated that the amount of reserve money available to be included in the computation of the uniform price (i.e., one-half of the unobligated balance) should be at least 2 cents per hundredweight times the quantity of producer milk.

The provision herein adopted is similar to a provision of the New York-New Jersey order that has proved satisfactory in operation.

In the event that the reserve in the producer-settlement fund falls below the specified level, the milk of those handlers who had not paid their previous month's pool obligation would be excluded from the uniform price computation. Further, the order now provides that if the balance in the producer-settlement fund is

[1] Official notice is taken of the list of handlers operating pool plants in September 1972 published by the market administrator.

insufficient to make all payments due handlers, the market administrator shall reduce uniformly such payments, and then complete such payments as soon as the necessary funds become available.

No opposition was expressed to the adoption of this modification to the uniform price computation. The proposed change is administratively feasible and should be adopted.

(b) *Offset against payments due handlers from the producer-settlement fund.*—The order should be modified to provide that payments due a handler from the producer-settlement fund may be offset against any amounts owed by the handler to the market administrator with respect to marketing services deductions and administrative assessment.

In § 1030.83 *Producer-settlement fund*, provision is already made for offset of payments due a handler from the fund against payments due from such handler to the fund. This offsetting arrangement is limited to payments into and out of the producer-settlement fund and thus does not apply to the marketing service fund or the administrative expense fund.

In the interest of efficiency in handling of payments to and from handlers, it is appropriate that the market administrator be able to offset any payments due to a handler against any payments due from the handler. Further, the offset arrangement provides opportunity in some instances for the market administrator to collect money due from the handler when the handler has failed to pay his obligations to the market administrator.

For example, if the proposed offset arrangement had been in effect in April 1973, 17 of 81 billings for administrative expense and 15 of 41 billings for marketing service funds for such month could have been settled by offset against money due the handlers from the producer-settlement fund.

There was no opposition expressed to the adoption of the "offset" modifications herein provided.

(c) *Conforming changes.*—Conforming changes have been made throughout the order to implement the described amendments in a consistent manner throughout the regulation.

Rulings on Proposed Findings and Conclusions

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

General Findings

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

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

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

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

Rulings on Exceptions

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

Marketing Agreement and Order

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

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

Determination of producer approval and representative period. June 1973 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the order, as amended and as hereby proposed to be amended, regulating the handling of milk in the Chicago Regional marketing area is approved or favored by producers, as defined under the terms of the order (as amended and as hereby proposed to be amended), who during such representative period were engaged in the production of milk for sale within the aforesaid marketing area.

Signed at Washington, D.C., on October 2, 1973.

Clayton Yeutter,
Assistant Secretary.

Order[1] amending the order, regulating the handling of milk in the Chicago Regional marketing area.

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

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

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

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

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

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

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in the Chicago Regional marketing area

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

shall be in conformity to and in compliance with the terms and conditions of the order, as amended, and as hereby amended, as follows:

The provisions of the proposed marketing agreement and order amending the order contained in the recommended decision issued by the Administrator, Regulatory Programs, on August 29, 1973, and published in the FEDERAL REGISTER on September 4, 1973 (38 FR 23796) shall be and are the terms and provisions of this order, amending the order, and are set forth in full herein subject to a change in reference citations in § 1030.80 (d).

1. In § 1030.71, the introductory text preceding paragraph (a), and paragraph (a) are revised as follows:

§ 1030.71 Computation of uniform price.

For each month the market administrator shall compute the uniform price per hundredweight of producer milk of 3.5 percent butterfat content at plants in Zone I pursuant to paragraphs (a) through (g) of this section. If the unreserved cash balance in the producer-settlement fund to be included in the computation is less than 2 cents per hundredweight of producer milk on all reports, the report of any handler who has not made the payments required pursuant to § 1030.84 for the preceding month shall not be included in the computation of the uniform price. The report of such handler shall not be included in the computation for suceeding months until he has made full payment of outstanding monthly obligations. Subject to the aforementioned conditions, the market administator shall compute the uniform price in the following manner:

(a) Combine into one total the values computed pursuant to § 1030.70 for all handlers;

* * * * *

2. Section 1030.80 is revised as follows:

§ 1030.80 Time and method of payment for milk.

(a) Each handler shall pay each producer for producer milk received from such producer and for which payment is not made to a cooperative association pursuant to paragraph (b) or (c) of this section as follows:

(1) On or before the 3rd day after the end of each month, to each producer who has not discontinued shipping milk to such handler before the end of the month, for producer milk received during the first 15 days of the month at a rate per hundredweight not less than the lowest class price under the order for milk of 3.5 percent butterfat for the preceding month, less proper deductions authorized in writing by such producer; and

(2) On or before the 18th day after the end of each month, for producer milk received during such month, at a rate per hundredweight of not less than the uniform price adjusted pursuant to §§ 1030.81, 1030.82, and 1030.87, less any payment made pursuant to paragraph (a)(1) of this section, and any proper deduction authorized in writing by such producer and plus or minus adjustments for errors in previous payments made to such producer. If by such date the handler has not received full payment from the market administrator pursuant to § 1030.85 for such month, he may reduce pro rata his payments to producers by not more than the amount of such underpayment. Payment to producers shall be completed thereafter not later than the date for making payments pursuant to this paragraph next following receipt of the balance due from the market administrator.

(b) Payments required in paragraph (a) of this section shall be made by a handler to a cooperative association qualified under § 1030.5, or its duly authorized agent, for producer milk if the cooperative association is authorized to collect such payments for such producers and has presented the handler with a written request for such payments. Payments to the cooperative association pursuant to this paragraph shall be subject to the condition that the association has provided the handler with a written promise to reimburse the handler the amount of any actual loss incurred by the handler because of any improper claim on the part of the cooperative association. The amount of payment shall be equal to the sum of the individual payments otherwise payable for such producer milk and shall be paid by the handler as follows:

(1) On or before the 1st day after the end of each month for producer milk received during the first 15 days of the month; and

(2) On or before the 16th day after the end of each month for milk received during such month; and

(c) Each handler shall pay a cooperative association for milk received by the handler from the cooperative association as follows:

(1) In the case of milk received from a pool plant(s) operated by a cooperative association:

(i) For milk received during the first 15 days of the month, the handler shall pay the cooperative association on or before the 1st day after the end of the month during which the milk was received at a rate per hundredweight not less than the lowest class price under the order for milk of 3.5 percent butterfat for the preceding month; and

(ii) For milk received during the month the handler shall pay the cooperative association on or before the 16th day after the end of the month during which the milk was received at a rate per hundredweight not less than the minimum class prices pursuant to § 1030.51 subject to the applicable butterfat differentials and less any payment made pursuant to paragraph (c)(1)(i) of this section; and

(2) In the case of milk received from a cooperative association acting as a handler described under § 1030.13(e);

(i) For milk received during the first 15 days of the month, the handler shall pay a cooperative association on or before the 1st day after the end of the month during which the milk was received at a rate per hundredweight not less than the lowest class price under the order for milk of 3.5 percent butterfat for the preceding month; and

(ii) For milk received during the month, the handler shall pay the cooperative association on or before the 16th day after the end of the month during which the milk was received at a rate per hundredweight of not less than the uniform price computed as described under § 1030.71, adjusted for the applicable location and butterfat differentials and less any payment made pursuant to paragraph (c)(2)(i) of this section.

(d) In making payments for producer milk pursuant to paragraphs (a)(2) or (b)(2) of this section, each handler shall furnish each producer or cooperative association to whom such payment is made a supporting statement in such form that it may be retained by the recipient which shall show:

(1) The month and identity of the producer;

(2) The daily and total pounds for each producer (and the average butterfat content for the entire month only);

(3) The minimum rate or rates at which payment to the producer is required pursuant to this order;

(4) The rate that is used in making the payment if such rate is other than the applicable minimum rate;

(5) The amount, or the rate per hundredweight, and nature of each deduction claimed by the handler; and

(6) The net amount of payment to such producer or cooperative association.

3. Section 1030.86 is revised to read as follows:

§ 1030.86 Adjustment of accounts.

(a) *Payments.*—When verification by the market administrator of reports or payments of any handler discloses errors resulting in monies due (1) the market administrator from such handler, (2) such handler from the market administrator, or (3) any producer or cooperative association from such handler, the market administrator shall promptly notify such handler of any amount so due and payment thereof shall be made not later than the date for making payments next following such disclosure.

(b) *Overdue accounts.*—Any unpaid obligation of a handler pursuant to §§ 1030.60, 1030.61, 1030.84, 1030.87, 1030.88, or paragraph (a)(1) of this section, shall be increased three-fourths of one percent on the 7th day after the due date each month.

(1) The amounts payable pursuant to this paragraph shall be computed monthly on each unpaid obligation, which shall include any unpaid interest charges previously computed pursuant to this paragraph;

(2) For the purpose of this paragraph, any unpaid obligation that is determined at a date later than prescribed by the order because of a handler's failure to submit a report to the market administrator shall be considered to have been due when it would have been due if such report had been submitted at the proper time; and

(3) Payment of any interest obligation computed pursuant to this paragraph in amount less than $10 shall be delayed until the accumulated interest obligation of such handler equals or exceeds $10.

4. Section 1030.83 is amended as follows:

§ 1030.83 Producer-settlement fund.

The market administrator shall maintain a separate fund known as the "producer-settlement" fund into which he shall deposit all payments received pursuant to paragraph (a) of this section and out of which he shall make all payments required pursuant to paragraph (b) of this section.

(a) Payments made by handlers pursuant to §§ 1030.60, 1030.61, 1030.84 and 1030.86.

(b) Payments due handlers pursuant to §§ 1030.85 and 1030.86: *Provided*, That payments due any handler shall be offset by payments due from such handler pursuant to §§ 1030.60, 1030.61, 1030.84, 1030.86, 1030.87 and 1030.88.

MARKETING AGREEMENT REGULATING THE HANDLING OF MILK IN THE CHICAGO REGIONAL MARKETING AREA

The parties hereto, in order to effectuate the declared policy of the Act, and in accordance with the rules of practice and procedure effective thereunder (7 CFR Part 900), desire to enter into this marketing agreement and do hereby agree that the provisions referred to in paragraph I hereof as augmented by the provisions specified in paragraph II hereof, shall be and are the provisions of this marketing agreement as if set out in full herein.

I. The findings and determinations, order relative to handling, and the provisions of §§ 1030.1 to 1030.88, all inclusive, of the order regulating the handling of milk in the Chicago Regional marketing area which is annexed hereto; and

II. The following provisions:

§ 1030.89 Record of milk handled and authorization to correct typographical errors.

(a) *Record of milk handled.* The undersigned certifies that he handled during the month of June 1973, ---------- hundredweight of milk covered by this marketing agreement.

(b) *Authorization to correct typographical errors.* The undersigned hereby authorizes the Director, or Acting Director, Dairy Division, Agricultural Marketing Service, to correct any typographical errors which may have been made in this marketing agreement.

Effective date.—This marketing agreement shall become effective upon the execution of a counterpart hereof by the Secretary in accordance with § 900.14(a) of the aforesaid rules of practice and procedure.

In Witness Whereof, The contracting handlers, acting under the provisions of the Act, for the purposes and subject to the limitations herein contained and not otherwise, have hereunto set their respective hands and seals.

[SEAL] ----------
(Signature)

By ----------
(Name) (Title)

(Address)

Attest----------

Date----------

[FR Doc.73-21223 Filed 10-4-73;8:45 am]

DEPARTMENT OF THE INTERIOR

Mining Enforcement and Safety Administration

[30 CFR Parts 75, 77]

DISTINCTIVELY COLORED HARD HATS OR CAPS FOR INEXPERIENCED MINERS

Notice of Proposed Rulemaking

Accident data gathered in recent years has demonstrated that a substantial number of inexperienced, newly employed coal miners have suffered lost-time and fatal injuries. The Mining Enforcement and Safety Administration (MESA) is presently preparing comprehensive training requirements for this class of miners, and it is anticipated that these requirements will be published as proposed rulemaking in the near future. In addition to such training requirements, it is also deemed necessary to establish a means of quickly identifying the newly employed, inexperienced miner so as to enable his supervisors and experienced co-workers to be alert to his work habits and the mining conditions surrounding him. It is believed that requiring inexperienced, newly employed miners to wear distinctively colored hard hats or hard caps will provide an effective means of quickly identifying these individuals.

Section 75.1720 of 30 CFR Part 75 requires that each miner regularly employed in the active workings of an underground coal mine must wear a suitable hard hat. Similarly, 30 CFR 77.1710 requires employees in a surface coal mine to wear a suitable hard hat where falling objects may create a hazard. Some confusion has resulted from the use of the term "hard hat," since in mining parlance a "hard hat" generally means a protective head covering with a brim completely encircling the head. Protective head coverings with brim only in front, as are more commonly used by coal miners, are properly termed "hard caps." Since both suitable hard hats and hard caps are acceptable for purposes of 30 CFR 75.1720 and 77.1710, and in order to eliminate any confusion, the term "hard caps" is included in the aforementioned sections of Title 30, Code of Federal Regulations.

At the present time, 30 CFR 77.1710 is only applicable to employees in surface coal mines, and is not applicable to employees working in the surface work areas of underground coal mines. Neither is 30 CFR 75.1720 applicable to the latter class of employees. To ensure that employees working in the surface work areas of underground coal mines are provided with proper protective clothing, 30 CFR 77.1710 would be amended to include such persons within the scope of this mandatory safety standard.

Notice is hereby given that for the above stated reasons, and pursuant to the authority vested in the Secretary of the Interior under section 101(a) of the Federal Coal Mine Health and Safety Act of 1969 (30 U.S.C. 811(a); 83 Stat. 745), it is proposed that Part 75 and Part 77 of Subchapter O, Chapter I, Title 30, Code of Federal Regulations be amended as set forth below. Interested persons may submit written comments, suggestions, or objections to the Administrator, Mining Enforcement and Safety Administration, Department of the Interior, Washington, D.C. 20240 no later than November 15, 1973.

STEPHEN A. WAKEFIELD,
Assistant Secretary of the Interior.

OCTOBER 1, 1973.

PART 75—MANDATORY SAFETY STANDARDS—UNDERGROUND COAL MINES

Part 75 of Subchapter O, Chapter I, Title 30, Code of Federal Regulations would be amended as follows:

1. In § 75.1720, paragraph (d) would be amended as follows:

§ 75.1720 Protective clothing; requirements.

* * * * *

(d) A suitable hard hat or hard cap.

* * * * *

2. A new § 75.1720–1 would be added as follows:

§ 75.1720–1 Distinctively colored hard hats or hard caps; identification for newly employed, inexperienced miners.

Hard hats or hard caps distinctively different in color from those worn by experienced miners shall be worn by each newly employed, inexperienced miner for at least one year from the date of his initial employment as a miner or until he has been qualified or certified as a miner by the State in which he is employed.

PART 77—MANDATORY SAFETY STANDARDS, SURFACE COAL MINES AND SURFACE WORK AREAS OF UNDERGROUND COAL MINES

Part 77 of Subchapter O, Chapter I Title 30, Code of Federal Regulations would be amended as follows:

1. In § 77.1710, the introductory paragraph and paragraph (d) would be amended as follows:

§ 77.1710 Protective clothing; requirements.

Each employee working in a surface coal mine or in the surface work areas of an underground coal mine shall be required to wear protective clothing and devices as indicated below:

* * * * *

(d) A suitable hard hat or hard cap when in or around a mine or plant where falling objects may create a hazard.

* * * * *

2. A new § 77.1710–1 would be added as follows:

§ 77.1710–1 Distinctively colored hard hats or hard caps; identification for newly employed, inexperienced miners.

Hard hats or hard caps distinctively different in color from those worn by experienced miners shall be worn, as required by paragraph (d) of § 77.1710, by each newly employed, inexperienced miner for at least one year from the date of his initial employment as a miner or until he has been qualified or certified as a miner by the State in which he is employed.

[FR Doc.73–21197 Filed 10–4–73;8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[29 CFR Part 1913]

PUBLIC DISCLOSURE

Proposed Guidelines; Extension of Time To Comment

On August 30, 1973, a notice of a proposed amendment to the Occupational Safety and Health Administration's regulations on the public disclosure of information was published in the FEDERAL REGISTER (38 FR 23413). The proposed amendment would add a new paragraph (c) to 29 CFR 1913.33 authorizing disclosure of the results of monitoring by inspectors in the course of inspections made under section 8 of the Williams-Steiger Occupational Safety and Health Act of 1970 (29 U.S.C. 657) to determine compliance with standards relating to such subjects as noise, ionizing radiation, asbestos, and other air contaminants. Interested persons were given until October 1, 1973 to submit written data, views, and arguments with respect thereto.

Several requests for an extension of the period for the submission of such comments have been received. The reason given is that more time is needed by corporate employers and associations of employers to assess the impact of the proposed rule on their components and members.

The requests for additional time are reasonable. Therefore, the period for commenting on the proposed amendment to 29 CFR 1913.33 is extended from October 1 to November 1, 1973. Such written comments should be submitted to Mr. Benjamin W. Mintz, Office of the Solicitor, U.S. Department of Labor, Washington, D.C. 20210.

Signed at Washington, D.C., this 2d day of October 1973.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc.73–21298 Filed 10–4–73;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 1]

FOOD LABELING

Proposal Regarding Spices, Flavorings, Colorings and Chemical Preservatives

In the FEDERAL REGISTER of August 2, 1973 (38 FR 20718), the Commissioner of Food and Drugs published an order amending § 1.12 (21 CFR 1.12). Since this publication, it has come to the Commissioner's attention that certain changes in this order are necessary to properly accomplish the intent of the order.

It appears that the words "other reaction products" as used in § 1.12(a)(3) allow such broad latitude that such artificial flavors as vanillin derived by chemical reaction from lignin could be designated as a natural flavor. It further appears that all flavors normally considered "natural flavors" would be covered by the other terms in § 1.12(a)(3). The Commissioner therefore proposes to delete the words "other reaction products" from § 1.12(a)(3).

Questions have been raised about the proper labeling of foods containing a mixture of natural flavors. It appears that the present wording of § 1.12(i)(1)(iii) does not provide for completely informative labeling for foods containing such mixtures. The Commissioner therefore proposes to add language to § 1.12(i)(1)(iii) to provide for optional labeling of "with other natural flavor" for foods containing both a characterizing flavor derived from the product whose flavor is simulated and other non-characterizing natural flavor, and no artificial flavor. For example, chocolate pudding containing both cocoa and vanilla extract could be labeled as "Chocolate pudding with other natural flavor."

Comment has also been received that § 1.12(i)(2) does not provide for completely informative labeling of foods which contain both a natural characterizing flavor and an artificial non-characterizing flavor. The Commissioner therefore proposes to amend § 1.12(i)(2) to provide for optional labeling of such foods with the words "with artificial flavor" or "artificial flavor added" or "artificial ____ flavor" or "artificial ____ flavor added" with the blank to be filled in with the common or usual name of the natural flavor that is simulated by the non-characterizing artificial flavor. For example, chocolate pudding containing cocoa and vanillin could be labeled as "Chocolate pudding with artificial vanilla flavor." A chocolate pudding containing any artificial chocolate flavor would, of course, be labeled "Artifically flavored chocolate pudding" or "Chocolate pudding artificially flavored."

The Commissioner has concluded that it is not necessary to require that the terms "artificial" or "artificially flavored" precede the name of the flavor as long as such terms directly accompany the name of the flavor. He therefore proposes to amend § 1.12(i)(2) to so provide.

During consideration of proper labeling to designate characterizing and non-characterizing flavors it became apparent that a definition for "characterizing flavor" is needed. The Commissioner therefore proposes to amend § 1.12(i) to define the characterizing flavor as the type of flavor designated for the food.

It has been pointed out to the Commissioner that the preamble mentioned only GRAS affirmation petitions and food additive regulations to cover the safe use of flavor ingredients not presently included in a Food and Drug Administration regulation, and failed to mention the GRAS list review about which the Commissioner published notices in the FEDERAL REGISTER of July 26, 1973 (38 FR 20036–20057). The Commissioner agrees that such ingredients are properly subject to the GRAS list review and need not be the subject of separate GRAS affirmation petitions. The Commissioner further states that the December 31, 1974 cut-off date specified in the effective date for § 1.12 as published in the FEDERAL REGISTER of August 2, 1973 (38 FR 20723), for reliance upon a reliable published industry association GRAS list, may be extended upon a showing that the matter has been handled in good faith in accordance with priorities established by the Food and Drug Administration. The Commissioner anticipates that reliance upon such a list will be permitted until FDA review of the substance is completed.

Many comments have been received objecting to the Commissioner's decision to abandon the three-fold classification of flavors contained in the proposal, and to adopt a two-fold classification in its place. This conclusion was based upon the unanimous industry comments that the three-fold classification is unenforceable and the Commissioner's determination that the nonspecific word "flavored" is confusing and misleading to the consumer. The Commissioner concluded that it would be wholly unreasonable to establish a labeling system for which no reasonably accurate mechanism for enforcement can be determined at this time.

The Commissioner recognizes that the two-fold classification adopted in the final order, as modified by this additional proposal, although far more enforceable, will still present difficult problems of enforcement. It is in many instances not possible at this time to distinguish by chemical analysis between a natural flavor and its synthetic counterpart. It is therefore possible, for example, that an unscrupulous manufacturer could add

small amounts of artificial flavors to natural flavors, in order to reduce the cost. Because of the unanimous industry concern about this possibility, the Commissioner proposes to add two enforcement provisions to the regulation: First, every flavor supplier and user will be required to certify, in writing, that any flavor he supplies or uses and which he designates as "natural" does not to the best of his knowledge and belief contain an artificial flavor and that he has not added any artificial flavor to it. Such certifications shall be retained in the files of both the supplier and the customer, for inspection by the Food and Drug Administration, and shall be regarded by the Food and Drug Administration as a report to the government which is subject to the provisions of 18 U.S.C. 1001 governing false reports to the government. Second, for purposes of verifying such certifications, the records showing the constituents of a flavor shall be made available upon reasonable request to a Food and Drug Administration inspector. The Commissioner regards willful violation of these provisions as an extremely serious offense.

In view of this proposed modification of § 1.12, the Commissioner concludes extension of the first deadline under the uniform effective date for food labeling changes is appropriate. Accordingly, the Commissioner hereby orders that noncomplying labeling for food, the labeling of which involves compliance with the provisions of § 1.12 relating to flavor designation on food packages (other than flavor designation in the statement of ingredients) may continue to be ordered through March 15, 1974. This extension shall apply to all labeling changes for such food required by recent Food and Drug Administration regulations incorporating the uniform effective date provisions. For such food, all labeling ordered on or after March 16, 1974, and all labeling used for products shipped in interstate commerce on or after December 31, 1974, shall comply with revised § 1.12 and all of the other applicable regulations. For all other food, the present effective dates shall apply.

The Commissioner is permitting a four week comment period on this proposal. To be assured of consideration, all comments must be received by the Hearing Clerk (rather than simply placed in the mails) on or before Friday, November 2, 1973. The Commissioner intends to issue a final order on this matter within a few days after the time for comment expires, and thus no extension of this comment period will be granted.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 402, 403, 409, 701(a), 704, 52 Stat. 1046, 1047, 1049 as amended, 1055, 1057 as amended (21 U.S.C. 342, 343, 348, 349, 371(a), 374)) and under authority delegated to him (21 CFR 2.120), the Commissioner proposes to amend Part 1 as follows:

1. By amending § 1.12 by revising paragraph (a)(3) and by revising paragraph (i), as follows:

§ 1.12 Food labeling; spices, flavorings, colorings and chemical preservatives.

(a) * * *

(3) The term "natural flavor" or "natural flavoring" means the essential oil, oleoresin, essence or extractive, hydrolysate or distillate which contains the flavoring constituents derived from a spice, fruit or fruit juice, vegetable or vegetable juice, edible yeast, herb, bark, bud, root, leaf or similar plant material, meat, fish, poultry, eggs, dairy products, or fermentation products thereof, whose significant function in food is flavoring rather than nutritional. Natural flavors include the natural essence or extractives obtained from plants listed in § 121.101(e) of this chapter, and the substances listed in § 121.1163 of this chapter.

* * * * *

(i) If the label, labeling, or advertising of a food makes any direct or indirect representations with respect to flavor, by word, vignette, e.g., depiction of a fruit, or other means, or if for any other reason the manufacturer or distributor of a food wishes to designate the type of flavor in the food other than through the statement of ingredients, such flavor shall be considered the characterizing flavor and shall be declared in the following way:

(1) If the food contains no artificial flavor, the name of the food on the principal display panel or panels of the label shall be accompanied by the common or usual name of the characterizing flavor, e.g., "vanilla," in letters not less than one-half the height of the letters used in the name of the food, except that:

(i) If the food is one that is commonly expected to contain a characterizing food component, e.g., strawberries in "strawberry shortcake," and the food contains a sufficient quantity of that ingredient to characterize the food independent of any added natural characterizing flavor derived from such ingredient and the food contains added natural flavor derived from such ingredient, the name of the food shall be immediately followed by the words "flavor added" or "natural flavor added" in letters not less than one-half the height of the characterizing ingredient, or

(ii) If the food is one that is commonly expected to contain a characterizing food component, e.g., strawberriers in "strawberry shortcake," and the food contains natural flavor derived from such ingredient and an amount of characterizing ingredient insufficient to independently characterize the food, or the food contains no such ingredient, the name of the characterizing flavor shall be immediately followed by the word "flavored" in letters not less than one-half the height of the letters in the name of the characterizing flavor.

(iii) If a natural flavor is used in a food to simulate a flavor of a product other than the one from which the flavor is derived, the food in which the flavor is used shall be labeled either with the flavor of the product from which the flavor is derived or as "artificially flavored;" except that when a natural flavor contains both a characterizing flavor from the product whose flavor is simulated and other non-characterizing natural flavor the food may be labeled in accordance with subparagraphs (1)(i) and (ii) of this paragraph provided that the name of the food is followed by the words "with other natural flavor" in letters not less than one-half the height of the letters used in the name of the characterizing flavor.

(2) If the food contains any artificial flavor, the name of the food on the principal display panel or panels of the label shall be accompanied by the common or usual name(s) of the characterizing flavor, in letters not less than one-half the height of the letters used in the name of the food and the name of the characterizing flavor shall be accompanied by the word(s) "artificial" or "artificially flavored," in letters not less than one-half the height of the letters in the name of the characterizing flavor, e.g., "artificial vanilla," "artificially flavored strawberry", or "grape artificially flavored"; except that if the food contains a characterizing flavor from the product whose flavor is simulated and any artificial flavor that does not simulate the characterizing flavor, the food may be labeled in accordance with subparagraph (1) of this paragraph provided that the name of the food is immediately followed by the words "with artificial flavor" or "artificial flavor added" or "with artificial ____ flavor" or "artificial ____ flavor added," the blank being filled in with the common or usual name of the flavor in letters not less than one-half the height of the letters used in the name of the characterizing flavor.

(3) Wherever the name of the characterizing flavor appears on the label (other than in the statement of ingredients) so conspicuously as to be easily seen under customary conditions of purchase, the words prescribed by this paragraph shall immediately and conspicuously precede or follow such name, without any intervening written, printed, or graphic matter, except:

(i) Where the characterizing flavor and a trademark or brand are presented together, other written, printed, or graphic matter that is a part of or is associated with the trademark or brand may intervene if the required words are in such relationship with the trademark or brand as to be clearly related to the characterizing flavor; and

(ii) If the finished product contains more than one flavor subject to the requirements of this paragraph, the statements required by this paragraph need appear only once in each statement of characterizing flavors present in such food, e.g., "artificially flavored vanilla and strawberry."

(4) A flavor supplier and/or user shall certify, in writing, that any flavor he supplies and/or uses which is designated as containing no artificial flavor does

not, to the best of his knowledge and belief, contain any artificial flavor and that he has not added any artificial flavor to it. All such certifications shall be retained by the flavor supplier and/or user throughout the period that he supplies and/or uses the flavor and for a minimum of three years thereafter, and he shall make such certifications available upon request at all reasonable hours by any officer or employee of the Food and Drug Administration or any other officer or employee acting on behalf of the Secretary of Health, Education, and Welfare. Such certifications are regarded by the Food and Drug Administration as reports to the government which are subject to the provisions of 18 U.S.C. 1001 governing false reports to the government. A flavor supplier and/or user shall permit such officer or employee to conduct such inventories of raw and finished materials on hand, and to review such flavor ingredient records, as he determines necessary to check the correctness of such certifications.

Interested persons may, on or before November 2, 1973, file with the Hearing Clerk, Food and Drug Administration, Rm. 6-86, 5600 Fishers Lane, Rockville, MD 20852, written comments (preferably in quintuplicate) regarding this proposal. To be considered, such comments must be received by the Hearing Clerk (rather than simply mailed) by the close of business on November 2, 1973. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated October 3, 1973.

A. M. SCHMIDT,
Commissioner of Food and Drugs.

[FR Doc.73-21325 Filed 10-4-73;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 73-EA-47]

SCOTT AVIATION DIVISION, ATO INC.

Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending § 39.13 of Part 39 of the Federal Aviation regulations so as to issue an airworthiness directive applicable to Scott Aviation Chemical Oxygen Generators.

As a result of reports, it appears that a corrosive condition on the cases of chemical oxygen generators has been found. Since this is a deficiency which can exist or develop on other generators of similar design, it is proposed to issue an airworthiness directive requiring inspection and replacement when necessary.

Interested parties are invited to participate in the making of the proposed rule by submitting written data or views. Communications should identify the docket number and be submitted in duplicate to the Office of Regional Counsel, FAA, Federal Building, John F. Kennedy International Airport, Jamaica, New York 11430.

All communications received by November 5, 1973, will be considered before taking action upon the proposed rule. The proposals contained in this Notice may be changed in the light of comments received. All comments will be available in the Office of Regional Counsel for examination by interested parties.

In consideration of the foregoing, it is proposed to issue a new airworthiness directive as hereinafter set forth:

SCOTT AVIATION DIVISION OF ATO INC. Applies to chemical oxygen generators, Scott Part Numbers 801386-01, -02, and -03, and 801462-01, -02, and -03.

Compliance required within the next six months after the effective date of this A.D., unless already accomplished.

To detect generators showing evidence of corrosion, and to replace corroded units, accomplish Scott Aviation Service Bulletin 35-38, dated February 1, 1973, and Revision Number 1, dated May 11, 1973, or an equivalent procedure approved by the Chief, Engineering and Manufacturing Branch, FAA, Eastern Region.

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

Issued in Jamaica, N.Y., on September 27, 1973.

L. J. CARDINALI,
Acting Director, Eastern Region.

[FR Doc.73-21221 Filed 10-4-73;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 19832; FCC 73-1010]

FM BROADCAST STATIONS IN KNOXVILLE, TENN.

Proposed Table of Assignments

In the matter of amendment of § 73.202(b), *Table of assignments*, FM Broadcast Stations. (Knoxville, Tennessee), Docket No. 19832, RM-2086.

1. Notice is hereby given of the institution of this proceeding to consider the amendment of the FM Table of assignments, § 73.202(b) of the Commission's rules, by adding Channel 257A to Knoxville, Tennessee, as a fourth FM assignment to that community. The proposed assignment is requested by Morgan Broadcasting Company (Morgan Broadcasting), licensee of Station WSKT, a daytime-only AM station at Knoxville, in a petition for rule making filed on September 12, 1972, supported by an engineering statement filed on October 4, 1972, and a petition filed on December 21, 1972. No opposing or other comments on the proposal were received.

2. Knoxville (1970 population, 174,587 [1]), the third largest city in Tennessee [2], is located in eastern Tennessee on the Tennessee River in Knox County (1970 population, 276,293), of which it is the seat, approximately 100 miles northeast of Chattanooga, Tennessee. There are presently twelve aural broadcast stations at Knoxville: nine AM stations, six of which operate unlimited time, and three Class C FM stations, which operate on the only Knoxville FM assignments, Channels 248, 278 and 299.

3. Channel 257A could be assigned to Knoxville consistent with all mileage separation requirements without affecting existing assignments or stations. However, in order to meet the 65-mile required separation from the Channel 257A station (WAEW-FM) at Crossville, Tennessee, which is but 61.8 miles from the Knoxville reference point, a Knoxville Channel 257A station would have to operate from a transmitter site in and around the eastern section of Knoxville. It appears questionable whether a Class A station operating from any transmitter site meeting spacing requirements in this area could comply with the provisions of § 73.315 of the rules which, among other things, requires a station to provide a minimum field strength of 70 dBu over the entire principal city to be served.

4. The preclusion study submitted and our own study indicate that the proposed Knoxville Channel 257A assignment would foreclose a future assignment only on Channel 257A in a limited area in and near Knoxville. Other Tennessee communities in the area where the channel could be assigned are Jefferson City (1970 population, 5,124), Alcoa (1970 population 7,739) or Maryville (1970 population, 13,808), provided that suitable antenna sites are available. An antenna site meeting mileage separation requirements for a Jefferson City Channel 257A facility would have to be located at least six miles southwest of Jefferson City; for an Alcoa Channel 257A station, at least six miles east of Alcoa, and for a Maryville Channel 257A operation, at least four miles east of Maryville. Jefferson City and Alcoa each has a daytime-only AM station, and Maryville has a Class IV unlimited time AM station. Not one of these communities has an FM assignment.

5. Petitioner, in support of its proposal, urges that Knoxville is a progressive and fast-growing agricultural, industrial and educational center requiring the most complete broadcast service possible to meet the demands of its large and complex urban area and that the varied and numerous resources of the Knoxville area can fully support the additional FM assignment proposed. It is pointed out that the University of Tennessee, Knoxville College, and the headquarters of the Tennessee Valley Authority are in Knoxville; that, in addition to textile manufacturing, the city's leading industry, Knoxville has allied industries

[1] Population figures cited are from the 1970 U.S. Census.

[2] Memphis (1970 population, 623,430) and Nashville (1970 population, 447,877) rank first and second in size. Chattanooga (1970 population, 119,082) ranks fourth in size.

manufacturing clothing and hosiery as well; that the city's factory output includes foundry products, plastics, chemicals, beverages, cement, lumber, furniture and marble; and that Knoxville is in a fertile agricultural area and has a large burley tobacco market. It is further pointed out that population data show that from 1960 to 1970, Knoxville had a 56.1 percent increase in population (from a population of 111,827 in 1960 to a population of 174,487 in 1970); that the 1970 Knoxville Standard Metropolitan Statistical Area (SMSA) population of 400,337 represents an 8.8 percent increase over the 1960 population of 368,080; and that Knox County in the same period had a 10.3 percent increase in population (from a population of 250,523 in 1960 to a population of 276,293 in 1970).

6. Morgan Broadcasting also argues that, of the major population and economic centers in Tennessee (Memphis, Nashville, Knoxville and Chattanooga), the Knoxville area is the most underserved in FM broadcast service and needs additional FM service to meet growing needs. This is borne out, in its view, by the fact that Memphis, with a 1970 SMSA of 770,120, has nine AM stations and six commercial FM assignments; Nashville, with a 1970 SMSA of 541,927, has nine AM stations and five commercial FM assignments; Chattanooga, with a 1970 SMSA of 304,927, has seven AM stations and four commercial FM assignments; whereas Knoxville, with a 1970 SMSA of 400,337, has nine AM stations but only three commercial FM assignments. It feels that the need for additional FM services in Knoxville is especially pointed out by comparison with Chattanooga which has four FM broadcast services while Knoxville has but three, even though Chattanooga has less population than Knoxville and had an 8.4 percent decrease in population in the past decade in contrast to Knoxville, which had a 56.1 percent increase in population in that period.

7. Petitioner advises that it is its intention to apply promptly for use of the requested Knoxville FM assignment once made and to propose a facility, separate from its AM station, which will offer inspirational programming 24 hours a day. It states that its AM station (WSKT) is the only Knoxville station which provides a religious and inspirational service and that, due to the fact that it is a day-time only operation, with different sign-on and sign-off times, it does not have a full-time opportunity to furnish its listeners with either its special religious programming or with news and public service reports concerning early morning weather conditions, road conditions, school closings and cancellations due to inclement weather. Petitioner feels that many listeners in the Knoxville area desire such a full-time service and submits that the assignment of Channel 257A to Knoxville for its proposed use for inspirational programming is consistent with the Commission's objective of providing as many FM program choices to as many listeners as possible.

8. Morgan Broadcasting further argues that while its proposal calls for the intermixture of a Class A with three Class C FM assignments at Knoxville, the Commission has in the past allowed such intermixture where the situation warrants, pointing out, for example, that Chattanooga, with three Class C FM assignments and one Class A FM assignment, presents just such a situation. It urges that intermixture resulting from adoption of its proposal would be entirely consistent with the fair, equitable and efficient standard of section 307(b) of the Communications Act.

9. In our view, this proposal has sufficient merit to warrant further consideration in rule making. The proposal to assign a fourth FM channel to a community the size of Knoxville is consistent with our assignment criteria, and there is evidence of significant past growth and demand for a fourth FM service in the city. Although the technical feasibility of the petitioner's proposal in light of spacing restrictions on selection of a transmitter site, its preclusionary impact, and the intermixture question cannot be resolved on the basis of the petitioner's showing, rule making will provide needed opportunity to consider these aspects of its proposal more fully in reaching a decision on the proposal.

10. Additional information should be submitted showing the area in which a site for a Knoxville Channel 257A operation would have to be selected in view of spacing requirements and the ability of a station operating in this area to render the necessary coverage to Knoxville. In this regard, information on the general topography of the area is required, but the terrain along specific radials need not be computed unless necessary to document the point. If Morgan Broadcasting contemplates use of a particular site in this area, it need only provide information regarding that site. Additional information should also be submitted to show whether there are any other available FM channels which could be assigned to the other communities mentioned in paragraph 4, supra, where a Channel 257A assignment would be foreclosed by assigning the channel to Knoxville. The petitioner and other parties to the proceeding should address themselves also to the intermixture question presented by the subject proposal. Although it is generally our policy to avoid the intermixture of classes of FM channel assignments in the same community in order to provide opportunity for technically comparable facilities for competition and service, in a number of cases we have done so, especially when, as here, it appears that the petitioner is unable to find an available Class C channel not requiring changes in other assignments for the community and has decided that a Class A channel would be viable for competition and service, and we were able to reach a judgment that the overall public interest, convenience and necessity would be served.

11. In view of the foregoing and pursuant to authority found in sections 4(i), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, it is proposed to amend § 73.202(b) of the Commission's rules and regulations, the FM Table of Assignments, as concerns Knoxville, Tennessee, as follows:

City	Channel No.	
	Present	Proposed
Knoxville, Tenn.....	248, 278, 299	248, 257, 278, 299

12. *Showings required.* Comments are invited upon the proposal discussed above, as well as the questions raised. The proponent will be expected to answer whatever questions are raised in the notice and any others that may be presented by the initial comments. The proponent should further affirm its intention both to promptly apply for the channel if assigned and to construct if its application is granted. Failure to file comments or address the issues raised may result in dismissal.

13. *Cut-off procedure.* The following procedures will govern:

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments.

(b) With respect to petitions for rule making which conflict with the proposal in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given, as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision herein.

14. Pursuant to applicable procedures set out in § 1.415 of the Commission's rules and regulations, interested parties may file comments on or before November 9, 1973, and reply comments on or before November 19, 1973. All submissions by parties to this proceeding, or persons acting on behalf of such parties, must be made in written comments, reply comments, or other appropriate pleadings.

15. In accordance with the provisions of § 1.419 of the rules and regulations, an original and 14 copies of all comments, reply comments, pleadings, briefs, and other documents shall be furnished the Commission. These will be available for public inspection during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street NW., Washington, D.C.

Adopted September 26, 1973.

Released October 1, 1973.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] VINCENT J. MULLINS,
Acting Secretary.

[FR Doc.73-21237 Filed 10-4-73;8:45 am]

[1] Commissioner Robert E. Lee absent.

FEDERAL MARITIME COMMISSION

[46 CFR Part 526]

[General Order 8, Part 1; Docket No. 73-55]

FREE TIME ON IMPORT CONTAINERIZED CARGO AT PORT OF NEW YORK

Extension of Time To File Comments

Interested persons have requested an enlargement of time to December 15, 1973, for filing comments in response to the notice of proposed rulemaking in this proceeding (38 FR 23540; 8/31/73).

Upon consideration of the requests we are disposed to grant an enlargement but limited to thirty additional days. Accordingly, time within which interested persons may file comments in response to the notice of proposed rulemaking in this proceeding is enlarged to and including November 1, 1973. Hearing Counsel's replies to comments shall be filed on or before November 22, 1973. Answers to Hearing Counsel shall be filed on or before December 3, 1973.

By the Commission.

[SEAL] FRANCIS C. HURNEY,
Secretary.

[FR Doc.73-21240 Filed 10-4-73;8:45 am]

FEDERAL POWER COMMISSION

[18 CFR Parts 2, 154]

[Docket No. R-478]

RATES FOR NATURAL GAS PRODUCED FROM WELLS COMMENCED BEFORE JANUARY 1, 1973

Order Granting Motion for Additional Service of Data Responses

SEPTEMBER 28, 1973.

By motion of August 29, 1973, Gulf Oil Corp. (Gulf), for itself and on behalf of twenty other independent producers,[1] requested the Commission to issue an order directing the parties required to file responses to Schedules 1, 2, 3, 4, and 4A of the data collection forms by the order of August 17, 1973, in this proceeding to file an additional copy of those responses with Mr. Donald W. Auten, Arthur Young & Company, Tulsa, Oklahoma.

The procedure requested by Gulf, et al., has been followed in previous cases.

The Commission orders.

(A) All parties respondent to this proceeding who are required to file copies of Schedules 1, 2, 3, 4, and 4A of the data collections forms attached to the order of August 27, 1973, in this proceeding shall file an additional copy of their response with

Mr. Donald W. Auten
Arthur Young & Company
P.O. Box 1529
Tulsa, Oklahoma 74101

on or before October 12, 1973.

(B) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21189 Filed 10-4-73;8:45 am]

[1] Amerada Hess Corporation, Amoco Production Company, Ashland Oil, Inc., Atlantic-Richfield Company, California Company, a division of Chevron Oil Company, Chevron Oil Co., Western Division, Cities Service Oil Company, Continental Oil Company, Exxon Corporation, General American Oil Co. of Texas, Hunt Oil Company, Mobil Oil Corporation, Phillips Petroleum Company, Shell Oil Company, Signal Oil and Gas Company, Skelly Oil Company, Sun Oil Company, Superior Oil Company, Texaco Inc., and Union Oil Company of California.

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

MISSION DIRECTOR, USAID, GHANA

Redelegation of Authority Regarding Contracting Functions No. 99.1.12

Pursuant to the authority delegated to me as Director, Office of Contract Management, under Redelegation of Authority No. 99.1 (38 FR 12836) from the Assistant Administrator for Program and Management Services of the Agency for International Development, I hereby redelegate to the Mission Director, USAID, Ghana, the authority to sign and approve:

1. U.S. Government contracts and amendments thereto, and A.I.D. grant-financed host country contracts for technical assistance, provided that the aggregate amount of each individual contract does not exceed $25,000 or local currency equivalent.

2. Contracts with individuals for the services of the individual alone without monetary limitation.

The authority herein delegated may be redelegated in writing, in whole or in part, by said Mission Director only to the person or persons designated by the Mission Director as Contracting Officer. Such redelegation shall remain in effect until such designated person ceases to hold the office of Contracting Officer for the Mission, or until the redelegation is revoked by the Mission Director, whichever shall first occur. The authority so redelegated by the Mission Director may not be further redelegated.

The authority delegated herein is to be exercised in accordance with regulations, procedures and policies now or hereafter established or modified and promulgated within A.I.D. and is not in derogation of the authority of the Director of the Office of Contract Management to exercise any of the functions herein redelegated.

The authority herein delegated to the Mission Director may be exercised by duly authorized persons who are performing the functions of the Mission Director in an acting capacity.

This redelegation of authority shall be effective October 1, 1973.

Dated September 21, 1973.

JOHN F. OWENS,
Director,
Office of Contract Management.

[FR Doc.73-21210 Filed 10-4-73;8:45 am]

MISSION DIRECTOR, USAID, LIBERIA

Redelegation of Authority Regarding Contracting Functions No. 99.1.10

Pursuant to the authority delegated to me as Director, Office of Contract Management, under Redelegation of Authority No. 99.1 (38 FR 12836) from the Assistant Administrator for Program and Management Services of the Agency for International Development, I hereby redelegate to the Mission Director, USAID, Liberia, the authority to sign and approve:

1. U.S. Government contracts and amendments thereto, and A.I.D. grant-financed host country contracts for technical assistance, provided that the aggregate amount of each individual contract does not exceed $25,000 or local currency equivalent.

2. Contracts with individuals for the services of the individual alone without monetary limitation.

The authority herein delegated may be redelegated in writing, in whole or in part, by said Mission Director only to the person or persons designated by the Mission Director as Contracting Officer. Such redelegation shall remain in effect until such designated person ceases to hold the office of Contracting Officer for the Mission, or until the redelegation is revoked by the Mission Director, whichever shall first occur. The authority so redelegated by the Mission Director may not be further redelegated.

The authority delegated herein is to be exercised in accordance with regulations, procedures and policies now or hereafter established or modified and promulgated within A.I.D. and is not in derogation of the authority of the Director of the Office of Contract Management to exercise any of the functions herein redelegated.

The authority herein delegated to the Mission Director may be exercised by duly authorized persons who are performing the functions of the Mission Director in an acting capacity.

This redelegation of authority shall be effective October 1, 1973.

Dated September 21, 1973.

JOHN F. OWENS,
Director,
Office of Contract Management.

[FR Doc.73-21208 Filed 10-4-73;8:45 am]

MISSION DIRECTOR, USAID, PAKISTAN

Redelegation of Authority Regarding Contracting Functions No. 99.1.9

Pursuant to the authority delegated to me as Director, Office of Contract Management, under Redelegation of Authority No. 99.1 (38 FR 12836) from the Assistant Administrator for Program and Management Services of the Agency for International Development, I hereby redelegate to the Mission Director, USAID, Pakistan, the authority to sign and approve:

1. U.S. Government contracts and amendments thereto, and A.I.D. grant-financed host country contracts for technical assistance, provided that the aggregate amount of each individual contract does not exceed $25,000 or local currency equivalent.

2. Contracts with individuals for the services of the individual alone without monetary limitation.

The authority herein delegated may be redelegated in writing, in whole or in part, by said Mission Director only to the person or persons designated by the Mission Director as Contracting Officer. Such redelegation shall remain in effect until such designated person ceases to hold the office of Contracting Officer for the Mission, or until the redelegation is revoked by the Mission Director, whichever shall first occur. The authority so redelegated by the Mission Director may not be further redelegated.

The authority delegated herein is to be exercised in accordance with regulations, procedures and policies now or hereafter established or modified and promulgated within A.I.D. and is not in derogation of the authority of the Director of the Office of Contract Management to exercise any of the functions herein redelegated.

The authority herein delegated to the Mission Director may be exercised by duly authorized persons who are performing the functions of the Mission Director in an acting capacity.

This redelegation of authority shall be effective October 1, 1973.

Dated September 21, 1973.

JOHN F. OWENS,
Director,
Office of Contract Management.

[FR Doc.73-21207 Filed 10-4-73;8:45 am]

MISSION DIRECTOR, USAID, TANZANIA

Redelegation of Authority Regarding Contracting Functions No. 99.1.11

Pursuant to the authority delegated to me as Director, Office of Contract Management, under Redelegation of Authority No. 99.1 (38 FR 12836) from the Assistant Administrator for Program and Management Services of the Agency for International Development, I hereby redelegate to the Mission Director, USAID, Tanzania, the authority to sign and approve:

1. U.S. Government contracts and amendments thereto, and A.I.D. grant-financed host country contracts for technical assistance, provided that the aggregate amount of each individual contract

does not exceed $25,000 or local currency equivalent.

2. Contracts with individuals for the services of the individual alone without monetary limitation.

The authority herein delegated may be redelegated in writing, in whole or in part, by said Mission Director only to the person or persons designated by the Mission Director as Contracting Officer. Such redelegation shall remain in effect until such designated person ceases to hold the office of contracting officer for the Mission, or until the redelegation is revoked by the Mission Director, whichever shall first occur. The authority so redelegated by the Mission Director may not be further redelegated.

The authority delegated herein is to be exercised in accordance with regulations, procedures and policies now or hereafter established or modified and promulgated within A.I.D. and is not in derogation of the authority of the Director of the Office of Contract Management to exercise any of the functions herein redelegated.

The authority herein delegated to the Mission Director may be exercised by duly authorized persons who are performing the functions of the Mission Director in an acting capacity.

This redelegation of authority shall be effective October 1, 1973.

Dated September 21, 1973.

JOHN F. OWENS,
Director,
Office of Contract Management.

[FR Doc.73-21209 Filed 10-4-73;8:45 am]

REGIONAL DEVELOPMENT OFFICER, OSARAC/MBABANE, SWAZILAND

Redelegation of Authority Regarding Contracting Functions No. 99.1.13

Pursuant to the authority delegated to me as Director, Office of Contract Management, under Redelegation of Authority No. 99.1 (38 FR 12836) from the Assistant Administrator for Program and Management Services of the Agency for International Development, I hereby redelegate to the Regional Development Officer, OSARAC/Mbabane, the authority to sign and approve:

1. U.S. Government contracts and amendments thereto, and A.I.D. grant-financed host country contracts for technical assistance, provided that the aggregate amount of each individual contract does not exceed $25,000 or local currency equivalent.

2. Contracts with individuals for the services of the individual alone without monetary limitation.

The authority herein delegated may be redelegated in writing, in whole or in part, by said Regional Development Officer only to the person or persons designated by the Regional Development Officer as Contracting Officer. Such redelegation shall remain in effect until such designated person ceases to hold the office of Contracting Officer for the Region or until the redelegation is revoked by the Regional Development Officer, whichever shall first occur. The authority so redelegated by the Regional Development Officer may not be further redelegated.

The authority delegated herein is to be exercised in accordance with regulations, procedures and policies now or hereafter established or modified and promulgated within A.I.D. and is not in derogation of the authority of the Director of the Office of Contract Management to exercise any of the functions herein redelegated.

The authority herein delegated to the Regional Development Officer may be exercised by duly authorized persons who are performing the functions of the Regional Development Officer in an acting capacity.

This redelegation of authority shall be effective October 1, 1973.

Dated September 21, 1973.

JOHN F. OWENS,
Director,
Office of Contract Management.

[FR Doc.73-21211 Filed 10-4-73;8:45 am]

[Delegation of Authority 98]

DEPUTY ADMINISTRATOR AND ASSISTANT ADMINISTRATORS

Delegation of Authority

Pursuant to the authority delegated to me by Delegation of Authority No. 104 of November 3, 1961, as amended, from the Secretary of State (25 FR 10608) and in accordance with the provisions of section 624(b) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2384), it is directed as follows:

In the event of the absence, death, resignation, or disability of the Administrator, the following designated officers of the Agency for International Development shall, in the order of succession indicated, act as Administrator:

(1) Deputy Administrator,

(2) Assistant Administrator for Program and Policy Coordination,

(3) Assistant Administrator for Program and Management Services,

(4) Assistant Administrator, Bureau for Africa,

(5) Assistant Administrator, Bureau for Asia,

(6) Assistant Administrator, Bureau for Latin America,

(7) Assistant Administrator for Supporting Assistance.

This delegation of authority amends Delegation of Authority No. 98 of October 3, 1972 (37 FR 20730) which superseded Delegation of Authority No. 9 (revised) of February 2, 1972 (37 FR 2892).

This delegation of authority is effective immediately.

Dated September 28, 1973.

JOHN A. HANNAH,
Administrator.

[FR Doc. 73-21242 Filed 10-4-73;8:45 am]

Office of the Secretary

[Public Notice 402]

OPTIONS FOR REDUCING SALINITY OF COLORADO RIVER WATERS REACHING MEXICO

Availability of Environmental Impact Statement

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, the Department of State is making available for the information of the public an environmental impact statement, which summarizes the anticipated environmental effects of a variety of postulated ways in which the U.S. might further reduce or control the salinity of the Colorado River waters being delivered to Mexico under the 1944 U.S.-Mexican Treaty for the Utilization of Waters of the Colorado and Tijuana Rivers and of the Rio Grande. The draft of this impact statement was prepared in conjunction with an interagency study and report to the President directed by the Honorable Herbert Brownell.

In August 1972, President Nixon asked Mr. Brownell to study the problem of the salinity of the Lower Colorado River waters reaching Mexico and to make a recommendation to him for a permanent, definitive and just solution to this long standing dispute. In preparing his report, Mr. Brownell was supported by an interagency task force which studied a wide variety of options. This environmental impact statement sets forth the environmental factors that were carefully weighed in studying those options. The draft of this impact statement accompanied Mr. Brownell's report which was sent to the White House in December 1972.

On August 30, 1973, the Commissioners of the U.S. and Mexico on the International Boundary and Water Commission signed a new Minute No. 242 entitled, "Permanent and Definitive Solution to the International Problem of the Salinity of the Colorado River." Implementation of this accord, on the U.S. side, will require the passage of enabling legislation as well as the appropriation of funds by Congress. The Administration's proposal regarding the content of this legislative package is now being developed and will include the draft of a second impact statement prepared by the Department of the Interior that will be specifically tailored to the necessary legislation.

A limited number of copies of the impact statement which was prepared in conjunction with Mr. Brownell's report are available from the Office of Environmental Affairs, Department of State, Washington, D.C., 20520. Copies are also available through the National Technical Information Service, Department of Commerce, Springfield, Virginia 22151 (refer to number EIS-73-1516-F).

Dated September 28, 1973.

For the Secretary of State.

CHRISTIAN A. HERTER, Jr.,
Special Assistant to the Secretary for Environmental Affairs.

[FR Doc.73-21232 Filed 10-4-73;8:45 am]

[Public Notice CM-72]

OCEAN AFFAIRS ADVISORY COMMITTEE

Notice of Meeting

Notice is hereby given, pursuant to the provisions of Pub. L. 92-463, that a meeting of the Ocean Affairs Advisory Committee to the Department of State will be convened at 9:30 a.m. October 24 and 25, 1973, in Room 1207 of the Department to discuss matters pertaining to fisheries. Inasmuch as the discussion will be devoted to matters exempt from public disclosure under 5 U.S.C. 552(b)(1) and documents classified in accordance with Executive Order 11652 will be circulated and discussed, public interest requires that such discussions be withheld from disclosure, and the meeting will not be open to the public.

Dated September 28, 1973.

SUE M. MORELAND,
Committee Management Officer.

[FR Doc.73-21241 Filed 10-4-73;8:45 am]

DEPARTMENT OF THE TREASURY

Office of the Secretary

MANDELIC ACID FROM JAPAN

Notice of Tentative Discontinuance of Antidumping Investigation

OCTOBER 3, 1973.

Information was received on February 14, 1973, that mandelic acid from Japan was being offered for sale to the United States at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act"). This information was the subject of an "Antidumping Proceeding Notice" which was published in the FEDERAL REGISTER on March 22, 1973, on page 7477.

I hereby announce a tentative discontinuance of the antidumping investigation concerning mandelic acid from Japan.

STATEMENT OF REASONS ON WHICH THIS NOTICE OF TENTATIVE DISCONTINUANCE OF ANTIDUMPING INVESTIGATION IS BASED

The investigation revealed that the proper basis of comparison for fair value purposes is between the offered price and the adjusted home market price of identical merchandise.

The offered price was calculated on the basis of an offered ex-godown, packed price, at the port of exportation with a deduction for inland freight. An offered price was used in the fair value comparison because actual sales to the United States were sufficiently small in volume to be deemed *de minimis*.

Home market price was calculated on the basis of a delivered price to purchasers in Japan with a deduction for inland freight. An adjustment was made for differences in credit costs.

Comparisons between the offered price and the adjusted home market price revealed that the offered price to the United States was lower than the adjusted home market price of identical merchandise. However, formal assurances were received from the sole manufacturer of mandelic acid in Japan that it would make no future sales of mandelic acid to the United States at less than fair value within the meaning of the Act.

The facts recited above constitute evidence warranting the discontinuance of the investigation.

Interested persons may present written views or arguments, or request in writing that the Assistant Secretary of the Treasury afford an opportunity to present oral views.

Any requests that the Assistant Secretary of the Treasury afford an opportunity to present oral views should be addressed to the Commissioner of Customs, 2100 K Street, NW., Washington, D.C., 20229, in time to be received by his office not later than 10 calendar days from the date of publication of this notice in the FEDERAL REGISTER. Such requests must be accompanied by a statement outlining the issues wished to be discussed.

Any written views or arguments should likewise be addressed to the Commissioner of Customs in time to be received by his office not later than 30 days from date of publication of this notice in the FEDERAL REGISTER.

Unless persuasive evidence or argument to the contrary is presented pursuant to the preceding paragraphs, a final notice will be published discontinuing the investigation.

This notice of tentative discontinuance of antidumping investigation is published pursuant to § 153.15(b) of the Customs Regulations (19 CFR 153.15(b)).

[SEAL] JAMES B. CLAWSON,
Acting Assistant Secretary of the Treasury.

[FR Doc.73-21339 Filed 10-4-73;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

DRAFT ENVIRONMENTAL STATEMENT FOR THE STRIP MINING OF COAL ON COAL RESERVES OF THE CROW INDIANS

Notice of Public Hearing

A public hearing will be held at 10:00 a.m., November 6, 1973, at the Crow Sun Lodge Motel at Crow Agency, Montana, to receive public comments regarding the Department of the Interior's Draft Environmental Impact Statement for the strip mining of coal on coal reserves of the Crow Indians. The mining site is located in the Sarpy Creek region of northern Big Horn County, Montana.

Oral and written statements by interested parties are invited. Oral statements by any party will be limited to no more than ten minutes. Written statements can be entered into the record by filing a copy with the presiding officer.

Additional information on the hearings and copies of the Draft Statement may be obtained from Wayne E. Stephens, Director, Planning Support Group, Bureau of Indian Affairs, 316 North 26th Street, Billings, Montana, 59101; Phone (406) 245-6711, extension 6321.

Dated: October 4, 1973.

W. W. LYONS,
Deputy Under Secretary of the Interior.

[FR Doc.73-21423 Filed 10-4-73;9:59 am]

Bureau of Land Management

STATE DIRECTORS, ET AL.

Delegation of Authority

Delegation of authority—Bureau of Land Management, Associate Director, delegates procurement authority to State Directors, BLM Director-BIFC, Director-Eastern States Office, and Managers, Outer Continental Shelf Offices—effective upon publication.

1. *State Directors and BLM Director-BIFC.*

a. *Negotiated Contracts.* May enter into contracts pursuant to section 302(c)(2) of the Federal Property and Administrative Services Act, regardless of amount. This authority is to be used for rental of equipment and aircraft and for procurement of supplies and services required for emergency fire suppression and presuppression, where the order exceeds $2,500.

2. *State Directors, BLM Director-BIFC, Director-Eastern States Office, and Managers, Outer Continental Shelf Offices.*

a. *Open Market Purchases.* May enter into contracts pursuant to section 302(c)(3) of the Federal Property and Administrative Services Act for supplies, services, and rental of equipment and aircraft not to exceed $2,500 per transaction; and for construction not to exceed $2,000 per transaction; provided that the requirement is not available from established sources of supply.

b. *Established Sources of Supply.* May procure supplies and services available from established sources of supply regardless of amount.

c. *Capitalized Property.* May enter into contracts, under authority of subparagraphs 1a, 2a, or 2b above, as appropriate, for purchase of capitalized property. If the purchase is to be charged to fire suppression funds, or if the item is not included in an approved equipment budget, prior approval of purchase by the Assistant Director, Administration is required. This authority may be exercised only in a true emergency situation such as for immediate use in suppression of active fires and delivery for use on that fire is attainable.

The authority granted above may be redelegated.

This release supersedes the release published in the FEDERAL REGISTER on August 10, 1973.

GEORGE L. TURCOTT,
Associate Director.

SEPTEMBER 27, 1973.

[FR Doc.73-21206 Filed 10-4-73;8:45 am]

DILLON DISTRICT GRAZING ADVISORY BOARD

Notice of Meeting

The Dillon District Grazing Advisory Board, Montana 5, will meet at 10:00 a.m. on December 5, 1973, at the District Office, Dillon, Montana. The purpose of the meeting will be to consider District

grazing application, permits, license and transfer of grazing privileges. The reorganization of the State and National Advisory Boards will also be discussed, as well as any other topics of interest.

The meeting is open to the public. Requests for additional information should be submitted to the District Manager, P.O. Box 1048, Dillon, Montana 59725. Telephone No. 406–683–2337.

JACK A. MCINTOSH,
District Manager.

[FR Doc.73–21198 Filed 10–4–73;8:45 am]

Office of Oil and Gas

BOND TO ASSURE PAYMENT OF FEE FOR OIL IMPORT LICENSE

Notice of Proposed Bulletin

Recent amendment of Proclamation 3279, as amended authorized the posting of a bond to assure payment of oil import license fees as an alternative to payment accompanying the application. This authority has been implemented in paragraph (d) of section 32 of Oil Import Regulation 1 (Revision 5), as amended.

The Director, Office of Oil and Gas, proposes to issue a bulletin prescribing the form of bond which will be acceptable.

Interested persons are invited to submit written comments on the proposed bulletin on or before November 5, 1973, to the Director, Office of Oil and Gas, Department of the Interior, Washington, D.C. 20240. Each person who submits comments is asked to provide five (5) copies.

L. ROY GOODEARLE,
Associate Director,
Office of Oil and Gas.

Paragraph (d) of Section 32 of Oil Import Regulation 1 (Revision 5) provides as follows:

Applications for allocations under this section shall be accompanied by the applicant's certified check, or a cashier's check, payable to the order of the Treasury of the United States in the amount chargeable pursuant to paragraph (i) of this section or by a bond with a surety on the list of acceptable sureties on Federal Bonds maintained by the Bureau of Accounts, Department of the Treasury, in the sum not less than the amount chargeable pursuant to paragraph (i) of this section, conditioned upon payment to the order of the Treasurer of the United States, within thirty (30) calendar days from the date of entry or withdrawal from warehouse for consumption of the commodities for the importation of which a license or licenses have issued, in the amount chargeable pursuant to paragraph (i) of this section. Applications not accompanied by a certified check, cashier's check, or bond in the amount required shall not be considered. Applications by or for the account of a department, establishment, or agency of the United States need not be accompanied by a certified check or cashier's check or a bond as required by this paragraph.

The bond required to be posted pursuant to this provision of the oil import regulation shall be submitted in the following form.

U.S. DEPARTMENT OF THE INTERIOR—OFFICE OF OIL AND GAS

BOND FOR PAYMENT OF LICENSE FEES AND PENALTIES

Check here if this is used as single license bond ☐ (If this box is checked, the sections of the bond marked "Continuous Bond Only" are excluded.)	Check here if this is used as continuous bond ☐ (If the box is checked, the sections of the bond marked "Single License Bond Only" are excluded.)
PRINCIPAL	ADDRESS OF BUSINESS OFFICE
	SURETY
AMOUNT OF BOND	EFFECTIVE DATE (Continuous Bond Only)

KNOW ALL MEN BY THESE PRESENTS, That we, the above-named principal and surety, are held and firmly bound unto the United States of America in the above amount, lawful money of the United States; for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

(Single License Bond Only)

WHEREAS, the above-bounden principal requests issuance of an import license authorizing entry for consumption or withdrawal from warehouse for consumption of _____ (quantity) barrels of _____ (commodity) within the period from _____, to and including _____, and desires issuance of such license prior to the payment of fees therefor;

(Continuous Bond Only)

WHEREAS, the above-bounden principal will from time to time request issuance of import licenses authorizing entry for consumption or withdrawal from warehouse for consumption of petroleum commodities, and desires issuance of such licenses prior to the payment of fees therefor; and

NOW, THEREFORE, the condition of this obligation is such that if the above-bounden principal shall pay to the Office of Oil and Gas such license fees and penalties as may become due, pursuant to Oil Import Regulation 1 and amendments thereto, then this obligation to be void, otherwise to remain in full force and effect.

THE LIABILITY of the surety shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall aggregate the penalty of this bond, and in no event shall the surety's total obligation hereunder exceed said penalty.

(Continuous Bond Only)

THIS bond shall continue in effect until discharged or terminated as herein provided. The principal or surety may at any time terminate this bond by written notice to the Office of Oil and Gas at its office in Washington, D.C. 20240. Such termination shall become effective thirty (30) days after receipt of said notice by the Office of Oil and Gas. The surety shall not be liable for any requests made by the principal after the expiration of said thirty (30) day period but such termination shall not affect the liability of the principal and surety for any breach of condition hereof occurring prior to the date when said termination becomes effective.

SIGNED and sealed this _____ day of _____, 19 __.

SIGNED, SEALED, and delivered in the presence of

Witness for principal:

_____ (name) _____ (address)

_____ (name) _____ (address)

_____ (seal)
(principal)

Witness for surety:

_____ (name) _____ (address)

_____ (name) _____ (address)

_____ (seal)
(surety)

CERTIFICATE AS TO CORPORATE PRINCIPAL

I, _____ certify that I am the _____ of the corporation named _____ as principal in the within bond; that _____ who signed the said bond on behalf of the principal, was then _____ of said corporation; that I know his signature thereto is genuine; and that said bond was duly signed, sealed, and attested for and in behalf of said corporation by authority of its governing body.

_____ (seal)

[FR Doc.73–21321 Filed 10–3–73;10:39 am]

Office of the Secretary

[INT DES 73-60]

WILDERNESS PROPOSAL; ZION NATIONAL PARK, UTAH

Notice of Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for the proposed wilderness designation for Zion National Park, Utah, and invites written comment on or before November 19, 1973. Written comments should be addressed to the Regional Director, Midwest Region, or the Superintendent, Zion National Park at the addresses given below.

The draft environmental statement considers the designation of 119,200 acres of Zion National Park be designated as wilderness and also recommends 13,540 acres as potential wilderness addition to be designated as wilderness by the Secretary of the Interior when he determines that the lands are qualified.

Copies are available from or for inspection at the following locations:

Midwest Region, National Park Service, 1709 Jackson Street, Omaha, Nebr. 68102.
Superintendent, Zion National Park, Springdale, Utah 84767.

Dated October 1, 1973.

JOHN M. SEIDL,
Deputy Assistant Secretary of the Interior.

[FR Doc.73-21424 Filed 10-4-73;10:06 am]

DEPARTMENT OF AGRICULTURE

Packers and Stockyards Administration

SAND MOUNTAIN LIVESTOCK MARKET

Posted Stockyards

Pursuant to the authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. et seq.), it was ascertained that the livestock markets named below were stockyards within the definition of that term contained in section 302 of the Act, as amended (7 U.S.C. 202), and notice was given to the owners and to the public by posting notices at the stockyards as required by said section 302, on the respective dates specified below.

Facility No., Name, and Location of Stockyard	Date of Posting
ALABAMA	
AL-155 Sand Mountain Livestock Market, Kilpatrick.	Sept. 15, 1973
IOWA	
IA-246—Perkins Auction, Carson.	Sept. 16, 1973
IA-247 Decorah Sales Commission, Decorah.	Sept. 13, 1973
MISSISSIPPI	
MS-150 Prentiss Stockyards, Prentiss.	July 31, 1973
MISSOURI	
MO-233 McDonald County Livestock Market, Jane.	Aug. 28, 1973
NEW MEXICO	
NM—115 Socorro Livestock Commission, Socorro.	September 15, 1973.
NORTH CAROLINA	
NC—143 Union County Livestock Auction, Inc., Monroe.	August 3, 1973.
NC—144 Carolina Stock Yards Co., Siler City.	September 4, 1973.

Done at Washington, D.C., this 25th day of September 1973.

JOHN R. BRANNIGAN,
Acting Chief, Registrations, Bonds, and Reports Branch, Livestock Marketing Division.

[FR Doc.73-21222 Filed 10-4-73;8:45 am]

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

NUMERICALLY CONTROLLED MACHINE TOOL TECHNICAL ADVISORY COMMITTEE

Notice of Meeting

The Numerically Controlled Machine Tool Technical Advisory Committee of the U.S. Department of Commerce will meet October 16, 1973, at 9:30 a.m. in Room 4833 of the Main Commerce Building, 14th and Constitution Avenue, NW., Washington, D.C.

Members advise the Office of Export Control, Bureau of East-West Trade, with respect to question involving technical matters, worldwide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to numerically controlled machine tools, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls.

Agenda items are as follows:

1. Comments on minutes of previous meeting.
2. Presentation of papers or comments by the public.
3. Review of work program:
   a. Objectives
   b. Work content
   c. Completion date
4. Executive session:
   a. Progress report on work programs:
   (1) End use pattern, including military and military support uses, of numerically controlled mechine tools presently under security control.
   (2) Foreign availability, including production in USSR, Eastern Europe and the People's Republic of China.
   (3) Clarification of existing security control definition for numerically controlled machine tools.
   b. Discussion of other necessary work assignments.
5. Adjournment.

The public will be permitted to attend the discussion of agenda items 1-3, and a limited number of seats—approximately 15—will be available to the public for these agenda items. To the extent time permits, members of the public may present oral statements to the committee. Interested persons are also invited to file written statements with the committee.

With respect to agenda item (4), "Executive session," the Assistant Secretary of Commerce for Administration, on August 9, 1973, determined, pursuant to section 10(d) of Pub. L. 92-463, that this agenda item should be exempt from the provision of Sections 10(a)(1) and (a)(3), relating to open meetings and public participation therein, because the meeting will be concerned with matters listed in 5 U.S.C. 552(b)(1).

Further information may be obtained from Rauer H. Meyer, Director, Office of Export Control, Room 1886C, U.S. Department of Commerce, Washington, D.C. 20230 (A/C 202-967-4293).

Minutes of those portions of the meeting which are open to the public will be available 30 days from the date of the meeting upon written request addressed to: Central Reference and Records Inspection Facility, U.S. Department of Commerce, Washington, D.C. 20230.

Dated October 2, 1973.

JOHN T. CONNOR, Jr.,
Acting Director, Bureau of East-West Trade, U.S. Department of Commerce.

[FR Doc.73-21308 Filed 10-4-73;8:45 am]

MAYO FOUNDATION ET AL.

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

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

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review during ordinary business hours of the Department of Commerce, at the Special Import Programs Division, Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket Number: 73-00566-33-46500. Applicant: Mayo Foundation, 200 First Street Southwest, Rochester, Minnesota 55901. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended for studies of biological materials consisting of human and experimental animal tissues both normal and pathological as well as mammalian cells grown in tissue culture uder a variety of experimental conditions. The experiments to be conducted will include an examination of the normal behavior and structure of cells in culture and tissues; the localization of specific subcellular site of interaction of inducing or transforming chemicals; and an examination of the induced acute and long-term functional and structural alterations. Application received by Commissioner of Customs: June 13, 1973. Advice

submitted by Department of Health, Education, and Welfare on: September 14, 1973.

Docket Number: 73-00567-99-46500. Applicant: San Joaquin Delta College, 3301 Kensington Way, Stockton, California 95204. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter, Sweden. Intended use of article: The article is intended to be used in a program in electron microscopy to train electron microscopy technicians. Students will be trained in all phases of biological specimen preparation for the EM including fixation, embedding, staining and thin sectioning of samples. Application received by Commissioner of Customs: June 13, 1973. Advice submitted by Department of Health, Education, and Welfare on: September 14, 1973.

Docket Number: 73-00568-33-46500. Applicant: Mayo Foundation, Department of Physiology, Rochester, Minnesota 55901. Article: Uultramicrotome, Model LKB 8800A. Manufacturer: LKB Produketer AB, Sweden. Intended use of article: The article is intended to be used for studies of jellyfish tissue, mammalian muscle and nerve preparations, amphibian muscle preparations plus isolated subcellular particles from various tissues of these organisms to determine the structural correlates of various features of the function of excitable tissues. Application received by the Commissioner of Customs: June 13, 1973. Advice submitted by Department of Health, Education, and Welfare on: September 14, 1973.

Comments: No comments have been received with respect to any of the foregoing applications. Decision: Applications approved. No instrument or apparatus of equivalent scientific value to the foreign articles for such purposes as these articles are intended to be used, is being manufactured in the United States. Reasons: Each of the foreign articles provides a range of cutting speeds from 0.1 to 20 millimeters per second. The most closely comparable domestic instrument is the Model MT-2B ultramicrotome which is manufactured by Ivan Sorvall, Inc. (Sorvall). The Model MT-2B has a range of cutting speeds from 0.09 to 3.2 millimeters per second. The conditions for obtaining high-quality sections that are uniform in thickness, depend to a large extent on the hardness, consistency, toughness and other properties of the specimen materials, the properties of the embedding materials, and geometry of the block. In connection with a prior application (Docket Number 69-00665-33-46500), which relates to the duty-free entry of an article that is identical to those to which the foregoing applications relate, the Department of Health, Education, and Welfare (HEW) advised that "Smooth cuts are obtained when the speed of cutting (among such [other] factors as knife edge condition and angle), is adjusted to the characteristics of the material being sectioned. The range of cutting speeds and a capability for the higher cutting speeds is, therefore, a pertinent characteristic of the ultramicrotome to be used for sectioning materials that experience has shown difficult to section." In connection with another prior application (Docket Number 70-00077-33-46500) which also relates to an article that is identical to those described above, HEW advised that "ultrathin sectioning of a variety of tissues having a wide range in density, hardness etc." requires a maximum range in cutting speed and, further, that the "production of ultrathin serial sections of specimens that have a great variation in physical properties is very difficult." Accordingly, HEW advises in its respectively cited memoranda, that cutting speeds in excess of 4 millimeters per second are pertinent to the satisfactory sectioning of the specimen materials and the relevant embedding materials that will be used by the applicants in their respective experiments. For these reasons, we find that the Sorvall Model MT-2B ultramicrotome is not of equivalent scientific value to the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used.

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

(Catalog of Federal Domestic Assistance Program No. 11.105 Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
Director,
Special Import Programs Division.

[FR Doc.73-21253 Filed 10-4-73;8:45 am]

PROVIDENCE HOSPITAL—RCR CENTER

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

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

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket Number: 73-00573-33-43780. Applicant: Providence Hospital RCR Center, 500 17th Avenue, Seattle, Washington 98122. Article: Regulator For Automatic Aspiration. Manufactuer: Collin Gentile Drapier S.A., France. Intended use of article: The article is intended to be used for regulation of the suction system pressure during open heart operations thus preventing damage to the blood cells.

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

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

Reasons: The foreign article provides a controlled degree of suction and probable minimum damage to blood cells while controlling blood in the field of operation. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandun, dated September 14, 1973 that the characteristics of the article described above are pertinent to the applicant's program. HEW further advises that it knows of no scientifically equivalent domestic instrument for the applicant's intended purposes.

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

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
Director,
Special Import Programs Division.

[FR Doc.73-21254 Filed 10-4-73;8:45 am]

UNIVERSITY OF MISSOURI

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

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

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket Number: 73-00574-33-46040. Applicant: University of Missouri Medical Center, 807 Stadium Road, Columbia, Missouri 65201. Article: Electron Microscope, Model SM-300S. Manufacturer: Philips Electronic Instruments, NVD, The Netherlands. Intended use of article: The article is intended to be used as part of an interdisciplinary program to study the ultrastructure and function of the mammalian lung, particularly injury and repair related to human lung disease.

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign article has a specified resolving capability of 3.5 Angstroms. The most closely comparable domestic instrument is the Model EMU-4C electron microscrope manufactured by the Forgflo Corporation. The

Model EMU–4C has a specified resolving capability of 5 Angstroms. (The lower the numerical rating in terms of Angstrom units, the better the resolving capability.) We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated September 14, 1973 that the additional resolving capability of the foreign article is pertinent to the purposes for which the foreign article is intended to be used. We, therefore, find that the Model EMU–4C is not of equivalent scientific value to the foreign article for such purposes as the article is intended to be used.

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

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
Director,
Special Import Programs Division.

[FR Doc.73–21255 Filed 10–4–73;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[FAP 4M2935]

MINNESOTA MINING AND MANUFACTURING CO., INC.

Notice of Filing of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 4M2935) has been filed by Minnesota Mining and Manufacturing Co., Inc., 3M Center, St. Paul, MN 55101 proposing that the food additive regulations be amended to provide for the safe use of polonium 210 as an ionization source in static eliminator devices intended for use during the manufacture of articles intended to contact food.

The environmental impact analysis report and other relevant material have been reviewed, and it has been determined that the proposed use of the additive will not have a significant environmental impact. Copies of the environmental impact analysis report may be seen in the Office of the Assistant Commissioner for Public Affairs, Rm. 15B–42 or the Office of the Hearing Clerk, Food and Drug Administration, Rm. 6–86, 5600 Fishers Lane, Rockville, MD 20852, during working hours, Monday through Friday.

Dated September 25, 1973.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.73–21295 Filed 10–4–73;8:45 am]

[FAP 3H2837]

MOSINEE PAPER CORP.

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), Mosinee Paper Corp., Mosinee, WI 54455, has withdrawn its petition (FAP 3H2837), notice of which was published in the FEDERAL REGISTER of October 4, 1972 (37 FR 20878), proposing the issuance of a food additive regulation to provide for the safe use of copper 8-quinolinolate as a fungicide in paper and paperboard intended for contact with dry foods.

Dated September 26, 1973.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.73–21296 Filed 10–4–73;8:45 am]

Food and Drug Administration

[DESI 50125]

CERTAIN PENICILLIN-CONTAINING COMBINATION DRUGS

Drugs for Human Use—Drug Efficacy Study Implementation; Follow-up Notice

In a notice (DESI 50125) published in the FEDERAL REGISTER of July 1, 1970 (35 FR 10698) and amended on August 18, 1970 (35 FR 13158), the Commissioner of Food and Drugs announced his conclusions pursuant to evaluation of reports received from the National Academy of Sciences–National Research Council, Drug Efficacy Study Group, on the following penicillin-containing combination drugs:

Benzathine Penicillin G with Procaine Penicillin G Aqueous Injection, marketed as:

1. Bicillin C–R Aqueous Suspension (NDA 50–138); and

2. Bicillin P–A–B Aqueous Suspension (NDA 50–138); Wyeth Laboratories, Inc., P.O. Box 8299, Philadelphia, PA 19101.

A notice concerning certain other drugs included in the above notice appears elsewhere in this issue of the FEDERAL REGISTER.

The amendment published in the FEDERAL REGISTER on August 18, 1970, stated that the drugs were regarded as probably effective and as lacking substantial evidence of effectiveness for the various labeled indications.

Based upon a reevaluation of these preparations containing benzathine penicillin G with procaine penicillin G (aqueous), including review of information submitted by Wyeth, the Commissioner finds it appropriate to amend the notice of August 18, 1970 by changing the effectiveness classification of certain probably effective indications to effective.

The "Indications" section as set forth in the August 18, 1970 notice is revised to read as follows:

INDICATIONS

This drug is indicated in the treatment of moderately severe infections due to penicillin-G susceptible microorganisms that are susceptible to serum levels common to this particular dosage form. Therapy should be guided by bacteriological studies (including susceptibility testing) and by clinical response.

NOTE.—When high-sustained serum levels are required, sodium or potassium penicillin G either IM or IV should be used. This drug should *not* be used in the treatment of venereal diseases including syphilis, gonorrhea, yaws, bejel, and pinta.

The following infections will usually respond to adequate dosages of this drug:

Streptococcal infections Group A (without bacteremia). Moderately severe to severe infections of the upper respiratory tract, skin and soft tissue infections, scarlet fever, and erysipelas.

NOTE. Streptococci in groups A, C, H, G, L, and M are very sensitive to penicillin G. Other groups, including group D (enterococci) are resistant. Sodium or potassium penicillin G is recommended for streptococcal infections with bacteremia.

Pneumococcal infections. Moderately severe pneumonia and otitis media.

NOTE. Severe pneumonia, empyema, bacteremia, pericarditis, meningitis, peritonitis, and arthritis of pneumococcal etiology are better treated with sodium or potassium penicillin G during the acute stage.

Other indications for which the drugs were classified as probably effective are regarded as lacking substantial evidence of effectiveness. Batches of such drugs with labeling bearing indications for which substantial evidence of effectiveness is lacking are no longer acceptable for certification or release.

Any person who will be adversely affected by the deletion from labeling of the indications for which the drugs have been reclassified from probably effective to lacking substantial evidence of effectiveness may, on or before November 5, 1973, petition for the issuance of a regulation providing for certification of the drug for such indications. The petition must be supported by a full-factual and well-documented medical analysis which shows reasonable grounds for the issuance of such regulation.

A petition for issuance of said regulation should be filed (preferably in quintuplicate) with the Hearing Clerk, Food and Drug Administration, Room 6–86, 5600 Fishers Lane, Rockville, MD 20852.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050–1051, as amended, 59 Stat. 463, as amended (21 U.S.C. 352, 357)) and under

authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated September 28, 1973.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.73-21283 Filed 10-4-73;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Disaster Assistance Administration

[Docket No. NFD-127; FDAA-403-DR]

KANSAS

Notice of Major Disaster and Related Determinations

Pursuant to the authority vested in the Secretary of Housing and Urban Development by the President under Executive Order 11725 of June 27, 1973; and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-73-238; and by virtue of the Act of December 31, 1970, entitled "Disaster Relief Act of 1970" (84 Stat. 1744), as amended by Pub. L. 92-209 (85 Stat. 742); notice is hereby given that on September 28, 1973, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Kansas resulting from severe storms, tornadoes, and flooding, beginning about September 22, 1973, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 91-606. I therefore declare that such a major disaster exists in the State of Kansas. You are to determine the specific areas within the State eligible for Federal assistance under this declaration.

Notice is hereby given that pursuant to the authority vested in the Secretary of Housing and Urban Development under Executive Order 11725, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-73-238, to administer the Disaster Relief Act of 1970 (Pub. L. 91-606, as amended), I hereby appoint Mr. Francis X. Tobin, HUD Region 7, to act as the Federal Coordinating Officer to perform the duties specified by section 201 of that Act for this disaster.

I do hereby determine the following areas in the State of Kansas to have been adversely affected by this declared major disaster:

The Counties of:

Clay	Rice
McPherson	Saline
Ottawa	Washington

This disaster has been designated as FDAA-403-DR.

(Catalog of Federal Domestic Assistance Program No. 50.002, Disaster Assistance.)

Dated September 28, 1973.

THOMAS P. DUNNE,
Administrator, Federal Disaster Assistance Administration.

[FR Doc.73-21251 Filed 10-4-73;8:45 am]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGD 73-237N]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR Chapter I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from August 2, 1973, to August 10, 1973 (List No. 19-73). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of Title 46, United States Code, section 1333 of Title 43, United States Code, and section 198 of Title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner canceled or suspended by proper authority.

SEA ANCHORS, LIFEBOAT

Approval No. 160.019/14/0, Model RSC-2 Sea Anchor, U.S.C.G. Drawing No. MMI-562 and Specification, dated November 1, 1943, Revised August 24, 1944, manufactured by Revere Supply Company, Inc., 603-607 West 29 Street, New York, New York 10001, effective August 2, 1973. (It is an extension of Approval No. 160.019/14/0 dated October 15, 1968.)

SIGNALS, DISTRESS, HAND RED FLARE, FOR MERCHANT VESSELS

Approval No. 160.021/5/2, Coston's hand red flare distress signal, 500 candlepower, 2-minute burning time, assembly dwg. No. FXC-740, Rev. 1, dated October 26, 1961, manufactured by Kilgore Corporation, Toone, Tennessee 38381, for Coston Supply Company, Inc., 44 Hudson Street, New York, New York 10013, effective August 2, 1973. (It is an extension of Approval No. 160.021/5/2 dated October 15, 1968.)

LIFEBOATS

Approval No. 160.035/435/1, 24.0' x 7.25' x 3.25' steel, oar-propelled lifeboat, 32-person capacity, identified by construction and arrangement dwg. No. 24-14B, Rev. C dated October 4, 1968, manufactured by Marine Safety Equipment Corporation, Foot of Wycoff Road, Farmingdale, New Jersey 07727, effective August 2, 1973. (It is an extension of Approval No. 160.035/435/1 dated October 24, 1968.)

SIGNALS, DISTRESS, HAND, ORANGE SMOKE, FOR MERCHANT VESSELS

Approval No. 160.037/1/2, Coston's hand orange smoke distress signal, dwg. Nos. CXC-117, Rev. 4, dated June 17, 1957, and CXC-118, Rev. 5, dated October 5, 1961, manufactured by Kilgore Corporation, Toone, Tennessee 38381, for Coston Supply Company, Inc., 44 Hudson Street, New York, New York 10013, effective August 2, 1973. (It is an extension of Approval No. 160.037/1/2 dated October 15, 1968.)

BUOYANT CUSHIONS, KAPOK, OR FIBROUS GLASS

Approval No. 160.048/247/0, group approval for rectangular and trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c)(1)(i), Type IV PFD, manufactured by Farber Brothers, Inc., 1324 Farmville Road, Memphis, Tennessee 38122, effective August 2, 1973. (It is an extension of Approval No. 160.048/247/0 dated October 9, 1968.)

Approval No. 160.048/249/0, group approval for rectangular and trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c)(1)(i), Type IV PFD, manufactured by Buddy Schoellkopf Products, Inc., 4100 Platinum Way, Dallas, Texas 75237, for Red Head Brand Corporation, 4100 Platinum Way, Dallas, Texas 75237, effective August 2, 1973. (It is an extension of Approval No. 160.048/249/0 dated October 1, 1968.)

Approval No. 160.048/250/0, special approval for 14" x 17" x 2" rectangular ribbed-type kapok buoyant cushions, 21-oz. kapok, dwg. No. 160.048-7(c) dated January 6, 1966, Type IV PFD, manufactured by Buddy Schoellkopf Products, Inc., 4100 Platinum Way, Dallas, Texas 75237, for Red Head Brand Corporation, 4100 Platinum Way, Dallas, Texas 75237, effective August 2, 1973. (It is an extension of Approval No. 160.048/250/0 dated October 1, 1968.)

BUOYS, LIFE, RING, UNICELLULAR PLASTIC

Approval No. 160.050/59/0, 30-inch Model No. CGX-30 unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, Cal-June Corporation letters dated October 22, 1967 and September 17, 1968, and drawing No. RX dated September 1, 1968, Type IV PFD, manufactured by Cal-June Corporation, P.O. Box 9551, N. Hollywood, California 91606, effective August 2, 1973. (It is an extension of Approval No. 160.050/59/0 dated October 17, 1968.)

Approval No. 160.050/60/0, 24-inch Model No. CGX-24 unicellular plastic

ring life buoy, U.S.C.G. Specification Subpart 160.050, Cal-June Corporation letters dated October 22, 1967 and September 17, 1968, and drawing No. RX dated September 1, 1968, Type IV PFD, manufactured by Cal-June Corporation, P.O. Box 9551, N. Hollywood, California 91606, effective August 2, 1973. (It is an extension of Approval No. 160.050/60/0 dated October 17, 1968.)

Approval No. 160.050/61/0, 20-inch Model No. CGX-20 unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, Cal-June Corporation letters dated October 22, 1967 and September 17, 1968, and drawing No. RX dated September 1, 1968, Type IV PFD, manufactured by Cal-June Corporation, P.O. Box 9551, N. Hollywood, California 91606, effective August 2, 1973. (It is an extension of Approval No. 160.050/61/0 dated October 17, 1968.)

WORK VESTS, UNICELLULAR PLASTIC FOAM

Approval No. 160.053/26/0, Model 8230, vinyl coated unicellular plastic foam work vest, dwg. No. 8230/7/68 dated July 25, 1968, and dwg. No. 8235/7/73 dated July 25, 1973, Type V PFD, approved for use on Merchant Vessels when engaged in work activities, manufactured by Atlantic-Pacific Manufacturing Corporation, 124 Atlantic Avenue, Brooklyn, New York 11201, effective August 3, 1973. (It supersedes Approval No. 160.053/26/0 dated April 25, 1973.)

LIFE PRESERVERS, UNICELLULAR PLASTIC FOAM, ADULT AND CHILD FOR MERCHANT VESSELS

Approval No. 160.055/80/0, Model No. 501-U-11 (Mariner Jr.), child vinyl dip coated unicellular plastic foam life preserver, U.S.C.G. Specification Subpart 160.055 and Gentex dwg. No. 68F5205 dated May 14, 1968, and dwg. No. 68F5206 dated May 17, 1968 and Bill of Materials dated May 24, 1968, Type I PFD, manufactured by Gentex Corporation, Carbondale, Pennsylvania 18407, effective August 2, 1973. (It is an extension of Approval No. 160.055/80/0 dated October 15, 1968.)

SPECIAL PURPOSE WATER SAFETY BUOYANT DEVICES

Approval No. 160.064/438/0, adult small, Model No. CGFC-1S, cloth covered unicellular plastic foam "Float Coat", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 30, Type III PFD, manufactured by Gladding-Style Crafters, Division of Gladding Corporation, P.O. Box 8277, Station A, Greenville, South Carolina 29604, effective August 10, 1973.

Approval No. 160.064/439/0, adult medium, Model No. CGFC-2M, cloth covered unicellular plastic foam "Float Coat", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 30, Type III PFD, manufactured by Gladding-Style Crafters, Division of Gladding Corporation, P.O. Box 8277, Station A, Greenville, South Carolina 29604, effective August 10, 1973.

Approval No. 160.064/440/0, adult large, Model No. CGFC-3L, cloth covered unicellular plastic foam "Float Coat", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 30, Type III PFD, manufactured by Gladding-Style Crafters, Division of Gladding Corporation, P.O. Box 8277, Station A, Greenville, South Carolina 29604, effective August 10, 1973.

Approval No. 160.064/441/0, adult X-large, Model No. CGFC-4XL, cloth covered unicellular plastic foam "Float Coat", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 30, Type III PFD, manufactured by Gladding-Style Crafters, Division of Gladding Corporation, P.O. Box 8277, Station A, Greenville, South Carolina 29604, effective August 10, 1973.

Approval No. 160.064/507/0, adult small, Model No. LLJ-2, cloth covered unicellular plastic foam and kapok "Racing Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 179, Type II PFD, manufactured by Life Line Racing Jackets, 3533 Oceanview Boulevard, Glendale, California 91208, effective August 10, 1973.

Approval No. 160.064/508/0, adult medium, Model No. LLJ-2, cloth covered unicellular plastic foam and kapok "Racing Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 179, Type II PFD, manufactured by Life Line Racing Jackets, 3533 Oceanview Boulevard, Glendale, California 91208, effective August 10, 1973.

Approval No. 160.064/509/0, adult large, Model No. LLJ-2, cloth covered unicellular plastic foam and kapok "Racing Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 179, Type II PFD, manufactured by Life Line Racing Jackets, 3533 Oceanview Boulevard, Glendale, California 91208, effective August 10, 1973.

Approval No. 160.064/510/0, adult X-large, Model No. LLJ-2, cloth covered unicellular plastic foam and kapok "Racing Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 179, Type II PFD, manufactured by Life Line Racing Jackets, 3533 Oceanview Boulevard, Glendale, California 91208, effective August 10, 1973.

Approval No. 160.064/551/0, adult X-large, Model No. 1200, vinyl dipped unicellular plastic foam "Water Ski-Vest", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 24, Type III PFD, manufactured by Quality Built Products Company, Inc., 1832 Commercial Street, Springfield, Missouri 65803, effective August 10, 1973.

Dated September 28, 1973.

D. H. CLIFTON,
Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.

[FR Doc.73-21214 Filed 10-4-73;8:45 am]

[CGD 73-194]

PASSENGER SHIP SUBDIVISION AND STABILITY

Information on Proposed Changes Available

The Subcommittee on Subdivision and Stability of the Intergovernmental Maritime Consultative Organization (IMCO) has proposed a significant change to the 1960 International Convention for Safety of Life at Sea. The proposed amendment would change Chapter II, Part B "Subdivision and Stability" of the Convention as it applies to passenger ships. It would introduce a probabilistic concept for the evaluation of passenger ship safety into that part, and is substantially different in application from the present text.

The proposed change is scheduled for consideration by the Eighth Assembly of IMCO to begin on November 13, 1973. Adoption is likely. Should the proposal be adopted, the Coast Guard may propose similar changes to its regulations for Passenger Vessels, Title 46, Code of Federal Regulations, Subchapter H.

To keep interested parties abreast of current developments in this area, the Coast Guard's Office of Merchant Marine Safety has available copies of the proposed changes and of a supporting technical document. Interested parties should address inquiries to: Commandant (G-MMT-5/82), U.S. Coast Guard, Washington, D.C. 20590.

Dated: September 28 ,1973.

W. F. REA, III
Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.

[FR Doc.73-21213 Filed 10-4-73;8:45 am]

National Highway Traffic Safety Administration

NATIONAL HIGHWAY SAFETY ADVISORY COMMITTEE SUBCOMMITTEE ON RESEARCH AND PROGRAM DEVELOPMENT

Notice of Public Meeting

On October 17, 18, and 19, 1973, the National Highway Safety Advisory Committee's Subcommittee on Research and Program Development will hold an open meeting at the DOT Headquarters Building, 400 Seventh Street, SW., Washington, D.C.

The National Highway Safety Advisory Committee is composed of 35 members appointed by the President in accordance with the Highway Safety Act of 1966 (23 U.S.C. 401 et seq.). The Committee consists of representatives of State and local governments, State legislatures, public and private interests contributing to, affected by, or concerned with highway safety, other public and private agencies, organizations, and groups demonstrating an active interest in highway safety, and research scientists and other experts in highway safety.

The Advisory Committee advises, consults with, and makes recommendations to the Secretary of Transportation on matters relating to the activities of the Department in the field of highway

safety. The Committee is specifically authorized (1) to review research projects or programs, and (2) to review prior to issuance, standards proposed to be issued by the Secretary under the national highway safety program.

The following meeting will be held, subject to approval by the Secretary of Transportation:

The Subcommittee on Research and Program Development will meet in Room 7200, DOT Headquarters Building on Wednesday, October 17 from 1:30 p.m. to 4:00 p.m.; Thursday, October 18 from 9:00 a.m. to 4:00 p.m.; and Friday, October 19 from 9:00 a.m. to 12:00 noon with the following agenda:

Status Report on Standards Revision
Review and Discussion of Selected Proposed Standards
Engineering Aspects of Bicycle and Pedestrian Safety
Review of DOT Response to Committee Resolutions
New Business

This notice is given pursuant to section 10 (a) (2) of Public Law 92-463, Federal Advisory Committee Act (FACA), effective January 5, 1973.

Further information may be obtained from the Executive Secretary, National Highway Traffic Safety Administration, Department of Transportation, 400 Seventh Street SW., Washington, D.C. 20590, telephone 202-426-2872.

Issued on October 2, 1973.

CALVIN BURKHART,
Executive Secretary.

[FR Doc.73-21307 Filed 10-4-73;8:45 am]

ATOMIC ENERGY COMMISSION

[Dockets Nos. 50-329A, 50-330A]

CONSUMERS POWER CO.

Notice and Order for Final Prehearing Conference

In the matter of Consumers Power Company (Midland Plant, Units 1 and 2).

Take notice, that in accordance with the rulings made by the instant Atomic Safety and Licensing Board (Board) at the prehearing conference held in this matter on September 7, 1973, the final prehearing conference in the subject proceeding will be held on October 15, 1973, at 10:00 a.m., local time, in Suite 500, Postal Rate Commission, 2000 L Street NW., Washington, D.C.

At the final prehearing conference the parties are to exchange those exhibits and prepared testimony intended to be offered into evidence. These exhibits should be numbered prior to the exchange. The parties are also directed to confer prior to the prehearing conference for the purpose of reaching a stipulation as to receipt of the exhibits into evidence, and as to any area of disagreement regarding such exhibits.

In addition, the parties are given until the close of business October 19, 1973, to exchange any remaining exhibits and prepared testimony, the submittal of which beyond the October 15, 1973, date was due to problems arising out of the discovery process.

Moreover, except for good cause shown, all outstanding discovery by the parties shall be completed by October 15, 1973.

The Board will set a tentative date for commencement of the evidentiary hearing at said prehearing conference. In addition, the Board will discuss other matters that will facilitate the evidentiary hearing.

Issued at Washington, D.C., this 1st day of October 1973.

It is so ordered.

The Atomic Safety and Licensing Board.

HUGH K. CLARK,
Member.
J. V. LEEDS, Jr.,
Member.
JEROME GARFINKEL,
Chairman.

[FR Doc.73-21272 Filed 10-4-73;8:45 am]

PUBLIC SERVICE CO. OF NEW HAMPSHIRE

[Dockets Nos. 50-443, 50-444]

Notice and Order for Special Prehearing Conference

In the matter of Public Service Company of New Hampshire, et al. (Seabrook Station, Units 1 and 2).

Notice is hereby given that, pursuant to the Atomic Energy Commission's "Notice of Hearing on Application for Construction Permit" dated July 31, 1973 (38 FR 21519), and in accordance with § 2.751(a) of said Commission's rules of practice, 10 CFR Part 2, a special prehearing conference will be held in the above captioned proceeding on October 29, 1973, at 10:00 a.m., local time, at the Portsmouth District Court, 2810 Penn Hallow Street, Portsmouth, New Hampshire 03801.

This special prehearing conference will be held before the Atomic Safety and Licensing Board (the Board) which was established in the aforementioned Notice of Hearing and which is composed of Dr. Ernest O. Salo, Dr. Marvin M. Mann and Mr. Daniel M. Head, Chairman, with Dr. Kenneth A. McCollom the technically qualified alternate and Mr. Joseph Turbidy the Alternate Chairman.

This special prehearing conference will deal with the following matters:

1. Outstanding petitions for intervention;
2. All pending motions;
3. Identification of the key issues;
4. Any steps necessary for further identification of the issues;
5. The need for discovery and the time required therefor;
6. Establishment of a schedule for further action; and
7. Such other matters as may aid in the orderly disposition of the proceeding.

At the special prehearing conference, the Board will entertain oral argument on the outstanding petitions to intervene. In this connection, the Board will expect to be advised by the organizations that are petitioning to intervene regarding:

1. The identity, by name and address, of the members of the organization who reside within what the organization considers to be the vicinity of the plant;
2. The area which the organization considers to be within the vicinity of the plant; and
3. The manner by which the interests of any or all of the members of the organization who reside within the vicinity of the plant will be affected by the granting of the construction permit for the proposed nuclear facility.

Members of the public are invited to attend this prehearing conference as well as the evidentiary hearing to be held at a later date to be fixed by the Board. Members of the public wishing to make limited appearances may identify themselves at this prehearing conference but oral or written statements to be presented by limited appearances will not be received at this conference. The Board will receive such statements at the aforementioned evidentiary hearing.

The motion, by the State of New Hampshire, for an extension of time to file additional safety contentions, will be considered at this special prehearing conference. Since the time requested by New Hampshire will expire prior to this special prehearing conference being held, the Board hereby grants leave to the State to submit the additional contentions subject to the contentions being stricken should the Board deny the motion following oral argument thereon at the prehearing conference.

The attorneys for the respective parties and for the petitioners for intervention, and the individual petitioners for intervention, are directed to confer in advance of the special prehearing conference, in such manner as they deem appropriate, and report to the Board at said conference on any stipulations regarding issues in controversy or any other mutually agreeable procedures to expedite this proceeding.

Dated this 1st day of October 1973 at Washington, D.C.

By order of the Atomic Safety and Licensing Board.

DANIEL M. HEAD,
Chairman.

[FR Doc.73-21273 Filed 10-4-73;8:45 am]

INDIAN POINT NUCLEAR GENERATING UNIT

[Docket No. 50-247]

Availability of Initial Decision and Issuance of Amendment to Facility Operating License

Pursuant to the National Environmental Policy Act of 1969 and the United States Atomic Energy Commission's regulations in Appendix D, section A.9 and A.11, to 10 CFR Part 50, notice is hereby given that an Initial Decision dated September 25, 1973, by the Atomic Safety and Licensing Board in the above captioned proceeding authorizing issuance of an amended license to the Consolidated Edison Company of New York, Inc., for operation of the Indian Point Nuclear

Generating Unit 2, located in Westchester County, New York, 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 Hendrick Hudson Free Library, 31 Albany Post Road, Montrose, New York 10548.

The Initial Decision is also being made available at the New York State Office of Planning Services, 488 Broadway, Albany, New York 12207, and the Tri-State Regional Planning Commission, 100 Church Street, New York, New York 10007.

Based upon the record developed in the public hearing in the above captioned matter, the Initial Decision modified in certain respects the contents of the Final Environmental Statement relating to the licensing for operation of the Indian Point Nuclear Generating Unit 2, prepared by the Commission's Directorate of Licensing. Pursuant to the provisions of 10 CFR Part 50, Appendix D, Section A.11, the Final Environmental Statement is deemed modified to the extent that the findings and conclusions relating to environmental matters contained in the Initial Decision are different from those contained in the Final Environmental Statement. As required by Section A.11 of Appendix D, a copy of the Initial Decision, which modifies the Final Environmental Statement, has been transmitted to the Council on Environmental Quality and made available to the public as noted herein.

Pursuant to the above mentioned Initial Decision, the Atomic Energy Commission (the Comission) has issued Amendment No. 4 to Facility Operating License DPR–26 to Consolidated Edison Company of New York, Inc., for operation of a pressurized water nuclear reactor known as the Indian Point Nuclear Generating Unit 2, at steady state reactor core power levels not in excess of 2758 megawatts thermal, in accordance with the provisions of the license and the Technical Specifications.

The Commission has made appropriate findings as required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations in 10 CFR Chapter 1, which are set forth in the license. The application for the license complies with the standards and requirements of the Act and the Commission's rules and regulations.

The amended license is effective as of its date of issuance and shall expire on October 14, 2006.

In addition to the Initial Decision, copies of (1) Amendment No. 4 to Facility Operating License DPR–26; (2) the Report of the Advisory Commitee on Reactor Safeguards dated September 23, 1970; (3) the Directorate of Licensing's Safety Evaluation dated November 16, 1970, and Supplements 1, 2, and 3 thereto, dated November 20, 1970, July 1971, and September 3, 1971, respectively; (4) the Final Facility Description and Safety Analysis Report and amendments thereto; (5) the applicant's Environmental Report dated August 6, 1970, and supplements thereto; (6) the Draft Environmental Statement dated April 13, 1972; and (7) the Final Environmental Statement dated September 1972, are available for public inspection at the above designated locations in Washington, D.C., and Montrose, New York. Single copies of the Initial Decision by the Atomic Safety and Licensing Board, the license, the Final Environmental Statement, and the Safety Evaluation may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor projects, Directorate of Licensing, Regulation.

Dated at Bethesda, Maryland, this 28th day of September 1973.

For the Atomic Energy Commission.

KARL KNIEL,
Chief, Pressurized Water Reactors Branch No. 2 Directorate of Licensing.

[FR Doc.73–21274 Filed 10–4–73;8:45 am]

[Docket No. 50–389]

FLORIDA POWER AND LIGHT COMPANY (ST. LUCIE PLANT, UNIT 2)

Notice of Receipt of Application for Construction Permit and Facility License and Availability of Applicant's Environmental Report; Time for Submission of Views on Antitrust Matter

The Florida Power and Light Company (the applicant), pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, has filed an application dated May 14, 1973, which was docketed September 4, 1973, for authorization to construct and operate a pressurized water nuclear reactor. The application was initially tendered on April 19, 1973. Following a preliminary review for completeness, the Preliminary Safety Analysis Report was found to be acceptable for docketing; however, the Environmental Report was rejected for lack of sufficient information. The applicant submitted additional environmental information on August 8, 1973, and the application was found acceptable for docketing. Docket No. 50–389 has been assigned to this application and should be referenced in any correspondence relating to it.

The proposed nuclear facility, designated by the applicant as the St. Lucie plant, Unit 2, is to be located at the applicant's site on Hutchinson Island in St. Lucie County, Florida, between the Cities of Ft. Pierce and Stuart on the East Coast of Florida. The facility is to be designed for initial operation at approximately 2570 megawatts thermal, with a net electrical output of approximately 810 megawatts.

A Notice of Hearing with opportunity for public participation is being published separately.

Any person who wishes to have his views on the antitrust aspects of the application presented to the Attorney General for consideration shall submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before November 20, 1973. The submittal should reference Docket No. 50–389–A.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545, and at the Indian River Junior College Library, 3209 Virginia Avenue, Ft. Pierce, Florida 33450.

The applicant has also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in Appendix D to 10 CFR Part 50, an Environmental Report. This report, which discusses environmental considerations related to the proposed construction of the St. Lucie Plant, Unit 2, is available for public inspection at the aforementioned locations, and is also being made available at the Department of Administration, State Planning and Development Clearinghouse, 725 South Bronough Street, Tallahassee, Florida 32304.

After the Environmental Report has been analyzed by the Commission's Director of Regulation or his designee, a draft environmental statement will be prepared by the Commission. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statement, requesting comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that comments of Federal agencies and State and local officials thereon will be made available when received.

Dated at Bethesda, Maryland, this 12th day of September 1973.

For the Atomic Energy Commission.

KARL R. GOLLER,
Chief, Pressurized Water Reactors Branch No. 3, Directorate of Licensing.

[FR Doc.73–20038 Filed 9–20–73;8:45 am]

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON BOARDMAN NUCLEAR PLANT

Notice of Meeting

OCTOBER 3, 1973.

In accordance with the purposes of section 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232b.), the Advisory Committee on Reactor Safeguards Subcommittee on Boardman Nuclear Plant will hold a meeting on October 20, 1973, at the Riverside High School, Boardman, Oregon 97818. The purpose of the meeting will be to commence the Preliminary Site review of this project by the ACRS with emphasis on aircraft hazards. The Boardman Nuclear Plant is planned to be located near Boardman, Oregon.

The following constitutes that portion of the Subcommittee's agenda for the above meeting which will be open to the public:

SATURDAY, OCTOBER 20, 1973, 1:30 P.M.–4:30 P.M.

Presentations by representatives of Portland General Electric Company and the AEC Regulatory Staff and discussions with these groups.

In connection with the above agenda item, the Subcommittee will hold an executive session beginning at 1:00 p.m. which will involve a discussion of its preliminary views, and an executive session at the end of the day, consisting of an exchange of opinions of the Subcommittee members present and formulation of recommendations to the ACRS.

I have determined, in accordance with subsection 10(d) of Pub. L. 92–463, that the executive sessions at the beginning and end of the meeting will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of (5 U.S.C. 552(b)). It is essential to close such portions of the meeting to protect the free interchange of internal views and to avoid undue interference with agency or Committee operation.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that in his judgment will facilitate the orderly conduct of business.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing 25 copies thereof, postmarked no later than October 12, 1973 to the Executive Secretary, Advisory Committee on Reactor Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Such comments shall be based upon the Evaluation of Aircraft Hazards at the Boardman Nuclear Plant site and related documents on file and available for public inspection at:

The Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545;

The Portland General Electric Company, 621 Southwest Alder St., Portland, Oregon 97205;

The Oregon Nuclear and Thermal Energy Council, 4263 Commerce St., SE., Salem, Oregon 97310;

The Boardman, Oregon City Hall.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement and shall set forth reasons justifying the need for such oral statements and its usefulness to the Subcommittee. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements during a period of not more than 30 minutes at an appropriate time, chosen by the Chairman of the Subcommittee, between the hours of 1:30 p.m. and 4:30 p.m. on the day of the meeting.

(c) Requests for the opportunity to make oral statements shall be ruled on by the Chairman of the Subcommittee, who is empowered to apportion the time available among those selected by him to make oral statements.

(d) Information as whether the meeting has been cancelled or rescheduled and in regard to the Chairman's ruling on requests for the opportunity to present oral statements, and the time allotted, can be obtained by a prepaid telephone call on October 18, 1973, to the Office of the Executive Secretary of the Committee (telephone: 301–973–5651) between 8:30 a.m. and 5:15 p.m. Eastern Daylight Time.

(e) Questions may be propounded only by members of the Subcommittee and its consultants.

(f) Seating for the public will be available on a first-come, first-served basis.

(g) The use of still and television cameras, the physical installation and presence of which will not interfere with the course of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(h) A copy of the transcript of the open portions of the meeting will be available for inspection during the following workday at the Atomic Energy Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545. On request, copies of the minutes of the meeting will be made available for inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545 on or after December 20, 1973. Copies may be obtained upon payment of appropriate charges.

ROBERT A. KOHLER,
Acting Advisory Committee Management Officer.

[FR Doc.73-21420 Filed 10-4-73;9:58 am]

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON BROWN'S FERRY NUCLEAR PLANT, UNITS 2 AND 3

Notice of Meeting

OCTOBER 3, 1973.

In accordance with the purposes of section 29 and 182b. of the Atomic Energy Act (42 USC 2039, 2232 b.), the Advisory Committee on Reactor Safeguards Subcommittee on Browns Ferry Nuclear Plant, Units 2 and 3, will hold a meeting on October 23, 1973, in Room 1046, 1717 H Street NW., Washington, D.C. The purpose of this meeting will be to review the application of the Tennessee Valley Authority for a license to operate Units 2 and 3, which are located in Limestone County, Alabama, about 10 miles northwest of Decatur, Alabama.

The following constitutes that portion of the Subcommittee's agenda for the above meeting which will be open to the public:

TUESDAY, OCTOBER 23, 1973, 9:00 A.M.–3:30 P.M.

Review of the application for an operating license (presentations by the AEC Regulatory Staff and the Tennessee Valley Authority and its consultants, and discussions with these groups).

In connection with the above agenda item, the Subcommittee will hold an executive session at 8:30 a.m. which will involve a discussion of its preliminary views, and an executive session at the end of the day, consisting of an exchange of opinions of the Subcommittee members and internal deliberations and formulation of recommendations to the ACRS. In addition, prior to the executive session at the end of the day, the Subcommittee may hold a closed session with the Regulatory Staff and Applicant to discuss privileged information relating to plant security and nuclear fuel design, if necessary.

I have determined, in accordance with subsection 10(d) of Pub. L. 92–463, that the executive sessions at the beginning and end of the meeting will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of (5 U.S.C. 552(b)); and that a closed session may be held, if necessary, to discuss certain documents which are privileged, and fall within exemption (4) of (5 U.S.C. 552(b)). It is essential to close such portions of the meeting to protect such privileged information and to protect the free interchange of internal views and to avoid undue interference with agency or Committee operation.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda item may do so by mailing 25 copies thereof, postmarked no later than October 16, 1973, to the Exceutive Secretary, Advisory Committee on Reactor Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Such comments shall be based upon the application for an operating license and related documents which are on file and available for public inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545, and the Athens Public Library, South and Forrest, Athens, Alabama 35611.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement and shall set forth reasons justifying the need for such oral statement and its usefulness to the Subcommittee. To the extent that the time available for the

meeting permits, the Subcommittee will receive oral statements during a period of no more than 30 minutes at an appropriate time, chosen by the Chairman of the Subcommittee, between the hours of 1:00 p.m., and 3:00 p.m. on the day of the meeting, October 23, 1973.

(c) Requests for the opportunity to make oral statements shall be ruled on by the Chairman of the Subcommittee, who is empowered to apportion the time available among those selected by him to make oral statements.

(d) Information as to whether the meeting has been cancelled or rescheduled, and in regard to the Chairman's ruling on requests for the opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on October 19, 1973, to the Office of the Executive Secretary of the Committee (telephone: 301-973-5651) between 8:30 a.m. and 5:15 p.m., E.D.T.

(e) Questions may be propounded only by members of the Subcommittee and its consultants.

(f) Seating for the public will be available on a first-come, first-served basis.

(g) A copy of the transcript of the open portions of the meeting will be available for inspection during the following workday at the Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545 and within approximately nine days at the Athens Public Library, South and Forrest, Athens, Alabama 35611. On request, copies of the minutes of the meeting will be made available for inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545 on or after December 24, 1973. Copies may be obtained upon payment of appropriate charges.

ROBERT A. KOHLER,
Acting Advisory Committee Management Officer.

[FR Doc.73-21421 Filed 10-4-73;9:57 am]

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON CATAWBA NUCLEAR STATION, UNITS 1 AND 2

Notice of Meeting

OCTOBER 3, 1973.

In accordance with the purposes of sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the Advisory Committee on Reactor Safeguards' Subcommittee on Catawba Nuclear Station Units 1 and 2 will hold a meeting on October 22-23, 1973, in the Mecklenburg County Commissioner's Meeting Room, Mecklenburg County Administration Building, 720 East 4th Street, Charlotte, North Carolina. The purpose of this meeting will be to develop information for consideration by the ACRS in its review of the application of the Duke Power Company for a permit to construct this nuclear power plant. The facility is located on Lake Wylie, in York County, South Carolina.

The following constitutes those portions of the Committee's agenda for the above meeting which will be open to the public:

MONDAY, OCTOBER 22, 1:30 PM-5:00 PM

The Subcommittee will hear presentations by representatives of the Regulatory Staff and Duke Power Company and will hold discussions with these groups pertinent to its review of the application for a permit to construct the Catawba Nuclear Station, Units 1 and 2.

TUESDAY, OCTOBER 23, 9:00 AM UNTIL THE CONCLUSION OF BUSINESS

The Subcommittee will continue its review of the application for a permit to construct the Catawba Nuclear Station, Units 1 & 2, (Presentations by the Regulatory Staff and Applicant and discussions with these groups). If it should become unnecessary to continue the public sessions on October 23, because of coverage of all agenda items on October 22, an announcement to this effect will be made at the close of business on October 22.

In connection with the above agenda items, the Subcommittee will hold Executive Sessions, not open to the public, at 1:00 p.m. on October 22 and at 8:30 a.m. on October 23 and at the end of each day to consider matters relating to the above application. These sessions will involve discussion of preliminary views and will consist of an exchange of opinions and recommendations of Subcommittee Members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to the Executive Sessions, the Subcommittee may hold a closed session with representatives of the Regulatory Staff and/or Applicant for the purpose of discussing proprietary information relating to plant security and reactor fuel, if necessary.

I have determined, in accordance with subsection 10(d) of Pub. L. 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of (5 U.S.C. 552 (b)) and that a closed session may be held, if necessary, to discuss certain information relating to plant security and fuel which is privileged and falls within exemption (4) of (5 U.S.C. 552(b)). It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Committee operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that in his judgment will facilitate the orderly conduct of business.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing 25 copies thereof, postmarked no later than October 15, 1973, to the Executive Secretary, Advisory Committee on Reactor Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Such comments shall be based upon the Preliminary Safety Analysis Report for this facility and related documents on file and available for public inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545 and at the York County Public Library, 325 South Oakland Ave., Rock Hill, South Carolina 29730.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement and shall set forth reasons justifying the need for such oral statement and its usefulness to the Subcommittee. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements during a period of not more than 30 minutes at an appropriate time, chosen by the Chairman of the Subcommittee, between the hours of 1:30 p.m. and 3:30 p.m. on October 22, 1973.

(c) Requests for the opportunity to make oral statements shall be ruled on by the Chairman of the Subcommittee, who is empowered to apportion the time available among those selected by him to make oral statements.

(d) Information as to whether the meeting has been cancelled or rescheduled and in regard to the Chairman's ruling on requests for the opportunity to present oral statements, and the time allotted, can be obtained by a prepaid telephone call on October 19, 1973, to the Office of the Executive Secretary of the Committee (telephone: 301-973-5651) between 8:30 a.m. and 5:15 p.m., E.D.T.

(e) Questions may be propounded only by members of the Subcommittee and its consultants.

(f) Seating for the public will be available on a first-come, first-served basis.

(g) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(h) A copy of the transcript of the open portions of the meeting will be available for inspection during the following workday at the Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545 and within approximately nine days at the York County Public Library, 325 South Oakland Avenue, Rock Hill, South Carolina 29730. On request, copies of the minutes of the meeting will be made available for inspection at the Atomic Energy Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

20545 on or after December 23, 1973. Copies may be obtained upon payment of appropriate charges.

ROBERT A. KOHLER,
Acting Advisory Committee Management Officer.

[FR Doc.73-21419 Filed 10-4-73;9:58 am]

CIVIL AERONAUTICS BOARD

[Docket No. 25663]

COMPAGNIE NATIONALE AIR FRANCE ET AL.

Notice of Prehearing Conference Regarding Charter Rates

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on January 29, 1974, at 10:00 a.m. (local time), in Room 1031, North Universal Building, 1875 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Greer M. Murphy.

In order to facilitate the conduct of the conference parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Economics will circulate its material on or before December 18, 1973, and the other parties on or before January 15, 1974. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Economics, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

[SEAL] RALPH L. WISER,
Chief Administrative Law Judge.

[FR Doc.73-21293 Filed 10-4-73;8:45 am]

[Docket No. 25280; Order 73-9-36]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Relating to Cargo Rates

Correction

In FR Doc. 73-20161, appearing at page 26627 in the issue for Monday, September 24, 1973, the material beginning with paragraph 1 thru paragraph 3 on page 26628 should read as set forth below:

1. It is not found that the following resolutions, incorporated in the agreements indicated, and which have indirect application in air transportation as defined by the Act, are adverse to the public interest or in violation of the Act:

Agreement C.A.B.	IATA No.	Title	Application
23798:			
R-1	001y	TC2 Special Effectiveness Resolution (New)	2.
R-3	022m	TC2 Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending).	2.
R-6	552	TC2 General Cargo Rates	2.
R-1	001c	Cargo Tie-In Resolution—South Atlantic (New)	1/2 (S. Atl.).
R-3	022L	JT12 (South Atlantic) Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending).	1/2 (S. Atl.).
R-6	554c	South Atlantic General Cargo Rates	1/2 (S. Atl.).

2. It is not found that the following resolutions, incorporated in the agreements indicated, affect air transportation within the meaning of the Act:

Agreement C.A.B.	IATA No.	Title	Application
23798:			
R-2	005a	Procedures for Changes to Rates and Conditions within Scandinavia (New).	2.
R-4	501	Minimum Charges for Cargo (Revalidating and Amending)	2.
R-5	521c	Shipper Packed Unit Rates (New)	2.
R-7	590	Specific Commodity Rates Board (Revalidating and Amending).	2.
23800:			
R-2	001zz	South Atlantic Escape Resolution—Cargo (New)	1/2 (S. Atl.).
R-4	501	Minimum Charges for Cargo—South Atlantic (Revalidating and Amending).	1/2 (S. Atl.).
R-5	534c	South Atlantic Bulk Unitization Charges (Revalidating and Amending).	1/2 (S. Atl.).
R-7	590	Specific Commodity Rates Board (Revalidating and Amending).	1/2 (S. Atl.).
R-3	200c	Transportation of Human Eyes and Dehydrated Corneas (Readopting and Amending).	2/3.
R-6	535	JT23 Bulk Unitization Charges (Revalidating and Amending)	2/3.
R-8	590	Specific Commodity Rates Board (Revalidating and Amending).	2/3.

3. It is not found that the following resolutions, incorporated in the agreements indicated, are adverse to the public interest or in violation of the Act to the extent they do not directly apply in air transportation as defined by the Act, provided that approval is subject, where applicable, to conditions previously imposed by the Board:

Agreement C.A.B.	IATA No.	Title	Application
23774:			
R-1	022a	TC3 Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending).	3.
R-2	115i	Meeting Non-IATA Cargo Competition (Revalidating and Amending).	3.
R-3	501	Minimum Charges for Cargo (Revalidating and Amending)	3.
R-4	553	TC3 General Cargo Rates	3.
R-5	590	Specific Commodity Rates Board (Revalidating and Amending).	3.
R-1	001c	Cargo Tie-In Resolution (New)	2/3; 1/2/3.
R-2	022b	JT23/JT123 Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending).	2/3; 1/2/3.
R-4	501	Minimum Charges for Cargo (Revalidating and Amending)	2/3.
R-5	501	Minimum Charges for Cargo (Except North and Central Pacific) (Revalidating and Amending).	1/2/3.
R-7	555	JT23 and JT123 General Cargo Rates	2/3; 1/2/3.
R-1	001e	Cargo Tie-In Resolution—Mid-Atlantic (New)	1/2 (M. Atl.).
R-2	022k	JT12 (Mid-Atlantic) Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending).	1/2 (M. Atl.).
R-3	501	Minimum Charges for Cargo—Mid-Atlantic (Revalidating and Amending).	1/2 (M. Atl.).
R-4	534b	Mid-Atlantic Bulk Unitization Charges (Revalidating and Amending).	1/2 (M. Atl.).
R-5	554b	Mid-Atlantic General Cargo Rates	1/2 (M. Atl.).
R-6	590	Specific Commodity Rates Board (Revaluating and Amending)	1/2 (M. Atl.).

[Docket No. 25119, etc.; Order 73-9-51]

SEDALIA, MARSHALL, BOONEVILLE STAGE LINE, INC.

Service Mail Rates; Order To Show Cause

Correction

In FR Doc. 73-20162, appearing on page 26629 in the issue for Monday, September 24, 1973, the table should read as set forth below:

Route	Effective on and after	Rate cents per mile
St. Louis and Kansas City, Mo.	Jan. 16, 1973	79.52
Sheldon and Des Moines, Iowa, via Spencer and Fort Dodge, Iowa	do	58.21
Chicago, Ill., and Louisville, Ky.	do	62.65
Sioux City and Des Moines, via Carroll, Iowa	do	55.80
Burlington and Des Moines via Ottumwa, Iowa	do	51.98
Decorah and Des Moines, via Mason City, Iowa	do	54.75
Dubuque and Des Moines, via Waterloo, Iowa	do	52.46
Sioux Falls, S.Dak., and AMF Twin Cities, Minneapolis, Minn., via Windom and Wilmar, Minn.	do	63.83
Alliance and Omaha, via North Platte and Grand Island, Nebr.	do	63.90
AMF Twin Cities, Minneapolis, Minn., and Des Moines, Iowa	do	108.
Rolla, Mo., and Harrison, Ark., via Columbia and Kansas City, Mo., and Little Rock and Batesville, Ark.	Jan. 17, 1973	56.00
Shenandoah, Iowa, and Joplin, Mo., via Omaha, Nebr., Des Moines, Iowa, and Kansas City and Springfield, Mo.	Jan. 18, 1973	54.63
Moline, Ill., Cedar Rapids, Iowa, Des Moines, Iowa, St. Louis, Mo., Columbia, Mo., and Kirksville, Mo.	do	52.94
San Angelo and Dallas, via Brownwood, Tex.	Mar. 2, 1973	44.70
Texarkana and Dallas, Tex.	do	59.20
Shreveport, La., Texarkana, Tex., Camden and Little Rock, Ark., and Dallas, Tex.	do	50.55
Longview, Tyler, and Dallas, Tex.	Mar. 5, 1973	89.40
Lufkin and Dallas, via Palestine, Tex.	do	83.27

[Docket No. 20522; Order 73-9-109]

PAN AMERICAN WORLD AIRWAYS, INC. AND TRANS WORLD AIRLINES, INC., ET AL.

Order Rejecting Tariffs Relating to North Atlantic Cargo Rates

Adopted by the Civil Aeronautics Board at its Office in Washington, D.C. on the 28th day of September, 1973.

By tariff revisions [1] marked to become effective September 30, 1973, the air carrier and foreign air carrier parties to this proceeding propose to adjust their add-on rates between New York on the one hand and Baltimore, Boston, Chicago, Cleveland, Detroit, Philadelphia, and Washington on the other hand so as to establish new rates between such cities and points in Europe and the Middle East. These proposals are purported to be premised on the mandates of the Board's ultimate findings in the proceeding referenced as Agreements Adopted by IATA Relating to North Atlantic Cargo Rates.[2]

In this proceeding the Board, inter alia, found (1) that the North Atlantic cargo rate structure and the underlying IATA agreement unduly prefer New York and unduly and unreasonably prejudice Baltimore, Boston, Chicago, Cleveland, Detroit, Philadelphia and Washington vis-a-vis points in Europe; and (2) that the lawful rates between points in Europe on the one hand and the above-named cities on the other are the New York-European point rates-per-mile multiplied by the distance in miles [3] between such above-named U.S. cities and points in Europe.

The carriers state that an averaging methodology for construction of the rates was developed by a working group at the IATA Conference held in Mexico City during the month of May 1973, which they assert will be fair and equitable to all parties.

The carriers' proposed structure involves single add-ons for each city for each of the weight-breaks, separately for general or specific commodity rates to be combined with the New York-Europe rate to establish the applicable rate to each of the named gateway U.S. cities. The carriers state that the general commodity add-ons were derived by determining the average rate-per-mile at each weight-break from New York to certain selected European cities, and multiplying this average rate-per-mile times the mileage to/from New York and such interior gateway city. For example, a general commodity proportional rate (designated as an arbitrary) of 21 cents per kilogram [4] is proposed between Chicago and New York, which is to be added to the applicable general commodity rate between New York and any point in Europe, irrespective of the mileage involved.

The somewhat lower specific commodity add-ons, again at each weight-break, are similarly the product of the foregoing average rate-per-mile, but also reflecting the average of only certain selected commodities from New York.

The carriers additionally state in support of their filings, that the foregoing methodology will (1) avoid the necessity of filing unduly voluminous and complex tariffs and (2) result in substantially lower publication costs for the carriers, e.g., Pan American states that its savings for the initial year will total approximately $36,000, as compared with the cost for the publication of through single-sum rates from and to each involved U.S. interior city, and the various European points concerned.

Complaints requesting rejection or, alternatively, suspension and investigation of the proposals of Pan American World Airways, Inc. (Pan Am), and Trans World Airlines, Inc. (Trans World) [5] have been filed by:

(a) The City of Philadelphia and Greater Philadelphia Chamber of Commerce.

(b) The Attorney General of Virginia on behalf of the Commonwealth of Virginia and other Virginia Parties,

(c) The Metropolitan Washington Board of Trade,

(d) The Baltimore Parties, and

(e) The City of Memphis, Tennessee and the Memphis Area Chamber of Commerce.

The complaints allege, inter alia, that:

(1) The proposals establish through rates by the use of "add-ons" and/or "arbitraries" from/to the specified U.S. interior gateways and New York, and therefore do not comport with the Board's ultimate findings in Docket 20522 since such rates are not established on the New York-Europe rate-per-mile basis as required;

(2) The carriers failed to file cost justification for the proposed increases, especially in connection with the minimum charges,[6] and further, no tariffs involving minimum charges have been served upon the civic parties in this case; and

(3) The carriers failed to publish individual point-to-point rates from/to each interior U.S. gateway; [7] and,

(4) Pan Am's purported cost of $36,000 for the initial printing of a through tariff for the first year, and a yearly maintenance cost thereafter of $30,000 annually, would be de minimis in comparison to the overall benefits to be derived from such through tariffs; and

---

[1] Revisions to Air Tariffs Corporation, Agent, C.A.B. Nos. 26 and 37; International Air Traffic Tariffs Corp., Agent, C.A.B. Nos. 259, 399 and 400; John M. Sampson, Agent, C.A.B. No. 10; Air Canada, C.A.B. No. 27; Swissair, Swiss Air Transport Company Limited, C.A.B. Nos. 27, 32, and 33; and Trans World Airlines, Inc., C.A.B. Nos. 214 and 230.

[2] Docket 20522 and Orders 73-7-9, 73-5-36, and 73-2-24.

[3] The mileage to be used in determining the lawful rates is the shortest operated point-to-point mileage as shown in the latest edition of the IATA mileage manual.

[4] Subject to a minium weight of 100 kilograms.

[5] The complainants state that these were the only two tariffs served upon them at time of complaint. All other carrier parties to this proceeding have filed similar tariffs to those of Pan Am and Trans World subsequent to the complaint.

[6] The carriers made no change in their minimum charges from the interior U.S. gateway cities of $28, compared with $25 from/to Boston and New York (Also on traffic from Amman, Beirut, Cairo, Damascus, Jerusalem, and Tel Aviv the charge is $4 less). The carriers have not supported the minimum charges as provided in the ultimate findings which state that: "The record does not afford an adequate basis for determining the lawful relationship between the minimum charges applicable at the various gateway cities party to this proceeding. Any proposal embodying differentials in the minimum charges between any of the gateway cities shall be accompanied by adequate cost justification. Any agreement or carrier tariff filed in response to the decision herein embodying any such differentials and the accompanying cost justification shall be served on the civic parties to this proceeding."

[7] This complaint is made by both the Baltimore and Virginia parties. However, we find no valid basis for this complaint as this issue was previously raised by the same parties and was resolved by the Board (see pages 12 and 13 of Order 73-7-9).

(5) The proposed rates are not related to the miles flown, and result in *higher* rates for a shorter mileage than those for a greater mileage.[8]

The Memphis parties' complaint also, alleges, predicated on Finding 6 of the Ultimate Findings and Conclusions,[9] inter alia, that:

(1) The carriers failed to observe the mandates of the Board's findings since no adjustments were made nor proposed from/to the non-gateway point of Memphis; and

(2) The proposal by Trans World to include rate adjustments from/to the non-gateway points of Dayton and Indianapolis is detrimental to the growth of air cargo at the non-gateway point of Memphis; and

(3) No justification was submitted by the carriers for the increased differential in rates from/to Memphis vs. Dayton/Indianapolis. For example, increases in general commodity traffic for 500 kilograms when compared with the rate proposal from/to Indianapolis range up to 119 percent; and

(4) This proposal will divert air shipments to surface transportation as a result of the reduced add-on rate from/to Indianapolis; and

(5) The overall proposal is grossly unjust as it relates to Memphis, and therefore places buyers of air transportation or potential buyers, i.e., freight forwarders, in a clear noncompetitive situation.

Answers to the above complaints have been filed by Pan Am, Trans World, and Seaboard World Airlines, Inc. (Seaboard).

In sum, these answers reaffirm the carriers' statements of justification and assert that: Concerning the Philadelphia parties' complaint, the answers concede the fact that there are variations between their proposed rates and the rates-per-mile as prescribed by the Board. Pan Am states that of 155 available rates, only 29 Philadelphia rates are slightly higher than New York on a per-mile basis. They submit that these variations are miniscule and in their opinion do not raise the issue of unjust discrimination or undue preference. Trans World states that its tariff is in substantial compliance with the Board's decision, and is reasonable.

Pan Am urges that the Board's order does not require the publication of equal rates per mile to disparate markets (e.g., New York-London compared with Baltimore-Rome), as contended by the Baltimore and Virginia parties. It is also urged that the slightly higher rates for shipments at 220 pounds and over, complained against by the Virginia parties, are necessitated by the Board's order to establish equal per-mile rates.

Concerning the Memphis parties' complaint, all the answers take exception to this complaint insofar as it applies to the establishment of rates and/or charges from/to Memphis. The carriers, variously, assert that the Memphis parties' position is beyond the scope of the proceeding in Docket 20522 and that the Board in its decision did not specifically require the establishment of rates from/to the non-gateway city of Memphis. Trans World states that its separate treatment of Indianapolis and Dayton is distinguishable in that these cities have direct cargo service by Trans World to Europe whereas Memphis does not.

Lastly, it is noted that none of the answers addressed themselves to the complaints concerning the issue of the minimum charges.

Upon consideration of the complaints and all other relevent factors, the Board concludes that the tariffs should be and will be rejected.

The Board notes that no carrier attempted to establish rates to/from the named U.S. gateway cities and European points on the basis of the New York-Europe rate-per-mile as explicitly required by the Board's order.[10]

Rather than seeking an alternative method of publishing their rates the carriers elected to continue their current practice of publishing rates from the interior U.S. gateway points by the use of add-on rates.

While the use of a single add-on based upon averaging, as proposed by the carriers, will fit with respect to some selected European cities, rates determined by this methodology cannot meet the requirements of the Board's order with respect to North Atlantic rates for the U.S. gateway points to/from all European points, or even to European gateway points. This fact is made clear by an analysis of the mileage relationships between New York and the named U.S. cities vis-a-vis different points in Europe. For example, the Detroit mileage is only 6.5 percent greater than the New York mileage with respect to Tel Aviv, while the Detroit mileage is 13.2 percent greater than New York with respect to Shannon.[11] There is thus a 6.7 percentage point spread for Detroit as between Shannon and Tel Aviv. We do not consider that under these circumstances a single applicable Detroit-New York add-on at any weight-break can meet the rate-per-mile requirement of the Board's decision and order.[12]

It is clear that the carriers' averaging mileages for only certain selected foreign cities (major European points) is inequitable as to the U.S. interior gateway cities involved and generally understates the proper add-on or arbitrary with respect to general commodity rates, and particularly at the lower under-45 and 45 kilogram weight-break, while at the same time overstating the arbitrary with respect to numerous specific commodity rates.

While as indicated the variations from the rate-per-mile formula are limited with respect to some European cities, particularly as regards the U.S. cities closer to New York, the variations become significant with respect to numerous other North Atlantic markets. Appendix B illustrates variances as to selected European markets from Chicago and Detroit. As shown therein these variations result in both overcharges and undercharges for these U.S. cities as compared with the rate-per-mile formula. As an example there would be an overcharge of $20.00 or 6.1 percent for a 500 kilogram shipment of magazines (SCR–7113) from Chicago to Copenhagen based upon the Board's rate-per-mile requirement.

We cannot accept the contention of the carriers to the effect that if point-to-point rates were filed from/to each interior U.S. gateway point they would constitute a complex tariff filing. There may be merit to the contention of the carriers that, if point-to-point rates were filed from/to each U.S. interior gateway point, such a publication would be large and expensive; but it would not necessarily be a complex tariff. However, neither proposition constitutes a valid reason for the carriers' not filing tariffs which comport in full with the Board's Order.[13] As we previously stated at page

---

[8] This complaint is made by both the Baltimore and Virginia parties. The complaint is based on the fact that rates per mile for carriage between Baltimore/Washington and some points in Europe are higher than the per-mile rates for movement between New York and other European points. However, no unlawful preference or prejudice has been shown to result from these disparities, nor do these disparities, by themselves, result in a violation of our order.

[9] Finding 6, appearing on page 33 of Order 73–2–24 and on page 19 of 73–7–9, is as follows: "6. The lawful cargo rates between Memphis and other non-gateway cities, on the one hand, and points in Europe, on the other hand, are beyond the scope of this proceeding. The question of the lawful rates and charges between Memphis and other non-gateway interior cities and points in Europe will be considered in determining the lawfulness of the new agreements and tariffs required to be filed herein. Copies of these agreements and tariffs and accompanying justifications shall be served upon the civic parties to this proceeding."

[10] The order prescribed that Baltimore/Washington should be common-rated on the basis of the arithmetic average of the Baltimore/Washington mileage to the European point involved. The order gave the carriers an option to continue to common-rate European points upon the basis of the European point resulting in the lowest rate where necessary to preserve the current common-rate relationship.

[11] Other examples of like import concerning mileage spreads are: from Chicago to Shannon is 8.8 percent greater than to Kuwait; and from Boston to Barcelona is 4.4 percent greater than to Shannon.

[12] The fact that variations from the rate-per-mile requirement are not consistent with the Board's decision is indicated by the fact that separate rates are required for Philadelphia, although that city is only 88 miles or 2.5 percent further from London than is New York and 1.5 percent further than Tel Aviv. The order in fact required that even rounding must be upon a uniform, equitable, and non-discriminatory basis.

[13] Both carriers currently have on file with this Board tariffs which apply from/to more than one principal point of origin/destination, which in our opinion do not represent complex tariffs; and the costs of publishing tariffs are an inherent expense incurred in carrier operations.

13 in Order 73–7–9 "Obviously, tariffs filed to conform with our decision in this proceeding must do just that."

The Board feels it is important to note that the carriers' alternatives in publishing tariffs to comply with the Board's Order are not limited to (1) the short-cut averaging methodology with a single arbitrary for each weight-break being applied from/to each interior U.S. gateway point contained in the short-form tariff filings they have made, or (2) the longer and more expensive tariff display of all rates on a point-to-point basis to which the carriers object. Another method is by a tariff rule published together with a table listing the seven named U.S. interior gateway points (headline cities) and all of the involved European and Middle Eastern cities in the sideline (approximately 120 points)[34] showing a mileage percentage figure (relationship over New York) at the intersection of each headline and sideline U.S.-Europe city pair.[35] The percentage developed by the foregoing table would in turn be subject to a conversion table which would convert a list of rates (all available rates from/to New York: General Commodity, Specific Commodity, or container) into the applicable rates to be applied from/to the involved seven interior U.S. points. Thus, these two tables would permit the ready conversion of any rate from/to New York, notwithstanding the type of rate, be it general, specific, or container rate, and on a constant rate-per-mile basis as the Board intended.[36]

As previously stated in Order 73–7–9, we will not prescribe the tariff format to be used in implementing our decision. However, the Board would, upon request, grant the necessary waivers from Part 221[37] if the carriers desire to use this type of format, instead of the more extensive format which would result under a total point-to-point type tariff. In our opinion, rates established by such tariff format (rule and tables) would be clear and explicit and leave no doubt as to their application.

Notwithstanding that the Memphis parties' complaint will be moot as the result of the rejection of the tariffs, the Board directs the carriers' attention to those provisions of Finding 6, at page 19 of Order 73–7–9, which states in part that "The question of the lawful rates and charges between Memphis and other non-gateway interior cities[38] and points in Europe will be considered in determining the lawfulness of the agreements and tariffs required to be filed herein." (emphasis supplied)

The Board also notes that carriers party to this proceeding neither sought nor attempted to resolve by or in their tariff filings the issues concerning differentials in the minimum charges per shipment, as required by Finding 5 at pages 18 and 19 of Order 73–7–9. The Board recommends that the carriers effectively deal with the Memphis issue as well as the minimum-charge issue when refiling their tariffs which are required to be filed in this proceeding.

Lastly, the Board will also extend the time for filing tariffs from the required effective date of September 30, 1973, to November 15, 1973.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly Sections 204(a), 403, 404(b) and 1002(f) thereof,

It is ordered, That:

1. The revisions to the tariffs named in Appendix A are hereby rejected.

2. Special Tariff Permission Application No. 660 dated September 6, 1973, of Air Tariffs Corporation, Agent, is hereby denied.

3. The air carrier and foreign air carrier parties proposing the local or joint tariff revisions listed in Appendix A hereto shall amend their local and joint tariffs to conform with the order herein consistent with Orders 73–2–24 and 73–7–9 effective on or before November 15, 1973, on not less than 30 days' notice.

4. Except to the extent granted herein, the complaints of The City of Philadelphia and Greater Philadelphia Chamber of Commerce, The Attorney General of Virginia on behalf of The Commonwealth of Virginia and other Virginia Parties, The Metropolitan Washington Board of Trade, The Baltimore Parties, and The City of Memphis, Tennessee and The Memphis Area Chamber of Commerce are dismissed.

5. Copies of this order will be filed in the tariffs named in Appendix A and served upon the parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.[39]

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc.73-21291 Filed 10-4-73;8:45 am]

[Docket No. 25680; Order 73–9–106]

PAN AMERICAN WORLD AIRWAYS, INC.

Order of Approval Regarding Capacity Reduction Discussions

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 28th day of September 1973.

By application, dated July 6, 1973, Pan American World Airways, Inc. requests authorization to engage in capacity reduction discussions looking towards an agreement on mutual capacity limitations in the Los Angeles/San Francisco-Honolulu markets.[1] Answers have been filed by Trans World, United and Western in support of the application, whereas Braniff and the Department of Justice have filed answers in opposition. Northwest has filed an answer in which it states that it does not object to other carriers discussing their service but that it will not offer less than its present one flight per day in the designated markets nor will it release its service segment data in these markets.

Having carefully considered the pleadings and other relevant facts, we have decided to authorize the discussions requested by Pan American. The potential benefits which may result from appropriate capacity reduction agreements have been discussed in prior Board orders and have equal applicability here. They are: furtherance of the nation's energy conservation program, lessening of airport congestion, maintenance of lower fares, and financial benefits to the agreement carriers, all without material injury to the quality of service afforded the traveling public.

Discussions were previously authorized in the above markets in Order 71–5–68, dated May 14, 1971. Such discussions were held pursuant to the order in June and August of 1971 but an agreement between the parties could not be reached. We feel that it is once again appropriate to renew our authorization of discussions in the designated markets. Even though all of the carriers in each market have not requested the discussions, the absence of unanimity in each case does not constitute a sufficient ground to deny the

---

[34] It is our understanding that this type of a rule together with the tables would not result in extensive (voluminous) tariff filings.

[35] Mathematically, the mileage relationship over New York produces substantially the same rate as that which would be determined from a rate-per-mile computation. The differences which are only plus or minus one-half (½) of one percent, are due to rounding.

[36] It should be noted that this type of rule will not accommodate those situations where the carriers establish common rates to some, but not all traffic, e.g., Barcelona (Mileage 3,888) and London (Mileage 3,456) are currently common-rated on corate Item 4416 (Electrical Appliances). Notwithstanding the difference of 432 miles, computations on the rate-per-mile basis from Chicago result in Barcelona being one (1) cent per kilogram higher than the rate to London for 45 kilograms. If the carriers desired to maintain the current common-rating practice on this commodity item for these points in Europe they could do so by simply making publication from/to such points on a point-to-point basis, e.g., Chicago-Barcelona at the Chicago-London rate. (All rates available at New York must be available at the named gateway city on an equal per mile basis.)

[37] Section 221.59 of the Economic Regulations.

[38] The Board has received numerous communications from Dayton industries contending that the rate structure discriminates against them.

[39] Appendixes A and B filed as part of the original.

[1] Capacity reduction discussions and restraint agreements have previously been approved by the Board, see Order 73–7–21, July 6, 1973, and previous orders referred to therein. Continental, Northwest, Pan American, Trans World, United and Western serve Los Angeles, Honolulu; Northwest, Pan American, United and Western serve San Francisco-Honolulu.

request of the remaining carriers to attempt to reach an agreement.[3] The markets in question are adequately and competitively served by the remaining carriers and it is possible that a meaningful agreement could be reached despite the absence of the other carriers. However, in order to protect the rights of the other authorized carriers, the discussions shall not exclude those carriers who are certificated to provide non-stop service but who have not filed a request to engage in such discussions.[3]

We do take note of the comments filed by the Department of Justice in which it is stated that the load factors in these markets are "healthy" and, therefore, any reduction in capacity would further increase the load factors to a level which would be adverse to the public interest. The Board is aware of the present load factors and the adverse effects that increases in the experienced levels may have on the traveling public. We do note, however, that the load factors sought by the parties in the designated markets may be justified in light of the present fare structure in these markets. These markets have substantially lower fares and lower yields per passenger mile than other markets of similar distance in which capacity discusions have been authorized. In order to preserve this low fare structure, the carriers must maintain higher load factors than are permitted in higher fare markets. In this respect, the California-Honolulu markets are similar to the New York-San Juan market in which the Board has found that high load factors do not necessarily have a detrimental effect on the level of service being offered the public.[4] In addition, there is a major seasonality problem created by the tourist feature of these markets. We would expect the discussants to adjust to any capacity agreement to meet these seasonality conditions.

The Board realizes the complexity of issues presented in a capacity reduction agreement. Provisions of an agreement relating to competition and the public interest will be carefully scrutinized by the Board. With these and other important factors in mind, we have set for evidentiary hearing (Orders 73–7–147 and 73–8–59) our interim approval of the capacity reduction agreements in the transcontinental and San Juan cases (Docket 22908). We, therefore, advise the carriers that if an agreement should be reached it may either be set for hearing or be subject to our decision in Docket 22908.

Accordingly, *It is ordered*, That:

1. The application of Pan American World Airways, Inc. for approval of discussions regarding capacity reduction in the below-specified city-pairs,[5] be and it hereby is approved subject to the following conditions:

(a) Discussions shall be held in Washington, D.C., the hour and date to be determined by the carriers. A notice of such meetings shall be served upon the Civil Aeronautics Board and the persons stated in ordering paragraph 2 at least seven business days prior to such meetings;

(b) Participation in the discussions shall be limited to carriers certificated to provide single-plane scheduled service in the markets under discussion;

(c) Representatives of the Civil Aeronautics Board and any other local, state or Federal Government Agency; civic, trade or consumer association, group or representative; the press; or air carrier expressing an interest shall be permitted to attend and view the discussions as observers;

(d) A full transcript shall be maintained of all meetings; at the expense of the carriers, and two copies of said transcript shall be filed with the Board within ten days after the conclusion of each day's meetings, and shall be available for purchase by any person;

(e) Any agreement reached as a result of the discussions authorized herein shall be filed with the Board for approval under section 412 of the Act within fifteen days of consummation thereof, accompanied by an explanatory statement and a statement of justification, and shall be served on the persons listed in ordering paragraph 2 within the same period: *Provided*, That no agreement shall be implemented without having been previously approved by the Board;

(f) Comments pertaining to any agreement filed pursuant to subparagraph (e) shall be filed within 14 days from the date of the filing of such agreement with the Board;

(g) Comments in reply to any previously filed document authorized to be filed in subparagraphs (e) and (f) shall be filed within ten days of the date of filing of such document;

(h) The relief granted herein shall expire within 90 days of the date of this order and may be revoked or amended at any time in the discretion of the Board;

(i) This authorization does not extend to discussions of rates, fares, charges, or inflight or other services pertaining to air transportation; and

(j) The Board's staff representative will submit, and make publicly available at the first discussions session, service segment data for each carrier participating in the discussions for the two most recent calendar years.[6]

2. Copies of this order shall be served on the Departments of Defense, Justice and Transportation; the U.S. Postal Service; the Cities of Los Angeles, San Francisco and Honolulu; the States of California and Hawaii; all certificated air carriers; the Environmental Defense Fund; and ALPA; and

3. To the extent not granted herein, all outstanding requests be and they hereby are dismissed. This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.[7]

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc.73-21292 Filed 10-4-73;8:45 am]

[3] Northwest has indicated that it will not participate in the discussions but that it does not oppose the other carriers discussing capacity reduction. Continental has not indicated any view on its position with respect to the Los Angeles-Honolulu market.

[3] Other interested parties will be permitted to attend such discussions as observers, to purchase a copy of the transcript and to file comments on any agreement ultimately reached and submitted to the Board.

[4] See Order 72-11-7, November 2, 1972 at p. 4.

[5] The authorized city-pairs are: Los Angeles-Honolulu and San Francisco-Honolulu.

[6] The data will include a monthly break down of the following: passengers on board, available seat miles, revenue passengers, revenue passenger miles, load factor, and number of departures.

[7] Dissenting and Concurring statements filed as part of original document.

COUNCIL ON ENVIRONMENTAL QUALITY

ENVIRONMENTAL IMPACT STATEMENTS

Availability of Final Statements

Environmental impact statements received by the Council on Environmental Quality from September 24 through September 28, 1973.

NOTE.—At the head of the listing of statements received from each agency is the name of an individual who can answer questions regarding those statements.

DEPARTMENT OF AGRICULTURE

Contact: Dr. Fred H. Tschirley, Acting Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 331-E, Administration Building, Washington, D.C. 20250, 202-477-3965.

FOREST SERVICE

Draft

Davis Peak and Elkhorn Mountain Roadless Areas, Routt County, Colo., Sept. 25: The statement considers a proposal for the "multi-developed" management of 5,550 acres in the northwest corner of the Davis Peak Roadless Area and 1,880 acres on the Northeast corner of the Elkhorn Mountain Roadless Area in the Routt National Forest. Primary management activity will be the application of proper silvicultural techniques. Activities will consist of construction roads to facilitate harvesting on 3,760 acres of the Davis Peak Roadless Area and 1,880 acres of the Elkhorn Mt. Adverse effects are: loss of 7,430 acres, loss of and disruption of wildlife game and fish habitat, and increase in erosion, water and air pollution (56 pages). (ELR Order No. 31542) (NTIS Order No. EIS 73 1542-D.)

Flathead Wild and Scenic River Proposal, Flathead and Powell Counties, Mont., Sept. 20: Sections totalling 2,190 miles of the Flathead River are proposed for inclusion in the National Wild and Scenic Rivers System. The proposal provides the means to preserve and enchance the river in its free-flowing state and to minimize adverse environmental effects to the river and adjacent lands (56 pages). (ELR Order No. 31530) (NTIS Order No. EIS 73 1530-D.)

DEPARTMENT OF DEFENSE

ARMY

Contact: Mr. George A. Cunney, Jr., Acting Chief, Environmental Office, Directorate of Installations, Office of the Deputy Chief of Staff for Logistics, Washington, D.C. 20310, 202-OX 4-4269.

Final

Determination of M34 Stockpile, Colorado, Sept. 20: The statement refers to the proposed demilitarization of 21,115 M34 nerve gas bomb clusters at the Rocky Mountain Arsenal, Denver. The bombs will be disassembled by remote control, with the gas agent ultimately being chemically detoxified, evaporated of its water, and reduced to a dried salt by-product, which will be stored in drums at the arsenal and finally disposed of in coordination with the Environmental Protection Agency (approximately 100 pages). Comments made by: DOD, HEW, DOI, DPA, and regional agencies. (ELR Order No. 31529) (NTIS Order No. EIS 73 1529–F.)

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn: DAEN–PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue SW., Washington, D.C. 20314, 202–693–7168.

Draft

Apalachicola Bay, Fla., Sept. 25: The proposed project is the maintenance dredging of the St. George Island Channel, East Point, and Two Miles Channels. Dredge spoil form the East Point and Two Mile channels will be deposited in open-water sites, while spoil from the St. George Island Channel will be used for beach nourishment. Disruption of aquatic habitat, siltation and increased turbidity will occur (35 pages). (ELR Order No. 31543) (NTIS Order No. EIS 73 1543–D.)

La Grange Bayou, Walton County, Fla., Sept. 27: The project is the continuation of routine maintenance dredging of a channel located in Choctawhatchee Bay. There will be a loss of bottom dwelling organisms, lowering of water quality, and loss of vegetation due to spoiling (39 pages). (ELR Order No. 31551) (NTIS Order No. EIS 73 1551–D.)

Markland Locks and Dam Highway, Kentucky and Indiana, Sept. 27: The proposed project is the construction of a two-lane highway bridge supported by the Markland Dam, crossing the Ohio River. An unspecified amount of land will be acquired for right-of-way, with possible displacement of families. Air and noise pollution in the area will increase (8 pages). (ELR Order No. 31550) (NTIS Order No. EIS 73 1550–D.)

Baltimore Harbor and Channels, Virginia and Maryland, Sept. 25: The proposed project is the maintenance dredging of the main Baltimore Harbor Channel as well as associated branch channels. Project length is 36.6 miles. Dredged spoils are to be deposited at Kent Island, Wolf Trap and Dam Neck. dwelling) organisms such as oysters, and clams. Water turbidity will increase (126 pages). (ELR Order No. 31544) (NTIS Order No. EIS 73 1544–D.)

Final

Harry S. Truman Dam, Supplement, Sept. 24: The document provides supplemental information to a final environmental impact statement which was filed with the Council on February 28, 1973. Items covered include: response to comment; updated benefit-cost analysis; and additional information on alternatives and impact. (Kansas City District) (Two Volumes). (ELR Order No. 31538) (NTIS Order No. EIS 73 1538–F.)

San Francisco Bulk Mail Center, Richmond, Calif., Sept. 13. Proposed is the construction of the San Francisco Bulk Mail Center, in Richmond, California. The Center will occupy a 56 acre site on San Francisco Bay. There will be visual impact, and short-term construction disruption. (Sacramento District) (approximately 100 pages). Comments made by: EPA, USDA, DOI, and DOT. (ELR Order No. 31496) (NTIS Order No. EIS 73 1496–F.)

Beech Creek Flood Control Channel, Grant County, Oreg., Sept. 25: The project proposed involves flood channel construction on Beech Creek, a tributary of the John Day River. The project which would provide a flood contract channel through the City of Mt. Vermon, would include reshaping of the natural streambed and construction of 3,500 feet of channel bordered by rock-lined levees. Adverse impacts of the action include displacement of the existing streambank vegetation and disruption to the communities during construction (40 pages). Comments made by: DOI, DOT, EPA, HEW, HUD, governors office, and one private agency. (ELR Order No. 31547) (NTIS Order No. EIS 73 1547–F.)

ENVIRONMENTAL PROTECTION AGENCY

Contact: Mr. Sheldon Meyers, Director, Office of Federal Activities, Room 3630, Waterside Mall, Washington, D.C. 20460, 202–755–0940.

Draft

Trinity River Authority, Central Regional Facility, Texas, Sept. 24: Proposed is federal grant assistance to the Trinity River Authority for aid in the construction of additional wastewater treatment facilities at its Central Regional Wastewater Facility site in Grand Prairie. The project involves construction of a 70 MGD activated sludge treatment facility to be operated in parallel to the existing 30 MGD trickling filter facility. The combined discharge will receive further treatment prior to discharge to the Trinity River 8 miles upstream from Dallas. Construction of the plant expansion and related work will involve local disruption. (ELR Order No. 31540) (NTIS Order No. EIS 73 1540–D.)

Final

Upper Thompson Sanitation District, Colorado, Sept. 21: The statement refers to a proposed project of the Upper Thompson Sanitation District, near Estes Park. Intercepter sewers would be constructed in the major subdrainages of the Big Thompson River above Olympus Dam. Sewage would be transported to a proposed tertiary treatment plant to be located on lands administered by the Bureau of Reclamation. Effluent would be discharged to the Big Thompson River below Olympus Dam. There will be construction disruption. Population growth will significantly change the character of the area and cause localized pressures on use of Rocky Mountain National Park and Roosevelt National Forests (2 volumes). Comments made by: COE, DOI, USDA, HUD, DOT, state, and local agencies and concerned citizens. (ELR Order No. 31531) (NTIS Order No. EIS 73 1531–F.)

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, 202–343–3891.

BONNEVILLE POWER ADMINISTRATION

Draft

Hungry Horse Cloud Seeding Project, Flathead and Lake Counties, Mont., Sept. 24: Proposed is a cloud seeding project which is intended to maintain normal snowpack conditions in the basin of the South Fork of the Flathead River above Hungry Horse Dam. The purpose is to help alleviate a projected shortage of firm energy in the Pacific Northwest, by assuring normal stream flows and hydroelectric generation. Approximately 18 pounds of silver iodide will be released over the study area; the project will extend from November 15, 1973 through April 15, 1974. Impact could include a 10 percent increase in snowpack over the 1,034,600 acre target area, with resultant effects to wildlife, vegetation, soil erosion, and streamflow (102 pages). (ELR Order No. 31537) (NTIS Order No. EIS 73 1537–D.)

BUREAU OF SPORT FISHERIES AND WILDLIFE

Draft

Horicon National Wildlife Refuge, Dodge County, Wis., Sept. 27: The statement refers to the proposed purchase of 42.86 acres of land for addition to the Refuge. Planned development will include a visitor information center, trails, 1.5 miles of new road, a parking area, and road rehabilitation (31 pages). (ELR Order No. 31535) (NTIS Order No. EIS 73 1535–D.)

STATE DEPARTMENT

Contact: Mr. Christian Herter, Jr., Special Assistant to the Secretary for Environmental Affairs, Room 7819, Washington, D.C., 202–632–7964.

Final

Reduction of Salinity, Colorado River Flows to Mexico, Sept. 26: The statement discusses alternative proposals for the reduction of salinity in the flow of Colorado River water to Mexico. Proposals include: construction of nine desalting projects; realigning a portion of the Coachella Canal; adopting improved irrigation techniques; shutting down all or a portion of the Wellton-Mohawk Irrigation District; the use of weather modification techniques; and placing a moratorium on federally supported development projects in the Colorado Basin (300 pages). Comments made by: USDA, COE, DOC, HUD, DOI, DJUS, EPA, and FPC. (ELR Order No. 31516) (NTIS Order No. EIS 73 1516–F.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Quality, 400 7th Street SW., Washington, D.C. 20590, 202–426–4357.

FEDERAL AVIATION ADMINISTRATION

Final

Lawrence Municipal Airport, Douglas County, Kans., Sept. 25: The purpose of the Airport Site Selection Study contained in this statement is to inventory the present airport conditions, to explore the probable airport usage by 1990, to develop the general requirements to satisfy the estimated 1990 use demands, and to determine a feasible site on which to construct these facilities. Six potential sites, including the present site, are inspected and evaluated in the study. Adverse impacts include possible exposure of new areas to aircraft sound and emissions (90 pages). Comments made by: USDA, COE, EPA, GSA, HEW, HUD, and AHP. (ELR Order No. 31546) (NTIS Order No. EIS 73 1546–F.)

Wharton Municipal Airport, Tex., Sept. 25: The statement refers to a project to acquire land for future runway and clear zone extension, and the present extension of an existing runway to 3,806' within present airport property. The action also consists of constructing a parallel taxiway, expanding the apron, installing VASI, fencing, lighting, and a non-directional radio beacon. Air and noise pollution will increase (61 pages). Comments made by: USDA, COE, EPA, HUD, and state agencies. (ELR Order No. 31545) (NTIS Order No. EIS 73 1545–F.)

FEDERAL HIGHWAY ADMINISTRATION

Draft

Chitina-McCarthy Highway, Sept. 13: Proposed is the reconstruction and realignment of the existing 58 mile road between the East Bank of the Copper River and McCarthy. Most existing bridges, except that across the Kuskalana River, will require replacement. Adverse effects of the project will include the acquisition of new right-of-way, the sedimentation of streams, and the introduction of particulate matter to the atmosphere (240 pages). (ELR Order No. 31498) (NTIS Order No. EIS 73 1498-D.)

F.A.S. 17, Tuscaloosa County, Ala., Sept. 24: The proposed project is the construction of 2.18 miles of F.A.S. Route 17. The 4-lane facility will displace 10 dwellings (27 people) and 3 businesses. Total land acquisition for the project will be 45 acres. Increases in noise and air pollution will occur (16 pages). (ELR Order No. 31541) (NTIS Order No. EIS 73 1541-D.)

U.S. 77, Minnehaha County, S. Dak., Sept. 24: The proposed project is the construction of 1.5 miles of U.S. 77, in Sioux Falls, South Dakota. The amount of land to be acquired is unspecified; displacements will number 8 homes and 2 businesses. Two historical sites will be relocated (78 pages). (ELR Order No. 31539) (NTIS Order No. EIS 73 1539-D.)

S.R. 68, Salt Lake County, Utah, Sept. 17: The proposed project is the reconstruction of Redwood Road (S.R. 68). Length is 4.3 miles. An unspecified amount of land will be acquired for right-of-way. Displacements will include 70 to 144 families, and 4 businesses. A 4(f) review has been filed to obtain land from the Taylorsville Recreation Center. Increases in noise levels will adversely affect one school (189 pages). (ELR Order No. 31508) (NTIS Order No. EIS 73 1508-D.)

Harwood Highway, St. Thomas, Virgin Islands, Sept. 24: The proposed project is the improvement of Harwood Highway between Submarine Base Light and the College of the Virgin Islands, in St. Thomas. The facility is approximately 2 miles in length. An unspecified amount of land will be acquired for right-of-way. Displacements will number between 9 and 42 families, and 1 and 4 businesses. Increases in noise and air pollution will occur (31 pages). (ELR Order No. 31536) (NTIS Order No. EIS 73 1536-D.)

Final

I-90, and U.S. 169, Faribault County, Minn., Sept. 21: The proposed project involves construction work on I-90 and U.S.T.H. 169, both near the City of Blue Earth. Construction work will involve 2.5 miles of I-90 and 4.8 miles of U.S. 169. A total of 206 acres of agricultural land will be obtained for right-of-way. Displacements will total 6 families and 3 businesses. U.S. 169 will traverse the East Branch of the Blue Earth River; erosion and siltation will occur. Drainage patterns will be disturbed (73 pages). Comments made by: USDA, COE, DOC, DOI, DOT, and EPA. (ELR Order No. 31533) (NTIS Order No. EIS 73 1533-F.)

I-394, Hennepin County, Minn., Sept. 21: The proposed project is the construction of 0.91 mile of freeway beginning at Interstate 494 in Minnetonka and ending at Washington Avenue North, in Minneapolis. The project will require 25 acres of land for right-of-way. Total displacements will include 62 businesses, 82 dwelling units, 4 apartment buildings, and 2 non-profit organizations. Air, noise, and water pollution levels will rise (219 pages). Comments made by: USDA, COE, DOI, DOT, EPA, HUD, OEO, and state agencies. (ELR Order No. 31534) (NTIS Order No. EIS 73 1534-F.)

L.R. 22004-2, Traffic Route 225, Dauphin County, Pa., Sept. 18: The proposed project is the reconstruction and relocation of T.R. 225 with a new bridge over Clarks Creek. Land acquisition is unspecified; displacements include 4 families. The facility will require a bridge over Clarks Creek, increasing erosion and water pollution. Increases in noise levels will occur (63 pages). Comments made by: DOI and EPA. (ELR Order No. 31511) (NTIS Order No. EIS 73 1511-F.)

U.S. 87, Hale and Swisher Counties, Tex., Sept. 21: The proposed project is the reconstruction of U.S. 87 for 52 miles with 19 miles on new location. The facility will acquire an unspecified amount of land and will displace 51 families (200 individuals), 3 businesses, 2 churches, and divide 14 farms. An increase in noise and air pollution levels will occur (64 pages). Comments made by: USDA, COE, DOI, DOT, EPA, HEW, and OEO. (ELR Order No. 31532) (NTIS Order No. EIS 73 1532-F.)

TIMOTHY ATKESON,
General Counsel.

[FR Doc.73-21300 Filed 10-4-73;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 19787; FCC 73R-342]

CHESAPEAKE-PORTSMOUTH BROADCASTING CORP.

Memorandum Opinion and Order Enlarging Issues

In regards application of Chesapeake-Portsmouth Broadcasting Corporation, Portsmouth, Virginia, Docket No. 19787, File No. B-13,137, for broadcast license for WPMH (AM).

1. The Commission designated the application of Chesapeake-Portsmouth Broadcasting Corporation (Chesapeake-Portsmouth) for a broadcast license for Station WPMH (AM)[1] for hearing by Order and Notice of Apparent Liability, FCC 73-748, released July 25, 1973 (38 FR 20503). The issues specified include: (a) An adequate supervision and control issue; (b) an equal employment opportunity issue; (c) a Section 73.932(a) rules violation issue; and (d) a failure-to-maintain a public file issue. Now before the Review Board is a petition for enlargement of issues, filed August 15, 1973, by Chespeake-Portsmouth, requesting the addition of an issue "to determine if the programming of Station WPMH has been meritorious."[2]

2. Chesapeake-Portsmouth contends that since the issues designated by the Commission relate to the operation of the station, the applicant's programming is relevant to the determination to be made herein. Therefore, petitioner argues that a meritorious programming issue is warranted. The Broadcast Bureau in its comments does not oppose petitioner's request; however, the Bureau asserts that the petitioner should be limited to showing programming broadcast before the Commission's field investigation was initiated on August 14, 1972, when, according to the Bureau, petitioner first learned that the Commission contemplated action against it. In reply, Chesapeake-Portsmouth asserts that it first "received notice" that the Commission was contemplating taking action against it when the Commission's "Order and Notice of Apparent Liability" was released on July 25, 1973.

3. The Review Board will add an issue allowing Chesapeake-Portsmouth to submit evidence of its station's meritorious programming. The showing the applicant, permittee or licensee is allowed to make is generally limited to programming instituted before the licensee received notice that the Commission was contemplating action against it. See Chronicle Broadcasting Co., 18 FCC 2d 120, 16 RR 2d 494 (1969); and Midwest Radio-Television, Inc., 18 FCC 2d 1011, 16 RR 2d 987 (1969). However, a determination of when such notice was actually received should be made by the Administrative Law Judge in the first instance, and the Board will therefore not attempt to resolve this question. Finally, the Board notes that the issue will be added without prejudice to the rights of the parties to argue, subsequently, regarding the weight which should be accorded to the evidence adduced under the issue. See Wagoner Radio Co., 12 FCC 2d 978, 13 RR 2d 114 (1968).

4. *Accordingly, it is ordered,* That the petition for enlargement of issues, filed August 15, 1973, by Chesapeake-Portsmouth Broadcasting Corporation, is granted to the extent indicated herein, and is denied in all other respects; and

5. *It is further ordered,* That the issues in this proceeding are enlarged by the addition of the following issue:

To determine whether the programming of Station WPMH (AM) has been meritorious, particularly with regard to public service programs;

6. *It is further ordered,* That the burdens of proceeding with the introduction of evidence and proof under the issue herein added shall be on Chesapeake-Portsmouth Broadcasting Corporation.

Adopted September 28, 1973.

Released October 1, 1973.

FEDERAL COMMUNICATIONS COMMISSION,[3]
[SEAL] VINCENT J. MULLINS,
Acting Secretary.

[FR Doc.73-21238 Filed 10-4-73;8:45 am]

[1] The construction permit under which Chesapeake-Portsmouth filed its present application for license was granted November 18, 1971. The application for license was filed on December 8, 1971. Station WPMH began operation in January, 1972 under program test authority.

[2] Also before the Review Board are the following related pleadings: (a) the Broadcast Bureau's comments, filed August 22, 1973; and (b) a reply, filed August 28, 1973, by Chesapeake-Portsmouth.

[3] Board Member Berkemeyer absent.

FEDERAL HOME LOAN BANK BOARD

FEDERAL SAVINGS AND LOAN ADVISORY COUNCIL

Notice of Meeting

OCTOBER 1, 1973.

Pursuant to section 10(a) of Pub. L. 92-463, entitled the Federal Advisory

Committee Act, notice is hereby given of the meeting of the Federal Savings and Loan Advisory Council on Monday, Tuesday, and Wednesday, October 29, 30, 31, 1973. The meeting will commence at 9 a.m. on October 29, at 9 a.m. on October 30, and at 9 a.m. on October 31, at the Madison Hotel, 15th & M Streets, NW. ,Washington, D.C. in the Arlington Room.

MONDAY, OCTOBER 29

9-11 a.m.---- General discussion.
2:30 p.m.---- S&L's adopt fiscal year other than calendar year.
Federal funds as regards to statutory liquidity.
Changing dividend rates within a distribution period.
Use of debentures to meet FIR requirements.

TUESDAY, OCTOBER 30

Board's response on "wild card" CD's.
Customer notification on rate changes—Reg. 73-1085.
Lot purchase financing.
Board's policy on President's recommendations on financial structure.
Flexible mortgage.
20 percent of asset limitation—under 5 percent reserves.
Loan participation certificates.
Board's statement on conversions.
Accounting principle relative to service fees, discounts, goodwill, and losses.

WEDNESDAY, OCTOBER 31

9-11 a.m.---- General discussion.

The meeting will be open to the public on October 29 from 9-5, on October 30 from 9-5, and on October 31 from 9-5.

THOMAS R. BOMAR,
Chairman,
Federal Home Loan Bank Board.

[FR Doc.73-21239 Filed 10-4-73;8:45 am]

FEDERAL MARITIME COMMISSION

FARRELL LINES INC., AND HAMBURG-SUDAMERIKANISCHE DAMPFSHIFF-FAHRTS-GESELLSCHAFT

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, (46 U.S.C. 814)).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street, NW., Room 1015; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, and San Francisco, California. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, by October 25, 1973. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

EQUIPMENT INTERCHANGE AGREEMENT

Notice of Agreement Filed by:

Baldvin Einarson, Esq.,
Kirlin, Campbell & Keating,
One Twenty Broadway,
New York, N.Y. 10005.

Agreement No. 10089, between Farrell Lines Inc. and Hamburg-Sudamerikanische Dampfshifffahrts-Gesellschaft by Columbus Line as agents, covers an arrangement for the interchange of containers and/or related equipment in connection with the operation of their common carrier services in the trade between United States ports and ports in Australia and New Zealand, in accordance with the terms and conditions set forth therein.

By Order of the Federal Maritime Commission.

Dated October 1, 1973.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.73-21248 Filed 10-4-73;8:45 am]

PORT OF SEATTLE AND JAPAN LINE, LTD. ET AL.

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, (46 U.S.C. 814)).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, and San Francisco, California. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, by October 25, 1973. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

George H. Sutter
Manager Real Estate Services
Department of Real Estate
Port of Seattle
PO Box 1209
Seattle, Washington 98111

Agreement No. T-2323-3, between the Port of Seattle (Port) and Japan Line, Ltd., Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd., Nippon Yusen Kaisha, Showa Shipping Co., Ltd. and Yamashita-Shinnihon Steamship Co., Ltd. (the Lines) modifies the parties' basic agreement providing for the preferential use of certain property at the Port's Terminal 18. The purpose of the modification is to: (1) Clarify the intent of the agreement as that of aiding the Lines in achieving maximum use and efficiency of Terminal 18; (2) revise notice filing procedures; and (3) revise the compensation features of the basic agreement to provide that (a) the Lines will be credited all applicable Port tariff revenues received by the Port in connection with ships owned, operated or chartered by the Lines in computing the Port's compensation under the agreement; (b) crane and straddle equipment fuel and maintenance may be furnished either by the Lines at their own expense, or by the Port under rates published in its Container Tariff No. 1.

By Order of the Federal Maritime Commission.

Dated October 1, 1973.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.73-21247 Filed 10-4-73;8:45 am]

[Docket No. 73-60]

UNITED STATES LINES, INC.

General Increase in Rates Between the U.S. Atlantic Coast and Guam, Midway Island, and Wake Island; Order of Investigation and Suspension

United States Lines, Inc. (USL) has filed with the Federal Martime Commission Supplement No. 1 to its Guam Freight Tariff, No. 1, FMC- FNo. 52, effective October 1, 1973. This supplement contains a general rate increase of 15 percent between Atlantic Coast Ports and Guam, Mariana Islands, Midway Island, and Wake Island.

In connection with the proposed increase, USL filed financial data pursuant to Amendment 1 to General Order No. 11 (46 CFR 512.3(d)). A review of these data by the Commission's staff indicates that USL may earn an excessive rate of return if the proposed general rate increase is allowed to become effective. Thus, the Commission is of the opinion that the above designated tariff matter

should be made the subject of a public investigation and hearing to determine whether it is unjust, unreasonable or otherwise unlawful under section 18(a) of the Shipping Act, 1916, and/or sections 3 and 4 of the Intercoastal Shipping Act, 1933, and good cause appearing therefor:

It is ordered, That pursuant to the authority of section 22 of the Shipping Act, 1916, and sections 3 and 4 of the Intercoastal Shipping Act, 1933, an investigation is hereby instituted in to the lawfulness of said matter with a view to making such findings and orders in the premises as the facts and circumstances warrant. In the event the matter hereby placed under investigation is further changed, amended, or reissued, such matter will be included in this investigation;

It is further ordered, That pursuant to section 3, Intercoastal Shipping Act, 1933, Supplement No. 1 to United States Lines' Guam Freight Tariff No. 1, FMC–F No. 52 is suspended and the use thereof deferred to and including January 31, 1974, unless otherwise ordered by the Commission;

It is further ordered, That there shall be filed immediately with the Commission by United States Lines, Inc., a consecutively numbered supplement to the aforesaid tariff which supplement shall bear no effective date, shall reproduce the portion of this order wherein the suspended matter is described and shall state that the aforesaid matter is suspended and may not be used until February 1, 1974, unless otherwise authorized by the Commission; and the rates and charges or other provisions heretofore in effect, and which were to be changed by the suspended matter shall remain in effect during the period of suspension, and neither the matter suspended, nor the matter which is continued in effect as a result of such suspension, may be changed until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission;

It is further ordered, That copies of this order shall be filed with the said tariff schedule in the Bureau of Compliance of the Federal Maritime Commission;

It is further ordered, That United States Lines, Inc. be named respondent in this proceeding;

It is further ordered, That this proceeding be assigned for public hearing before an Administrative Law Judge of the Commission's Office of Administrative Law Judges and that the hearing be held at a date and a place to be determined and announced by the Presiding Administrative Law Judge;

It is further ordered, That (I) a copy of this order shall be forthwith served upon the respondent and published in the FEDERAL REGISTER; and (II) the said respondent be duly served with notice of time and place of hearing.

All persons (including individuals, corporations, associations, firms, partnerships, and public bodies) having an interest in this proceeding and desiring to intervene therein, should notify the Secretary of the Commission promptly and file petitions for leave to intervene in accordance with Rule 5(1) of the Commission's rules of practice and procedure (46 CFR § 502.72) with a copy to all parties to this proceeding.

By the Commission.

[SEAL] FRANCIS C. HURNEY,
Secretary.

[FR Doc.73-21249 Filed 10-4-73;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. E-8362]

ALABAMA POWER CO.

Notice of Change in Rate Schedule

SEPTEMBER 28, 1973.

Take notice that on August 6, 1973, Alabama Power Company (Applicant) filed with the Federal Power Commission, pursuant to section 35 of the regulations under the Federal Power Act, an unsigned agreement, dated July 16, 1973, with the City of Luverne, Alabama (City), which is filed pursuant to Applicant's tariff Rate Schedule MUN–1. Additionally, Applicant has filed a Fourth Revised Sheet No. 35 of the Index of Purchasers to the aforementioned Rate Schedule. This sheet has been revised to show the conversion of the delivery point to the City to the Applicant's tariff Rate Schedule, effective September 2, 1973. Applicant's tariff Rate Schedule MUN–1 is presently under consideration by the Commission in Docket No. E–7674.

The purpose of this filing is to declare the Applicant's intention of converting delivery of power to the City to Applicant's filed tariff on September 2, 1973, the date Applicant's fixed rate contracts with City expires. The procedure of filing unsigned service agreements with the Commission was approved in *Muncipal Electric Utility Ass'n of Alabama* v. *FPC*, — F. 2d —, Civil Action No. 72–1293 (D.C. Cir. 1973).

Any person desiring to be heard or to make any protest with reference to said application should on or before October 24, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21190 Filed 10-4-73;8:45 am]

[Docket No. CI74-187]

CHEVRON OIL CO., WESTERN DIVISION

Notice of Application

SEPTEMBER 27, 1973.

Take notice that on September 14, 1973, Chevron Oil Company, Western Division (Applicant), P.O. Box 599, Denver, Colorado 80201, filed in Docket No. CI74–187 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Mississippi River Transmission Corporation from the Mills Ranch Field, Wheeler County, Texas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to sell approximately 16,250 Mcf of gas per day at 30.0 cents per Mcf at 14.65 psia, subject to upward and downward Btu adjustment, within the contemplation of section 2.70 of the Commission's general policy and interpretations (18 CFR 2.70). Initial downward Btu adjustment is estimated 0.27 cent per Mcf.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or bfeore October 12, 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). 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 tse protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be

unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21183 Filed 10-4-73;8:45 am]

[Docket No. E-8347]

CONSUMERS POWER CO.

Notice of Letter Agreement for Modification of Wholesale Rate Contract

SEPTEMBER 28, 1973.

Take notice that on August 9, 1973, Consumers Power Company (Consumers) tendered for filing a Letter Agreement for modifications in the Wholesale Rate Contract dated October 7, 1970 (designated Consumers Power Company Rate Schedule FPC No. 31), between Consumers and the City of Lansing, Michigan (City).

Consumers, in its letter of transmittal, requests that notice requirements contained in section 35.3 of the Commission's regulations under the Federal Power Act be waived pursuant to section 35.11 and permit the Letter Agreement to become effective on July 1, 1973, in accordance with its terms.

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 October 20, 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.73-21187 Filed 10-4-73;8:45 am]

[Docket No. CP74-75]

EGYPTIAN GAS STORAGE CORP.

Notice of Application

SEPTEMBER 28, 1973.

Take notice that on August 27, 1973, Egyptian Gas Storage Corporation (Applicant), 1108 Old National Bank Building, Evansville, Indiana 47708, filed in Docket No. CP74-75 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Texas Eastern Transmission Corporation (Texas Eastern) in Saline County, Illinois, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to sell up to 1,000 Mcf of gas per day, plus additional gas which may be available and can be delivered, for one year at 50.0 cents per Mcf at 14.73 psia, subject to downward Btu adjustment, within the contemplation of section 2.70 of the Commission's general policy and interpretations (18 CFR 2.70). Applicant was authorized in Docket No. CP73-8 to sell gas to Texas Eastern at 40.0 cents per Mcf for one year from September 19, 1972.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before October 12, 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.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21194 Filed 10-4-73;8:45 am]

EL PASO NATURAL GAS CO.

[Docket Nos. RP72-150; RP72-155]

Notice of Supplemental Proposed Change in Rates

SEPTEMBER 24, 1973.

Take notice that El Paso Natural Gas Company (El Paso), on September 7, 1973, tendered for filing a supplemental notice of change in rates under its FPC Gas Tariff, Original Volume No. 1, applicable to service rendered to its Southern Division System customers. Such change in rates is in lieu of the proposed change in rates tendered by El Paso on August 16, 1973,[1] pursuant to the provisions of El Paso's Purchased Gas Adjustment Clause (PGAC) in El Paso's said tariff. El Paso states that the proposed rate change is submitted for the purpose of supplementing the notice of change in rates filed August 16, 1973, to include therein increases in producer-supplier rates permitted as a result of the Commission's Opinion No. 662 and accompanying order, issued August 7, 1973, at Docket No. AR70-1 (Phase I) which have been filed with the Commission and which are to become effective on or before September 30, 1973.

Copies of the filing have been served upon all parties of record in Docket Nos. RP72-150 and RP72-155, and upon all Southern Division System customers and interested state regulatory commissions.

Also take notice that El Paso on September 7, 1973, tendered for filing a supplement to its notice of change in rates filed August 16, 1973, with respect to certain special rate schedules contained in its FPC Gas Tariff, Third Revised Volume No. 2 and Original Volume No. 2A, applicable to service rendered to certain of its Southern Division System customers. Such change in rates, as supplemented, is proposed to become effective as of October 1, 1973, and is in the total amount of 4.61¢ per Mcf to be uniformly applied to each affected rate schedule. The proposed rate change is submitted for the purpose of compensating El Paso for increases in its cost of purchased gas, to maintain parity of treatment among similar purchasers and to give effect to the keyed nature of the pricing provisions in the affected rate schedules.

Since the tender of August 16, 1973, El Paso states that it has received numerous filings made by its producer-suppliers designed to implement the change in rates provided by Opinion No. 662, all to become effective on or before September 30, 1973. Accordingly, El Paso filed concurrently with the supplement to its notice of change affecting the special rate schedules a supplement to its PGAC notice of change in rates also tendered on August 16, 1973, applicable to its Southern Division System rate schedules contained in its FPC Gas Tariff, Original Volume No. 1, to include therein the increased purchased gas cost attributable to the increases permitted under the provisions of said Opinion No. 662. The effect of such increase in purchased gas costs results in a further increase in El Paso's Southern Division System jurisdictional rates of 2.00¢ per Mcf above the Original Volume No. 1 rate schedule rates proposed to become effective on October 1, 1973, by the said August 16, 1973, tender.

The affected rate schedules the subject of this special rate schedule tender contain rate provisions under which the applicable rate is keyed to, and identical with, the rate in effect from time to time

[1] Commission notice of said change in rates was issued August 28, 1973, at Docket Nos. RP72-150 and RP72-155.

under a designated rate schedule contained in Original Volume No. 1 of El Paso's said FPC Gas Tariff. Accordingly, given the keyed nature of the rate schedules affected, and the fact that the rates to which the keyed rates affected are to be further increased effective October 1, 1973, as a result of the Commission's Opinion No. 662, El Paso proposes that such increase in rates, for which notice is being given, but also made effective October 1, 1973. El Paso requests that the Commission grant waiver of its rules and regulations as may be necessary to implement the instant filing. As fully set forth in the submittal, the total net increase in rates of 4.61¢ per Mcf, above the rates currently in effect, is proposed to be effective October 1, 1973.

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 September 27, 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.73-21173 Filed 10-4-73;8:45 am]

[Dockets Nos. CI73-886; CI73-887]

EMERALD PRODUCING CORP. AND EMERALD PETROLEUM CORP. ET AL.

Notice Canceling Hearing

SEPTEMBER 26, 1973.

On August 31, 1973, an order was issued fixing a hearing in the above-designated matters. On September 19, 1973, Emerald Producing Corporation filed a notice of withdrawal of the applications.

Notice is hereby given that the hearing scheduled for November 5, 1973, is canceled.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21181 Filed 10-4-73;8:45 am]

[Docket No. E-8371]

ILLINOIS POWER CO.

Notice of Revised Connection Point Agreements

SEPTEMBER 28, 1973.

Take notice that on August 20, 1973, Illinois Power Company (Applicant) filed with the Federal Power Commission, pursuant to section 25 of the regulations under the Federal Power Act, several new and revised Connection Point agreements under Article 3 of the Interconnection Agreement between Applicant, Central Illinois Public Service Company (CIPS), and Union Electric Company (UEC), dated February 18, 1972, and designated in Applicant's Rate Schedule FPC No. 50.

The Agreements filed are as follows:

APPENDIX A, CIPS-IP

NEW CONNECTION POINT AGREEMENTS

Connection 28—South Havana, dated July 30, 1973
Connection 29—North Moweaqua, dated July 30, 1973

REVISED CONNECTION POINT AGREEMENTS

Connection 21—Mason City, Dated July 30, 1973
Connection 24—Blue Mound, dated July 30, 1973

APPENDIX C, IP-UEC

Connection 15—Dupo Ferry Road, dated October 9, 1972

The IP-UEC Connection Point agreement, dated July 20, 1973, for Dupo Ferry Road represents an appendix to the Facility Use Agreement between the parties which was dated February 14, 1972. This filing was required to provide for payments by the Applicant for the use of UEC transmission facilities for supplying Applicant's Dupo Ferry Road substation which provides additional supply to Applicant's load in the vicinity. The changes incorporated in this appendix (denoted Appendix B) are scheduled to begin on November 17, 1972, and Applicant requests an effective date which is coincidental with the commencement of service under this agreement.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 25, 1973, filed with the Federal Power Commission, Washington, D.C. 20426, petitions or protests to intervene in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21193 Filed 10-4-73;8:45 am]

[Docket Nos. CI74-174 and CI74-175]

JAKE L. HAMON (OPERATOR)

Notice of Applications

SEPTEMBER 24, 1973.

Take notice that on September 6, 1973, Jake L. Hamon (Applicant), P.O. Box 663, Dallas, Texas 75221, filed applications in Docket Nos. CI74-174 and CI74-175 pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon the sale for resale and delivery of natural gas in interstate commerce to Lone Star Gas Company (Lone Star) from acreage in the Aylesworth Southeast Field, Bryan County, Oklahoma, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

Applicant sells natural gas to Lone Star from the subject acreage at a rate of 12.0 cents per Mcf at 14.65 psia pursuant to authorization in Docket No. CS66-107. Applicant refers to proceedings in Docket Nos. CP73-30 and CI71-884 as reasons for the proposed abandonments. In Docket No. CP73-30 Lone Star seeks permission and approval pursuant to section 7(b) of the Natural Gas Act for the abandonment of the facilities, used to transport Applicant's gas, by sale to Pioneer Gas Products Company (Pioneer). In Docket No. CI71-884 Pioneer seeks authorization pursuant to section 7(c) of the Natural Gas Act to sell to Lone Star at 18.0 cents per Mcf residue gas from gas purchased from Applicant.

Any person desiring to be heard or to make any protest with reference to said applications should on or before October 15, 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 the proceedings. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, hearings will be held without further notice before the Commission on these applications if no petitions to intervene are filed within the time required herein, if the Commission on its own review of the matters finds that permission and approval for the proposed abandonments are required by the public convenience and necessity. If petitions for leave to intervene are timely filed, or if the Commission on its own motion believes that formal hearings are required, further notice of such hearings will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21178 Filed 10-4-73;8:45 am]

[Docket No. CI74-19]

LVO CORP.

Notice of Supplement to Application

SEPTEMBER 28, 1973.

Take notice that on September 13, 1973, LVO Corporation (Applicant), P.O. Box 2848, Tulsa, Oklahoma 74101, filed in Docket No. CI74-19 a supplement to its application filed in said docket on July 5, 1973, pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon the sale of natural gas to Kansas-Nebraska Natural Gas Company, Inc. (Kansas-Nebraska), from the Bradshaw Field, Hamilton County, Kansas, or in the alternative for authorization to increase the rate for such gas sold by Applicant, all as more fully set forth in the supplement which is on file with the Commission and open to public inspection.

The application of July 5, 1973, states that due to rising costs and decreasing deliveries it is economically infeasible for Applicant to continue deliveries to Kansas-Nebraska at present rates. Applicant proposes to abandon the sale of gas to Kansas-Nebraska in order to negotiate with another interstate pipeline for the sale of gas from its wells or, in the alternative, requests authorization to increase charges under the Applicant's FPC Gas Rate Schedule No. 27 from 13.5 cents per Mcf at 14.65 psia, authorized in Docket CI64-679 on March 18, 1964, as amended March 5, 1968, to 37.5 cents per Mcf at 14.65 psia for takes of 286,000 Mcf of gas per month with variable rates depending on the level of purchases by Kansas-Nebraska.

The supplement herein filed proposes a rate as provided in an amendatory agreement between Applicant and Kansas-Nebraska dated August 10, 1973. This agreement, as stated in the supplement, provides for a price of 35 cents per Mcf with annual escalations of one cent per Mcf and downward Btu adjustment from 950 cubic foot. Applicant states that it is submitting concurrently with this filing said amendatory agreement as a supplement to its FPC Gas Rate Schedule No. 27. Applicant requests acceptance of this amendment as a supplement to its FPC Gas Rate Schedule No. 27 and dismissal of this proceeding.

Any person desiring to be heard or to make any protest with reference to said supplement should on or before October 23, 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). 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. Persons who have heretofore filed protests and petitions to intervene need not file again.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21188 Filed 10-4-73;8:45 am]

[Docket No. RP71-119]

PANHANDLE EASTERN PIPE LINE CO. (EUGENE W. STALLINGS)

Notice of Petition for Extraordinary Relief

SEPTEMBER 25, 1973.

On September 17, 1973, Eugene W. Stallings (Stallings) filed a petition with the Commission for extraordinary relief in which Stallings requested that the Commission issue an order exempting him from any gas curtailment program that might be approved by the Commission for Panhandle Eastern Pipe Line Company (Panhandle).

Stallings is an independent oil producer engaged in an experimental research project designed to develop an efficient and economic technique for the recovery of viscous crude oil. He has been purchasing natural gas directly from Panhandle since October 1967 under a contract providing for a maximum daily delivery of 1300 Mcf.

Stallings' experimental project employs the utilization of an oil recovery technique commonly referred to as "fire flooding" in conjunction with more conventional methods of oil recovery at two project locations. This technique, "fire flooding", entails the ignition and burning of a small portion of the crude oil in the reservoir in order to create heat to improve the mobility of the remaining oil. Combustion is maintained by injecting air under pressure into the reservoir through the use of compressors, fueled by natural gas. Stallings maintains that this operation is already beyond experimental stage in that he is producing a No. 4 fuel oil, with a low sulfur content, which he is marketing to industrial customers.

Stalling's project was operated on a pilot basis from 1967 through the fall of 1971. In 1968 it became apparent that compressor equipment necessary for full scale development had to be installed in order to fully evaluate the economic feasibility of his project. This equipment was installed in February 1969. Stalling contends that the full commercial operation of the experimental project requires 900 Mcf per day.

Stallings alleges that his gas needs are relatively small and that he would have to abandon the project, which is ready for full development, if he is unable to acquire the needed gas. He asserts that five years of concentrated efforts in bringing the project from an experimental to a fully commercial stage would be lost along with his financial investment and resulting experimental data if he cannot acquire natural gas that he requests in his petition.

In assessing his petition he urges that the Commission consider that the oil he produces by "fire flooding" has a very low sulfur content and is being commercially marketed to industry in the Kansas City Area as an alternate fuel. He anticipates that upon full commercial production that he will produce 10,731,000 gallons of low sulfur fuel annually. He contends that the imposition of any curtailment upon his operation would not only result in abandonment or disruption of his project, but would necessarily discourage further exploration, and availability of alternate energy sources in the Kansas City Area. Stallings contends that his project is consistent with the public interest and requests that he be granted a permanent exemption from gas curtailment in lieu of the temporary relief provided him under the terms of the Interim Settlement Agreement approved by the Commission in this proceeding on June 20, 1972.

It appears reasonable and consistent with the public interest in this proceeding to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to 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) on or before October 5, 1973. The notices and petitions for intervention previously filed in this proceeding will not operate to make those parties interveners or protestants with respect to the instant filing. 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 in accordance with the Commission's rules. This filing which was made with the Commission is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.73-21177 Filed 10-4-73;8:45 am]

[Docket No. E-7723]

POTOMAC EDISON CO.

Order Amending Prior Order

SEPTEMBER 25, 1973.

On September 14, 1973, the Commission issued an order in the above docket to which an Appendix A—Summary Cost of Service and Gathering Costs relevant to another order issued that date was inadvertently attached. The appropriate Appendix A—Settlement Cost of Service-Wholesale Customers is attached to this order and we will order appropriate substitution thereof.

The Commissioner orders

(A) The Appendix A—Summary Cost of Service-Wholesale Customers attached to this order is substituted for the Appendix A contained in the order issued September 14, 1973, in this docket.

(B) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

APPENDIX A

[Docket No. E-7723]

SETTLEMENT COST OF SERVICE-WHOLESALE CUSTOMERS[1] (TEST YEAR 1970)

Expenses:	
Production—Capacity component	$640,151
Production—Energy component	651,933
Production—Plant component	188,941
Transmission	128,231
Distribution	153,408
Customer Accounting	268
Sales	4,038
Administrative and general	110,379
Total	1,877,349
Taxes Other Than F.I.T. and Payroll	156,810
Federal Income Tax	(16,422)
Return	532,061
Total Cost of Service	2,549,798

	Capitalization—June 30, 1973			
	Amount (000)	Percent	Cost factors (percent)	Weighted totals (percent)
Long-term debt	$164,481	51.28	6.08	3.12
Preferred stock	43,348	13.52	6.84	.92
Common equity	112,911	35.20	6.68	2.35
	320,740	100.00	19.60	6.39

[1] After normalization adjustments.

[FR Doc.73-21179 Filed 10-4-73;8:45 am]

[Docket No. RI74-39]

SIGNAL OIL AND GAS CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

SEPTEMBER 28, 1973.

Respondent has filed a proposed change in rate and charge for the jurisdictional sale of natural gas, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds

It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR, Chapter I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column. This supplement shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereundre.

(C) Unless otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

APPENDIX "A"

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf[1]		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI74-39	Signal Oil and Gas Company	8	7	Montana-Dakota Utilities Co., Tioga Gasoline Plant, Williams County, N. Dak. (Montana-Dakota Sub Area, Rocky Mountain Area.)	$60,500	8-30-73	----	3-2-74	24.15	26.15	RI73-236.

[1] The pressure base is 14.73 psia.

APPENDIX "A"

The proposed rate increase is suspended for five months since it exceeds the applicable ceiling rate established in Opinion No. 658.

[FR Doc.73-21195 Filed 10-4-73;8:45 am]

[Docket Nos. CP73-154; CI73-698; CI73-839; CI74-37; CI74-38; CI74-39; CP74-28]

SOUTHERN NATURAL GAS CO., ET AL.

Order Consolidating and Phasing Proceedings, Granting Interventions, Conditionally Granting Certificate, Denying Request for Immediate Certification of Phase I, and Fixing Date for Hearing

SEPTEMBER 24, 1973.

Mallard Exploration, Inc. (Operator), et al. (Mallard), Exxon Corp. (Exxon), Koppers Co., Inc. (Koppers), St. Regis Paper Co. (St. Regis), and Escuhbia Oil Co. (Escuhbia) (hereinafter collectively referred to as the Producers), have each filed an application pursuant to section 7(c) of the Natural Gas Act,[1] and pursuant to § 2.75[2] of the Commission's general policy statements, the optional procedure for certificating new producer sales of natural gas set forth in Order No. 455,[3] (hereinafter § 2.75) for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce to Southern Natural Gas Company (Southern Natural) from the Big Escambia Creek Field, Escambia County, Alabama. There is no established area rate ceiling for this producing area.

With the exception of the Exxon contract which was dated May 1, 1973, the contracts submitted by the Producers were dated December 1, 1972, and provide for a term of twenty years. All of the contracts are subject to cancellation if both the Producers and Southern Natural have not received Certificates of Public Convenience and Necessity by January 1, 1974. The contracts all provide for an initial rate of 55.0 cents per MMBtu with 1.0 cent per MMBtu increase at two-year intervals, and reimbursement to the Producers for 87.5 percent of any new or additional taxes. The Producers are also seeking pregranted abandonment. The respective sales volumes are Mallard—550,000 Mcf per month, Exxon—180,000 Mcf per month,

[1] 15 U.S.C. § 717, et seq. (1970).

[2] 18 C.F.R. § 2.75.

[3] Statement Of Policy Relating To Optional Procedure For Certificating New Producer Sales Of Natural Gas, Docket No. R-441, — F.P.C. — (issued August 3, 1972, appeal pending sub nom. John E. Moss, et al. v. F.P.C., No. 72-1837 (D.C. Cir.).

Koppers—7,250 Mcf per month, St. Regis—7,250 Mcf per month, and Escuhbia—17,700 Mcf per month measured at 14.65 p.s.i.a.

Southern Natural also has an option agreement with each of the Producers to purchase all of what they term "condensate" and "light liquids" which may be separated from the natural gas. The price to be paid for the liquid products is to be determined at six-month intervals based upon the highest competitive bid by a third party or the highest posted price for the product at specified pricing points.

In support of their applications, the Producers state that Southern Natural is assured of substantial gas supplies over a twenty-year period, that the contract is the result of arm's-length negotiations, that the price is competitive with offers from other potential purchasers in the same area, that the prices are lower than pending or approved LNG or SNG base load sales, and that the prices are substantially lower than pending or approved peak load LNG sales. In addition, the Producers state that they will incur substantial costs in removing high quantities of sulphur from the natural gas prior to delivery. The natural gas which is the subject of the present applications has not been previously sold in interstate commerce nor has an application previously been filed for the sale of such natural gas in interstate commerce.

For procedural convenience we shall designate the above described Producer applications as constituting the Gas Supply Phase of these consolidated proceedings.

On December 6, 1972, Southern Natural filed an application in Docket No. CP73-154 for authority to construct and operate 107 miles of pipeline to connect the Big Escambia Creek Field to its existing pipeline system, certain compression facilities, and a plant to convert certain components to be removed from the purchased gas stream into methane. Adopt- we shall hereafter refer to its proposal to construct 107 miles of connecting pipeline, and appurtenant pipeline facilities as Phase I of these consolidated proceedings.

The Producers have requested that the Commission issue an order declaring that the transportation and sale of the "condensate" and "light natural gas liquids" to Southern Natural and the associated facilities are not subject to the Commission's jurisdiction under the Natural Gas Act. The Producers support Southern Natural's contention that the hydrocarbons are not subject to the Commission's jurisdiction. By orders issued May 21, 1973, and June 1, 1973, in Docket No. CP73-154, we directed the parties to file briefs addressed inter alia, to the issue of whether the transportation and sale of the "condensate" and "light liquid products," together with any facilities appurtenant thereto, including the proposed "maximum utilization plant," are subject to our jurisdiction. We shall hereafter refer to those issues set for briefing, and any others involved in Southern Natural's proposal to purchase from the Producers, transport, sell, and utilize hydrocarbons in the facilities proposed as Phase II of the consolidated proceedings.

By an order issued on June 1, 1973, in Docket Nos. CP73-154 and CI73-698, the applications by Southern Natural and Mallard were consolidated for the purposes of disposition. Since the applications of Exxon, Koppers, St. Regis, and Escuhbia are also interrelated to the Southern Natural application, we shall consolidate Docket Nos. CP73-154, CI73-698, CI73-839, CI74-37, CI74-38, and CI 74-39, with the previously consolidated proceedings.

Notice of Mallard's application was issued on April 26, 1973, and published in the FEDERAL REGISTER on May 3, 1973 (38 FR 11005). Timely protests or petitions to intervene were due on or before May 18, 1973, and were filed by the following parties:

Southern Natural Gas Company
Atlanta Gas Light Company (amended May 23, 1973)

Notice of Exxon's application was issued on June 19, 1973, and published in the FEDERAL REGISTER on July 2, 1973 (38 FR 17530). Timely protests or petitions to intervene were due on or before July 9, 1973, and were filed by the following parties:

Southern Natural Gas Company
Associated Gas Distributors (AGD)

A joint notice of the applications filed by Koppers, St. Regis, and Escuhbia was issued on July 27, 1973 (38 FR 21313). Timely protests or petitions to intervene were due on or before August 23, 1973, and were filed by the following parties:

Southern Natural Gas Company
Associated Gas Distributors

On August 2, 1973, Southern Natural and Florida Gas Transmission Co. (Florida Gas) jointly filed an application in Docket No. CP74-28 for certificates of public convenience and necessity authorizing (1) the simultaneous exchange of equivalent quantities of gas, up to 45,000 Mcf per day, to be delivered by Southern Natural to Florida Gas at a proposed point of interconnection in Escambia County, Alabama, and to be delivered by Florida Gas to Southern Natural by reducing Florida Gas' contract takes from Southern Natural at an existing point of interconnection in Washington Parish, Louisiana, (2) the construction and operation by Southern Natural of approximately three miles of pipeline connecting the Producers' plant in the Big Escambia Creek Field with the Florida Gas System, a receiving station and measuring station; and (3) the construction and operation of a line tap by Florida Gas to permit the delivery of gas by Southern Natural to Florida Gas in Escambia County. The proposed three mile connecting pipeline is to be 10¾ inches in diameter. The line, along with the gas receiving station and measuring station is estimated to cost $298,640. The cost of the tap to be constructed by Florida Gas is estimated to be $5,600. While the joint application does not refer to Southern Natural's proposal to build a 107-mile connecting pipeline in Docket No. CP73-154, it appears that the proposed three mile connecting pipeline presents at least a partial alternative to the Phase I facilities. In light of the close interrelationship between this joint application and the above-described filings we shall consolidate Docket No. CP74-28 with the other dockets being consolidated here.

A formal hearing has been requested in the Gas Supply Proceedings hereof, and we find a hearing is desirable to determine, on the record, whether the present and future public convenience and necessity will be served by certificating the proposed Producer sales, and whether the proposed rate is just and reasonable, taking into consideration all factors bearing on maintenance of an adequate and reliable supply of gas, delivered at the lowest reasonable cost.* The Gas Supply hearing hereinafter scheduled will be addressed only to issues raised by the applications of the Producers for certificates of public convenience and necessity pursuant to Section 2.75.

This hearing is not the proper forum for the relitigation of the propriety of the § 2.75 procedures; that matter is now before the Court of Appeals. See n. 3, supra. This hearing will be addressed solely to the issues of public convenience and necessity, and the justness and reasonableness of the particular sales and rates herein proposed.

Those parties and intervenors desiring to submit cost and non-cost data should structure their evidence to reflect the tests under § 2.75 for determining the justness and reasonableness of the rate sought.

No intervenor has questioned Southern Natural's need for the additional natural gas supplies that will be available to it as a result of these purchases. We shall, however, require Southern Natural to present evidence as to whether or not a comparable supply of natural gas is available to it at any rate lower than the rates proposed in these applications.

Because the Producers' contracts contain provisions allowing cancellation if certificates of public convenience and necessity have not been issued to both the Producers and Southern Natural by January 1, 1974, we shall provide that all hearings concerning the Producers' applications (Gas Supply Proceedings herein) shall be concluded and an initial decision by the Administrative Law Judge shall be rendered on or before November 28, 1973.

Also, in light of the stated time limitations, we shall hereby conditionally authorize the Florida Gas–Southern Natural proposal in Docket No. CP74-28. Authorization to construct the proposed

* *Opinion And Order Issuing Certificate Of Public Convenience And Necessity And Determining Just And Reasonable Rates*, Opinion No. 659, *Belco Petroleum Corporation, Agent, et al.*, Docket Nos. CI73-293, *et al.*, —— F.P.C. —— (issued May 30, 1973, slip op. at para. 21, p. 5).

three-mile connecting pipeline and related facilities, and to enter the exchange agreement is conditioned upon the Producers' receiving and accepting the authorizations sought in Gas Supply Phase of these proceedings. Moreover, neither Southern Natural nor Florida Gas shall include the cost of constructing the proposed pipeline facilities in its rate base unless specifically authorized to do so in an appropriate future proceeding.

No further proceedings will be set in Phases I and II of these consolidated proceedings pending issuance of an initial decision in the Gas Supply Proceedings, a final determination on the jurisdiction issues described above, and completion of any environmental evaluation made by our Staff in connection with the Phase I and II proposals. Any hearing convened in Phase I may address the issues of whether Southern Natural or Florida Gas should be allowed to include the costs of the above-described three-mile connecting pipeline and related facilities in their respective rate bases.

Southern Natural and Mallard filed in Docket Nos. CP73-154 and CI73-698 a Request For Prompt Resolution Of Phase I on June 1, 1973. The request was intended primarily to ensure that Mallard could proceed with the sale of gas to Southern Natural, if authorized, prior to the contract expiration dates discussed above.

In light of the Southern Natural and Florida Gas filing in Docket No. CP74-28, and our rulings here, the Southern Natural-Mallard request is moot, and, accordingly, we hereby deny it.

The Commission further finds

(1) It is necessary and in the public interest that the above-docketed proceedings be consolidated.

(2) It is necessary and in the public interest that these proceedings be phased as specified in the body of this order.

(3) It is necessary and in the public interest that Gas Supply Phase of these proceedings be set for formal hearing to address the issues raised by the Producer applications as outlined herein.

(4) It is desirable and in the public interest to allow the above-named petitioners to intervene in these proceedings.

(5) It is necessary and in the public interest that the application of Southern Natural Gas Co. and Florida Gas Transmission Co. in Docket No. CP74-28 be conditionally authorized as specified below.

The Commission orders

(A) Pursuant to the authority of the Natural Gas Act, particularly Sections 4, 5, 7, 14, 15, and 16 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Natural Gas Act (18 CFR, Chapter I), Docket Nos. CP73-154, CI73-698, CI73-839, CI74-37, CI73-38, CI74-39 and CP74-28 are consolidated.

(B) The above-captioned consolidated proceedings are hereby phased as specified in the body of this order.

(C) The above-named petitioners are permitted to intervene in these proceedings subject to the Rules and Regulations of the Commisson; *Provided, however,* That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; and *provided, further,* That the admission of such interests shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in these proceedings. All intervenors in any of the above-entitled dockets are hereby made parties to these consolidated proceedings.

(D) A public hearing on the issues presented in Gas Supply Phase of these proceedings shall be held commencing October 23, 1973, at 10:00 a.m. (e.d.t.) in a hearing room of the Federal Power Commission, 835 North Capitol Street NE., Washington, D.C. 20426.

(E) An Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in the Gas Supply Phase of these consolidated proceedings commencing on October 23, 1973.

(F) Applicants and all intervenors supporting the applications shall file their direct testimony and evidence pertaining to the Gas Supply proceedings on or before October 10, 1973. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, the Commission Staff, and all parties to these proceedings.

(G) The Commission Staff and all intervenors opposing the applications shall file their direct testimony and evidence on or before October 17, 1973. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, and all other parties to these proceedings.

(H) All rebuttal testimony and evidence shall be served on or before October 23, 1973. All parties submitting rebuttal testimony and evidence shall serve such testimony and evidence on the Presiding Administrative Law Judge, the Commission Staff, and all other parties to these proceedings.

(I) The Administrative Law Judge's decision on the issues presented in the Gas Supply Phase of these proceedings shall be rendered on or before November 28, 1973. All briefs on exceptions shall be due on or before December 7, 1973, and all briefs opposing exceptions shall be due on or before December 14, 1973.

(J) Southern Natural Gas Company and Florida Gas Transmission Company are authorized to undertake the exchange of natural gas proposed in Docket No. CP74-28 and to construct and operate the facilities for which certification was sought in that Docket, subject to the conditions that (1) the Producers whose applications are the subject of the Gas Supply Phase of these proceedings receive and accept the authorizations necessary to implement the sales proposed therein, and that (2) neither Southern Natural nor Florida Gas include in its rate base the cost of any such facilities until they establish in appropriate future proceedings that it is in the public interest for them to do so.

(K) The Request For Immediate Certification Of Phase I filed by Southern Natural Gas Co. and Mallard Exploration, Inc., in Docket No. CP73-154 and CI73-698 on June 13, 1973, is denied.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.73-21172 Filed 10-4-73;8:45 am]

[Docket Nos. CP74-37 and CP74-43]

TENNESSEE GAS PIPELINE CO.

Order Consolidating Proceedings, Granting Intervention, and Scheduling Formal Hearing

SEPTEMBER 26, 1973.

Tennessee Gas Pipeline Co., a Division of Tenneco Inc., Transcontinental Gas Pipe Line Corp.

On August 9, 1973, Tennessee Gas Pipeline Co. (Tennessee) filed in Docket No. CP74-37 an application in the above-styled proceeding pursuant to section 7(c) of the Natural Gas Act for a limited term certificate of public convenience and necessity with pre-granted abandonment authorizing the rendition of natural gas service, all as more fully set forth in the application.

Tennessee requests authorization to render natural gas service for a limited term ending no later than November 1, 1974, which would involve the release of up to 500,000 Mcf by Consolidated Edison Company of New York (Con Ed), called "Banked Gas", which will be husbanded by Tennessee until November 1, 1973. Con Ed would pay Tennessee each month the then effective CD-5 commodity rate for each Mcf released by Con Ed in that month as Banked Gas. Pursuant to a Letter Agreement dated July 25, 1973, among Tennessee, Con Ed, and Lowell Gas Company (Lowell), Tennessee would deliver during the "Winter Period", November 1, 1973, to April 1, 1974, (on any day its operating conditions permit) to Lowell, at Lowell's request, up to 10,000 Mcf per day of Banked Gas in excess of the daily volumes that Lowell receives from Tennessee under Tennessee's Rate Schedule G-6 pursuant to a Gas Sales Contract dated October 24, 1966. Likewise, during the Winter Period, Tennessee would on any day its operations permit, deliver to Con Ed, at Con Ed's request, up to 34,000 Mcf per day of Banked Gas in excess of the daily volumes that Con Ed receives from Tennessee under Tennessee's Rate Schedules CD-5 and SS-E pursuant to Gas Sales Contracts dated June 6, 1969 and July 1, 1970, respectively.

Pursuant to the Agreement Letter, should Tennessee on any day during the

Winter Period be unable to deliver the total daily volume of Banked Gas requested by Con Ed and Lowell, the request of Con Ed will be first honored. In the event operating conditions on Tennessee's system do not permit Tennessee to deliver the quantity of Banked Gas requested by Con Ed, Lowell would reduce its takes from Tennessee under the aforementioned contract of October 24, 1966, and Tennessee would then deliver such "Back Off Gas" to Con Ed. The delivery of "Back Off Gas" would be accomplished by Tennessee's delivery to Con Ed of gas that otherwise on that day would be delivered to Lowell, and would be accomplished with Tennessee's existing facilities. Lowell would pay Tennessee each month the then effective G-6 commodity rate for each Mcf of Back Off Gas in that month.

The total volume of Banked and Back Off Gas delivered by Tennessee would not exceed 334,000 Mcf, nor would the total deliveries of Banked Gas by Tennessee to both Con Ed and Lowell exceed the total volume of gas released by Con Ed prior to November 1, 1973. Lowell would pay Tennessee, each month, 96.16¢ [1] per Mcf for any Back Off Gas delivered by Tennessee to Con Ed in that month.

In this filing, Tennessee has not specified how it will "bank" the gas for Lowell. If "banking" is placing this gas in storage, there may be some effects on Tennessee's other customers. In addition, Tennessee has not specified the basis for the 25¢ per Mcf "back off" charge when there is no apparent cost to Tennessee to deliver gas upstream of its normal delivery point.

On August 11, 1973, Transcontinental Gas Pipe Line Corporation (Transco) filed in Docket No. CP74-43 an application pursuant to Section 7(c) of the Natural Gas Act for a temporary certificate of public convenience and necessity authorizing the delivery of up to a total of 500,000 Mcf of natural gas to Philadelphia Gas Works (PGW) as additional delivery points to Con Ed. Transco requested that deliveries be made prior to December 31, 1973 in volumes not to exceed a minimum of 10,000 Mcf per day. These deliveries would be pursuant to a short term exchange arrangement between Con Ed and Lowell described in a June 20, 1973 letter from Con Ed to Transco. By the arrangement referred to in that letter, the 500,000 Mcf to be delivered will be delivered to PGW for Lowell's account in conjunction with the above Tennessee deliveries in order to make 1,000,000 Mcf available to Lowell. It is not indicated how Lowell will physically receive the gas from PGW, however. The proposed delivery points to Con Ed are upstream of the presently existing delivery points to Con Ed.

The Commission notes the interrelationship which exists between the two above-entitled docket numbers, and concludes that their ultimate disposition would best be accomplished in a consolidated proceeding. In view of the foregoing, the Commission shall consolidate the applications in Docket Nos. CP74-37 and CP74-43 and require that the issues raised therein be resolved through a formal evidentiary record.

Transco has filed for a temporary certificate. However, since this filing relates to Tennessee's filing for limited term certificate with pre-granted abandonment, the Commission will interpret Transco's filing as one for a limited term certificate with pre-granted abandonment. This action by the Commission is by way of expedition as Transco's application for a temporary certificate could not be granted as it fails to describe sufficient emergency as required by § 157.17 of the Commission's Regulations under the Natural Gas Act.

Timely petitions to intervene in support of applicant were filed by Consolidated Edison Co. of New York, Inc. and Lowell Gas Co. in both Docket Nos. CP 74-37 and CP74-43. Timely petition to intervene in Docket No. CP74-37 was filed by the Brooklyn Union Gas Co. Columbia Gas Transmission Corp. filed a late petition to intervene in Docket No. CP74-43.

The Commission finds

(1) That public convenience and necessity require that the proceedings in Docket Nos. CP74-37 and CP74-43 be consolidated for hearing and decision.

(2) It is desirable and in the public interest to allow the aforementioned parties who have formally petitioned to intervene in the above consolidated dockets to so intervene in order that they may establish the facts and the law from which the nature and validity of their alleged rights and interests may be determined.

(3) Public convenience and necessity require that the Consolidated proceedings involving the above-named Applicants be set for hearing.

The Commission orders

(A) Docket Nos. CP74-37 and CP74-43 are consolidated for purposes of hearing and disposition.

(B) The above-named petitioners, who have petitioned to intervene in the proceedings consolidated by Ordering Paragraph (A) herein, are permitted to intervene in such consolidated proceeding subject to the Rules and Regulations of the Commission: *Provided, however,* That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; and *Provided, further,* That the admission of such intervenors shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(C) The direct case of the Applicants and all intervenors in support thereof shall be filed and served on all parties on or before October 3, 1973. The Presiding Administrative Law Judge shall fix dates for the filing of answering testimony after completion of cross-examination on direct testimony.

(D) Formal hearing shall be convened in these proceedings in a hearing room of the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C., on October 10, 1973, at 10:00 a.m. (e.s.t.). Such hearing shall consider testimony on the issues listed above and any other issues which may be relevant to the proceedings. The Chief Administrative Law Judge will designate an appropriate officer of the Commission to preside at the formal hearing on these matters, pursuant to the Commission rules of practice and procedure.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.73-21174 Filed 10-4-73;8:45 am]

[1] Based on the Rate Schedule SS-NE rates proposed in Tennessee's rate filing at Docket No. RP73-113, set for hearing on January 29, 1974, by Commission Order dated August 1, 1973.

[Docket No. RP73-114]

TENNESSEE GAS PIPELINE, AND TENNECO INC.

Order Approving Purchased Gas Adjustment Provision and Granting Waiver

SEPTEMBER 28, 1973.

On June 15, 1973, as corrected on July 20, 1973, Tennessee Gas Pipeline, Division of Tenneco Inc. (Tennessee) tendered original, substitute original and revised tariff sheets [1] which add an article to the General Terms and Conditions (GT&C) of its Ninth Revised Volume No. 1 encompassing a purchased gas rate adjustment clause (PGA). Tennessee requests an effective date of July 16, 1973. Tennessee also incorporates by reference in this docket its cost of service and existing revenues filed in its proposed rate increase in Docket No. RP73-113.

By letter dated July 10, 1973, Tennessee was advised that its June 15 filing did not comply with the Commission's Regulations under the Natural Gas Act in that the base cost of gas was not based on its current actual cost of gas purchased and that certain FPC Accounts could not be covered by a PGA. On July 20, 1973, Tennessee tendered substitute original tariff sheets correcting its original filing. In order that its PGA still be given an effective date of July 16, 1973, Tennessee requests waiver of our notice requirements.

Notice of the proposed PGA provision was issued on June 29, 1973, with comments, protests or petitions to intervene due on or before July 16, 1973. Ten individual petitions to intervene were filed and two joint petitions to intervene each representing a large number of customers [2] and one notice of intervention was filed by the Public Utilities Commission of New Hampshire. None of the petitioners request hearing, however, Knoxville Utilities Board, et al., requests suspension for the full statutory period.

[1] Appendix A.
[2] Appendix B.

Our review of Tennessee's proposed PGA clause, as corrected July 20, 1973, indicates that it is in compliance with Section 154.38(d)(4) of the Commission's Regulations under the Natural Gas Act.

Good cause exists to grant waiver of our notice requirements to permit the substitute original tariff sheets filed July 20, 1973, to be made effective July 16, 1973.

With respect to the request of the Knoxville Utilities Board, et al., for a five-month suspension, consistent with Order Nos. 452 and 452–A and our approval of requests for PGA clauses by other pipelines we do not believe suspension of Tennessee's proposed PGA is warranted or required.

The Commission finds

It is necessary and proper in the public interest and to aid in the enforcement of the Natural Gas Act that the proposed tariff sheets be accepted for filing and permitted to become effective July 16, 1973, as hereinafter ordered.

The Commission orders

(A) The tariff sheets, as noted in Appendix A hereto, which incorporate a PGA clause into Tennessee's tariff, are accepted, effective July 16, 1973.

(B) Waiver of our Notice requirements with respect to the Substitute Original Tariff Sheets is granted.

(C) The petitions to intervene listed above are granted.

(D) The above-named petitioners are hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission: Provided, however, that the participation of such intervenors shall be limited to matters affecting rights and interests specifically set forth in the respective petitions to intervene, and Provided, further, that the admission of such intervenors shall not be construed as recognition by the Commission that they, or any of them, might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

APPENDIX A

Original Sheet Nos. 12A and 213D
Substitute Original Sheet Nos. 12B, 213A, 213B, and 213C
First Revised Sheet Nos. 32 and 213
Second Revised Sheet Nos. 50, 52, 53, and 58
Fourth Revised Sheet Nos. 54 and 59
Sixth Revised Sheet Nos. 14, 20, 26, 30, 33, 36, 41, 46, 51, and 57
FPC Gas Tariff, Ninth Revised Volume No. 1

APPENDIX B

Knoxville Utilities Board
Athens Utilities Board
Citizens Gas Utility District
Cookeville Gas Department
City of Etowah Utilities Department
Fayetteville Gas System
Gallatin Natural Gas System
Harriman Utility Board
Lenoir City Utilities Board
Lewisburg Gas Department
Loudon Utilities Board
Madisonville Gas System
First Utility District of Maury County
Middle Tennessee Utility District
Oak Ridge Utility District
Rockwood Natural Gas Company
Marion Natural Gas System
Sweetwater Board of Public Utilities
Jefferson-Cocke County Utility District
Sevier County Utility District
Volunteer Natural Gas Company
United Cities Gas Company
The Elk River Public Utility District

JOINT PETITION TO INTERVENE OF:

The Berkshire Gas Company
Blackstone Gas Company
Boston Gas Company
Commonwealth Gas Company
Concord Natural Gas Corporation
The Connecticut Gas Company
Connecticut Natural Gas Corporation
City of Holyoke, Massachusetts Gas and Electric Department
Lawrence Gas Company
Lowell Gas Company
Lynn Gas Company
Manchester Gas Company
Mystic Valley Gas Company
Fitchburg Gas and Electric Light Company
Gas Service, Inc.
Granite State Gas Transmission, Inc.
The Greenwich Gas Company
The Hartford Electric Light Company
Haverhill Gas Company
North Shore Gas Company
Northampton Gas Light Company
The Southern Connecticut Gas Company
Springfield Gas Light Company
City of Westfield Gas and Electric Light Department

INDIVIDUAL PETITIONS TO INTERVENE FROM:

Columbia Gas Transmission Corporation
Consolidated Gas Supply Corporation
East Tennessee Natural Gas Company
New York State Electric & Gas Corporation
Northern Illinois Gas Company
Public Service Electric and Gas Company
Midwestern Gas Transmission Company
Aluminum Company of America
Northern Indiana Public Service Company
Tennessee Natural Gas Lines, Inc.

[FR Doc.73-21186 Filed 10-4-73;8:45 am]

[Docket No. CP70-155]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Order Amending Order Issuing Certificate of Public Convenience and Necessity

SEPTEMBER 25, 1973.

On August 30, 1973, Transcontinental Gas Pipe Line Corp. (Petitioner) filed in Docket No. CP70–155 a petition to amend the order issuing a certificate of public convenience and necessity in said docket on March 12, 1970 (43 FPC 402), pursuant to section 7(c) of the Natural Gas Act by extending the time within which Petitioner shall complete and place authorized facilities into actual operation, all as more fully set forth in the petition to amend.

The order of March 12, 1970, as amended by order issued September 14, 1971, requires Petitioner to complete and place into actual operation by September 12, 1973, an above-ground 1,000,000 Mcf equivalent liquefied natural gas (LNG) storage tank and appurtenant facilities at its existing LNG storage facility in the Hackensack Meadows, Bergen County, New Jersey. Petitioner states that protracted litigation delayed the construction of the facilities and that although authorized auxiliary facilities are expected to be completed this year, Petitioner has been advised by its contractor that the LNG tank itself will not be completed prior to June 1974. Accordingly, Petitioner requests an extension of the time within which the authorized facilities shall be constructed and placed into actual operation.

The Commission finds

It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the order issuing a certificate of public convenience and necessity in Docket No. CP70–155 should be amended as hereinafter ordered.

The Commission orders

The order, as amended, issuing a certificate of public convenience and necessity in Docket No. CP70–155 is further amended by further extending to July 1, 1974, the time within which the authorized facilities shall be constructed and placed into actual operation. In all other respects said order shall remain in full force and effect.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.73-21180 Filed 10-4-73;8:45 am]

[Docket No. E-8376]

VIRGINIA ELECTRIC AND POWER CO.

Notice of Application

SEPTEMBER 28, 1973.

Take notice that on August 27, 1973, Virginia Electric and Power Co. (Applicant) tendered for filing pursuant to Section 205 of the Federal Power Act and Part 35 of the Regulations issued thereunder, a supplemental agreement B–1, dated April 3, 1973, to the interconnection agreement with the Town of Manassas, Virginia, designated Rate Schedule FPC No. 2. Supplement B–1 provides the Town with a second delivery point, to be connected for service in October 1973.

Any person wishing to be heard or to make any protests with reference to such Application should, on or before October 12, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The Application is on file with the Commission and is available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.73-21192 Filed 10-4-73;8:45 am]

[Docket No. ID-1353]

WILLIAM G. KUHNS

Notice of Application

SEPTEMBER 27, 1973.

Take notice that on August 24, 1973, William G. Kuhns (Applicant), filed a supplemental application pursuant to section 305(b) of the Federal Power Act, seeking authority to hold the position of Chairman of the Board and Chairman of the Executive Committee of Pennsylvania Electric Company (Penelec).

Penelec is a wholly-owned subsidiary of General Public Utilities Corporation (a registered holding company). Company is principally engaged in the production, purchase, transmission, distribution and sale of electricity in the State of Pennsylvania.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 12, 1973, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 73-21182 Filed 10-4-73;8:45 am]

FEDERAL RESERVE SYSTEM

BURLINGAME BANKSHARES, INC.

Formation of Bank Holding Company

Burlingame Bankshares, Inc., Burlingame, Kansas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 80 percent or more of the voting shares of The First State Bank of Burlingame, Burlingame, Kansas. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank to be received not later than October 16, 1973.

Board of Governors of the Federal Reserve System, September 28, 1973.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.73-21202 Filed 10-4-73;8:45 am]

D. H. BALDWIN CO.

Order Approving Acquisition of Bank

D. H. Baldwin Company, Cincinnati, Ohio, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire indirectly 89 percent or more of the voting shares of North Denver Bank of Denver, Denver, Colorado ("Bank"), through the direct acquisition of all of the voting shares of Nordenco, Inc., Denver, Colorado ("Nordenco"). Nordenco is a one-bank holding company owning approximately 89 percent of the voting shares of Bank and no other assets except a general insurance agency whose business will be discontinued prior to consummation of the proposed acquisition. The proposed acquisition of Nordenco is treated herein as the proposed acquisition of the shares of Bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant controls the Central Bank and Trust Company, Denver, Colorado ("Central Bank"), whose deposits of $331 million represent 5.6 percent of the total commercial bank deposits held by Colorado banks and rank it as the fifth largest banking organization in the State. (All banking data are as of December 31, 1972, and reflect acquisitions and formations approved through August 31, 1973.) The acquisition of Bank (deposits of $26 million) would increase Applicant's share of State deposits to 6.0 percent and would not alter its rank among banking organizations in Colorado.

Applicant is a diversified corporation engaged in three principal areas of activity: the manufacture and sale of musical instruments; the manufacture and sale of electronic components, and the provision of financial services. The Board has previously reviewed each of Applicant's nonbanking activities and, under a Board determination of June 14, 1973,[1] found that all of Applicant's activities relating to the musical instruments business were commenced prior to June 30, 1968, have been engaged in continuously since that date, and appear to be eligible for retention on the basis of grandfather privileges. Applicant has committed itself to divestiture of its electronic interests (not related to the music business) with reasonable speed and in any event by December 31, 1980. Certain of Applicant's interests in the financial services field are located within the Denver Standard Metropolitan Statistical Area (SMSA) and require, in connection with the instant proposal, a further analysis to that recently undertaken in the Board's section 4(a)(2) review. These interests are, specifically, Applicant's ownership of Empire Savings and Loan Association, Denver, Colorado ("Empire", and National Farmers Union Service Corporation ("NFU"), also located in Denver. Both Empire and NFU were acquired after June 30, 1968, and under the provisions of section 4 of the Act, Applicant's interests in each must be reduced to less than 5 percent of the outstanding voting shares by December 31, 1980, unless the Board approves retention of such interests prior to that date. In its consideration of the instant application, the Board reviewed each of Applicant's nonbanking activities in the Denver SMSA to determine whether acquisition of Bank would have an anticompetitive or other adverse effect on the operations of those companies, or vice versa.

Empire, with total assets of $252 million, ranks as the fourth largest savings and loan association in the Denver banking market and in Colorado. Empire's headquarters and 8 of its 12 branches are located within the Denver SMSA. In terms of time and savings deposits, Empire accounts for approximately $170 million, or 5.3 percent of the total time and savings deposits held by all 63 commercial banks and 17 thrift institutions in the market. Combined with Central Bank's time and savings deposits of approximately $150 million, Applicant controls 10 percent of all such deposits in the market. Acquisition of Bank would add $14.9 million, or 0.5 percent to the total time and savings deposits held by Applicant. In the area of mortgage lending, Central Bank and Empire combined originated approximately $76 million in mortgages secured by real estate in 1972, of which $60.6 million[2] were loans secured by 1-4 family residences. This represented approximately 8 percent of all mortgage loan originations on 1-4 family homes in the Denver SMSA in 1972. Acquisition of Bank, whose mortgage originations on 1-4 family homes totalled $30,000 in 1972, or less than 0.1 percent of all such loans in the Denver market, would not add appreciably to Applicant's present market share, nor have an adverse interface with the present activities of Applicant.

NFU is an insurance holding company which owns National Farmers Union Life Insurance Company ($29.4 million in assets), National Farmers Union Property and Casualty Company ($26.2 million in assets), and National Farmers Union Standard Insurance ($2.2 million in assets). NFU's life insurance company is one of 462 life insurance companies operating in the State of Colorado. It had $24.6 million of ordinary life insurance (including group life) in force as of December 31, 1971, representing but 0.2

[1] 1973 Federal Reserve Bulletin 536.

[2] Total originations of $60.6 million were divided between Central Bank's originations of $21.2 million and those of Empire, which amounted to $39.4 million.

percent of all such insurance in force in Colorado. The other two insurance companies owned by NFU are both relatively small multiple line insurance companies in the State.[3] Acquisition of Bank would not, in the Board's judgment, have an adverse interface with, nor increase to any measurable extent, Applicant's present insurance underwriting business in the Denver banking market[4] or in the State of Colorado.

Bank (deposits of $26 million) is the third largest of four competing banks in or near its primary service area in the northwest section of Denver and is approximately three miles from Central Bank, located in downtown Denver. It appears that direct competition between Central Bank and Bank is mitigated by industrial congestion between the two institutions, although each competes to a limited degree for demand and time deposits and for certain loans. Central Bank derives approximately 12 percent of its demand deposits and 14.5 percent of its savings deposits from Bank's service area. Approximately 3 percent of Central Bank's installment loans and 1.6 percent of its residential mortgage loans are also derived from Bank's service area. However, Bank has not been competing actively for loans or deposits from its primary service area due to its limited capital position. Thus, it appears that whatever significance may be accorded the overlap between Bank's primary service area and that of Central Bank is attenuated by Bank's inability to compete aggressively for loans and deposits as well as the activity of major downtown competitors in the northwest section of Denver. Accordingly, it does not appear that Applicant's acquisition of Bank would result in any significant adverse effects on competition.

A total of 63 banks compete in the Denver banking market, with the top three banking organizations controlling 52.5 percent of total I.P.C. market deposits. Six of the ten largest banking organizations in the market are multibank holding companies and control over one-third of the area banks and 71 percent of the area total I.P.C. deposits. Applicant's one bank, Central Bank, is the fourth largest banking organization in this market with 8.5 percent of area total I.P.C. deposits. However, the deposits of the top three banking organizations are 2.4, 2.1, and 1.5 times the deposit size of Central Bank. It does not appear that consummation of the proposed acquisition would improve Applicant's market position materially nor lead to an undue concentration of banking resources. Rather, approval of the proposed transaction, and expansion of Applicant from a one-bank to a multibank holding company, should provide a base from which Applicant can grow into a more effective competitor in the Denver banking market and with the major holding companies having statewide operations.

There is no evidence indicating that the major banking needs of the Denver SMSA are not being met by the existing institutions. However, Bank's inadequate capital structure has not permitted it to seek new business. It has not been active in mortgage lending since 1970; virtually all of its investments consist of U.S. Treasury or Federal agency obligations. Bank received temporary assistance through the formation of Nordenco in 1970, when its parent purchased Bank's $1.5 million capital debenture. Despite these efforts, Bank's capital position remains inadequate and its financial condition is unsatisfactory. Applicant has committed itself to inject $2 million in equity capital in Bank which should permit Bank to compete more actively in its service area for deposits and loans. Thus, banking factors, as well as considerations relating to the convenience and needs of the communities to be served, lend strong weight for approval of the application. In addition, the financial and managerial resources of Applicant and its subsidiaries, including those of Central Bank, appear generally satisfactory. Applicant proposes to inject an additional $3 million in equity capital in Central Bank. The Board concludes that the future prospects of all appear favorable.

In its consideration of this matter, the Board has taken into account certain undertakings made by Applicant to assure the Board that its operations as a multi-bank holding company, should this application be approved, will not be misused to the detriment of its competitors, or to customers or suppliers of its nonbanking subsidiaries. These undertakings are:

1. Neither Baldwin nor any of its nonbank affiliates will borrow money from or sell loans to a Baldwin bank.

8. Fees charged the banks for data processing, audit, rent and other payments from the banks to Baldwin and its subsidiaries will be at rates customary in arms length transactions.

9. No transaction which would constitute a violation of section 106 of the Bank Holding Company Amendments of 1970 shall be permitted to occur.

Given the strictures on intercorporate transactions between Applicant's banking and nonbanking subsidiaries which the above-stated undertakings impose, and the volume, scope, and nature of Applicant's activities, it appears that acquisition of Bank would not lead to conflicts of interest, unfair competition, unsound banking practices, or an undue concentration of resources. Nor would consummation of the proposal cause an adverse interface between the grandfathered activities of Applicant and the Bank to be acquired. The proposal does not, in the Board's judgment, add significantly to Applicant's share of demand deposits, time and savings deposits, mortgage lending or insurance business in the Denver banking market or in the State of Colorado. It is the Board's judgment that the proposed transaction would be in the public interest and that the application should be approved.

On the basis of all relevant facts contained in the record[5] and in light of the factors set forth in section 3(c) of the Act, the application is approved for the reasons summarized above. The transaction shall not be consummated (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

By order of the Board of Governors,[6] effective September 28, 1973.

[SEAL] CHESTER B. FELDBERG,
Secretary of the Board.

[FR Doc.73-21200 Filed 10-4-73;8:45 am]

FIRST SECURITY NATIONAL CORP.

Acquisition of Bank

First Security National Corporation, Beaumont, Texas, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire all of the voting shares of Texas National Bank of Dallas, Dallas, Texas. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than October 16, 1973.

Board of Governors of the Federal Reserve System, September 28, 1973.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.73-21201 Filed 10-4-73;8:45 am]

TENNESSEE VALLEY BANCORP, INC.

Acquisition of Bank

Tennessee Valley Bancorp, Inc., Nashville, Tennessee, has applied for the Board's approval under section 3(a)(3)

[3] The companies' policies, as those of the National Farmers Union Life Insurance Company, are concentrated in the States of Montana, Minnesota, North Dakota, and South Dakota.

[4] Consisting of Adams, Arapahoe, Denver and Jefferson Counties.

[5] Dissenting Statement of Governor Brimmer filed as part of the original document. Copies are available upon request to Board of Governors of the Federal Reserve System, Washington, D.C. 20551 or to the Federal Reserve Bank of Kansas City.

[6] Voting for this action: Vice Chairman Mitchell and Governors Daane, Sheehan, Bucher, and Holland. Voting against this action: Governor Brimmer. Absent and not voting: Chairman Burns.

of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 90 percent or more of the voting shares of the successor by merger to the First Trust and Savings Bank, Clarksville, Tennessee. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than October 23, 1973.

Board of Governors of the Federal Reserve System, September 27, 1973.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.73-21203 Filed 10-4-73;8:45 am]

MANUFACTURERS HANOVER CORP.

Order Approving Acquisition of Citizens Mortgage Corporation

On June 25, 1973, the Board issued an order denying the application of Manufacturers Hanover Corporation, Dover, Delaware, to acquire substantially all of the assets of Citizens Mortgage Corporation ("Citizens"), Southfield, Michigan, pursuant to section 4(c)(8) of the Act and § 225.4(b)(2) of the Board's Regulation Y. The Board issued a statement, dated June 29, 1973, explaining its reasons for the denial of the application (1973 Federal Reserve Bulletin 532).

On August 31, 1973, the Board granted a request for reconsideration filed with the Board by the Applicant. The request for reconsideration, which was filed pursuant to § 262.3(g)(5) of the Board's rules of procedures (12 CFR 262.3(f)(6)), was granted because the request presented relevant facts (particularly concerning the public benefits of the application) that, for good cause shown, were not previously presented to the Board and reconsideration appeared otherwise appropriate.

Citizens engages in the activities of a mortgage banking company and acts as an investment advisor to a real estate investment trust. Such activities have been determined by the Board to be closely related to banking (12 CFR 225.4(a)(1), (3), and (5)). Notice of the reconsideration, affording opportunity for interested persons to submit comments and views on the public interest factors, has been duly published (38 FR 24419). The time for filing comments and views has expired, and none have been timely received.

Applicant controls five banks with aggregate deposits of $10.2 billion, representing 9.4 percent of the total deposits of commercial banks in New York.[1] Applicant's lead bank, Manufacturers Hanover Trust Company ("Bank"), has deposits of $10.1 billion and is the fourth largest bank in the United States. Bank services a mortgage loan portfolio and originates mortgage loans. Bank, in general, confines its origination of mortgage loans on one-to-four family residences to local markets within New York State while making loans on income-producing property as well as construction loans throughout a large part of the nation. During 1971, Bank originated $3.4 million in loans on income-producing property, $121 million of construction loans, and $8.2 million of loans on one-to-four family residences.

Citizens (1972 year end assets of $111 million) primarily operates in the three midwestern states of Michigan, Ohio, and Illinois. Citizens had a servicing portfolio of $757 million as of year end 1972 ranking 23rd among mortgage bankers on this basis. (The Board recognizes that rank based on servicing volume is an imperfect measure of the size of the firm. However, in many cases it is the only measure available for all mortgage banking firms in a market.) In 1971 it originated $126 million of mortgages on one-to-four family residences with $101 million of this total represented by FHA/VA mortgages. During the same period, Citizens also originated $15.7 million of mortgages on income-producing property and made construction loans of $67 million. Since December 1968, all of Citizens' shares have been owned by U.S. Industries, Inc., New York, New York, a large manufacturing conglomerate.

The Board was concerned in its denial order with the possibility of the elimination of probable future competition between Applicant and Citizens. Applicant has been able to provide information which would indicate that the probability of Citizens expanding into the areas where Applicant presently competes are very slender. Basically, this information relates to Citizens' posture as a subsidiary of U.S. Industries, Inc. This latter company was reluctant to provide the capital needed for both product and geographic expansion by Citizens. In fact, U.S. Industries, Inc., as part of its general program for its subsidiaries, required a positive cash flow to it from Citizens. From 1969 to 1972, Citizens provided a net cash flow of about $2 million to U.S. Industries, Inc. This inhibited Citizens in expanding its operations into new areas.[2] In other words, Citizens was in no better position than an independent mortgage banker, if as good. This financial background with regard to Citizens, places its size in proper perspective.

This documentation of the relationship between Citizens and U.S. Industries has convinced the Board that Citizens could not be considered a probable future competitor of Applicant in the latter's market areas. Applicant could expand into Citizens' market areas. However, there are numerous potential entrants so that the elimination of Applicant would not have a substantially adverse effect on future competition.

Another adverse factor related to a covenant not to compete given Applicant by U.S. Industries, Inc., which prohibited the latter from engaging in a business substantially similar to that conducted by Citizens for a period of five years at any location in the United States. The Board's majority felt that the geographic scope in this covenant was too expensive. Applicant has now completely eliminated this covenant not to compete from its agreement with U.S. Industries so that this adverse effect is no longer present.

As the Board noted in its earlier denial Order, Applicant's lead bank and Citizens do not presently compete in the same local markets for mortgages on one-to-four family housing. Moreover, though both do make construction loans and loans on income-producing property, they are very small factors in these regional or national markets so there would not be a significant decrease in existing competition in these product lines.

The Board further notes that Citizens is in need of additional capital to continue its present level of operations, and more importantly, to expand those operations both into new product lines and geographic areas. Applicant has indicated that it will add approximately $7 million of equity capital to Citizens which should enable it to greatly increase its existing operations. In contemplation of the acquisition of Citizens by Applicant, Citizens opened three new offices in the fast growing southeastern United States area. Applicant has stated that it will continue this type of geographic expansion if it receives Board approval to acquire Citizens. Applicant has also indicated it will enlarge Citizens' role in the increasingly important field of conventional mortgages. Both these types of expansion would be in the public interest and constitute positive grounds for approval of the application.

Applicant has additionally indicated that it will lower interest fees to mortgagors either through having Citizens warehouse mortgages until such time as mortgage rates decline or by charging lower servicing fees. This commitment is an additional new factor which is in the public interest and weighs in support of approval of the application.

There is no evidence in the record indicating that consummation of the proposal would result in unfair competition, conflicts of interest, or unsound banking practices. The extent of concentration of resources flowing from this case is not considered undue considering the public benefits of the proposal. Applicant has agreed that it will liquidate Citizens Family Assurance Company, a wholly-owned reinsurance subsidiary of

[1] All banking data are as of December 31, 1972.

[2] Though Citizens opened three new offices in 1973, Applicant has established, through newly presented information, that these were opened in contemplation of Applicant's acquisition of Citizens.

Citizens; upon consummation of this transaction. Applicant has further agreed to dispose of an office building in Ohio and certain land in Michigan as soon as possible but, in no case, later than two years after consummation and has stated it will engage in no land development activities with regard to these properties during the period of retention. Applicant does not presently engaged in acting as an investment advisor to a real estate investment trust and its entry into this activity should provide benefits by enabling Citizens to expand the activity.

Based upon the foregoing and other considerations reflected in the record, the Board has determined that the balance of public interest factors that the Board is required to consider under section 4(c)(8) is favorable. Accordingly, the application is hereby approved subject to the conditions set forth in § 225.4 (c) of Regulation Y (12 CFR 225.4(c)) and to the Board's authority to require such modification or termination of the activities of a holding company or any of its subsidiaries as the Board finds necessary to assure compliance with the provisions and purposes of the Act and the Board's regulations and orders issued thereunder or to prevent evasion thereof.

The transaction shall be consummated not later than three months after the effective date of this Order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of New York pursuant to delegated authority.

By order of the Board of Governors,[3] effective September 27, 1973.

[SEAL] CHESTER B. FELDBERG,
Secretary of the Board.

[FR Doc.73-21204 Filed 10-4-73;8:45 am]

MELLON NATIONAL CORP.

Order Approving Acquisition of Carruth Mortgage Company

Mellon National Corporation, Pittsburgh, Pennsylvania, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under section 4(c)(8) of the Act and § 225.4(b)(2) of the Board's Regulation Y, to acquire all of the voting shares of Carruth Mortgage Corporation, New Orleans, Louisiana ("Carruth"), a company that engages in the activity of general mortgage banking and acts as an insurance agent with respect to insurance directly related to the extension of credit, including specifically mortgage redemption insurance, credit accident and health insurance, and credit life insurance. Such activities have been determined by the Board to be closely related to banking (12 CFR 225.4(a)(1) and (9)(ii)(a)).

In addition to the activities enumerated above, Carruth is presently engaged in the sale of hazard and flood insurance on collateral securing extensions of credit. Although originally part of the instant application, the request to continue the sale of hazard and flood insurance was withdrawn by Applicant after an objection to that portion of the Application was filed by a third party and Carruth will discontinue selling this type of insurance upon consummation of the transaction.

Notice of the application, affording opportunity for interested persons to submit comments and views on the public interest factors, has been duly published (38 FR 13062). The time for filing comments and views has expired, and none has been timely received.

Applicant's only banking subsidiary, Mellon Bank, Pittsburgh, Pennsylvania, is the largest bank in the Pittsburgh banking market with deposits of $3.65 billion. (All banking data are as of December 31, 1972.) Applicant also engages in mortgage banking activities through two subsidiaries: Mellon National Mortgage Company of Colorado (doing business as Morrison and Morrison) with an office in Denver, Colorado, servicing a mortgage portfolio of $82 million, and Mellon National Mortgage Company of Ohio (formerly Jay F. Zook, Inc.) with offices in Ohio and Pittsburgh servicing a mortgage portfolio of $496 million. Applicant's subsidiaries presently rank 44th in the nation in mortgage servicing and upon acquisition of Carruth would rank as 27th.

Carruth, with assets of $10.7 million and a mortgage portfolio of $161 million, operates five offices in New Orleans and one in Baton Rouge, Louisiana, and derives 80 percent of its business from these two markets. Carruth engages in originating and servicing loans on single family residences and to a lesser extent on apartments and commercial property.

Applicant's two mortgage banking subsidiaries operate from offices in Ohio, Pennsylvania, and Colorado; neither of these firms derives any business from the New Orleans or Baton Rouge markets, nor does Mellon Bank hold any mortgage loans from these markets. No present competition would be eliminated by consummation of the proposed acquisition. Moreover, due to the fact that there are over 80 competitors in the relevant market and that the market is over 750 miles from its present subsidiaries, it is unlikely that Applicant would enter the New Orleans and Baton Rouge markets de novo. Consummation of this proposal will not eliminate any probable future competition. Accordingly, the Board concludes that approval of the application, insofar as related to Carruth's mortgage banking activities, would not have any adverse effect on competition.

Carruth also sells credit life, credit accident and health and mortgage redemption insurance. Due to the limited nature of its insurance activities, it does not appear that Applicant's acquisition of Carruth's insurance activities would have any significant effect on existing or future competition.

Considerations relating to the financial and managerial resources of Applicant, its subsidiaries, and Carruth are generally satisfactory and consistent with approval of the application. It is anticipated that consummation of the proposed acquisition will enable Carruth to provide an increased quantity of mortgage funds in those areas where it presently operates. It will be able to participate in additional construction and development loans and increase the size of its loans for these projects. These advantages will enable Carruth to compete more efficiently in the highly competitive New Orleans market. There is no evidence in the record indicating that consummation of the proposed acquisition would result in undue concentration, unfair competition, conflicts of interest, unfair banking practices, or other adverse effects.

Under section 4(a)(2) of the Act, Applicant has until November, 1974, two years from the date of becoming a bank holding company, to obtain Board approval to retain Mellon National Mortgage Company of Ohio. Applicant has indicated its willingness to separately maintain the assets of Carruth in order to facilitate the Board's future examination and evaluation of the application to retain that subsidiary. Accordingly, approval of this acquisition is conditioned on the segregation of the assets of Carruth and Mellon National Mortgage Company of Ohio.

Based upon the foregoing and other considerations reflected in the record, the Board has determined that the balance of the public interest factors the Board is required to consider under section 4(c)(8) is favorable. Accordingly, the application is hereby approved subject to the condition that Carruth's assets be maintained separate and apart from those of Mellon National Mortgage Corporation of Ohio. This determination is additionally subject to the conditions set forth in § 225.4(c) of Regulation Y and to the Board's authority to require such modification or termination of the activities of a holding company or any of its subsidiaries as the Board finds necessary to assure compliance with the provisions and purposes of the Act and the Board's regulations and orders issued thereunder, or to prevent evasion thereof. The transaction shall be consummated not later than three months after the effective date of this Order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Cleveland pursuant to authority delegated herewith.

By order of the Board of Governors,[1] effective September 27, 1973.

[SEAL] CHESTER B. FELDBERG,
Secretary of the Board.

[FR Doc.73-21205 Filed 10-4-73;8:45 am]

[3] Voting for this action: Chairman Burns and Governors Mitchell, Daane, Sheehan, Bucher, and Holland. Absent and not voting: Governor Brimmer. Governor Bucher plans to issue a concurring statement at a future date.

[1] Voting for this action: Vice Chairman Mitchell and Governors Daane, Bucher, and Holland. Absent and not voting: Chairman Burns and Governors Brimmer and Sheehan. Governor Bucher plans to issue a concurring statement at a future date.

D. H. BALDWIN COMPANY

Order Approving Acquisition of Banks and Merger With Bank Holding Companies

D. H. Baldwin Company, Cincinnati, Ohio, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under § 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire direct or indirect ownership of a majority of the voting shares of (1) First National Bank of Grand Junction, Grand Junction, Colorado, (2) First National Bank of Glenwood Springs, Glenwood Springs, Colorado, (3) First National Bank in Aspen, Aspen, Colorado, and (4) First National Bank North, Grand Junction, Colorado. At the same time, Applicant has applied for the Board's approval under § 3(a)(5) of the Act (12 U.S.C. 1842(a)(5)) to merge with First Western Slope Corporation, Grand Junction, Colorado (FWS), a registered bank holding company owning approximately 56 percent of the outstanding shares of First National Bank of Grand Junction, and 20 percent of the outstanding shares of First National Bank in Aspen; and to acquire a majority of the voting shares of First McKinley Corporation, Glenwood Springs, Colorado (FMC), a registered bank holding company owning 50.8 percent of the outstanding shares of First National Bank of Glenwood Springs and 20 percent of the outstanding shares of First National Bank in Aspen. The proposed merger with FWS and the proposed acquisition of FMC are treated herein as the proposed acquisition of shares of First National Bank of Grand Junction, First National Bank of Glenwood Springs, and First National Bank in Aspen.

Notice of receipt of the applications, affording an opportunity for interested persons to submit comments and views, has been given in accordance with § 3(b) of the Act. The time for filing comments and views has expired. The Board has considered the applications and all comments received in the light of the factors set forth in § 3(c) of the Act (12 U.S.C. 1842(c)), and finds that:

Applicant controls the Central Bank and Trust Company, Denver, Colorado (Central Bank), and North Denver Bank of Denver, Denver, Colorado (North Denver Bank) [1] whose combined deposits of $357 million represent 6.0 percent of the total commercial bank deposits held by Colorado banks, and rank it as the fifth largest banking organization in the State. (All banking data are as of December 31, 1972, and reflect acquisitions and formations approved through August 31, 1973.) The acquisition of First National Bank in Grand Junction (deposits of $41 million), First National Bank of Glenwood Springs (deposits of $33 million), First National Bank in Aspen (deposits of $11 million), and First National Bank North (deposits of $1 million) would increase Applicant's share of State deposits to 7.47 percent and its rank among banking organizations in Colorado would remain unchanged.

First National Bank of Grand Junction (Grand Junction Bank) is the largest of six banks in the Grand Junction banking market (approximated by Mesa County), and the eighteenth largest banking organization in Colorado. The second largest bank in this market ranks as the twentieth largest banking organization in the State and is presently under contract agreement for purchase by a Colorado bank holding company. The third largest bank in the market is controlled by the second largest banking organization in Colorado, while two of the area banks are rural banks located 10 and 12 miles, respectively, from Grand Junction. Grand Junction Bank is located approximately 250 miles west of Denver in the Western Slope area of Colorado, and little competition exists between it and Applicant's two Denver-based banks. As of early 1973, Central Bank derived only 2.5 percent of its demand deposits and less than 1 percent of its savings deposits from the Grand Junction area, while North Denver Bank derived less than $300 in both demand and savings deposits from the Grand Junction area.

Applicant's two nonbanking institutions based in Colorado, Empire Savings and Loan Association (Empire) and National Farmers Union Service Corporation (NFU), both located in Denver, offer but minimal competition to either Grand Junction Bank or to the commercial banks in Mesa County. As of February 28, 1973, Empire held only $18,000 in mortgage loans from Mesa County and derived only $47,000 in time deposits from the Grand Junction area. NFU's insurance companies held but two loans in Mesa County, totalling $120,000. The Board concludes that consummation of the proposed acquisition would not result in the elimination of substantial existing competition between Applicant's banking and nonbanking financial subsidiaries and rand Junction Bank. It does not appear that Applicant would gain a dominant market position through the proposed acquisition, as total deposits of the second largest bank in the market are only $2 million less than those of Grand Junction Bank. In addition, the annual average growth rate of Grand Junction Bank's IPC deposits between 1967 and 1972 was less than that of either the second or third largest area banks.

Given the slow growth of the Grand Junction economy, it appears unlikely that Applicant might enter the Grand Junction market de novo or through acquisition of a smaller bank. The population per banking office for Grand Junction (5,042) is well below the State average (9,046). Although Empire can branch anywhere in Colorado,[2] it does not appear that consummation of the proposal would result in the elimination of substantial future competition between any of Applicant's banking or nonbanking subsidiaries and Grand Junction Bank.

First National Bank of Glenwood Springs (Glenwood Springs Bank) is the larger of two banks in Glenwood Springs and the largest of four banks in its service area.[3] The competing bank in Glenwood Springs is a subsidiary of another bank holding company and not available for acquisition. Acquisition of a bank in Rifle or Carbondale, while within the service area of Glenwood Springs Bank, would not allow Applicant to be an effective competitor in the Glenwood Springs market. Applicant's present banking subsidiaries, located approximately 170 miles distant in Denver, offer but minimal competition to Glenwood Springs Bank. Central Bank derives approximately $80,000 in demand and savings deposits from the service area of Glenwood Springs Bank, while Empire derives approximately $59,000 of savings deopsits from this area. It is estimated that Glenwood Springs Bank derives approximately 1.2 percent of its demand and savings deposits from the Denver SMSA. The Board concludes that consummation of the proposed acquisition of Glenwood Springs Bank would not eliminate any significant direct competition between Applicant's banking or nonbanking subsidiaries and Glenwood Springs Bank.

Moreover, consummation of the proposal would not eliminate any significant direct competition with Grand Junction Bank, located 90 miles distant, or with First National Bank in Aspen, located approximately 40 miles southeast of Glenwood Springs. These distances effectively preclude the banks in Grand Junction and Aspen as convenient alternatives to residents in Glenwood Springs. Inasmuch as the Western Slope is not a single banking market and each of the banks proposed to be acquired are located in separate banking markets, the Board concludes that consummation of the proposed acquisition of Glenwood Springs Bank would not eliminate significant future competition between Applicant's banking or nonbanking subsidiaries and Glenwood Springs Bank.

First National Bank in Aspen (Aspen Bank) is the smaller of two banks in the Aspen banking market (approximated by Pitkin County). The larger bank is an affiliate of a banking chain and unavailable for acquisition. Aspen Bank derives approximately 1.7 percent of its demand deposits and 1.8 percent of its commercial loans from the Denver SMSA. Central Bank has a moderate amount of commercial loans from Aspen Bank's

[1] Board approval of D. H. Baldwin Company's acquisition of North Denver Bank was granted in a companion Order issued this same date.

[2] Under the provisions of § 4 of the Act, Applicant's interests in Empire, as well as NFU, must be reduced to less than 5 percent of the outstanding voting shares by December 31, 1980. (See Board determination of June 14, 1973; 1973 Federal Reserve Bulletin 536.)

[3] Approximated by the City of Glenwood Springs and its environs, and including the communities of Newcastle, Silt, Rifle, Carbondale, and Basalt.

service area attributable both to its correspondent business and the heavy demand from Denver parties for loanable funds to develop the Aspen area. The Board concludes that approval of the proposed acquisition would not eliminate any significant competition between Aspen Bank and Applicant's banking or nonbanking subsidiaries. Similarly, consummation of the proposed acquisition would eliminate little significant competition with Glenwood Springs Bank inasmuch as Aspen Bank derives only 1 percent of its demand deposits and 0.8 percent of its savings deposits from the service area of Glenwood Springs Bank, while Glenwood Springs Bank derives approximately 3.6 percent of its demand deposits and 5.6 percent of its savings deposits from Aspen Bank's primary service area.

First National Bank North (North Bank) is the smallest of six banks in the Grand Junction banking market, and derives no deposits or loans from the Denver SMSA. A close affiliation exists between North Bank and Grand Junction Bank by reason of the two institution's common shareholders, and it is unlikely that this affiliation would be severed in the near future. Moreover, absent its affiliation, the prospects for profitable operations of an independent North Bank appear to be poor. North Bank obtained its charter in May 1972, and did not open for business until December of that year. It appears that North Bank's profitability and competitive impact in the market area is dependent upon a significant amount of support from a larger banking organization. The Board is satisfied in the instant application that the charter of North Bank was not sought by its organizers for speculative purposes, and that no profit will be derived from the owners' investment in North Bank's stock. The Board concludes that consummation of the proposed acquisition of North Bank will eliminate no significant existing competition nor foreclose substantial future competition between any of Applicant's banking or nonbanking subsidiaries and North Bank. The Board further concludes that competitive considerations are consistent with approval for each of the foregoing applications.

There is no evidence indicating that the major banking needs of the areas served by Grand Junction Bank, Glenwood Springs Bank, Aspen Bank, or North Bank are not being met by existing institutions serving these markets. However, upon consummation of these proposed acquisitions, Applicant should be able to provide more effective competition to the major bank holding companies in the State as it broadens and improves its banking services throughout Colorado. Each of the four banks to be acquired are likely to benefit from their ability to draw upon a pool of qualified manpower for their management. In addition, each may be expected to benefit from the provision of internal audits and computerized customer information programs. Additions to the capital of Grand Junction Bank should insure the continuation of this Bank's competitive posture in the community. In both the Glenwood Springs and Aspen area, Applicant may be expected to meet credit demands through participation loans. Applicant proposes to assist both Glenwood Springs Bank and Aspen Bank in the provision of trust services which are presently unavailable. Considerations relating to banking factors, as well as to the convenience and needs of the communities to be served, are regarded as being consistent with and lend some weight toward approval of the applications. It is the Board's judgment that the proposed transactions would be in the public interest and that the applications should be approved.

On the basis of the record,[4] the applications are approved for the reasons summarized above. The transactions shall not be consummated (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

By order of the Board of Governors,[5] effective September 28, 1973.

[SEAL] CHESTER B. FELDBERG,
Secretary of the Board.

[FR Doc.73-21215 Filed 10-4-73;8:45 am]

INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)

WOLF CREEK COLLIERIES COMPANY, INC., ET AL.

Applications for Renewal Permits; Notice of Opportunity for Public Hearing

Applications for Renewal Permits for Noncompliance with the Interim Mandatory Dust Standard (2.0 mg/m³) have been received as follows:

(1) ICP Docket No. 20041, Wolf Creek Collieries Company, Inc. No. 4 Mine, Mine ID No. 15 04020 0, Lovely, Kentucky.
(2) ICP Docket No. 20215, Clinchfield Coal Company, Moss #3 Portal "A" Mine, Mine ID No. 44 01642 0, Duty, Dickenson County, Virginia,
Section ID No. 001 ("A" Mains)
Section ID No. 022 (14 Mains)
Section ID No. 004 (2 Rt.)
Section ID No. 005 (1 Rt.)
Section ID No. 006 (7 Lt.)
(3) ICP Docket No. 20218, Clinchfield Coal Company, Open Fork Mine, Mine ID No. 44 00267 0, Herald, Dickenson County, Virginia,
Section ID No. 002 (5 Rt. off 2 Lt. Off 2 N.)
Section ID No. 005 (2 Rt. Parallel)
Section ID No. 006 (1 Rt. off 2 N.)
Section ID No. 033 (Unit #3)
Section ID No. 044 (Unit #4)
(4) ICP Docket No. 20220, Clinchfield Coal Company, Hagy No. 1 Mine, Mine ID No. 44 01514 0, Prater, Buchanan County, Virginia
Section ID No. 001 (Unit #1)
Section ID No. 002 (Unit #2)
Section ID No. 004 (Unit #3)
(5) ICP Docket No. 20221, Clinchfield Coal Company, Splashdam Mine, Mine ID No. 44 00269 0, Hayst, Dickenson County, Virginia,
Section ID No. 001 (Unit #1)
Section ID No. 002 (Unit #2)
Section ID No. 004 (Unit #3)
(6) ICP Docket No. 20223, Clinchfield Coal Company, Hagy #2 Mine, Mine ID No. 44 01886 0, Prater, Buchanan County, Virginia,
Section ID No. 001 (Unit #1)
Section ID No. 002 (Unit #2)
(7) ICP Docket No. 20418, Martin County Coal Corporation, No. 1-C Mine, Mine ID No. 15 03752 0, Inez, Kentucky.
(8) ICP Docket No. 20623, Alabama By-Products Corporation, Mary Lee #1 Mine, Mine ID No. 01 00515 0, Goodsprings, Walker County, Alabama,
Section ID No. 001 (5005)
Section ID No. 002 (50 Heading)
Section ID No. 003 (10 South Heading)
Section ID No. 004 (30 Heading)
Section ID No. 005 (3025)
Section ID No. 006 (10 South Right)

In accordance with the provisions of section 202(b)(4) (30 U.S.C. 842(b)(4)) of the Federal Coal Mine Health and Safety Act of 1969 (83 Stat. 742, et seq., Pub. L. 91-173), notice is hereby given that requests for public hearing as to an application for renewal may be filed within 15 days after publication of this notice. Requests for public hearing must be filed in accordance with 30 CFR Part 505 (35 F.R. 11296, July 15, 1970), as amended, copies of which may be obtained from the Panel on request.

A copy of the application is available for inspection and requests for public hearing may be filed in the office of the Correspondence Control Officer, Interim Compliance Panel, Room 800, 1730 K Street, NW., Washington, D.C. 20006.

GEORGE A. HORNBECK,
Chairman,
Interim Compliance Panel.

OCTOBER 2, 1973.

[FR Doc.73-21277 Filed 10-4-73;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[File No. 500-1]

AIRTRONICS INTERNATIONAL CORP. OF FLORIDA

Notice of Suspension of Trading

SEPTEMBER 28, 1973.

It appearing to the Securities and Exchange Commission that the summary

[4] Governor Brimmer's dissenting statement is filed as part of the original document. Copies are available upon request to Board of Governors of the Federal Reserve System, Washington, D.C. 20551 or to the Federal Reserve Bank of Kansas City.

[5] Voting for this action: Vice Chairman Mitchell and Governors Daane, Sheehan, Bucher, and Holland. Voting against this action: Governor Brimmer. Absent and not voting: Chairman Burns.

suspension of trading in the common stock of Airtronics International Corp. of Florida being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from 1:45 p.m. e.d.t. September 28, 1973, through October 7, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21258 Filed 10-4-73;8:45 am]

[File No. 500-1]

ALLIED MANAGEMENT & SYSTEMS CORP.

Notice of Suspension of Trading

SEPTEMBER 28, 1973.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Allied Management & Systems Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from 1:45 p.m. e.d.t. September 28, 1973, through October 7, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21257 Filed 10-4-73;8:45 am]

[File No. 500-1]

AZTEC PRODUCTS, INC.

Order Suspending Trading

SEPTEMBER 28, 1973.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, $.05 par value, and all other securities of Aztec Products, 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 October 1, 1973, through October 10, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21268 Filed 10-4-73;8:45 am]

[File No. 500-1]

BBI, INC.

Notice of Suspension of Trading

SEPTEMBER 28, 1973.

The common stock of BBI, Inc., being traded on the American Stock Exchange and the Philadelphia-Baltimore-Washington Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of BBI, Inc. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from October 1, 1973, through October 10, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21267 Filed 10-4-73;8:45 am]

[File No. 500-1]

BULLION MONARCH CO.

Notice of Suspension of Trading

SEPTEMBER 28, 1973.

The common stock of Bullion Monarch Co. being traded on the Intermountain Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all securities of Bullion Monarch Co. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from 1:45 p.m., e.d.t., September 28, 1973, through October 7, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21256 Filed 10-4-73;8:45 am]

[File 500-1]

CIC INDUSTRIES, INC.

Order Amending Order Suspending Trading

SEPTEMBER 26, 1973.

The Commission having determined to amend its order of September 21, 1973, summarily suspending trading in the securities of CIC Industries, Inc. for the period from September 23, 1973, through October 2, 1973:

It is ordered, Pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, that trading in the 11 percent Debentures due June 1975 of CIC Industries, Inc. being traded on the New York Stock Exchange and all other securities of CIC Industries, Inc., being traded otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from September 23, 1973, through September 26, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21261 Filed 10-4-73;8:45 am]

[File 500-1]

COASTAL STATES GAS PRODUCING CO.

Order Amending Order Suspending Trading

SEPTEMBER 26, 1973.

The Commission having determined to amend its order of September 21, 1973, summarily suspending trading in the securities of Coastal States Gas Producing Company for the period from September 23, 1973, through October 2, 1973:

It is ordered, Pursuant to Sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, that trading in the First Mortgage Bonds Series E 7¾ percent due 1991 of Coastal States Gas Producing Company being traded on the New York Stock Exchange and First Mortgage Bonds Series A 5 percent due 1983, Series B 5 percent due 1985, Series C 6½ percent due 1986, Series D 7⅜ percent due 1989, and Series E 7¾ percent due 1991; 5½ percent Sinking Fund Debentures due 1977; and 6 percent Sinking Fund Debentures due March 1980 of Coastal States Gas Producing Company being traded otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from September 23, 1973, through September 26, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21263 Filed 10-4-73;8:45 am]

[File 500-1]

COASTAL STATES GAS CORP.

Order Amending Order Suspending Trading

SEPTEMBER 26, 1973.

The Commission having determined to amend its order of September 21, 1973, summarily suspending trading in the securities of Coastal States Gas Corporation for the period from September 23, 1973, through October 2, 1973:

It is ordered, Pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, that trading in the

common stock, $.33⅓ par value; $1.19 cumulative convertible preferred Series A, $.33⅓ par value; and $1.83 cumulative convertible preferred Series B, $.33⅓ par value of Coastal States Gas Corporation being traded on the New York Stock Exchange and all other securities of Coastal States Gas Corporation being traded otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from September 23, 1973, through September 26, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21264 Filed 10-4-73;8:45 am]

[File 500-1]

COLORADO INTERSTATE GAS CO.

Order Amending Order Suspending Trading

SEPTEMBER 26, 1973.

The Commission having determined to amend its order of September 21, 1973, summarily suspending trading in the securities of Colorado Interstate Gas Company for the period from September 23, 1973, through October 2, 1973:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in the First Mortgage 3.35 percent Pipeline Bonds due July 1974, First Mortgage 4.70 percent Pipeline Bonds due March 1979, and 4¾ percent Debentures due April 1984 of Colorado Interstate Gas Company being traded otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from September 23, 1973, through September 26, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21260 Filed 10-4-73;8:45 am]

[File 500-1]

COLORADO INTERSTATE CORP.

Order Amending Order Suspending Trading

SEPTEMBER 26, 1973.

The Commission having determined to amend its order of September 21, 1973, summarily suspending trading in the securities of Colorado Interstate Corporation for the period from September 23, 1973, through October 2, 1973:

It is ordered, Pursuant to Sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, that trading in the Debentures, 8½ percent, due April 1991, of Colorado Interstate Corporation being traded on the New York Stock Exchange and the 8½ percent Debentures due April 1991, First Mortgage 7½ percent Pipeline Bonds due June 1992, First Mortgage 8 percent Pipeline Bonds due June 1989, Preferred 5 percent Cum., Preferred 5.35 percent Cum., and Preferred 5.50 percent Cum. of Colorado Interstate Corporation being traded otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period from September 23, 1973, through September 26, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21262 Filed 10-4-73;8:45 am]

[70-5395]

COLUMBIA GAS SYSTEM

Notice of Proposed Issuance and Sale of Long-Term Promissory Notes to Banks; Exception From Competitive Bidding

Notice is hereby given that The Columbia Gas System, Inc. (Columbia), 20 Montchanin Road, Wilmington, Delaware 19807, a registered holding company, has filed a declaration with this Commission designating sections 6(a) and 7 of the Public Utility Holding Company Act of 1935 (Act) and Rule 50(a)(2) promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transaction.

Columbia proposes to issue and sell, on or about November 1, 1973, $50,000,000 aggregate principal amount of its unsecured ten (10) year promissory notes (Notes) to a group of commercial banks (Banks) headed by Morgan Guaranty Trust Company of New York (Morgan). The participating banks and their respective purchases of the Notes will be as follows:

1. Morgan Guaranty Trust Company of New York	$20,000,000
2. Chemical Bank, New York	15,000,000
3. Irving Trust Company, New York	7,500,000
4. Mellon Bank, N.A., Philadelphia	7,500,000
Total	$50,000,000

Columbia states that the Notes will bear interest semi-annually at a basic rate equal to 115 percent per annum of the Minimum Commercial Lending Rate (MCLR) at Morgan as in effect from time to time, plus ¼ of 1 percent. A commitment fee of ½ of 1 percent per annum on the daily unused amount of the commitment of each Bank will be paid to each Bank from August 15, 1973 until the issuance of the Notes. Compensating balances are not required to be maintained with the Banks. It is stated that at the current MCLR of 10 percent, the effective annual cost of money to Columbia will be 11.75 percent.

Columbia states that the Notes shall be repayable in twenty semi-annual installments of $2,500,000 apportioned pro rata among the participating Banks. Columbia will have the right, at its option, to prepay the Notes outstanding in whole at any time or in part from time to time, without premium or penalty.

Declarant states that the proposed financing will afford Columbia maximum flexibility to take advantage of any future decline in interest rates unavailable with long-term debentures requiring a 5-year no-call period. Furthermore, the proposed transaction is more tailored to meet Columbia's increasing investments in assets that will be amortized over a shorter time period than normally associated with utility assets.

Columbia requests that the proposed issue and sale of its Notes be exempt from competitive bidding pursuant to Rule 50(a)(2).

Fees and expenses incident to the proposed transaction are estimated at $7,000, including fees of $5,000 to the Columbia Gas System Service Corporation, a wholly owned subsidiary service company. No State or Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than October 23, 1973, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from its rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21266 Filed 10-4-73;8:45 am]

[File No. 500-1]

ROYAL PROPERTIES INC.

Notice of Suspension of Trading

SEPTEMBER 28, 1973.

It appearing to the Securities and Exchange Commission that the summary

suspension of trading in the common stock of Royal Properties Incorporated being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from September 30, 1973, and continuing through October 9, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21259 Filed 10-4-73;8:45 am]

[File No. 500-1]

TRIEX INTERNATIONAL CORP.

Notice of Suspension of Trading

SEPTEMBER 28, 1973.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Triex International Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from October 1, 1973, and continuing through October 10, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21265 Filed 10-4-73;8:45 am]

[File No. 500-1]

BENEFICIAL LABORATORIES, INC.

Suspension of Trading

SEPTEMBER 28, 1973.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, warrants, and units of Beneficial Laboratories, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from October 1, 1973, through October 10, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21270 Filed 10-4-73;8:45 am]

[Release No. 34-10415; File No. S7-490]

OPTION TRADING BY SPECIALISTS, MARKET MAKERS, FLOOR TRADERS, AND BLOCK POSITIONERS

Extension of Time for Comments on Commission's Review

The Commission announced that it has extended the period of time for comments on its review of option trading by specialists, market makers, floor traders, and block positioners previously announced in Securities Exchange Act Release No. 10312 August 1, 1973, and in the FEDERAL REGISTER on August 8, 1973 (38 FR 21459). The period of time for persons to submit their views and comments on the Commission's review has been extended to October 31, 1973.

Written statements of views and comments should be adressed to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, on or before October 31, 1973. Reference should be made to file number S7-490. All such communications will be available for public inspection.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

SEPTEMBER 28, 1973.

[FR Doc.73-21275 Filed 10-4-73;8:45 am]

[File No. 500-1]

U.S. FINANCIAL INC.

Suspension of Trading

SEPTEMBER 28, 1973.

The common stock of U.S. Financial Incorporated being traded on the New York Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of U.S. Financial Incorporated being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from October 1, 1973, and continuing through October 10, 1973.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.73-21269 Filed 10-4-73;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 356]

ASSIGNMENT OF HEARINGS

OCTOBER 2, 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 28478 Sub 41, Great Lakes Express Co., now assigned November 26, 1973, at Columbus, Ohio, is canceled and the application is dismissed.

MC 52464 Sub 8, Evans Trucking Co., now being assigned hearing November 29, 1973 (2 days), at Columbus, Ohio, in Room 228, Federal Office Building, 85 Marconi Boulevard.

MC 117574 Sub 220, Daily Express, Inc., is continued to November 12, 1973, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC-119789 Sub 155, Caravan Refrigerated Cargo, Inc., now assigned November 29, 1973, at Columbus, Ohio, is canceled and the application is dismissed.

MC 112822 Sub 256, Bray Lines, Inc., continued to November 27, 1973, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 136762 Sub 2, Osborne Highway Express, application dismissed.

MC 72442 Sub 39, Akers Motor Lines, Inc., is continued to October 24, 1973, at Northwest Office Building, Capital & Foster Streets, Harrisburg, Pa.

MC-10794 Sub 3, Perrow Motor Freight Lines, Inc., now assigned October 16, 1973, at Washington, D.C., is canceled and application is dismissed.

FD 20812, Railway Express Agency, Inc., Notes, continued to October 23, 1973, for pre-hearing conference, at the Offices of the Interstate Commerce Commission, Washington, D.C.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.73-21304 Filed 10-4-73;8:45 am]

FOURTH SECTION APPLICATIONS FOR RELIEF

OCTOBER 2, 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 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before Oct. 22, 1973.

FSA No. 42753—*Joint Water-Rail Container Rates—American President Lines, Ltd.* Filed by American President Lines, Ltd., (No. 5) (APL Series), for itself and interested rail carriers. Rates on general commodities, between ports in the Orient, as shown in the application, and rail stations on the U.S. Atlantic and Gulf Seaboard.

Grounds for relief—Water competition.

FSA No. 42754—*Boards or Sheets Between Points in Southwestern, Southern and WTL Territories.* Filed by Southwestern Freight Bureau, Agent, (No. B–435), for interested rail carriers. Rates on boards or sheets, in carloads, as described in the application, between points in southwestern territory, including Mississippi River crossings Memphis, Tenn., and south; also between points in southwestern territory, on the one hand, and East St. Louis, Flinton, Cairo, Thebes, Illinois, and points in Kansas and Missouri, on the other.

Grounds for relief—Rate relationship and motor competition.

Tariffs—Supplements 204 and 40 to Southwestern Freight Bureau, Agent, tariffs SW/2004–I and SW/W–2006–J, I.C.C. Nos. 4819 and 5056, respectively. Rates are published to become effective on November 10, 1973.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.73–21303 Filed 10–4–73;8:45 am]

[Notice 367]

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 Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before October 25, 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–74564. By order of September 25, 1973, the Motor Carrier Board approved the transfer to Chieftan Van Lines, Inc., Ralston, Nebr. 68127, of Certificate No. MC–133605 issued June 18, 1970, to Dillon Moving & Storage, Inc., Millard, Nebr. 68137, authorizing the transportation of household goods as defined by the Commission, between points in Greene, Lawrence, Monroe, and Orange Counties, Ind., on the one hand, and, on the other, points in Illinois, Kentucky, Michigan, and Ohio; and between points in Lawrence, Monroe, Orange, and Greene Counties, Ind., on the one hand, and, on the other, points in Pennsylvania, West Virginia, Maryland, Virginia, Wisconsin, Missouri, New York, Iowa, and the District of Columbia. Gailyn L. Larsen, Peterson, Bowman, Coffman & Larsen, 521 So. 14th Street, P.O. Box 80806, Lincoln, Nebr. 68501, attorney for applicants.

No. MC–FC–74684. By order entered September 19, 1973, the Motor Carrier Board approved the transfer to Travel Conventions International, Inc., Billings, Mont., of License No. MC–12826, issued by the May 20, 1969, to S. M. Cook Travel Service, Inc., Billings, Mont., authorizing operations as a broker at Billings, Mont., in arranging for transportation by motor vehicle in interstate or foreign commerce of passengers and their baggage, both as individuals and groups, between points in the United States, including Alaska and Hawaii. Todd Baugh, 805 Midland Bank Building, Billings, Mont. 59102, attorney for applicants.

No. MC–FC–74693. By order of September 24, 1973, the Motor Carrier Board approved the transfer to Hamner, Inc., Houston, Tex., of a portion of Certificate of Registration No. MC–120633 (Sub-No. 2), issued on February 3, 1965, to Specialized Carriers, Inc., Waco, Tex., evidencing the authority to perform a transportation service in interstate or foreign commerce corresponding in scope to the intrastate authority granted in Certificate No. 31721 by the Railroad Commission of Texas. Mr. Phillip Robinson, attorney at law, P.O. Box 2207, Austin, Tex. 78767.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.73–21302 Filed 10–4–73;8:45 am]

[Notice 132]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

SEPTEMBER 26, 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 Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commision, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 30887 (Sub-No. 195 TA), filed September 17, 1973. Applicant: SHIPLEY TRANSFER, INC., 49 Main Street, Box 55, Reisterstown, Md. 21136. Applicant's representative: Theodore Polydoroff, 1250 Connecticut Avenue, NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastic granules*, in bulk, in tank vehicles, from Baltimore, Md., to Boyertown, Pa., restricted to shipments having a prior movement by rail, for 180 days. Supporting shipper: Mr. Robert W. Bradshaw, Supervisor, Bulk Truck Transp., Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 814–B Federal Building, Baltimore, Md. 21201.

No. MC 44639 (Sub-No. 75 TA), filed September 17, 1973. Applicant: L. & M. EXPRESS CO., INC., 220 Ridge Road, Lyndhurst, N.J. 07071. Applicant's representative: Herman B. J. Weckstein, 60 Park Place, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel and materials and supplies* used in the manufacture of wearing apparel, between Craigsville, Va., on the one hand, and, on the other, the New York, N.Y., Commercial Zone, for 180 days. Supporting shipper: Tempo Togs Ltd., 462 Seventh Ave., New York, N.Y. 10001. Send protests to: District Supervisor Joel Morrows, Interstate Commerce Commission, Bureau of Operations, 9 Clinton Street, Newark, N.J. 07102.

No. MC 71902 (Sub-No. 78 TA), filed September 17, 1973. Applicant: UNITED TRANSPORTS, INC., 4900 North Sante Fe, P.O. Box 18547, Oklahoma City, Okla. 73118. Applicant's representative: Eric L. Spitler (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New foreign made motor vehicles* (except trailers) by the truckaway method in secondary movements, from Houston, Tex., to Memphis, Tenn., for 180 days.

NOTE.—Applicant will interline with Commercial Carriers, Inc., at Memphis, Tenn.

SUPPORTING SHIPPERS: Earl R. Wiseman, Director, Traffic Planning and Rates, General Motors Corp., 30007 Van Dyke Avenue, Warren, Mich. 48090, and Nissan Motor Corp. in U.S.A., Frank Jacobs, Transportation Manager, 18501 South Figueroa Street, Carson, Calif. 90248. Send protests to: C. L. Phillips, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 240, Old P.O. Building, 215 Northwest Third, Oklahoma City, Okla. 73102.

No. MC 87720 (Sub-No. 150 TA), filed September 17, 1973. Applicant: BASS TRANSPORTATION CO., INC., P.O. Box 391, Flemington, N.J. 08822. Applicant's representative: Bert Collins, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in by retail and chain grocery, hardware and drug stores, in containers, and *materials and supplies* (except in bulk), used in the manufacture and distribution of such commodities for the account of American Home Products Corp., between Atlanta, Ga., and its commercial zone and points in Georgia within ten (10) airline miles from Atlanta, Ga., and its commercial zone, for 180 days. Restriction: Under a continuing contract or contracts with American Home Products Corp. Supporting shipper: American Home Products Corp., 685 Third Avenue, New York, N.Y. 10017. Send protests to: Richard M. Regan, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 428 East State Street, Room 204, Trenton, N.J. 08608.

No. MC 107295 (Sub-No. 672 TA), filed September 19, 1973. Applicant: PRE FAB TRANSIT, CO., 100 South Main Street, P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Bruce J. Kinnee (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe and tubing* (other than iron or steel), *fittings, connections, valves, hydrants, gaskets, pipe cement, and accessories* used in the installation thereof, from Henderson, Ky., and Evansville, Ind., to points in Minnesota, Wisconsin, Michigan, Iowa, Illinois, Indiana, Ohio, Kentucky, Tennessee, Mississippi, Louisiana, Arkansas, Missouri, and Kansas, for 180 days. SUPPORTING SHIPPER(S): Joseph Yeiser, Traffic Manager, Crestline Plastic Pipe Co., Inc., 955 Diamond Avenue, Evansville, Ind. 47717. SEND PROTESTS TO: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Leland Office Building, 527 East Capitol Avenue, Room 414, Springfield, Illinois 62701.

No. MC 107403 (Sub-No. 859 TA), filed September 14, 1973. Applicant: MATLACK, INC., Ten West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, in tank vehicles, from E. Syracuse, N.Y., to points in Bradford, Carbon, Lackawanna, Luzerne, Monroe, Northumberland, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne, and Wyoming Counties, Pa., for 180 days. SUPPORTING SHIPPER: C. C. Barnett, Sales Manager, Northeast Cement Company, State Tower Building, Syracuse, N.Y. 13202. SEND PROTESTS TO: Ross A. Davis, District Supervisor, Bureau of Operations, Interstate Commerce Commission, William J. Green, Jr., Federal Bldg., 600 Arch Street, Room 3238, Philadelphia, Pa. 19106.

No. MC 108987 (Sub-No. 14 TA), filed September 20, 1973. Applicant: POOLE TRANSFER, INC., P.O. Box 471, Akron, Ohio 44309. Applicant's representative: James W. Conner, 1077 Gorge Blvd., Akron, Ohio 44309. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, commodities in bulk, household goods as defined by the Commission, commodities requiring special equipment and those injurious or contaminating to other lading), serving the terminal site of Roadway Express, Inc., at Chicago Heights, Ill., as an off-route point in connection with its present authority to and from Chicago, Ill., for 180 days.

NOTE.—Applicant will interline with Roadway at Roadway's terminal.

SUPPORTING SHIPPERS: Roadway Express, Inc., 1077 Gorge Blvd., Akron, Ohio 44309. SEND PROTESTS TO: Franklin D. Bail, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth Street, Cleveland, Ohio 44199.

No. MC 111729 (Sub-No. 398 TA), filed September 13, 1973. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, (NHP-PO) N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Engraved dies, cuts, plates, artwork, blueprints, copy, proofs and matters pertaining thereto*, between Villa Park, Ill.; Milwaukee, New Berlin, Brookfield, and West Allis, Wis.; and Indianapolis, Ind.; (2) *Laboratory specimens, clinical pathology, laboratory supplies, clinical reports and business papers and records*, between points in Illinois, Indiana, Michigan, and Wisconsin, having an immediately prior or subsequent movement by air or motor vehicle; and (3) *Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies, and advertising material* (excluding motion picture film used primarily for commercial theatre and television exhibition), between Belleville, Ill., on the one hand, and, on the other, points in Missouri; and (4) *Business papers, records, audit and accounting media of all kinds*, between Sandusky, Ohio and Louisville, Ky., for 180 days. SUPPORTING SHIPPER: (1) Rawal Engravers, Inc., 621 Wildwood, Villa Park, Ill.; (2) Grill Meats, Inc., 1031 Pierce Street, Sandusky, Ohio 44870; (3) The Upjohn Company (Laboratory Procedures Division), 7171 Partage Rd., Kalamazoo, Mich. 49001; and (4) Mister Photo Service, 1511 E. Main Street, Belleville, Ill. 62221. SEND PROTESTS TO: District Supervisor Anthony D. Giaimo, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza—Room 1807, New York, N.Y. 10007.

No. MC 111729 (Sub-No. 399 Ta), filed September 18, 1973. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. (NHP-PO) 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Computer parts, cash register parts, business machine parts and materials and supplies related thereto*, restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day, between Dayton, Ohio, on the one hand, and, on the other, points in Delaware, Iowa, Missouri, New Jersey, New York, Tennessee, Virginia, and Wisconsin; (2) *business papers, records, audit and accounting media of all kinds, and flour and wheat samples*, restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day between Fostoria, Ohio, and Dowagiac, Mich.; and (3) *biological laboratory samples, blood specimens, serum specimens, urine specimens, and business papers, records, audit and accounting media relative thereto*, between Morristown, N.J. and Washington, D.C., for 90 days. SUPPORTING SHIPPERS: (1) The Mennel Milling Company, 128 West Crocker St., Fostoria, Ohio; (2) Diagnostic Sciences, Inc., 520 Speedwell Ave., Room 115, Morris Plains, N.J.; and (3) The National Cash Register Company, Dayton, Ohio. SEND PROTESTS TO: Anthony D. Giaimo, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 111729 (Sub-No. 400 TA), filed September 18, 1973. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, (NHP-PO) N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies, and advertising material moving therewith* (excluding motion picture film used primarily for

commercial theatre and television exhibition), and *exposed, unexposed and processed microfilm and prints,* (a) between St. Paul, Minn., on the one hand, and, on the other, points in North Dakota, South Dakota, and Wisconsin; (b) between Minneapolis, Minn., on the one hand, and, on the other, points in Iowa, North Dakota, Nebraska, South Dakota, and Wisconsin; and (c) between Hastings, Minn., on the one hand, and, on the other, points in Illinois, Iowa, Nebraska, Wisconsin, and the Northern Peninsula of Michigan; and (2) *Business papers, records, audit and accounting media, and advertising materials of all kinds,* (a) between St. Paul, Minn., on the one hand, and, on the other, points in North Dakota, South Dakota, and Wisconsin; (b) between Minneapolis, Minn., on the one hand, and, on the other, points in Iowa, Nebraska, North Dakota, South Dakota, and Wisconsin; (c) between Hastings, Minn., on the one hand, and, on the other, points in Illinois, Iowa, Nebraska, Wisconsin, and the Northern Peninsula of Michigan; and (d) between Oak Brook, Ill.; Benton Harbor and Niles, Mich., for 90 days. SUPPORTING SHIPPERS: (1) McDonald's System, Inc., 1100 Cermak, Oak Brook, Ill.; (2) Mando Photo Company, 1790 W. Larpenteur Ave., St. Paul, Minn.; (3) Pako Photo Inc., 9 West 14th Street, Minneapolis, Minn.; and (4) Western Film Service, 311 East Second St., Hastings, Minn. SEND PROTESTS TO: Anthony D. Giaimo, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 111812 (Sub-No. 498 TA), filed September 18, 1973. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 1233, Sioux Falls, S. Dak. 57101. Applicant's representative: Ralph H. Jinks, (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles* distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766. From: Plantsite & storage facilities of John Morrell & Co., at Humboldt, Iowa. To: Points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia, for 180 days. SUPPORTING SHIPPER: John Morrell & Co., 208 South LaSalle Street, Chicago, Illinois 60604. SEND PROTEST TO: J. L. Hammond, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 369, Federal Building, Pierre, South Dakota 57501.

No. MC 112696 (Sub-No. 50 TA), filed September 19, 1973. Applicant: HARTMANS, INCORPORATED, 833 Chicago Ave., P.O. Box 898, Harrisonburg, Va. 22801. Applicant's representative: Edward G. Villalon, Wilson Woods & Villalon, Suite 1032, Pa. Bldg., Washington, D.C. 20004. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* from the plant site and warehouse facilities of Morton Frozen Foods, Division of Continental Baking Co., at Crozet, Virginia, to points in Maryland, Kentucky, Indiana, Michigan, Ohio, West Virginia, Maine, New Hampshire, Vermont, Wisconsin, New York, Illinois, Virginia, Minnesota, Connecticut, Delaware, New Jersey, Massachusetts, Pennsylvania, Rhode Island, and District of Columbia, for 180 days. SUPPORTING SHIPPER: Morton Frozen Foods, Division of Continental Baking Co., Inc., P.O Box 731, Rye, New York 10580. SEND PROTESTS TO: Clatin M. Harmon, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 215 Campbell Avenue, SW., Roanoke, Va. 24011.

No. MC 112822 (Sub-No. 291 TA), filed September 17, 1973. Applicant: BRAY LINES INCORPORATED, P.O. Box 1191, 1401 N. Little, Cushing, Okla. 74023. Applicant's representative: Robert A. Stone (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Foodstuffs,* from Clinton, Mo., to points in Arizona, California, Colorado, and New Mexico, for 180 days. SUPPORTING SHIPPER: Kenneth E. Johnston, GTM, Clearfield Cheese Co., Inc., P.O. Box 313, Clinton, Mo. 64735. SEND PROTESTS TO: C. L. Phillips, District Supervisor, Interstate Commerce Commission Bureau of Operations, Room 240 Old Post Office Bldg., 215 NW Third, Oklahoma City, Okla. 73102.

No. MC 113678 (Sub-No. 513 TA), filed September 17, 1973. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City, Colo. 80022. Mlg: P.O. Box 16004 Stockyards Station, Denver, Colo. 80217. Applicant's representative: David L. Metzler (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen potatoes and frozen potato products,* from the plantsite of Western Potatoe Service, Grand Forks, N. Dak., to points in Colorado, Oklahoma, Texas, Kansas, Missouri, Arkansas, Tennessee, North Carolina, South Carolina, Georgia, and Florida, for 180 days. SUPPORTING SHIPPER: Western Potato Service, Inc., P.O. Box 1391, Grand Forks, N. Dak. SEND PROTESTS TO: District Supervisor Herbert C. Ruoff, Bureau of Operations, Interstate Commerce Commission, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 115481 (Sub-No. 4 TA), filed September 13, 1973. Applicant: GILCHRIST BROS., INC., Off.: Coastwise and Tyler Sts., Mlg.: 1200 U.S. Highway 46, Port Newark, N.J. 07114. Applicant's representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Lumber,* from Port Elizabeth, N.J., to New York, N.Y., and points in Dutchess, Orange, Nassau, Putnam, Rockland, Suffolk, Sullivan, Ulster, and Westchester Counties, N.Y.; Passaic, Bergen, Essex, Hudson, Union, Somerset, Middlesex, Mercer, Monmouth, and Ocean Counties, N.J., for 180 days. SUPPORTING SHIPPERS: There are approximately 9 statements of support attached to the application which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof may be examined at the field office named below. SEND PROTESTS TO: District Supervisor Robert S. H. Vance, Interstate Commerce Commission, Bureau of Operations, 9 Clinton St., Newark, N.J. 07102.

No. MC 116544 (Sub-No. 142 TA), filed September 10, 1973. Applicant: WILSON BROTHERS TRUCK LINE, INC., 700 East Fairview Avenue, P.O. Box 636, Carthage, Mo. 64836. Applicant's representative: Floyd F. Knutson (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Foodstuffs,* in vehicles equipped with mechanical refrigeration (except commodities in bulk, in tank vehicles), from the plantsite and warehouse facilities of Kraft Foods at or near Springfield, Mo., to points in Colorado, California, and New Mexico, restricted to points in named origins and destined to points in named destinations, for 180 days. SUPPORTING SHIPPER: Kraft Foods Div. of Kraftco Corp., 2340 Forest Lane, Garland, Tex. 75040. 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 119765 (Sub-No. 31 TA), filed September 13, 1973. Applicant: HENRY G. NELSEN, INC., 5402 So. 27th Street, Avoca, Iowa 68107. Applicant's representative: Joseph M. Scanlan, 111 West Washington St., Chicago, Ill. 60602. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts, and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Description in Motor Carrier Certificates,* 61 M.C.C. 209 and 766, restricted against the transportation of commodities in bulk, in tank vehicles, and hides, from the plantsites of John Roth & Son, Inc., Omaha, Nebr., to Atlanta, Ga., for 180 days. SUPPORTING SHIPPER: John Roth & Son, Inc., Clarence A. Buscher, President, 43 & T Street, Omaha, Nebr. SEND PROTESTS TO: District Supervisor Carroll Russell, Interstate Commerce Commission, Bureau of Operations, 711 Federal Office Bldg., Omaha, Nebr. 68102.

No. MC 124692 (Sub-No. 120 TA), filed September 17, 1973. Applicant: SAMMONS TRUCKING, P.O. Box 1447, Missoula, Mont. 59801. Applicant's representative: Gene P. Johnson, 425 Gate City Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* the plantsites of John Roth & Son, Inc., Stauter Lumber Company, Inc., at or near Hill City, S. Dak., to points in Minnesota, Wisconsin and Illinois, for 180 days. SUPPORTING SHIPPER: Stauter Lumber Company, Inc., Hill City, S. Dak. 57745. SEND PROTESTS TO: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 222 U.S. Post Office Bldg., Billings, Mont. 59101.

No. MC 124711 (Sub-No. 22 TA), filed September 17, 1973. Applicant: BECKER AND SONS, INC., P.O. Box 1050, 2643 West Central, El Dorado, Kans. 67042. Applicant's representative: T. M. Brown, 600 Leininger Bldg., Oklahoma City, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer solutions*, in bulk, in tank vehicles, from Kansas City, Mo., to points in Kansas, for 180 days. SUPPORTING SHIPPER: Agrico Chemical Co., P.O. Box 3166, Tulsa, Okla. SEND PROTESTS TO: M. E. Taylor, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 501 Petroleum Building, Wichita, Kans. 67202.

No. MC 126069 (Sub-No. 4 TA), filed September 19, 1973. Applicant: JOE L. LANGER, 924 West Ave. F, Muleshoe, Tex. 79347. Applicant's representative: Joe L. Langer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products* and *articles distributed by meat packinghouses* (except hides), from the plantsite and warehouse facilities of Missouri Beef Packers, Inc. at or near Plainview, Tex., to Clovis, N. Mex., restricted to shipments having a prior or subsequent movement by rail, in service auxiliary to and supplemental of rail service, for 180 days. SUPPORTING SHIPPER: F. N. Stuppi, General Manager, The Atchison, Topeka and Santa Fe Railway Co., 900 Polk, Amarillo, Tex. 79171. SEND PROTESTS TO: Haskell E. Ballard, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Box H-4395 Herring Plaza, Amarillo, Tex. 79101.

No. MC 127589 (Sub-No. 1 TA), filed September 18, 1973. Applicant: MERLE T. DRAPER (Edna L. Draper, Robert L. Draper and Merle T. Draper, Jr.), 128 Glenwood Avenue, P.O. Box 187, Medina, New York 14103. Applicant's representative: S. Michael Richards, 44 North Avenue, Webster, New York 14580. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes transporting: *Sheet metal pipe, fittings and elbows*, from Medina, N.Y., to points in Pennsylvania, for 180 days. SUPPORTING SHIPPER: Acer & Whedon, Inc., Medina, N.Y. 14103. SEND PROTESTS TO: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 612 Federal Building, 111 West Huron Street, Buffalo, N.Y. 14202.

No. MC 127651 (Sub-No. 13 TA), filed September 17, 1973. Applicant: EVERETT G. ROEHL, INC., 201 W. Upham Street, Marshfield, Wis. 54449. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pallets and pallet parts*, from the plantside of Nacedah Pallet Co. at or near Necedah, Wis., and the plantside of Nicholson Pallet & Supply Co. at or near Fairchild, Wis., to points in Indiana and Ohio, for 90 days. SUPPORTING SHIPPER: Northern Pallet & Supply Co., 320 Waukegan Road, Glenview, Ill. 60025. SEND PROTESTS TO: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 139 W. Wilson Street, Room 202, Madison, Wis. 53703.

No. MC 127651 (Sub-No. 14 TA), filed September 20, 1973. Applicant: EVERETT G. ROEHL, INC., 201 W. Upham Street, Marshfield, Wis. 54449. Applicant's representative: Nancy J. Johnson, 4506 Regent Street, Suite 100, Madison, Wis. 53705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from St. Louis, Mo., to Marshfield and Stetsonville, Wis., and *return of empty containers*, from Marshfield and Stetsonville, Wis., to St. Louis, Mo., for 180 days. SUPPORTING SHIPPER: Bilek Distributing Company, Inc., P.O. Box 98, Route 1, Marshfield, Wis. SEND PROTESTS TO: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 139 W. Wilson St., Room 202, Madison, Wis. 53703.

No. MC 128383 (Sub-No. 38 TA), filed September 18, 1973. Applicant: PINTO TRUCKING SERVICE, INC., 1414 Calcon Hook Rd., Sharon Hill, Pa. 19079. Applicant's representative: Gerald K. Gimmel, P.O. Box 824, Gaithersburg, Md. 20760. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, (except commodities in bulk, Class A and B explosives, and motor vehicles requiring the use of special equipment), between LaGuardia Airport, New York, N.Y., John F. Kennedy International Airport, New York, N.Y., Newark Airport, Newark, N.J., Philadelphia International Airport, Philadelphia, Pa., Friendship International Airport, Anne Arundel County, Md., Dulles International Airport, Fairfax and Loudon Counties, Va., and Washington National Airport, Gravelly Point, Va., on the one hand, and, on the other points in Maryland (except Garrett, Frederick, Washington, and Alleghany Counties) and Washington, D.C., restricted to the transportation of traffic having a prior or subsequent movement by air or moving in a substitute for air service, for 180 days. SUPPORTING SHIPPERS: American Air Line, Friendship Airport, Baltimore, Md., 21240; Five Star Freight Forwarding, 1414 Calcon Hook Rd., Sharon Hill, Pa. 19079; Stan Airfreight, 145 147th St. Jamaica, N.Y. 11436; National Instrument Corp., 4119 Fordleigh Rd., Baltimore, Md. 21215. SEND PROTESTS TO: Peter R. Guman, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Federal Bldg., Room 3238, 600 Arch Street, Philadelphia, Pa. 10106.

No. MC 128521 (Sub-No. 3 TA) September 18, 1973. Applicant: BIRMINGHAM-NASHVILLE EXPRESS, INC., P.O. Box 7429, 317 Arlington Avenue, Nashville, Tenn. 37210. Applicant's representative: Walter Harwood, Suite 1822, Parkway Towers, Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except household goods as defined by the Commission, Classes A and B explosives, commodities in bulk, and articles requiring special equipment), between Nashville, Tenn. and New Orleans, La., from Nashville over U.S. Highway 431 to junction Tennessee Highway 99, thence via Tennessee Highway 99 to Columbia, Tenn., thence via U.S. Highway 43 to Tuscaloosa, thence over U.S. Highway 11 and also over Interstate Highway 59 to New Orleans, La., and return over same route, serving no intermediate points, but serving the commercial zone of New Orleans, La., for 180 days.

NOTE.—Applicant does not propose to tack, but does propose to interline traffic at both Nashville, Tenn. and New Orleans, La. in No. MC 128521.

SUPPORTING SHIPPERS: There are numerous 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, Interstate Commerce Commission, Bureau of Operations, 803-1808 West End Building, Nashville, Tenn. 37203.

No. MC 133689 (Sub-No. 34 TA), filed September 12, 1973. Applicant: OVERLAND EXPRESS, INC., P.O. Box 2667, 651 1st Street SW., New Brighton, Minn. 55112. Applicant's representative W. F. Hagerman (same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen potatoes and frozen potato products*, from Caribou and Presque Isle, Maine, to points in Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Tennessee, West Virginia, and Wisconsin, for 180 days. SUPPORTING SHIPPER: Potato Service, Inc., P.O. Box 809. Presque Isle, Maine 04679. SEND PROTESTS TO: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 448

Federal Bldg., and U.S. Court House, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 134922 (Sub-No. 52 TA), filed September 17, 1973. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cooked bakery goods*, not frozen, in cans, in cartons, from Little Rock, Ark., to points in Alabama, Arizona, California, Colorado, Georgia, Illinois, Indiana, Iowa, Kansas, New Mexico, North Carolina, Oklahoma, Ohio, Tennessee, Texas, Virginia, Kentucky, Michigan, Missouri, Mississippi, and Nebraska, for 180 days. SUPPORTING SHIPPER: Merico, Inc., 4200 Hoerner, Little Rock, Ark. 72209. SEND PROTESTS TO: District Supervisor William H. Land, Jr., Bureau of Operations, Interstate Commerce Commission, 2519 Federal Office Building, 700 West Capitol, Little Rock, Ark. 72201.

No. MC 135007 (Sub-No. 35 TA), filed September 18, 1973. Applicant: AMERICAN TRANSPORT, INC., Off: 7850 F Street, Omaha, Nebr. 68127, and P.O. Box 37406, Millard, Nebr. 68137. Applicant's representative: Frederick J. Coffman, 521 So. 14th Street, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New finished furniture*, from Canby, Oreg., to points in Arizona, California, Colorado, Idaho, Kansas, Missouri, Montana, Nebraska, Nevada, New Mexico, Oklahoma, South Dakota, Texas, Utah, Washington, and Wyoming under continuing contract with William Volker and Company, for 180 days. SUPPORTING SHIPPER: William Volker and Company, W. P. Tarter, Vice President-Transportation, P.O. Box 529, Burlingame, Calif. 94010. SEND PROTESTS TO: District Supervisor Carroll Russell, Interstate Commerce Commission, Bureau of Operations, 711 Federal Office Bldg., Omaha, Nebr. 68102.

No. MC 135056 (Sub-No. 3 TA), filed September 14, 1973. Applicant: MJR ENTERPRISES, 20407 South Normandie, Torrance, Calif. 90502. Applicant's representative: Donald Murchison, 9454 Wilshire Boulevard, Suite 400, Beverly Hills, Calif. 90212. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Counters and cabinets*, from Auburn, Nebr., to points in California, for 180 days. SUPPORTING SHIPPER: Triangle Pacific Cabinet Corporation, 16150 Heron Avenue, La Mirada, Calif. 90638. SEND PROTESTS TO: District Supervisor Philip Yallowitz, Interstate Commerce Commission, Bureau of Operations, 300 North Los Angeles Street, Room 7708, Los Angeles, Calif. 90012.

No. MC 136689 (Sub-No. 1 TA), filed September 13, 1973. Applicant: SLAUGHTER TRANSPORTATION CORPORATION, 1806 Holland Avenue, Houston, Tex. 77029. Applicant's representative: Jo E. Shaw, 816 Houston First Savings Bldg., Houston, Tex. 77002. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Empty plastic bottles* in containers, from the plant site of Sewell Plastic, Inc., at or near Reserve, La., to the plant site of the Clorox Company, Houston, Tex., for 180 days. RESTRICTIONS: Such operations will be restricted to a transportation service to be performed under a continuing contract, or contracts with The Clorox Company of Oakland, Calif. SUPPORTING SHIPPER: The Clorox Company, 7901 Oakport Street, Oakland, Calif. 94621. SEND PROTESTS TO: John F. Mensing, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 8610 Federal Bldg., 515 Rusk Avenue, Houston, Tex. 77002.

No. MC 136713 (Sub-No. 3 TA), filed September 17, 1973. Applicant: AERO LIQUID TRANSIT, INC., 834 W. Main Street, Lowell, Mich. 49331. Applicant's representative: Daniel J. Kozera, 715 McKay Tower, Grand Rapids, Mich. 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, in tank vehicles, from the plant site of Alto Underground Storage Co. at or near Alto, Mich., to points in Ohio, for 180 days. SUPPORTING SHIPPER: Y. M., Inc., P.O. Box 2011, Wapakoneta, Ohio 45895. SEND PROTESTS TO: C. R. Flemming, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 225 Federal Building, Lansing, Mich. 48933.

No. MC 139048 (Sub-No. 1 TA) (CORRECTION), filed September 5, 1973, published as MC 139061 TA in FEDERAL REGISTER Notice No. 127, dated September 18, 1973, and republished as corrected this issue. Applicant: B & V CARTAGE, INC., 4102 Elmhurst Drive, Toledo, Ohio 43612. Applicant's representative: Edward R. Kirk, Suite 1660, 88 E. Broad Street, Columbus, Ohio 43215.

NOTE.—The purpose of this partial republication is to correct the MC number to No. MC 139048 (Sub-No. 1 TA) in lieu of MC 139061 TA which was published in error. The rest of the application remains the same.

No. MC 139057 (Sub-No. 1 TA) (CORRECTION), filed September 6, 1973, published as MC 139063 TA in the FEDERAL REGISTER Notice No. 127, dated September 18, 1973, and republished as corrected this issue. Applicant: TILLMAN SYSTEMS, INC., 666 NW. 20th Street, Miami, Fla. 33142. Applicant's representative: Richard B. Austin, 8675 NW. 53rd Street, Suite 123, Miami, Fla. 33166.

NOTE.—The purpose of this partial republication is to correct the MC number to No. MC 139057 (Sub-No. 1 TA) in lieu of MC 139063 TA which was published in error. The rest of the application remains the same.

No. MC 139097 TA, filed September 17, 1973. Applicant: HOWARD "RED" BEEZLEY, doing business as A & B TRUCK BROKERS, Route 3, Box 159, Brighton, Colo. 80601. Applicant's representative: Howard Beezley (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Tile, facing or flooring; molding, facing, baseboard or cove; tile ceramic; floor covering; materials and supplies* used in the installation of the above-named commodities, from points in California, on the one hand, and, on the other, points in Colorado, New Mexico, and Wyoming, for 180 days. SUPPORTING SHIPPER: Ideal Ceramic & Marble, 400 Osage Street, Denver, Colo. 80204. SEND PROTESTS TO: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 139098 TA, filed September 17, 1973. Applicant: DALE R. CRAIG d/b/a CRAIG ENTERPRISES, 907 Adams Avenue, Huntington, W. Va. 25704. Applicant's representative: Dale R. Craig (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* having a prior or subsequent movement by air, between the airports serving Huntington, West Virginia, on the one hand, and, on the other, the airports serving Lexington and Louisville, Kentucky; Cincinnati, Dayton, and Columbus, Ohio; Indianapolis, Indiana; and Chicago, Illinois, for 180 days. SUPPORTING SHIPPERS: Air Products and Chemicals, Inc., 125 Russell Road, Ashland, Ky. 41101, Att.: William E. Martens. Bearings, Inc., New 52 & Macedonia Rd., South Point, Ohio 45680, Att.: S. E. Richards, Branch Manager. Chemetron Corp., Pigments Division, 24th St. & 5th Ave., Huntington, W. Va. 25701, Att.: Jerry McDonald, Traffic Manager. SEND PROTESTS TO: H. R. White, District Supervisor, 3103 Federal Office Bldg., 500 Quarrier St., Charleston, W. Va. 25301.

No. MC 139099 TA, filed September 18, 1973. Applicant: LYLE E. STANLEY TRUCKING, 251 Valley View Road, P.O. Box 434, Talent, Oreg. 97540. Applicant's representative: H. Dewey Wilson, 125 South Central, P.O. Box 128, Medford, Oreg. 97501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Planed and rough lumber, plywood, particle board, box shook, gates, shakes and shingles, roofing materials, nails* and the following commodities in sacks or other container: *cement, fertilizer, soda ash and borax* (commodities in bulk, in tank vehicles will not be transported), from points in Oregon, California, Nevada and Arizona, to points within said states, for 180 days. SUPPORTING SHIPPERS: There are approximately 15 statements of support attached to the application, which may be examined 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:

District Supervisor A. E. Odoms, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Bldg., 319 SW. Pine, Portland, Oreg. 97204.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.73-21301 Filed 10-4-73;8:45 am]

[Under Rev. S.O. No. 994; I.C.C. Order No. 110]

ST. LOUIS-SAN FRANCISCO RAILWAY CO.

Rerouting or Diversion of Traffic

In the opinion of R. D. Pfahler, Agent, the St. Louis-San Francisco Railway Company is unable to transport traffic over its line between Buhler, Kansas, and Ellsworth, Kansas, because of flood damage.

It is ordered, That:

(a) The St. Louis-San Francisco Railway Company, being unable to transport traffic over its line between Buhler, Kansas, and Ellsworth, Kansas, because of flood damage, that carrier is hereby authorized to reroute or divert such traffic via any available route to expedite the movement. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained. The railroad desiring to divert or reroute traffic under this order shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted, before the rerouting or diversion is ordered.

(c) Notification to shippers. Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic is deemed to be due to carrier disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the division of the rates of transportation applicable to said traffic. Divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date. This order shall become effective at 4:00 p.m., September 27, 1973.

(g) Expiration date. This order shall expire at 11:59 p.m., October 14, 1973, unless otherwise modified, changed, or suspended.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., September 27, 1973.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER, *Agent.*

[FR Doc.73-21305 Filed 10-4-73;8:45 am]

[EX PARTE NO. 295 (Sub-No. 1)]

INCREASED FREIGHT RATES AND CHARGES, 1973—RECYCLABLE MATERIALS

Notice of Filing of Petition

SEPTEMBER 27, 1973.

Notice is hereby given that the Nation's railroads, on September 24, 1973, filed a petition with the Interstate Commerce Commission for authority to publish increases in rates and charges on commodities moving for purposes of recycling [1] of 3 percent within Eastern Territory and of 5 percent in Southern and Western Territories.

STCC No.	*Commodity*
22 941 ----	Textile Waste garneted or processed.
22 973 15--	Noils, ramie.
22 973 25--	Noils (combings or comber waste), cotton.
thru	
22 973 68--	Rovings, jute and istle (ixtle).
32 299 24--	Cullet (broken glass).
33 119 ----	Blast furnace or coke oven products, Nec.
32 312 ----	Copper matte, speiss or flue dust.
33 322 ----	Lead matte, speiss or flue dust.
33 332 ----	Zinc dross, residues, ashes.
33 342 ----	Aluminum residues.
33 398 ----	Miscellaneous Nonferrous metal residues.
40 1 ------	Ashes.
40 2 ------	Waste or Scrap.

Any interested person may file replies to that petition on or before November 2, 1973. The original and 20 copies of the reply should be filed with the Secretary, Interstate Commerce Commission, Washington, D.C. 20423,[2] and a copy should be served on Mr. James L. Tapley, 527 American Railroads Building, 1920 L Street, NW., Washington, D.C. 20036, except that all parties able to do so should serve 25 copies on the representative for the petitioning railroads. In all cases, where service is made by mail, the documents should be mailed in time to be received on November 2, 1973. Each reply should contain a certificate of service stating that it has been timely served on the Commission and the rail carriers as herein provided; replies not so served will not be considered.

The replies should be addressed to the question of whether the petition requesting permission to file tariffs should be granted, with emphasis on the environmental impact of the incerases sought (interested persons may present comments as to the methodology to be followed in this proceeding as well as substantive comments on the impact of the increases). Failure to reply at this time will not preclude any interested persons from later participation in this proceeding if the tariffs are allowed to be filed.

A copy of this notice will be served upon the petitioners, all parties to Ex Parte No. 281 and Ex Parte No. 295, each State regulatory body, and upon all known consumer groups and environmental interests. Notice of the filing of the petition will be given to the general public by depositing a copy in the Office of the Secretary of the Commission, at Washington, D.C., and by delivering a copy thereof to the Director, Office of the FEDERAL REGISTER, for publication therein. The petition and any comments received will be available for inspection at the Commission, 12th and Constitution, Washington, D.C.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.73-21414 Filed 10-4-73;10:20 am]

---

[1] These commodities are identified in paragraph (m) of the general exceptions to tariff X-295-A as follows:

[2] A lesser number of copies may be filed upon a showing of good cause.

CUMULATIVE LISTS OF PARTS AFFECTED—OCTOBER

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 October.

1 CFR

Page

CFR checklist ... 27211

3 CFR

PROCLAMATIONS

4247 ... 27279

EXECUTIVE ORDERS:

11739 ... 27581
11740 ... 27585

4 CFR

351 ... 27507

5 CFR

213 ... 27211, 27351, 27508, 27509
531 ... 27509

6 CFR

150 ... 27289, 27290, 27528
152 ... 27529

7 CFR

2 ... 27281
29 ... 27599
56 ... 27509
220 ... 27281
401 ... 27282
725 ... 27355
728 ... 27211
811 ... 27509
850 ... 27510
863 ... 27377
908 ... 27212, 27511
910 ... 27599
930 ... 27512
981 ... 27381
1207 ... 27382
1421 ... 27212

PROPOSED RULES:

729 ... 27530
958 ... 27405
959 ... 27297
966 ... 27405
1030 ... 27615

9 CFR

78 ... 27512
91 ... 27591

PROPOSED RULES:

303 ... 27298
317 ... 27229
381 ... 27229

12 CFR

584 ... 27212

14 CFR

39 ... 27382, 27513, 27600
71 ... 27292–27294, 27382, 27383, 27514, 27600
73 ... 27292–27294, 27601
97 ... 27601
139 ... 27294
234 ... 27602
241 ... 27603
250 ... 27604
261 ... 27384
302 ... 27384

PROPOSED RULES:

39 ... 27624
71 ... 27300, 27301
73 ... 27415

15 CFR

Page

377 ... 27220

16 CFR

1001 ... 27214
1500 ... 27514

17 CFR

240 ... 27515
249 ... 27515

PROPOSED RULES:

249 ... 27531

18 CFR

2 ... 27351, 27606
141 ... 27605
157 ... 27606

PROPOSED RULES:

2 ... 27626
154 ... 27626

19 CFR

PROPOSED RULES:

1 ... 27399
4 ... 27399
6 ... 27404
8 ... 27399
12 ... 27399
18 ... 27399
19 ... 27399
20 ... 27399
24 ... 27399
56 ... 27399
127 ... 27399
147 ... 27399
175 ... 27404

20 CFR

PROPOSED RULES:

410 ... 27406
416 ... 27406, 27412

21 CFR

1 ... 27591
2 ... 27591
3 ... 27592
19 ... 27592
45 ... 27353
125 ... 27593
132 ... 27593
135a ... 27353
135b ... 27593
141a ... 27593
146a ... 27593
146c ... 27353
273 ... 27282
301 ... 27516

PROPOSED RULES:

1 ... 27622
19 ... 27299
273 ... 27406

24 CFR

445 ... 27216
1914 ... 27216, 27217, 27387, 27611
1915 ... 27217, 27611

PROPOSED RULES:

1710 ... 27227

26 CFR

301 ... 27215

28 CFR

Page

0 ... 27285

29 CFR

516 ... 27520
780 ... 27520
1926 ... 27594
1952 ... 27388

PROPOSED RULES:

1913 ... 27622

30 CFR

PROPOSED RULES:

75 ... 27621
77 ... 27621

31 CFR

209 ... 27521

32 CFR

883 ... 27523

32A CFR

Ch. XIII:

EPO Reg. 3 ... 27397

PROPOSED RULES:

Ch. VI:

DMS Reg. 1 (including Reg. 1, Dirs. 1 and 2) ... 27264
DPS Reg. 1 ... 27264
DPS Order 1 ... 27270
DPS Order 2 ... 27271

33 CFR

PROPOSED RULES:

117 ... 27414

35 CFR

105 ... 27386
119 ... 27386

36 CFR

7 ... 27595

38 CFR

3 ... 27353

PROPOSED RULES:

21 ... 27228

39 CFR

PROPOSED RULES:

132 ... 27304

40 CFR

51 ... 27286
180 ... 27523, 27524

PROPOSED RULES:

413 ... 27694

41 CFR

9–7 ... 27287
9–12 ... 27392
9–16 ... 27288
9–18 ... 27392
9–51 ... 27288
14–7 ... 27288
60–10 ... 27215

45 CFR

PROPOSED RULES:

123 ... 27223
235 ... 27530

46 CFR

	Page
35	27354
162	27354
308	27524
310	27525
350	27525

PROPOSED RULES:

160	27415
526	27626

47 CFR

1	27595
21	27218
23	27218, 27386
73	27218
74	27218
78	27218
87	27218
89	27218
91	27218
93	27218

PROPOSED RULES:

25	27228
73	27303, 27624

49 CFR

173	27596
177	27597
178	27598
571	27599
1033	27218, 27354

PROPOSED RULES:

231	27302
571	27227, 27303
1307	27228

50 CFR

10	27387
20	27613
32	27219, 27289, 27526, 27527
33	27528

PROPOSED RULES:

260	27405

FEDERAL REGISTER PAGES AND DATE—OCTOBER

Pages	*Date*
27205–27272	Oct. 1
27273–27343	2
27345–27499	3
27501–27574	4
27575–27804	5

federal register

FRIDAY, OCTOBER 5, 1973

WASHINGTON, D.C.

Volume 38 ■ Number 193

PART II

ENVIRONMENTAL PROTECTION AGENCY

■

EFFLUENT LIMITATIONS GUIDELINES AND STANDARDS OF PERFORMANCE AND PRETREATMENT STANDARDS FOR ELECTROPLATING POINT SOURCE CATEGORY

Proposed Rules

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 413]

EFFLUENT LIMITATIONS GUIDELINES AND STANDARDS OF PERFORMANCE AND PRETREATMENT STANDARDS FOR ELECTROPLATING POINT SOURCE CATEGORY

Notice of Proposed Rulemaking

Notice is hereby given that effluent limitations guidelines for existing sources and standards of performance and pretreatment standards for new sources set forth in tentative form below are proposed by the Environmental Protection Agency (EPA) for the electroplating of copper, nickel, chromium and zinc on ferrous, non ferrous and plastic materials subcategory of the electroplating category of point sources pursuant to sections 304(b), 306(b) and 307(c) of the Federal Water Pollution Control Act, as amended (33 U.S.C. 1251, 1314 and 1316, 1316(b) and 1317(c), 86 Stat. 816 et seq.) (the Act).

(a) Legal authority.

(1) Existing point sources.

Section 301(b) of the Act requires the achievement by not later than July 1, 1977, of effluent limitations for point sources, other than publicly owned treatment works, which require the application of the best practicable control technology currently available as defined by the Administrator pursuant to section 304(b) of the Act. Section 301(b) also requires the achievement by not later than July 1, 1983, of effluent limitations for point sources, other than publicly owned treatment works, which require the application of best available technology economically achievable which will result in reasonable further progress toward the national goal of eliminating the discharge of all pollutants, as determined in accordance with regulations issued by the Administrator pursuant to section 304(b) to the Act. Section 304(b) of the Act requires the Administrator to publish, within one year of enactment of the Act, regulations providing guidelines for effluent limitations setting forth the degree of effluent reduction attainable through the application of the best practicable control technology currently available and the degree of effluent reduction attainable through the application of the best control measures and practices achievable including treatment, techniques, process and procedure innovations, operating methods and other alternatives.

(2) New sources

Section 306 of the Act requires the achievement by new sources of a Federal standard of performance providing for the control of the discharge of pollutants which reflects the greatest degree of effluent reduction which the Administrator determines to be achievable through application of the best available demonstrated control technology, processes, operating methods, or other alternatives, including, where practicable, a standard permitting no discharge of pollutants.

Section 306(b)(1)(A) of the Act requires the Administrator to publish a list of categories of sources within 90 days after the date of enactment of the Act (October 18, 1972). Within one year after a category of sources is included on the list, the Administrator is required to propose regulations establishing Federal standards of performance for new sources within such category. The Administrator published in the FEDERAL REGISTER of January 16, 1973 (38 FR 1624) a list of 27 source categories. The electroplating source category was included on the list. The regulations proposed herein set forth the standards of performance applicable to new sources within the electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory of the electroplating source category.

Section 307(c) of the Act requires the Administrator to promulgate pretreatment standards for new sources at the same time that standards of performance for new sources are promulgated pursuant to section 306. Section 413.15 proposed below provides pretreatment standards for new sources within the electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory of the electroplating source category.

Section 304(c) of the Act requires the Administrator to issue to the States and appropriate water pollution control agencies information on the processes, procedures or operating methods which result in the elimination or reduction of the discharge of pollutants to implement standards of performance under section 306 of the Act. The report referred to below provides, pursuant to section 304(c) of the Act, preliminary information on such processes, procedures or operating methods.

(b) Summary and basis of proposed effluent limitations guidelines, standards of performance and pretreatment standards for new sources.

(1) General methodology.

The effluent limitations guidelines and standards of performance proposed herein were developed in the following manner. The point source category was first studied for the purpose of determining whether separate limitations and standards are appropriate for different segments within the category. This analysis included a determination of whether differences in raw material used, product produced, manufacturing process employed, age, size, waste water constituents and other factors require development of separate limitations and standards for different segments of the point source category. The raw waste characteristics for each such segment were then identified. This included an analysis of: (1) Source, flow and volume of water used in the process employed and the sources of waste and waste waters in the operation; and (2) the constituents (including thermal) of all waste water. The constituents of the waste waters which should be subject to effluent limitations and guidelines standards of performance were identified.

The full range of control and treatment technologies existing within each segment was identified. This included an identification of each distinct control technology, including both inplant and end-of-process technologies which are existent or capable of being designed for each segment. Also included was an identification, in terms of the amount of constituents (including thermal) and the chemical, physical, biological characteristics of pollutants, of the effluent level resulting from the application of each of the treatment and control technologies. The problems, limitations, and reliability of each treatment and control technology and the required implementation time was also identified. In addition, the nonwater quality environmental impact, such as the effects of the application of such technologies upon other pollution problems, including air, solid waste, noise and radiation were also identified. The energy requirements of each control and treatment technology identified as well as the cost of the application of such technologies were identified.

The information, as outlined above, was then evaluated in order to determine what levels of technology constitute the "best practicable control technology currently available," "best available technology economically achievable" and the "best available demonstrated control technology, processes, operating methods, or other alternatives." In identifying such technologies, various factors were considered. These included the total cost of application of technology in relation to the effluent reduction benefits to be achieved from such application, the age of equipment and facilities involved, the process employed, the engineering aspects of the application of various types of control techniques, process changes, nonwater quality environmental impact (including energy requirements) and other factors.

The data on which the above analysis was performed was derived from consultant reports, site inspections, published and unpublished technical literature, State pollution control agencies and industry submissions.

The pretreatment standards proposed herein are intended to be complementary to the pretreatment standards proposed for existing sources under Part 128 of 40 CFR. The basis for such standards is set forth in the FEDERAL REGISTER of July 19, 1973, 38 FR 19236. The provisions of Part 128 are equally applicable to sources which would constitute "new sources," under section 306 if they were to discharge pollutants directly to navigable waters, except for section 128.133. That section provides a pretreatment standard for "incompatible pollutants" which requires the application of the "best practicable control technology currently available," subject to an adjustment for amounts of pollutants removed by the publicly owned treatment works. Since the pretreatment standards proposed herein apply to new sources, section 413.15 below amends section 128.133 to require application of the standard of performance for new sources rather than the "best practicable" standard applicable to existing sources under sections 301 and 304(b) of the Act.

(2) Summary of conclusions with respect to electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory.

Electroplating is the electrodeposition of an adherent coating upon an electrode for the purpose of securing a surface with properties or dimensions different from those of the basis material. The primary reasons for applying the plated coatings are (i) to produce and retain a desired surface appearance, for example, color or luster; (ii) to protect the basis material against corrosion; (iii) to protect the basis material against some specific chemical reaction; (iv) to protect the basis material against wear caused by either abrasion or erosion; or (v) to increase the dimensions of the basis material.

An electroplating process consists of a series of operations which include (1) preparation for plating, (2) plating, and (3) postplating treatments. Preparation for plating normally consists of alkaline cleaning and acid dipping to remove dirt and scale prior to plating. Rinsing in a separate tank or tanks follows both alkaline cleaning and acid dipping. The plating step consists of one or more operations in which the workpiece is immersed in a solution, and acquires an electrodeposited coating of one or more metals. Rinsing follows each plating operation. Postplating treatments are common for zinc-plated steel and copper-plated products and consist primarily of bright dipping, chromate filming, and coloring. Rinsing also follows each postplating operation.

The electroplating of copper, nickel, chromium, and zinc on ferrous, nonferrous, and plastic materials is a single subcategory of the electroplating point source category for the purpose of establishing effluent limitations guidelines and standards of performance. The consideration of other factors such as the age and size of the facilities, processes employed, waste water constituents, and waste control technologies further substantiate that copper, nickel, chromium, and zinc electroplating should be considered one subcategory.

The known significant pollutants contained in the waste waters from this subcategory include copper, hexavalent chromium, total chromium, oxidizable cyanide, total cyanide, nickel, zinc, pH, and suspended solids. While other pollutants, such as iron, sometimes may be present in the waste waters from this subcategory, effluent limitations were not developed for these constituents because (i) they are discharged intermittently and in small quantities; (ii) they are effectively removed from the effluent by the application of waste water control and treatment technology required for the removal of waste water constituents which are subject to effluent limitations; and (iii) in almost all cases, there is insufficient data available upon which to base effluent limitations.

Because high quality water is required for effective rinsing of electroplated parts, the electroplating industry has traditionally used large amounts of water and generally has limited water use only to the extent required by the cost of the water utilized. Wastewater control techniques such as process modifications, material substitutions, water conservation, and good housekeeping techniques are available to reduce the quantities of pollutants ultimately discharged from electroplating facilities. Most of these control techniques have been effectively demonstrated and are considered normal practice in the industry.

Process modifications can reduce the quantity of pollutants in the waste waters from electroplating operations. These include (i) elimination of copper plating prior to nickel and chromium plating, especially for plating on steel; (ii) elimination of copper plating by increasing the thickness of nickel; (iii) substitution of a nickel strike for a copper strike and the replacement of the high-rate copper cyanide solution with a copper sulfate bath; and (iv) substitution of low-concentration electroplating solutions for high-concentration solutions.

Material substitutions can also reduce the quantities of pollutants discharged. Such substitutions include (i) replacement of cyanide-copper and cyanide-zinc plating solutions with low-cyanide or cyanide-free plating solutions, and (ii) use of trivalent chromium plating baths to eliminate the presence of hexavalent chromium. In addition to eliminating a potentially toxic pollutant, this material substitution could reduce waste treatment cost by eliminating the need for the reduction of hexavalent chromium.

Water conservation techniques reduce the amount of water used in electroplating processes and also can reduce the amount of pollutants in the effluent following chemical treatment. Some of these include methods to (i) improve racking procedures to facilitate drainage from workpiece surfaces over process tanks; (ii) increase drainage time over the process tanks; (iii) reduce the viscosity of the process solutions by dilution or heating; (iv) add wetting agents to the process solutions to reduce surface tension; (v) install fog nozzles above process tanks to return a portion of the solution remaining on the workpiece to the process solution; (vi) install reclaim tanks between process tanks and rinse tanks to collect dragout for return to the process solution; (vii) install counter flow rinsing tanks whereby the water in the last rinsing tank becomes feedwater for the preceding tank; and (viii) install air or ultrasonic agitation devices in the rinse tanks.

Good housekeeping techniques can reduce the amount of pollutants in the waste waters from electroplating facilities. These include techniques to (i) maintain racks and rack coatings to prevent the transfer of chemicals from one operation to another (loose rack coatings are noteworthy as an example of poor practice); (ii) avoid overcrowding parts on a rack, which inhibits drainage when parts are removed from a process solution; (iii) plug all floor exits to the sewer and contain spills in segregated curbed areas or trenches, which can be drained to direct the spills to rinse water effluent with the same chemicals; (iv) wash all filters, pumps and other auxiliary equipment in curbed areas or trenches, which can be drained to direct the wash water to a compatible holding tank or rinse water stream; (v) install anti-syphon devices on all inlet water lines to process tanks; (vi) inspect and maintain heating and cooling coils to avoid leaks; and (vii) inspect and maintain all piping installed for waste water flow, including piping from fume scrubbers.

Conventional chemical treatment consisting basically of cyanide oxidation, hexavalent chromium reduction, and coprecipitation of heavy metals as hydroxides has been a standard end-of-process waste water treatment technique for the electroplating industry for twenty-five years. Most companies achieving good effluent quality practice some form of chemical treatment in combination with in-plant controls to minimize water use and optimize the precipitation process. Numerous plants employing techniques such as ion exchange, reverse osmosis, evaporative recovery, etc., were investigated but none achieved substantially better effluent quality than those employing good rinsing techniques, practicing good housekeeping, and utilizing well-controlled chemical treatment. The use of concentration techniques such as evaporative recovery was found to be effective in reducing water costs, recovering metal values, and effecting better precipitation. However, chemical treatment remains a requirement for most electroplating processes. The elimination of the discharge of process waste water pollutants can be accomplished by water recovery, by evaporation condensation, or by reverse osmosis in combination with chemical treatment and filtration for acid or alkali waste. Ion exchange is useful for waste water conservation, but is not practical for eliminating waste water constituents at the end of the process. The preferred mode of operation is to conserve all plating bath chemicals and return them to the plating bath, and concentrate all other chemicals (from preplate and postplate operations) for chemical treatment and environmentally acceptable disposal in a solid state. Where solids disposal is a problem, any of the other previously mentioned control techniques should be considered to minimize the production of sludge. Metals recovery is particularly important in this industry because of the relatively high value of the metals components of the sludge and the need to conserve such scarce natural resources. Electroplaters should be aware of their responsibility for proper handling of sludges containing heavy metals. Further technical evaluation is necessary in order to make technical judgments regarding specific practices, and to assess relative cost impacts of the several alternatives.

It is estimated that the total annual cost of chemical treatment would amount to approximately 15 percent of sales for medium to large facilities (24 square

meters plated per hour or more) and approximately 37 percent of sales for very small facilities (24 square meters plated per hour or less). These estimates represent maximum increases and assume that no controls are currently in place. The incremental cost to eliminate the discharge of pollutants by combining chemical treatment with other control and treatment technologies is estimated to be approximately 8 percent of sales for facilities plating more than 54 square meters per hour and from 6 percent to 15 percent for facilities plating less than 54 square meters per hour. The cost of lagooning or landfilling sludges after chemical or other treatment has not been considered in arriving at the above cost estimates. For ecological reasons, an alternative to landfilling should be sought, such as recovery of metal values. Firm data on the relative costs of landfilling on recovery of metals is not yet available. However, current expenditures by industrial waste generators for treatment and disposal of hazardous waste sludges are believed to be low relative to the cost required for adequate treatment and disposal. Small electroplating facilities may be able to offset economic disadvantages by combining wastes for treatment and disposal.

The electric power used for plating consumes about 0.06 percent of the nation's electrical energy (1.7×10^{12} kilowatt hours). The power required for chemical treatment is approximately 3.2 percent of the power needed for plating. Reverse osmosis will eliminate the discharge of pollutants (when combined with chemical treatment) using 27 percent of the power required for electroplating. The nonwater quality environmental impact of the chemical treatment of electroplating wastes consists of increased sludge production resulting from the removal of soluble metals from the waste waters as insoluble hydroxides and the proper disposal of these hydroxides. The nonwater quality environmental impact of achieving zero discharge of pollutants from the electroplating industry involves two principal considerations, energy requirements and sludge production and disposal. The application of waste water concentration techniques, such as evaporation, to recover process chemicals and reuse the condensate for rinsing requires energy for heat exchange and pumping. The solid wastes produced from such operations and from chemical treatment must be controlled to prevent their entry into navigable waters or into subsurface waters.

Solid constituents from the waste water should be disposed of in an acceptable landfill, which means a landfill at which complete long term protection is provided for the quality of surface and subsurface waters, from hazardous substances contained in electroplating wastes deposited therein, and against hazard to public health and the environment. Such sites should be located and engineered to avoid direct hydraulic continuity with surface and subsurface waters, and any leachate or subsurface flow into the disposal area should be contained within the site unless treatment is provided. Where appropriate, the location of the solid hazardous materials disposal site should be permanently recorded in the application office of legal jurisdiction.

The best practicable control technology currently available for this electroplating subcategory of point sources has been determined to be a well-designed and well-operated chemical treatment system to destroy cyanide, precipitate heavy metals, and separate solids from the waste stream prior to discharge. The best practicable control technology currently available includes those in-process controls which are considered normal practice in the industry. The in-process controls available to improve the quality of effluent from electroplating facilities, and which are considered normal practice in the industry, include, but are not limited to, (i) process modifications which include the elimination of a plating operation or substitution of one plating operation for another; (ii) water conservation techniques which include the modification of the number and type of rinsing stations used, e.g. installation of countercurrent rinses and reclaim tanks; (iii) material substitutions to eliminate pollutants from the plating bath and, ultimately, from the effluent, e.g. cyanide free plating baths; and (iv) good housekeeping techniques to contain spills and leaks from plating solutions, to detect pollutants in cooling water streams, and to hold concentrated solutions prior to treatment.

Numerous alternatives are available to the electroplater in addition to those outlined under the four general categories of in-process controls described above. The choice of a particular in-process control strategy depends upon the nature of the specific electroplating facility. Any one or combination of in-process controls in addition to chemical treatment may be required to meet the effluent limitations based upon the best practicable control technology currently available.

The best available technology economically achievable for this subcategory of the electroplating point source category has been determined to be a combination of in-process and end-of-process control and treatment to achieve no discharge of process waste water pollutants. By the use of in-process controls to reduce the volume of waste water, it becomes economical to use end-of-process treatment designed to recover water and reuse the water within the plant, thus avoiding any discharge of effluent to navigable waters. Solid constituents in the waste water are disposed of in an acceptable landfill. One such type of treatment system that has been designed and is currently in operation supplements conventional chemical treatment with the use of reverse osmosis to recover water from the treated waste stream. Additional water is recovered for reuse by evaporation of the concentrated waste stream from the reverse osmosis unit.

New source performance standards to be achieved by new sources within the category are based on the application of the best available demonstrated control technology. The best available demonstrated control technology has been determined to be the extensive use of in-plant controls and process modifications to minimize water use in combination with a well-designed and well-operated chemical treatment system to minimize the discharge of pollutants. The best available demonstrated control technology implies a minimum of double countercurrent rinsing after each process plating tank and on the acid/alkali stream to allow the plater maximum flexibility to incorporate additional treatment and control techniques as they become technically feasible and economically attractive. Such techniques have been demonstrated to various degrees and include ion-exchange, reverse osmosis, evaporative recovery and others. Furthermore, the best available demonstrated control technology includes waste stream segregation, where necessary, to achieve effluent limitations and facilitate the use of advanced treatment techniques as they become available. Each of the control and treatment alternatives discussed previously are applicable to new sources in the electroplating category. The options open to new sources to achieve no discharge of process waste water pollutants are more numerous and varied than those for existing sources because of their flexibility in engineering design.

Some of the pollution control and treatment techniques available for use by new sources include (i) countercurrent rinse tanks to minimize water flow at all rinse stations; (ii) processes eliminating the use of some chemicals requiring treatment, e.g., cyanide; (iii) waste water concentration techniques such as ion-exchange, reverse osmosis, evaporative recovery, etc., at appropriate locations both in-process or end-of-pipe; (iv) complete segregation of waste water streams to optimize chemical treatment efficiency; and (v) specialization in processes which minimize the production of pollutants or which produce pollutants amenable to control and treatment.

As an adjunct to the technical analysis, an economic impact analysis was conducted. This analysis concluded that the proposed guidelines for 1977, 1983 and for new sources are not expected to have any significant effect on the production capacity or future growth of the electroplating industry. It is likely, however, that significant prices increases will result as the cost of the guidelines are passed on to customers. These increases are projected to be a maximum of 15 percent for 1977 with additional increase of about 8 percent for 1983. In addition, due to disproportionate cost increases resulting from 1977 guidelines, a number of low volume job shops may be forced to close. This would be the case especially for an estimated maximum of 380 very small facilities, plating less than 24 square meters per hour. These shops

would represent approximately 760 employees and about 1.7 percent of total capacity for the job shop sector. The projected price increases and the potential closures among small job shops are not expected to have any balance of trade effects.

A draft report entitled "Development Document for Effluent Limitations Guidelines and New Source Performance Standards for the COPPER, NICKEL, CHROMIUM and ZINC Segment of the Electroplating Point Source Category" further describes the analysis undertaken in support of the regulations being proposed herein and is available for inspection in the EPA Information Center, Room 227, West Tower, Waterside Mall, Washington, D.C., at all EPA regional offices, and at State water pollution control offices. A supplementary analysis prepared for EPA of the possible economic effects of the proposed regulations is also available for inspection at these locations. Copies of both of these documents are being sent to persons or institutions affected by the proposed regulations, or who have placed themselves on a mailing list for this purpose (see EPA's Advance Notice of Public Review Procedures, 38 FR 21202, August 6, 1973). An additional limited number of copies of both reports are available. Persons wishing to obtain a copy may write the EPA Information Center, Environmental Protection Agency, Washington, D.C. 20460, Attention: Mr. Philip B. Wisman.

(c) Summary of public participation. Prior to this publication, the agencies and groups listed below were consulted and given an opportunity to participate in the development of the effluent limitations guidelines and standards of performance for the electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory. The following are the principal agencies and groups consulted: Effluent Standards and Water Quality Information Advisory Committee (established under section 515 of the Act), all State and U.S. Territory Pollution Control Agencies, New England Interstate Water Pollution Control Commission, Ohio River Valley Sanitation Commission, Delaware River Basin Commission, The American Society of Mechanical Engineers, The American Society of Civil Engineers, Hudson River Sloop Restoration, Inc., The Conservation Foundation, Environmental Defense Fund, Inc., Natural Resources Defense Council, Water Pollution Control Federation, National Wildlife Federation, Department of the Interior, Department of Commerce, Water Resources Council, Department of Defense, Atomic Energy Commission, Department of Housing and Urban Development, Department of the Treasury, National Association of Metal Finishers, Metal Finishers Suppliers Association, and the American Electroplaters Society.

The primary issue raised during the development of effluent limitations guidelines and standards of performance concerned the impact of the effluent limitations on the small electroplating job shop. The electroplating industry expressed concern about several aspects of the effluent limitations and the implicit control and treatment technology. The principal issues raised were:

(1) The extent to which the costs of the application of technology to meet effluent limitations had been considered;

(2) The extent to which the technology required to attain the effluent limitations had been demonstrated;

(3) The extent to which the technology might not be employable because of space limitations in the facility; and

(4) The extent to which process variations such as barrel plating and rack plating of complex shapes had been considered.

During the development of effluent limitations guidelines and standards of performance for the electroplating category of sources, the costs of the application of control and treatment technologies to achieve the effluent limitations have been carefully considered. Nevertheless, some electroplaters may experience financial difficulty in attaining effluent limitations based on the best practicable control technology currently available because of individual peculiarities such as size, geographical location or age of the facility. Where these peculiarities become critical, the choices for the plater may become relocation, judicious space utilization, cooperative waste treatment, or specialization. However, the guidelines were developed to allow the maximum flexibility to meet the effluent limitations with a combination in-plant controls and end-of-pipe treatment. Thus the impact on the small job shop should be minimized.

The best practicable control technology currently available for this subcategory of sources was determined to be chemical treatment with such in-plant controls as are necessary to minimize water use. Conventional chemical treatment to destroy cyanide, precipitate heavy metals, and separate solids from the liquid waste stream has been practiced by the industry for many years. The effectiveness of such systems has been adequately demonstrated in industrial electroplating facilities of all sizes and configurations. The major variations of chemical treatment (batch, continuous, and integrated) provide technical and economic flexibility to the plater to fit individual needs. To meet the effluent limitations based on the application of the best practicable control technology currently available, many platers will be required to reduce significantly their present water usage in addition to employing chemical treatment. Numerous adequately demonstrated, inexpensive techniques are available to do so. These in-plant controls (water conservation techniques) range from improved racking procedures to installation of additional countercurrent rinse tanks. Additional details of the in-plant controls normally practiced by this industry appear in the development document referenced in this section.

The installation of any equipment to reduce water pollution or to increase plating capacity requires space. Some platers may have little or no space for the installation of chemical treatment tanks, rinse tanks, or plating tanks. Nevertheless, these platers have several options available to them to reduce the discharge of pollutants without using additional floorspace. Some examples of these include: (1) reduction of dragout by improving process controls such as bath temperature and composition, positioning of work pieces on racks, etc., (2) installation of dole valves, fog rinses, etc., or (3) conversion of existing series rinse tanks to countercurrent. Once water usage is minimized by in-process controls, any of several additional waste water treatment alternatives requiring minimum space may become attractive. Batch or integrated chemical treatment may be feasible with the reduced flow. Tanks of a moderate size may be feasible to hold wastes for periodic removal by a scavenger service or other responsible waste treatment and disposal contractor. As the volume of waste water to be treated is reduced, the option to treat at another location may become attractive. The combined treatment of wastes from several electroplating facilities in the same geographical area all with space limitations may become practical. The use of space above and below existing process lines is common practice in engineering laboratories and the chemicals industries. While it is not possible to offer solutions to every plater's space problems, the number of possible solutions is larger than normally assumed.

The choice of rack or barrel methods for plating is based on the size and quantity of the parts to be processed per unit of time. Neither of these conditions imposes a significant technical change in the operations for electroplating. The selection is always based on economic considerations because hand racking of small parts is usually more costly than dumping them in a barrel for processing in bulk. Technically, any plating operation can be done either by rack or by barrel operations. Sometimes plating bath compositions will be modified by altering the concentration of solution constituents. However, the same types of salts, acids, and additives will be used. Thus, the impact on waste characteristics is not changed. The volume of waste water (dragout) is frequently greater in barrel plating operations but the final effluent quality is not a function of influent concentration. Techniques are available to reduce the rinse water volumes in barrel plating to the levels of rack plating. If the shape of the parts being plated requires the use of in-process controls such as countercurrent rinsing, evaporation, or other advanced recovery systems for achieving reduced water use to counteract the effect of unusually high dragout, any supplemental cost should be reflected in the cost of the plated product. Any such incremental increase in the cost of plating will direct attention to the design of parts that drain more easily to reduce dragout. Techniques are available to reduce the rinse water volumes from the plating of complex shapes to the levels of simple, well-drained shapes.

Several comments were received concerning the production basis of the guidelines. The most appropriate production unit in some industries is either the weight of product produced or the quantity of raw materials used. Neither of these bases is appropriate for the electroplating industry. The weight of products bears no relation to the raw waste produced inasmuch as electroplating is a surface process which is not influenced by the volume or density of the products or the thickness of metal plated. The amount of raw materials used is not an accurate indicator of the waste produced. The consideration of many factors led to the conclusion that the unit of production most appropriate for the electroplating industry is plated area. Although the total surface area withdrawn from a plating solution is the principal factor influencing the dragout of constituents from the plating solution and, ultimately, the amount of pollutants in the waste water, the total surface area is rarely known and may be impractical to measure in the typical electroplating shop. Therefore the plated area, which either is known or is calculable, is the logical alternative unit of production. Alternative units of production based on amperes and water used were developed and correlated with plated area and total surface area during the development of effluent limitations; however, area plated provided the best basis for establishing effluent limitations. The electroplating industry is invited to submit comments on the proposed production basis of the guidelines, and to suggest alternative units of production. The supporting rationale for such suggestions should be included with the comments.

The economic impact studies show a more severe economic impact on very small shops than the rest of the industry on the basis of very limited information. Interested persons are invited to submit comments on any aspect of the proposed guidelines, particularly as they affect the small plater whether he discharges into surface waters or a municipal treatment system. Information on alternative treatment technologies to meet the guidelines and the associated costs are specifically requested. The number, size, and locations of plants affected by the guidelines has been estimated by EPA. Any external estimates by industry are invited. On the basis of the information available, EPA will consider segmentation on the basis of size in the final regulation.

Interested persons may participate in this rulemaking by submitting written comments in triplicate to the EPA Information Center, Environmental Protection Agency, Washington, D.C. 20460. Attention: Mr. Philip B. Wisman. Comments on all aspects of the proposed regulations are solicited. In the event comments are in the nature of criticisms as to the adequacy of data which is available, or which may be relied upon by the Agency, comments should identify and, if possible, provide any additional data which may be available and should indicate why such data is essential to the development of the regulations. In the event comments address the approach taken by the agency in establishing an effluent limitation guideline or standard of performance, EPA solicits suggestions as to what alternative approach should be taken and why and how this alternative better satisifies the detailed requirements of sections 301, 304(b), 306 and 307 of the Act.

A copy of all public comments will be available for inspection and copying at the EPA Information Center, Room 227, West Tower, Waterside Mall, 401 M Street SW., Washington, D.C. A copy of preliminary draft contractor reports, the Development Document and economic study referred to above and certain supplementary materials supporting the study of the industry concerned will also be maintained at this location for public review and copying. The EPA information regulation, 40 CFR Part 2, provides that a reasonable fee may be charged for copying.

All comments received by November 1, 1973 will be considered. Steps previously taken by the Environmental Protection Agency to facilitate public response within this time period are outlined in the advance notice concerning public review procedures published on August 6, 1973 (38 FR 21202).

Dated October 1, 1973.

RUSSELL E. TRAIN,
Administrator.

PART 413—EFFLUENT LIMITATIONS GUIDELINES FOR EXISTING SOURCES AND STANDARDS OF PERFORMANCE AND PRETREATMENT STANDARDS FOR NEW SOURCES FOR THE ELECTROPLATING CATEGORY

Subpart A—Electroplating of Copper, Nickel, Chromium and Zinc on Ferrous, Nonferrous and Plastic Materials Subcategory

Sec.

413.10 Applicability; description of electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory.
413.11 Special definitions.
413.12 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.
413.13 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.
413.14 Standards of performance for new sources.
413.15 Pretreatment standards for new sources.

Subpart A—Electroplating of Copper, Nickel, Chromium and Zinc on Ferrous, Nonferrous and Plastic Materials Subcategory.

§ 413.10 Applicability; description of electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory

The provisions of this subpart are applicable to discharges resulting from the process in which a ferrous, nonferrous, or plastic base material is electroplated with copper, nickel, chromium, zinc, or any combination thereof.

§ 413.11 Special definitions.

For the purposes of this Subpart A:

(a) The term "process waste water" shall mean any water which comes into contact with any ferrous, nonferrous, or plastic basis material undergoing a copper, nickel, chromium, or zinc electroplating process, and shall include, but not be limited to, waste water from preplating, rinsing, and postplating, operations.

(b) The term "process waste water pollutants" shall mean pollutants contained in process waste waters.

(c) For the purposes of this subpart, the following abbreviations shall have the following meaning: (1) mg shall mean milligram(s); (2) sq m shall mean square meters of surface plated with copper, nickel, chromium, or zinc; (3) lb shall mean pound(s); (4) sq ft shall mean square feet of surface plated with copper, nickel, chromium, or zinc; (5) Cu shall mean total copper; (6) Ni shall mean total nickel;; (7) Cr^{6+} shall mean hexavalent chromium; (8) CrT shall mean total chromium (9) CN shall mean cyanide, total or oxidizable as noted; (10) SS shall mean suspended solids; and (11) pH shall mean the negative logarithm of the hydrogen ion concentration.

§ 413.12 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.

(a) The following table sets forth the effluent limitations representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available by a point source subject to the provisions of this subpart:

TABLE I.—EFFLUENT LIMITATIONS BASED ON BEST PRACTICABLE CONTROL TECHNOLOGY CURRENTLY AVAILABLE

Effluent characteristic	Effluent limitation	
	Maximum for any one day	
	mg./sq. m.	lb./10^6 sq. ft.
Copper (Cu)	80	16.4
Nickel (Ni)	80	16.4
Chromium, hexavalent (Cr+6)	8	1.6
Chromium, total (CrT)	80	16.4
Zinc, (Zn)	80	16.4
Cyanide, oxidizable (CN)	8	1.6
Cyanide, total (CN)	80	16.4
Suspended solids (SS)	2,400	491
pH	Within the range of 6.0 to 9.5	

Effluent characteristic	Effluent limitation	
	Maximum average of daily values for any period of 30 consecutive days	
	mg./sq. m.	lb./10^6 sq. ft.
Copper (Cu)	40	8.2
Nickel (Ni)	40	8.2
Chromium, hexavalent (Cr6+)	4	0.8
Chromium, total (CrT)	40	8.2
Zinc, (Zn)	40	8.2
Cyanide, oxidizable (CN)	4	0.8
Cyanide, total (CN)	40	8.2
Suspended Solids (SS)	1,200	246
pH	Within the range of 6.0 to 9.5	

§ 413.13 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

(a) The effluent limitation representing the degree of effluent reduction attainable by the application of the best available technology economically achievable is no discharge of process waste water pollutants.

(b) Application of the factors listed in Section 304(b) may require variation from the effluent limitation set forth in this Section for any point source subject to such effluent limitation with a production less than 120 sq m per hour. If variation is determined to be necessary for any such source, such source shall be subject to effluent limitations no less stringent than those required by the standards of performance for new sources set forth in § 413.14.

§ 413.14 Standards of performance for new sources.

(a) The following table sets forth standards of performance representing the degree of effluent reduction attainable by the application of the best available demonstrated control technology by a point source subject to the provisions of this subpart:

TABLE 2.—STANDARDS OF PERFORMANCE BASED ON THE BEST AVAILABLE DEMONSTRATED CONTROL TECHNOLOGY

Effluent Characteristic	Standard of performance	
	Maximum for an yone day	
	mg./sq. m.	*lb./10⁸ sq. ft.*
Copper (Cu)	40	8.2
Nickel (Ni)	40	8.2
Chromium, hexavalent (Cr +6)	4	0.8
Chromium, total (CrT)	40	8.2
Zinc, (Zn)	40	8.2
Cyanide, oxidizable (CN)	4	0.8
Cyanide, total (CN)	40	8.2
Suspended solids (SS)	1,200	246
pH	Within the range of 6.0 to 9.5	
	Standard of performance	
	Maximum average of daily values for any period of 30 consecutive days	
	mg./sq./m.	*lb./10⁸ sq. ft.*
Copper (Cu)	20	4.1
Nickel (Ni)	20	4.1
Chromium, hexavalent (Cr 6+)	2	0.4
Chromium, total (CrT)	20	4.1
Zinc, (Zn)	20	4.1
Cyanide, oxicizable (CN)	2	0.4
Cyanide, total (CN)	20	4.1
Suspended solids (SS)	600	123
pH	Within the range of 6.0 to 9.5	

§ 413.15 Pretreatment standards for new sources.

The pretreatment standards under section 307(c) of the Act, for a source within the electroplating of copper, nickel, chromium and zinc on ferrous, nonferrous and plastic materials subcategory which is an industrial user of a publicly owned treatment works, (and which would be a new source subject to section 306 of the Act, if it were to discharge pollutants to navigable waters), shall be the standard set forth in 40 CFR, Part 128, except that for the purposes of this section 40 CFR § 128.133 shall be amended to read as follows: "In addition to the prohibitions set forth in section 128.131, the pretreatment standard for incompatible pollutants introduced into a publicly owned treatment works by a major contributing industry shall be the standard of performance for new sources specified in § 413.14, 40 CFR Part 413: *Provided That*, if the publicity owned treatment work is committed, in its NPDES permit, to remove a specified percentage of any incompatible pollutant, the pretreatment standard applicable to users of such treatment works shall be correspondingly reduced for that pollutant."

[FR Doc.73-21231 Filed 10-4-73;8:45 am]

federal register

FRIDAY, OCTOBER 5, 1973
WASHINGTON, D.C.

Volume 38 ■ Number 193

PART III

DEPARTMENT OF LABOR

Employment Standards Administration

■

Minimum Wages for Federal and Federally Assisted Construction

General Wage Determination Decisions, Modifications and Supersedeas Decisions and Index

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

General Wage Determination Decisions, Modifications and Supersedeas Decisions

General wage determination decisions. General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276(a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138), and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and Federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determination as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determinations frequently and in large volume causes these procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

Modifications and supersedeas decisions to general wage determination decisions. Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and Supersedeas Decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138), and of Secretary of Labor's Orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General Wage Determination Decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and Federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and Supersedeas Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Wage Determination Decision.

New general wage determination decisions. New General Wage Determination Decision Nos. AQ–4018 and AQ–4019 for the State of Florida.

Modifications to general wage determination decisions. Modifications to General Wage Determination Decisions for the following States (the numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State):

Alaska:	
AP–902; AP–903	May 18, 1973
Arizona:	
AQ–1004	July 27, 1973
AQ–1005; AQ–1006	July 20, 1973
AQ–1025	Sept. 7, 1973
AQ–1026; AQ–1027	Sept. 14, 1973
California:	
AQ–1002; AQ–1003	July 13, 1973
AQ–1015; AQ–1016	Aug. 31, 1973
Florida:	
AP–196; AP–197; AP–198; AP–1101; AP–1104	June 8, 1973
AQ–4008; AQ–4009	Sept. 7, 1973
Idaho:	
AQ–1031	Sept. 7, 1973
Louisiana:	
AP–736	June 1, 1973
AQ–4	July 20, 1973
AQ–8	July 27, 1973
Massachusetts:	
AP–470	Feb. 16, 1973
AP–813	May 11,1973
AQ–3002; AQ–3003; AQ–3004; AQ–3005; AQ–3006; AQ–3007	Aug. 31, 1973
AQ–3008; AQ–3010	Sept. 7, 1973
Montana:	
AQ–1032	Sept. 14, 1973
Nebraska:	
AP–522	Mar. 30, 1973
AQ–26	Sept. 7, 1973
New Mexico:	
AP–740	July 6, 1973
Ohio:	
AP–669; AP–670; AP–671; AP–672; AP–673; AP–675; AP–676; AP–677; AP–678; AP–679; AP–680; AP–681; AP–682; AP–686; AP–687; AP–688	May 25, 1973
Oklahoma:	
AQ–23	Aug. 31, 1973
AQ–1022	Sept. 7, 1973
Pennsylvania:	
AP–824; AP–825	May 18, 1973
Texas:	
AP–738; AP–739	July 6, 1973
AQ–10	Aug. 3, 1973
Washington:	
AQ–1021	Sept. 7, 1973

Supersedeas decisions to general wage determination decisions. Supersedeas Decisions to General Wage Determination Decisions for the following States (the numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State; Supersedeas Decision numbers are in parentheses following the numbers of the decision being superseded):

Florida:	
AQ–4012(AQ–4017)	Sept. 21, 1973
Montana:	
AQ–1033(AQ–1044)	Sept. 14, 1973
Ohio:	
AP–674(AQ–3022)	May 25, 1973
Tennessee:	
AP–191(AQ–4015); AP–192 (AQ–4014); AP–193(AQ–4016)	May 25, 1973
Texas:	
AP–721(AQ–34)	Apr. 27, 1973
Virginia:	
AM–1868(AQ–2020); AM–1869(AQ–2021)	Aug. 20, 1971
Wyoming:	
AQ–1009(AQ–1043)	Aug. 10, 1973

Signed at Washington, D.C., this 28th day of September 1973.

RAY J. DOLAN,
Assistant Administrator
Wage and Hour Division.

NEW DECISION

STATE: Florida
DECISION NUMBER: AQ-4018
DESCRIPTION OF WORK: Highway Construction.

COUNTY: See Below*
DATE: Date of Publication

*Counties: Hillsborough, Manatee, Pasco, Pinellas, and Sarasota.

8-FLA-3-B

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Carpenters	$3.50				
Cement Masons	3.25				
Electricians	7.25	.15	1%		.05
Ironworkers	2.50				
Form Setters	2.50				
Laborers, Unskilled	2.00				
Mortar mixers	2.25				
Pipelayers	2.58				
Asphalt Rakers	2.73				
Power Equipment Operators					
Asphalt Paving Machine	3.00				
Asphalt Plant Opr.	2.72				
Backhoe	3.26				
Bulldozers	3.00				
Cranes, Derricks, & Draglines	3.56				
Concrete Finishing Machine	3.00				
Earth Movers	3.00				
Firemen	2.60				
Gradall	3.00				
Mechanics	3.66				
Mixers, Self-propelled	2.85				
Motor Graders and/or Motor patrol	3.00				
Oilers, Greasers	2.54				
Rollers	2.86				
Tractors	2.58				
Truck Drivers	2.25				
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

NEW DECISION

STATE: Florida
DECISION NUMBER: AQ-4019
DESCRIPTION OF WORK: Highway Construction.

COUNTY: See Below*
DATE: Date of Publication

*Counties: Charlotte, Collier, Glades, Hendry, and Lee.

9-FLA-3-B

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Carpenters	$3.50				
Cement Masons	3.25				
Electricians	7.25	.15	1%		.05
Ironworkers	2.50				
Form Setters	2.50				
Laborers, Unskilled	2.00				
Mortar mixers	2.25				
Pipelayers	2.58				
Asphalt Rakers	2.73				
Power Equipment Operators					
Asphalt Paving Machine	3.00				
Asphalt Plant Opr.	2.72				
Backhoe	3.26				
Bulldozers	3.00				
Cranes, Derricks, & Draglines	3.56				
Concrete Finishing Machine	3.00				
Earth Movers	3.00				
Firemen	2.60				
Gradall	3.00				
Mechanics	3.66				
Mixers, Self-propelled	2.85				
Motor Graders and/or Motor patrol	3.00				
Oilers, Greasers	2.54				
Rollers	2.86				
Tractors	2.58				
Truck Drivers	2.25				
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

MODIFICATIONS P. 1

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-902 - Mod. #2 (38 FR 13127 - May 18, 1973) Statewide Alaska						
Change:						
Asbestos Workers	$11.32	.51	.75			
Electricians (Inside)						
Electricians, Equipment operators	11.12	.50	1%+1.00		.10	
Cable splicers	12.37	.50	1%+1.00		.10	
Line Construction (Outside)						
Groundman	9.12	.50	1%+1.00		.10	
Equipment operator, Linemen, Technicians	11.12	.50	1%+1.00		.10	
Cable splicers	12.37	.50	1%+1.00		.10	
Plumbers; Steamfitters						
Area II	11.22	.58	.90		.08	
DECISION #AP-903 - Mod. #2 (38 FR 13133 - May 18, 1973) Statewide Alaska						
Change:						
Asbestos Workers	$11.32	.51	.75			
Electricians (Inside)						
Electricians, Equipment operators	11.12	.50	1%+1.00		.10	
Cable splicers	12.37	.50	1%+1.00		.10	
Line Construction (Outside)						
Groundman	9.12	.50	1%+1.00		.10	
Equipment operator, Linemen, Technicians	11.12	.50	1%+1.00		.10	
Cable splicers	12.37	.50	1%+1.00		.10	
Plumbers; Steamfitters						
Area II	11.22	.58	.90		.08	

MODIFICATIONS P. 2

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AQ-1004 - Mod. #3 (38 FR 20187 - July 27, 1973) Statewide Arizona						
Change:						
Bricklayers (Phoenix Area):						
Zone A	$9.07	.50	.45		.03	
Zone B	9.52	.50	.45		.03	
Zone C	10.43	.50	.45		.03	
Zone D	10.88	.50	.45		.03	
Zone E	11.34	.50	.45		.03	
Zone F	11.79	.50	.45		.03	
Cement Masons (Central and Southern Areas)	8.005	.50	.60		.025	
DECISION #AQ-1005 - Mod. #4 (38 FR 19617 - July 20, 1973) Maricopa (Phoenix, Glendale, Mesa, Scottsdale, Tempe, Luke AFB and Williams AFB) County, Arizona						
Change:						
Asbestos Workers	8.98	.50	.65		.01	
Bricklayers; Stonemasons	9.07	.50	.45		.03	
Cement Masons	8.005	.50	.60		.025	
DECISION #AQ-1006 - Mod. #4 (38 FR 19623 - July 20, 1973) Greenlee, Maricopa and Mohave Counties, Arizona						
Change:						
Asbestos Workers	8.98	.50	.65		.01	
Bricklayers; Stonemasons: (Maricopa and Mohave Counties; Greenlee County North of Gila and San Francisco River)						
Zone A	9.07	.50	.45		.03	
Zone B	9.52	.50	.45		.03	
Zone C	10.43	.50	.45		.03	
Zone D	10.88	.50	.45		.03	
Zone E	11.34	.50	.45		.03	
Zone F	11.79	.50	.45		.03	
Cement Masons	8.005	.50	.60		.025	

MODIFICATIONS P. 3

	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AQ-1025 - Mod. #3 (38 FR 24493 - September 7, 1973) Pima County, Arizona						
Change:						
Asbestos Workers	$8.98	.50	.65		.01	
Cement Masons	8.005	.50	.60		.025	
DECISION #AQ-1026 - Mod. #2 (38 FR 25850 - September 14, 1973) Cochise, Graham, Pima, Pinal and Santa Cruz Counties, Arizona						
Change:						
Asbestos Workers	$8.98	.50	.65		.01	
Bricklayers; Stonemasons: (Northern portions of Graham and Pinal Counties)						
Zone A	9.07	.50	.45		.03	
Zone B	9.52	.50	.45		.03	
Zone C	10.43	.50	.45		.03	
Zone D	10.88	.50	.45		.03	
Zone E	11.34	.50	.45		.03	
Zone F	11.79	.50	.45		.03	
Cement Masons	8.005	.50	.60		.025	
DECISION #AQ-1027 - Mod. #2 (38 FR 25864 - September 14, 1973) Coconino County, Arizona						
Change:						
Asbestos Workers	8.98	.50	.65		.01	
Bricklayers; Stonemasons:						
Zone A	9.07	.50	.45		.03	
Zone B	9.52	.50	.45		.03	
Zone C	10.43	.50	.45		.03	
Zone D	10.88	.50	.45		.03	
Zone E	11.34	.50	.45		.03	
Zone F	11.79	.50	.45		.03	
Cement Masons (Central and Southern Areas)	8.005	.50	.60		.025	

MODIFICATIONS P. 4

	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AQ-1002 - Mod. #2 (38 FR 18832 - July 13, 1973) San Diego County, California						
Change:						
Brick tender	$6.37	.40	1.00	.40		
Electricians:						
Electricians	9.47	.48	1¾+.23			
Cable splicers	9.77	.48	1¾+.23			
Plaster tender	7.70	.40	1.00	.50		
Roofers	7.14	.40	.25	1.00		
Soft floor layers	7.90	.45	.63	.60	.05	
DECISION #AQ-1003 - Mod. #2 (38 FR 18839 - July 13, 1973) San Diego County, California						
Change:						
Brick tender	6.37	.40	1.00	.40		
Electricians:						
Electricians	9.47	.48	1¾+.23			
Cable splicers	9.77	.48	1¾+.23			
Plaster tender	7.70	.40	1.00	.50		
Roofers	7.14	.40	.25	1.00		
Soft floor layers	7.90	.45	.63	.60	.05	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AQ-1015 - Mod. #1						
(38 FR 23661 - August 31, 1973)						
Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Kings, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Monterey, Napa, Nevada, Plumas, Placer, Sacramento, San Benito, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo and Yuba Counties, California						
Change:						
Bricklayers; Stonemasons:						
Fresno, Kings, Madera, Mariposa, and Merced Counties	$8.23	.42	.50			
Electricians:						
San Benito, Santa Clara and Santa Cruz Counties:						
Electricians	9.72	.45	1%+.35		.02	
Cable splicers	10.94	.45	1%+.35		.02	
Painters:						
Fresno, Kings, Madera and Tulare Counties:						
Brush; Tapers	7.82	.40	.20			
Spray; Structural steel	8.07	.40	.20			
Roofers:						
Monterey and Santa Cruz Counties	7.85	.30	.60	1.00		
Add:						
Line Construction:						
Del Norte, Modoc and Siskiyou Cos.:						
Hole digger	5.65	.25	1%		1/2%	
Tree trimmer helper; Groundman	5.90	.25	1%		1/2%	
Head groundmen; Head groundmen (chipper); Powdermen; Jackhammermen	6.25	.25	1%		1/2%	
Line equipment men	7.13	.25	1%		1/2%	
Linemen; Pole sprayer; Heavy line equipment men; Certified linemen welder	8.26	.25	1%		1/2%	
Tree trimmer	7.47	.25	1%		1/2%	
Cable splicer; Leadman pole sprayer	9.13	.25	1%		1/2%	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AQ-1016 - Mod. #1						
(38 FR 23675 - August 31, 1973)						
Alameda, Amador, Calaveras, Contra Costa, Del Norte, Eldorado, Fresno, Humboldt, Marin, Mariposa, Merced, Monterey, Napa, Nevada, Placer, Sacramento, San Benito, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Shasta, Solano, Sonoma, Sutter, Tehama, Tuolumne, Yolo and Yuba Counties, California						
Change:						
Bricklayers; Stonemasons:						
Fresno, Mariposa and Merced Cos.:	$8.23	.42	.50			
Electricians:						
San Benito and Santa Clara Counties:						
Electricians	9.72	.45	1%+.35		.02	
Cable splicers	10.94	.45	1%+.35		.02	
Electricians:						
San Mateo County	9.55	.69	1%+.25		.03	
Painters:						
Fresno County:						
Brush; Tapers	7.82	.40	.20			
Spray; Structural steel	8.07	.40	.20			
Roofers:						
Monterey and Santa Cruz Counties	7.85	.30	.60	1.00		

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-196 - Mod. #2 (38 FR 15229 - June 8, 1973) Bay County, Florida						
Change:						
Sprinkler Fitter	$8.71	.40	.60		.01	
Footnote:						
d. 4 paid holidays: Labor Day, Christmas Day, Christmas Eve, & Thanksgiving Day.						
DECISION #AP-197 - Mod. #2 (38 FR 15231 - June 8, 1973) Brevard and Volusia Counties, Florida (Cape Kennedy, Kennedy Space Flight Center and Patrick Air Force Base only)						
Change:						
Lineman:						
Lineman	7.61	.25	1%		of 1%	
Cable Splicer	7.76	.25	1%		of 1%	
Cable Splicer's Helper	7.61	.25	1%		of 1%	
Class "A" Operators	7.61	.25	1%		of 1%	
Class "B" Operators	5.38	.25	1%		of 1%	
Groundmen over 1 year	4.01	.25	1%		of 1%	
Groundmen under 1 year	3.39	.25	1%		of 1%	
DECISION #AP-198 - Mod. #1 (38 FR 15233 - June 8, 1973) Dade County, Florida						
Change:						
Glaziers	8.60	.35	.25		.01	
Plumbers	9.24	.57	.95		.07	
Sprinkler Fitters	8.71	.40	.60		.10	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AP-1101 - Mod. #1 (38 FR 15230 - June 8, 1973) Hillsborough County, Florida						
Change:						
Ironworkers:						
Structural	$7.81	.45	.30	.25	.05	
Ornamental	7.81	.45	.30	.25	.05	
Reinforcing	7.81	.45	.30	.25	.05	
Sheeters	7.81	.45	.30	.25	.05	
Sprinkler Fitters	8.71	.40	.60		.10	
DECISION #AP-1104 - Mod. #2 (38 FR 15245 - June 8, 1973) Pinellas County, Florida						
Change:						
Ironworkers, structural & ornamental	7.81	.45	.30	.25	.05	
Ironworkers, reinforcing	7.81	.45	.30	.25	.05	
Sprinkler Fitter	8.71	.40	.60		.10	
DECISION #AP-4008 - Mod. #1 (38 FR 24501 - September 7, 1973) Duval County, Florida						
Omit:						
Footnote:						
c. 12 months service - one week vacation; 2 years service - two weeks.						
DECISION #AP-4009 - Mod. #1 (38 FR 24503 - September 7, 1973) Leon County, Florida						
Change:						
Carpenters:						
Carpenters	5.70					
Soft Floor Layers	5.70					
DECISION #AP-4010 - Mod. #1 (38 FR 24505 - September 7, 1973) Orange County, Florida						
Change:						
Plumbers	7.02	.40	.35	.50	.05	
Steamfitters	7.02	.40	.35	.50	.05	

MODIFICATIONS P. 9

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AQ-1031 - Mod. #2						
(38 FR 24523 - September 7, 1973)						
Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone Counties, Idaho						
Change:						
Asbestos Workers:						
(Remainder of Counties and that portion of Idaho County north of the 46th parallel)	$8.445	.44	.72			
Cement Masons:						
(Remainder of Counties and that portion of Idaho County north of the 46th parallel)						
Cement masons	7.00	.40	.40		.02	
Gunnite; Power machine; Power tools; Power troweling machine; Troweling magnesite or other material with oxichloride base	7.15	.40	.40		.02	

MODIFICATIONS P. 10

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-736 - Mod. #6						
(38 FR 14609 - June 1, 1973)						
Rapides Parish, Louisiana						
Change:						
Roofers:						
Steep	$5.45					
Flat	5.20					
Helper	3.90					
Kettleman	4.95					
DECISION #AQ-4 - Mod. #3						
(38 FR 19645 - July 20, 1973)						
Calcasieu Parish, Louisiana						
Change:						
Cement masons	6.35					
Plasterers	6.80					
DECISION #AQ-8 - Mod. #5						
(38 FR 20204 - July 27, 1973)						
Acadia, Allen, Ascension, Assumption, Beauregard, Calcasieu, Cameron, East Baton Rouge, East Feliciana, Evangeline, Iberia, Iberville, Jefferson, Jefferson Davis, Lafayette, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Landry, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Vermilion, Washington, West Baton Rouge & West Feliciana Parishes, Louisiana						
Change:						
Cement masons:						
Allen, Beauregard, Calcasieu, Cameron & Jefferson Davis Parishes	6.35					
Acadia, Iberia, Lafayette, St. Landry, St. Martin, St. Mary & Vermilion Parishes	$6.20	.30	.25		.05	
Plasterers:						
Allen, Beauregard, Calcasieu, Cameron & Jefferson Davis Parishes	6.90					

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AP-470 - Mod. #4 (38 FR 4617 - February 16, 1973) Hampden County, Massachusetts						
Change:						
Carpenters:						
Holyoke	8.63	.35	.50		.02	
Remainder of County	8.63	.35	.50		.02	
Roofers	8.175	.51	.51			
DECISION #AP-813 - Mod. #4 (- FR 12546 - May 11, 1973) Hampden County, Massachusetts						
Change:						
Carpenters; Soft floor layers:						
Holyoke	8.63	.35	.50		.02	
Remainder of County	8.63	.35	.50		.02	
Roofers:						
Composition, damp & waterproofing	8.175	.51	.51			
Slate, tile, precast concrete	8.80	.51	.51			

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AQ-3,002 - Mod. #1 (38 FR 23687 - August 31, 1973) Barnstable County, Massachusetts						
Change:						
Ironworkers:						
Ornamental; Reinforcing; & Structural	$7.95	.50	1.40		.03	
Plumbers	8.15	.51	.66		.15	
Sprinkler fitters	9.08	.40	.60		.07	
Steamfitters	8.15	.51	.66		.15	
DECISION #AQ-3,003 - Mod. #1 (38 FR 23691 - August 31, 1973) Essex County, Massachusetts						
Change:						
Carpenters; Soft floor layers: Amesbury, Boxford, Georgetown, Groveland, Haverhill, Lynn, Lynnfield, Merrimac, Nahant, Newbury, Newburyport, Rowley, Salisbury, Saugus, Swampscott, & West Newbury	8.85	.50	.50		.03	
Cement masons; Plasterers: Amesbury, Andover, Boxford, Georgetown, Groveland, Haverhill, Lawrence, Merrimac, Methuen, North Andover, Salisbury, & West Newbury	8.05	.385	.30			
Electricians: Amesbury, Boxford, Georgetown, Groveland, Haverhill, Merrimac, Newbury, Newburyport, Rowley, Salisbury, & West Newbury	$8.92	.25	1%+.20		.02	
Ironworkers	8.39	.50	1.40		.06	
Lathers: Beverly, Danvers, Gloucester, Hamilton, Ipswich, Lynn, Lynnfield, Salem, Saugus, Swampscott, Topsfield, and Wenham	7.15	.45	.55		.01	
Remainder of County	7.50	.45	.55		.01	
Sprinkler fitters	9.08	.40	.60		.07	

MODIFICATIONS P. 13

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AQ-3,004 - Mod. #1 (38 FR 23698 - August 31, 1973) Middlesex County, Massachusetts						
Change:						
Carpenters; Soft floor layers:						
Arlington, Burlington, Lexington, Melrose, N. Reading, Reading, Stoneham, Wakefield, Wilmington, Winchester, & Woburn	$8.85	.50	.50		.03	
Bedford, Concord, Lincoln, Natick, Newton, Sudbury, Waltham, Watertown, Wayland, West, & vicinity	8.85	.50	.50		.03	
Ashby, Ayer, & the entire boundaries of Ft. Devens which are the townships of Lunenburg, Shirley, Lancaster, & Harvard; Groton, Pepperell, Shirley, the entire boundaries of Shirley Industrial School, Townsend, W. Groton, & W. Townsend	8.85	.50	.50		.03	
Acton, Billerica, Boxboro, Carlisle, Chelmsford, Dracut, Dunstable, Graniteville, Littleton, Lowell, Tewksbury, Tyngsboro, Westford	8.85	.50	.50		.03	
Belmont, Cambridge, Everett, Malden, Medford, & Somerville	8.85	.50	.50		.03	
Ironworkers	8.39	.50	1.40		.06	
Lathers:						
Ashland, Bedford, Belmont, Concord, Framingham, Holliston, Hudson, Lexington, Lincoln, Maynard, Natick, Newton, Sherborn, Stow, Sudbury, Waltham, Watertown, Wayland, & Weston	7.15	.45	.55		.01	
Sprinkler fitters	9.08	.40	.60		.07	
Add:						
Lathers:						
North Reading	7.50	.45	.55		.01	

MODIFICATIONS P. 14

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AQ-3,005 - Mod. #1 (38 FR 23702 - August 31, 1973) Middlesex County, Massachusetts						
Change:						
Carpenters; Soft floor layers:						
Belmont, Cambridge, Everett, Malden, Medford, Somerville	$8.85	.50	.50		.03	
Electricians:						
Remainder of County	5.25	.35	1%+.95		.05	
Ironworkers	8.39	.50	1.40		.06	
Lathers:						
Ashland, Bedford, Belmont, Concord, Framingham, Holliston, Hudson, Lexington, Lincoln, Maynard, Natick, Newton, Sherborn, Stow, Sudbury, Waltham, Watertown, Wayland, Weston	7.15	.45	.55		.01	
Painters:						
Arlington, Belmont, Cambridge, Everett, Malden, Medford, Melrose, Somerville, Stoneham, Wakefield, Winchester, & Woburn						
Brush; Tapers	7.21	.62	.40		.04	
Sandblasting; Spray	8.21	.62	.40		.04	
Steel	7.21+a	62	.40		.04	
DECISION #AQ-3,006 - Mod. #1 (38 FR 23705 - August 31, 1973) Suffolk County, Massachusetts						
Change:						
Carpenters; Soft floor layers	8.85	.50	.50		.03	
Ironworkers:						
Ornamental; Reinforcing; Structural	8.39	.50	1.40		.06	
DECISION #AQ-3,007 - Mod. #1 (38 FR 23710 - August 31, 1973) Worcester County, Massachusetts						
Change:						
Carpenters; Soft floor layers:						
Fitchburg, Harvard, & Leominster	8.85	.50	.50		.03	
Grafton, Holden, Lancaster, Leicester, Millbury, North Grafton, Shrewsbury, Southbridge, Whitinsville, Worcester	8.95	.40	.50		.03	
Ironworkers:						
Ornamental; Reinforcing; Structural	8.39	.50	1.40		.06	
Sprinkler fitters	9.08	40	.60		.07	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AQ-3,008 - Mod. #1 (38 FR 24480 - September 7, 1973) Suffolk County, Massachusetts						
Change:						
Carpenters; Soft floor layers	8.85	.50	.50		.03	
Ironworkers	8.39	.50	1.40		.06	
Painters:						
Brush	7.21	.62	.40		.04	
Steel	7.21+a	.62	.40		.04	
Spray	8.21	.62	.40		.04	
DECISION #AQ-3,010 - Mod. #1 (38 FR 24482 - September 7, 1973) Bristol County, Massachusetts						
Change:						
Carpenters; Soft floor layers:						
Attleboro, N. Attleboro, & S. Attleboro	8.85	.50	.50		.03	
Ironworkers:						
Easton, Mansfield, & N. Easton	8.39	.50	1.40		.06	
Remainder of County	7.95	.50	1.40		.03	
Lathers:						
Attleboro, N. Attleboro	7.40	.45	.55		.01	
Remainder of County	7.50	.45	.55		.01	
Sprinkler fitters	9.08	.40	.60		.07	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
DECISION #AQ-1032 - Mod. # 1 (38 FR 25875 - September 14, 1973) Flathead, Lake, Lincoln, Mineral, Missoula and Sanders Counties, Montana						
Change:						
Carpenters						
Lake(Southern area, south of Ravalli), Mineral(area southeast of southeast city limits of the town of Superior), Missoula and Sanders(S. E. portion)						
Carpenters	6.32	.30	.45		.02	
Millwrights; Piledriver; Power saw; Saw filer	6.57	.30	.45		.02	
DECISION #AP-522 - Mod. #3 (38 FR 8391 - March 30, 1973) Lancaster County, Nebraska						
Change:						
Carpenters:						
Carpenters	$6.90	.20	.10			
Piledrivermen	7.15	.20	.10			
Asbestos workers	9.11	.40	.40		.03	
Laborers:						
Common laborers	5.425	.20	.20			
Machine and air tool operator; mason tenders	5.575	.20	.20			
Plasterers tender	5.65					
Roofers:						
Composition	6.15					
Slate and tile	6.40					
DECISION #AQ-26 - Mod. #3 (38 FR 24541 - September 7, 1973) Douglas and Sarpy Counties, Nebraska						
Change:						
Asbestos workers	$9.11	.40	.40		.03	

	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-750 - Mod. #5 (38 FR 18148 - July 6, 1973) Statewide, New Mexico						
Omit:						
Electricians (Chaves, Lincoln and Roosevelt Counties):						
The following zones shall be designated from the main post office of Roswell, Bridosa, Portales and Carrizozo:						
Zone (a) 0 to 12 miles from main Post Office:						
Electricians	$6.70		1%		1/10%	
Cable splicers	7.05		1%		1/10%	
Zone (b) 12 to 22 miles from main Post Office:						
Electricians	6.95		1%		1/10%	
Cable splicers	7.30		1%		1/10%	
Zone (c) Anything beyond 22 miles from main Post Office:						
Electricians	7.10		1%		1/10%	
Cable splicers	7.45		1%		1/10%	
Electricians (Curry County):						
Electricians	6.90	.25	1%		1/10%	
Cable splicers	7.59	.25	1%		1/10%	
ADD:						
Electricians (Chaves, Lincoln, Curry and Roosevelt Counties):						
The following zones shall be designated from the main post office of Roswell, Bridosa, Portales and Carrizozo:						
Zone (a) 0 to 12 miles from main Post Office:						
Electricians	6.90		1%		1/10%	
Cable splicers	7.25		1%		1/10%	
Zone (b) 12 to 22 miles from main Post Office:						
Electricians	7.15		1%		1/10%	
Cable splicers	7.50		1%		1/10%	
Zone (c) Anything beyond 22 miles from main Post Office:						
Electricians	7.30		1%		1/10%	
Cable splicers	7.65		1%		1/10%	

	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.	Other
DECISION # AP-669 - Mod. #3 (38 FR 13991 - May 25, 1973) Butler County, Ohio						
Change:						
Asbestos workers (Balance of Co.)	$9.21	.30	.85		.02	
Carpenters	9.05	.40	.55		.025	
Cement masons (Bldg. Const.)	9.045	.35	.50		.12	
Ironworkers:						
Oxford, Hamilton, & balance of County						
Structural & Ornamental	9.195	.55	.55		.03	
Reinforcing	8.895	.55	.85		.02	
Marble setters' helpers	8.635					
Millwrights	9.35	.35	.50		.05	
Piledrivermen (N. E. corner of County)	9.05	.40	.55		.05	
Plasterers	9.445		.45		.01	
Terrazzo workers' helpers	8.585					
Tile setters' helpers	8.535					
Sprinkler fitters	9.45	.40	.60		.07	
Laborers:						
(Heavy & Highway Construction)						
Group I	5.78	.50	.24		.02	
Group II	5.905	.50	.24		.02	
Group III	5.98	.50	.24		.02	
Group IV	6.13	.50	.24		.02	
Group V	6.43	.50	.24		.02	
DECISION #AP-570 - Mod. #3 (38 FR 13996 - May 25, 1973) Clark County, Ohio						
Change:						
Electricians	8.60	.35	1%		.1%	
Plasterers	8.70					
Soft floor layers	8.35	.30	.35		.01	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers:						
(Heavy & Highway Construction)						
Group I	5.78	.50	.24		.02	
Group II	5.905	.50	.24		.02	
Group III	5.98	.50	.24		.02	
Group IV	6.13	.50	.24		.02	
Group V	6.43	.50	.24		.02	

MODIFICATIONS P. 19

	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-671 - Mod. #3 (38 FR 14000 - May 25, 1973) Cuyahoga County, Ohio						
Change:						
Linemen	$10.43	.25	1%			
Roofers	9.93	.25	.50		.005	
Laborers:						
(Heavy & Highway Construction)						
Group I	7.09	.50	.24		.02	
Group II	7.215	.50	.24		.02	
Group III	7.29	.50	.24		.02	
Group IV	7.44	.50	.24		.02	
Group V	7.74	.50	.24		.02	
DECISION #AP-672 - Mod, #3 (38 FR 14004 - May 25, 1973) Franklin & Pickaway Counties, Ohio						
Change:						
Cement masons (Bldg. Const.)	7.85	.40	.20		.03	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers:						
(Heavy & Highway Construction)						
Group I	5.78	.50	.24		.02	
Group II	5.905	.50	.24		.02	
Group III	5.98	.50	.24		.02	
Group IV	6.13	.50	.24		.02	
Group V	6.43	.50	.24		.02	
DECISION #AP-673 - Mod. #3 (38 FR 14008 - May 25, 1973 Green & Montgomery Counties, Ohio						
Change:						
Electricians, Communication installer and linemen						
Within 11 mile radius from 3rd & Main Streets, Dayton	9.23	.35	1%+.75		.5%	
Beyond 11 mile radius	9.46	.35	1%+.75		.5%	
Ironworkers, All						
Within 15 miles of Dayton	9.16	.55	.65		.02	
Beyond 15 miles of Dayton	9.31	.55	.65		.02	
Plumbers & Steamfitters:						
Remainder of Greene Co. & all of Montgomery Co.	9.18	.35	.60		.06	

MODIFICATIONS P. 20

	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-673 (CONT'D)						
Sprinkler fitters	$9.45	.40	.60		.07	
Laborers:						
(Heavy & Highway Construction)						
Group I	5.98	.50	.24		.02	
Group II	6.105	.50	.24		.02	
Group III	6.18	.50	.24		.02	
Group IV	6.33	.50	.24		.02	
Group V	6.63	.50	.24		.02	
DECISION #AP-675 - Mod. #3 (38 FR 14017 - May 25, 1973) Licking County, Ohio						
Change:						
Electricians	9.00	.28	1%		.03	
Laborers, Building Construction						
Laborers	6.05	.45	.20			
Air tool operators (jackhammer, vibrator)	6.25	.45	.20			
Mason tenders, hod carriers, scaffold builders, mortar mixer, mortar mixer operator, pipelayer, plasterers tender, power driven tool and power buggy	6.25	.45	.20			
Sprinkler fitters	9.45	.40	.60		.07	
Laborers:						
(Heavy & Highway Construction)						
Group I	5.78	.50	.24		.02	
Group II	5.905	.50	.24		.02	
Group III	5.98	.50	.24		.02	
Group IV	6.13	.50	.24		.02	
Group V	6.43	.50	.24		.02	
DECISION #AP-676 - Mod. #3 (38 FR 14021 - May 25, 1973) Lucas County, Ohio						
Change:						
Plasterers	9.30	.50				
Plumbers	9.535	.45	.70		.035	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers:						
(Heavy & Highway Construction)						
Group I	6.23	.50	.24		.02	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-676 (CONT'D)						
Group II	$6.355	.50	.24		.02	
Group III	6.43	.50	.24		.02	
Group IV	6.58	.50	.24		.02	
Group V	6.88	.50	.24		.02	
DECISION #AP-677 - Mod. #3 (38 FR 14026 - May 25, 1973) Mahoning County, Ohio						
Change:						
Asbestos workers	9.69	.30	.30		.02	
Cement masons (Bldg. Const.)	8.66	.40			.01	
Electricians, Smith Township	9.22	.30	1%+.25		.2%	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers: (Heavy & Highway Construction)						
Group I	6.23	.50	.24		.02	
Group II	6.355	.50	.24		.02	
Group III	6.43	.50	.24		.02	
Group IV	6.58	.50	.24		.02	
Group V	6.88	.50	.24		.02	
DECISION #AP-678 - Mod. #3 (38 FR 14029 - May 25, 1973) Muskingum County, Ohio						
Change:						
Laborers (Building Construction)						
Brick droppers, Etc.	6.50	.50	.24		.02	
Air & machine driver tool Op. Etc	6.35	.50	.24		.02	
Planter (landscape), Etc.	6.25	.50	.24		.02	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers: (Heavy & Highway Construction)						
Group I	5.78	.50	.24		.02	
Group II	5.905	.50	.24		.02	
Group III	5.98	.50	.24		.02	
Group IV	6.13	.50	.24		.02	
Group V	6.43	.50	.24		.02	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-679 - Mod. #3 (38 FR 14033 - May 25, 1973) Portage County, Ohio						
Change:						
Carpenters	$9.49	.30	.30		.02	
Millwrights	9.70	.47	.60		.03	
Piledrivermen	9.70	.47	.60		.03	
Cement masons (Bldg. Const.)	8.48	.40	.50			
Plasterers	8.35	.40	.50			
Plumbers & steamfitters	9.45	.54	.50		.04	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers (Building Construction)						
Gunnite nozzlemen, Etc.	8.24	.50				
Barco type tampers, Etc.	7.94	.50				
Air driven boring machine, Etc.	7.89	.50				
Construction laborer, Etc.	7.74	.50				
Laborers (Heavy & Highway Const.)						
Group 1	6.41	.50	.24		.02	
Group 2	6.535	.50	.24		.02	
Group 3	6.61	.50	.24		.02	
Group 4	6.76	.50	.24		.02	
Group 5	7.06	.50	.24		.02	
DECISION #AP-680 - Mod. #3 (38 FR 14038 - May 25, 1973) Stark County, Ohio						
Change:						
Electricians	9.22	.30	1%+.25		.2%	
Painters:						
Brush	6.67	.55	.20		.02	
Paperhangers	6.77	.55	.20		.02	
Spray Industrial	6.97	.55	.20		.02	
Brush & roller	6.97	.55	.20		.02	
Spray	7.27	.55	.20		.02	
Sandblasting & bridge	7.47	.55	.20		.02	
Structural Steel	7.69	.55	.20		.02	
Plumbers & Steamfitters:						
Massillon & vicinity	8.63	.40	.30		.02	
Sprinkler fitters	9.45	.40	.60		.07	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-680 (CONT'D)						
Laborers (Heavy & Highway Const.)						
Group 1	$6.23	.50	.24		.02	
Group 2	6.355	.50	.24		.02	
Group 3	6.43	.50	.24		.02	
Group 4	6.58	.50	.24		.02	
Group 5	6.88	.50	.24		.02	
OMIT:						
Laborers (Building Construction) as previously issued.						
ADD:						
LABORERS						
BUILDING CONSTRUCTION						
GROUP A						
Building and construction laborers, signalmen, flagmen, tool cribmen, carpenters tenders, finisher tenders, concrete handler, utility construction laborer, guard rail erector						
East of Woodlawn Avenue	$6.43	.50	.24		.02	
West of Woodlawn Avenue	6.21	.50	.24		.02	
GROUP B						
Bottom men, scaffold builder, tunnel laborers, pipelayers, air and power driven tools, burner on demolition, swinging scaffold, mucker, caisson worker, cofferdam worker, powder man and dynamite blaster, creosote worker, mortar mixers, form setter, mason tender, plaster tender, hod carrier, laser beam set-up men						
East of Woodlawn Avenue	6.63	.50	.24		.02	
West of Woodlawn Avenue	6.41	.50	.24		.02	
GROUP C						
Gunnite operator						
East of Woodlawn Avenue	7.03	.50	.24		.02	
West of Woodlawn Avenue	6.81	.50	.24		.02	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-681 - Mod. #3 (38 FR 14042 - May 25, 1973) Summit County, Ohio						
Change:						
Carpenters	$9.49	.30	.30		.02	
Millwrights	9.70	.47	.60		.03	
Piledrivermen	9.70	.47	.60		.03	
Cement masons (Building Const.)	8.48	.40	.50			
Plasterers	8.35	.40	.50			
Plumbers & steamfitters:						
South of Route 303	9.45	.54	.50		.04	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers (Building Construction)						
Common laborers	7.74	.50				
Air driven boring machine, Etc.	7.89	.50				
Pipelayers, Etc.	7.94	.50				
Gunnite nozzle, Etc.	8.24	.50				
Laborers (Heavy & Highway Const.)						
Group 1	6.41	.50	.24		.02	
Group 2	6.535	.50	.24		.02	
Group 3	6.61	.50	.24		.02	
Group 4	6.76	.50	.24		.02	
Group 5	7.05	.50	.24		.02	
DECISION #AP-682 - Mod. #3 (38 FR 14047 - May 25, 1973) Trumbull County, Ohio						
Change:						
Asbestos workers	9.69	.30	.30		.02	
Cement masons (Building Const.)						
Liberty & Hubbard Townships	8.56	.40			.01	
Remainder of County	8.45	.40			.01	
Roofers	8.02	.35	.50		.01	
Soft floor layers	8.13	.30	.50		.02	
Sprinkler fitters	9.45	.40	.60		.07	
Laborers (Heavy & Highway Const.)						
Group 1	6.23	.50	.24		.02	
Group 2	6.355	.50	.24		.02	
Group 3	6.43	.50	.24		.02	
Group 4	6.58	.50	.24		.02	
Group 5	6.88	.50	.24		.02	

MODIFICATIONS P. 25

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Othe
DECISION #AP-686 - Mod. #3 (38 FR 14050 - May 25, 1973) Cuyahoga County, Ohio						
Change:						
Linemen	$10.43	.25	1%			
Roofers	9.93	.25	.50		.005	
DECISION #AP-687 - Mod. #2 (38 FR 13903 - May 25, 1973) Mahoning County, Ohio						
Change:						
Asbestos workers	9.69	.30	.30		.02	
Cement masons	8.66	.40			.01	
Electricians, Smith Township	9.22	.30	1%+.25		.2%	
Sprinkler fitters	9.45	.40	.60		.07	
DECISION #AP-688 - Mod. #2 (38 FR 13905 - May 25, 1973) Trumbull County, Ohio						
Change:						
Asbestos workers	9.69	.30	.30		.02	
Cement masons:						
Liberty & Hubbard Townships	8.66	.40			.01	
Remainder of County	8.45	.40			.01	
Roofers	8.02	.35	.50		.01	
Soft floor layers	8.13	.30	.50		.02	
Sprinkler fitters	9.45	.40	.60		.07	

MODIFICATIONS P. 26

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Othe
DECISION #AQ-23 - Mod. #3 (38 FR 23738 - August 31, 1973) Tulsa County, Oklahoma						
Change:						
Painters:						
Brush	$6.50		.25	.20	.02	
High work and stage	6.90		.25	.20	.02	
Spray and Sandblasting	7.15		.25	.20	.02	
Hot or Bituminous	7.80		.25	.20	.02	
Sheetrock handtools	6.50		.25	.20	.02	
Hazardous	8.70		.25	.20	.02	
DECISION #AQ-1022 - Mod. #2 (38 FR 24532 - September 7, 1973) Statewide Oregon						
Change:						
Cement Masons:						
Cement masons	$7.14	.35	.35	.20	.03	
Mastic worker, composition worker, Gunnite man, Power machinery operator	7.29	.35	.35	.20	.03	

	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-824 - Mod. #3 (38 FR 13299 - May 16, 1973) Dauphin County, Pennsylvania						
Change:						
Asbestos workers	$8.28	.30	.30		.01	
Bricklayers	7.90		.685		.015	
Elevator Constructor	8.07	.345	.23	2%+b+c	.015	
Elevator Constructor Helper	5.65	.345	.23	2%+b+c	.015	
Elevator Constructor helper (prob)	4.035					
Millwrights	8.79	.25	.25		.02	
Painters:						
Brush	6.83	.20	.15			
Structural steel	7.28	.20	.15			
Spray	7.58	.20	.15			
Tanks, bridges, stacks	8.08	.20	.15			
Plasterers	7.55	.25	.25		.01	
DECISION #AP-825 - Mod. #3 (38 FR 13301 - May 16, 1973) Cumberland County, Pennsylvania						
Change:						
Asbestos workers	8.28	.30	.30		.01	
Bricklayers	7.90		.685		.015	
Elevator Constructor	8.07	.345	.23	2%+b+c	.015	
Elevator Constructor helper	5.65	.345	.23	2%+b+c	.015	
Elevator Construction helper (prob.)	4.035					
Millwrights	8.79	.25	.25		.02	
Painters:						
Brush	6.83	.20	.15			
Structural steel	7.28	.20	.15			
Spray	7.58	.20	.15			
Tanks, bridges, stacks	8.08	.20	.15			
Plasterers	7.55	.25	.25		.01	

	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.	Other
DECISION #AP-738 - Mod. #2 (38 FR 18164 - July 6, 1973) Jefferson & Orange Counties, Texas						
Change:						
Plumbers	$8.30				.03	
DECISION #AP-739 - Mod. #1 (38 FR 18167 - July 6, 1973) Jefferson & Orange Counties, Texas						
Change:						
Plumbers	8.30				.03	
DECISION #AQ-10 - Mod. #3 (38 FR 21082 - August 3, 1973) Travis County, Texas						
Change:						
Building Construction:						
Asbestos workers	7.68	.30	.30		.08	
DECISION #AQ-1021 - Mod. #2 (38 FR 24549 - September 7, 1973) Statewide Washington						
Change:						
Asbestos Workers:						
Remaining Counties	$8.445	.44	.72			
Cement Masons:						
King (except the City of Auburn), portion of Kittitas County lying one mile west of the City of Easton, Clallam, Grays Harbor, Island, Jefferson, Kitsap, Mason, San Juan, Skagit, Snohomish, Whatcom and Pacific (Northern part) Counties	7.43	.55	.60		.01	
Adams, Asotin, Benton, Chelan, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, Whitman, Yakima and Kittitas (except for Western portion lying one mile west of City of Easton) Counties	7.00	.40	.40		.02	
Clark, Cowlitz, Klickitat, Pacific (southern part), Skamania and Wahkiakum Counties	7.14	.35	.35	.20	.03	

SUPERSEDEAS DECISION

STATE: Florida COUNTY: See Below*
DECISION NUMBER: AQ-4017 DATE: Date of Publication
Supersedes Decision No. AQ-4012 dated September 21, 1973 in 38 FR 26535.
DESCRIPTION OF WORK: Highway Construction.

7-FLA-1-D

*Counties: DeSoto, Hardee, Highlands, Okeechobee, & Polk.	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. T
Carpenters	$3.50				
Cement Masons	3.25				
Electricians	7.25	.15	15		.05
Ironworkers	2.50				
Form Setters	2.50				
Laborers, Unskilled	2.00				
Mortar mixers	2.25				
Pipelayers	2.58				
Asphalt Rakers	2.73				
Power Equipment Operators					
Asphalt Paving Machine	3.00				
Asphalt Plant Opr.	2.72				
Backhoe	3.26				
Bulldozers	3.00				
Cranes, Derricks, & Draglines	3.56				
Concrete Finishing Machine	3.00				
Earth Movers	3.00				
Firemen	2.60				
Gradall	3.00				
Mechanics	3.66				
Mixers, Self-propelled	2.85				
Motor Graders and/or Motor patrol	3.00				
Oilers, Greasers	2.54				
Rollers	2.86				
Tractors	2.58				
Truck Drivers	2.25				
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					

SUPERSEDEAS DECISION

STATE: Montana COUNTIES: Cascade, Flathead, Hill, Sanders and Valley
DECISION NUMBER: AQ-1044 DATE: Date of Publication
Supersedes Decision No. AQ-1033 dated September 14, 1973, in 38 FR 24847
DESCRIPTION OF WORK: Residential construction consisting of single family homes and garden type apartments up to and including 4 stories.

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
ASBESTOS WORKERS	$7.96	.44	.72			
BOILERMAKERS	8.25	.30	1.00		.02	
BRICKLAYERS:						
Flathead and Sanders Counties	6.65	.30	.25			
Cascade County	7.65	.25				
Hill and Valley Counties	6.25					
CARPENTERS:						
Hill County						
Carpenters	4.75	.225	.25			
Saw filers; Stationary power saw operator; Piledriver	4.9.	.225	.25			
Millwrights	5.00	.225	.25			
Valley County						
Carpenters	6.00	.30	.45		.02	
Piledrivermen	6.25	.30	.45		.02	
Millwrights	6.50	.30	.45		.02	
Cascade County						
Carpenters	6.47	.30	.45		.02	
Piledrivermen; Saw filers; Sawmen	6.72	.30	.45		.02	
Millwrights	6.97	.30	.45		.02	
Flathead and Sanders (Northern area including the City of Thompson Falls) Counties						
Carpenters	6.15	.30	.45		.02	
Sawmen; Filers; Piledrivers; Carpenters working burned, charred, creosoted or similar treated materail	6.35	.30	.45		.02	
Millwrights and machine erectors	6.50	.30	.45		.02	
Sanders (Remaining area) County:						
Carpenters	6.32	.30	.45		.02	
Millwrights; Piledriver; Power saw; Saw filer	6.57	.30	.45		.02	
CEMENT MASONS:						
Cascade, Hill and Valley Counties	6.55	.35				
Flathead and Sanders (Northern area, excluding the City of Plains) Counties	6.15	.20				
Sanders (Remaining area) County	6.40	.35				

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
ELECTRICIANS:						
Cascade County						
Electricians	$7.83	.32	1%		1/2%	
Cable splicers	8.08	.32	1%		1/2%	
Flathead and Sanders Counties:						
Electricians	7.00	.20	1%		1/2%	
Cable splicers	7.40	.20	1%		1/2%	
Hill County						
Electricians	6.80		1%		1/2%	
Valley County						
Electricians	6.40		1%		1/2%	
ELEVATOR CONSTRUCTORS	6.74	.345	.23	2%a		
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.345	.23	2%a		
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR					
IRONWORKERS:						
Reinforcing; Ornamental; Structural	7.56	.48	.65		.05	
MARBLE MASONS:						
Flathead and Sanders Counties	6.65	.30	.25			
Hill and Valley Counties	6.25					
Cascade County	7.65	.25				
PAINTERS:						
Sanders County (Southern area, excluding the City of Thompson Falls)						
Brush and Spray	6.11	.30	.15			
Cascade County						
Brush	5.85	.34	.30			
Paperhanger	6.10	.34	.30			
Brush on steel	6.35	.34	.30			
Spraying; Sandblasting	8.10	.34	.30			
Valley County						
Brush or roller	5.84	.25	.20			
Structural steel	6.09	.25	.20			
Spray	6.82	.25	.20			
PLASTERERS:						
Flathead and Sanders (North of the City of Plains) Counties	6.45	.20				
Sanders (Remaining Area) County	6.65	.35				
Cascade County	6.04	.20				
Hill and Valley Counties	6.25					
PLUMBERS:						
Cascade, Hill and Valley Counties	7.35	.35	.50		1%	
Flathead and Sanders (Northern Area, including the City of Thompson Falls)	5.90	.30	.30		.02	
Sanders (Remaining Area) County	6.58	.30	.30		.05	

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
ROOFERS:						
Flathead and Sanders Counties	$5.60					
Cascade, Hill and Valley Counties	6.15					
SHEET METAL WORKERS:						
Flathead and Sanders Counties	6.88	.22	.10		.01	
Cascade and Hill Counties	6.81	.32	.10	.50	.02	
Valley County	7.05	.32	.20		.02	
SPRINKLER FITTERS	7.20	.30	.30		.05	
TERRAZZO & TILE SETTERS:						
Flathead and Sanders Counties	6.65	.30	.25			

FOOTNOTE:
a. Employer contributes 4% basic hourly rate for 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.
6 Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Flathead and Sanders (Northern area) Counties						
Laborers	$5.405	.37	.27			
Nozzlemen (air and water); Sandblast tail hoseman; Powderman helper; Powerdriven wheelbarrow; Rodder and spreader; Form setters (paving); Bucketman	5.555	.37	.27			
Small air tool operator incl. blow pipes, small power tools; Chuck tenders; Asphalt rakers; Dumpman; Rip rapping; Pipe wrapper; Pot tender	5.585	.37	.27			
Jackhammer; Pavement breaker; Vibrator; Mechanical tamper and other air tools; Cement handlers (sack or bulk)	5.64	.37	.27			
Remaining area of Sanders County						
Laborers	5.455	.37	.27		.03	
All power tools, creosote workers; Jackhammer; Marble and tile setters' tenders; Pipelayers; Pipewrappers; Pot tenders; Small concrete mixers; Vibrators	5.705	.37	.27		.03	
Cement masons and plasterer's tenders; Mason tenders; Pumpcrete, gunnite and plasterer pump	5.855	.37	.27		.03	

LABORERS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	O
Cascade County						
Laborers: General laborers; Concrete (wet or dry); Dumpman (spotter); Fence erectors and installer; Scalemen	$5.52	.37	.27		.03	
Brick tenders; Dumpman (grade); Small concrete mixers	5.92	.37	.27		.03	
Air-Track; Asphalt raker and tampers; Barco tampers; Concrete nozzlemen; High scaler; Hod carriers; Plaster tenders	6.02	.37	.27		.03	
Car or truck mounted air operated drills and other air tools; Mechanical tampers; Jackhammers; Pavement breakers, wagon drillers; Pipelayers (non-metallic); Power driven wheelbarrow; Power saw (bucking and falling)	5.77	.37	.27		.03	
Hill and Valley Counties						
Laborers: Car and truck loaders; Carpenter tender and form stripper; Concrete laborers; Dumpman (spotter); Small power tools, chippers; Clay spades, pogo stick; Fence erectors and installers	5.17	.37	.27		.03	
Dumpman (Grade)	5.29	.37	.27		.03	
Caisson workers (free air); Concrete saw; Small concrete mixer; Concrete nozzleman; Barco tamper; Jackhammer; Pavement breaker; Placo operator; Pipe layers (non-metallic); Power driven concrete buggies or wheelbarrows; Nozzleman; Sandblaster; Pot tender; Tar pot tender; Tailhoseman; Vibrator (over 2½"); Vibrator turtle; Bull gang; Chuck tender; Muckers and nippers pot tender; Primerhouseman	5.42	.37	.27		.03	
Brick tenders (handling bricks and blocks only)	5.57	.37	.27		.03	
Concrete nozzleman; Miner	5.67	.37	.27		.03	
Laser tools and equipment; Powderman	5.92	.37	.27		.03	

Cascade and Hill Counties

MON-4-PEO-1-g (1-4)

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	O
SHOVELS, incl. all attachments, over 5 yds.; Stiff-leg derrick and guy derrick; Cableway, highline; Helicopter hoist; Tower crane, whirley crane	$7.64	.45	.45		.03	
SCRAPER, tandem engine; Shovels, incl. all attachments, over 3 yds. to and incl. 5 yds.	7.51	.45	.45		.03	
RUBBER-TIRED FRONT-END LOADERS, over 15 yds.; Track-type front-end loaders, over 15 cu. yds.	7.45	.45	.45		.03	
RUBBER-TIRED FRONT-END LOADERS, 10 yds. to and incl. 15 yds.; Track-type front-end loaders, 10 cu. yds. to and incl. 15 cu. yds.; Concrete conveyor; Crane, to and incl. 80' boom with jib	7.35	.45	.45		.03	
QUAD CAT	7.32	.45	.45		.03	
CENTRAL MIXING PLANT, concrete and stationary	7.27	.45	.45		.03	
RUBBER-TIRED FRONT-END LOADERS, over 5 yds. to and incl. 10 yds.; Scraper, twin engine; Track-type front-end loaders, over 5 cu. yds. to and incl. 10 cu. yds.; Scraper single or twin engine, pulling belly dump trailer	7.25	.45	.45		.03	
CRANE, ELECTRIC OVERHEAD, ALL; Shovels, incl. all attachments, 1 yd. to and incl. 3 yds.; Track-type tractor on euclid loader	7.21	.45	.45		.03	
HOIST, TWO OR MORE DRUMS; Motor patrol; Ross and similar type carriers on construction site	7.18	.45	.45		.03	
AUTOMATIC FINEGRADER, Gurries and other types; Paver; Slip form; Paving and mixing machine; Roller, 25 tons or over; Rubber tired front-end loader, over 3 yds. to and incl. 5 yds.; Scraper, single	7.15	.45	.45		.03	

MON-4-PEO-1-g (2-4)

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	O
MIXERMOBILE	$7.11	.45	.45		.03	
BORING MACHINE; Jeep, pickup or farm tractor mounted; Boring machine, large; Power auger large truck or tractor, mounted and punch	7.05	.45	.45		.03	
AIR DOCTOR; Asphalt paving machine; Asphalt paving machine screed operator; Bit grinder; Bituminous mixer paving travel plant; Concrete batch plant operator; Concrete curing machine; Concrete finish machine, paving; Concrete float and spreader; Concrete Power saw, self-propelled; Concrete travel batcher; Crusher; Distributor; Elevating grader; Forklift on construction job site; Gradall; Heavy duty drills, all types, Hot plant; Hot plant fireman, when in operation; Industrial locomotive; Mountain logger or similar type machine; Mucking machine; Pavement breaker, Ensco and similar; Power mixer, single or double drum; Pumpcrete or grout machine; Refrigerator plant; Roller, steel and self-propelled rubber on blade or hot mix oil paving; Roller, Wagner and similar types, rubber-tired dozer; Rubber-tired front-end loaders, 1 yd. to and incl. 3 yds.; Shovels, incl. all attachments, under 1 yd.; Track-type tractor, with or without attachments; Track-type tractor with or without attachments incl. track-type front-end loaders up to and incl. 5 cu. yds.; Trench machine; Belt finishing machine; Concrete batch plant, 1 and 2 mixers; DW 10, 15, 20 tractor pulling roller; Power saw self-propelled, multiple cut; Push tractor; Scraper, DW 15, 20, 21 and similar type if power unit is not used; Self-propelled sheepsfoot; Turnhead conveyor, or head tower, on batch plant; Wagner roller; Water pull operator	7.02	.45	.45		.03	

AQ-1044 P. 8

MON-4-PED-1-g (3-4)

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	O
FIELD EQUIPMENT SERVICEMAN; Hydralift and similar type; Oiler, hoist-house, dams; Shovel oiler, over 3 yds.; Winch truck with boom	$6.92	.45	.45		.03	
CONCRETE MIXER, 4 bags and over	6.89	.45	.45		.03	
HOIST, SINGLE DRUM	6.81	.45	.45		.03	
A-FRAME TRUCK CRANE, winch truck and similar	6.80	.45	.45		.03	
CEMENT SILO; Form grader	6.79	.45	.45		.03	
HYDRO TAMPER	6.77	.45	.45		.03	
CHAIN BUCKET; Chip or gravel spreader, self-propelled; Conveyor loader, over 42" belt	6.72	.45	.45		.03	
AIR COMPRESSOR, two or more; Roller, steel and self-propelled rubber other than blade or hot mix oil paving; Rubber-tired front-end loaders, under 1 yd.	6.71	.45	.45		.03	
BROOM, self-propelled	6.67	.45	.45		.03	
CONCRETE MIXER, 3 bags and under; Fireman	6.61	.45	.45		.03	
CONVEYOR LOADER, up to and incl. 42" belt; Crusher conveyor	6.60	.45	.45		.03	
RETORT OPERATOR	6.57	.45	.45		.03	
MECHANIC AND/OR WELDER HELPER; Concrete batch plant oiler; Crane oiler; Farm type tractor, over 50HP engine; Hot plant oiler, 100 tons per hr. and over; Oiler driver, rubber-tired crane	6.56	.45	.45		.03	
PUMPMAN	6.55	.45	.45		.03	
AIR COMPRESSOR, SINGLE; Concrete batch plant oiler, up to and incl. 2 mixers	6.52	.45	.45		.03	

AQ-1044 P. 9

MON- -PED-1-g (4-4)

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	O-
SHOVEL, OILER, 3 yds. and under	$6.51	.45	.45		.03	
CRUSHER OILER AND HELPER; Farmtype tractor, up to and incl. 50 HP engine; Field equipment service helper; Grade setter; Heavy duty drill helper; Heaters, Herman Nelson and similar type; Oilers, other than shovels and cranes; Washer and screening plant oiler	6.48	.45	.45		.03	
CONCRETE BATCH PLANT, 3 and 4 mixers	7.22	.45	.45		.03	
CONCRETE BATCH PLANT, 5 mixers and over	7.42	.45	.45		.03	
CONCRETE BATCH PLANT OILER, 3 mixers and over	6 83	.45	.45		.03	
CONCRETE PUMP	7.80	.45	.45		.03	
CRANE 81' to 130' BOOM	7.50	.45	.45		.03	
CRANE 131' to 150' BOOM	7.55	.45	.45		.03	
CRANE 151' BOOM AND OVER	7.60	.45	.45		.03	
MECHANIC AND/OR WELDER	7.12	.45	.45		.03	
WHIRLEY CRANE OILER	6.85	.45	.45		.03	

Remaining Counties

POWER EQUIPMENT OPERATORS

MONT-1-PEO-2-3-b (1-4)

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
A-Frame Truck Crane, Winch Truck and similar	$6.86	.45	.45		.03	
Air Compressor, Single	6.55	.45	.45		.03	
Air Compressor, two or more	6.72	.45	.45		.03	
Air Doctor	7.02	.45	.45		.03	
Asphalt Paving Machine	7.02	.45	.45		.03	
Asphalt Paving Machine Screed	7.02	.45	.45		.03	
Automatic Finegrader, Curries and other similar types	7.15	.45	.45		.03	
Belt Finish Machine	6.72	.45	.45		.03	
Bit Grinder	7.02	.45	.45		.03	
Bituminous Mixer Paving, Travel Plant	7.02	.45	.45		.03	
Boring Machine (small), jeep, pickup or farm tractor mounted	6.61	.45	.45		.03	
Boring Machine (large)	7.02	.45	.45		.03	
Broom, self-propelled	6.69	.45	.45		.03	
Cableway Highline	7.53	.45	.45		.03	
Cement Silo	6.81	.45	.45		.03	
Central Mixing Plants, Concrete dam & stationary	7.27	.45	.45		.03	
Chain Bucket Loader	6.74	.45	.45		.03	
Chip or Gravel Spreader, self-propelled	6.74	.45	.45		.03	
Concrete Batch Plant, one & two mixers	7.02	.45	.45		.03	
Concrete Batch Plant, three and four mixers	7.22	.45	.45		.03	
Concrete Batch Plant, five mixers & over	7.42	.45	.45		.03	
Concrete Batch Plant Oiler, up to & incl. two mixers	6.54	.45	.45		.03	
Concrete Batch Plant Oiler, three mixers and over	6.85	.45	.45		.03	
Concrete Bucket Dispatcher	7.02	.45	.45		.03	
Concrete Curing Machine	7.02	.45	.45		.03	
Concrete Finish Machine Paving	7.02	.45	.45		.03	
Concrete Float-Spreader	7.02	.45	.45		.03	
Concrete Mixer, three bags & under	6.61	.45	.45		.03	
Concrete Mixer, four bags and over	6.78	.45	.45		.03	
Concrete Power Saw, self-propelled	7.02	.45	.45		.03	
Concrete Travel Batcher	7.02	.45	.45		.03	
Conveyor Loader, up to & incl. 42" belt	6.60	.45	.45		.03	
Conveyor Loader, over 42 inch belt	6.72	.45	.45		.03	
Crane, to & incl. 80' boom with jib	7.18	.45	.45		.03	
Crane, 81' to 130' boom	7.33	.45	.45		.03	

MONT-1-PEO-2-3-b (2-4)

POWER EQUIPMENT OPERATORS (cont'd)

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
Crane, 131' to 150' boom	$7.38	.45	.45		.03	
Crane, 151' boom & over	7.43	.45	.45		.03	
Crane Oiler	6.59	.45	.45		.03	
Crusher	7.02	.45	.45		.03	
Crusher Oiler & Helper	6.51	.45	.45		.03	
Crusher Conveyor, when required	6.48	.45	.45		.03	
Distributor	7.02	.45	.45		.03	
DW 10, 15, or 20 Tractor pulling roller	6.74	.45	.45		.03	
Electric Overhead Cranes	7.20	.45	.45		.03	
Elevating Grader	7.02	.45	.45		.03	
Farm Type Tractor, up to & incl. 50 HP Engine	6.48	.45	.45		.03	
Farm Type Tractor, over 50HP Engine	6.56	.45	.45		.03	
Field Equipment Serviceman	6.94	.45	.45		.03	
Field Equipment Serviceman Helper	6.51	.45	.45		.03	
Fireman	6.61	.45	.45		.03	
Forklift, on construction job site	6.83	.45	.45		.03	
Form Grader	6.79	.45	.45		.03	
Gradall	7.02	.45	.45		.03	
Grade Setter	6.48	.45	.45		.03	
Heavy Duty Drill, all types	7.02	.45	.45		.03	
Heavy Duty Driller Helper	6.61	.45	.45		.03	
Herman-Nelson Heaters & similar type	6.56	.45	.45		.03	
Hoist, Single drum	6.79	.45	.45		.03	
Hoist, two or more drums	7.02	.45	.45		.03	
Helicopter Hoist	7.52	.45	.45		.03	
Hot Plant	7.02	.45	.45		.03	
Hot Plant Fireman, when in Operation	7.02	.45	.45		.03	
Hot Plant Oiler, 100 ton per hour or over	6.51	.45	.45		.03	
Hydra lift and similar types	6.92	.45	.45		.03	
Industrial Locomotive all classes	7.02	.45	.45		.03	
Mechanic and/or Welder on job	7.12	.45	.45		.03	
Mechanic and/or Welder Helper on job	6.51	.45	.45		.03	
Mixermobile	7.10	.45	.45		.03	
Motor Patrol	7.15	.45	.45		.03	
Mountain Logger or smilar type	7.02	.45	.45		.03	
Mucking Machine	7.02	.45	.45		.03	
Oiler-Driver, Tubber Tired Cranes	6.59	.45	.45		.03	
Oilers, other than Shovels & Cranes	6.51	.45	.45		.03	
Oiler, hoist house, dams	6.92	.45	.45		.03	
Pavement Breaker, Ensco & similar	7.02	.45	.45		.03	
Paving & Mixing Machine	7.15	.45	.45		.03	
Power Auger, Large Truck or Tractor Mounted	7.02	.45	.45		.03	
Power Mixer, single or double drum	7.02	.45	.45		.03	
Power Saw, Multiple cut, self-propelled	7.02	.45	.45		.03	
Pumpcrete or Grout Machine	7.02	.45	.45		.03	
Pumpman	6.55	.45	.45		.03	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	Apr. Tr.	C-
Push Tractor	$7.02	.45	.45		.03	
Quad Cat	7.32	.45	.45		.03	
Refrigerator Plant	7.02	.45	.45		.03	
Retort	6.61	.45	.45		.03	
Roller, on blade or hot mix oil paving	7.02	.45	.45		.03	
Roller, on other blade or hot mix paving	6.72	.45	.45		.03	
Roller, 25 ton or over	7.02	.45	.45		.03	
Ross & similar type carriers, on construction site	7.02	.45	.45		.03	
Rubber-tired Dozer	7.02	.45	.45		.03	
Rubber-tired Front End Loader, 1 yd. & under	6.73	.45	.45		.03	
Rubber-tired Front End Loader, 1 yd. to and incl. 3 yds.	7.02	.45	.45		.03	
Rubber-tired Front End Loader, over 3 yds. to and incl. 5 yds.	7.14	.45	.45		.03	
Rubber-tired Front End Loader, over 5 yds. to and incl. 10 yds.	7.24	.45	.45		.03	
Rubber-tired Front End Loader, over 10 yds. to and incl. 15 yds.	7.34	.45	.45		.03	
Rubber-tired Front End Loader, over 15 yds.	7.44	.45	.45		.03	
Scraper, DW 15, 20, 21 & similar type if power unit is not used	7.02	.45	.45		.03	
Scraper, single or twin engine pulling belly dump trailer	7.40	.45	.45		.03	
Scraper, single engine	7.15	.45	.45		.03	
Scraper, twin engine	7.25	.45	.45		.03	
Scraper, tandem engine	7.51	.45	.45		.03	
Self-propelled Sheepfoot and similar type	7.02	.45	.45		.03	
Shovels, incl. all attachments, under 1 cu. yd.	7.02	.45	.45		.03	
Shovels, incl. all attachments, 1 cu. yd. to & incl. 3 cu. yd.	7.20	.45	.45		.03	
Shovels, incl. all attachments, over 3 cu. yd. to & incl. 5 cu. yd.	7.47	.45	.45		.03	
Shovels, incl. all attachments, over 5 cu. yd.	7.60	.45	.45		.03	
Shovel Oiler, 3 yds. & under	6.51	.45	.45		.03	
Shovel Oiler, over 3 cu. yds.	6.92	.45	.45		.03	
Slip form paver	7.15	.45	.45		.03	
Stiff leg derrick & guy derrick	7.47	.45	.45		.03	
Track-type front end loaders; up to & incl. 5 cu. yds.	7.02	.45	.45		.03	
Track-type front end loaders; over 5 cu. yd. to & incl. 10 cu. yd.	7.25	.45	.45		.03	
Track-type front end loaders, over 10 cu. yd. to & incl. 15 cu. yd.	7.35	.45	.45		.03	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	Apr. Tr.	C-
Track-type front end loaders, over 15 cu. yd.	$7.45	.45	.45		.03	
Track-type tractor with or without attachments	7.02	.45	.45		.03	
Track-type tractor, on Euclid Loader	7.20	.45	.45		.03	
Trenching Machine	7.02	.45	.45		.03	
Turnhead Conveyor, or Head Tower on Batch Plant	7.02	.45	.45		.03	
Wagner Roller & similar type	7.02	.45	.45		.03	
Whirley Crane	7.55	.45	.45		.03	
Whirley Crane Oiler	6.92	.45	.45		.03	
Water Pull when used for compaction	7.02	.45	.45		.03	
Washing and Screening Plant	7.02	.45	.45		.03	
Washing and Screening Plant Oiler	6.51	.45	.45		.03	

MONT-1-TD-1-2-3-h (1-2)

Chance: Truck Drivers	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.
COMBINATION Truck; Concrete Mixer and Transit Mixer:					
To and incl. 4 cu. yds.	$6.30	.475	.325		
Over 4 cu. yds. to and incl. 6 cu. yds.	6.38	.475	.325		
Over 6 cu. yds. to and incl. 8 cu. yds.	6.46	.475	.325		
Over 8 cu. yds. to and incl. 10 cu. yds.	6.54	.475	.325		
Over 10 cu. yds. - additional $.08 per hour each additional 2 cu. yds. increment					
DISTRIBUTOR DRIVER AND HELPER	6.23	.475	.325		
DRY BATCH TRUCKS:					
3 Batch or under	6.05	.475	.325		
Over 3 Batch to and incl. 5 Batch	6.18	.475	.325		
Over 5 Batch to and incl. 10 Batch	6.34	.475	.325		
Over 10 Batch to and incl. 15 Batch	6.50	.475	.325		
Over 15 Batch - additional $.15 per hour each additional 5 Batch increment					
DUMPMAN, GRAVEL SPREADER BOX: Pickup Driver, Hauling Materials; Pilot Car Driver, Teamsters and Helpers; Warehousemen, Partsmen, Cardex men, Warehouse Expediter	6.05	.475	.325		
DUMP TRUCKS AND SIMILAR EQUIPMENT WATER LEVEL CAPACITY, INCLUDING SIDEBOARDS:					
7 cu. yds. or less	6.05	.475	.325		
Over 7 cu. yds. to and incl. 10 cu. yds.	6.18	.475	.325		
Over 10 cu. yds. to and incl. 15 cu. yds.	6.34	.475	.325		
Over 15 cu. yds. to and incl. 20 cu. yds.	6.48	.475	.325		
Over 20 cu. yds. to and incl. 25 cu. yds.	6.54	.475	.325		
Over 25 cu. yds. to and incl. 30 cu. yds.	6.60	.475	.325		
Over 30 cu. yds. to and incl. 35 cu. yds.	6.66	.475	.325		
Over 35 cu. yds. to and incl. 40 cu. yds.	6.72	.475	.325		
Over 40 cu. yds. to and incl. 45 cu. yds.	6.78	.475	.325		
Over 45 cu. yds. - additional $.06 per hour each additional 5 cu. yds. increment					
DUMPSTERS	6.18	.475	.325		

MONT-1-TD-1-2-3-h (2-2)

TRUCK DRIVERS	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.
DW 20, DW 21, or EUCLID TRACTORS, PULLING P.R. 21 or SIMILAR DUMP WAGONS:					
To and incl. 25 cu. yds.	$6.54	.475	.325		
Over 25 cu. yds. to and incl. 30 cu. yds.	6.60	.475	.325		
Over 30 cu. yds. - additional $.06 per hour each additional 5 cu. yds. increment					
SERVICEMEN	6.79	.475	.325		
POWDER TRUCK DRIVER (bulk unloader type)	6.23	.475	.325		
FLAT TRUCKS:					
To and incl. 3 Tons	6.05	.475	.325		
Over 3 tons Factory rating	6.40	.475	.325		
FUEL TRUCK; SERVICE TIREMEN	6.52	.475	.325		
LOWBOYS, FOUR-WHEEL TRAILER, FLOAT SEMI-TRAILER	6.40	.475	.325		
LUMBER CARRIERS, LIFT TRUCKS; Power broom	6.14	.475	.325		
WATER TANK DRIVERS, PETROLEUM PRODUCTS DRIVERS:					
2,500 gals. and under	6.05	.475	.325		
Over 2,500 gals. to and incl. 4,500 gals.	6.34	.475	.325		
Over 4,500 gals. to and incl. 6,000 gals.	6.54	.475	.325		
Over 6,000 gals. to and incl. 8,000 gals.	6.60	.475	.325		
Over 8,000 gals. to and incl. 10,000 gals.	6.68	.475	.325		
Over 10,000 gals. - additional $.08 per hour each additional 2,000 gals. increment					
WINCH, A-FRAME, SWEDISH CRANE, HYDRA-LIFT, GROUTCRETE, AND COMBINATION MULCHING, SEEDING AND FERTILIZING	6.30	.475	.325		
TRUCK MECHANIC	6.79	.475	.325		

SUPERSEDEAS DECISION

STATE: OHIO
DECISION NUMBER: AQ-3022
COUNTY: HAMILTON
DATE: Date of Publication
Supersedes Decision No. AP-674 dated May 25, 1973 in 38 FR 14012
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

31 - Ohio B 1 Of 2

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	C
Asbestos workers	$9.21	.30	.85		.02	
Boilermakers	8.10	.30	.70	.55	.01	
Boilermakers' helpers	7.85	.30	.70	.55	.01	
Bricklayers	9.745	.45				
Carpenters	9.05	.40	.55		.025	
Millwrights	9.34	.35	.50		.05	
Piledrivermen	9.05	.40	.55		.025	
Cement masons:						
Cement masons	9.045	.35	.50		.12	
Cement masons (heavy & highway)	6.93	.42			.02	
Electricians	9.25	.60	1%+.30		.5%	
Elevator constructors	8.53	.195	.20	2%+a&b	.005	
Elevator constructors' helpers	70% JR	.195	.20	2%+a&b	.005	
Elevator constructors' helpers (prob.)	50% JR					
Glaziers	8.70		.35		.005	
Ironworkers, structural & ornamental	9.195	.55	.55		.015	
Ironworkers, reinforcing	8.895	.55	.85		.02	
Laborers: (Demolition)						
Wrecking laborers	7.57	.45	.20			
Jackhammer operators	7.72	.45	.20			
Wallmen	7.72	.45	.20			
Burners	7.72	.45	.20			
Lathers	9.845				.015	
Lead burners	8.25	.30		c	.01	
Marble setters	9.485	.45				
Marble setters' helpers	8.635					
Painters, brush:						
Commercial	8.65		.15			
Industrial	8.80		.15			
Painters, spray:						
Commercial	8.90		.15			
Industrial	9.05		.15			
Painters (heavy & highway):						
Brush	8.90		.15			
Spray	9.05		.15			
Bridges (highest point of clearance 60' or more)	9.80		.15			
Linemen	9.25	.60	1% +.30		.5%	
Pipefitters	9.20	.60	.775		.04	
Plasterers	9.445		.45		.01	
Plumb & gas fitters	9.445	.38	.65		.05	
Roofers	9.745		.30			
Sheet metal workers	8.995	.40	.70		.02	
Stonemasons	9.485	.45				

AO-3022 P. 2

31 - Ohio A 2 of 2

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	C
Resilient floor layers	7.80	.40	.40		.05	
Sprinkler fitters	9.45	.40	.60		.07	
Terrazzo workers:						
Terrazzo workers	9.085	.45				
Terrazzo workers' helpers & grinders	7.985					
Terrazzo base grinder	8.405					
Tile setters	9.085	.45				
Tile setters' helpers	7.935					
Tile setters' helpers (prob.)	75% JR					

PAID HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Six paid holidays; A through F.

b. Employer contributes 4% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

c. Nine paid holidays: A through F plus Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

LABORERS: BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
Common laborers, cement masons helpers, hand operated mechanical mule, mechanical sweeper, signal man	$7.85	.45	.20			
Bottom man, pipe layers	7.95	.45	.20			
Burning torch operator, jack hammer, mechanical and air tamper operator, mechanical concrete buggies, power operated mechanical mule, concrete pump hose man, vibrator man	8.00	.45	.20			
Plasterers's tender, mason tender, stone mason tender, bottom jackhammer man	8.05	.45	.20			
Plaster mixer pump operator	8.20	.45	.20			
Tunnel laborer	8.35	.45	.20			
Gunnite nozzle operator	8.60	.45	.20			

TRUCK DRIVERS:					
Tractor trailer combinations and drags	$5.92	a13.50	a14.00	b & c	
Drivers	5.73	a13.50	a14.00	b & c	
Helpers	5.68	a13.50	a14.00	b & c	

PAYD HOLIDAYS: (WHERE APPLICABLE)
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Per week per employee on payroll for 30 days.

b. Paid vacations: 1 year of employment-1 week; 2 years-2 weeks; 10 years-3 weeks; 15 years-4 weeks.

c. Six paid holidays: A thru F.

BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS: H & W	PENSIONS	VACATION	APP. TR.	OTHER
A-Frames, air compressor on steel erection, all rotary drills used on caisson work for foundations and substructure work, boiler operator or compressor operator when compressor or boiler is mounted on crane (piggy back operation), boom trucks (all types), cableways, cherry pickers, combination concrete mixer and tower, concrete pumps, cranes (all types), derricks (all types), draglines, elevating grader or euclid loader, floating equipment, gradalls, helicopter operator hoisting building materials, helicopter winch operator hoisting builders materials, hoes (all ypes), hoisting engines (two or more drums), lift slab or panel jack operators, locomotives (all types), maintenance engineer (mechanic or welder), mixer paving (multiple drum), mobile concrete pumps with boom, panelboard (all types on site), pile driver, power shovels, side booms, slip form pavers, straddle carriers (building construction on site), tower derricks, trench machines (over 24" wide)	$8.71	.38	.65		.09	
Asphalt paver, bulldozer, CMI type equipment, endloaders, kohlman type loaders (dirt loading), mucking machines, power grader, power scoops, power scrapers, push cats	8.56	.38	.65		.09	
Air compressor (presurizing shafts or tunnels), all asphalt rollers, fork lifts, hoist (one drum), house elevators, man lift, power boilers (over 15 lbs., pressure), pump operator installing or operating well points or other type of dewatering system, pumps (4" & over discharge), submersible pumps (4" & over discharge), trenchers (24" and under)	8.41	.38	.65		.09	

Ohio - 6 - PEO 2 of 2

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHE
POWER EQUIPMENT OPERATORS:						
Compressors on building construction, conveyors (building material), gunite machines, mixers (capacity more than one bag), mixers (one bag capacity side loader), post driver, post driver, post hole digger, pavement breaker (hydraulic or cable), road widening trencher, rollers welder operator	7.75	.38	.65		.09	
Backfillers & tampers, batch plant, bar & joint installing machine, bull floats, burlap & curing machines, clefplanes, concrete spreading machines, crushers, drum fireman (asphalt), farm type tractor (pulling attachments), finishing machines form trenchers, high pressure pumps (over ½" discharge), hydro seeders, self propelled power spreaders, self propelled sub-grader, tire repairman, tractors pulling sheep foot roller or grader, vibratory compactors (with integral power)	7.44	.38	.65		.09	
Oiler, helper, signalman, light plant operator, power driven heaters (oil fired), power boilers (less than 15 lbs. pressure), pumps (under 4" discharge), submersible pumps (under 4" discharge)	6.82	.38	.65		.09	

OHIO 6- LAB K

HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Othe
LABORERS:						
GROUP 1						
Laborers (construction), plant laborers or yardmen, righ-of-way laborer, landscape laborer, utility man or handyman, joint setter, flagman, carpenter helper, waterproofing laborer, slurry seal, seal coating, surface treatment or road mix laborer, riprap laborer and grouter, asphalt laborer, dump man (batch trucks), guardrail and fence installers, mesh handlers and placers, concrete curing applicator, scaffold erector	$5.98	.50	.24		.02	
GROUP 2						
Asphalt raker, concrete puddler, kettle man (pipeline), all machine driven tools (gas, electric, air), mason tender, mortar mixer, sheeting and shoring man, surface grinder man, power buggy or power wheelbarrow	6.105	.50	.24		.02	
GROUP 3						
Form setter, bottom man, welder helper (pipeline), concrete saw man, cutting with burning torch, pipe layer, hand spiker (railroad), car pusher (without air), underground man (working in sewer and waterline, cleaning, repairing and reconditioning), tunnel laborer (without air) and caisson, cofferdam (below 25 feet deep), air track and wagon drill	6.18	.50	.24		.02	
GROUP 4						
Blaster and powder man, muckers, wrencher (mechanical joints and utility pipeline), yarner, top lander	6.33	.50	.24		.02	
GROUP 5						
Curb setter and cutter, miner (without air), concrete crew in tunnels utility pipeline tapper, gunnite nozzle man, waterline caulker	6.63	.50	.24		.02	

HEAVY AND HIGHWAY CONSTRUCTION

POWER EQUIPMENT OPERATORS:	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
CLASS I						
Air compressor on steel erection, boiler operator on compressor or generator when mounted on a rig, cableways, combination concrete mixer and tower, concrete plans (over 4 yd. capacity), concrete pumps, cranes (all types, including A frames, boom trucks, cherry pickers), derricks, draglines, dredge (dipper, clam or suction), elevating grader or euclid loader, floating equipment (all types), helicopter crew (operator-hoist or winch), hoes (all types), hoisting engines, hoisting engines on shaft or tunnel work, industrial-type tractor, jet engine dryer (D8 or D9) diesel tractor, locomotives (standard gauge), maintenance operator Class A, mixer, paving (single or double drum), mucking machines, multiple scraper, piledriving machines (all types), power shovels, Quad 9 (double pusher), refrigerating machine (freezer operation), rotary drill on caisson work, slip-form paver, survey crew party chief, tower derricks, tree shredder, trench machines (over 24" wide), truck mounted concrete pumps, tug boat, tunnel machine, wheel excavator	$7.41	.38	.65		.09	
CLASS II						
Asphalt paver, automatic subgrade machine, self-propelled (CMI type), bulldozers, endloader, kolman loader (production type - dirt), lead grease man, maintenance operator Class B, power grader, power scoops and scrapers, push cat, trench machines (24" wide and under	7.34	.38	.65		.09	
CLASS III						
Air compressors on tunnel work (low pressure), asphalt plant engineer, locomotive (narrow gauge), mixers, concrete (more than one bag capacity), mixers, one bag capacity (side loader), power boilers over 15 lb. pressure, pump operator installing and operating well points, pumps (4" and over discharge), rollers - asphalt, utility operator (small equipment), welding machines and generators	6.73	.38	.65		.09	

POWER EQUIPMENT OPERATORS: (CONTD)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
CLASS IV						
Back fillers, bar, joint and mesh installing machines, batch plant, bull floats, burlap and curing machines, compressors (portable, sewer, heavy and highway), concrete plant (capacity 4 yd. and under), concrete saw (multiple), conveyors (highway), crushers, deckhand, drill highway (with integral power), farm-type tractors with attachments (highway), finishing machines, fireman, floating equipment (all types), fork lift (highway), form trenchers, hydro seeders, plant mixers, post mixers, post hole digger (power auger), power brush burner, power form handling equipment, road widening trencher, rollers (brick, grade, macamdam), self-propelled power spreaders, self-propelled power subgraders, steam fireman, survey instrument man, tractor(pulling sheepfoot roller or grader), vibratory compactors (with integral power)	6.46	.38	.65		.09	
CLASS V						
Drum fireman (asphalt plant), helper, inboard-outboard motor boat-launch, oil heaters (asphalt plant), oilers, power driven heaters, pumps (under 4" discharge), signalmen, survey rodmen or chainmen, tire repairmen	5.78	.38	.65		.09	

AQ-3022 P. 9

OHIO - 6- TO K

1 of 1

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APR. T.	OTH.
TRUCK DRIVERS						
4-wheel service trucks, 4-wheel dump trucks	$5.41	a $6.00				
Batch trucks, oil distributors, asphalt distributors	5.41	a $6.00				
Tandem trucks	5.46	a $6.00				
Tractor-trailer combinations: Semitractor trucks, pole trailers, readymix trucks, fuel trucks	5.51	a $6.00				
Asphalt-oil spray-bar man, when operated from cab	5.71	a $6.00				
Euclid wagons, Euclid end-dumps, low-boys, heavy duty equipment over 12 cu. yds., capacity (irrespective of load carried) when used exclusively for transportation, truck mechanics	5.88	a $6.00				
All trucks five axle and over	5.61	a $6.00				

FOOTNOTES:

a. Per week per employee.

STATE: Tennessee COUNTY: Knox
DECISION NUMBER: AQ-4014 DATE: Date of Publication
Supersedes Decision No. AP-192 dated May 25, 1973, in 38 FR 14073
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

47-Tenn. 1-8 1 of 2

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Asbestos workers	$7.55	.25	.20		.03	
Boilermakers	6.85	.30	.50		.01	
Bricklayers and Stonemasons	7.63				.02	
Carpenters	6.33		.20		.02	
Cement masons	5.70				.02	
Electricians & Line Const.:						
Electricians and Linemen	7.35	.25	1%		.5%	
Cable splicers	7.75	.25	1%		.5%	
Elevator constructors	5.88	.17	.185	2%+a&b	.005	
Elevator constructors' helpers	70%JR	.17	.185	2%+a&b	.005	
Elevator constructors' helpers (prob.)	50%JR					
Glaziers	5.75		.25		.005	
Ironworkers:						
Structural & ornamental	6.685	.125	.10		.02	
Reinforcing	6.565	.125	.10		.02	
Fence erector	6.685	.125	.10		.02	
Lathers	6.20		.20		.01	
Leadburners	7.80	.30		c	.01	
Marble masons	7.63				.02	
Millwrights	6.79		.20		.02	
Painters:						
Commercial	6.00		.20		.02	
Industrial	6.35		.20		.02	
Piledrivermen	6.58		.20		.02	
Plasterers	6.85					
Plumbers and Steamfitters	6.83	.35	.45	.30+e	.05	
Roofers, composition	5.55		.15			
Roofers, slate & tile	5.60		.15			
Roofers' helpers	4.17		.15			
Sheet metal workers	7.90	.30	.30		.02	
Soft floor layers	6.33		.20		.02	
Sprinkler fitters	8.05	.30	.40		.05	
Terrazzo workers and tile setters	7.63				.02	
Truck drivers:						
3 tons, & inc.,4 yds., dump truck	4.28		d		.01	
3 to 5 tons, & inc. 6 yds., dump truck	4.48		d		.01	
5 tons, & over inc. dump truck over 6 yds., ready mix conc. truck, tank trucks, floats & lowboys, winch truck & semi-trailer	4.63		d		.01	
Welders-receive rate for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Holidays: A through F plus Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.

d. $6.00 per week for each employee.

e. $.05 holiday pay.

TENN - 1-IAB-1-F

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.
LABORERS:					
Group A Common Laborer	$4.22	.10	.10		.01
Group B Mortar mixer, plasterer tender	4.37	.10	.10		.01
Group C Hod carriers, power buggies, yarner, potman, grademan, snake man, form setter & strippers, pipelayers, Asphalt raker, jackhammer op., air tool op., vibrator op., chain saw op., chain saw filer, barco tamp op.	4.37	.10	.10		.01
Group D Acetlyene burner	4.40	.10	.10		.01
Group E Wagon drill operator	4.52	.10	.10		.01
Group F Caisson hole man	5.02	.10	.10		.01
Group G Powderman	4.72	.10	.10		.01
Tunnel Construction:					
Group H Outside laborer	4.22	.10	.10		.01
Group I Tunnel laborer	4.62	.10	.10		.01
Group J Chuck tender	4.77	.10	.10		.01
Group K Concrete gun op., nozzleman	4.92	.10	.10		.01
Group L Tunnel miner	5.02	.10	.10		.01

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.
GROUP A Backhoes, cable ways, ross carrier, clamshells, cranes derricks, draglines, tournapulls, pans, scrapers, scoops, etc., head tower machines, locomotives (over 20 tons), shovels, mechanics & welders, winch trucks with A-frame, skimmer scoops, locomotives cranes, over-head cranes, pile drivers, skid rigs, side boom tractors, euclid loaders, hoist (any size handling steel or stone), derrick boats, dredge boats, engines used in connection with hoist material with an attached device on tower or engine, mucking machines, hi-lifts or end loaders, finish graders, cherry-pickers, tower cranes, skylift & gradall, dozers, earth augers and pole machine operators, core drill & foundation drills.	$6.13	.20	.20		.02
GROUP B Tractors, farm type tractors with attachments, central compressor plants, elevators, used for hoisting building material, central mixing plants, hoist, pump crete machines, concrete pumps, trenching machines, backfillers (other than cranes), crushing plant operators, elevating graders, paving machines (black top), fork-lift, paving machines, (concrete), boat operator or engineer (30 tons or over) tractomobile, maintainers, blacktop roller, switchman, locomotive under 20 tons.	5.69	.20	.20		.02
GROUP C Asphalt plant operators, barber green type loaders, engine tender other than steam, mixers, over 2 bags not to include central plants, pumps, 2 not more than 5, scarifiers, spreader box (bituminous), asphalt mixers, portable compressors, 2 not more than 3, rollers, sub-grader machine, tractors, farm type without attachments,					

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
GROUP C (CONT'D)						
cable head tower engineman, dredge booster pump operators, boat operator or engine, under 30 tons, finishing machine, fireman & oiler (combination), motor crane oiler & driver, welding machine (2 not more than 3), heaters, stationary or portable (to 5), compressors (portable 2 not more than 3), greaser or fuel trucks	4.77	.20	.20		.02	
GROUP D						
Air compressor (1 portable), fireman, portable crushers, welding machine (1), conveyors, pumps (1), oiler, heater (1).	4.38	.20	.20		.02	

SUPERSEDEAS DECISION

STATE: Tennessee COUNTY: Hamilton
DECISION NO.: AQ-4015 DATE: Date of Publication
Supersedes Decision No. AP-191 dated May 25, 1973 , in 38 FR 14070
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy Construction.

33-Tenn.-1-2-M 1 of 2

BUILDING AND HEAVY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Asbestos workers	$7.55	.25	.20		.03	
Boilermakers	6.85	.40	.60		.01	
Bricklayers:						
Bricklayers, stonemasons, concrete block layers, tile setters, terrazzo workers & marble setters	5.35	d				
Carpenters:						
Carpenters & soft floor layers	6.63	.30	.20		.03	
Millwrights	7.08	.30	.20		.03	
Piledrivermen	6.755	.30	.20		.03	
Cement masons	5.85					
Power machine operator	6.05					
Swinging scaffold & boe'n chair	6.05					
Electricians and Linemen	7.65	.35	1%		1% of 1%	
Cable splicers	7.90	.35	1%		1% of 1%	
Elevator constructors	6.65	.195	.20	2%+a+b	.005	
Elevator constructors' helpers	4.655	.195	.20	2%+a+b	.005	
Elevator constructors' helpers (prob.)	3.325					
Glaziers	5.775		.10	e		
Ironworkers:						
Structural and Ornamental	6.85	.15	.25		.5%	
Reinforcing	6.85	.15	.25		.5%	
Lathers	6.35				.03	
Lead burners	7.80	.30		c	.01	
Painters:						
Commercial	6.15		.20			
Industrial	6.40		.20			
Sandblasting	6.65		.20			
Plasterers	6.60					
Plumbers	7.50	.25	.25		.07	
Roofers:						
Composition, damp & waterproofers	6.25		.10			
Slate and tile	6.45		.10			
Kettlemen	5.95		.10			
Sheet metal workers	7.90	.30	.30		.02	
Sprinkler fitters	8.05	.30	.40		.05	
Steamfitters	7.50	.25	.25		.07	
Truck Drivers:						
Up to 3 tons	4.58		f			
3 to 5 tons	4.73		f			
5 to 7 tons	4.88		f			
Helpers and warehousemen	4.58		f			
Special equipment	4.98		f			
Welders-receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.

c. Holidays, A through F plus Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.

d. Employer contributes .40 to health and welfare and to pension fund.

e. Employee who has worked more than 1, but less than 5 years, 2% of gross wages. Employee who has worked 5 years or more, 4% of gross wages.

f. $3.00 per week for each employee.

BUILDING AND HEAVY CONSTRUCTION LABORERS:	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Group A Concrete laborers, general laborers, carpenter tenders, window and floor cleaners, and flagman on road and street crossings, form strippers, handling of rope to clam bucket, grout men, laborers working on demolition work, handling, cleaning and pulling of nails from materials	$4.77	.10	.20			
Group B Powder man helpers, vibrator operators, tenders to all trowel trades and terrazo work, carrying re-inforced steel, operating motorized wheel barrows, doping and painting of pipe, railroad track laborers, air spade operators, snake men on pipe work	4.87	.10	.20			
Group C Sanitary and storm pipe layers or any other pipe outside of foundation, grade checker, yarner and pot man, steel form setters, mortar mixers, by hand or machine, power saw operators, jackhammer operator, pavement breaker operator, air tool operators, regular air tamp operators, wacker tamp operator, chipping hammer operator, hand operated ditching machine operator ditching machine operator, concrete grinder, floor sweeping machine operator, concrete buffer and grinder power operator, concrete pumping machine operator	4.97	.10	.20			
Group D Asphalt raker, wagon drill operator, sand blasting, track drill operator, concrete saw operator, using cutting torch or burner on demolition work, flagging of rigs	5.07	.10	.20			
Group E Barco tamp operator and specially designed tamp operator, black top or concrete curbing machine operator	5.12	.10	.20			
Group F Powder man, motorized post hole digger operator and terrazo machine grinder	5.42	.10	.20			

BUILDING AND HEAVY CONSTRUCTION LABORERS:	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Group G Pneumatic concrete gun operator and nozzleman	$5.47	.10	.20			
FREE AIR SHAFTS AND TUNNELS						
Group H Tunnel Laborer	5.17	.10	.20			
Group I Chuck Tender	5.32	.10	.20			
Group J Top Leader on Shaft Work	5.32	.10	.20			
Group K Tunnel miner, including men required to go down in pier holes drilled by machine	5.57	.10	.20			

AG-4015 P. 5

Tenn. 3-PEO-1-2-K

Page 4

BUILDING AND HEAVY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
POWER EQUIPMENT OPERATORS:						
GROUP A						
Backhoes, Cableways, ross carriers, clamshells, cranes, derricks, draglines, turnapulls, pans, scrapers, scoops, etc., head tower machines, locomotive (over 20 tons), shovels, mechanics, welders, winch trucks with A-frame, skimmer scoops, locomotive cranes, overhead cranes, pile drivers, sked rigs, side boom tractors, euclid loaders, hoist (any size handling steel or stone), derrick boat, dredge boat, engines used in connection with hoist material with an attached device on tower or engine, mucking-machines, hi-lifts or end loaders 2½ yds., or over, finish graders on bluetop, trenching machines, cherrypickers, tower cranes, skylifts, gradall	$6.15	.20	.20			
GROUP B						
Tractors, farm type tractors with attachments, central compressor plants, elevators used for hoisting building material, central mixing plants, hoist, pump crete machine, concrete pumps, blackfillers (other than cranes), crushing plant operators, elevating graders earth augers, core drill pole machine operators, paving machines (concrete), boat operator or engineer (30 tons or over), tracmobile, maintainers, dozers, highlift and end loaders under 2½ yds., blacktop rollers, switchman, locomotive under 20 tons	5.35	.20	.20			
GROUP C						
Asphalt plant ops., barber green type loaders, engine tender other than steam, mixers, over 2 bags, not to include central plants, pumps (2 not more than 3), scarifiers, spreader box (bituminous), asphalt mixers, portable compressors (2 not more than 3),						

AG-4015 P. 6

Page 5

POWER EQUIPMENT OPERATORS: (Contd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Oth
Group C (Contd)						
Rollers, Sub-Grader Machine, Tractors, Farm-type without attachments, Cable Head Tower engineman, Dredge booster pump operator, Boat Operator or Engineer, under 30 tons Finishing Machine, Fireman & Oiler (combination) Motor Crane Oiler & Driver, Welding Machine (2 not more than 3), Heaters, Stationery or Portable (to 5), Compressors (Portable 2 not more than 3 Greaser or Fuel Trucks	4.75	.20	.20			
Group D						
Air Compressor (1 Portable), Fireman, Portable Crushers, Welding Machine (1), Conveyors, pumps (1), Oiler, heater (1)	4.45	.20	.20			

STATE: Tennessee
DECISION NUMBER: AQ-4016
COUNTY: Shelby
DATE: Date of Publication in 38 FR 14075
Supersedes Decision No. AP-193 dated May 25, 1973,
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Utility Construction.

79 - Tennessee 1-F 1 of 2

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Asbestos workers	$7.875	.25	.25		. .	
Boilermakers	7.13	.40	.70		.01	
Bricklayers	7.55	25	.20		.14	
Carpenters, piledrivermen and soft floor layers	7.30	.30	.20		.04	
Cement masons	7.23	.30	.25		.10	
Cement masons machine operator	7.48	.30	.25		.10	
Electricians and Linemen	7.43	.30	40+1%		.5%	
Cable splicers	7.53	.30	.40+1%		.5%	
Elevator constructors	7.26	.345	.23	2%+a&b	.015	
Elevator constructors' helpers	5.08	.345	.23	2%+a&b	.015	
Elevator constructors' helpers (prob.)	3.63					
Glaziers	6.80	.35	.20			
Ironworkers:						
Structural and Ornamental	7.70	.30	.35		.125	
Reinforcing	7.70	.30	.35		.125	
Lathers	6.80	.20			.01	
Leadburners	7.80	.30		c	.01	
Marble setters	6.60	.25				
Millwrights	7.29	.30			.06	
Painters:						
Brush	6.65		.30		.05	
Steel, spray and sandblasting	6.90		.30		.05	
Plasterers	7.25				.01	
Plumbers	7.48	.25	.15		.04	
Roofers:						
Composition	6.80		.20			
Slate, tile, asbestos and precast tile	7.05		.20			
Sheet metal workers	7.20	.40	.15	.30	.02	
Sprinkler fitters	8.05	.30	.40		.05	
Steamfitters, air conditioning mechanics and pipefitters	7.63	.30	.30			
Stonemasons	7.55	.25	.20		.07	
Terrazzo workers	6.60	.25				
Tile setters	6.60	.25				
Truck drivers:						
Up to 5 tons	3.695		d			
5 tons & over including special equipment	4.095		d			
Welders - riggers and riveters receive rate prescribed for craft performing operation to which welding is incidental.						

79 - Tennessee

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

c. Holidays, A through F plus Washington's Birthday, Good Friday & Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Employer contribution $2.00 per week.

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
LABORERS:						
GROUP A						
General and common laborers, concrete laborers, track laborer-walkers, cement finisher helpers, plumber helpers, carpenter tenders, asphalt rakers-tampers, form strippers, roofing helpers	$4.35	.15				
GROUP B						
Well driller helpers, storm and sanitary pipe layers, mat weavers, motor buggie operators	4.45	.15				
GROUP C						
Chain saw operators, jackhammer, vibrator and electric hammers and all air tool and pneumatic tools	4.50	.15				
GROUP D						
Deep hole man	4.70	.15				
GROUP E						
Powdermen, toolroom attendant, torchman on demolition and salvage, sand hog (free air)	4.90	.15				
GROUP F						
Hod carriers, mason tenders and plasterer tenders	5.15	.15	.10			
GROUP G						
Mortar mixers	5.25	.15	.10			

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
POWER EQUIPMENT OPERATORS:						
GROUP A						
Shovels, backhoes, draglines, cranes, derricks, gantrys, gradall, winch with boom, motor patrol, trenching machine (18" and over), pile driver, tug boat operator, mechanics (heavy), central mixing plant, locomotive engineer, straddle carriers, core drills (over 3"), tower cranes, hydro cranes, Austin Western (and similar type Cranes), drilling of piling 3, drum hoist, side boom, dredge operator (engineer), Hopto, pump crete, macking machines, cableway, central compressor plant, derrick boat, concrete pump, welders (men from the craft), helicopter operator, well point systems, sweeper.	$6.775	.25	.25			
GROUP A-1						
Bulldozers, pans, scrapers, truxcevators, fork lift, front end loader.	6.775	.25	.25			
GROUP B						
Trenching machines (18" and smaller), tandem rollers, pavers, mobile mixers (rubber tired, mobile, mixed on job), back filler, blade graders, dinkey operator over 10 tons, elevating graders, winches (operated from trucks or tractors, without booms and powered by other than the truck), Distributors, bituminous surfaces, 1 and 2 drum hoist, grout pumps, motor boat, switchman, brakeman, earth compactors (Motorized-Buffalo-Springfield type).	6.35	.25	.25			
GROUP C						
Locomotive fireman (on boilers 100 H.P. and over), operator, air compressor (stationary), earth drills, scale operators, tractors (40 H.P. and less), motor crane driver & oiler, pumps (larger than 4"), dinkey operators (10 tons and less), oilers on gantrys, greasers.	5.65	.25	.25			

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Others
POWER EQUIPMENT OPERATORS:						
GROUP D						
Air compressor operators, mechanic helper, locomotive fireman, welding machine operators, deck hand, elevator operators.	5.25	.25	.25			

HEAVY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
Bricklayers	$5.20					
Carpenters	4.35					
Cement masons	4.29					
Ironworkers, reinforcing	4.18					
Ironworkers, structural	4.64					
Painter or sand blaster	4.03					
Laborers:						
Laborers, unskilled	2.60					
Air tool operator	2.88					
Mortar mixer, chain saw, pipelayer, conc. rubber	2.84					
Concrete saw op., guard rail erector, sign erector	2.96					
Firemen	2.90					
Asphalt raker	3.07					
Concrete edger	3.01					
Powderman	3.45					
Form setter, steel road	3.09					
Nozzleman or gunman (gunite)	4.29					
Flagman	2.60					
OPERATING ENGINEERS:						
Dragline op., shovel op., crane op., end loader 5 yds. & over, pile driver op., motor patrol finish, mechanic (class I),	4.35					
Backhoe operator, concrete paver op.	4.27					
End loader under 5 yds., mechanic, class II, motor patrol (rough), central mixing (asphalt or concrete), concrete finishing machine, soil cement machine, asphalt paver	3.83					
Bulldozer or push dozer op., scraper op., trenching machine, tractor (boom and hoist),	3.91					
Roller (high type),	3.79					
Spreader (self-propelled)	3.65					
Distributer (bituminous)	3.54					
Roller, other than finish, dozer or loader - stock pile only	3.40					
Tractor, crawler, utility	3.54					
Concrete mixer, less than 1 yd., earth drill	3.17					
Mulcher or seeder, scale op., motor crane driver & oiler	3.12					
Tractor, farm	2.89					
Curb machine	2.94					
Ditch paver, mechanic helpers	2.88					
Pump operator, welder helper	2.82					
Track drill operator	3.01					
Oiler	2.94					
TRUCK DRIVERS:						
2 axles	2.91					
3 axles	2.96					
4 axles	3.15					
5 axles or more or heavy off the road trucks or haulers	3.40					
Welders - Rate for Craft.						

AQ-1016 P. 7

WATER, SEWER AND UTILITIES

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Bricklayers	$3.50					
Carpenters	3.50					
Cement masons	3.00					
Laborers	2.07					
Truck drivers:						
Up to 3 tons	2.32					
Over 3 tons	2.50					
Power Equipment Operators:						
Air compressors	2.37					
Backhoe	3.50					
Blade grader	3.50					
Bulldozer	3.45					
Cranes, derricks & draglines	3.85					
Front end loader	3.50					
Mechanics	3.42					
Motor grader	3.50					
Scrapers	3.34					
Shovels	3.50					
Tractors	2.37					
Trenching machines	3.30					

SUPERSEDEAS DECISION

STATE: Texas
DECISION NO.: AQ-34
COUNTY: Bexar
DATE: Date of Publication
Supersedes Decision No. AP-721, dated April 27, 1973, in 38 FR 10585.
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

16-Texas-1-1 (1-2)

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
ASBESTOS WORKERS	$ 7.68	.30	.30		.08	
BOILERMAKERS	6.80	.30	.50		.02	
BRICKLAYERS	7.27	.30	.30		.05	
CARPENTERS	6.62	.33	.30		.02	
CEMENT MASONS:						
Cement masons	7.02	.25				
Machine operators	7.27	.25				
ELECTRICIANS:						
Electricians	7.58	.25	1%		1/2%	
Cable splicers	7.79	.25	1%		1/2%	
ELEVATOR CONSTRUCTORS	6.06	.175	.20	2% +a +b		
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.175	.20	2% +a +b		
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR					
GLAZIERS	5.60		.20			
IRONWORKERS:						
Structural; Ornamental; Reinforcing	6.65	.40	.50		.07	
LABORERS:						
Common laborers	4.07	.25	.20		.02	
Air tool operator (jackhammer, vibrator)	4.16	.25	.20		.02	
Bell hole man	4.18	.25	.20		.02	
Mason tenders	4.18	.25	.20		.02	
Mortar mixers	4.44	.25	.20		.02	
Plasterers' tenders	4.44	.25	.20		.02	
Pipelayers, concrete & clay (non-metallic)	4.07	.25	.20		.02	
LATHERS	7.21	.20			.01	
MARBLE MASONS	5.99	.25	.20			
MARBLE MASONS' HELPERS	4.02					
MILLWRIGHTS	6.92	.33	.30		.02	
PAINTERS:						
Brush	5.60		.20			
Spray	5.85		.20			
Structural steel	5.85		.20			
Spray on structural steel; sandblaster	6.10		.20			
PLASTERERS	6.98				.01	
PLUMBERS-PIPEFITTERS	7.51	.25	.40		.10	
ROOFERS:						
Roofers	4.80					
Kettlemen	4.21					
Waterproofer	4.48					
Deckman	4.80					

16-Texas-1-1 (2-2)

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
SHEET METAL WORKERS	7.35	.30	.30		.05	
SOFT FLOOR LAYERS	5.62		.10		.03	
SPRINKLER FITTERS	8.35	.30	.50		.05	
STONEMASONS	7.27	.30	.30		.05	
TERRAZZO WORKERS	5.99	.25	.20			
TERRAZZO WORKERS' HELPERS:						
Terrazzo helpers	4.02					
Floor machine operators	4.22					
Base machine operators	4.37					
TILE SETTERS	5.99	.25	.20			
TILE SETTERS' HELPERS	4.02					
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.						

FOOTNOTES:

a - 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 yrs. - 4% of basic hourly rate.

b - Paid Holidays - A through F.

PAID HOLIDAYS:

A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

LINE CONSTRUCTION:						
Lineman	$7.305	.28	1%		1/2%	
Groundmen	4.94	.28	1%		1/2%	
Groundmen, 1st 6 mos.	3.65	.28	1%		1/2%	

BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.	Other
ALL FOUNDATION DRILLING RIGS; All rollers (5 tons or over); Backfiller; Backhoe; Blade graders (self-propelled); Bull clam; Bulldozers; Cableway; Clam shell operator; Crane (power operated, all types); Derricks (power operated, all types); Draglines; DW-10 caterpillar and similar tractors; Elevating graders (self-propelled); Euclid; Fork lift used on construction; Gasoline or diesel-driven welding machines (7 to 12); Gradall; Heavy duty mechanic; High lifts; Hoist (two drums or more); Locomotives; Mixer (14 cu. ft. or over); Mixmobile; Paving mixers (all sizes); Piledrivers; Pumpcrete machine operator; Rock crusher operator on job; Scoopmobile; Scrapers; Shovel (power operated); Turnapulls; Trenching machines (all sizes); Winch truck; All other equipment of similar nature, coming within the heavy equipment class, when power operated	6.92	.30	.30			
AIR COMPRESSOR (any time there are three or more attachments operating on a 125 cu. ft. air compressor or less, a light equipment operator shall be employed. Any compressor over 125 cu. ft. shall have a light equipment operator); Blade graders (towed); Building elevator used on construction; Flex planes; Form graders, Hoist (single drum); Mixer (less than 14 cu. ft.); Pneumatic roller; Pulsometers; Pump (2-1/2 or larger shall require a light equipment operator); Three to six welding machines or any three pieces or equipment of equal or similar nature, coming within the light equipment class when power operated; Roller (under 5 tons); Truck crane drivers	6.21	.30	.30			
FIREMAN	5.24	.30	.30			
OILER	5.05	.30	.30			

INCIDENTAL PAVING & UTILITIES	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	App. Tr.	Other
Air Tool Man	$ 2.40					
Asphalt Heaterman	2.75					
Asphalt Raker	2.75					
Batching Plant Scaleman	3.35					
Batterboard Setter	2.65					
Carpenter	3.35					
Carpenter Helper	2.35					
Concrete Finisher (Paving)	3.40					
Concrete Finisher Helper (Paving)	2.50					
Concrete Finisher (Structures)	3.00					
Concrete Finisher Helper (Structures)	2.60					
Concrete Rubber	2.65					
Electrician	5.10					
Fireman	2.85					
Form Builder (Structures)	3.50					
Form Builder Helper (Structures)	2.50					
Form Setter (Paving and Curb)	3.20					
Form Setter (Structures)	3.00					
Form Setter Helper (Structures)	2.50					
Laborer, Common	2.00					
Laborer, Utility Man	2.15					
Mechanic	3.15					
Mechanic Helper	2.75					
Oiler	2.40					
Serviceman	2.75					
Pipelayer	2.60					
Pipelayer Helper	2.15					
Powderman	2.85					
Powderman Helper	2.00					
Reinforcing Steel Setter (Paving)	2.75					
Reinforcing Steel Setter (Structures)	3.00					
Reinforcing Steel Setter Helper	2.25					
Spreader Box Man	2.55					
Swamper	2.50					

INCIDENTAL PAVING & UTILITIES	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Power Equipment Operators:						
Asphalt Distributor	$ 2.85					
Asphalt Paving Machine	2.75					
Bulldozer, 150 HP and Less	3.00					
Bulldozer, over 150 HP	3.25					
Crane, Clamshell, Backhoe, Derrick, Dragline, Shovel (less than 1-1/2 CY)	3.25					
Crane, Clamshell, Backhoe, Derrick, Dragline, Shovel (1-1/2 CY and over)	3.50					
Crusher or Screening Plant Operator	3.00					
Elevating Grader	3.00					
Foundation Drill Operator (Crawler Mounted)	3.85					
Foundation Drill Operator (Truck Mounted)	4.80					
Foundation Drill Operator Helper	3.60					
Front End Loader (2-1/2 CY and less)	2.75					
Front End Loader (over 2-1/2 CY)	3.25					
Motor Grader Operator, Fine Grade	3.75					
Motor Grader Operator	3.25					
Roller, Steel Wheel (Plant-Mix Pavements)	2.25					
Roller, Steel Wheel (Other-Flat Wheel or Tamping)	2.25					
Roller, Pneumatic (Self-Propelled)	2.25					
Scrapers (17 CY and less)	3.00					
Scrapers (over 17 CY)	3.15					
Tractor (Crawler Type) 150 HP and less	2.30					
Tractor (Crawler Type) over 150 HP	2.50					
Tractor (Pneumatic) 80 HP and less	2.00					
Tractor (Pneumatic) over 80 HP	2.50					
Traveling Mixer	2.50					
Trenching Machine	3.00					
Wagon Drill, Boring Machine or Post Hole Driller Operator	2.75					
Truck Drivers:						
Single Axle, Light	2.00					
Single Axle, Heavy	2.00					
Tandem Axle or Semitrailer	2.25					
Lowboy-Float	2.90					
Winch	2.75					
Welder	4.00					
Welder Helper	2.85					

SUPERSEDEAS DECISION

STATE: Virginia
DECISION NO. AQ-2020
Supersedes Decision No. AM-1868, dated August 20, 1971 in 36 FR 16336.
Description of Work: Highway Construction
Date: Date of Publication

COUNTY: Bland Buchanan, Dickenson, Grayson, Lee, Russell, Scott, Smyth, Tazewell, Washington, Wise and Wythe. The Cities of Bristol and Norton

1-VA-3-B 1 of 1

Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTH
Carpenter, structure	$3.57					
Carpenter, structure helper	2.50					
Concrete finisher	3.63					
Guardrail erector	2.50					
Ironworkers:						
Reinforcing	2.50					
Reinforcing helper	2.35					
Laborers:						
Asphalt raker	2.53					
Landscape worker	2.30					
Pipelayer	2.76					
Unskilled	2.00					
Mason structure	3.50					
Painter, bridge	5.25					
Powderman blaster	3.00					
Powderman helper	2.50					
Truck Drivers:						
Heavy duty 7 cu. yd. & under	2.00					
Heavy duty over 7 cu. yd	2.75					
Multi-rear axle	2.50					
Single-rear axle	2.27					
Power Equipment Operators:						
Asphalt distributor	2.96					
Asphalt paver	2.80					
Backhoe	3.50					
Bulldozer	3.50					
Cranes, derricks & draglines:						
Over 1 yd.	3.75					
1 yd. & under	3.50					
Drill	2.91					
Loaders	3.50					
Motor graders	3.50					
Oiler greaser	2.75					
Pile driver operator	2.98					
Power tool operator	2.00					
Roller	2.83					
Scraper-pan	3.50					
Shovels	3.67					
Stone spreader	2.75					
Welders - Rate for craft						

SUPERSEDEAS DECISION

STATE: Virginia
DECISION NO. AQ-2021
Supersedes Decision No. AM-1869, dated August 20, 1971, in 36 FR 16337.
Description of Work: Highway Construction
Date: Date of Publication

COUNTY: Bedford, Botetourt, Carroll, Craig, Floyd, Franklin, Giles Henry, Montgomery, Patrick, Pulaski and Roanoke.
The Cities of: Bedford Galax, Martinsville, Radford, Roanoke and Salem.

2-VA-3-B 1 of 1

Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTH
Carpenter, structure	$3.50					
Carpenter, structure helper	2.85					
Concrete finisher	3.50					
Electricians	4.00					
Guard rail erector	2.38					
Ironworkers:						
Structural	3.65					
Reinforcing	3.50					
Laborers, unskilled	2.25					
Landscape worker	3.00					
Powderman blaster	3.30					
Truck Drivers:						
Heavy duty 7 cu. yd. & under	2.53					
Heavy duty over 7 cu. yd.	2.71					
Multi-rear axle	2.76					
Single-rear axle	2.50					
Power Equipment Operators:						
Asphalt distributor	2.65					
Asphalt paver	2.75					
Bulldozer	3.39					
Bulldozer, utility	3.15					
Cranes, derricks & draglines:						
Over 1 yd.	3.75					
1 yd. & under	3.53					
Drill	3.00					
Loaders:						
Over 2 yds.	3.50					
2 yds. & under	3.10					
Mechanic	3.75					
Motor grader, fine grade	3.75					
Motor grader, rough grade	3.28					
Oiler greaser	3.40					
Power tool operator	2.52					
Roller	2.61					
Roller, finish	3.40					
Scraper-pan	3.50					
Shovels	3.87					
Stone spreader	2.39					
Welders - Rate for crafts.						

SUPERSEDEAS DECISION

STATE: Wyoming

COUNTIES: Converse, Goshen, Laramie, Natrona, Niobrara and Platte

DECISION NUMBER: AQ-1043

DATE: Date of Publication

Supersedes Decision No. AQ-1009 dated August 10, 1973, in 38 FR 21725

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
ASBESTOS WORKERS	$8.00	.25	.70			
BOILERMAKERS	8.25	.30	1.00		.02	
BRICKLAYERS; Stonemasons:						
Goshen, Laramie and Platte Counties	7.75					
Converse, Natrona and Niobrara Counties	7.12					
CARPENTERS:						
Carpenters	6.90	.35	.30		.10	
Piledrivermen	7.15	.35	.30		.10	
CEMENT MASONS:						
Cement masons	6.15					
Working with composition material; Scaffold, swinging stage or temporary platform over 8' high; Operator of power machines	6.40					
Working on scaffold, swing stage or temporary platform over 20' high	6.65					
ELECTRICIANS:						
Goshen, Laramie and Platte Counties						
Electricians	7.78	.32	1%		1%	
Cable splicers	8.03	.32	1%		1%	
Converse, Natrona and Niobrara Counties						
Electricians	7.55	.32	1%		1%	
ELEVATOR CONSTRUCTORS	7.76	.345	.23	2%a		
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.345	.23	2%a		
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR					
IRONWORKERS:						
Structural; Ornamental; Reinforcing	7.10	.40	.65		.10	
Converse, Natrona and Niobrara Counties:						
MARBLE, TILE & TERRAZZO WORKERS	7.12					
MILLWRIGHTS	7.24	.45	.40	.40	.04	
PAINTERS:						
Converse, Natrona and Niobrara Counties						
Brush and drywall tapers	5.91		.15			
Steel	6.41		.15			
Spray	6.66		.15			
Sandblasters	7.26		.15			
PLUMBERS; Steamfitters:						
Goshen, Laramie and Platte Counties						
Zone 1 (10 miles radius from Cheyenne P. O.)	$6.47	.45	.25	.70	.09	
Zone 2 (10 miles radius beyond Zone 1)	7.07	.45	.25	.70	.09	
Zone 3 (15 miles radius beyond Zone 2)	7.67	.45	.25	.70	.09	
Zone 4 (Jurisdiction beyond Zone 3)	8.52	.45	.25	.70	.09	
Zone 5 (Footnote "b")						
General Contracts $700,000.00 or less	6.47	.45	.25	.70	.09	
General Contracts over $700,000.00	6.97	.45	.25	.70	.09	
PLUMBERS; Steamfitters:						
Converse, Natrona, and Niobrara Counties						
Zone 1 (10 miles radius from P.O. in Casper)	7.36	.20	.25	.55	.09	
Zone 2 (10 miles radius from Zone 1)	7.66	.20	.25	.55	.09	
Zone 3 (15 miles radius from Zone 2)	7.96	.20	.25	.55	.09	
Zone 4 (Jurisdiction beyond Zone 3)	8.66	.20	.25	.55	.09	
ROOFERS	7.31					
SHEET METAL WORKERS:						
Converse, Natrona and Niobrara Counties	7.21	.27	.50		.02	
SHEET METAL WORKERS:						
Goshen, Laramie and Platte Counties	7.48	.27				
SPRINKLER FITTERS	7.95	.30	.50		.05	

WELDER; Rigger: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.

FOOTNOTES:

a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. 6 Paid Holidays: A through F.

b. Use only in the cities of Laramie, Torrington, Wheatland, Evanston, Green River and Rock Springs within a 5-mile radius from the Post Office of each of the above cities.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

AG-1043 P. 3

1-WYO-2-3-a (1-1)

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Carpenters	$4.61					
Cement Masons	3.89					
Ironworkers, structural	5.12					
Ironworkers, reinforcing	3.72					
Painters, brush & spray	5.00					
LINE CONSTRUCTION						
All work over 34.5 KV, all work on steel towers and/or multiple wood structures, all cross country underground communications work, and all motor traffic controlling, street and highway lighting:						
Cable Splicer	$7.55	.25	1%	3%	3/4%	
Linemen	6.86	.25	1%	3%	3/4%	
Equipment Operator	6.28	.25	1%	3%	3/4%	
Groundman	5.18	.25	1%	3%	3/4%	
All work 34.5 KV and under						
Lineman	6.63	.25	1%	3%	3/4%	
Line Equipment Operator	5.76	.25	1%	3%	3/4%	
Groundman	5.12	.25	1%	3%	3/4%	

AG-1043 P. 4

1-WYO-LAB-1- (1-2)

BUILDING CONSTRUCTION

LABORERS

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
GROUP I						
Axeman and hand faller; Concrete worker (wet or dry) (curing and drying); Car and truck loader; Dumpman; Erector and installer (includes the installation and erection of all fences, right-of-way, median fence, snow fence, etc., guard rails, section rails, reference posts, guide posts, signs and right-of-way markers); Form stripper; Form setter helper (paving); General Laborer; Gunite helper; Landscaper helper; Material handler (lumber, rods, cement, concrete); Nozzleman (air and water); Pipe setter helpers, non-metallic; Pipe setters helpers, corrugated; All work pertaining to pre-watering, pre-irrigation, and pre-wetting; Rodman; Raprap man; Sand-blaster pot tender; Signalman, grade, concrete, etc.; Sisserman or hopper man; Stake jumper for equipment; Tar and asphalt pot tender; Wrecking and demolition crews; Unloading and packing of steel rods and mesh (reinforcing); Heater tender and pilot car operator	$4.55	.28	.10			
GROUP II						
Asphalt raker and tamper; Bin wall installer; Bituminous curb builder; Carpenter tender; Cement mason tender; Chuck tender; Form setter (paving); Hand operator vibrator roller; Landscaper; Mechanical form cleaner; Mortar man on stone riprap; Operator of pneumatic, electric, gas tamper and similar mechanical tools; Powderman helper; Pipe setter, corrugated; culvert pipe, multi-plate, sectional plate and similar type; Pipe wrapper; Power-type concrete buggy (push); Power saw operator (clearing); Vibrator (concrete); Creosote material handler (corrosive enamel or its equal); Burner (cutting torch)	4.77	.28	.10			

AG-1043 P. 5

1-WYO-1AB-1-c (2-2)

LABORERS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
GROUP III Concrete saw; Gunite nozzleman; High scaler (using air tools from bos'n chair, swing stage life belt, or block and tackle, shall receive $.20 per hour more than the classified rate); Jackhammer and pavement breaker; Sandblaster nozzleman; Sewer pipe installer, non-metallic; Caulker; Collarman; Jointer; Mortarman; Rigger; Jacker; Power-type concrete buggy (ride); Shoring and lagging of open ditch	$4.83	.28	.10			
GROUP IV Powderman and blaster; Wagon drill, air track, diamond and other drills for blasting powder or grouting	5.05	.28	..10			
GROUP V Hod carriers; Mason tender; Plasterers tenders; Terrazzo tenders; Tile setter tenders, and Scaffold builders.	5.05	.28	.10			
GROUP VI TUNNEL AND UNDERGROUND WORK: Miners (drills) Machine man; Timberman; Steelman; Drill doctor; Form setter and movers; Spaders; Tuggers; Spilling and/or caisson workers; Jackhammer men; Finishers; Re-bar man; Powderman	5.30	.28	.10			
GROUP VII Nipper; Chuck tender; Top man or top-lander	5.14	.28	.10			
GROUP VIII Brakeman and vibrator man	5.03	.28	.10			
GROUP IX Mucker and bull gang laborer	4.87	.28	.10			

HEAVY & HIGHWAY CONSTRUCTION

AG-1043 P. 6

1-WYO-1AB-2-3-g (1-7)

LABORERS:	Basic Hourly Rates	Fringe Benefits Payments: H & W	Pensions	Vacation	App. Tr.	Other
GROUP I Axeman and hand faller; Bin wall installer helpers; Concrete worker (wet or dry); Concrete workers (curing and drying); Dumpman; Erector and installer (incl. the installation and erection of fences, snow fence, guard rails, median rails, median posts, signs and right of way marker); Form stripper; Form setter helper (paving); General labor; Gunite helper; Heater tender; Landscaper helper; Material handler (lumber, rods, cement, concrete); Nozzleman, air and water; Pipe setters helpers (non-metallic); Pipe setters helpers (corrugated); Pre watering, pre wetting and pre irrigation (all work); Rip rap man; Sandblaster pot tender; Signal men, grade concrete, etc.; Scissor man or hopper man; Stake jumper for equipment; Tar and asphalt pot tender; Wrecking and demolition crews	$3.35					
GROUP II Asphalt raker and tamper; Bin wall installer; Bituminous curb builder; Cement mason or finisher, helper and tender; Chuck tender; Form setter (paving); Hand operated vibratory roller; Landscaper; Mortar man on stone rip rap; Operator of pneumatic, electric, gas tamper and similar mechanical tools; Pipe setter (corrugated, culvert pipe sectional, multiplate and similar type); Pipe setter, pipelayer (non-metallic); Pipewrapper; Powderman helper; Power type concrete buggy (push or ride); Power saw operator (clearing); Vibrator, concrete	3.45					

AQ-1043 P.7

1-WYO- Ak-2-3-g (2-2)

LABORERS: (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
GROUP III						
Concrete saw; Gunite nozzleman; High scaler (using air tools from bos'n chair, swing stage life belt, or block and tackle shall receive $.20 per hour more than the classified rate); Jackhammer and pavement breaker; Sandblaster nozzleman; Sewer pipe installer (non-metallic), clay, concrete, etc. (Caulker, collarman, jointer, mortarman, rigger, jacker	$3.60					
GROUP IV						
Powderman and blaster; Wagon drill, air-trac, diamond, and other drills for blasting powder or grouting	3.85					
GROUP V - TUNNEL AND UNDERGROUND WORK						
Brakeman; Swamper; Vibrator man	3.83					
Bull gang; Dumpman; Mucker; Trackman	3.67					
Miners (drillers) machine men; Timbermen; Steelmen; Drill doctor; Form setter and mover; Spader; Tuggers spilling and/or caisson workers; Powdermen; Jackhammermen; Finishers	4.10					
Nipper; Chucktender; Topman; Toplander	3.94					

AQ-1043 P. 8

HEAVY & HIGHWAY CONSTRUCTION

1-WYO-[illegible] 3-2-3 (1-3)

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP I						
AUGER MACHINE OPERATOR (Post hole, etc., Batch bin weighman, Scissorman or hopperman; Beginner operator; Brakeman and helpers; Crusher oiler, utility screed operator; Tractor operator, farm, crawler or wheel type, 60 hsp. (drawbar) or less with or without use of power attachments except for use of backhoe or bucket	$4.60	.17	.20		.01	
GROUP II						
BROOM OPERATORS, self-propelled; Cableway signalman (bellboy); Concrete saw (self-propelled); Fireman; Power loader, belt and bucket type	4.65	.17	.20		.01	
GROUP III						
AIR COMPRESSOR over 315 cu. ft. cap.; Chip spreader operator; Form grader; Joint machine operator; Longitudinal float operator; Mixer operator, concrete (under 1 yd.); Helper (welder or heavy duty); Roller operator; self-propelled (pneumatic, rubber tired, sheep foot, vibratory or combination type); Tire repairman	4.70	.17	.20		.01	
GROUP IV						
PUMP OPERATOR (except in tunnels, shafts raises)	4.73	.17	.20		.01	
GROUP V						
CONVEYOR BELT OPERATOR; Fork lift and lumber staker; Screening plant operator	4.76	.17	.20		.01	
GROUP VI						
A-FRAME TRUCK; Tractor operator, farm, crawler or wheel type, over 60 hsp. (drawbar); Without use of power attachments	4.81	.17	.20		.01	
GROUP VII						
OILER, Lead utility	4.85	.17	.20		.01	
GROUP VIII						
GUNNITE AND GROUT MACHINE OPERATOR; Mulching machine operator; Oiler distributor	4.86	.17	.20		.01	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
GROUP IX						
FRONT END LOADER (up to and incl. 1½ cu. yds.); Pavement breakers, hydro-tamper and similar type machine; Pump, well points	$4.97	.17	.20		.01	
GROUP X						
HOIST OPERATOR (one drum)	5.02	.17	.20		.01	
GROUP XI						
HAULAGE MOTORMAN AND INDUSTRIAL TYPE MOTORMAN; Motor patrol operator (all except finish); Pump operator (in tunnels, shafts, raises); Hydro type cranes (up to 15 tons)	5.04	.17	.20		.01	
GROUP XII						
AIR COMPRESSOR, two or more machines or tunnels, shafts, raises or plant operator; Asphalt plant operator; Bituminous laydown machine operator; CMI machine and similar; Concrete batch plant; Concrete finish machine operator; Concrete multiblade span saw (Hunt process or similar); Concrete spreader and paver operator; Crusher operator; Drilling machine, integrated (core, rotary, caisson, diamond); Elevating grader; Front end loader (over 1½ cu. yds.); Jumbo form operator; Mixer operator, base course pugmill type; Mixer bituminous operator (travel plant); Mixer operator, concrete (over one yd.); Motor patrol operator (finish); Mucking machine operator; (all types); Pneumatic guns; Pumpcrete operator; Roller operator (tandem steel wheel 3 axle, or 3 wheel); scraper equipment (all types); Shovels, draglines, cranes, piledrivers, all truck mounted cranes (mfg's rating) up to 3½ yds. all attachments; Hydro type cranes (15 tons and over); Shuttle car operator subgrade machine operator (power); Tractor operators (all w/use of power attachments and incl. Pushcat, dozer, tournadozer, etc.); Trenching machine operator; Wash plant operator	5.21	.17	.20		.01	

POWER EQUIPMENT OPERATORS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
GROUP XIII						
WELDER, Machine doctor	$5.25	.17	.20		.01	
GROUP XIV						
HOIST OPERATOR (two or more drums or shafts or raises); Heavy duty mechanics, machine doctor	5.31	.17	.20		.01	
GROUP XV						
CABLEWAY OPERATOR; Mixer, dual drum; cranes (Whirley, Gantry, Stiffleg, Overhead traveling)	5.37	.17	.20		.01	
GROUP XVI						
SHOVELS, Draglines, Cranes, Piledrivers, all truck mounted cranes (mfg's rating) 3½ to 7 cu. yds., all attachments; Wheel operator	5.53	.17	.20		.01	
GROUP XVII						
SHOVELS, Draglines, cranes, piledrivers, all truck mounted cranes (mfg's rating) 7 cu. yds. and over, all attachments	5.85	.17	.20		.01	

HEAVY & HIGHWAY CONSTRUCTION

AG-1043 P. 11

2 WID-TD 2-3 c (1-2)

TRUCK DRIVERS	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
GROUP I DUMP (Water level capacity box) over 40 cu. yds. to and incl. 45 cu. yds.	$4.90					
GROUP II FIELD MECHANICS	4.88					
GROUP III DUMP (Water level capacity box) 35 cu. yds. to and incl. 40 cu. yds.	4.85					
GROUP IV DUMP (Water level capacity box) 30 cu. yds. to and incl. 35 cu. yds.	4.80					
GROUP V DUMP (Water level capacity box) 25 cu. yds. to and incl. 30 cu. yds.	4.75					
GROUP VI DUMP (Water level capacity box) 20 cu. yds. to and incl. 25 cu. yds.; Heavy duty (Euclids, electric or similar type)	4.65					
GROUP VII LOWBOY AND Tandem axle float drivers; Multiple axle type; Semi; Dump (Water level capacity box) 13 cu. yds. to and incl. 20 cu. yds.	4.65					
GROUP VIII HELPERS - FIELD (Welders, Mechanics, etc.)	4.41					
GROUP IX OVER 3600 gal. (semi-truck); Transit mix or wet mix over 10 cu. yds.	4.35					
GROUP X OVER 3600 gal. (straight truck); Transit mix or wet mix, over 5 cu. yds. to 10 cu. yds.; Tandem axle	4.25					

AG-1043 P. 12

1-WID-TD 2-3 c (2-2)

TRUCK DRIVERS (cont'd)	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Other
GROUP XI OVER 2500 gals. to and incl. 3600 gals.; Dump (Water level capacity box) over 10 cu. yds. to and incl. 13 cu. yds.; Flat rack, over 5 tons; Winch trailer (cable and hoist); Utility winch; "A" Frame; Transit mix or wet mix, less than 5 cu. yds.; Single axle	$4.15					
GROUP XII DUMP (Water level capacity box) over 7 cu. yds. to and incl. 10 cu. yds.; 2500 gals. or less (semi-truck); Flat rack, 2 tons to 5 tons; Power broom; Material checkers	4.05					
GROUP XIII DUMP (Water level capacity box) 7 cu. yds. or less; Gravel spreader; Flat rack, less than 2 tons; Gang; Single axle type truck; Warehousemen; Partsmen and helpers; 2500 gals. or less (straight truck); Fuel service; Greasemen, Tiremen, Servicemen and helpers	3.95					
GROUP XIV PILOT CAR DRIVERS; Pick-up	3.85					

[FR Doc.73-21029 Filed 10-4-73;8:45 am]

INDEX TO GENERAL WAGE DETERMINATION DECISIONS AND MODIFICATIONS AS OF SEPTEMBER 7, 1973

There is set forth below an index to general wage determination decisions and modifications as published in the FEDERAL REGISTER pursuant to the Davis-Bacon and related Acts. The index lists general wage determination decisions and modifications by State and county. An updated index is published on the first Friday of each month.

The index is published for the convenience of the public and the Department of Labor will endeavor to keep it accurate and up to date. In the event the data in the index and published general decisions do not coincide, the published general decisions shall control.

Abbreviations
(B)—Building Construction.
(D)—Dredging Construction.
(F)—Flood Control Construction.
(H)—Heavy Construction.
(Hw)—Highway Construction.
(R)—Residential Construction.
Mod.—Modification.

Signed at Washington, D.C. this 28th day of September 1973.

RAY J. DOLAN,
Assistant Administrator
Wage and Hour Division.

ALABAMA

STATEWIDE
Decision #AQ-4002 (D)
38 FR 21037 - 8/3/73
AUTAUGA COUNTY
Decision #AP-119 (Hw)
37 FR 16733 - 8/18/72
Mod. #1 - 37 FR 24507 - 11/17/72
(D) - See Statewide
BALDWIN COUNTY
Decision #AM-554 (R)
36 FR 16363 - 8/20/71
Decision #AP-118 (Hw)
37 FR 18836 - 9/15/72
Mod. #1 - 37 FR 24507 - 11/17/72
(D) - See Statewide
BARBOUR COUNTY
(D) - See Statewide
(Hw) - See Autauga County
BIBB COUNTY
(D) - See Statewide
(Hw) - See Autauga County
BLOUNT COUNTY
Decision #AM-448 (R)
36 FR 16359 - 8-20-71
(D) - See Statewide
(Hw) - See Autauga County
BULLOCK COUNTY
(D)- See Statewide
(Hw)- See Autauga County
BUTLER COUNTY
(D)- See Statewide
(Hw)- See Augauga County
CALHOUN COUNTY
Decision #AP-117 (Hw)
37 FR 16732 - 8/18/72
Mod. #1 - 37 FR 24507 - 11/17/72
(D)-See Statewide
CHAMBERS COUNTY
(D)-See Statewide
(Hw)-See Autauga County
CHEROKEE COUNTY
(D)-See Statewide
(Hw)- See Autauga County
CHILTON COUNTY
(D)-See Statewide
(Hw)-See Autauga County
CHOCTAW COUNTY
(D)-See Statewide
(Hw)-See Autauga County

ALABAMA (Cont'd)

CLARKE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
CLAY COUNTY
(D) - See Statewide
(Hw) - See Autauga County
CLEBURNE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
COFFEE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
COLBERT COUNTY
Decision #AP-116 (Hw)
37 FR 18835 - 9/15/72
Mod. #1 - 37 FR 24507 - 11/17/72
(D) - See Statewide
CONECUH COUNTY
(D) - See Statewide
(Hw) - See Autauga County
(R) - See Baldwin County
COOSA COUNTY
(D) - See Statewide
(Hw) - See Autauga County
COVINGTON COUNTY
(D) - See Statewide
(Hw) - See Autauga County
CRENSHAW COUNTY
(D) - See Statewide
(Hw) - See Autauga County
CULLMAN COUNTY
(D) - See Statewide
(Hw) - See Autauga County
DALE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
DALLAS COUNTY
(D) - See Statewide
(Hw) - See Autauga County
DE KALB COUNTY
(D) - See Statewide
(Hw) - See Autauga County
ELMORE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
ESCAMBIA COUNTY
(D) - See Statewide
(Hw) - See Autauga County

ALABAMA (Cont'd)

ETOWAH COUNTY
(D) - See Statewide
(Hw) - See Calhoun County
FAYETTE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
FRANKLIN COUNTY
(D) - See Statewide
(Hw) - See Autauga County
GENEVA COUNTY
(D) - See Statewide
(Hw) - See Autauga County
GREENE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
HALE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
HENRY COUNTY
(D) - See Statewide
(Hw) - See Autauga County
HOUSTON COUNTY
(D) - See Statewide
(Hw) - See Autauga County
JACKSON COUNTY
(D) - See Statewide
(Hw) - See Autauga County
JEFFERSON COUNTY
Decision #AP-1105 (B,Hw)
38 FR 16597 - 6/22/73
Mod. #1 - 38 FR 18810 - 7/13/73
Mod. #2 - 38 FR 21703 - 8/10/73
(D) - See Statewide
(R) - See Blount County
LAMAR COUNTY
(D) - See Statewide
(Hw) - See Autauga County
LAUDERDALE COUNTY
(D) - See Statewide
LAWRENCE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
LEE COUNTY
(D) - See Statewide
(Hw) - See Autauga County

ALABAMA (cont'd)

LIMESTONE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
LOWNDES COUNTY
(D) - See Statewide
(Hw) - See Autauga County
MACON COUNTY
(D) - See Statewide
(Hw) - See Autauga County
MADISON COUNTY
(D) - See Statewide
(Hw) - See Colbert County
MARENGO COUNTY
(D) - See Statewide
(Hw) - See Autauga County
MARION COUNTY
(D) - See Statewide
(Hw) - See Autauga County
MARSHALL COUNTY
(D) - See Statewide
(Hw) - See Autauga County
MOBILE COUNTY
Decision #AP-1106 (B, Hw)
38 FR 16600 - 6/22/73
Mod. #1 - 38 FR 21004 - 8/3/73
(D) - See Statewide
(R) - See Baldwin County
MONROE COUNTY
(D) - See Statewide
(Hw) - See Autauga County
MONTGOMERY COUNTY
Decision #AP-184 (B)
38 FR 11244 - 5/4/73
Mod. # 1 - 38 FR 13103 - 5/18/73
(D) - See Statewide
(Hw) - See Baldwin County
MORGAN COUNTY
(D) - See Statewide
(Hw) - See Colbert County
PERRY COUNTY
(D) - See Statewide
(Hw) - See Autauga County
PICKENS COUNTY
(D) - See Statewide
(Hw) - See Autauga County

ALABAMA (Cont'd)

PIKE COUNTY
(D)-See Statewide
(Hw)-See Autauga County
RANDOLPH COUNTY
(D)-See Statewide
(Hw)-See Autauga County
RUSSELL COUNTY
(D)-See Statewide
(Hw)-See Autauga County
SAINT CLAIR COUNTY
(D)-See Statewide
(Hw)-See Calhoun County
(R)-See Blount County
SHELBY COUNTY
(D)-See Statewide
(Hw)-See Calhoun County
(R)-See Blount County
SUMTER COUNTY
(D)-See Statewide
(Hw)-See Autauga County
TALLADEGA COUNTY
(D)-See Statewide
(Hw)-See Calhoun County
(R)-See Blount County
TALLAPOOSA COUNTY
(D)-See Statewide
(Hw)-See Autauga County
TUSCALOOSA COUNTY
(D)-See Statewide
(Hw)-See Calhoun County
WALKER COUNTY
(D)-See Statewide
(Hw)-See Calhoun County
WASHINGTON COUNTY
(D)-See Statewide
(Hw)-See Autauga County
(R) - See Baldwin County
WILCOX COUNTY
(D) - See Statewide
(Hw) - See Autauga County
WINSTON COUNTY
(D) - See Statewide
(Hw) - See Autauga County

ALASKA

STATEWIDE
Decision #AP-902 (D, Hw, H, D)
38 FR 13127 - 5/18/73
Mod. #1 - 38 FR 24487 - 9/7/73
Decision #AP-903 (R)
38 FR 13133 - 5/18/73
Mod. #1 - 38 FR 24487 - 9/7/73

ARIZONA

STATEWIDE
Decision #AQ-1004 (H,Hw)
38 FR 20187 - 7/27/73
Mod. #1 - 38 FR 24488 - 9/7/73
APACHE COUNTY
(H,Hw) - See Statewide
COCHISE COUNTY
(H,Hw) - See Statewide
Decision #AP-901
38 FR 12526 - 5/11/73
Mod. #1 - 38 FR 13911 - 5/25/73
Mod. #2 - 38 FR 15785 - 6/15/73
Mod. #3 - 38 FR 21005 - 8/3/73
COCONINO COUNTY
Decision #AP-297 (B)
38 FR 10557 - 4/27/73
Mod. #1 - 38 FR 12506 - 5/11/73
Mod. #2 - 38 FR 13911 - 5/25/73
Mod. #3 - 38 FR 21004 - 8/3/73
(H,Hw) - See Statewide
GILA COUNTY
(H,Hw) - See Statewide
GRAHAM COUNTY
(H,Hw) - See Statewide
GREENLEE COUNTY
Decision #AQ-1006 (B)
38 FR 19623 - 7/20/73
Mod. #1 - 38 FR 21006 - 8/3/73
Mod. #2 - 38 FR 24489 - 9/7/73
MARICOPA COUNTY
(H,Hw) - See Statewide
(B) - See Greenlee County
Decision #AQ-1005 (R)
38 FR 19617 (R)
Mod. #1 - 38 FR 21005 - 8/3/73
Mod. #2 - 38 FR 24488 - 9/7/73
MOHAVE COUNTY
(H,Hw) - See Statewide
(B) - See Greenlee County
NAVAJO COUNTY
(H,Hw) - See Statewide
PIMA COUNTY
(H,Hw) - See Statewide
(B) - See Cochise County
Decision #AQ-1025 (R)
38 FR 24493 - 9/7/73
PINAL COUNTY
(H,Hw) - See Statewide
SANTA CRUZ COUNTY
(H,Hw) - See Statewide
(B) - See Cochise
YAVAPAI COUNTY
(H,Hw) - See Statewide
YUMA COUNTY
(H,Hw) - See Statewide

ARKANSAS

STATEWIDE
Decision #AP-701 (Hw)
38 FR 4087 - 2/9/73
Mod. #1 - 38 FR 23648 - 8/31/73
Decision #AQ-4002 (D)
38 FR 21037 - 8/3/73
ARKANSAS COUNTY
(Hw) - See Statewide
(D) - See Statewide
Decision #AP-1107 (F)
38 FR 17358 - 6/29/73
ASHLEY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
BAXTER COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
BENTON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
BOONE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
BRADLEY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CALHOUN COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CARROLL COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CHICOT COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County

ARKANSAS (Cont'd)

CLARK COUNTY
(Hw) (D) - See Statewide
(F) - See Arkansas County
CLAY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CLEBURNE COUNTY
(Hw) - See Statewide
(D)- See Statewide
(F) - See Arkansas County
CLEVELAND COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
COLUMBIA COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CONWAY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CRAIGHEAD COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CRAWFORD COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CRITTENDEN COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
CROSS COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
DALLAS COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
DESHA COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County

ARKANSAS (Cont'd)

DREW COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
FAULKNER COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
FRANKLIN COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
FULTON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
GARLAND COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
GRANT COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
GREENE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
HEMPSTEAD COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F(- See Arkansas County
HOT SPRING COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
HOWARD COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
INDEPENDENCE COUNTY
(Hw) (D) - See Statewide
(F) - See Arkansas County
IZARD COUNTY
(Hw) (D) - See Statewide
(F) - See Arkansas County

ARKANSAS (Cont'd)

JACKSON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
JEFFERSON COUNTY
(Hw) - See Statewide
(D) - See Statewide
JOHNSON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LAFAYETTE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LAWRENCE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LEE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LINCOLN COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LITTLE RIVER COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LOGAN COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
LONOKE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
MADISON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
MARION COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County

ARKANSAS (Cont'd)

MILLER COUNTY
(Hw) - See Statewide
(D) - see Statewide
(F) - See Arkansas County
MISSISSIPPI COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
MONROE COUNTY
(hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
MONTGOMERY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
NEVADA COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
NEWTON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - Arkansas County
OUACHITA COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
PERRY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
PHILLIPS COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
PIKE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
POINSETT COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
POLK COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County

ARKANSAS (CONT'D)

POPE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
PRAIRIE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
PULASKI COUNTY
(Hw) - See Statewide
(D) - See Statewide
Decision #AQ-7 (B)
38 FR 19631 - 7/20/73
Decision #AP-356 (R)
37 FR 23489 - 11/3/72
RANDOLPH COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
ST. FRANCIS COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
SALINE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
SCOTT COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
SEARCY COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
SEBASTIAN COUNTY
(Hw) - See Statewide
(D) - See Statewide
SEVIER COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County

ARKANSAS (CONT'D)

SHARP COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
STONE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
UNION COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
Decision #AQ-2 (B)
38 FR 18831 - 7/13/73
Mod. #1 - 38 FR 23648 - 8/31/73
VAN BUREN COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
WASHINGTON COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
WHITE COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
WOODRUFF COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County
YELL COUNTY
(Hw) - See Statewide
(D) - See Statewide
(F) - See Arkansas County

CALIFORNIA

ALAMEDA COUNTY
Decision #AQ-1015 (B,H,Hw,D)
38 FR 23661 - 8/31/73
Decision #AQ-1016 (R)
38 FR 23675 - 8/31/73
ALPINE COUNTY
(B,H,Hw,D) - See Alameda County
AMADOR COUNTY
(B,H,Hw,H) - See Alameda County
(R) - See Alameda County
BUTTE COUNTY
(B,H,Hw,D) - See Alameda County
CALVARAS COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
COLUSA COUNTY
(B,H,Hw,D) - See Alameda County
CONTRA COSTA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
DELNORTE COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
EL DORADO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
FRESNO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County

CALIFORNIA (Cont'd)

GLENN COUNTY
(B,H,Hw,D) - See Alameda County
HUMBOLDT COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
IMPERIAL COUNTY
Decision #AQ-1007 (B,H,Hw,D)
38 FR 21038 - 8/3/73
Mod. #1 - 38 FR 23648 - 8/31/73
Decision #AQ-1008 (R)
38 FR 21047 - 8/3/73
Mod. #1 - 38 FR 23649 - 8/31/73
INYO COUNTY
(B,H,Hw,D) - See Imperial County
KERN COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
KING COUNTY
(B,H,Hw,D) - See Alameda County
LAKE COUNTY
(B,H,Hw,D) - See Alameda County
LASSEN COUNTY
(B,H,Hw,D) - See Alameda County
LOS ANGELES COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
MADERA COUNTY
(B,H,Hw,D) - See Alameda County
MARIN COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County

CALIFORNIA (Cont'd)

MARIPOSA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
MENDOCINO COUNTY
(B,H,Hw, D) - See Alameda County
MERCED COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
MODOC COUNTY
(B,H,Hw,D) - See Alameda County
MONO COUNTY
(B,H,Hw,D) - See Imperial County
MONTEREY COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
NAPA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
NEVADA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
ORANGE COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
PLACER COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
PLUMAS COUNTY
(B,H,Hw,D) - See Alameda County
RIVERSIDE COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
SACRAMENTO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SAN BENITO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SAN BERNARDINO COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
SAN DIEGO COUNTY
Decision #AQ-1002 - (B,H,Hw,D)
38 FR 18832 - 7/13/73
Mod. #1 - 38 FR 21006 - 8/3/73

CALIFORNIA (Cont'd)

SAN DIEGO COUNTY (Cont'd)
Decision #AQ-1003 (R)
38 FR 18839 - 7/13/73
Mod. #1 - 38 FR 21008 - 8/3/73
SAN FRANCISCO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SAN JOAQUIN COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SAN LUIS OBISPO COUNTY
(B,H,Hw,D) - See Imperial County
SAN MATEO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SANTA BARBARA COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
SANTA CLARA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SANTA CRUZ COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SHASTA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SIERRA COUNTY
(B,H,Hw,D) - See Alameda County
SISKIYOU COUNTY
(B,H,Hw,D) - See Alameda County
SOLANO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
SONOMA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
STANISLAUS COUNTY
(B,H,Hw,D) - See Alameda County
SUTTER COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
TEHAMA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
TRINITY COUNTY
(B,H,Hw,D) - See Alameda County

CALIFORNIA (Cont'd)

TULARE COUNTY
(B,H,Hw,D) - See Alameda County
TUOLUMNE COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
VENTURA COUNTY
(B,H,Hw,D) - See Imperial County
(R) - See Imperial County
YOLO COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See Alameda County
YUBA COUNTY
(B,H,Hw,D) - See Alameda County
(R) - See ALAMEDA County

COLORADO

STATEWIDE
Decision #AQ-1013 (Hw)
38 FR 22328 - 8/17/73
ADAMS COUNTY
(Hw) - See Statewide
Decision #AP-911 (B,H,Hw)
38 FR 16604 - 6/22/73
Mod. #1 - 38 FR 18113 - 7/6/73
Mod. #2 - 38 FR 21009 - 8/3/73
Mod. #3 - 38 FR 22303 - 8/17/73
Mod. #4 - 38 FR 24489 - 9/7/73
Decision #AM-6,723 (R)
37 FR 7921 - 4-21-72
ALAMOSA COUNTY
(Hw) - See Statewide
ARAPAHOE COUNTY
(Hw) - See Statewide
(B-H-Hw) - See Adams County
(R) - See Adams County
ARCHULETA COUNTY
(Hw) - See Statewide
BACA COUNTY
(Hw) - See Statewide
BENT COUNTY
(Hw) - See Statewide
BOULDER COUNTY
(Hw) - See Statewide
(B,H,Hw) - See Adams Co.
(R) - See Adams County
CHAFFEE COUNTY
(Hw) - See Statewide
CHEYENNE COUNTY
(Hw) - See Statewide

COLORADO (cont'd)

CLEAR CREEK
(B,H,Hw) - See Adams County
(Hw) - See Statewide
(R) - See Adams County
CONEJOS COUNTY
(Hw) - See Statewide
COSTILLA COUNTY
(Hw) - See Statewide
CROWLEY COUNTY
(Hw) - See Statewide
CUSTER COUNTY
(Hw) - See Statewide
DELTA COUNTY
(Hw) - See Statewide
DENVER COUNTY
(Hw) - See Statewide
(B-H-Hw) - See Adams County
(R) - See Adams County
DOLORES COUNTY
(Hw) - See Statewide
DOUGLAS COUNTY
(Hw) - See Statewide
(B,H,Hw) - See Adams County
(R) - See Adams County
EAGLE COUNTY
(Hw) - See Statewide

COLORADO (cont'd)

ELBERT COUNTY
(Hw) - See Statewide
(B,H,Hw) - See Adams County
(R) - See Adams County
EL PASO COUNTY
(Hw) - See Statewide
Decision #AQ-1012 (B,H,Hw)
38 FR 22322 - 8/17/73
FREMONT COUNTY
(Hw) - See Statewide
GARFIELD COUNTY
Decision #AP-904 (B, H, Hw)
38 FR 13159 - 5/11/73
Mod. #1 - 38 FR 18111 - 7/6/73
(Hw) - See Statewide
GILPIN COUNTY
(B,H,Hw) - See Adams County
(Hw) - See Statewide
(R) - See Adams County
GRAND COUNTY
(Hw) - See Statewide
GUNNISON COUNTY
(B,H,Hw) - See Garfield County
(Hw) - See Statewide
HINSDALE COUNTY
(Hw) - See Statewide
HUERFANO COUNTY
(Hw) - See Statewide

COLORADO (Cont'd)

JACKSON COUNTY
(Bw) - See Statewide
JEFFERSON COUNTY
(Bw) - See Statewide
(B-H-Bw) - See Adams County
(R) - See Adams County
KIOWA COUNTY
(Bw) - See Statewide
CARSON COUNTY
(Bw) - See Statewide
LAKE COUNTY
(Bw) - See Statewide
LAPLATA COUNTY
(Hw) - See Statewide
LARIMER COUNTY
(B,H,Bw) - See Adams County
(Hw) - See Statewide
LAS ANIMAS COUNTY
(Bw) - See Statewide
LINCOLN COUNTY
(Bw) - See Statewide
LOGAN COUNTY
(Bw) - See Statewide
MESA COUNTY
(B,H,Hw) - See Garfield County
(Bw) - See Statewide
MINERAL COUNTY
(Bw) - See Statewide
MOFFAT COUNTY
(Hw) - See Statewide
MONTEZUMA COUNTY
(Hw) - See Statewide
MONTROSE COUNTY
(B,H,Hw) - See Garfield County
(Bw) - See Statewide
MORGAN COUNTY
(Bw) - See Statewide
OTERO COUNTY
(Bw) - See Statewide
OURAY COUNTY
(Bw) - See Statewide

COLORADO (Cont'd)

PARK COUNTY
(Bw) - See Statewide
PHILLIPS COUNTY
(Bw) - See Statewide
PITKIN COUNTY
(B,H,Bw) - See Garfield
(Hw) - See Statewide
PROWERS COUNTY
(Bw) - See Statewide
PUEBLO COUNTY
(Bw) - See Statewide
Decision #AQ-1014 (B,H,Hw)
38 FR 22334 - 8/17/73
RIO BLANCO COUNTY
(Hw) - See Statewide
RIO GRANDE COUNTY
(Hw) - See Statewide
ROUTT COUNTY
(Hw) - See Statewide
SAGUACHE COUNTY
(Hw) - See Statewide
SAN JUAN COUNTY
(Hw) - See Statewide
SAN MIGUEL COUNTY
(Hw) - See Statewide
SEDGWICK COUNTY
(Hw) - See Statewide
SUMMIT COUNTY
(B,H,HW) - See Adams County
(Bw) - See Statewide
TELLER COUNTY
(Hw) - See Statewide
WASHINGTON COUNTY
(Bw) - See Statewide
WELD COUNTY
(Bw) - See Statewide
(B,H,Hw) - See Adams County
YUMA COUNTY
(Bw) - See Statewide

CONNECTICUT

FAIRFIELD COUNTY
Decision #AP-848 (B,H,Hw)
38 FR 17359 - 6/29/73
Mod. #1 - 38 FR 23651 - 8/31/73
Decision #AP-803 (D)
38 FR 10580 - 4/27/73
HARTFORD COUNTY
Decision #AP-849 (B,H,Hw)
38 FR 17363 - 6/29/73
Mod. #1 - 38 FR 23651 - 8/31/73
Decision #AQ-3009 (R)
38 FR 24479 - 9/7/73
(D) - See Fairfield County
LITCHFIELD COUNTY
Decision #AP-850 (B,H,Hw)
38 FR 17367 - 6/29/73
Mod. #1 - 38 FR 23652 - 8/31/73
MIDDLESEX COUNTY
Decision #AP-851 (B,H,Hw)
38 FR 17371 - 6/29/73
Mod. #1 - 38 FR 23652 - 8/31/73
(D) - See Fairfield County
NEW HAVEN COUNTY
Decision #AP-852 (B,H,Hw)
38 FR 17375 - 6/29/73
Mod. #1 - 38 FR 23652 - 8/31/73
(D) - See Fairfield County
NEW LONDON COUNTY
Decision #AP-853 (B,H,Hw)
38 FR 17379 - 6/29/73
Mod. #1 - 38 FR 23652 - 8/31/73
(D) - See Fairfield County
TOLLAND COUNTY
Decision #AP-854 (B,H,Hw)
38 FR 17383 - 6/29/73
Mod. #1 - 38 FR 23653 - 8/31/73
WINDHAM COUNTY
Decision #AP-855 (B,H,Hw)
38 FR 17386 - 6/29/73
Mod. #1 - 38 FR 23653 - 8/31/73

DELAWARE

STATEWIDE
Decision #AP-803 (D)
38 FR 10580 - 4/27/73
Decision #AQ-2002 (B,H,Hw)
38 FR 20200 - 7/27/73
Mod. #1 - 38 FR 21010 - 8/3/73
Mod. #2 - 38 FR 22303 - 8/17/73
KENT COUNTY
(B,H,Hw,D) - See Statewide
NEW CASTLE COUNTY
(D) - See Statewide
(B,H,Hw) - See Statewide
SUSSEX COUNTY
(D) - See Statewide
(B,H,Hw) - See Statewide

FLORIDA

ALACHUA COUNTY
Decision #AQ-4007 (B)
38 FR 24499 - 9/7/73
BAKER COUNTY
Decision #AQ-4004 (Hw)
38 FR 22841 - 8/24/73
BAY COUNTY
Decision #AP-196 (B)
38 FR 15229 - 6/8/73
Decision #AQ-4002 (D)
38 FR 21037 - 8/3/73
BRADFORD COUNTY
None
BREVARD COUNTY (Cape Kennedy Kennedy Space Flight Center & Patrick AFB only)
Decision #AP-197 (B)
38 FR 15231 - 6/8/73
Mod. #1 - 38 FR 18810 - 7/13/73
Decision #AM-8590 (D)
37 FR 5655 - 3/17/72
Mod. #1-37 FR 24506 - 11/17/72
Decision #AQ-4006 (Hw)
38 FR 22842 - 8/24/73
BROWARD COUNTY
Decision #AQ-4003 (Hw)
38 FR 22841 - 8/24/73
(D) - See Brevard County
CALHOUN COUNTY
None
CHARLOTTE COUNTY
(D) - See Brevard County
CITRUS COUNTY
(D) - See Brevard County
CLAY COUNTY
(Hw) - See Baker County
COLLIER COUNTY
(D) - See Brevard County
COLUMBIA COUNTY
None
DADE COUNTY
Decision #AP-198 (B)
38 FR 15233 - 6/8/73
Mod. #1 - 38 FR 18810 - 7/13/73
Mod. #2 - 38 FR 23650 - 8/31/73
(D) - See Brevard County
(Hw) - See Broward County
DESOTO COUNTY
None
DIXIE COUNTY
(D) - See Brevard County

FLORIDA (cont'd)

DUVAL COUNTY
Decision #AQ-4008 (B)
38 FR 24501 - 9/7/73
(D) - See Brevard County
(Hw) - See Baker County
ESCAMBIA COUNTY
Decision #AP-1100 (B)
38 FR 15237 - 6/8/73
Mod. #1 - 38 FR 16579 - 6/22/73
Mod. #2 - 38 FR 18114 - 7/6/73
Decision #AP-178 (R)
38 FR 11259 - 5/4/73
(D) - See Bay County
Decision #AQ-4005 (Hw)
38 FR 22842 - 8/24/73
FLAGLER COUNTY
(D) - See Brevard County
(Hw) - See Baker County
FRANKLIN COUNTY
(D) - See Bay County
GADSDEN COUNTY
Decision #AP-179 (R)
38 FR 11260 - 5/4/73
GILCHRIST COUNTY
None
GLADES COUNTY
None
GULF COUNTY
(D) - See Bay County
HAMILTON COUNTY
None
HARDEE COUNTY
None
HENDRY COUNTY
None
HERNANDO COUNTY
(D)-See Brevard County
HIGHLANDS COUNTY
None
HILLSBOROUGH COUNTY
Decision #AP-1101 (B)
38 FR 15239 - 6/8/73
Mod. #1 - 38 FR 18811 - 7/13/73
Mod. #2 - 38 FR 23650 - 8/31/73
(D) - See Brevard County
HOLMES COUNTY
None
INDIAN RIVER COUNTY
(D) - See Brevard County
(Hw) - See Brevard County
JACKSON COUNTY
None
JEFFERSON COUNTY
(D) - See Bay County
(R) - See Gadsden County

FLORIDA (cont'd)

LAFAYETTE COUNTY
None
LAKE COUNTY
Decision #AP-181 (R)
38 FR 11261 - 5/4/73
(Hw) - See Brevard County
LEE COUNTY
(D) - See Brevard County
LEON COUNTY
Decision #AQ-4009 (B)
38 FR 24503 - 9/7/73
(R) - See Gadsden County
LEVY COUNTY
(D) - See Brevard County
LIBERTY COUNTY
None
MADISON COUNTY
(R) - See Gadsden County
MANATEE COUNTY
(D) - See Brevard County
MARION COUNTY
None
MARTIN COUNTY
(D) - See Brevard County
(Hw) - See Broward County
MONROE COUNTY
(D) - See Brevard County
(Hw) - See Broward County
NASSAU COUNTY
(D) - See Brevard County
(Hw) - See Baker County
OKALOOSA COUNTY
(B) - See Escambia County
(D) - See Bay County
(Hw) - See Escambia County
Decision #AP-180 (R)
38 FR 11260 - 5/4/73
OKEECHOBEE COUNTY
None
ORANGE COUNTY
Decision #AQ-4010 (B)
38 FR 24505 - 9/7/73
(Hw) - See Brevard County
(R) - See Lake County
OSCEOLA COUNTY
(Hw) - See Brevard County
(R) - See Lake County
PALM BEACH COUNTY
(D) - See Brevard County
(Hw) - See Broward County
PASCO COUNTY
(D) - See Brevard County
PINELLAS COUNTY
Decision #AP-1104 (B)
38 FR 15245 - 6/8/73
Mod. #1 - 38 FR 23651 - 8/31/73
Decision #AP-182 (R)
38 FR 11261 - 5/4/73
(D) - See Brevard County

FLORIDA (cont'd)

POLK COUNTY
None
PUTNAM COUNTY
(Hw) - See Baker County
ST. JOHNS COUNTY
(D) - See Brevard County
(Hw) - See Baker County
(R) - See Baker County
ST. LUCIE COUNTY
(D) - See Brevard County
(Hw) - See Broward County
SANTA ROSA COUNTY
(B) - See Escambia County
(D) - See Bay County
(Hw) - See Escambia County
(R) - See Okaloosa County
SARASOTA COUNTY
(D) - See Brevard County
SEMINOLE COUNTY
(Hw) - See Brevard County
(R) - See Lake County
SUMTER COUNTY
None
SUWANNEE COUNTY
None
TAYLOR COUNTY
(D) - See Brevard County
(R) - See Gadsden County
UNION COUNTY
None
VOLUSIA COUNTY (Cape Kennedy, Kennedy Space Flight Center & Patrick Air Force Base only)
(B) - See Brevard County
(D) - See Brevard County
(Hw) - See Brevard County
WAKULLA COUNTY
(D) - See Bay County
WALTON COUNTY
(B) - See Escambia County
(D) - See Bay County
(R) - See Okaloosa County
WASHINGTON COUNTY
None

GEORGIA

APPLING COUNTY
Decision #AM-473 (Hw)
36 FR 16421 - 8/20/71
ATKINSON COUNTY
(Hw) - See Appling County
BACON COUNTY
(Hw) - See Appling County
BAKER COUNTY
(Hw) - See Appling County
BALDWIN COUNTY
Decision #AM-472 (Hw)
36 FR 16420 - 8/20/71
BANKS COUNTY
Decision AM-471 (Hw)
36 FR 16419 - 8/20 71
BARROW COUNTY
(Hw) - See Banks County
BARTOW COUNTY
(Hw) - See Banks County
BEN HILL COUNTY
(Hw) - See Appling County
BERRIEN COUNTY
(Hw) - See Appling County
BIBB COUNTY
(Hw) - See Baldwin County
BLECKLEY COUNTY
(Hw) - See Appling County
BRANTLEY COUNTY
(Hw) - See Appling County

GEORGIA (Cont'd)

BROOKS COUNTY
(Hw) - See Appling County
BRYAN COUNTY
Decision #AM-475 (Hw)
36 FR 16424 - 8/20/71
Decision #AP-847 (D)
38 FR 15797 - 6/15/73
BULLOCH COUNTY
(Hw) - See Appling County
BURKE COUNTY
(Hw) - See Baldwin County
BUTTS COUNTY
(Hw) - See Baldwin County
CALHOUN COUNTY
(Hw) - See Appling County
CAMDEN COUNTY
(D) - See Bryan County
(Hw) - See Appling County
CANDLER COUNTY
(Hw) - See Appling County
CARROLL COUNTY
(Hw) - See Baldwin County
CATOOSA COUNTY
(Hw) - See Banks County
CHARLTON COUNTY
(Hw) - See Appling County
CHATHAM COUNTY
Decision #AQ-4001 (B,H,Hw)
38 FR 19634 - 7/20/73
Mod. #1 - 38 FR 22303 - 8/17/73

GEORGIA (Cont'd)

CHATHAM COUNTY
Decision #AP-151 (B)
38 FR 4088 - 2/9/73
(D) - See Bryan County
CHATTAHOOCHEE COUNTY
(Hw) - See Baldwin County
CHATTOOGA COUNTY
(Hw) - See Banks County
CHEROKEE COUNTY
(Hw) - See Banks County
CLARKE COUNTY
(Hw) - See Baldwin County
CLAY COUNTY
(Hw) - See Appling County
CLAYTON COUNTY
Decision #AM-474 (Hw)
36 FR 16423 - 8-20-71
CLINCH COUNTY
(Hw) - See Appling County
COBB COUNTY
(B,H,Hw) - See Fulton County
(H) - See Fulton County
COFFEE COUNTY
(Hw) - See Appling County
COLQUITT COUNTY
(Hw) - See Appling County
COLUMBIA COUNTY
(Hw) - See Baldwin County
COOK COUNTY
(Hw) - See Appling County
COWETA COUNTY
(Hw) - See Baldwin County
CRAWFORD COUNTY
(Hw) - See Baldwin County
CRISP COUNTY
(Hw) - See Baldwin County
DADE COUNTY
(Hw) - See Banks County
DAWSON COUNTY
(Hw) - See Banks County
DECATUR COUNTY
(Hw) - See Appling County
DeKALB COUNTY
(B,H,Hw) - See Fulton County
(H) - See Fulton County

GEORGIA (Cont'd)

DODGE COUNTY
(Hw) - See Appling County
DOOLY COUNTY
(Hw) - See Baldwin County
DOUGHERTY COUNTY
(Hw) - See Appling County
DOUGLAS COUNTY
(Hw) - See Banks County
EARLY COUNTY
(Hw) - See Appling County
ECHOLS COUNTY
(Hw) - See Appling County
EFFINGHAM COUNTY
(Hw) - See Appling County
ELBERT COUNTY
(Hw) - See Banks County
EMANUEL COUNTY
(Hw) - See Baldwin County
EVANS COUNTY
(Hw) - See Appling County
FANNIN COUNTY
(Hw) - See Banks County
FAYETTE COUNTY
(Hw) - See Baldwin County
FLOYD COUNTY
(Hw) - See Banks County
FORSYTH COUNTY
(Hw) - See Banks County
FRANKLIN COUNTY
(Hw) - See Banks County
FULTON COUNTY
Decision #AQ-4000 (B,H,Hw)
38 FR 19637 - 7/20/73
Decision #AP-150 (H)
38 FR 3254 - 2/2/73
Mod. #1 - 38 FR 5088 - 2/23/73
GILMER COUNTY
(Hw) - See Banks County
GLASCOCK COUNTY
(Hw) - See Baldwin County
GLYNN COUNTY
(D) - See Bryan County
(Hw) - See Appling County
GORDON COUNTY
(Hw) - See Banks County
GRADY COUNTY
(Hw) - See Appling County
GREENE COUNTY
(Hw) - See Appling County

GEORGIA (Cont'd)

GWINNETT COUNTY
(Hw) - See Banks County
HABERSHAM COUNTY
(Hw) - See Banks County
HALL COUNTY
(Hw) - See Banks County
HANCOCK COUNTY
(Hw) - See Baldwin County
HARALSON COUNTY
(Hw) - See Banks County
HARRIS COUNTY
(Hw) - See Baldwin County
HART COUNTY
(Hw) - See Banks County
HEARD COUNTY
(Hw) - See Baldwin County
HENRY COUNTY
(Hw) - See Clayton County
HOUSTON COUNTY
(Hw) - See Baldwin County
IRWIN COUNTY
(Hw) - See Appling County
JACKSON COUNTY
(Hw) - See Banks County
JASPER COUNTY
(Hw) - See Baldwin County
JEFF DAVIS COUNTY
(Hw) - See Appling County
JEFFERSON COUNTY
(Hw) - See Baldwin County
JENKINS COUNTY
(Hw) - See Baldwin County
JOHNSON COUNTY
(Hw) - See Baldwin County
JONES COUNTY
(Hw) - See Baldwin County
LAMAR COUNTY
(Hw) - See Baldwin County
LANIER COUNTY
(Hw) - See Appling County
LAURENS COUNTY
(Hw) - See Appling County
LEE COUNTY
(Hw) - See Appling County
LIBERTY COUNTY
(D) - See Bryan County
(Hw) - See Bryan County
LINCOLN COUNTY
(Hw) - See Baldwin County

GEORGIA (Cont'd)

LONG COUNTY
(Hw) - See Appling County
LOWNDES COUNTY
(Hw) - See Appling County
LUMPKIN COUNTY
(Hw) - See Banks County
McDUFFIE COUNTY
(Hw) - See Baldwin County
McINTOSH COUNTY
(D) - See Bryan County
(Hw) - See Appling County
MACON COUNTY
(Hw) - See Baldwin County
MADISON COUNTY
(Hw) - See Banks County
MARION COUNTY
(Hw) - See Baldwin County
MERIWETHER COUNTY
(Hw) - See Baldwin County
MILLER COUNTY
(Hw) - See Appling County
MITCHELL COUNTY
(Hw) - See Appling County
MONROE COUNTY
(Hw) - See Baldwin County
MONTGOMERY COUNTY
(Hw) - See Appling County
MORGAN COUNTY
(Hw) - See Baldwin County
MURRAY COUNTY
(Hw) - See Banks County
MUSCOGEE COUNTY
(Hw) - See Baldwin County
NEWTON COUNTY
(Hw) - See Baldwin County
OCONEE COUNTY
(Hw) - See Baldwin County
OGLETHORPE COUNTY
(Hw) - See Baldwin County
PAULDING COUNTY
(Hw) - See Banks County
PEACH COUNTY
(Hw) - See Baldwin County
PICKENS COUNTY
(Hw) - See Banks County
PIERCE COUNTY
(Hw) - See Appling County
PIKE COUNTY
(Hw) - See Baldwin County

GEORGIA (Cont'd)

POLK COUNTY
(Hw) - See Banks County
PULASKI COUNTY
(Hw) - See Baldwin County
PUTNAM COUNTY
(Hw) - See Baldwin County
QUITMAN COUNTY
(Hw) - See Appling County
RABUN COUNTY
(Hw) - See Banks County
RANDOLPH COUNTY
(Hw) - See Appling County
RICHMOND COUNTY
(Hw) - See Baldwin County
ROCKDALE COUNTY
(Hw) - See Baldwin County
SCHLEY COUNTY
(Hw) - See Baldwin County
SCREVEN COUNTY
(Hw) - See Baldwin County
SEMINOLE COUNTY
(Hw) - See Appling County
SPALDING COUNTY
(Hw) - See Baldwin County
STEPHENS COUNTY
(Hw) - See Banks County
STEWART COUNTY
(Hw) - See Baldwin County
SUMTER COUNTY
(Hw) - See Baldwin County
TALBOT COUNTY
(Hw) - See Baldwin County
TALIAFERRO COUNTY
(Hw) - See Baldwin County
TATTNALL COUNTY
(Hw) - See Appling County
TAYLOR COUNTY
(Hw) - See Baldwin County
TELFAIR COUNTY
(Hw) - See Appling County
TERRELL COUNTY
(Hw) - See Appling County
THOMAS COUNTY
(Hw) - See Appling County
TIFT COUNTY
(Hw) - See Appling County
TOOMBS COUNTY
(Hw) - See Appling County

GEORGIA (Cont'd)

TOWNS COUNTY
(Hw) - See Banks County
TREUTLEN COUNTY
(Hw) - See Appling County
TROUP COUNTY
(Hw) - See Baldwin County
TURNER COUNTY
(Hw) - See Appling County
TWIGGS COUNTY
(Hw) - See Baldwin County
UNION COUNTY
(Hw) - See Banks County
UPSON COUNTY
(Hw) - See Baldwin County
WALKER COUNTY
(Hw) - See Banks County
WALTON COUNTY
(Hw) - See Baldwin County
WARE COUNTY
Decision #AP-155 (B)
38 FR 4073 - 2/9/73
Mod. #1 - 38 FR 5089 - 2/23/73
Decision #AP-160 (R)
38 FR 5083 - 2/23/73
Mod. #1 - 38 FR 10573 4/27/73
(Hw) - See Appling County
WARREN COUNTY
(Hw) - See Baldwin County
WASHINGTON COUNTY
(Hw) - See Baldwin County
WAYNE COUNTY
(Hw) - See Appling County
WEBSTER COUNTY
(Hw) - See Baldwin County
WHEELER COUNTY
(Hw) - See Appling County
WHITE COUNTY
(Hw) - See Banks County
WHITFIELD COUNTY
(Hw) - See Banks County
WILCOX COUNTY
(Hw) - See Baldwin County
WILKES COUNTY
(Hw) - See Baldwin County
WILKINSON COUNTY
(Hw) - See Baldwin County
WORTH COUNTY
(Hw) - See Appling County

HAWAII

STATEWIDE
Decision #AQ-292 (R)
38 FR 9409 - 4/13/73
Decision #AP-291 (B,Hw,H)
38 FR 9404 - 4/13/73
HAWAII COUNTY
B,H,Hw) - See Statewide
(R) - See Statewide
HONOLULU COUNTY
(B,H,Hw) - See Statewide
(R) - See Statewide
KAUAI COUNTY
(B,H,Hw) - See Statewide
(R) - See Statewide
MAUI COUNTY
(B,H,Hw) - See Statewide
(R) - See Statewide

IDAHO

Ada County
Decision #AQ-1028 (B,H,Hw)
38 FR 24507 - 9/7/73
Decision #AQ-1029 (R)
38 FR 24513 - 9/7/73
ADAMS COUNTY
(B,H,Hw) - See Ada County
BANNOCK COUNTY
Decision #AQ-1030 (B,H,Hw)
38 FR 24517 - 9/7/73
BEAR LAKE COUNTY
(B,H,Hw) - See Bannock County
BENEWAH COUNTY
Decision #AQ-1031 (B,H,Hw)
38 FR 24522 - 9/7/73
BINGHAM COUNTY
(B,H,Hw) - See Bannock County
BLAINE COUNTY
(B,H,Hw) - See Ada County
BOISE COUNTY
(B,H,Hw) - See Ada County
BONNER COUNTY
(B,H,Hw) - See Benewah County
BONNEVILLE COUNTY
(B,H,Hw) - See Bannock County
BOUNDARY COUNTY
(B,H,Hw) - See Benewah County
BUTTE COUNTY
(B,H,Hw) - See Ada County
CAMAS COUNTY
(B,H,Hw) - See Ada County
CANYON COUNTY
(B,H,Hw) - See Ada County
CARIBOU COUNTY
(B,H,Hw) - See Bannock County
CASSIA COUNTY
(B,H,Hw) - See Ada County
CLARK COUNTY
(B,H,Hw) - See Bannock County
CLEARWATER COUNTY
(B,H,Hw) - See Benewah County
CUSTER COUNTY
(B, H, Hw) - See Ada County
ELMORE COUNTY
(B,H,Hw) - See Ada County
FRANKLIN COUNTY
(B,H,Hw) - See Bannock County

IDAHO (cont'd)

FREMONT COUNTY
(B,H,Hw,) - See Bannock County
GEM COUNTY
(B,H,Hw) - See Ada County
GOODLING COUNTY
(B,H,Hw) - See Ada County
IDAHO COUNTY
(B,H,Hw) - See Benewah County
JEFFERSON COUNTY
(B,H,Hw) - See Bannock County
JEROME COUNTY
(B,H,Hw) - See Ada County
KOOTENAI COUNTY
(B,H,Hw) - See Benewah County
LATAH COUNTY
(B,H,Hw) - See Benewah County
LEMHI COUNTY
(B,H,Hw) - See Ada County
LEWIS COUNTY
(B,H,Hw) - See Benewah County
LINCOLN COUNTY
(B,H,Hw) - See Ada County
MADISON COUNTY
(B,H,Hw) - See Bannock County
MINIDOKA COUNTY
(B,H,Hw) - See Ada County
NEZ PERCE COUNTY
(B,H,Hw) - See Benewah County
ONEIDA COUNTY
(B,H,Hw) - See Bannock County
OWYHEE COUNTY
(B,H,Hw) - See Ada County
PAYETTE COUNTY
(B,H,Hw) - See Ada County
POWER COUNTY
(B,H,Hw) - See Bannock County
SHOSHONE COUNTY
(B,H,Hw) - See Benewah County
TETON COUNTY
(B,H,Hw) - See Bannock County
TWIN FALLS COUNTY
(B,H,Hw) - See Ada County
VALLEY COUNTY
(B,H,Hw) - See Ada County
WASHINGTON COUNTY
(B,H,Hw) - See Ada County

ILLINOIS

ALEXANDER COUNTY
Decision #AP-1016 (Hw)(H)
38 FR 14573 - 6/1/73
Mod. #1 - 38 FR 18813 - 7/13/73
Mod. #2 - 38 FR 22312 - 8/17/73
ALEXANDER COUNTY
Decision #AP-1019 (H)(Hw)
38 FR 14589 - 6/1/73
Decision #AP-602 (D)
38 FR 1433 - 1/12/73
BOND COUNTY
Decision #AP-1018 (Hw)(H)
38 FR 14583 - 6/1/73
BOONE COUNTY
Decision #AP-1012 (H)(Hw)
38 FR 14542 - 6/1/73
Mod. #1 - 38 FR 18812 - 7/13/73
BROWN COUNTY
(H)(Hw) - See Adams County
(D) - See Alexander County
BUREAU COUNTY
Decision #AP-1013 (Hw)(H)
38 FR 14552 - 6/1/73
Mod. #1 - 38 FR 17330 - 6/29/73
Mod. #2 - 38 FR 18812 - 7/13/73
Mod. #3 - 38 FR 22312 - 8/17/73
CALHOUN COUNTY
(H)(Hw) - See Bond County
(D) - See Alexander County
CARROLL COUNTY
(H)(Hw) - See Bureau County
CASS COUNTY
(H)(Hw) - See Adams County
(D) - See Alexander County
CHAMPAIGN COUNTY
Decision #AP-689 (B)
38 FR 15247 - 6/8/73
Mod. #1 - 38 FR 18811 - 7/13/73
Mod. #2 - 38 FR 22304 - 8/17/73
Decision #AP-1015 (H)(Hw)
38 FR 14569 - 6/1/73
CHRISTIAN COUNTY
(H)(Hw) - See Adams County
CLARK COUNTY
(H) (Hw) - See Champaign County
CLAY COUNTY
Decision #AP-1017 (H)(Hw)
38 FR 14578 - 6/1/73
Mod. #1 - 38 FR 21011 - 8/3/73
CLINTON COUNTY
(H)(Hw) - See Bond County
COLES COUNTY
(H)(Hw) - See Champaign County
COOK COUNTY
Decision #AP-690 (B)(H)(Hw)
38 FR 15250 - 6/8/73
Mod. #1 - 38 FR 20162 - 7/27/73
Mod. #2 - 38 FR 22304 - 8/17/73

ILLINOIS

COOK COUNTY
Decision #AP-1003 (R)
38 FR 15302 - 6/8/73
Mod. #1 - 38 FR 20162 - 7/13/73
Mod. #2 - 38 FR 22308 - 8/17/73
Decision #AP-4 (D)
37 FR 14570 - 7/21/72
CRAWFORD COUNTY
(E)(Hw) - See Clay County
CUMBERLAND COUNTY
(E)(Hw) - See Champaign County
DEKALB COUNTY
(E)(Hw) - See Boone County
DEWITT COUNTY
(E)(Hw) - See Champaign County
DOUGLAS COUNTY
(E) (Hw) - See Champaign County
DU PAGE COUNTY
Decision #AP-691 (B)
38 FR 15256 - 6/8/73
Mod. #1 - 38 FR 20162 - 7/27/73
Mod. #2 - 38 FR 22305 - 8/17/73
Decision #AP-1004 (R)
38 FR 15305 - 6/8/73
Mod. #1 - 38 FR 20162 - 7/27/73
Mod. #2 - 38 FR 22309 - 8/17/73
(E) (Hw) - See Boone County
EDGAR COUNTY
(E)(Hw) - See Champaign County
EDWARDS COUNTY
(E)(Hw) - See Clay County
EFFINGHAM COUNTY
(E)(Hw) - See Clay County
FAYETTE COUNTY
(E)(Hw) - See Clay County
FORD COUNTY
None
FRANKLIN COUNTY
(E)(Hw) - See Alexander County
FULTON COUNTY
Decision #AP-104 (H,Hw)
38 FR 14563 - 6/1/73
GALLATIN COUNTY
(E)(Hw) - See Alexander County
(D) - See Alexander County
GREENE COUNTY
(E)(Hw) - See Bond County
(D) - See Alexander County
GRUNDY COUNTY
None
HAMILTON COUNTY
(E)(Hw) - See Clay County
HANCOCK COUNTY
(E)(Hw) - See Fulton County
HARDIN COUNTY
(E)(Hw) - See Alexander County
(D) - See Alexander County
HENDERSON COUNTY
(E)(Hw) - See Fulton County

ILLINOIS (Cont'd)

HENRY COUNTY
(E)(Hw) - See Bureau County
IROQUOIS COUNTY
None
JACKSON COUNTY
(E)(Hw) - See Alexander County
(D) - See Alexander
JASPER COUNTY
(E,Hw) - See Clay County
JEFFERSON COUNTY
(H,Hw) - See Clay County
JERSEY COUNTY
(H,Hw) - See Bond County
(D) - See Alexander
JO DAVIESS COUNTY
(E)(Hw) - See Bureau County
JOHNSON COUNTY
(H,Hw) - See Alexander County
KANE COUNTY
Decision #AP-692 (B)
38 FR 15260 - 6/8/73
Mod. #1 - 38 FR 18811 - 7/13/73
Mod. #2 - 38 FR 22305 - 8/17/73
Decision #AP-1005 (R)
38 FR 15309 - 6/8/73
Mod. #1 - 38 FR 18812 - 7/13/73
Mod. #2 - 38 FR 22309 - 8/17/73
(H,Hw) - See Boone County
KANKAKEE COUNTY
None
KENDALL COUNTY
(H,Hw) - See Boone County
KNOX COUNTY
(H,Hw) - See Fulton County
LAKE COUNTY
Decision #AP-693 (B)
38 FR 15263 - 6/8/73
Mod. #1 - 38 FR 22305 - 8/17/73
Decision #AP-1006 - (R)
38 FR 15263 - 6/18/73
Mod. #1 - 38 FR 22309 - 8/17/73
(D) - See Cook County
(H,Hw) - See Boone County
LA SALLE COUNTY
None
LAWRENCE COUNTY
(H,Hw) - See Clay County
LEE COUNTY
(H,Hw) - See Bureau County
LIVINGSTON COUNTY
None
LOGAN COUNTY
(H,Hw) - See Adams County
MCDONOUGH COUNTY
(Hw) - See Boone County
McHENRY COUNTY
(H,Hw) - See Boone County
McCLEAN COUNTY
None

ILLINOIS (Cont'd)

MACON COUNTY
(Hw) - See Champaign County
MACOUPIN COUNTY
(H,Hw) - See Bond County
MADISON COUNTY
Decision #AP-694 (B)
38 FR 15266 - 6/18/73
Decision #AP-1007 (R)
38 FR 15315 - 6/8/73
(H,Hw) - See Bond County
MARION COUNTY
(E,Hw) - See Clay County
MARSHALL COUNTY
None
MASON COUNTY
(H,Hw) - See Adams County
MASSAC COUNTY
(H,Hw) - See Alexander County
MENARD COUNTY
(H,Hw) - See Adams County
MERCER COUNTY
(H,Hw) - See Fulton County
MONROE COUNTY
(H,Hw) - See Bond County
(D) - See Alexander County
MONTGOMERY COUNTY
(H,Hw) - See Bond County
MORGAN COUNTY
(H,Hw) - See Adams County
(D) - See Alexander County
MOULTRIE COUNTY
(H,Hw) - See Champaign County
OGLE COUNTY
(H,Hw) - See Bureau County
PEORIA COUNTY
Decision #AP-695 (B) (D)
38 FR 15270 - 6/8/73
Mod. #1 - 38 FR 18811 - 7/13/73
Decision #AP-1008 (R)
38 FR 15319 - 6/8/73
Mod. #1 - 38 FR 18812 - 7/13/73
(H,Hw) - See Fulton County
PERRY COUNTY
(H,Hw) - See Alexander County
PIATT COUNTY
(H,Hw) - See Champaign County
PIKE COUNTY
(H,Hw) - See Adams County
(D) - See Alexander County
POPE COUNTY
(H,Hw,D) - See Alexander County

ILLINOIS (Cont'd)

PULASKI COUNTY
(H,Hw,D) - See Alexander County
PUTNAM COUNTY
None
RANDOLPH COUNTY
(H,Hw,D) - See Alexander County
RICHLAND COUNTY
(H,Hw) - See Clay County
ROCK ISLAND COUNTY
Decision #AP-696 (B)
38 FR 17276 - 6/8/73
(H,Hw) - See Bureau County
SAINT CLAIR COUNTY
Decision #AP-697 (B,H)
38 FR 15279 - 6/8/73
Mod. #1 - 38 FR 21011 - 8/3/73
Decision #AP-1009 (R)
38 FR 15324 - 6/8/73
(H,Hw) - See Bond County
(D) - See Alexander County
SALINE COUNTY
(H,Hw) - See Alexander County
SANGAMON COUNTY
Decision #AP-1010 (B,H)
38 FR 15284 - 6/8/73
Mod. #1 - 38 FR 18812 - 7/13/73
Decision #AP-1010 (R)
38 FR 15203 - 6/18/73
Mod. #1 - 38 FR 18812 - 7/13/73
(H,Hw) - See Adams County
SCHUYLER COUNTY
(H,Hw) - See Adams County
SCOTT COUNTY
(H,Hw) - See Adams County
(D) - See Alexander County
SHELBY COUNTY
(H,Hw) - See Champaign County
STARK COUNTY
(H,Hw) - See Fulton County
STEPHENSON COUNTY
(H,Hw) - See Bureau County
TAZEWELL COUNTY
(B)(R) - See Peoria County
(H,Hw) - See Fulton County
UNION COUNTY
(H,Hw,D) - See Alexander County
VERMILLION COUNTY
Decision #AP-699 (B,H)
38 FR 15287 - 6/18/73
(H,Hw) - See Champaign County
WABASH COUNTY
(H,Hw) - See Clay County

ILLINOIS (Cont'd)

WARREN COUNTY
(H,Hw) - See Fulton County
WASHINGTON COUNTY
(H,Hw) - See Bond County
WAYNE COUNTY
(H,Hw) - See Clay County
WHITE COUNTY
(H,Hw) - See Clay County
WHITESIDE COUNTY
(H,Hw) - See Bureau County
WILL COUNTY
Decision #AP-1001 (B)
38 FR 15294 - 6/8/73
Mod. #1 - 38 FR 22306 - 8/17/73
Decision #AP-1011 (R)
38 FR 15329 - 6/8/73
Mod. #1 - 38 FR 22310 - 8/17/73
(H,Hw) - See Boone County
WILLIAMSON COUNTY
Decision #AP-1000 (B)
38 FR 15291 - 6/8/73
(H,Hw) - See Alexander County
WINNEBAGO COUNTY
Decision #AP-1002 (B)
38 FR 15298 - 6/8/73
Mod. #1 - 38 FR 22308 - 8/17/73
(H,Hw) - See Bureau County
WOODFORD COUNTY
None

INDIANA

ADAMS COUNTY
Decision #AP-662 (H)(Hw)
38 FR 13214 - 5/18/73
Mod. #1 - 38 FR 17332 - 6/29/73
Mod. #2 - 38 FR 18816 - 7/13/73
ALLEN COUNTY
Decision #AP-648 (B)
38 FR 13165 - 5/18/73
Mod. #1 - 38 FR 18814 - 7/13/73
Decision #AQ-3000 (R)
38 FR 22341 - 8/17/73
(H)(Hw) - See Adams County
BARTHOLOMEW COUNTY
Decision #AP-649 (B)
38 FR 13168 - 5/18/73
Mod. #1 - 38 FR 15787 - 6/15/73
Mod. #2 - 38 FR 18814 - 7/13/73
Decision #AP-666 (H)(Hw)
38 FR 13237 - 5/18/73
Mod. #1 - 38 FR 17333 - 6/29/73
Mod. #2 - 38 FR 18817 - 7/13/73
BENTON COUNTY
Decision #AP-650 (B)
38 FR 13171 - 5/18/73
Mod. #1 - 38 FR 18814 - 7/13/73
Decision #AP-663 (H)(Hw)
37 FR 13221 - 5/18/73
Mod. #1 - 38 FR 15787 - 6/15/73
Mod. #2 - 38 FR 17332 - 6/29/73
Mod. #3 - 38 FR 18816 - 7/13/73
BLACKFORD COUNTY
Decision #AP-664 (H)(Hw)
38 FR 13227 - 5/18/73
Mod. #1 - 38 FR 17332 - 6/29/73
Mod. #2 - 38 FR 18817 - 7/13/73
BOONE COUNTY
Decision #AM-668 (R)
38 FR 13247 - 5/18/73
Decision #AP-665 (Hw)(H)
38 FR 13232 - 5/18/73
Mod. #1 - 38 FR 17332 - 6/29/73
Mod. #2 - 38 FR 18817 - 7/13/73
BROWN COUNTY
(H)(Hw) - See Bartholomew County
CARROLL COUNTY
(H)(Hw) - See Benton County
CASS COUNTY
(H)(Hw) - See Benton County
CLARK COUNTY
Decision #AP-602 (D)
38 FR 1433 - 1/12/73
(H)(Hw) - See Bartholomew County
CLAY COUNTY
(H)(Hw) - See Boone County
CLINTON COUNTY
(H)(Hw) - See Benton County

INDIANA (cont'd)

CRAWFORD COUNTY
Decision #AP-667 (H,Hw)
38 FR 13244 - 5/18/73
Mod. #1 - 38 FR 17333 - 6/29/73
Mod. #2 - 38 FR 18817 - 7/13/73
(D) - See Clark County
DAVIESS COUNTY
(H,HW) - See Boone County
DEARBORN COUNTY
Decision #AP-651 (B)
38 FR 13174 - 6/18/73
Mod. #1 - 38 FR 18814 - 7/13/73
(D) - See Clark County
(H,Hw) - See Bartholomew County
DECATUR COUNTY
(H,Hw) - See Bartholomew County
DEKALB COUNTY
(H,Hw) - See Adams County
DELAWARE COUNTY
Decision #AP-652 (B)
38 FR 13177 - 5/18/73
Mod. #1 - 38 FR 15787 - 6/15/73
Mod. #2 - 38 FR 18814 - 7/13/73
(H,Hw) - See Blackford County
DUBOIS COUNTY
(H,Hw) - See Crawford County
ELKHART COUNTY
(H,Hw) - See Adams County
FAYETTE COUNTY
(H,Hw) - See Blackford County
FLOYD COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
FOUNTAIN COUNTY
(H,Hw) - See Boone County
FRANKLIN COUNTY
(H,Hw) - See Bartholomew County
FULTON COUNTY
(H,Hw) - See Benton County
GIBSON COUNTY
(H,Hw) - See Crawford County

INDIANA (Cont'd)

GRANT COUNTY
Decision #AP-653 (B)
38 FR 13180 - 5/18/73
Mod. #1 - 38 FR 15787 - 6/15/73
Mod. #2 - 38 FR 18814 - 7/13/73
(H,Hw) - See Blackford County
GREENE COUNTY
(H,Hw) - See Boone County
HAMILTON COUNTY
(H,Hw) - See Blackford County
(R) - See Boone County
HANCOCK COUNTY
(H,Hw) - See Blackford County
(R) - See Boone County
HARRISON COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
HENDRICKS COUNTY
(H,Hw,) - See Boone County
(R) - See Boone County
HENRY COUNTY
(H,Hw) - See Blackford County
HOWARD COUNTY
(H,Hw) - See Benton County
HUNTINGTON COUNTY
(H,Hw) - See Adams County
JACKSON COUNTY
(H,Hw) - See Bartholomew County
JASPER COUNTY
(H,Hw) - See Benton County
JAY COUNTY
(H,Hw) - See Blackford County
JEFFERSON COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
JENNINGS COUNTY
(H,Hw) - See Bartholomew County
JOHNSON COUNTY
(H,Hw) - See Blackford County
(R) - See Boone County
KNOX COUNTY
(H,Hw) - See Boone County
KOSCIUSKO COUNTY
(H,Hw) - See Adams County

INDIANA (Cont'd)

LAGRANGE COUNTY
(H,Hw) - See Adams County
LAKE COUNTY
Decision #AP-654 (B,H,Hw)
38 FR 13182 - 5/18/73
Mod. #1 - 38 FR 18815 - 7/13/73
Decision #AP-4 (D)
37 FR 14670 - 7/21/72
LAPORTE COUNTY
Decision #AP-655 (B,H,Hw)
38 FR 13188 - 5/18/73
Mod. #1 - 38 FR 18815 - 7/13/73
(D) - See Lake County
LAWRENCE COUNTY
(H,Hw) - See Bartholomew County
MADISON COUNTY
(H,Hw) - See Blackford County
MARION COUNTY
Decision #AP-656 (B)
38 FR 13193 - 5/18/73
Mod. #1 - 38 FR 15787 - 6/15/73
Mod. #2 - 38 FR 18815 - 7/13/73
(R) - See Boone County
(H,Hw) - See Blackford County
MARSHALL COUNTY
(H,Hw) - See Adams County
MARTIN COUNTY
(H,Hw) - See Bartholomew County
MIAMI COUNTY
(H,Hw) - See Benton County
MONROE COUNTY
Decision #AP-657 (B)
38 FR 13196 - 5/18/73
Mod. #1 - 38 FR 18815 - 7/13/73
(H,Hw) - See Bartholomew County
MONTGOMERY COUNTY
(H,Hw) - See Boone County
MORGAN COUNTY
(R) - See Boone County
(H,Hw) - See Boone County
NEWTON COUNTY
(H,Hw) - See Benton County
NOBLE COUNTY
(H,Hw) - See Adams County

INDIANA (Cont'd)

OHIO COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
ORANGE COUNTY
(H,Hw) - See Bartholomew County
OWEN COUNTY
(H,Hw) - See Boone County
PARKE COUNTY
(H,Hw) - See Boone County
PERRY COUNTY
(D) - See Clark County
(H,Hw) - See Crawford County
PIKE COUNTY
(H,Hw) - See Crawford County
PORTER COUNTY
Decision #AP-658 (B,H,Hw)
38 FR 13199 - 5/18/73
Mod. #1 - 38 FR 18815 - 7/13/73
(D) - See Lake County
POSEY COUNTY
(D) - See Clark County
(H,Hw) - See Crawford County
PULASKI COUNTY
(H,Hw) - See Benton County
PUTNAM COUNTY
(H,Hw) - See Boone County
RANDOLPH COUNTY
(H,Hw) - See Blackford County
RIPLEY COUNTY
(H,Hw) - See Bartholomew County
RUSH COUNTY
(H,Hw) - See Blackford County
SAINT JOSEPH COUNTY
Decision #AP-659 (B,H,Hw)
38 FR 13203 - 5/18/73
Mod. #1 - 38 FR 18816 - 7/13/73
SCOTT COUNTY
(H,Hw) - See Bartholomew County
SHELBY COUNTY
(R) - See Boone County
(H,Hw) - See Blackford County
SPENCER COUNTY
(D) - See Clark County
(H,Hw) See Crawford County

INDIANA (Cont'd)

STARKE COUNTY
(H,Hw) - See Adams County
STEUBEN COUNTY
(H,Hw) - See Adams County
SULLIVAN COUNTY
(H,Hw) - See Boone County
SWITZERLAND COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
TIPPECANOE COUNTY
(B,H,Hw) - See Benton County
TIPTON COUNTY
(H,Hw) - See Benton County
UNION COUNTY
(H,Hw) - See Blackford County
VANDERBURGH COUNTY
Decision #AP-660 (B)
38 FR 13208 - 5/18/73
Mod. #1 - 38 FR 18816 - 7/13/73
(D) - See Clark County
(H,Hw) - See Crawford County
VERMILLION COUNTY
(H,Hw) - See Boone County
VIGO COUNTY
Decision #AP-661 (B)
38 FR 13211 - 5/18/73
Mod. #1 - 38 FR 15787 - 6/15/73
Mod. #2 - 38 FR 17332 - 6/29/73
Mod. #3 - 38 FR 18816 - 7/13/73
(H,Hw) - See Boone County
WABASH COUNTY
(H,Hw) - See Benton County
WARREN COUNTY
(H,Hw) - See Boone County
WARRICK COUNTY
(D) - See Clark County
(H,Hw) - See Crawford County
WASHINGTON COUNTY
(H,Hw) - See Bartholomew County
WAYNE COUNTY
(H,Hw) - See Blackford County
WELLS COUNTY
(H,Hw) - See Adams County
WHITE COUNTY
(H,Hw) - See Benton County
WHITLEY COUNTY
(H,Hw) - See Adams County

IOWA

ADAIR COUNTY
None
ADAMS COUNTY
None
ALLAMAKEE COUNTY
None
APPANOOSE COUNTY
None
AUDUBON COUNTY
None
BENTON COUNTY
None
BLACK HAWK COUNTY
Decision #AQ-17 (B,H,Hw) (City of Waterloo & abutting Municipalities
38 FR 21078 - 8/3/73
Mod. #1 - 38 FR 22849 - 8/24/73
BOONE COUNTY
None
BREMER COUNTY
None
BUCHANAN COUNTY
None
BUENA VISTA COUNTY
None
BUTLER COUNTY
None
CALHOUN COUNTY
None
CARROLL COUNTY
Decision #AM-6,712 (H,Hw)
37 FR 7429 - 4-14-72
CASS COUNTY
(H,Hw) - See Carroll County
CEDAR COUNTY
None
CERRO GORDO COUNTY (MASON CITY)
Decision #AM-2448 (B,H,Hw)
36 FR 16796 - 8-25-71
Mod. #1-36 FR 18985 - 9-24-71
Mod. #2-37 FR 4465 - 3-3-72
Mod. #3-38 FR 16579 - 6/22/73
Mod. #4-38 FR 18115 - 7/6/73
Mod. #5 - 38 FR 20163 - 7/27/73
Mod. #6 - 38 FR 22843 - 8/24/73
CHEROKEE COUNTY
None
CHICKASAW COUNTY
None
CLARKE COUNTY
None

IOWA (Cont'd)

CLAY COUNTY
(H,Hw) - See Carroll County
CLAYTON COUNTY
None
CLINTON COUNTY (City of Clinton and abbutting municipalities)
Decision #AQ-12 (B,H,Hw)
38 FR 21059 - 8/3/73
Mod. #1 - 38 FR 22846 - 8/24/73
CRAWFORD COUNTY
(H,Hw) - See Carroll County
DALLAS COUNTY
None
DAVIS COUNTY
None
DECATUR COUNTY
None
DELAWARE COUNTY
None
DES MOINES COUNTY (City of Burlington and Abutting Municipalities; and Burlington Ordnance Plant)
Decision #AQ-16 (B,H,Hw)
38 FR 21074 - 8/3/73
Mod. #1 - 38 FR 22849 - 8/24/73
DICKINSON COUNTY
None
DUBUQUE COUNTY (City of Dubuque and abutting municipalities)
Decision #AQ-13 (B,H,Hw)
38 FR 21062 - 8/3/73
Mod. #1 - 38 FR 22846 - 8/24/73
EMMET COUNTY
None
FAYETTE COUNTY
None
FLOYD COUNTY
None
FRANKLIN COUNTY
None
FREMONT COUNTY
None
GREENE COUNTY
None
GRUNDY COUNTY
None

IOWA (Cont'd)

GUTHRIE COUNTY
None
HAMILTON COUNTY
None
HANCOCK COUNTY
None
HARDIN COUNTY
None
HARRISON COUNTY
None
HENRY COUNTY
None
HOWARD COUNTY
(H-Hw) - See Carroll County
HUMBOLDT COUNTY
None
IDA COUNTY
None
IOWA COUNTY
None
JACKSON COUNTY
None
JASPER COUNTY
None
JEFFERSON COUNTY
None
JOHNSON COUNTY (City of Iowa City & abutting municipalities)
Decision #AQ-20 (B,H,Hw)
38 FR 22861 - 8/24/73
JONES COUNTY
None
KEOKUK COUNTY
None
KOSSUTH COUNTY
None
LEE COUNTY
None
LINN COUNTY (City of Cedar Rapids and Abutting Municipalities)
Decision #AQ-19 (B,H,Hw)
38 FR 22857 - 8/24/73
LINN COUNTY (Except City of Cedar Rapids and Abutting Municipalities)
Decision #AP-536 (H,Hw)
38 FR 18139 - 7/6/73

IOWA (Cont'd)

LOUISA COUNTY
None
LUCAS COUNTY
None
LYON COUNTY
None
MADISON COUNTY
None
MAHASKA COUNTY
None
MARION COUNTY
None
MARSHALL COUNTY
None
MILLS COUNTY
None
MITCHELL COUNTY
None
MONONA COUNTY
(H,Hw) - See Carroll County
MONROE COUNTY
None
MONTGOMERY COUNTY
None
MUSCATINE COUNTY
None
O'BRIEN COUNTY
(H,Hw) - See Carroll County
OSCEOLA COUNTY
(H,Hw) - See Carroll County
PAGE COUNTY
None
PALO ALTO COUNTY
None
PLYMOUTH COUNTY
None
POCAHONTAS COUNTY
None
POLK COUNTY (City of Des Moines and Abutting Municipalities)
Decision #AQ-15 (B,H,Hw)
38 FR 21070 - 8/3/73
Mod. #1 - 38 FR 22848 - 8/24/73
POLK COUNTY (Except City of Des Moines and Abutting Municipalities)
Decision #AP-215 (H,Hw)
37 FR 16266 - 8-11-72

IOWA (Cont'd)

POTTAWATTAMIE COUNTY (City of Council Bluffs and the area within 3 miles from the City limits)
Decision #AM-2455 (B,H,Hw)
36 FR 16820 - 8-25-71
Mod. #1-37 FR 4466 - 3-3-72
POWESHIEK COUNTY
None
RINGGOLD COUNTY
(H,Hw) - See Carroll County
SAC COUNTY
None
SCOTT COUNTY
Decision #AQ-3 (B,H,Hw)
38 FR 19641 - 7/20/73
SHELBY COUNTY
None
SIOUX COUNTY
None
STORY COUNTY (City of Ames and abutting municipalities)
Decision #AQ-14 (B,H,Hw)
38 FR 21066 - 8/3/73
Mod. #1 - 38 FR 22847 - 8/24/73
TAMA COUNTY
None
TAYLOR COUNTY
(H,Hw) - See Carroll County
UNION COUNTY
None
VAN BUREN COUNTY
(H,Hw) - See Carroll County
WAPELLO COUNTY
None
WARREN COUNTY
None
WASHINGTON COUNTY
None
WAYNE COUNTY
None
WEBSTER COUNTY (FORT DODGE)
Decision #AM-2458 (B,H,Hw)
36 FR 16830 - 8-25-71
Mod. #1-37 FR 4466 - 3-3-72
Mod. #2-37 FR 11117 - 6/2/72
Mod. #3 - 38 FR 15787 - 6/15/73
Mod. #4 - 38 FR 17337 - 6/29/73
Mod. #5 - 38 FR 18115 - 7/6/73
Mod. #6 - 38 FR 18817 - 7/13/73
Mod. #7 - 38 FR 22844 - 8/24/73

IOWA (Cont'd)

WINNEBAGO COUNTY
None
WINNESHIEK COUNTY
None
WOODBURY COUNTY (City of Sioux City and abutting municipalities)
Decision #AQ-11 (B,H,Hw)
38 FR 21055 - 8/3/73
Mod. #1 - 38 FR 22845 - 8/24/73
Mod. #2 - 38 FR 23653 - 8/31/73
WORTH COUNTY
None
WRIGHT COUNTY
None

KANSAS

ALLEN COUNTY
Decision #AP-519 (Hw)
38 FR 7732 - 3/23/73
Mod. #1 - 38 FR 22313 - 8/17/73
ANDERSON COUNTY
(Hw) - See Allen County
ATCHISON COUNTY
Decision #AQ-21 (D)
38 FR 23647 - 8/31/73
(Hw) - See Allen County
BARBER COUNTY
Decision #AP-521 (Hw)
38 FR 7734 - 3/23/73
Mod. #1 - 38 FR 22313 - 8/17/73
BARTON COUNTY
(Hw) - See Barber County
BOURBON COUNTY
(Hw) - See Allen County
BROWN COUNTY
(Hw) - See Allen County
BUTLER COUNTY
(Hw) - See Allen County
CHASE COUNTY
(Hw) - See Allen County
CHAUTAUADA COUNTY
(Hw) - See Allen County
CHEROKEE COUNTY
(Hw) - See Allen County
CHEYENNE COUNTY
(Hw) - See Barber County
CLARK COUNTY
(Hw) - See Barber County

KANSAS (Cont'd)

CLAY COUNTY
(Hw) - See Allen County
CLOUD COUNTY
(Hw) - See Allen County
COFFEY COUNTY
(Hw) - See Allen County
COMANCHE COUNTY
(Hw) - See Barber County
COWLEY COUNTY
(Hw) - See Allen County
CRAWFORD COUNTY
(Hw) - See Allen County
DECATUR COUNTY
(Hw) - See Barber County
DICKINSON COUNTY
(Hw) - See Allen County
DONIPHAN COUNTY
(D) - See Atchison County
(Hw) - See Allen County
DOUGLAS COUNTY
Decision #AP-503 (Hw)
37 FR 17349 - 8-25-72
Mod. #1-37 FR 20389 - 9-29-72
Mod. #2-38 FR 6523 - 3/9/73
Mod. #3-38 FR 9389 - 4/13/73
Mod. #4-38 FR 20164 - 7/27/73
Mod. #5 - 38 FR 22850 - 8/24/73
EDWARDS COUNTY
(Hw) - See Barder County
ELK COUNTY
(Hw) - See Allen County
ELLIS COUNTY
(Hw) - See Barber County
ELLSWORTH COUNTY
(Hw) - See Barber County
FINNEY COUNTY
(Hw) - See Barber County
FORD COUNTY
(Hw) - See Barber County
FRANKLIN COUNTY
(Hw) - See Allen County
GEARY COUNTY
(Hw) - See Allen County
GOVE COUNTY
(Hw) - See Barber County
GRAHAM COUNTY
(Hw) - See Barber County
GRANT COUNTY
(Hw) - See Barber County

KANSAS (Cont'd)

GRAY COUNTY
(Hw) - See Barber County
GREELEY COUNTY
(Hw) - See Barber County
GREENWOOD COUNTY
(Hw) - See Allen County
HAMILTON COUNTY
(Hw) - See Barber County
HARPER COUNTY
(Hw) - See Allen County
HARVEY COUNTY
(Hw) - See Allen County
HASKELL COUNTY
(Hw) - See Barber
HODGEMAN COUNTY
(Hw) - See Barber County
JACKSON COUNTY
(Hw) - See Allen County
JEFFERSON COUNTY
(Hw) - See Douglas County
JEWELL COUNTY
(Hw) - See Barber County
JOHNSON COUNTY
Decision #AP-531 (B,H,Hw)
38 FR 13929 - 5/25/73
Mod. #1 - 38 FR 15210 - 6/8/73
Mod. #2 - 38 FR 16584 - 6/22/73
Mod. #3 - 38 FR 18117 - 7/6/73
Mod. #4 - 38 FR 20165 - 7/27/73
Mod. #5 - 38 FR 22850 - 8/24/73
Decision #AP-516 (R)
37 FR 26206 - 12/8/72
Mod. #1 - 38 FR 1435 - 1/12/73
Mod. #2 - 38 FR 4078 - 2/9/73
Mod. #3 - 38 FR 12511 - 5/11/73
Mod. #4 - 38 FR 15210 - 6/8/73
Mod. #5 - 38 FR 22850 - 8/24/73
KEARNY COUNTY
(Hw) - See Barber County
KINGMAN COUNTY
(Hw) - See Allen County
KIOWA COUNTY
(Hw) - See Barber County
LABETTE COUNTY
(Hw) - See Allen County
LANE COUNTY
(Hw) - See Barber County
LEAVENWORTH COUNTY
Decision #AM-6,708 (B)
37 FR 7031 - 4/7/72
Mod. #1-37 FR 18833 - 9/15/72
Mod. #2-37 FR 20388 - 9/29/72
Mod. #3-38 FR 6522 - 3/9/73
Mod. #4-38 FR 17340 - 6/29/73
Mod. #5-38 FR 20167 - 7/27/73
Mod. #6-38 FR 22850 - 8/24/73
(Hw) - See Douglas County
(D) - See Atchison County

KANSAS (Cont'd)

LINCOLN COUNTY
(Hw) - See Barber County
LINN COUNTY
(Hw) - See Allen County
LOGAN COUNTY
(Hw) - See Barber County
LYON COUNTY
(Hw) - See Allen County
McPHERSON COUNTY
(Hw) - See Allen County
MARION COUNTY
(Hw) - See Allen County
MARSHALL COUNTY
(Hw) - See Allen County
MEADE COUNTY
(Hw) - See Barber County
MIAMI COUNTY
(Hw) - See Douglas County
MITCHELL COUNTY
(Hw) - See Barber County
MONTGOMERY COUNTY
(Hw) - See Allen County
MORRIS COUNTY
(Hw) - See Allen County
MORTON COUNTY
(Hw) - See Barber County
NEMAHA COUNTY
(Hw) - See Allen County
NEOSHO COUNTY
(Hw) - See Allen County
NESS COUNTY
(Hw) - See Barber County
NORTON COUNTY
(Hw) - See Barber County
OSAGE COUNTY
(Hw) - See Allen County
OSBORNE COUNTY
(Hw) - See Barber County
OTTAWA COUNTY
(Hw) - See Allen County
PAWNEE COUNTY
(Hw) - See Barber County
PHILLIPS COUNTY
(Hw) - See Barber County
POTTAWATOMIE COUNTY
(Hw) - See Allen County
PRATT COUNTY
(Hw) - See Barber County
RAWLINS COUNTY
(Hw) - See Barber County

KANSAS (Cont'd)

RENO COUNTY
(Hw) - See Allen County
REPUBLIC COUNTY
(Hw) - See Allen County
RICE COUNTY
(Hw) - See Barber County
RILEY COUNTY
(Hw) - See Allen County
ROOKS COUNTY
(Hw) - See Barber County
RUSH COUNTY
(Hw) - See Barber County
RUSSELL COUNTY
(Hw) - See Barber County
SALINE COUNTY
(Hw) - See Allen County
SCOTT COUNTY
(Hw) - See Barber County
SEDGWICK COUNTY
Decision #AP-533 (R)
38 FR 16573 - 6/22/73
Decision #AP-532 (Hw)
38 FR 13922 - 5/25/73
Mod. #1 - 38 FR 20166 - 7/27/73
Decision #AP-520 (Hw)
38 FR 7733 - 3/23/73
Mod. #1 - 38 FR 22313 - 8/17/73
SEWARD COUNTY
(Hw) - See Barber County
SHAWNEE COUNTY
Decision #AM-6,717 (B)
37 FR 7458-4/14/72
Mod.#1-37 FR 18833-9/15/72
Mod.#2-37 FR 20388-9/29/72
Mod.#3-38 FR 4077 - 2/9/73
Mod. #4-38 FR 6523 - 3/9/73
Mod. #5-38 FR 20168 - 7/27/73
(Hw) - See Douglas County
Decision #AP-501 (R)
37 FR 16312-8/11/72
Mod.#1-37 FR 18834-9/15/72
Mod.#2-37 FR 20388-9/29/72
Mod.#3-38 FR 4077 - 2/9/73
Mod. #4-38 FR 6523 - 3/9/73
Mod. #5-38 FR 20163 - 7/27/73

KANSAS (Cont'd)

SHERIDAN COUNTY
(Hw) - See Barber County
SHERMAN COUNTY
(Hw) - See Barber County
SMITH COUNTY
(Hw) - See Barber County
STAFFORD COUNTY
(Hw) - See Barber County
STANTON COUNTY
(Hw) - See Barber County
STEVENS COUNTY
(Hw) - See Barber County
SUMNER COUNTY
(Hw) - See Allen County
THOMAS COUNTY
(Hw) - See Barber County
TREGO COUNTY
(Hw) - See Barber County
WABAUNSEE COUNTY
(Hw) - See Allen County
WALLACE COUNTY
(Hw) - See Barber County
WASHINGTON COUNTY
(Hw) - See Allen County
WICHITA COUNTY
(Hw) - See Barber County
WILSON COUNTY
(Hw) - See Allen County
WOODSON COUNTY
(Hw) - See Allen County
WYANDOTTE COUNTY
(B,H,Hw) - See Johnson County
(R) - See Johnson County
(D) - See Atchison County

KENTUCKY

ADAIR COUNTY
Decision #AP-143 (H, Hw)
38 FR 2033 - 1/19/73
Mod. #1-38 FR 14511 - 6/1/73
Mod. #2-38 FR 22313 - 8/17/73
ALLEN COUNTY
Decision #AP-145 (H, Hw)
38 FR 2040 - 1/19/73
Mod. #1-38 FR 14513 - 6/1/73
Mod. #2-38 FR 22313 - 8/17/73
ANDERSON COUNTY
Decision #AP-146 (H, Hw)
38 FR 2044 - 1/19/73
Mod. #1-38 FR 14514 - 6/1/73
Mod. #2-38 FR 22314 - 8/17/73
BALLARD COUNTY
Decision #AQ-4002 (D)
38 FR 21037 - 8/3/73
(H,Hw) - See Allen County
BARREN COUNTY
(H,Hw) - See Adair County
BATH COUNTY
(H,Hw) - See Anderson County
Decision #AM-487 (R)
36 FR 16459 - 8/20/71
BELL COUNTY
(H,Hw) - See Adair County
BOONE COUNTY
Decision #AP-168 (B)
38 FR 6513 3/9/73
Decision #AP-141 (H,Hw)
37 FR 25690 - 12/1/72
Mod. #1-37 FR 26778 - 12/15/72
Mod. #2-38 FR 2008 - 1/19/73
Mod. #3-38 FR 20169 - 7/27/73
Decision #AP-602 (D)
38 FR 1433 - 1/12/73
BOURBON COUNTY
(Hw, H) - See Anderson County
(R) - See Bath County
BOYD COUNTY
Decision #AP-170 (B)
38 FR 7735 - 3/23/73
Mod. #1-38 FR 12512 - 5/11/73
Mod. #2-38 FR 18817 - 7/13/73
Mod. #3-38 FR 21703 - 8/10/73
Mod. #4-38 FR 23654 - 8/31/73
(H,Hw) - See Anderson County
(D) - See Boone County
BOYLE COUNTY
(H,Hw) - See Anderson County
BRACKEN COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
BREATHITT COUNTY
Decision #AP-144 (H, Hw)
38 FR 2037 - 1/19/73
Mod. #1-38 FR 14512 - 6/1/73
Mod. #2-38 FR 22313 - 8/17/73

KENTUCKY (Cont'd)

BRECKINRIDGE COUNTY
Decision #AP-183 (R)
38 FR 11278 - 5/4/73
(H,Hw) - See Anderson County
(D) - See Boone County
BULLITT COUNTY
(D) - See Boone County
(H, Hw) - See Anderson County
(R) - See Breckinridge County
BUTLER COUNTY
(H,Hw) - See Allen County
CALDWELL COUNTY
(H,Hw) - See Allen County
CALLOWAY COUNTY
(H,Hw) - See Allen County
CAMPBELL COUNTY
(B,H,D,Hw) - See Boone County
CARLISLE COUNTY
(D) - See Ballard County
(H,Hw) - See Allen County
CARROLL COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
CARTER COUNTY
(H,Hw) - See Anderson County
CASEY COUNTY
(H,Hw) - See Adair County
CHRISTIAN COUNTY
(H,Hw) - See Allen County
CLARK COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
CLAY COUNTY
(H,Hw) - See Adair County
CLINTON COUNTY
(H,Hw) - See Adair County
CRITTENDEN COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
CUMBERLAND COUNTY
(H,Hw) - See Adair County
DAVIESS COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
EDMONSON COUNTY
(H,Hw) - See Allen County

KENTUCKY (cont'd)

ELLIOTT COUNTY
(H,Hw) - See Anderson County
ESTILL COUNTY
(H,Hw) - See Adair County
FAYETTE COUNTY
Decision #AP-194 (B)
38 FR 13926 - 5/25/73
Mod. #1 - 38 FR 21704 - 8/10/73
Mod. #2 - 38 FR 23654 - 8/31/73
(R) - See Bath County
FLEMING COUNTY
(H,Hw) - See Anderson County
FLOYD COUNTY
(H,Hw) - See Breathitt County
FRANKLIN COUNTY
(H,Hw) - See Anderson County
FULTON COUNTY
(D) - See Ballard County
(H,Hw) - See Allen County
GALLATIN COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
GARRARD COUNTY
(H,Hw) - See Adair County
GRANT COUNTY
(H,Hw) - See Anderson County
GRAVES COUNTY
(H,Hw) - See Allen County
GRAYSON COUNTY
(H,Hw) - See Anderson County
GREEN COUNTY
(H,Hw) - See Adair County
GREENUP COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County

KENTUCKY (Cont'd)

HANCOCK COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
HARDIN COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
(D) - See Boone County
HARLAN COUNTY
(H,Hw) - See Adair County
HARRISON COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
HART COUNTY
(H,Hw) - See Adair County
HENDERSON COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
HENRY COUNTY
(H,Hw) - See Anderson County
HICKMAN COUNTY
(D) - See Ballard County
(H,Hw) - See Allen County
HOPKINS COUNTY
(H,Hw) - See Allen County
JACKSON COUNTY
(H,Hw) - See Adair County
JEFFERSON COUNTY
Decision #AP-171 (B)
38 FR 7738 - 3/23/73
Mod. #1-38 FR 13916 - 5/25/73
Mod. #2-38 FR 21703 - 8/10/73
Mod. #3-38 FR 23654 - 8/31/73
(D) - See Boone County
(R) - See Breckinridge County
(H,Hw) - See Anderson County

KENTUCKY (Cont'd)

JESSAMINE COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
JOHNSON COUNTY
Decision #AP-147 (H, Hw)
38 FR 2048 - 1/19/73
Mod. #1-38 FR 14515 - 6/1/73
Mod. #2-38 FR 22314 - 8/17/73
KENTON COUNTY
(B,H,Hw,D) - See Boone County
KNOTT COUNTY
(H,Hw) - See Breathitt County
KNOX COUNTY
(H,Hw) - See Adair County
LARUE COUNTY
(H,Hw) - See Anderson COunty
LAUREL COUNTY
(H,Hw) - See Adair County
LAWRENCE COUNTY
(H,Hw) - See Johnson County
LEE COUNTY
(H,Hw) - See Adair County
LESLIE COUNTY
(H,Hw) - See Adair County
LETCHER COUNTY
(H,Hw) - See Breathitt County
LEWIS COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
LINCOLN COUNTY
(H,Hw) - See Adair County
LIVINGSTON COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
LOGAN COUNTY
(H,Hw) - See Allen County
LYON COUNTY
(H,Hw) - See Allen County

KENTUCKY (Cont'd)

McCRACKEN COUNTY
Decision #AP-188 (B)
38 FR 9935 - 4/20/73
Mod. #1-38 FR 13916 - 5/25/73
Mod. #2-38 FR 18117 - 7/6/73
Mod. #3-38 FR 21703 - 8/10/73
Mod. #4-38 FR 23654 - 8/31/73
(D) - See Boone County
(H,Hw) - See Allen County
McCREARY COUNTY
(H,Hw) - See Adair County
McLEAN COUNTY
(H,Hw) - See Allen County
MADISON COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
MAGOFFIN COUNTY
(H,Hw) - See Breathitt County
MARION COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
MARSHALL COUNTY
(H,Hw) - See Allen County
MARTIN COUNTY
(H,Hw) - See Breathitt County
MASON COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
MEADE COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
(D) - See Boone County
MENIFEE COUNTY
(H,Hw) - See Adair County

KENTUCKY (Cont'd)

MERCER COUNTY
(H,Hw) - See Anderson County
METCALFE COUNTY
(H,Hw) - See Adair County
MONROE COUNTY
(H,Hw) - See Adair County
MONTGOMERY COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
MORGAN COUNTY
(H,Hw) - See Anderson County
MUHLENBERG COUNTY
(H,Hw) - See Allen County
NELSON COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
NICHOLAS COUNTY
(H,Hw) - See Anderson County
OHIO COUNTY
(H,Hw) - See Allen County
OLDHAM COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
(D) - See Boone County
OWEN COUNTY
(H,Hw) - See Anderson County
OWSLEY COUNTY
(H,Hw) - See Adair County
PENDLETON COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
PERRY COUNTY
(H,Hw) - See Breathitt County
PIKE COUNTY
(H,Hw) - See Breathitt County
POWELL COUNTY
(H,Hw) - See Adair County
PULASKI COUNTY
(H,Hw) - See Adair County
ROBERTSON COUNTY
(H,Hw) - See Anderson County
ROCKCASTLE COUNTY
(H,Hw) - See Adair County
ROWAN COUNTY
(H,Hw) - See Anderson County

KENTUCKY (Cont'd)

RUSSELL COUNTY
(H,Hw) - See Adair County
SCOTT COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
SHELBY COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
SIMPSON COUNTY
(H,Hw) - See Allen County
SPENCER COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
TAYLOR COUNTY
(H,Hw) - See Adair County
TODD COUNTY
(H,Hw) - See Allen County
TRIGG COUNTY
(H,Hw) - See Allen County
TRIMBLE COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
UNION COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
WARREN COUNTY
Decision #AP-189 (B,H,Hw)
38 FR 13248 - 5/18/73
Mod. #1 - 38 FR 21704 - 8/10/73
Mod. #2 - 38 FR 23654 - 8/31/73
WASHINGTON COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
WAYNE COUNTY
(H,Hw) - See Adair County
WEBSTER COUNTY
(H,Hw) - See Allen County
WHITLEY COUNTY
(H,Hw) - See Adair County
WOLFE COUNTY
(H,Hw) - See Adair County
WOODFORD COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County

LOUISIANA

STATEWIDE
Decision #AQ-4002 (D)
38 FR 21037 - 8/3/73
ACADIA PARISH
(D) - See Statewide
Decision #AP-1107 (F)
38 FR 17358 - 6/29/73
Decision #AQ-8 (B)
38 FR 20204 - 7/27/73
Mod. #1 - 38 FR 21704 - 8/10/73
Mod. #2 - 38 FR 22314 - 8/17/73
Mod. #3 - 38 FR 23655 - 8/31/73
ALLEN PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
ASCENSION PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
ASSUMPTION PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
AVOYELLES PARISH
(D) - See Statewide
(F) - See Acadia Parish
BEAUREGARD PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
BIENVILLE PARISH
(D) - See Statewide
(F) - See Acadia Parish
BOSSIER PARISH
(D) - See Statewide
(F) - See Acadia Parish
Decision #AQ-5 (B)
38 FR 19647 - 7/20/73
Mod. #1 - 38 FR 23655 - 8/31/73
Decision #AQ-6 (R)
38 FR 19649 - 7/20/73
Mod. #1 - 38 FR 23655 - 8/31/73
CADDO PARISH
(D) - See Statewide
(B,R) - See Bossier Parish
CALCASIEU PARISH
(D) - See Statewide
(B) - See Acadia Parish
(F) - See Acadia Parish

LOUISIANA (Cont'd)

CALCASIEU PARISH (cont'd)
Decision #AQ-4 (R)
38 FR 19645 - 7/20/73
Mod. #1 - 38 FR 23655 - 8/31/73
CALDWELL PARISH
(D)-See Statewide
(F)-See Acadia Parish
CAMERON PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
CATAHOULA PARISH
(D) - See Statewide
(F) - See Acadia Parish
CLAIBORNE PARISH
(D) - See Statewide
(F) - See Acadia Parish
CONCORDIA PARISH
(D) - See Statewide
(F) - See Acadia Parish
DE SOTO PARISH
(D) - See Statewide
(F) - See Acadia Parish
EAST BATON ROUGE PARISH
(D) - See Statewide
(B) - See Acadia Parish
EAST CARROLL PARISH
(D) - See Statewide
(F) - See Acadia Parish
EAST FELICIANA PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
EVANGELINE PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
FRANKLIN PARISH
(D) - See Statewide
(F) - See Acadia Parish

LOUISIANA (Cont'd)

GRANT PARISH
(D) - See Statewide
(F) - See Acadia Parish
IBERIA PARISH
(D) - See Statewide
(B,F) - See Acadia Parish
IBERVILLE PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
JACKSON PARISH
(D)-See Statewide
(F)-See Acadia Parish
JEFFERSON PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
JEFFERSON DAVIS PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
LAFAYETTE PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
LAFOURCHE PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
LA SALLE PARISH
(D)-See Statewide
(F)-See Acadia Parish
LINCOLN PARISH
(D)-See Statewide
(F)-See Acadia Parish
LIVINGSTON PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
MADISON PARISH
(D)-See Statewide
(F)-See Acadia Parish
MOREHOUSE PARISH
(D)-See Statewide
(F)-See Acadia Parish
NATCHITOCHES PARISH
(D)-See Statewide
(F)-See Acadia Parish
ORLEANS PARISH
(D) - See Statewide
(B) - See Acadia Parish

LOUISIANA (Cont'd)

OUACHITA PARISH
(D)-See Statewide
Decision #AP-317 (B)
37 FR 17305-8/25/72
PLAQUEMINES PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
POINT COUPEE PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
RAPIDES PARISH
(D)-See Statewide
Decision #AP-736 (B)
38 FR 14609 - 6/1/73
Mod. #1-38 FR 15788 - 6/15/73
Mod. #2-38 FR 17341 - 6/29/73
Mod. #3-38 FR 19605 - 7/20/73
Mod. #4-38 FR 23655 - 8/31/73
RED RIVER PARISH
(D)-See Statewide
(F)-See Acadia Parish
RICHLAND PARISH
(D)-See Statewide
(F)-See Acadia Parish
SABINE PARISH
(D)-See Statewide
(F)-See Acadia Parish
ST. BERNARD PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. CHARLES PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. HELENA PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. JAMES PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. JOHN THE BAPTIST PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. LANDRY PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. MARTIN PARISH
(D)-See Statewide
(B,F) - See Acadia Parish

LOUISIANA (Cont'd)

ST. MARY PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
ST. TAMMANY PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
TANGIPAHOA PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
TENSAS PARISH
(D) See Statewide
(F)-See Acadia Parish
TERREBONNE PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
UNION PARISH
(D)-See Statewide
(F)-See Acadia Parish
VERMILION PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
VERNON PARISH
(D)-See Statewide
(F)-See Acadia Parish
WASHINGTON PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
WEBSTER PARISH
(D)-See Statewide
(F)-See Acadia Parish
WEST BATON ROUGE PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
WEST CARROLL PARISH
(D)-See Statewide
(F)-See Acadia Parish
WEST FELICIANA PARISH
(D)-See Statewide
(B,F) - See Acadia Parish
WINN PARISH
(D)-See Statewide
(F)-See Acadia Parish

MAINE

ANDROSCOGGIN COUNTY
None
AROOSTOOK COUNTY
None
CUMBERLAND COUNTY
Decision #AP-803 (D)
38 FR 10580 - 4/27/73
FRANKLIN COUNTY
None
HANCOCK COUNTY
(D) - See Cumberland County
KENNEBEC COUNTY
None
KNOX COUNTY
(D) - See Cumberland County
LINCOLN COUNTY
(D) - See Cumberland County
OXFORD COUNTY
None
PENOBSCOT COUNTY
None
PISCATAQUIS COUNTY
None
SAGADAHOC COUNTY
(D) - See Cumberland County
SOMERSET COUNTY
None
WALDO COUNTY
(D) - See Cumberland County
WASHINGTON COUNTY
(D) - See Cumberland County
YORK COUNTY
(D) - See Cumberland County

MARYLAND

ALLEGANY COUNTY
None
ANNE ARUNDEL COUNTY
Decision #AP-847 (D)
38 FR 15797 - 6/15/73
Decision #AQ-2004 (B,H,Hw)
38 FR 21711 - 8/10/73
Mod. #1 - 38 FR 22851 - 8/24/73
BALTIMORE CITY & BALTIMORE COUNTY
Decision #AP-856 (B,H,Hw)
38 FR 16612 - 6/22/73
Mod. #1 - 38 FR 18118 - 7/6/73
Mod. #2 - 38 FR 21011 - 8/3/73
Mod. #3-38 FR 21710 - 8/10/73
Mod. #4-38 FR 22315 - 8/17/73
Decision #AM-1,846 (R)
36 FR 16249 - 8/20/71
Decision #AP-803 (D)
38 FR 10580 - 4/27/73
CALVERT COUNTY
(D)-See Anne Arundel County
CAROLINE COUNTY
None
CARROLL COUNTY
None
CECIL COUNTY
(R)-See Baltimore County
CHARLES COUNTY
(D)-See Anne Arundel County
DORCHESTER COUNTY
(D)-See Anne Arundel County
FREDERICK COUNTY
None
GARRETT COUNTY
None
HARFORD COUNTY
(R)-See Baltimore County
(D)-See Anne Arundel County
HOWARD COUNTY
(R)-See Baltimore County
KENT COUNTY
(D)-See Anne Arundel County

MARYLAND (cont'd)

MONTGOMERY COUNTY
Decision #AP-858 (B)
38 FR 17390 - 6/29/73
Mod. #1 - 38 FR 17390 - 6/29/73
Decision #AP-450 (R)
37 FR 25117 - 11/25/72
PRINCE GEORGES COUNTY
(B)-See Montgomery County
(R)-See Montgomery County
(D)-See Anne Arundel County
QUEEN ANNES COUNTY
(D) - See Anne Arundel County
ST. MARYS COUNTY
(D) - See Anne Arundel County
SOMERSET COUNTY
(D)-See Anne Arundel County
TALBOT COUNTY
(D)-See Anne Arundel County
WASHINGTON COUNTY
None
WICOMICO COUNTY
(D)-See Anne Arundel County
WORCESTER COUNTY
(D)-See Baltimore County

MASSACHUSETTS

BARNSTABLE COUNTY
Decision #AQ-3002 (B,H,Hw,Marine)
38 FR 23687 - 8/31/73
Decision #AP-803 - (D)
38 FR 10580 - 4/27/73
BERKSHIRE COUNTY
None
BRISTOL COUNTY
Decision #AQ-3010 (B,H,Hw,& Marine)
38 FR 24482 - 9/7/73
(D) - See Barnstable County
DUKES COUNTY
(D) - See Barnstable County
ESSEX COUNTY
Decision #AQ-3003 (B,H,Hw, & Marine)
38 FR 23691 - 8/31/73
(D) - See Barnstable County
FRANKLIN COUNTY
None
HAMPDEN COUNTY
Decision #AP-813 (B,H,Hw)
38 FR 12546 - 5/11/73
Mod. #1 - 38 FR 15211 - 6/8/73
Mod. #2 - 38 FR 18119 - 7/6/73
Mod. #3 - 38 FR 23657 - 8/31/73
Decision #AP-740 (R)
38 FR 4617 - 2/16/73
Mod. #1 - 38 FR 6523 - 3/9/73
Mod. #2 - 38 FR 9394 - 4/13/73
Mod. #3 - 38 FR 18818 - 7/13/73
HAMPSHIRE COUNTY
None
MIDDLESEX COUNTY
Decision #AQ-3004 (B,H,Hw, & Marine)
38 FR 23696 - 8/31/73
(D) - See Barnstable County
Decision #AQ-3005 (R)
38 FR 23702 - 8/31/73
NANTUCKET COUNTY
(D) - See Barnstable County
NORFOLD COUNTY
(D) - See Barnstable County
PLYMOUTH COUNTY
(D) - See Barnstable County
SUFFOLK COUNTY
Decision #AQ-3006 - (B,H,Hw, Marine & D)
38 FR 23705 - 8/31/73
Decision #AQ-3008 (R)
38 FR 24480 - 9/7/73
WORCESTER COUNTY
Decision #AQ-3007 (B,H,Hw)
38 FR 23710 - 8/31/73

MICHIGAN

ALCONA COUNTY
Decision #AP-4 (D)
37 FR 14670 - 7/21/72
Decision #AP-79 (Highway, Bridge, Airport & Sewer Cons, excl. of Bldgs.)
37 FR 28377 - 12/22/72
Mod. #1 - 38 FR 936 - 1/5/73
Mod. #2 - 38 FR 4629 - 2/16/73
ALGER COUNTY
(Hw) (D) - See Alcona County
ALLEGAN COUNTY
Decision #AP-80 (B,H)
37 FR 28822 - 12/29/72
Mod. #1 - 38 FR 5089 - 2/23/73
Mod. #2 - 38 FR 20169 - 7/27/73
Decision #AM-398 (R)
36 FR 15891 - 8/18/71
Decision #AP-77 (Highway, Bridge, Airport & Sewer Cons, excl. of Bldg.)
37 FR 28374 - 12/22/72
Mod. #1 - 38 FR 4629 - 2/16/73
Mod. #2 - 38 FR 21012 - 8/3/73
(D) - See Alcona County
ALPENA COUNTY
Decision #AP-81 (B,H)
37 FR 28825 - 12/29/72
Mod. #1 - 38 FR 5089 - 2/23/73
Mod. #2 - 38 FR 20169 - 7/27/73
(Hw,D) - See Alcona County
ANTRIM COUNTY
(Hw,D) - See Alcona County
ARENAC COUNTY
(Hw,D) - See Alcona County
BARAGA COUNTY
Decision #AP-82 (B,H)
37 FR 28850 - 12/29/72
Mod. #1 - 38 FR 5090 - 2/23/73
Mod. #2 - 38 FR 20169 - 7/27/73
(Hw,D) - See Alcona County
BARRY COUNTY
(Hw) - See Allegan County
BAY COUNTY
(D) - See Alcona County
(Hw) - See Allegan County

MICHIGAN (Cont'd)

BENZIE COUNTY
(D) - See Alcona County
(Hw) - See Alcona County
BERRIEN COUNTY
Decision # AP-83 (B,H)
37 FR 28828 - 12/12/72
Mod. #1 - 38 FR 5090 - 2/23/73
Mod. #2 - 38 FR 20170 - 7/27/73
Decision #AM-399 (R)
36 FR 15892 - 8/18/71
(D) - See Alcona County
(Hw) - See Allegan County
BRANCH COUNTY
Decision #AM-401 (R)
36 FR 15894 - 8/18/71
(Hw) - See Allegan County
CALHOUN COUNTY
Decision #AP-84 (B,H)
37 FR 28831 - 12/29/72
Mod. #1 - 38 FR 5090 - 2/23/73
Mod. #2 - 38 FR 20170 - 7/27/73
Decision #AM-400 (R)
36 FR 15892 - 8/18/71
(Hw) - See Allegan County
CASS COUNTY
(Hw) - See Allegan County
(R) - See Branch County
CHARLEVOIX COUNTY
Decision #AP-85 (B,H)
37 FR 28834 - 12/29/72
Mod. #1 - 38 FR 5091 - 2/23/73
Mod. #2 - 38 FR 20170 - 7/27/73
(Hw,D) - See Alcona County
CHEBOYGAN COUNTY
(Hw,D) - See Alcona County
CHIPPEWA COUNTY
Decision #AP-86 (B,H)
37 FR 28837 - 12/29/72
Mod. #1 - 38 FR 5091 - 2/23/73
Mod. #2 - 38 FR 20170 - 7/27/73
(Hw,D) - See Alcona County
CLARE COUNTY
(Hw) - See Alcona County
CLINTON COUNTY
(Hw) - See Allegan County

MICHIGAN (cont'd)

CRAWFORD COUNTY
(Hw) - See Alcona County
DELTA COUNTY
(Hw, D) - See Alcona County
DICKINSON COUNTY
(Hw) - See Alcona County
EATON COUNTY
Decision #AM-8041 (R)
36 FR 24027 - 12/17/71
(Hw) - See Allegan County
EMMET COUNTY
Decision #AP-87 (B, H)
37 FR 28839 - 12/29/72
Mod. #1 - 38 FR 5091 - 2/23/73
Mod. #2 - 38 FR 20170 - 7/27/73
(Hw, D) - See Alcona County
GENESEE COUNTY
Decision #AP-88 (B, H)
37 FR 28870 - 12/29/72
Mod. #1 - 38 FR 5092 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
Decision AP-76 (Highway, Bridge, Airpost & Sewer Cons, excl. of Bldgs.)
37 FR 28372 - 12/22/72
Mod. #1 - 38 FR 4628 - 2/16/73
GLADWIN COUNTY
(Hw) - See Alcona County
GOGEBIC COUNTY
Decision #AP-89 (B, H)
37 FR 28844 - 12/29/72
Mod. #1 - 38 FR 5092 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
(Hw, D) - See Alcona County
GRAND TRAVERSE COUNTY
Decision #AP-90 (B,H)
37 FR 28873 - 12/29/72
Mod. #1 - 38 FR 5092 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
(Hw, D) - See Alcona County
GRATIOT COUNTY
(Hw) - See Allegan County
HILLSDALE COUNTY
(Hw) - See Allegan County
HOUGHTON COUNTY
(B, H) - See Baraga County
(Hw, D) - See Alcona County
HURON COUNTY
Decision #AP-91 (B, H)
37 FR 28879 - 12/29/72
Mod. #1 - 38 FR 5093 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
(D) - See Alcona County
(Hw) - See Allegan County
INGHAM COUNTY
Decision #AP-92 (B, H)
37 FR 28844 - 12/29/72
Mod. #1 - 38 FR 5093 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
(Hw) - See Allegan County
(R) - See Eaton County

MICHIGAN (CONT'D)

IONIA COUNTY
(D) - See Allegan County
IOSCO COUNTY
(D)(Hw) - See Alcona County
IRON COUNTY
(Hw) - See Alcona County
ISABELLA COUNTY
(Hw) - See Alcona County
JACKSON COUNTY
(Hw) - See Allegan County
KALAMAZOO COUNTY
Decision #AP-93 (B,H)
37 FR 28847 - 12/29/72
Mod. #1 - 38 FR 5093 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
(Hw) - See Allegan County
(R) - See Branch County
KALKASKA COUNTY
(Hw) - See Alcona County
KENT COUNTY
Decision #AP-23 (B,H)
37 FR 20443 - 9/29/72
Mod. #1 - 37 FR 22704 - 10/20/72
Decision #AM-402 (R)
36 FR 15895 - 8/18/71
KEWEENAW COUNTY
(B,H) - See Baraga County
(Hw) - See Alcona County
LAKE COUNTY
(Hw) - See Alcona County
LAPEER COUNTY
(Hw) - See Allegan County
LEELANAU COUNTY
(B,H) - See Grand Traverse County
(Hw) - See Alcona County
LENAWEE COUNTY
(Hw) - See Allegan County
LIVINGSTON COUNTY
(Hw) - See Allegan County
LUCE COUNTY
(Hw,D) - See Alcona County
MACKINAC COUNTY
(B,H) - See Chippewa County
(Hw) - See Alcona County
MACOMB COUNTY
Decision #AP-600 (B,H)
37 FR 28866 - 12/29/72
Mod. #1 - 38 FR 5096 - 2/23/73
Mod. #2 - 38 FR 20172 - 7/27/73
(D) - See Alcona County
(Hw) - See Genessee County
Decision #AP-601 (R)
37 FR 28797 - 12/29/72
Mod. #1 - 38 FR 5096 - 2/23/73
Mod. #2 - 38 FR 20173 - 7/27/73

MICHIGAN (CONT'D)

MANISTEE COUNTY
(Hw,D) - See Alcona County
MARQUETTE COUNTY
Decision #AP-94 (B,H)
37 FR 28852 - 12/29/72
Mod. #1 - 38 FR 5094 - 2/23/73
Mod. #2 - 38 FR 20171 - 7/27/73
(Hw,D) - See Alcona County
MASON COUNTY
Decision #AP-95 (B,H)
37 FR 28854 - 12/29/72
Mod. #1 - 38 FR 5094 - 2/23/73
Mod. #2 - 38 FR 20172 - 7/27/73
(Hw,D) - See Alcona County
MECOSTA COUNTY
(Hw) - See Alcona County
MENOMINEE COUNTY
(D) - See Alcona County
(Hw) - See Alcona County
MIDLAND COUNTY
(Hw) - See Allegan County
MISSAUKEE COUNTY
(Hw) - See Alcona County
MONROE COUNTY
(D) - See Alcona County
(Hw) - See Genessee County
MONTCALM COUNTY
(Hw) - See Allegan County
(R) - See Kent County
MONTMORENCY COUNTY
(Hw) - See Alcona County
MUSKEGON COUNTY
Decision #AP-97 (B,H)
37 FR 28857 - 12/29/72
Mod. #1 - 38 FR 5094 - 2/23/73
Mod. #2 - 38 FR 20172 - 7/27/73
Decision #AM-403 (R)
36 FR 15896 - 8/18/71
(D) - See Alcona County
(Hw) - See Allegan County
NEWAYGO COUNTY
(Hw) - See Alcona County
OAKLAND COUNTY
(B,H,R) - See Macomb County
(D) - See Alcona County
(Hw) - See Genessee County
OCEANA COUNTY
(B,H,R) - See Muskegon County
(D) - See Alcona County
(Hw) - See Allegan County
OGEMAW COUNTY
(Hw) - See Alcona County
ONTONAGON COUNTY
(B,H) - See Baraga County
(Hw,D) - See Alcona County
OSCEOLA COUNTY
(Hw) - See Alcona County

MICHIGAN (CONT'D)

OSCODA COUNTY
(Hw) - See Alcona County
OTSEGO COUNTY
(Hw) - See Alcona County
OTTAWA COUNTY
(D) - See Alcona County
(Hw) - See Allegan County
(R) - See Allegan County
PRESQUE ISLE COUNTY
(D) - See Alcona County
(Hw) - See Alcona County
ROSCOMMON COUNTY
(Hw) - See Alcona County
SAGINAW COUNTY
Decision #AP-96 (B,H)
37 FR 28876 - 12/29/72
Mod. #1 - 38 FR 5095 - 2/23/73
Mod. #2 - 38 FR 20172 - 7/27/73
(Hw) - See Allgean County
SAINT CLAIR COUNTY
Decision #AP-98 (B,H)
37 FR 28876 - 12/29/72
Mod. #1 - 38 FR 5095 - 2/23/73
Mod. #2 - 38 FR 20172 - 7/27/73
(D) - See Alcona county
(Hw) - See Allegan County
SAINT JOSEPH COUNTY
(Hw) - See Allegan County
(R) - See Branch County
SANILAC COUNTY
(D) - See Alcona County
(Hw) - See Allegan County
SCHOOLCRAFT COUNTY
(D) - See Alcona County
(Hw) - See Alcona County
SHIAWASSEE COUNTY
(Hw) - See Allegan County
TUSCOLA COUNTY
(D) - See Alcona County
(Hw) - See Allegan County
VAN BUREN COUNTY
(D) - See Alcona County
(Hw) - See Allegan County
WASHTENAW COUNTY
Decision #AP-99 (B,H)
37 FR 28863 - 12/29/72
Mod. #1 - 38 FR 5095 - 12/23/73
Mod. #2 - 38 FR 20172 - 7/27/73
(Hw) - See Genessee County
WAYNE COUNTY
(B,H,R) - See Macomb County
(D) - See Alcona County
(Hw) - See Genesee County
WEXFORD COUNTY
(Hw) - See Alcona County

MINNESOTA

AITKIN COUNTY
None
ANOKA COUNTY
Decision #AP-638 (B)
38 FR 6540 - 3/9/73
Mod. #1 - 38 FR 11213 - 5/4/73
Decision #AP-642 (H,Hw)
38 FR 6556 - 3/9/73
Mod. #1 - 38 FR 11225 - 5/4/73
Decision #AP-644 (R)
38 FR 6562 - 3/9/73
Mod. #1 - 38 FR 11227 - 5/4/73
BECKER COUNTY
Decision #AP-49 (Hw)
37 FR 25097 - 11/25/72
BELTRAMI COUNTY
None
BENTON COUNTY
None
BIG STONE COUNTY
Decision #AP-50 (Hw)
37 FR 25098 - 11/25/72
BLUE EARTH COUNTTY
None
BROWN COUNTY
None
CARLTON COUNTY
None
CARVER COUNTY
Decision #AP-639 (B)
38 FR 6544 - 3/9/73
Mod. #1 - 38 FR 11216 - 5/4/73
Decision #AP-645 (R)
38 FR 6566 - 3/9/73
Mod. #1 - 38 FR 11230 - 5/4/73
(H,Hw) - See Anoka County

MINNESOTA (cont'd)

CASS COUNTY
(Hw) - See Becker County
CHIPPEWA COUNTY
(Hw) - See Big Stone County
CHISAGO COUNTY
None
CLAY COUNTY
(Hw) - See Becker County
CLEAR WATER COUNTY
None
COOK COUNTY
Decision #AP-643 (H,Hw)
38 FR 6559 - 3/9/73
Mod. #1 - 38 FR 11226 - 5/4/73
Decision #AP-4 - (D)
37 FR 14670 - 7/21/72
COTTONWOOD COUNTY
None
CROW WING COUNTY
None
DAKOTA COUNTY
Decision #AP-640 (B)
38 FR 6548 - 3/9/73
Mod. #1 - 38 FR 11219 - 5/4/73
Decision #AP-646 (R)
38 FR 6570 - 3/9/73
Mod. #1 - 38 FR 11233 - 5/4/73
(H,Hw) - See Anoka County

MINNESOTTA (Cont'd)

DODGE COUNTY
None
DOUGLAS COUNTY
(Hw) - See Big Stone County
FAIRBAULT COUNTY
None
FILLMORE COUNTY
None
FREEBORN COUNTY
None
GOODHUE COUNTY
None
GRANT COUNTY
(Hw) - See Big Stone County
HENNEPIN COUNTY
(B, R) - See Carver County
(H, Hw) - See Anoka County
HOUSTON COUNTY
None
HUBBARD COUNTY
(Hw) - See Becker County
ISANTI COUNTY
None
ITASKA COUNTY
None
JACKSON COUNTY
None
KANABEC COUNTY
None
KANDIYOHI COUNTY
(Hw) - See Big Stone County
KITTSON COUNTY
None
KOOCHICHING COUNTY
None
LAC QUI PARLE COUNTY
(Hw) - See Big Stone County
LAKE COUNTY
(H)(Hw)-See Cook County
(D)-See Cook County
LAKE OF THE WOODS COUNTY
None
LE SUEUR COUNTY
None
LINCOLN COUNTY
None

MINNESOTA (cont'd)

LYON COUNTY
None
MCLEOD COUNTY
None
MAHNOMEN COUNTY
None
MARSHALL COUNTY
None
MARTIN COUNTY
None
MEEKER COUNTY
None
MILLE LACS COUNTY
Non
MORRISON COUNTY
None
MOWER COUNTY
None
MURRAY COUNTY
None
NICOLLET COUNTY
None
NOBLES COUNTY
None
NORMAN COUNTY
None
OLMSTEAD COUNTY
None
OTTER TAIL COUNTY
(Hw) - See Becker County
PENNINGTON COUNTY
None
PINE COUNTY
None
PIPESTONE COUNTY
None
POLK COUNTY
None
POPE COUNTY
(Hw) - See Big Stone County
RAMSEY COUNTY
(R, B) - See Dakota County
(H, Hw) - See Anoka County

MINNESOTA (Cont'd)

RED LAKE COUNTY
None
REDWOOD COUNTY
None
RENVILLE COUNTY
None
RICE COUNTY
None
ROCK COUNTY
None
ROSEAU COUNTY
None
SAINT LOUIS COUNTY
(D)-See Cook County
(H)(Hw)-See Cook County
CITY OF DULUTH
Decision #AP-641 (B)
38 FR 6552 - 3/9/73
Mod. #1-38 FR 11222 - 5/4/73
Mod. #2-38 FR 13916 - 5/25/73
Mod. #3-38 FR 14516 - 6/1/73
Mod. #4-38 FR 15790 - 6/15/73
Decision #AP-647 (R)
38 FR 6574 - 3/9/73
Mod. #1-38 FR 11236 - 5/4/73
Mod. #2-38 FR 13916 - 5/25/73
Mod. #3-38 FR 14516 - 6/1/73
Mod. #4-38 FR 15790 - 6/15/73
SCOTT COUNTY
(H)(Hw)-See Anoka County
(B) - See Carver County
SHERBURNE COUNTY
None
SIBLEY COUNTY
None

MINNESOTA (cont'd)

STEARNS COUNTY
None
STEELE COUNTY
None
STEVENS COUNTY
(Hw) - See Big Stone County
SWIFT COUNTY
(Hw) - See Big Stone County
TODD COUNTY
(Hw) - See Becker County
TRAVERSE COUNTY
(Hw) - See Big Stone County
WABASHA COUNTY
None
WADENA COUNTY
(Hw) - See Becker County
WASECA COUNTY
None
WASHINGTON COUNTY
(b) - See Dakota County
(H, Hw) - See Anoka County
WATONWAN COUNTY
None
WILKIN COUNTY
(Hw) - See Becker County
WINONA COUNTY
None
WRIGHT COUNTY
None
YELLOW MEDICINE COUNTY
None

MISSISSIPPI

STATEWIDE
Decision #AQ-4002 (D)
38 FR 21037 - 8/3/73
Decision #AP-1107 (F)
38 FR 17358 - 6/29/73
ADAMS COUNTY
Decision #AP-166 (Hw)
38 FR 6582 - 3/9/73
(D) - See Statewide
(F) - See Statewide
ALCORN COUNTY
Decision #AP-162 (Hw)
38 FR 6578 - 3/9/73
(D) - See Statewide
(F) - See Statewide
AMITE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
ATTALA COUNTY
Decision #AP-165 (Hw)
38 FR 6581 - 3/9/73
Mod. #1 - 38 FR 16586 - 6/22/73
(D) - See Statewide
(F) - See Statewide
BENTON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
BOLIVAR COUNTY
Decision #AP-163 (Hw)
38 FR 6579 - 3/9/73
(D) - See Statewide
(F) - See Statewide
CALHOUN COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
CARROLL COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
CHICKASAW COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
CHOCTAW COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County

MISSISSIPPI (cont'd)

CLAIBORNE COUNTY
Decision #AP-164 (Hw)
38 FR 6580 - 3/9/73
(D) - See Statewide
(F) - See Statewide
CLARKE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
CLAY COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
COAHOMA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
COPIAH COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
(R) - See Hinds County
COVINGTON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
DE SOTO COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
FORREST COUNTY
Decision #AM-8264 (R)
37 FR 13017 - 6/30/72
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
FRANKLIN COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
GEORGE COUNTY
Decision #AP-167 (Hw)
38 FR 6583 - 3/9/73
(D) - See Statewide
(F) - See Statewide
(R) - See Harrison County
GREENE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County

MISSISSIPPI (cont'd)

GRENADA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
HANCOCK COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See George County
(R) - See Harrison County
HARRISON COUNTY
Decision #AP-159 (R,H,Water & Sewer)
38 FR 4638 - 2/16/73
Mod. #1 - 38 FR 7196 - 3/16/73
Mod. #2 - 38 FR 16586 - 6/22/73
Decision #AP-174 (R)
38 FR 10584 - 4/27/73
(D,F) - See Statewide
(Hw) - See George County
Decision #AP-498 (R)
36 FR 16473 - 8/20/71
(D,F) - See Statewide
(Hw) - See Claiborne.
HINDS COUNTY
Decision #AP-158 (R, H,)
38 FR 4636 - 2/16/73
Mod. #1 - 38 FR 7169 - 3/16/73
Mod. #2 - 38 FR 18818 - 7/13/73
HOLMES COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
HUMPHREYS COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
ISSAQUENA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
ITAWAMBA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
JACKSON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See George County
(R) - See Harrison County
JASPER COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
JEFFERSON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County

MISSISSIPPI (cont'd)

JEFFERSON DAVIS COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
JONES COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
(R) - See Forest County
KEMPER COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
LAFAYETTE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
LAMAR COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
LAUDERDALE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
LAWRENCE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
LEAKE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attalo County
LEE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
LEFLORE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
LINCOLN COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
LOWNDES COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
MADISON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
(R) - See Hinds County

MISSISSIPPI (Cont'd)

MARION COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
MARSHALL COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
MONROE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
MONTGOMERY COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
NESHOBA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
NEWTON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
NOXUBEE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
OKTIBBEHA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
PANOLA COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
PEARL RIVER COUNTY
(D, F) - See Harrison County
(Hw) - See Statewide
(R) - See Harrison County
PERRY COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County
PIKE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Adams County

MISSISSIPPI (Cont'd)

POTTOTOC COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
PRENTISS COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Alcorn County
QUITMAN COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
RANKIN COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
(R) - See Hinds County
SCOTT COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
SHARKEY COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
SIMPSON COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Claiborne County
(R) - See Hinds County
SMITH COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Attala County
STONE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Georgia County
(R) - See Harrison County
SUNFLOWER COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County
TALLAHATCHIE COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Bolivar County

MISSISSIPPI (Cont'd)

TATE COUNTY
(D,F)-See Statewide
(Hw)-See Bolivar County
TIPPAH COUNTY
(D,F)-See Statewide
(Hw)-See Alcorn County
TISHOMINGO COUNTY
(D,F)-See Statewide
(Hw)-See Alcorn County
TUNICA COUNTY
(D,F)-See Statewide
(Hw)-See Bolivar County
UNION COUNTY
(D,F,)-See Statewide
(Hw)-See Alcorn County
WALTHALL COUNTY
(D,F)-See Statewide
(Hw)-See Adams County
WARREN COUNTY
(D,F)-See Statewide
(Hw)-See Claiborne County
WASHINGTON COUNTY
(D,F)-See Ststewide
(Hw)-See Bolivar County
WAYNE COUNTY
(D,F)-See Statewide
(Hw)-See Adams
WEBSTER COUNTY
(D,F)-See Statewide
(Hw)-See Alcorn County
WILKINSON COUNTY
(D,F)-See Statewide
(Hw)-See Adams County
WINSTON COUNTY
(D,F)-See Statewide
(Hw)-See Attala County
YALOBUSHA COUNTY
(D,F)-See Statewide
(Hw)-See Bolivar County
YAZOO COUNTY
(D,F)-See Statewide
(Hw)-See Claiborne County
(R)-See Hinds County

MISSOURI

ADAIR COUNTY
Decision #AQ-1 - (Hw)
38 FR 18788 - 7/13/73
Mod. #1 - 38 FR 22315 - 8/17/73
ANDREW COUNTY
Decision #AQ-21 (D)
38 FR 23647 - 8/31/73
(Hw) - See Adair County
ATCHISON COUNTY
(D) - See Andrew County
(Hw) - See Adair County
AUDRAIN COUNTY
(Hw) - See Adair County
BARRY COUNTY
(Hw) - See Adair County
BARTON COUNTY
Decision #AP-509 (D,Hw)
37 FR 21783 - 10/13/72
Mod. #1 - 38 FR 20177 - 7/27/73
(Hw) - See Adair County
BATES COUNTY
(Hw) - See Adair County
BENTON COUNTY
(Hw) - See Adair County
BOLLINGER COUNTY
(Hw) - See Adair County
BOONE COUNTY
(D) - See Andrew County
(Hw) - See Adair County
BUCHANAN COUNTY
(D) - See Andrew County
(Hw) - See Adair County
BUTLER COUNTY
(Hw) - See Adair County
CALDWELL COUNTY
(Hw) - See Adair County
CALLAWAY COUNTY
(D) - See Andrew County
(Hw) - See Adair County
CAMDEN COUNTY
(Hw) - See Adair County
CAPE GIRARDEAU COUNTY
Decision #AP-602 (D)
38 FR 1433 - 1/12/73
(Hw) - See Adair County
CARROLL County
(D) - See Andrew County
(Hw) - See Adair County
CARTER COUNTY
(Hw) - See Adair County

MISSOURI (Cont'd)

CASS COUNTY
Decision #AP-531 (B,H,Hw)
38 FR 13929 - 5/25/73
Mod. #1 - 38 FR 15210 - 6/8/73
Mod. #2 - 38 FR 16584 - 6/22/73
Mod. #3 - 38 FR 18117 - 7/6/73
Mod. #4 - 38 FR 20165 - 7/27/73
Mod. #5 - 38 FR 22850 - 8/24/73
Decision #AP-516 (R)
37 FR 26206 - 12/8/72
Mod. #1 - 38 FR 1435 - 1/12/73
Mod. #2 - 38 FR 4078 - 2/9/73
Mod. #3 - 38 FR 12511 - 5/11/73
Mod. #4 - 38 FR 15210 - 6/8/73
Mod. #5 - 38 FR 22850 - 8/24/73
CEDAR COUNTY
(Hw) - See Adair County
CHARITON COUNTY
(D) - See Andrew County
(Hw) - See Adair County
CHRISTIAN COUNTY
(Hw) - See Adair County
CLARK COUNTY
(Hw) - See Adair County
CLAY COUNTY
(B,H,Hw) - See Cass County
(D) - See Andrew County
(R) - See Cass County
CLINTON COUNTY
(Hw) - See Adair County
COLE COUNTY
(D) - See Andrew County
(Hw) - See Adair County
COOPER COUNTY
(D) - See Andrew County
(Hw) - See Adair County
CRAWFORD COUNTY
(Hw) - See Adair County
DADE COUNTY
(Hw) - See Adair County
DALLAS COUNTY
(Hw) - See Adair County
DAVIESS COUNTY
(Hw) - See Adair County
DE KALB COUNTY
(Hw) - See Adair County
DENT COUNTY
(Hw) - See Adair County
DOUGLAS COUNTY
(Hw) - See Adair County
DUNKLIN COUNTY
(Hw) - See Adair County
FRANKLIN COUNTY
(D) - See Andrew County
(Hw) - See Adair County
GASCONADE COUNTY
(D) - See Andrew County
(Hw) - See Adair County
GENTRY COUNTY
(Hw) - See Adair County
GREENE COUNTY
(Hw) - See Adair County

MISSOURI (Cont'd)

HICKORY COUNTY
( ) - See Adair County
HOLT COUNTY
Decision #AP-506 (H,Hw)
37 FR 21774 - 10/13/72
Mod. #1 - 38 FR 20176 - 7/27/73
(D) - See Andrew County
(Hw) - See Adair County
HOWARD COUNTY
(D) - See Andrew County
(Hw) - See Adair County
HOWELL COUNTY
(Hw) - See Adair County
IRON COUNTY
(Hw) - See Adair County
JACKSON COUNTY
(B,H,Hw) - See Cass County
(D) - See Andrew County
(R) - See Cass County
JASPER COUNTY
None
JEFFERSON COUNTY
(D) - See Cape Girardeau County
(Hw) - See Adair County
JOHNSON COUNTY
(Hw) - See Adair County
KNOX COUNTY
(Hw) - See Adair County
LACLEDE COUNTY
(H,Hw) - See Barton County
(Hw) - See Adair County
LAFAYETTE COUNTY
(D) - See Andrew County
(Hw) - See Adair County
LAWRENCE COUNTY
(H,Hw) - See Barton County
(Hw) - See Adair County
LEWIS COUNTY
(Hw) - See Adair County
LINCOLN COUNTY
(Hw) - See Adair County
LINN COUNTY
Decision #AP-508 (H,Hw)
37 FR 21779 - 10/13/72
Mod. #1 - 37 FR 23057 - 10/27/72
Mod. #2 - 38 FR 20177 - 7/27/73
(Hw) - See Adair County
LIVINGSTON COUNTY
(Hw) - See Adair County
MC DONALD COUNTY
None
MACON COUNTY
(Hw) - See Adair County
MADISON COUNTY
(Hw) - See Adair County
MARIES COUNTY
(Hw) - See Adair County
MARION COUNTY
(Hw) - See Adair County

MISSOURI (Cont'd)

MERCER COUNTY
(Hw) - See Adair County
MILLER COUNTY
(Hw) - See Adair County
MISSISSIPPI COUNTY
(D) - See Cape Girardeau County
(Hw) - See Adair County
MONITEAU COUNTY
(D) - See Andrew County
(Hw) - See Adair County
MONROE COUNTY
(Hw) - See Adair County
MONTGOMERY COUNTY
(D) - See Andrew County
(Hw) - See Adair County
MORGAN COUNTY
(Hw) - See Adair County
NEW MADRID COUNTY
(Hw) - See Adair County
NEWTON COUNTY
(Hw) - See Adair County
NODAWAY COUNTY
(Hw) - See Adair County
OREGON COUNTY
(Hw) - See Adair County
OSAGE COUNTY
(D) - See Andrew County
(Hw) - See Adair County
OZARK COUNTY
(Hw) - See Adair County
PEMISCOT COUNTY
(Hw) - See Adair County
PERRY COUNTY
(D) - See Cape Girardeau County
(hw) - See Adair County
PETTIS COUNTY
(H,Hw) - See Linn County
(Hw) - See Adair county
PHELPS COUNTY
(Hw) - See Adair county
PIKE COUNTY
(Hw) - See Adair County
PLATTE COUNTY
(B,H,Hw) - See Cass County
(D) - See Andrew County
(R) - See Cass County
POLK COUNTY
(Hw) - See Adair County
PULASKI COUNTY
(Hw) - See Adair County
PUTNAM COUNTY
(Hw) - See Adair County
RALLS COUNTY
(Hw) - See Adair County
RANDOLPH COUNTY
(Hw) - See Adair County
RAY COUNTY
(B,H,Hw,R) - See Cass County
(D) - See Andrew County

MISSOURI (Cont'd)

REYNOLDS COUNTY
(Hw) - See Adair County
RIPLEY COUNTY
(Hw) - See Adair County
ST. CHARLES COUNTY
Decision #AP-534 (B,H,Hw)
38 FR 18141 - 7/6/73
Mod. #1 - 38 FR 20177 - 7/27/73
(D) - See Andrew County
Decision #AP-504 (R)
37 FR 17881 - 9/1/72
Mod. #1 - 38 FR 4078 - 2/9/73
Mod. #2 - 38 FR 6524 - 3/9/73
Mod. #3 - 38 FR 13917 - 5/25/73
Mod. #4 - 38 FR 18124 - 7/6/73
Mod. #5 - 38 FR 20173 - 7/27/73
(D) - See Cape Girardeau County
ST. CLAIR COUNTY
(Hw) - See Adair County
ST. FRANCOIS COUNTY
(Hw) - See Adair County
ST. LOUIS COUNTY
(B,H,Hw,R) - See St. Charles County
(D) - See Cape Girardeau County
ST. LOUIS COUNTY
(B,H,Hw,R) - See St. Charles County
(D) - See Andrew County
STE. GENEVIEVE COUNTY
(D) - See Cape Girardeau County
(Hw) - See Adair County
SALINE COUNTY
(D) - See Andrew County
(Hw) - See Adair County
SCHUYLER COUNTY
(Hw) - See Adair County
SCOTLAND COUNTY
(Hw) - See Adair County
SCOTT COUNTY
Decision #AP-507 (H,Hw)
37 FR 21776 - 10/13/72
Mod. #1 - 37 FR 25109 - 11/25/72
Mod. #2 - 38 FR 20176 - 7/27/73
(D) - See Cape Girardeau County
(Hw) - See Adair County
SHANNON COUNTY
(Hw) - See Adair County
SHELBY COUNTY
(Hw) - See Adair County
STODDARD COUNTY
(Hw) - See Adair County
STONE COUNTY
(Hw) - See Adair County
SULLIVAN COUNTY
(Hw) - See Adair County
TANEY COUNTY
(Hw) - See Adair County

MISSOURI (Cont'd)

TEXAS COUNTY
(Hw) - See Adair County
VERNON COUNTY
(Hw) - See Adair County
WARREN COUNTY
(D) - See Andrew County
(Hw) - See Adair County
WASHINGTON COUNTY
(Hw) - See Adair County
WAYNE COUNTY
(Hw) - See Adair County
WEBSTER COUNTY
(Hw) - See Adair County
WORTH COUNTY
(Hw) - See Adair County
WRIGHT COUNTY
(Hw) - See Adair County

MONTANA

STATEWIDE
Decision #AP-914 (H,Hw)
38 FR 17396 - 6/29/73
Mod. #1 - 38 FR 19607 - 7/20/73
Mod. #2 - 38 FR 21013 - 8/3/73
Mod. #3 - 38 FR 22852 - 8/24/73
Mod. #4 - 38 FR 23658 - 8/31/73
BEAVERHEAD COUNTY
Decision #AO-1019 (B)
38 FR 23721 - 8/31/73
(Hw) - See Statewide
BIG HORN COUNTY
Decision #AP-917 (B)
38 FR 17415 - 6/29/73
Mod. #1 - 38 FR 19610 - 7/20/73
Mod. #2 - 38 FR 23658 - 8/31/73
Mod. #3 - 38 FR 24491 - 9/7/73
BLAINE COUNTY
Decision #AO-1018 (B)
38 FR 23713 - 8/31/73
(Hw) - See Statewide
BROADWATER COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
CARBON COUNTY
(H,Hw) - See Statewide
CARTER COUNTY
(Hw) - See Statewide
CASCADE COUNTY
(B) - See Blaine County
(H,Hw) - See Statewide
CHOUTEAU COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
CUSTER COUNTY
(H,Hw) - See Statewide
(B) - See Big Horn County
DANIELS COUNTY
(H,Hw) - See Statewide
DAWSON COUNTY
(H,Hw) - See Statewide
(B) - See Big Horn County
DEERLODGE COUNTY
(B) - See Beaverhead County
(H,Hw) - See Statewide
FALLON COUNTY
(H,Hw) - See Statewide
FERGUS COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
FLATHEAD COUNTY
(H,Hw) - See Statewide
Decision #AP-913 (B)
38 FR 17392 - 6/29/73
Mod. #1 - 38 FR 23657 - 8/31/73

MONTANA (Cont'd)

GALLATIN COUNTY
(D) - See Beaverhead County
(H,Hw) - See Statewide
GARFIELD COUNTY
(H,Hw) - See Blaine County
GLACIER COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
GOLDEN VALLEY COUNTY
(H,Hw) - See Statewide
GRANITE COUNTY
(H,Hw) - See Statewide
HILL COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
JEFFERSON COUNTY
(H,Hw) - See Statewide
JUDITH BASIN COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
LAKE COUNTY
(H,Hw) - See Statewide
(B) - See Flathead County
LEWIS & CLARK COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
LIBERTY COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
LINCOLN COUNTY
(h,Hw) - See Statewide
(B) - See Flathead County
MC CONE COUNTY
(H,Hw) - See Statewide
MADISON COUNTY
(H,Hw) - See Statewide
MEAGHER COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
MINERAL COUNTY
(H,Hw) - See Statewide
MISSOULA COUNTY
(H,Hw) - See Statewide
(B) - See Flathead County
MUSSELSHELL COUNTY
(H,Hw) - See Beaverhead County
PARK COUNTY
(H,Hw) - See Statewide
PETROLEUM COUNTY
(H,Hw) - See Statewide
PHILLIPS COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County

MONTANA (Cont'd)

PONDERA COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
POWDER RIVER COUNTY
(H,Hw) - See Statewide
POWELL COUNTY
(H,Hw) - See Statewide
PRAIRIE COUNTY
(H,Hw) - See Statewide
RAVALLI COUNTY
(H,Hw) - See Statewide
RICHLAND COUNTY
(H,Hw) - See Statewide
(B) - See Big Horn County
ROOSEVELT COUNTY
(H,Hw) - See Statewide
(B) - See Big Horn County
ROSEBUD COUNTY
(H,Hw) - See Statewide
(B) - See Big Horn County
SANDERS COUNTY
(H,Hw) - See Statewide
SHERIDAN COUNTY
(H,Hw) - See Blaine County
SILVERBOW COUNTY
(B) - See Beaverhead County
Decision #AO-1020 (B)
38 FR 23729 - 8/31/73
(H,Hw) - See Statewide
STILLWATER COUNTY
(H,Hw) - See Statewide
SWEETGRASS COUNTY
(H,Hw) - See Statewide
TETON COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
TOOLE COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
TREASURE COUNTY
(H,Hw) - See Statewide
VALLEY COUNTY
(B) - See Blaine County
(Hw, H) - See Statewide
WHEATLAND COUNTY
(H,Hw) - See Statewide
(B) - See Blaine County
WIBAUX COUNTY
(H,Hw) - See Statewide
YELLOW STONE COUNTY
(H,Hw) - See Statewide
(B) - See Big Horn County

NEBRASKA

ADAMS COUNTY
Decision #AP-525 (Bw)
38 FR 9413 - 4/13/73
Mod. #1 - 38 FR 13116 - 5/18/73
Mod. #2 - 38 FR 13917 - 5/25/73
Mod. #3 - 38 FR 18126 - 7/6/73
Mod. #4 - 38 FR 23658 - 8/31/73
ANTELOPE COUNTY
(Bw) - See Adams County
ARTHUR COUNTY
(Bw) - See Adams County
BANNER COUNTY
(Bw) - See Adams County
BLAINE COUNTY
(Bw) - See Adams County
BOONE COUNTY
(Bw) - See Adams County
BOX BUTTE COUNTY
(Bw) - See Adams County
BOYD COUNTY
(Bw) - See Adams County
BROWN COUNTY
(Bw) - See Adams County
BUFFALO COUNTY
(Bw) - See Adams County
BURT COUNTY
(Bw) - See Adams County
BUTLER COUNTY
(Bw) - See Adams County
CASS COUNTY
(Bw) - See Adams County
CEDAR COUNTY
(Bw) - See Adams County
CHASE COUNTY
(Bw) - See Adams County
CHERRY COUNTY
(Bw) - See Adams County
CHEYENNE COUNTY
(Bw) - See Adams County
CLAY COUNTY
(Bw) - See Adams County
COLFAX COUNTY
(Bw) - See Adams County
CUMING COUNTY
(Bw) - See Adams County
CUSTER COUNTY
(Bw) - See Adams County
DAKOTA COUNTY
(Bw) - See Adams County

NEBRASKA (Cont'd)

DAWES COUNTY
(Bw) - See Adams County
DAWSON COUNTY
(Bw) - See Adams County
DEUEL COUNTY
(Bw) - See Adams County
DIXON COUNTY
(Bw) - See Adams County
DODGE COUNTY
(Bw) - See Adams County
DOUGLAS COUNTY
Decision #AQ-26 (B,H,Bw)
38 FR 24541 - 9/7/73
Decision #AQ-25 (R)
38 FR 24540 - 9/7/73
DUNDY COUNTY
(Bw) - See Adams County
FILLMORE COUNTY
(Bw) - See Adams County
FRANKLIN COUNTY
(Bw) - See Adams County
FRONTIER COUNTY
(Bw) - See Adams County
FURNAS COUNTY
(Bw) - See Adams County
GAGE COUNTY
(Bw) - See Adams County
GARDEN COUNTY
(Bw) - See Adams County
GARFIELD COUNTY
(Bw) - See Adams County
GOSPER COUNTY
(Bw) - See Adams County
GRANT COUNTY
(Bw) - See Adams County

NEBRASKA (Cont'd)

GREELEY COUNTY
(Bw) - See Adams County
HALL COUNTY
Decision #AQ-24 - (B)
38 FR 24486 - 9/7/73
(Bw) - See Adams County
HAMILTON COUNTY
(Bw) - See Adams County
HARLAN COUNTY
(Bw) - See Adams County
HAYES COUNTY
(Bw) - See Adams County
HITCHCOCK COUNTY
(Bw) - See Adams County
HOLT COUNTY
(Bw) - See Adams County
HOOKER COUNTY
(Bw) - See Adams County
HOWARD COUNTY
(Bw) - See Adams County
JEFFERSON COUNTY
(Bw) - See Adams County
JOHNSON COUNTY
(Bw) - See Adams County
KEARNEY COUNTY
(Bw) - See Adams County
KEITH COUNTY
(Bw) - See Adams County
KEYAPAHA COUNTY
(Bw) - See Adams County
KIMBALL COUNTY
(Bw) - See Adams County
KNOX COUNTY
(Bw) - See Adams County
LANCASTER COUNTY
Decision #AP-522 (B)
38 FR 8391 - 3/30/73
Mod. #1 - 38 FR 14534 - 6/1/73
Mod. #2 - 38 FR 16588 - 6/22/73
Decision #AM-6,140 (R)
36 FR 21736 - 11/12/71
LINCOLN COUNTY
(Bw) - See Adams County
LOGAN COUNTY
(Bw) - See Adams County
LOUP COUNTY
(Bw) - See Adams County
MC PHERSON COUNTY
(Bw) - See Adams County
MADISON COUNTY
(Bw) - See Adams County

NEBRASKA (Cont'd)

MERRICK COUNTY
(Bw) - See Adams County
MORRILL COUNTY
(Bw) - See Adams County
NANCE COUNTY
(Bw) - See Adams County
NEMAHA COUNTY
Decision #AQ-21 (D)
38 FR 23647 - 8/31/73
(Bw) - See Adams County
NUCKOLLS COUNTY
(Bw) - See Adams County
OTOE COUNTY
(Bw) - See Adams County
PAWNEE COUNTY
(Bw) - See Adams County
PERKINS COUNTY
(Bw) - See Adams County
PHELPS COUNTY
(Bw) - See Adams County
PIERCE COUNTY
(Bw) - See Adams County
PLATTE COUNTY
(Bw) - See Adams County
POLK COUNTY
(Bw) - See Adams County
RED WILLOW COUNTY
(Bw) - See Adams County
RICHARDSON COUNTY
(D) - See Nemaha County
(Bw) - See Adams County
ROCK COUNTY
(Bw) - See Adams County
SALINE COUNTY
(Bw) - See Adams County
SARPY COUNTY
(B-H-Bw) - See Douglas County
SAUNDERS COUNTY
(Bw) - See Adams County
SCOTTS BLUFF COUNTY
(Bw) - See Adams County
SEWARD COUNTY
(Bw) - See Adams County
SHERIDAN COUNTY
(Bw) - See Adams County
SHERMAN COUNTY
(Bw) - See Adams County
SIOUX COUNTY
(Bw) - See Adams County

NEBRASKA (Cont'd)

STANTON COUNTY
(Hw) - See Adams County
THAYER COUNTY
(Hw) - See Adams County
THOMAS COUNTY
(Hw) - See Adams County
THURSTON COUNTY
(Hw) - See Adams County
VALLEY COUNTY
(Hw) - See Adams County
WASHINGTON COUNTY
(Hw) - See Adams County
WAYNE COUNTY
(Hw) - See Adams County
WEBSTER COUNTY
(Hw) - See Adams County
WHEELER COUNTY
(Hw) - See Adams County
YORK COUNTY
(Hw) - See Adams County

NEVADA

STATEWIDE (Excluding the Nevada Test Site & Tonopah Test Range)
Decision #AP-264 (H,Hw)
38 FR 6584 - 3/9/73
Mod. #1 - 38 FR 15212 - 6/8/73
Mod. #2- 38 FR 17351 - 6/29/73
CHURCHILL COUNTY
(H,Hw) - See Statewide
Decision #AP-907 (B)
38 FR 13941 - 5/25/73
Mod. #1 - 38 FR 15220 - 6/8/73
Mod. #2 - 38 FR 17352 - 6/29/73
CLARK COUNTY
Decision #AP-290 (R) (Excluding the Nevada Test Site)
38 FR 8914 - 4/6/73
Mod. #1 - 38 FR 17352 - 6/29/73
Decision #AP-266 (B) Excluding the Nevada Test Site)
38 FR 8395 - 3/30/73
Mod. #1 - 38 FR 17351 - 6/29/73
(H,Hw) - See Statewide
Decision #AP-912 (B,H,Hw) (Nevada Test Site including the Tonopah Test Range
38 FR 17421 - 6/29/73
Mod. #1 - 38 FR 20181 - 7/27/73
DOUGLAS COUNTY
(H,Hw) - See Statewide
(B) - See Churchill County
ELKO COUNTY
(H,Hw) - See Statewide
(B) - See Churchill County
ESMERALDA COUNTY
(H,Hw) - See Statewide
EUREKA COUNTY
(H,Hw) - See Statewide

NEVADA (Cont'd)

HUMBOLDT COUNTY
(H-Hw) - See Statewide
LANDER COUNTY
(H-Hw) - See Statewide
LINCOLN COUNTY
(B) - See Clark County (AP-266)
(H-Hw) - See Statewide
LYON COUNTY
(H-Hw) - See Statewide
(B) - See Churchill County
MINERAL COUNTY
(H-Hw) - See Statewide
(B) - See Churchill County
NYE COUNTY
(B) - See Clark County (#AP-266)
(B,H,Hw) - See Clark County (#AP-282)
(H-Hw) - See Statewide
ORMSBY COUNTY
(B) - See Churchill County
(H,Hw) - See Statewide
PERSHING COUNTY
(H-Hw) - See Statewide
STOREY COUNTY
(H-Hw) - See Statewide
WASHOE COUNTY
Decision #AP-269 (R)
38 FR 7190 - 3/16/73
Mod. #1 - 38 FR 15216 - 6/8/73
Mod. #2 - 38 FR 17351 - 6/29/73
(H,Hw) - See Statewide
(B) - See Churchill County
WHITE PINE COUNTY
(H-Hw) - See Statewide

NEW HAMPSHIRE

BELKNAP COUNTY
None
CARROLL COUNTY
None
CHESHIRE COUNTY
None
COOS COUNTY
None
GRAFTON COUNTY
None
HILLSBORO COUNTY
Decision #AP-420 (B)
38 FR 7689 - 3/23/73
Mod. #1 - 38 FR 12513 - 5/11/73
Mod. #2 - 38 FR 16589 - 6/22/73
Mod. #3 - 38 FR 23658 - 8/31/73
Decision #AQ-3001 (R)
38 FR 23733 - 8/31/73
MERRIMACK COUNTY
None
ROCKINGHAM COUNTY
Decision #AP-803 (B)
38 FR 10580 - 4/27/73
Decision #AP-806 (B)
38 FR 12503 - 5/11/73
Mod. #1 - 38 FR 16591 - 6/22/73
Mod. #2 - 38 FR 23659 - 8/31/73
STRAFFORD COUNTY
None
SULLIVAN COUNTY
None

NEW JERSEY

ATLANTIC COUNTY
Decision #AP-809 (B,H,Hw)
38 FR 12561 - 5/11/73
Mod. #1 - 38 FR 21705 - 8/10/73
Mod. #2 -38 FR 22853 - 8/24/73
Decision #AP-803 (D)
38 FR 10580 - 4/27/73
BERGEN COUNTY
Decision #AP-810 (B,H,Hw)
38 FR 12567 - 5/11/73
Mod. #1 - 38 FR 21705 - 8/10/73
(D) - See Atlantic County
BURLINGTON COUNTY
Decision #AP-829 (B,H,Hw)
38 FR 13272 - 5/18/73
Mod. #1 - 38 FR 21707 - 8/10/73
(D) - See Atlantic County
CAMDEN COUNTY
Decision #AP-836 (B,H,Hw)
38 FR 13951 - 5/25/73
Mod. #1 - 38 FR 21014 - 8/3/73
(D) - See Atlantic County
CAPE MAY COUNTY
(B,H,Hw,D) - See Atlantic County
CUMBERLAND COUNTY
Decision #AP-837 (B,H,Hw)
38 FR 13957 - 5/25/73
(D) - See Atlantic County
ESSEX COUNTY
Decision #AP-826 (B,H,Hw)
38 FR 13252 - 5/18/73
Mod. #1 - 38 FR 21705 - 8/10/73
GLOUCESTER COUNTY
(B,H,Hw) - See Camden County
(D) - See Atlantic County
HUDSON COUNTY
Decision #AP-828 (B,H,Hw)
38 FR 13265 - 5/18/73
Mod. #1 - 38 FR 18126 - 7/6/73
(D) - See Atlantic County
HUNTERDON COUNTY
None
MERCER COUNTY
Decision #AP-827 (B,H,Hw)
38 FR 13258 - 5/18/73
Mod. #1 - 38 FR 21706 - 8/10/73
(D)-See Atlantic County

NEW JERSEY (Cont'd)

MIDDLESEX COUNTY
Decision #AP-838 (B,H,Hw)
38 FR 13963 - 5/25/73
(D) - See Atlantic County
MONMOUTH COUNTY
Decision #AP-839 (B,H,Hw)
38 FR 13971 - 5/25/73
(D) - See Atlantic County
MORRIS COUNTY
Decision #AP-840 (B,H,Hw)
38 FR 13978 - 5/25/73
(D) - See Atlantic County
OCEAN COUNTY
Decision #AP-841 (B,H,Hw)
38 FR 13985 - 5/25/73
(D) - See Atlantic County
PASSAIC COUNTY
Decision #AM-1,718 (B,H,Hw)
36 FR 14885 - 8/11/71
Mod. #1-36 FR 20080 - 10/15/71
Mod. #2-37 FR 971 - 1/21/72
Mod. #3 - 37 FR 5662 - 3/17/72
Mod. #4 - 37 FR 6137 - 3/24/72
(D) - See Atlantic County
SALEM COUNTY
(D) - See Atlantic County
SOMERSET COUNTY
Decision #AM-1,719 (B,H,Hw)
36 FR 14892 - 8/11/71
Mod. #1-36 FR 19285 - 10/1/71
Mod. #2-36 FR 20080 - 10/15/71
Mod. #3-37 FR 972 - 1/21/72
Mod. #4-37 FR 6137 - 3/24/72
(D) - See Atlantic County
SUSSEX COUNTY
None
UNION COUNTY
Decision #AP-846 (B,H,Hw)
38 FR 15333 - 6/8/73
(D) - See Atlantic County
WARREN COUNTY
None

NEW MEXICO

STATEWIDE
Decision #AQ-18 (Streets, Highways, Utilities and Light Engineering Construction)
38 FR 21714 - 8/10/73
Mod. #1 - 38 FR 22853 - 8/24/73
Decision #AP-740 (Building & Heavy Engineering Construction
38 FR 18148 - 7/6/73
Mod. #1 - 38 FR 20181 - 7/27/73
BERNALILLO COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
CATRON COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
CHAVES COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
COLFAX COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
CURRY COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
DE BACA COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
DONA ANA COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
Decision #AP-340 (R)
37 FR 19869-9/22/72
EDDY COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
GRANT COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
GUADALUPE COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
HARDING COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
HIDALGO COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
LEA COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
LINCOLN COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
LOS ALAMOS COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
LUNA COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
McKINLEY COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
MORAW COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
OTERO COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
QUAY COUNTY
(B,HE,S,Hw,U,LE)-See Statewide

NEW MEXICO (Cont'd)

RIO ARRIBA COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
ROOSEVELT COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
SANDOVAL COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
SAN JUAN COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
SAN MIGUEL COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
SANTA FE COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
SIERRA COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
SOCORRO COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
TAOS COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
TORRANCE COUNTY
(B,HE,S,Hw,U,LE)-See Statewide
UNION COUNTY
(B,HE,S,Hw,U,LE) - See Statewide
VALENCIA COUNTY
(B,HE,S,Hw,U,LE) - See Statewide

NEW YORK

ALBANY COUNTY
Decision #AP-452 (H,B,Hw)
37 FR 26782 - 12/15/72
Mod. #1 - 38 FR 9297 - 4/13/73
Mod. #2 - 38 FR 18819 - 7/13/73
Mod. #3 - 38 FR 21016 - 8/3/73
ALLEGANY COUNTY
None
BRONX COUNTY
Decision #AP-487 (B,H,Hw)
38 FR 6608 - 3/9/73
Mod. #1 - 38 FR 8872 - 4/6/73
Mod. #2 - 38 FR 12514 - 5/11/73
Mod. #3 - 38 FR 22854 - 8/24/73
Decision #AP-400 (R)
37 FR 13913 - 7/14/72
Mod. #1 - 37 FR 23510 - 11/3/72
Mod. #2 - 38 FR 5097 - 2/23/73
Mod. #3 - 38 FR 12514 - 5/11/73
Mod. #4 - 38 FR 22854 - 8/24/73
Decision #AP-803 (D)
38 FR 10580 - 4/27/73
BROOME COUNTY
Decision #AP-469 (B,H,Hw)
38 FR 4169 - 2/9/73
Mod. #1 - 38 FR 9397 - 4/13/73
Mod. #2 - 38 FR 18126 - 7/6/73
Mod. #3 - 38 FR 21022 - 8/3/73
Mod. #4 - 38 FR 22854 - 8/24/73
Mod. #5 - 38 FR 24491 - 9/7/73
CATTARAUGUS COUNTY
None
CAYUGA COUNTY
Decision #AP-4 (D)
37 FR 14670 - 7/21/72
CHAUTAUQUA COUNTY
(D) - See Cayuga County
CHEMUNG COUNTY
None
CHENANGO COUNTY
None

NEW YORK (Cont'd)

CLINTON COUNTY
None
COLUMBIA COUNTY
None
CORTLAND COUNTY
None
DELAWARE COUNTY
None
DUTCHESS COUNTY
Decision #AM-1,724 (B,H,Hw)
36 FR 14921 - 8/11/71
Mod. #1-36 FR 19550 - 10/8/71
Mod. #2-37 FR 973 - 1/21/72
Mod. #3-37 FR 7029 - 4/7/72
(D) - See Bronx County
ERIE COUNTY
Decision #AP-800 (B,H,Hw)
38 FR 8404 - 3/30/73
Mod. #1 - 38 FR 9398 - 4/13/73
Mod. #2 - 38 FR 18820 - 7/13/73
Mod. #3 - 38 FR 22854 - 8/24/73
(D) - See Cayuga County
ESSEX COUNTY
None
FRANKLIN COUNTY
(D) - See Cayuga County
FULTON COUNTY
None
GENESEE COUNTY
None
GREENE COUNTY
None
HAMILTON COUNTY
None
HERKIMER COUNTY
None
JEFFERSON COUNTY
Decision #AP-807 (B,H,Hw)
38 FR 12582 - 5/11/73
Mod. #1 - 38 FR 18820 - 7/13/73
Mod. #2 - 38 FR 21023 - 8/3/73
(D) - See Cayuga County

NEW YORK (Cont'd)

KINGS COUNTY
(B,H,Hw,R,D) - See Bronx County
LEWIS COUNTY
None
LIVINGSTON COUNTY
None
MADISON COUNTY
None
MONROE COUNTY
Decision #AP-453 (B,H,Hw)
37 FR 28380-12/22/72
Mod. #1 - 38 FR 18820 - 7/13/73
Mod. #2 - 38 FR 21018 - 8/3/73
(D) - See Cayuga County
MONTGOMERY COUNTY
None
NASSAU COUNTY
Decision #AQ-2001 (B,H,Hw)
38 FR 18845 - 7/13/73
Mod. #1 - 38 FR 24491 - 9/7/73
(D) - See Bronx County
NEW YORK COUNTY
(B,H,Hw,R,D) - See Bronx County
NIAGARA COUNTY
Decision #AM-1,729 (B,H,Hw)
36 FR 14950 - 8/11/71
Mod. #1-36 FR 19651 - 10/8/71
Mod. #2-36 FR 20462 - 10/22/71
Mod. #3-37 FR 973 - 1/21/72
Mod. #4-37 FR 6612 - 3/31/72
(D) - See Cayuga County

NEW YORK (Cont'd)

ONEIDA COUNTY
Decision #AP-844 (B,H,Hw) (Cont'd)
38 FR 15341 - 6/8/73
Mod. #1 - 38 FR 18822 - 7/13/73
Mod. #2 - 38 FR 21026 - 8/3/73
ONONDAGA COUNTY
Decision #AP-808 (B,H,Hw)
38 FR 12587 - 5/11/73
Mod. #1 - 38 FR 18821 - 7/13/73
Mod. #2 - 38 FR 21025 - 8/3/73
ONTARIO COUNTY
None
ORANGE COUNTY
Decision #AP-845 (B,H,Hw)
38 FR 15346 - 6/8/73
Mod. #1 - 38 FR 18820 - 7/13/73
(D) - See Bronx County
ORLEANS COUNTY
(D) - See Cayuga County
OSWEGO COUNTY
(D) - See Cayuga County
OTSEGO COUNTY
None
PUTNAM COUNTY
None
QUEENS COUNTY
(B,H,Hw,R,D) - See Bronx County
RENSSELAER COUNTY
Decision #AP-860 (B,H,Hw)
38 FR 18160 - 7/6/73
Mod. #1 - 38 FR 21030 - 8/3/73
Mod. #2 - 38 FR 22854 - 8/24/73
RICHMOND COUNTY
(B,H,Hw,R,D) - See Bronx County
ROCKLAND COUNTY
(D) - See Albany County

NEW YORK (cont'd)

ST LAWRENCE COUNTY
(D)-See Cayuga County
SARATOGA COUNTY
Decision #AP-451 (B,H,Hw)
37 FR 25099 - 11/25/72
Mod. #1 - 38 FR 21014 - 8/3/73
SCHENECTADY COUNTY
Decision #AP-859 (B,H,Hw)
38 FR 18156 - 7/6/73
Mod. #1 - 38 FR 21028 - 8/3/73
SCHOHARIE COUNTY
None
SCHUYLER COUNTY
None
SENECA COUNTY
None
STEUBEN COUNTY
Decision #AP-486 (B,H,Hw)
38 FR 6516 - 3/9/73
Mod. #1 - 38 FR 20184 - 7/27/73
SUFFOLK COUNTY
Decision #AM-1735 (B,H,Hw)
36 FR 14890 - 8/11/71
Mod. #1 - 36 FR 18988 - 9/24/71
Mod. #2 - 37 FR 4021 - 2/2 /72
Mod. #3 - 37 FR 22706 - 10/20/72
Mod. #4 - 37 FR 23973 - 11/10/72
(D)-See Bronx County
SULLIVAN COUNTY
None
TIOGA COUNTY
None
TOMPKINS COUNTY
None
ULSTER COUNTY
None
WARREN COUNTY
None
WASHINGTON COUNTY
None
WAYNE COUNTY
(D) - See Cayuga County
WESTCHESTER COUNTY
Decision #AM-1,736 (B,H,Hw)
36 FR 14985 - 8/11/71
Mod. #1-36 FR 19652 - 8/11/71
Mod. #2-36 FR 20463 - 10/22/71
Mod. #3-37 FR 974 - 1/21/72
Mod. #4-37 FR 6613 - 3/31/72
(D) - See Bronx County
WYOMING COUNTY
None
YATES COUNTY
None

NORTH CAROLINA

STATEWIDE
Decision #AM-1847 (Hw)
36 FR 16474 - 8/20/71
Decision #AP-156 (Sewer & Water)
38 FR 4618 - 2/16/73
ALAMANCE COUNTY
(Sewer & Water, Hw) - See Statewide
ALEXANDER COUNTY
(Sewer & Water Hw) - See Statewide
ALLEGHANY COUNTY
(Sewer & Water,Hw) - See Statewide
ANSON COUNTY
(Sewer & Water,Hw) - See Statewide
ASHE COUNTY
(Sewer & Water,Hw) - See Statewide
AVERY COUNTY
(Sewer & Water,Hw) - See Statewide
BEAUFORT COUNTY
Decision #AP-847 (D)
38 FR 15797 - 6/15/73
(Sewer & Water,Hw) - See Statewide
BERTIE COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
BLADEN COUNTY
(Sewer & Water,Hw) - See Statewide
BRUNSWICK COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
BUNCOMBE COUNTY
(Sewer & Water,Hw) - See Statewide
BURKE COUNTY
(Sewer & Water,Hw) - See Statewide
CABARRUS COUNTY
(Sewer & Water,Hw) - See Statewide
CALDWELL COUNTY
(Sewer & Water,Hw) - See Statewide
CAMDEN COUNTY
(Sewer & Water,Hw) - See Statewide
CARTERET COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
CASWELL COUNTY
(Sewer & Water,Hw) - See Statewide
CATAWBA COUNTY
(Sewer & Water,Hw) - See Statewide
CHATHAM COUNTY
(Sewer & Water,Hw) - See Statewide

NORTH CAROLINA (Cont'd)

CHEROKEE COUNTY
(Sewer & Water,Hw) - See Statewide
CHOWAN COUNTY
(Sewer & Water) - See Statewide
(D) - See Beaufort County
(Hw) - See Statewide
CLAY COUNTY
(Sewer & Water,Hw) - See Statewide
CLEVELAND COUNTY
(Sewer & Water,Hw) - See Statewide
COLUMBUS COUNTY
(Sewer & Water,Hw) - See Statewide
CRAVEN COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
CUMBERLAND COUNTY
(Sewer & Water,Hw) - See Statewide
CURRITUCK COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
DARE COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
DAVIDSON COUNTY
(Sewer & Water,Hw) - See Statewide
DAVIE COUNTY
(Sewer & Water,Hw) - See Statewide
DUPLIN COUNTY
(Sewer & Water,Hw) - See Statewide
DURHAM COUNTY
(Sewer & Water,Hw) - See Statewide
EDGECOMBE COUNTY
(Sewer & Water,Hw) - See Statewide
FORSYTH COUNTY
(Sewer & Water,Hw) - See Statewide
FRANKLIN COUNTY
(Sewer & Water,Hw) - See Statewide
GASTON COUNTY
(Sewer & Water,Hw) - See Statewide
GATES COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
GRAHAM COUNTY
(Sewer & Water,Hw) - See Statewide
GRANVILLE COUNTY
(Sewer & Water,Hw) - See Statewide
GREENE COUNTY
(Sewer & Water,Hw) - See Statewide
GUILFORD COUNTY
(Sewer & Water,Hw) - See Statewide

NORTH CAROLINA (Cont'd)

HALIFAX COUNTY
(Sewer & Water,Hw) - See Statewide
HARNETT COUNTY
(Sewer & Water,Hw) - See Statewide
HAYWOOD COUNTY
(Sewer & Water,Hw) - See Statewide
HENDERSON COUNTY
(Sewer & Water,Hw) - See Statewide
HERTFORD COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
HOKE COUNTY
(Sewer & Water,Hw) - See Statewide
HYDE COUNTY
(Sewer & Water,Hw) - See Statewide
(D) - See Beaufort County
IREDELL COUNTY
(Sewer & Water,Hw) - See Statewide
JACKSON COUNTY
(Sewer & Water,Hw) - See Statewide
JOHNSTON COUNTY
(Sewer & Water,Hw) - See Statewide
JONES COUNTY
(Sewer & Water,Hw) - See Statewide
LEE COUNTY
(Sewer & Water,Hw) - See Statewide
LENOIR COUNTY
(Sewer & Water,Hw) - See Statewide
LINCOLN COUNTY
(Sewer & Water,Hw) - See Statewide
MCDOWELL COUNTY
(Sewer & Water,Hw) - See Statewide
MACON COUNTY
(Sewer & Water,Hw) - See Statewide
MADISON COUNTY
(Sewer & Water,Hw) - See Statewide
MARTIN COUNTY
(Sewer & Water,Hw) - See Statewide
MECKLENBURG COUNTY
Decision #AP-161 (B)
38 FR 5753 - 3/2/73
Mod. #1 - 38 FR 7166 - 3/16/73
(Sewer & Water,Hw) - See Statewide
MITCHELL COUNTY
(Sewer & Water,Hw) - See Statewide
MONTGOMERY COUNTY
(Sewer & Water,Hw) - See Statewide
MOORE COUNTY
(Sewer & Water,Hw) - See Statewide
NASH COUNTY
(Sewer & Water,Hw) - See Statewide

SOUTH CAROLINA (Cont'd)

NEW HANOVER COUNTY:
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
NORTHAMPTON COUNTY
(Sewer & Water, Hw) - See Statewide
ORANGE COUNTY
(D) - See Beaufort County
(Sewer & Water, Hw) - See Statewide
PAMLICO COUNTY
(D) - See Beaufort County
(Sewer & Water, Hw) - See Statewide
PASQUOTANK COUNTY
(D) - See Beaufort County
(Sewer & Water, Hw) - See Statewide
PENDER COUNTY
(D) - See Beaufort County
(Sewer & Water, Hw) - See Statewide
PERQUIMANS COUNTY
(D) - See Beaufort County
(Sewer & Water, Hw) - See Statewide
PERSON COUNTY
(Sewer & Water, Hw) - See Statewide
PITT COUNTY
(Sewer & Water, Hw) - See Statewide
POLK COUNTY
(Sewer & Water, Hw) - See Statewide
RANDOLPH COUNTY
(Sewer & Water, Hw) - See Statewide
RICHMOND COUNTY
(Sewer & Water, Hw) - See Statewide
ROBESON COUNTY
(Sewer & Water, Hw) - See Statewide
ROCKINGHAM COUNTY
(Sewer & Water, Hw) - See Statewide
ROWAN COUNTY
(Sewer & Water, Hw) - See Statewide
RUTHERFORD COUNTY
(Sewer & Water, Hw) - See Statewide
SAMPSON COUNTY
(Sewer & Water, Hw) - See Statewide
SCOTLAND COUNTY
(Sewer & Water, Hw) - See Statewide
STANLY COUNTY
(Sewer & Water, Hw) - See Statewide

SOUTH CAROLINA (Cont'd)

STOKES COUNTY
(Sewer & Water,Hw) - See Statewide
SURRY COUNTY
(Sewer & Water,Hw) - See Statewide
SWAIN COUNTY
(Sewer & Water,Hw) - See Statewide
TRANSYLVANIA COUNTY
(Sewer & Water,Hw) - See Statewide
TYRRELL COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
UNION COUNTY
(Sewer & Water,Hw) - See Statewide
VANCE COUNTY
(Sewer & Water,Hw) - See Statewide
WAKE COUNTY
(Sewer & Water,Hw) - See Statewide
WARREN COUNTY
(Sewer & Water,Hw) - See Statewide
WASHINGTON COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
WATAUGA COUNTY
(Sewer & Water,Hw) - See Statewide
WAYNE COUNTY
(Sewer & Water,Hw) - See Statewide
WILKES COUNTY
(Sewer & Water,Hw) - See Statewide
WILSON COUNTY
(Sewer & Water,Hw) - See Statewide
YADKIN COUNTY
(Sewer & Water,Hw) - See Statewide
YANCEY COUNTY
(Sewer & Water,Hw) - See Statewide

SOUTH DAKOTA

STATEWIDE
Decision #AQ-1000 (Hw)
38 FR 16849 - 7/13/73
ADAMS COUNTY
(Hw) - See Statewide
BARNES COUNTY
(Hw) - See Statewide
BENSON COUNTY
(Hw) - See Statewide
BILLINGS COUNTY
(Hw) - See Statewide
BOTTINEAU COUNTY
(Hw) - See Statewide
BOWMAN COUNTY
(Hw) - See Statewide
BURKE COUNTY
(Hw) - See Statewide
BURLEIGH COUNTY
(Hw) - See Statewide
Decision #AQ-1011 (S)
38 FR 21716 - 8/10/73
CASS COUNTY
(Hw) - See Statewide
(D) - See Burleigh County
CAVALIER COUNTY
(Hw) - See Statewide
DICKEY COUNTY
(Hw) - See Statewide
DIVIDE COUNTY
(Hw) - See Statewide
DUNN COUNTY
(Hw) - See Statewide
EDDY COUNTY
(Hw) - See Statewide
EMMONS COUNTY
(Hw) - See Statewide
FOSTER COUNTY
(Hw) - See Statewide
GOLDEN VALLEY COUNTY
(Hw) - See Statewide

SOUTH DAKOTA (Cont'd)

GRAND FORKS COUNTY
(Hw) - See Statewide
(S) - See Burleigh County
GRANT COUNTY
(Hw) - See Statewide
GRIGGS COUNTY
(Hw) - See Statewide
HETTINGER COUNTY
(Hw) - See Statewide
KIDDER COUNTY
(Hw) - See Statewide
LAMOURE COUNTY
(Hw) - See Statewide
LOGAN COUNTY
(Hw) - See Statewide
MCHENRY COUNTY
(Hw) - See Statewide
MCINTOSH COUNTY
(Hw) - See Statewide
MCKENZIE COUNTY
(Hw) - See Statewide
MCLEAN COUNTY
(Hw) - See Statewide
MERCER COUNTY
(Hw) - See Statewide
MORTON COUNTY
(Hw) - See Statewide
(S) - See Burleigh County
MOUNTRAIL COUNTY
(Hw) - See Statewide
NELSON COUNTY
(Hw) - See Statewide
OLIVER COUNTY
(Hw) - See Statewide
PEMBINA COUNTY
(Hw) - See Statewide

NORTH DAKOTA (Cont'd)

RANSOM COUNTY
(Hw) - See Statewide
RENVILLE COUNTY
(Hw) - See Statewide
RICHLAND COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
ROLETTE COUNTY
(Hw) - See Statewide
SARGENT COUNTY
(Hw) - See Statewide
SHERIDAN COUNTY
(Hw) - See Statewide
SIOUX COUNTY
(Hw) - See Statewide
SLOPE COUNTY
(Hw) - See Statewide
STARK COUNTY
(Hw) - See Statewide
STEELE COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
STUTSMAN COUNTY
(Hw) - See Statewide
TOWNER COUNTY
(Hw) - See Statewide
TRAILL COUNTY
(Hw) - See Statewide
WALSH COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
WARD COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
WELLS COUNTY
(Hw) - See Statewide
WILLIAMS COUNTY
(Hw) - See Statewide

OHIO

ADAMS COUNTY
Decision #AP-602 (D)
38 FR 1433-1/12/73
ALLEN COUNTY
None
ASHLAND COUNTY
None
ASHTABULA COUNTY
Decision #AP-4 (D)
37 FR 14670 - 7/21/72
ATHENS COUNTY
(D) - See Adams County
AUGLAIZE COUNTY
None
BELMONT COUNTY
None
BROWN COUNTY
(D) - See Adams County
BUTLER COUNTY
Decision #AP-669 (B)(H,Hw)
38 FR 13991 - 5/25/73
Mod. #1 - 38 FR 14535 - 6/1/73
Mod. #2 - 38 FR 22316 - 8/17/73
Decision #AP-683 (R)
38 FR 14049 - 5/25/73
CARROLL COUNTY
None
CHAMPAIGN COUNTY
None
CLARK COUNTY
Decision #AP-670 (B,H,Hw)
38 FR 13996 - 5/25/73
Mod. #1 - 38 FR 14535 - 6/1/73
Mod. #2 - 38 FR 22316 - 8/17/73
Decision #AP-684 (R)
38 FR 14049 - 5/25/73
CLERMONT COUNTY
Decision #AM-685 (R)
38 FR 14050 - 5/25/73
(D) - See Adams County
CLINTON COUNTY
None
COLUMBIANA COUNTY
None
COSHOCTON COUNTY
None
CRAWFORD COUNTY
None
CUYAHOGA COUNTY
Decision #AP-671 (B,H,Hw)
38 FR 14000 - 5/25/73
Mod. #1 - 38 FR 14535 - 6/1/73
Mod. #2 - 38 FR 22317 - 8/17/73
Decision #AP-686 (R)
38 FR 14050 - 5/25/73
Mod. #1 - 38 FR 14537 - 6/1/73
Mod. #2 - 38 FR 22319 - 8/17/73

OHIO (Cont'd)

DARKE COUNTY
None
DEFIANCE COUNTY
None
DELAWARE COUNTY
Decision #AM-420 (R)
36 FR 15963 - 8/18/71
Mod. #1 - 38 FR 4630 - 2/16/73
ERIE COUNTY
(D) - See Ashtabula County
FAIRFIELD COUNTY
(R) - See Delaware County
FAYETTE COUNTY
None
FRANKLIN COUNTY
Decision #AP-672 (B,H,Hw)
38 FR 14004 - 5/25/73
Mod. #1 - 38 FR 14535 - 6/1/73
Mod. #2 - 38 FR 22317 - 8/17/73
(R) - See Delaware County
FULTON COUNTY
None
GALLIA COUNTY
(D)-See Adams County
GEAUGA COUNTY
None
GREENE COUNTY
Decision #AP-673 (B,H,Hw)
38 FR 14008 - 5/25/73
Mod. #1 - 38 FR 14535 - 6/1/73
Mod. #2 - 38 FR 22317 - 8/17/73
Decision #AM-422 (R)
36 FR 15965 - 8/18/71
Mod. #1-37 FR 8619 - 4/28/72
GUERNSEY COUNTY
None
HAMILTON COUNTY
Decision #AP-674 (B,H,Hw)
38 FR 14012 - 5/25/73
Mod. #1 - 38 FR 14535 - 6/1/73
Mod. #2 - 38 FR 22317 - 8/17/73
(D)-See Adams County
(R) - See Clermont County
HANCOCK COUNTY
None
HARDIN COUNTY
None
HARRISON COUNTY
None
HENRY COUNTY
None

OHIO (Cont'd)

HIGHLAND COUNTY
None
HOCKING COUNTY
None
HOLMES COUNTY
None
HURON COUNTY
None
JACKSON COUNTY
None
JEFFERSON COUNTY
None
KNOX COUNTY
None
LAKE COUNTY
(D) - See Ashtabula County
LAWRENCE COUNTY
(D)-See Adams County
LICKING COUNTY
Decision #AP-675 (B,H,Hw)
38 FR 14017 - 5/25/73
Mod. #1-38 FR 14536 - 6/1/73
Mod. #2-38 FR 22317 - 8/17/73
(R) - See Delaware County
LOGAN COUNTY
None
LORAIN COUNTY
(D) - See Ashtabula County
LUCAS COUNTY
Decision #AP-676 - (B,H,Hw)
38 FR 14021 - 5/25/73
Mod. #1 - 38 FR 14536 - 6/1/73
Mod. #2 - 38 FR 22317 - 8/17/73
(D) - See Ashtabula County
MADISON COUNTY
(R) - See Delaware County
MAHONING COUNTY
Decision #AP-657 (R)
38 FR 13903 - 5/25/73
Mod. #1 - 38 FR 22319 - 8/17/73
Decision #AP-677 (B,H,Hw)
38 FR 14026 - 5/25/73
Mod. #1- 38 FR 15792 - 6/15/73
Mod. #2 - 38 FR 22318 - 8/17/73
MARION COUNTY
None
MEDINA COUNTY
None
MEIGS COUNTY
(D)-See Adams County
MERCER COUNTY
None

OHIO (Cont'd)

MIAMI COUNTY
(R) - See Greene County
MONROE COUNTY
(D)-See Adams County
MONTGOMERY COUNTY
(R)(H)(Rw) - See Greene County
(D) - See Preble County
MORGAN COUNTY
None
MORROW COUNTY
None
MUSKINGUM COUNTY
Decision #AP-678 (R,H,Rw)
38 FR 14029 - 5/25/73
Mod. #1 - 38 FR 14536 - 6/1/73
Mod. #2 - 38 FR 22318 - 8/17/73
NOBLE COUNTY
None
OTTAWA COUNTY
(D) - See Ashtabula County
PAULDING COUNTY
None
PERRY COUNTY
None
PICKAWAY COUNTY
(R)(H)(Rw) - See Franklin County
(R) - See Delaware County
PIKE COUNTY
None
PORTAGE COUNTY
Decision #AP-679 (R,H,Rw)
38 FR 14033 - 5/25/73
Mod. #1 - 38 FR 14536 - 6/1/73
Mod. #2 - 38 FR 22318 - 8/17/73
PREBLE COUNTY
(R) - See Greene County
PUTNAM COUNTY
None

OHIO (Cont'd)

RICHLAND COUNTY
None
ROSS COUNTY
None
SANDUSKY COUNTY
(D) - See Ashtabula County
SCIOTO COUNTY
(D)-See Adams County
SENECA COUNTY
None
SHELBY COUNTY
None
STARK COUNTY
Decision #AP-680 (R,H,Rw)
38 FR 14035 - 5/25/73
Mod. #1-38 FR 14536 - 6/1/73
Mod. #2 - 38 FR 22318 - 8/17/73
SUMMIT COUNTY
Decision #AP-681 (R,H,Rw)
38 FR 14042 - 5/25/73
Mod. #1-38 FR 14536 - 6/1/73
Mod. #2-38 FR 22318 - 8/17/73
TRUMBULL COUNTY
Decision #AP-685 (D)
38 FR 13905 - 5/25/73
Mod. #1 - 38 FR 22319 - 8/17/73
Decision #AP-682 (R,H,Rw)
38 FR 14047 - 5/25/73
Mod. #1 - 38 FR 15792 - 6/15/73
Mod. #2 - 38 FR 22318 - 8/17/73
TUSCARAWAS COUNTY
None
UNION COUNTY
None
VAN WERT COUNTY
None
VINTON COUNTY
None
WARREN COUNTY
(R) - See Butler County
WASHINGTON COUNTY
(D)-See Adams County
WAYNE COUNTY
None
WILLIAMS COUNTY
None
WOOD COUNTY
None
WYANDOT COUNTY
None

OKLAHOMA

ADAIR COUNTY
Decision #AM-3601 (Rw)
36 FR 16761 - 8/25/71
ALFALFA COUNTY
Decision #AM-3608 (Rw)
36 FR 16766 - 8/25/71
ATOKA COUNTY
Decision #AM-3604 (Rw)
36 FR 16763 - 8/25/71
BEAVER COUNTY
(Rw)-See Alfalfa County
BECKHAM COUNTY
Decision #AM-3606 (Rw)
36 FR 16764 - 8/25/71
BLAINE COUNTY
(Rw)-See Beckham County
BRYAN COUNTY
(Rw)-See Atoka County
Decision #AP-341 (R)
37 FR 19670 - 9/22/72
CADDO COUNTY
Decision #AM- 3609 (Rw)
36 FR 16767 - 8/25/71
CANADIAN COUNTY
Decision #AM-3607 (Rw)
36 FR 16765 - 8/25/71
(R) - See Oklahoma County
(H)-See Oklahoma County
CARTER COUNTY
(Rw)-See Caddo County
CHEROKEE COUNTY
(Rw)-See Adair County
CHOCTAW COUNTY
(Rw)-See Atoka County
CIMARRON COUNTY
(Rw)-See Alfalfa County
CLEVELAND COUNTY
Decision #AM-3605 (Rw)
36 FR 16762 - 8/25/71
(R)-See Oklahoma County
(H) - See Oklahoma County
COAL COUNTY
(Rw)-See Cleveland County
COMANCHE COUNTY
(Rw)-See Caddo County
Decision #AP-741 (R)
COTTON COUNTY
(Rw)-See Caddo County
CRAIG COUNTY
Decision #AM-3610 (Rw)
36 FR 16758 - 8/25/72
CREEK COUNTY
(Rw)-See Canadian County
CUSTER COUNTY
(Rw)-See Beckham County

OKLAHOMA (cont'd)

DELAWARE COUNTY
(Rw) - See Craig County
DEWEY COUNTY
(Rw)-See Beckham County
ELLIS COUNTY
(Rw)-See Alfalfa County
GARFIELD COUNTY
(Rw)-See Canadian County
GARVIN COUNTY
(Rw)-See Cleveland County
GRADY COUNTY
(Rw)-See Caddo County
GRANT COUNTY
(Rw)-See Canadian County
GREER COUNTY
(Rw)-See Beckham County
HARMON COUNTY
(Rw)-See Beckham County
HARPER COUNTY
(Rw)-See Alfalfa County
HASKELL COUNTY
(Rw)-See Adair County
HUGHES COUNTY
(Rw)-See Cleveland County
JACKSON COUNTY
(Rw)-See Beckham County
JEFFERSON COUNTY
(Rw)-See Caddo County
JOHNSTON COUNTY
(Rw)-See Cleveland County
KAY COUNTY
(Rw)-See Canadian County
KINGFISHER COUNTY
(Rw)-See Canadian County
KIOWA COUNTY
(Rw)-See Beckham County
LATIMER COUNTY
(Rw)-See Atoka County
LEFLORE COUNTY
(Rw)-See Atoka County
LINCOLN COUNTY
(Rw)-See Canadian County)
(R)-See Oklahoma County
(H) - See Oklahoma County
LOGAN COUNTY
(Rw)-See Canadian County
LOVE COUNTY
(Rw)-See Caddo County
MCCLAIN COUNTY
(Rw)-See Cleveland County
MCCURTAIN COUNTY
(Rw)-See Atoka County

NOTICES

OKLAHOMA (cont'd)

MCINTOSH COUNTY
(Hw)-See Adair County
MAJOR COUNTY
(Hw)-See Alfalfa County
MARSHALL COUNTY
(Hw)-See Atoka County
MAYES COUNTY
(Hw)- See Craig County
MURRAY COUNTY
(Hw)-See Cleveland County
MUSKOGEE COUNTY
(hw)-See Adair County
NOBLE COUNTY
(hw)-See Canadian County
NOWATA COUNTY
(Hw)-See Craig County
OKFUSKEE COUNTY
(hw)-See Cleveland County
OKLAHOMA COUNTY
Decision #AQ-22 (B)
38 FR 23735 - 8/31/73
Decision #AM-3612 (Hw)
36 FR 16770 - 8/25/71
Mod. #1 - 37 FR 1435 - 1/28/72
Decision #AP-304 (H)
37 FR 15789 - 8/4/72
Mod. #1-37 FR 28799-12/29/72
Mod. #2-38 FR 4078-2/9/73
OKMULGEE COUNTY
(Hw)-See Adair County
OSAGE COUNTY
(Hw) - See Craig County
(H) - See Tulsa County
OTTAWA COUNTY
(Hw) - See Craig County
PAWNEE COUNTY
(Hw) - See Craig County
PAYNE COUNTY
(Hw) - See Canadian County
PITTSBURG COUNTY
(Hw) - See Adair County

OKLAHOMA (Cont'd)

PONTOTOC COUNTY
(Hw) - See Cleveland County
POTTAWATOMIE COUNTY
(Hw) - See Cleveland County
(H) - See Oklahoma County
(B) - See Oklahoma County
PUSHMATAHA COUNTY
(Hw) - See Atoka County
ROGER MILLS COUNTY
(Hw) - See Beckham County
ROGERS COUNTY
(Hw) - See Craig County
SEMINOLE COUNTY
(Hw) - See Cleveland County
SEQUOYAH COUNTY
(Hw) - See Adair County
STEPHENS COUNTY
(Hw) - See Caddo County
TEXAS COUNTY
(Hw) - See Alfalfa County
TILLMAN COUNTY
(Hw) - See Beckham County
TULSA COUNTY
Decision #AQ-23 (B)
38 FR 23738 - 8/31/73
Decision #AM-3611 (Hw)
36 FR 16769 - 8/25/71
Mod. #1-37 FR 1435 - 1/28/72
Decision #AP-320 (H)
37 FR 17899 - 9/1/72
Mod. #1 - 38 FR 5099 - 2/23/73
WAGONER COUNTY
(Hw) - See Adair County
WASHINGTON COUNTY
(Hw) - See Craig County
WASHITA COUNTY
(Hw) - See Beckham County
WOODS COUNTY
(Hw) - See Alfalfa County
WOODWARD COUNTY
(Hw) - See Alfalfa County

OREGON

STATEWIDE
Decision #AQ-1022 (B,H,Hw,D)
38 FR 24522 - 9/7/73
BAKER COUNTY
(B,H,Hw,D) - See Statewide
BENTON COUNTY
(B,H,Hw,D) - See Statewide
CLACKAMAS COUNTY
(B,H,Hw,D) - See Statewide
CLATSOP COUNTY
(B,H,Hw,D) - See Statewide
COLUMBIA COUNTY
(B,H,Hw,D) - See Statewide
COOS COUNTY
(B,H,Hw,D) - See Statewide
CROOK COUNTY
(B,H,Hw,D) - See Statewide
CURRY COUNTY
(B,H,Hw,D) - See Statewide
DESCHUTES COUNTY
(B-H-Hw-D) - See Statewide
DOUGLAS COUNTY
(B-H-Hw-D) - See Statewide
GILLIAM COUNTY
(B-H-Hw-D) - See Statewide
GRANT COUNTY
(B-H-Hw-D) - See Statewide
HARNEY COUNTY
(B-H-Hw-D) - See Statewide
HOOD COUNTY
(B-H-Hw-D) - See Statewide
JACKSON COUNTY
(B-H-Hw-D) - See Statewide
JEFFERSON COUNTY
(B-H-Hw-D) - See Statewide
JOSEPHINE COUNTY
(B-H-Hw-D) - See Statewide
KLAMATH COUNTY
(B-H-Hw-D) - See Statewide
LAKE COUNTY
(B-H-Hw-D) - See Statewide
LANE COUNTY
(B-H-Hw-D) - See Statewide
LINCOLN COUNTY
(B-H-Hw-D) - See Statewide
LINN COUNTY
(B-H-Hw-D) - See Statewide

OREGON (cont'd)

MALHEUR COUNTY
(B-H-Hw-D) - See Statewide
MARION COUNTY
(B-H-Hw-D) - See Statewide
MORROW COUNTY
(B-H-Hw-D) - See Statewide
MULTNOMAH COUNTY
Decision #AQ-1023 (B)
38 FR 24539 - 9/7/73
(B-H-Hw-D) - See Statewide
POLK COUNTY
(B-H-Hw-D) - See Statewide
SHERMAN COUNTY
(B-H-Hw-D) - See Statewide
TILLAMOOK COUNTY
(B-H-Hw-D) - See Statewide
UMATILLA COUNTY
(B-H-Hw-D) - See Statewide
UNION COUNTY
(B-H-Hw-D) - See Statewide
WALLOWA COUNTY
(B,H,Hw,D) - See Statewide
WASCO COUNTY
(B,H,Hw,D) - See Statewide
WASHINGTON COUNTY
(B,H,Hw,D) - See Statewide
WHEELER COUNTY
(B,H,Hw,D) - See Statewide
YAMHILL COUNTY
(B,H,Hw,D) - See Statewide

PENNSYLVANIA

ADAMS COUNTY
Decision #AP-489 (H,Hw)
38 FR 6622 - 3/9/73
Mod. #1 - 38 FR 18826 - 7/13/73
ALLEGHENY COUNTY
Decision #AP-495 (B,H,Hw)
38 FR 7771 - 3/23/73
Mod. #1 38 FR 10578 - 4/27/73
Mod. #2 - 38 FR 13117 - 5/18/73
Mod. #3 - 38 FR 15794 - 6/15/73
Mod. #4 - 38 FR 22856 - 8/24/73
ARMSTRONG COUNTY
Decision #AP-831 (H,Hw)
38 FR 14055 - 5/25/73
Mod. #1 - 38 FR 15793 - 6/15/73
BEAVER COUNTY
Decision #AP-467 (H,Hw)
38 FR 2618 - 1/26/73
Mod. #1 - 38 FR 7172 - 3/16/73
Mod. #2 - 38 FR 9399 - 4/13/73
Mod. #3 - 38 FR 10578 - 4/27/73
Mod. #4 - 38 FR 12515 - 5/11/73
Mod. #5 - 38 FR 15793 - 6/15/73
BEDFORD COUNTY
Decision #AP-832 (H,Hw)
38 FR 14058 - 5/25/73
Mod. #1 - 38 FR 22856 - 8/24/73
BERKS COUNTY
Decision #AQ-2000 (B)
38 FR 18852 - 7/13/73
Mod. #1 - 38 FR 21035 - 8/3/73
Mod. #2 - 38 FR 22321 - 8/17/73
BLAIR COUNTY
(H,Hw) - See Armstrong County
BRADFORD COUNTY
(H,Hw) - See Adams County
BUCKS COUNTY
Decision #AQ-2015 (R)
38 FR 22353 - 8/17/73
Decision #AQ-2011 (H,Hw)
BUTLER COUNTY
Decision #AP-830 (H,Hw)
38 FR 14053 - 5/25/73
Mod. #1 - 38 FR 15793 - 6/15/73
Mod. #2 - 38 FR 22856 - 8/24/73
CAMBRIA COUNTY
(H,Hw) - See Butler County
CAMERON COUNTY
(H,Hw) - See Bedford County
CARBON COUNTY
(H,Hw) - See Adams County
CENTRE COUNTY
Decision #AQ-2018 (H,Hw)
38 FR 22867 - 8/24/73

PENNSYLVANIA (Cont'd)

CHESTER COUNTY
(H,Hw) - See Bucks County
CLARION COUNTY
(H,Hw) - See Bedford County
CLEARFIELD COUNTY
(H,Hw) - See Centre County
CLINTON COUNTY
(H,Hw) - See Bedford County
COLUMBIA COUNTY
(H,Hw) - See Adams County
CRAWFORD COUNTY
(H,Hw) - See Armstrong County
CUMBERLAND COUNTY
Decision #AP-825 (B)
38 FR 13301 - 5/18/73
Mod. #1 - 38 FR 18825 - 7/13/73
Mod. #2 - 38 FR 22321 - 8/17/73
(Hw) - See Adams County
DAUPHIN COUNTY
Decision #AP-824 (B)
38 FR 13299 - 5/18/73
Mod. #1 - 38 FR 18825 - 7/13/73
Mod. #2 - 38 FR 22320 - 8/17/73
(Hw) - See Adams County
DELAWARE COUNTY
Decision #AQ-2014 (B,H,Hw)
38 FR 22350 - 8/17/73
(R,H,Hw) - See Bucks County
ELK COUNTY
(H,Hw) - See Bedford County
ERIE COUNTY
Decision #AP-834 (B,H,Hw)
38 FR 14060 - 5/25/73
Mod. #1 - 38 FR 15794 - 6/15/73
FAYETTE COUNTY
(H,Hw) - See Butler County
FOREST COUNTY
(H,Hw) - See Bedford County
FRANKLIN COUNTY
Decision #AP-843 (B,H,Hw)
38 FR 15352 - 6/8/73
Mod. #1 - 38 FR 22856 - 8/24/73
FULTON COUNTY
(H,Hw) - See Bedford County
GREENE COUNTY
(H,Hw) - See Centre County
HUNTINGDON COUNTY
(H,Hw) - See Bedford County

PENNSYLVANIA (Cont'd)

INDIANA COUNTY
(H,Hw) - See Armstrong County
JEFFERSON COUNTY
(H,Hw) - See Centre County
JUNIATA COUNTY
(H,Hw) - See Adams County
LACKAWANNA COUNTY
Decision #AP-488 (B)
38 FR 6620 - 3/9/73
Mod. #1 - 38 FR 18825 - 7/13/73
Mod. #2 - 38 FR 21032 - 8/3/73
Mod. #3 - 38 FR 22320 - 8/17/73
LANCASTER COUNTY
(Hw) - See Adams County
LAWRENCE COUNTY
Decision #AP-822 (B,H,Hw)
38 FR 13295 - 5/18/73
Mod. #1 - 38 FR 14537 - 6/1/73
Mod. #2 - 38 FR 15225 - 6/8/73
Mod. #3 - 38 FR 15794 - 6/15/73
LEBANON COUNTY
(Hw) - See Adams County
LEHIGH COUNTY
Decision #AP-835 (B)
38 FR 14066 - 5/25/73
Mod. #1 - 38 FR 18128 - 7/6/73
Mod. #2 - 38 FR 19611 - 7/20/73
Mod. #3 - 38 FR 22321 - 8/17/73
(H,Hw) - See Adams County
LUZERNE COUNTY
Decision #AP-818 (B)
38 FR 13283 - 5/18/73
Mod. #1 - 38 FR 18127 - 7/6/73
Mod. #2 - 38 FR 19611 - 7/20/73
Mod. #3 - 38 FR 21034 - 8/3/73
Mod. #4 - 38 FR 22320 - 8/17/73
(H,Hw) - See Adams County
LYCOMING COUNTY
(Hw) - See Adams County
MC KEAN COUNTY
(Hw) - See Adams County
MERCER COUNTY
Decision #AP-479 (B,H,Hw)
38 FR 5765 - 3/2/73
Mod. #1 - 38 FR 7172 - 3/16/73
Mod. #2 - 38 FR 8872 - 4/6/73
Mod. #3 - 38 FR 13117 - 5/18/73
Mod. #4 - 38 FR 15794 - 6/15/73
Mod. #5 - 38 FR 22855 - 8/24/73
MIFFLIN COUNTY
(H,Hw) - See Adams County
MONROE COUNTY
(Hw, H) - See Adams County
MONTGOMERY COUNTY
Decision #AQ-2013 - (B)
38 FR 22347 - 8/17/73
(H,Hw) - See Bucks County
MONTOUR COUNTY
(H,Hw) - See Adams County

PENNSYLVANIA (Cont'd)

NORTHAMPTON COUNTY
Decision #AQ-2016 (B)
38 FR 22356 - 8/17/73
(H,Hw) - See Adams County
NORTHUMBERLAND COUNTY
(H,Hw) - See Adams County
PERRY COUNTY
(Hw) - See Adams County
PHILADELPHIA COUNTY
Decision #AQ-2012 (B)
38 FR 22344 - 8/17/73
Decision #AP-803 (D)
38 FR 10580 - 4/27/72
(H,Hw) - See Bucks County
PIKE COUNTY
(H,Hw) - See Adams County
POTTER COUNTY
(H,Hw) - See Bedford County
SCHUYKILL COUNTY
(H,Hw) - See Adams County
SNYDER COUNTY
(H,Hw) - See Adams County
SOMERSET COUNTY
(H,Hw) - See Butler County
SULLIVAN COUNTY
(H,Hw) - See Adams County
SUSQUEHANNA COUNTY
(H,Hw) - See Adams County
TIOGA COUNTY
(H,Hw) - See Adams County
UNION COUNTY
(H,Hw) - See Adams County
VENANGO COUNTY
(H,Hw) - See Armstrong County
WARREN COUNTY
(H,Hw) - See Armstrong County
WASHINGTON COUNTY
Decision #AP-481 (B,H,Hw)
38 FR 7757 - 3/23/73
Mod. #1 - 38 FR 10578 - 4/27/73
Mod. #2 - 38 FR 12518 - 5/11/73
Mod. #3 - 38 FR 13117 - 5/18/73
Mod. #4 - 38 FR 15794 - 6/15/73
Mod. #5 - 38 FR 22855 - 8/24/73
WAYNE COUNTY
(H,Hw) - See Adams County
WESTMORELAND COUNTY
Decision #AP-482 (B,H,Hw)
38 FR 7764 - 3/23/73
Mod. #1 - 38 FR 10578 - 4/27/73
Mod. #2 - 38 FR 12518 - 5/11/73
Mod. #3 - 38 FR 13117 - 5/18/73
Mod. #4 - 38 FR 15794 - 6/15/73
Mod. #5 - 38 FR 22855 - 8/24/73
WYOMING COUNTY
(H,Hw) - See Adams County
YORK COUNTY
(H,Hw) - See Adams County

PUERTO RICO

PUERTO RICO
Decision #AP-412 (B, H, Hw)
37 FR 16778 - 8/18/72

RHODE ISLAND

STATEWIDE
Decision #A7-803 (D)
38 FR 10580 - 4/23/73
BRISTOL COUNTY
(D) - See Statewide
Decision #AO-2006 (B,H,Hw,Marine)
38 FR 23741 - 8/31/73
KENT COUNTY
(B,H,Hw,Marine) - See Bristol Co.
(D) - See Statewide
NEWPORT COUNTY
Decision #AO-2007 (B,H,Hw,Marine)
38 FR 23859 - 8/24/73
(D) - See Statewide
PROVIDENCE COUNTY
Decision #AO-2009 (H)
38 FR 23874 - 8/24/73
(B,H,Hw,Marine) - See Bristol Cty.
(D) - See Statewide
WASHINGTON COUNTY
Decision #AO-2010 - (H)
38 FR 23875 - 8/24/73
Decision #AO-2008 (B,H,Hw,Marine)
38 FR 24545 - 9/5/73
(D) - See Statewide

SOUTH CAROLINA

STATEWIDE
Decision #AN-1867 (Hw)
36 FR 16475 - 8/20/71
Decision #AP-157 (Sewer & Water)
38 FR 4419 - 2/16/73
ABBEVILLE COUNTY
(Sewer & Water,Hw) - See Statewide
AIKEN COUNTY
(Sewer & Water,Hw) - See Statewide
ALLENDALE COUNTY
(Sewer & Water,Hw) - See Statewide
ANDERSON COUNTY
(Sewer & Water,Hw) - See Statewide
BAMBERG COUNTY
(Sewer & Water,Hw) - See Statewide
BARNWELL COUNTY
(Sewer & Water,Hw) - See Statewide
BEAUFORT COUNTY
Decision #HP-867 (D)
38 FR 15797 - 6/15/73
(Sewer & Water,Hw) - See Statewide
BERKELEY COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
Decision #AP-11A (H)
37 FR 15794 - 8/4/72
CALHOUN COUNTY
(Sewer & Water,Hw) - See Statewide
CHARLESTON COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
(D) - See Berkeley County
CHEROKEE COUNTY
(Sewer & Water,Hw) - See Statewide
CHESTER COUNTY
(Sewer & Water,Hw) - See Statewide
CHESTERFIELD COUNTY
(Sewer & Water,Hw) - See Statewide
CLARENDON COUNTY
(Sewer & Water,Hw) - See Statewide
COLLETON COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
DARLINGTON COUNTY
(Sewer & Water,Hw) - See Statewide
DILLON COUNTY
(Sewer & Water,Hw) - See Statewide
DORCHESTER COUNTY
(Sewer & Water,Hw) - See Statewide
EDGEFIELD COUNTY
(Sewer & Water, Hw) - See Statewide
FAIRFIELD COUNTY
(Sewer & Water,Hw) - See Statewide
FLORENCE COUNTY
(Sewer & Water,Hw) - See Statewide

SOUTH CAROLINA (Cont'd)

GEORGETOWN COUNTY
(D) - See Beaufort
(Sewer & Water,Hw) - See Statewide
GREENVILLE COUNTY
(Sewer & Water,Hw) - See Statewide
GREENWOOD COUNTY
(Sewer & Water,Hw) - See Statewide
HAMPTON COUNTY
(Sewer & Water,Hw) - See Statewide
HORRY COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
JASPER COUNTY
(D) - See Beaufort County
(Sewer & Water,Hw) - See Statewide
KERSHAW COUNTY
(Sewer & Water,Hw) - See Statewide
LANCASTER COUNTY
(Sewer & Water,Hw) - See Statewide
LAURENS COUNTY
(Sewer & Water,Hw) - See Statewide
LEE COUNTY
(Sewer & Water,Hw) - See Statewide
LEXINGTON COUNTY
(Sewer & Water,Hw) - See Statewide
McCORMICK COUNTY
(Sewer & Water,Hw) - See Statewide
MARION COUNTY
(Sewer & Water,Hw) - See Statewide
MARLBORO COUNTY
(Sewer & Water,Hw) - See Statewide
NEWBERRY COUNTY
(Sewer & Water,Hw) - See Statewide
OCONEE COUNTY
(Sewer & Water,Hw) - See Statewide
ORANGEBURG COUNTY
(Sewer & Water,Hw) - See Statewide
PICKENS COUNTY
(Sewer & Water,Hw) - See Statewide
RICHLAND COUNTY
(Sewer & Water,Hw) - See Statewide
SALUDA COUNTY
(Sewer & Water,Hw) - See Statewide
SPARTANBURG COUNTY
(Sewer & Water,Hw) - See Statewide
SUMTER COUNTY
(Sewer & Water,Hw) - See Statewide
UNION COUNTY
(Sewer & Water,Hw) - See Statewide
WILLIAMSBURG COUNTY
(Sewer & Water,Hw) - See Statewide
YORK COUNTY
(Sewer & Water,Hw) - See Statewide

SOUTH DAKOTA

STATEWIDE
Decision #AP-908 (Hw)
38 FR 15807 - 6/15/73
AURORA COUNTY
(Hw) - See Statewide
BEADLE COUNTY
(Hw) - See Statewide
BENNETT COUNTY
(Hw) - See Statewide
BON HOMME COUNTY
(Hw) - See Statewide
BROOKINGS COUNTY
(Hw) - See Statewide
BROWN COUNTY
(Hw) - See Statewide
BRULE COUNTY
(Hw) - See Statewide
BUFFALO COUNTY
(Hw) - See Statewide
BUTTE COUNTY
(Hw) - See Statewide
CAMPBELL COUNTY
(Hw) - See Statewide
CHARLES COUNTY
(Hw) - See Statewide
CLARK COUNTY
(Hw) - See Statewide
CODINGTON COUNTY
(Hw) - See Statewide
CORSON COUNTY
(Hw) - See Statewide
CUSTER COUNTY
(Hw) - See Statewide
DAVISON COUNTY
(Hw) - See Statewide
DAY COUNTY
(Hw) - See Statewide
DEUEL COUNTY
(Hw) - See Statewide
DEWEY COUNTY
(Hw) - See Statewide
DOUGLAS COUNTY
(Hw) - See Statewide

SOUTH DAKOTA (Cont'd)

EDMUNDS COUNTY
(Hw) - See Statewide
FALL RIVER COUNTY
(Hw) - See Statewide
FAULK COUNTY
(Hw) - See Statewide
GRANT COUNTY
(Hw) - See Statewide
GREGORY COUNTY
(Hw) - See Statewide
HAAKON COUNTY
(Hw) - See Statewide
HAMLIN COUNTY
(Hw) - See Statewide
HAND COUNTY
(Hw) - See Statewide
HANSON COUNTY
(Hw) - See Statewide
HARDING COUNTY
(Hw) - See Statewide
HUGHES COUNTY
(Hw) - See Statewide
HUTCHINSON COUNTY
(Hw) - See Statewide
HYDE COUNTY
(Hw) - See Statewide
JACKSON COUNTY
(Hw) - See Statewide
JERAULD COUNTY
(Hw) - See Statewide
JONES COUNTY
(Hw) - See Statewide
KINGSBURY COUNTY
(Hw) - See Statewide
LAKE COUNTY
(Hw) - See Statewide
LAWRENCE COUNTY
(Hw) - See Statewide
LINCOLN COUNTY
(Hw) - See Statewide
LYMAN COUNTY
(Hw) - See Statewide
MC COOK COUNTY
(Hw) - See Statewide

SOUTH DAKOTA (Cont'd)

MC PHERSON COUNTY
(Hw) - See Statewide
MARSHALL COUNTY
(Hw) - See Statewide
MEADE COUNTY
Decision #AP-262 (B)
38 FR 4641 - 2/16/73
Mod. #1-38 FR 9401 - 4/13/73
MELLETTE COUNTY
(Hw) - See Statewide
MINER COUNTY
(Hw) - See Statewide
MINNEHAHA COUNTY
Decision #AM-6141 (R)
36 FR 21736 - 11/12/71
Decision #AP-253 (B)
37 FR 25147 - 11/25/72
(Hw) - See Statewide
MOODY COUNTY
(Hw) - See Statewide
PENNINGTON COUNTY
(B) - See Meade County
(Hw) - See Statewide
PERKINS COUNTY
(Hw) - See Statewide
POTTER COUNTY
(Hw) - See Statewide
ROBERTS COUNTY
(Hw) - See Statewide

SOUTH DAKOTA (Cont'd)

SANBORN COUNTY
(Hw) - See Statewide
SHANNON COUNTY
(Hw) - See Statewide
SPINK COUNTY
(Hw) - See Statewide
STANLEY COUNTY
(Hw) - See Statewide
SULLY COUNTY
(Hw) - See Statewide
TODD COUNTY
(Hw) - See Statewide
TRIPP COUNTY
(Hw) - See Statewide
TURNER COUNTY
(Hw) - See Statewide
UNION COUNTY
(Hw) - See Statewide
WALWORTH COUNTY
(Hw) - See Statewide
WASHABOUGH COUNTY
(Hw) - See Statewide
YANKTON COUNTY
(Hw) - See Statewide
ZIEBACH COUNTY
(Hw) - See Statewide

TENNESSEE

STATEWIDE
Decision #AP-1107 (F)
38 FR 17358 - 6/29/73
Decision #AM-504 (Hw)
36 FR 16491 - 8/20/71
Mod. #1-37 FR 246 - 1/7/72
Mod. #2-38 FR 939-1/5/73
ANDERSON COUNTY
Decision #AP-190 (E)
38 FR 14068 - 5/25/73
Mod. #1 - 38 FR 16595 - 6/22/73
Mod. #2 - 38 FR 18128 - 7/6/73
Mod. #3 - 38 FR 20185 - 7/27/73
Mod. #4 - 38 FR 22322 - 8/17/73
(Hw) - See Statewide
(F)-See Statewide
BEDFORD COUNTY
(F) - See Statewide
(Hw) - See Statewide
BENTON COUNTY
(F) - See Statewide
(Hw) - See Statewide
BLEDSOE COUNTY
(F) - See Statewide
(Hw) - See Statewide
BLOUNT COUNTY
(F) - See Statewide
(Hw) - See Statewide
BRADLEY COUNTY
(F)-See Statewide
(Hw)-See Statewide
CAMPBELL COUNTY
(F)-See Statewide
(Hw)-See Statewide
CANNON COUNTY
(F)-See Statewide
(Hw)-See Statewide
CARROLL COUNTY
Decision #AP-4092 (D)
38 FR 21837 - 8/3/73
(F)-See Statewide
(Hw)-See Statewide
CARTER COUNTY
Decision #AM-494 (E)
37 FR 14418 - 7/14/72
(F)-See Statewide
(Hw)-See Statewide
CHEATHAM COUNTY
(F)-See Statewide
(Hw)-See Statewide
CHESTER COUNTY
(F)-See Statewide
(Hw)-See Statewide
CLAIBORNE COUNTY
(F)-See Statewide
(Hw)-See Statewide
CLAY COUNTY
(F)-See Statewide
(Hw)-See Statewide

TENNESSEE (Cont'd)

COCKE COUNTY
(F)-See Statewide
(Hw)-See Statewide
COFFEE COUNTY
(F)-See Statewide
(Hw)-See Statewide
CROCKETT COUNTY
(D)-See Carroll County
(F)-See Statewide
(Hw)-See Statewide
CUMBERLAND COUNTY
(F)-See Statewide
(Hw)-See Statewide
DAVIDSON COUNTY
Decision #AP-169 (E)
38 FR 7782 - 3/23/73
Decision #AM-505 (E)
36 FR 16494 - 8/20/72
Mod. #1-37 FR 21714 - 10/13/72
(F) - See Statewide
(Hw) - See Statewide
DECATUR COUNTY
(F) - See Statewide
(Hw) - See Statewide
DEKALB COUNTY
(F) - See Statewide
(Hw) - See Statewide
DICKSON COUNTY
(F) - See Statewide
(Hw) - See Statewide
(E) - See Davidson County
DYER COUNTY
(D) - See Carroll County
(F) - See Statewide
(Hw) - See Statewide
FAYETTE COUNTY
(D) - See Carroll County
(F) - See Statewide
(Hw) - See Statewide
FENTRESS COUNTY
(F) - See Statewide
(Hw) - See Statewide
FRANKLIN COUNTY
(F) - See Statewide
(Hw) - See Statewide
GIBSON COUNTY
(D) - See Carroll County
(F) - See Statewide
(Hw) - See Statewide
GILES COUNTY
(F) - See Statewide
(Hw) - See Statewide
GRAINGER COUNTY
(F) - See Statewide
(Hw) - See Statewide

TENNESSEE (Cont'd)

GREENE COUNTY
(F) - See Statewide
(Hw) - See Statewide
GRUNDY COUNTY
(F) - See Statewide
(Hw) - See Statewide
HANBLEN COUNTY
(F) - See Statewide
(Hw) - See Statewide
HAMILTON COUNTY
Decision #AP-191 (E,H)
38 FR 14070 - 5/25/73
Mod. #1 - 38 FR 17353 - 6/29/73
Mod. #2 - 38 FR 20185 - 7/27/73
(F) - See Statewide
(Hw) - See Statewide
HANCOCK COUNTY
(F)-See Statewide
(Hw)-See Statewide
HARDEMAN COUNTY
(D)-See Carroll County
(Hw)-See Statewide
(F)-See Statewide
HARDIN COUNTY
(F)-See Statewide
(Hw)-See Statewide
HAWKINS COUNTY
(F)-See Statewide
(Hw)-See Statewide
HAYWOOD COUNTY
(D)-See Carroll County
(F)-See Statewide
(Hw)-See Statewide
HENDERSON COUNTY
(F)-See Statewide
(Hw)-See Statewide
HENRY COUNTY
(D)-See Carroll County
(F)-See Statewide
(Hw)-See Statewide
HICKMAN COUNTY
(F)-See Statewide
(Hw)-See Statewide
HOUSTON COUNTY
(F)-See Statewide
(Hw)-See Statewide
HUMPHREYS COUNTY
(F)-See Statewide
(Hw)-See Statewide
JACKSON COUNTY
(F)-See Statewide
(Hw)-See Statewide

TENNESSEE (cont'd)

JEFFERSON COUNTY
(F)-See Statewide
(Hw)-See Statewide
JOHNSON COUNTY
(F)-See Statewide
(Hw)-See Statewide
KNOX COUNTY
Decision #AP-192 (E)
38 FR 14073 - 5/25/73
Mod. #1 - 38 FR 17353 - 6/29/73
Mod. #2 - 38 FR 20185 - 7/27/73
Mod. #3 - 38 FR 22322 - 8/17/73
(F)-See Statewide
(Hw)-See Statewide
LAKE COUNTY
(F)-See Statewide
(Hw)-See Statewide
LAUDERDALE COUNTY
(D)-See Carroll County
(F)-See Statewide
(Hw)-See Statewide
LAWRENCE COUNTY
(F)-See Statewide
(Hw)-See Statewide
(E)-See Davidson County
LEWIS COUNTY
(F)-See Statewide
(Hw)-See Statewide
LINCOLN COUNTY
(F)-See Statewide
(Hw)-See Statewide
LOUDON COUNTY
(F)-See Statewide
(Hw)-See Statewide
MC MINN COUNTY
(F)-See Statewide
(Hw)-See Statewide
MC NAIRY COUNTY
(F)-See Statewide
(Hw)-See Statewide
MACON COUNTY
(F)-See Statewide
(Hw)-See Statewide
MADISON COUNTY
(D)-See Carroll county
(F)-See Statewide
(Hw)-See Statewide
MARION COUNTY
(D) - See Statewide
(F) - See Statewide
(Hw) - See Statewide
MARSHALL COUNTY
(F)-See Statewide
(Hw)-See Statewide
(D)-See Davidson County

TENNESSEE (cont'd)

MAURY COUNTY
(F)-See Statewide
(Hw)-See Statewide
(R)-See Davidson County
MEIGS COUNTY
(F)-See Statewide
(Hw)-See Statewide
MONROE COUNTY
(F)-See Statewide
(Hw)-See Statewide
MONTGOMERY COUNTY
(F)-See Statewide
(Hw)-See Statewide
MOORE COUNTY
(F)-See Statewide
(Hw)-See Statewide
MORGAN COUNTY
(F)-See Statewide
(Hw)-See Statewide
OBION COUNTY
(D)-See Carroll County
(F)-See Statewide
(Hw)-See Statewide
OVERTON COUNTY
(F)-See Statewide
(Hw)-See Statewide
PERRY COUNTY
(F)-See Statewide
(Hw)-See Statewide
PICKETT COUNTY
(F)-See Statewide
(Hw)-See Statewide
POLK COUNTY
(F)-See Statewide
(Hw)-See Statewide
PUTNAM COUNTY
(F)-See Statewide
(Hw)-See Statewide
RHEA COUNTY
(F)-See Statewide
(Hw)-See Statewide
ROANE COUNTY
(B)-See Anderson County
(F)-See Statewide
(Hw)-See Statewide

TENNESSEE (Cont'd)

ROBERTSON COUNTY
(F) - See Statewide
(Hw) - See Statewide
(R) - See Davidson County
RUTHERFORD COUNTY
(F) - See Statewide
(Hw) - See Statewide
(R) - See Davidson County
SCOTT COUNTY
(F) - See Statewide
(Hw) - See Statewide
SEQUATCHIE COUNTY
(F) - See Statewide
(Hw) - See Statewide
SEVIER COUNTY
(F) - See Statewide
(Hw) - See Statewide
SHELBY COUNTY
Decision #AP-193 (B,R,Utility)
38 FR 14075 - 5/25/73
Mod. #1 - 38 FR 18128 - 7/6/73
Mod. #2 - 38 FR 19612 - 7/20/73
Mod. #3 - 38 FR 21707 - 8/10/73
Decision #AP-152 (R)
38 FR 4176 - 2/9/73
(D) - See Carroll County
(Hw) - See Statewide
SMITH COUNTY
(F) - See Statewide
(Hw) - See Statewide
STEWART COUNTY
(F) - See Statewide
(Hw) - See Statewide
SULLIVAN COUNTY
Decision #AM-8623 (B)
37 FR 12013 - 6/16/72
Mod. #1 - 37 FR 23065 - 10/27/72
Decision #AP-137 (R)
37 FR 23051 - 10/27/72
(F) - See Statewide
(Hw) - See Statewide
SUMNER COUNTY
(F) - See Statewide
(Hw) - See Statewide
(R) - See Davidson County

TENNESSEE (cont'd)

TIPTON COUNTY
(D)-See Carroll County
(F)-See Statewide
(Hw)-See Statewide
TROUSDALE COUNTY
(F)-See Statewide
(Hw)-See Statewide
(R)-See Davidson County
UNICOI COUNTY
(F)-See Statewide
(Hw)-See Statewide
UNION COUNTY
(F)-See Statewide
(Hw)-See Statewide
VAN BUREN COUNTY
(F)-See Statewide
(Hw)-See Statewide
WARREN COUNTY
(F)-See Statewide
(Hw)-See Statewide
WASHINGTON COUNTY
Decision #AP-100 (B)
37 FR 13419 - 7/7/72
Mod. #1 - 37 FR 17316 - 8/25/72
Mod. #2 - 37 FR 22708 - 10/20/72
Decision #AP-136 (R)
37 FR 22702 - 10/20/72
(F)-See Statewide
(Hw)-See Statewide
WAYNE COUNTY
(F)-See Statewide
(Hw)-See Statewide
WEAKLEY COUNTY
(D)-See Carroll County
(F)-See Statewide
WHITE COUNTY
(F)-See Statewide
(Hw)-See Statewide
WILLIAMSON COUNTY
(F)-See Statewide
(Hw)-See Statewide
(R)-See Davidson County
WILSON COUNTY
(F)-See Statewide
(Hw)-See Statewide
(R)-See Davidson County

TEXAS

ANDERSON COUNTY
Decision #AP-717 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9952 - 4/20/73
ANDREWS COUNTY
Decision #AP-707 (Streets, Highways, Runways, & Incidental Constr.)
38 FR 9942 - 4/20/73
ANGELINA COUNTY
(S,Hw,R,I) - See Anderson County
ARANSAS COUNTY
Decision #AP-711 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9946 - 4/20/73
Decision #AP-4002 (D)
38 FR 21037 - 8/3/73
ARCHER COUNTY
Decision #AP-705 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9940 - 4/20/73
ARMSTRONG COUNTY
Decision #AP-725 (B)
38 FR 10597 - 4/27/73
Mod. #1 - 38 FR 15795 - 6/15/73
Mod. #2 - 38 FR 18129 - 7/6/73
Mod. #3 - 38 FR 19613 - 7/20/73
Mod. #4 - 38 FR 20186 - 7/27/73
Mod. #5 - 38 FR 21708 - 8/10/73
Mod. #6 - 38 FR 23659 - 8/31/73
(S,Hw,R,I) - See Archer County
Decision #AP-346 (R)
37 FR 20497 - 9/29/72
Mod. #1 - 38 FR 4080 - 2/9/73
Mod. #2 - 38 FR 17354 - 6/29/73
Mod. #3 - 38 FR 18329 - 7/6/73
Mod. #4 - 38 FR 19612 - 7/20/73
ATASCOSA COUNTY
Decision #AP-709 (Streets, Highways, Runways, Water, Sewer, & Incidental Construction)
38 FR 9944 - 4/20/73
AUSTIN COUNTY
Decision #AP-712 (Streets, Highways, Runways, Water, Sewer & Incidental Construction)
38 FR 9947 - 4/20/73
BAILEY COUNTY
Decision #AP-706 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9941 - 4/20/73
Decision #AP-352 (R)
37 FR 21786 - 10/13/72
BANDERA COUNTY.
(S,Hw,R,W,S,I) - See Atascosa County
BASTROP COUNTY
(S,Hw,R,W,S,I) - See Austin County
Decision #AM-7705 (R)
36 FR 22117 - 11/19/71

TEXAS (Cont'd)

BAYLOR COUNTY
(S,Hw,R,I) - See Archer County
BEE COUNTY
(S,Hw,R,I) - See Aransas County
BELL COUNTY
Decision #AP-713 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9948 - 4/20/73
Mod. #1 - 38 FR 11242 - 5/4/73
BEXAR COUNTY
Decision #AP-721 (B)
38 FR 10585 - 4/27/73
Mod. #1 - 38 FR 14539 - 6/1/73
Mod. #2 - 38 FR 16595 - 6/22/73
Mod. #3 - 38 FR 19612 - 7/20/73
Mod. #4 - 38 FR 20186 - 7/27/73
Mod. #5 - 38 FR 21036 - 8/3/73
(S,Hw,R,I,W,S) - See Atascosa County
Decision #AP-732 (R)
38 FR 13302 - 5/18/73
BLANCO COUNTY
(S,Hw,R,I,W,S) - See Austin County
(R) - See Bastrop County
BORDEN COUNTY
(S,Hw,R,I) - See Bailey County
BOSQUE COUNTY
(S,Hw,R,I) - See Bell County
BOWIE COUNTY
Decision #AP-716 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9951 - 4/20/73
BRAZORIA COUNTY
Decision #AP-719 (Streets, Highways, Runways, Water, Sewer & Incidental Construction)
38 FR 9954 - 4/20/73
Decision #AM-7488 (R)
36 FR 21737 - 11/12/71
Mod. #1 - 37 FR 10695 - 5/26/72
(D) - See Aransas County
BRAZOS COUNTY
Decision #AP-718 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9953 - 4/20/73
BREWSTER COUNTY
Decision #AP-708 (Streets, Highways, Runways, & Incidental Constr.)
38 FR 9943 - 4/20/73
BRISCOE COUNTY
(S,Hw,R,I) - See Archer County
BROOKS COUNTY
Decision #AP-710 (Streets, Highways, Runways & Incidental Constr.)
38 FR 9945 - 4/20/73
BROWN COUNTY
(S,Hw,R,I) - See Andrews County
BURLESON COUNTY
(S,Hw,R,I) - See Brazos County
BURNETT COUNTY
(S,Hw,R,I,W,S) - See Austin County

TEXAS (Cont'd)

CALDWELL COUNTY
(S,Hw,R,I,W,S) - See Austin County
(R) - See Bastrop County
CALHOUN COUNTY
(S,Hw,R,I) - See Aransas County
(D) - See Aransas County
CALLAHAN COUNTY
(S,Hw,R,I) - See Andrews County
CAMERON COUNTY
Decision #AP-396 (S)
38 FR 2646 - 1/26/73
Mod. #1 - 38 FR 16595 - 6/22/73
Mod. #2 - 38 FR 21036 - 8/3/73
(D) - See Aransas County
(S,Hw,R,I) - See Brooks County
Decision #AP-369 (R)
37 FR 26775 - 12/15/72
CAMP COUNTY
(S,Hw,R,I) - See Bowie County
CARSON COUNTY
(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
(R) - See Armstrong County
CASS COUNTY
(S,Hw,R,I) - See Bowie County
CASTRO COUNTY
(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
(R) - See Armstrong County
CHAMBERS COUNTY
Decision #AP-720 (Streets, Highways, Runways & Incidental Cons.)
38 FR 9955 - 4/20/73
(D) - See Aransas County
CHEROKEE COUNTY
(S, Hw, R, I) - See Anderson County
CHILDRESS COUNTY
(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
(R) - See Armstrong County
CLAY COUNTY
(S,Hw,R,I) - See Archer County
COCHRAN COUNTY
(S,Hw,R,I) - See Bailey County
(R) - See Bailey County

TEXAS (Cont'd)

COKE COUNTY
(S,Hw,R,I) - See Andrews County
COLEMAN COUNTY
(S,Hw,R,I) - See Andrews County
COLLIN COUNTY
Decision #AP-729 (B-excluding Dallas-Fort Worth Regional Airport)
Mod. #1 - 38 FR 18129 - 7/6/73
Mod. #2 - 38 FR 20186 - 7/27/73
Mod. #3 - 38 FR 21036 - 8/3/73
Mod. #4 - 38 FR 23659 - 8/31/73
Decision #AP-715 (Streets,Highways, Runways, Water,Sewer, & Incidental Cons.) (excl. the Dallas-Fort Worth Regional Airport)
38 FR 9950 - 4/20/73
Mod. #1 - 38 FR 13918 - 5/25/73
Mod. #2 - 38 FR 18129 - 7/6/73
Decision #AM-7,487 (R)
36 FR 21736 - 11/12/71
COLLINGSWORTH COUNTY
(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
(R) - See Armstrong County
COLORADO COUNTY
(S,Hw,R,W,S,I) - See Austin County
COMAL COUNTY
(S,Hw,R,W,S,I) - See Atascosa County
COMANCHE COUNTY
(S,Hw,R,I) - See Andrews County
CONCHO COUNTY
(S,Hw,R,I) - See Andrews County
COOKE COUNTY
Decision #AP-714 (Streets,Highways, Runways, & Incidental Construction) (excl. the Dallas-Fort Worth Regional Airport)
38 FR 9949 - 4/20/73
CORYELL COUNTY
(S,Hw,R,I) - See Bell County
COTTLE COUNTY
(S,Hw,R,I) - See Bailey County
CRANE COUNTY
(S,Hw,R,I) - See Andrews County
Decision #AP-347 (R)
37 FR 20499 - 9/29/72
CROCKETT COUNTY
(S,Hw,R,I) - See Andrews County

TEXAS (Cont'd)

CROSBY COUNTY
(R) (S,Hw,R,I) - See Bailey County
CULBERSON COUNTY
(S,Hw,R,I) - See Brewster County
DALLAM COUNTY
(R)(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
DALLAS COUNTY
(B&R) (S,Hw,R,I,W&S) - See Collin County
DAWSON COUNTY
(S,Hw,R,I) - See Bailey County
DEAF SMITH COUNTY
(R) (B) - See Armstrong County
(S,Hw,R,I) - See Archer County
DELTA COUNTY
(S,Hw,R,I) - See Bowie County
DENTON COUNTY
(R) (B) - See Collin County
(S,Hw,R,I) - See Cooke County
DE WITT COUNTY
(S,Hw,R,I) - See Aransas County
DICKENS COUNTY
(S,Hw,R,I) - See Bailey County
DIMMIT COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
DONLEY COUNTY
(R) (B) - See Armstrong County
(S,Hw,R,I) - See Archer County
DUVAL COUNTY
(S,Hw,R,I) - See Brooks County
EASTLAND COUNTY
(S,Hw,R,I)- See Andrews County
ECTOR COUNTY
(S,Hw,R,I) - See Andrews County
(R) - See Crane County

TEXAS (Cont'd)

EDWARDS COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
ELLIS COUNTY
(B&R) (S,Hw,R,I,W,S) - See Collin County
EL PASO COUNTY
Decision #AP-727 (B)
38 FR 10603 - 4/27/73
Mod. #1 - 38 FR 13126 - 5/18/73
Mod. #2 - 38 FR 16595 - 6/22/73
(S,Hw,R,I) - See Brewster County
ERATH COUNTY
(S,Hw,R,I) - See Andrews County
FALLS COUNTY
(S,Hw,R,I) - See Bell County
FANNIN COUNTY
(S,Hw,R,I) - See Bowie County
FAYETTE COUNTY
(S,Hw,R,I,W,S) - See Austin County
(R) - See Bastrop County
FISHER COUNTY
(S,Hw,R,I) - See Bailey County
FLOYD COUNTY
(r) (S,Hw,R,I) - See Bailey County
FOARD COUNTY
(S,Hw,R,I) - See Bailey County
FORT BEND COUNTY
(R) (S,Hw,R,I,W,S) - See Brazoria County
FRANKLIN COUNTY
(S,Hw,R,I) - See Bowie County
FREESTONE COUNTY
(S,Hw,R,I) - See Bell County
FRIO COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
GAINES COUNTY
(S,Hw,R,I) - See Bailey County

TEXAS (Cont'd)

GALVESTON COUNTY
Decision #AP-724 (B)
38 FR 10594 - 4/27/73
Mod. #1 - 38 FR 14540 - 6/1/73
Mod. #2 - 38 FR 21036 - 8/3/73
(S,Hw,R,I,W,S) - See Brazoria County
Decision #AP-348 (R)
37 FR 20501 - 9/29/72
(D) - See Aransas County
GARZA COUNTY
(R) (S,Hw,R,I) - See Bailey County
GILLESPIE COUNTY
(S,Hw,R,I,W,S) - See Austin County
GLASSCOCK COUNTY
(S,Hw,R,I) - See Andrews County
GOLIAD COUNTY
(S,Hw,R,I) - See Aransas County
GONZALES COUNTY
(S,Hw,R,I,W,S) - See Austin County
GRAY COUNTY
(R) (B) - See Armstrong County
(S,Hw,R,I) - See Archer County
GRAYSON COUNTY
(B)(S,Hw,R,I,W,S) - See Collin County
GREGG COUNTY
(S,Hw,R,I) - See Bowie County
GRIMES COUNTY
(S,Hw,R,I) - See Brazos County
GUADALUPE COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
HALE COUNTY
(R)(S,Hw,R,I) - See Bailey County
HALL COUNTY
(S,Hw,R,I) - See Archer County
HAMILTON COUNTY
(S,Hw,R,I) - See Bell County
HANSFORD COUNTY
(R)(B) - See Armstrong County
(S,Hw,R,I) - See Archer County

TEXAS (Cont'd)

HARDEMAN COUNTY
(S,Hw,R,I) - See Archer County
HARDIN COUNTY
(S,Hw,R,I) - See Chambers County
HARRIS COUNTY
Decision #AP-722 (B)
38 FR 10588 - 4/27/73
Mod. #1 - 38 FR 14540 - 6/1/73
Mod. #2 - 38 FR 21036 - 8/3/73
Mod. #3 - 38 FR 23659 - 8/31/73
(R)(S,Hw,R,I,W,S) - See Brazoria County
(D) - See Aransas County
HARRISON COUNTY
(S,Hw,R,I) - See Bowie County
HARTLEY COUNTY
(R)(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
HASKELL COUNTY
(S,Hw,R,I) - See Bailey County
HAYS COUNTY
(S,Hw,R,I,W,S) - See Austin County
(R) - See Bastrop County.
HEMPHILL COUNTY
(R) (B) - See Armstrong County
(S,Hw,R,I,W,S) See Archer county
HENDERSON COUNTY
(S,Hw,R,I) - See Anderson County
HIDALGO COUNTY
(R)(B) - See Cameron County
(S,Hw,R,I) - See Brooks County
HILL COUNTY
(S,Hw,R,I) - See Bell County
HOCKLEY COUNTY
(R)(S,Hw,R,I) - See Bailey County
HOOD COUNTY
(B) - See Collin County
(S,Hw,R,I) - See Cooke County
Decision #AP-301 (R)
37 FR 15232 - 7/28/72
Mod. #1-37 FR 20395 - 9/29/72

TEXAS (Cont'd)

HOPKINS COUNTY
(S,Hw,R,I) - See Bowie County
HOUSTON COUNTY
(S,Hw,R,I) - See Anderson County
HOWARD COUNTY
(S,Hw,R,I) - See Andrews County
HUDSPETH COUNTY
(S,Hw,R,I) - See Brewster County
HUNT COUNTY
(R)(B) - See Collin County
(S,Hw,R,I) - See Bowie County
HUTCHINSON COUNTY
(R)(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
IRION COUNTY
(S,Hw,R,I) - See Andrews County
JACK COUNTY
(S,Hw,R,I) - See Cooke County
JACKSON COUNTY
(D) (S,Hw,R,I) - See Aransas County
JASPER COUNTY
(S,Hw,R,I) - See Anderson County
JEFF DAVIS COUNTY
(S,Hw,R,I) - See Brewster County
JEFFERSON COUNTY
Decision #AP-738 (B)
38 FR 18164 - 7/6/73
Mod. #1 - 38 FR 22322 - 8/17/73
(S,Hw,R,I) - See Chambers County
Decision #AP-739 (R)
38 FR 18167 - 7/6/73
(B) - See Aransas County
JIM HOGG COUNTY
(S,Hw,R,I) - See Brooks County
JIM WELLS COUNTY
(S,Hw,R,I) - See Aransas County
JOHNSON COUNTY
(B) - See Collin County
(S,Hw,R,I) - See Cooke County
(R) - See Hood County

TEXAS (Cont'd)

JONES COUNTY
(S,Hw,R,I) - See Bailey County
KARNES COUNTY
(S,Hw,R,I) - See Aransas County
KAUFMAN COUNTY
(R)(B) - See Collin County
(S,Hw,R,I) - See Bowie County
KENDALL COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
KENEDY COUNTY
(S,Hw,R,I) - See Brooks County
(D) - See Aransas County
KENT COUNTY
(S,Hw,R,I) - See Bailey County
KERR COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
KIMBLE COUNTY
(S,Hw,R,I) - See Andrews County
KING COUNTY
(S,Hw,R,I) - See Bailey County
KINNEY COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
KLEBERG COUNTY
(D) (S,Hw,R,I) - See Aransas County
KNOX COUNTY
(S,Hw,R,I) - See Bailey County
LAMAR COUNTY
(S,Hw,R,I) - See Bowie County
LAMB COUNTY
(R) (S,Hw,R,I) - See Bailey County
LAMPASAS COUNTY
(S,Hw,R,I) - See Bell County
LA SALLE COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
LAVACA COUNTY
(S,Hw,R,I) - See Aransas County

TEXAS (Cont'd)

LEE COUNTY
(S,Hw,R,I,W,S) - See Austin County
(R) - See Bastrop County
LEON COUNTY
(S,Hw,R,I) - See Brazos County
LIBERTY COUNTY
(S,Hw,R,I) - See Chambers County
LIMESTONE COUNTY
(S,Hw,R,I) - See Bell County
LIPSCOMB COUNTY
(S,Hw,R,I) - See Archer County
(B)(R) - See Armstrong County
LIVE OAK COUNTY
(S,Hw,R,I) - See Aransas County
LLANO COUNTY
(S,Hw,R,I,W,S) - See Austin County
LOVING COUNTY
(S,Hw,R,I) - See Andrews County
(R) - See Crane County
LUBBOCK COUNTY
Decision #AP-726 (B)
38 FR 10600 - 4/27/73
Mod. #1 - 38 FR 13126 - 5/18/73
Mod. #2 - 38 FR 13918 - 5/25/73
Mod. #3 - 38 FR 16595 - 6/22/73
Mod. #4 - 38 FR 19613 - 7/20/73
Mod. #5 - 38 FR 20186 - 7/27/73
Mod. #6 - 38 FR 21708 - 8/10/73
(R)(S,Hw,R,I) - See Bailey County
LYNN COUNTY
(R)(S,Hw,R,I) - See Bailey County
MCCULLOCH COUNTY
(S,Hw,R,I) - See Andrews County
MCLENNAN COUNTY
(S,Hw,R,I) - See Bell County
MCMULLEN COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
MADISON COUNTY
(S,Hw,R,I) - See Brazos County
MARION COUNTY
(S,Hw,R,I) - See Bowie County
MARTIN COUNTY
(S,Hw,R,I) - See Andrews County

TEXAS (Cont'd)

MASON COUNTY
(S,Hw,R,I,W,S) - See Austin County
MATAGORDA COUNTY
(R) (S,Hw,R,I,W,S) - See Brazoria County
(B,S,Hw,R,I,W,S) - See Brazoria County
(D) - See Aransas County
MAVERICK COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
MEDINA COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
MENARD COUNTY
(S,Hw,R,I) - See Andrews County
MIDLAND COUNTY
(S,Hw,R,I) - See Andrews County
(R) - See Crane County
MILAM COUNTY
(S,Hw,R,I) - See Brazos County
MILLS COUNTY
(S,Hw,R,I) - See Andrews County
MITCHELL COUNTY
(S,Hw,R,I) - See Andrews County
MONTAGUE COUNTY
(S,Hw,R,I) - See Archer County
MONTGOMERY COUNTY
(R) (S,Hw,R,I,W,S) - See Brazoria County
MOORE COUNTY
(R) (B) - See Armstrong County
(S,Hw,R,I) - See Archer County
MORRIS COUNTY
(S,Hw,R,I) - See Bowie County
MOTLEY COUNTY
(S,Hw,R,I) - See Bailey County
NACOGDOCHES COUNTY
(S,Hw,R,I) - See Anderson County
NAVARRO COUNTY
(S,Hw,R,I) - See Bell County
NEWTON COUNTY
(S,Hw,R,I) - See Anderson County
NOLAN COUNTY
(S,Hw,R,I) - See Andrews County

TEXAS (Cont'd)

NUECES COUNTY
Decision #AP-728 (R)
38 FR 10606 - 4/27/73
Mod. #1 - 38 FR 13126 - 5/18/73
Mod. #2 - 38 FR 13918 - 5/25/73
Mod. #3 - 38 FR 15795 - 6/15/73
Mod. #4 - 38 FR 17354 - 6/29/73
Mod. #5 - 38 FR 21036 - 8/3/73
Mod. #6 - 38 FR 21708 - 8/10/73
(D) (S,Hw,R,I) - See Aransas County
OCHILTREE COUNTY
(R) (B) - See Armstrong County
(S,Hw,R,I) - See Archer County
OLDHAM COUNTY
(R)(B) - See Armstrong County
(S,Hw,R,I) - See Archer County
ORANGE COUNTY
(R)(B) - See Jefferson County
(S,Hw,R,I) - See Chambers County
(D) - See Aransas County
PALO COUNTY
(B) - See Collin County
(S,Hw,R,I) - See Cooke County
(R) - See Hood County
PANOLA COUNTY
(S,Hw,R,I) - See Anderson County
PARKER COUNTY
(B) - See Collin County
(S,Hw,R,I) - See Cooke County
(R) - See Hood County
PARMER COUNTY
(S,Hw,R,I) - See Archer County
PECOS COUNTY
(S,Hw,R,I) - See Brewster County
(R) - See Crane County
POLK COUNTY
(S,Hw,R,I) - See Anderson County
POTTER COUNTY
(S,Hw,R,I) - See Archer County
(B) (R) - See Armstrong County

TEXAS (Cont'd)

PRESIDIO COUNTY
(S,Hw,R,I) - See Brewster County
RAINS COUNTY
(S,Hw,R,I) - See Bowie County
RANDALL COUNTY
(S,Hw,R,I) - See Archer County
(B) (R) - See Armstrong County
REAGAN COUNTY
(S,Hw,R,I) - See Andrews County
REAL COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
RED RIVER COUNTY
(S,Hw,R,I) - See Bowie County
REEVES COUNTY
(S,Hw,R,I) - See Brewster County
(R) - See Crane County
REFUGIO COUNTY
(D) (S,Hw,R,I) - See Aransas County
ROBERTS COUNTY
(S,Hw,R,I) - See Archer County
(B) (R) - See Armstrong County
ROBERTSON COUNTY
(S,Hw,R,I) - See Brazos county
ROCKWALL COUNTY
(S,Hw,R,I,W,S) (B) (R) - See Collin County
RUNNELS COUNTY
(S,Hw,R,I) - See Andrews County
RUSK COUNTY
(S,Hw,R,I) - See Bowie County
SABINE COUNTY
(S,Hw,R,I) - See Anderson County
SAN AUGUSTINE COUNTY
(S,Hw,R,I) - See Anderson County
SAN JACINTO COUNTY
(S,Hw,R,I) - See Anderson County
SAN PATRICIO COUNTY
(S,Hw,R,I) (D) - See Aransas County
SAN SABA COUNTY
(S,Hw,R,I) - See Andrews County
SCHLEICHER COUNTY
(S,Hw,R,I) - See Andrews County

TEXAS (Cont'd)

SCURRY COUNTY
(S,Hw,R,I) - See Bailey County
SHACKELFORD COUNTY
(S,Hw,R,I) - See Bailey County
SHELBY COUNTY
(S,Hw,R,I) - See Anderson county
SHERMAN COUNTY
(S,Hw,R,I) - See Archer County
(B)(R) - See Armstrong County
SMITH COUNTY
(S,Hw,R,I) - See Bowie County
SOMERVELL COUNTY
(S,Hw,R,I) - See Cooke County
STARR COUNTY
(S,Hw,R,I) - See Brooks County
(B) (R) - See Cameron County
STEPHENS COUNTY
(S,Hw,R,I) - See Bailey County
STERLING COUNTY
(S,Hw,R,I) - See Andrews County
STONEWALL COUNTY
(S,Hw,R,I) - See Bailey County
SUTTON COUNTY
(S,Hw,R,I) - See Andrews County
SWISHER COUNTY
(S,Hw,R,I) - See Archer County
(B)(R) - See Armstrong County
TARRANT COUNTY
(B) - See Collin County
(S,Hw,R,I) - See Cooke County
Decision #AM-11423 (R)
37 FR 11617 - 6/9/72
Mod. #1 - 37 FR 20394 - 9/29/72
TAYLOR COUNTY
(S,Hw,R,I) - See Andrews County
TERRELL COUNTY
(S,Hw,R,I) - See Brewster County
TERRY COUNTY
(S,Hw,R,I) - See Bailey County
(R) - See Bailey County
THROCKMORTON COUNTY
(S,Hw,R,I) - See Bailey County
TITUS COUNTY
(S,Hw,R,I) - See Bowie County
TOM GREEN COUNTY
(S,Hw,R,I) - See Andrews County

TEXAS (Cont'd)

TRAVIS COUNTY
Decision #AQ-10 (R)
38 FR 21082 - 8/3/73
(R) - See Bastrop County
(S,Hw,R,I,W,S) - See Austin County
TRINITY COUNTY
(S,Hw,R,I) - See Anderson County
TYLER COUNTY
(S,Hw,R,I) - See Anderson County
UPSHUR COUNTY
(S,Hw,R,I) - See Bowie County
UPTON COUNTY
(S,Hw,R,I) - See Andrews County
(R) - See Crane County
UVALDE COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
VAL VERDE COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
VAN ZANDT COUNTY
(S,Hw,R,I) - See Bowie County
VICTORIA COUNTY
(S,Hw,R,I) - See Aransas County
(D) - See Aransas County
WALKER COUNTY
(S,Hw,R,I) - See Brazos County
(R) - See Brazoria County
WALLER COUNTY
(S,Hw,R,I,W,S) - See Brazoria County
WARD COUNTY
(S,Hw,R,I) - See Andrews County
(R) - See Crane County
WASHINGTON COUNTY
(S,Hw,R,I) - See Brazos County
WEBB COUNTY
(S,Hw,R,I) - See Brooks County
WHARTON COUNTY
(S,Hw,R,I,W,S) - See Brazoria County

TEXAS (Cont'd)

WHEELER COUNTY
(H)(S) - See Armstrong County
(S,Hw,R,I) - See Archer County
WICHITA COUNTY
(S,Hw,R,I) - See Archer County
WILBARGER COUNTY
(S,Hw,R,I) - See Archer County
WILLACY COUNTY
(L)(S) - See Cameron County
(S,Hw,R,I) - See Brooks County
(H) - See Aransas County
WILLIAMSON COUNTY
(S,Hw,R,I,W,S) - See Austin County
(H) - See Bastrop County
WILSON COUNTY
(S,Hw,R,I,W,S) - See Atascosa County
WINKLER COUNTY
(S,Hw,R,I) - See Andrews County
(H) - See Crane County
WISE COUNTY
(H) - See Collin County
(S,Hw,R,I) - See Cooke County
(H) - See Hood County
WOOD COUNTY
(S,Hw,R,I) - See Bowie County
YOAKUM COUNTY
(S,Hw,R,I)(H) - See Bailey County
YOUNG COUNTY
(S,Hw,R,I) - See Bailey County
ZAPATA COUNTY
(S,Hw,R,I) - See Brooks County
ZAVALA COUNTY
(S,Hw,R,I,W,S) - See Atascosa County

UTAH

STATEWIDE
Decision #AQ-1017 (H,H,Hw)
38 FR 23745 - 8/31/73
BEAVER COUNTY
(S, H, Hw) - See Statewide
BOX ELDER COUNTY
(S, H, Hw) - See Statewide
CACHE COUNTY
(S, H, Hw) - See Statewide
CARBON COUNTY
(S, H, Hw) - See Statewide
DAGGETT COUNTY
(S, H, Hw) - See Statewide
DAVIS COUNTY
(S, H, Hw) - See Statewide
DUCHESNE COUNTY
(S, H, Hw) - See Statewide
EMERY COUNTY
(S, H, Hw) - See Statewide
GARFIELD COUNTY
(S, H, Hw) - See Statewide
GRAND COUNTY
(S, H, Hw) - See Statewide
IRON COUNTY
(S, H, Hw) - See Statewide
JUAB COUNTY
(S, H, Hw) - See Statewide
KANE COUNTY
(S, H, Hw) - See Statewide
MILLARD COUNTY
(S, H, Hw) - See Statewide

UTAH (Cont'd)

MORGAN COUNTY
(S, H, Hw) - See Statewide
PIUTE COUNTY
(S, H, Hw) - See Statewide
RICH COUNTY
(S, H, Hw) - See Statewide
SALT LAKE COUNTY
(S, H, Hw) - See Statewide
SAN JUAN COUNTY
(S, H, Hw) - See Statewide
SANPETE COUNTY
(S, H, Hw) - See Statewide
SEVIER COUNTY
(S, H, Hw) - See Statewide
SUMMIT COUNTY
(S, H, Hw) - See Statewide
TOOELE COUNTY
(S, H, Hw) - See Statewide
UINTAH COUNTY
(S, H, Hw) - See Statewide
UTAH COUNTY
(S, H, Hw) - See Statewide
WASATCH COUNTY
(S, H, Hw) - See Statewide
WASHINGTON COUNTY
(S, H, Hw) - See Statewide
WAYNE COUNTY
(S, H, Hw) - See Statewide
WEBER COUNTY
(S, H, Hw) - See Statewide

VERMONT

STATEWIDE (Except Rutland Co.)
Decision #AP-857 (Hw)
38 FR 16623 - 6/22/73
ADDISON COUNTY
(Hw) - See Statewide
BENNINGTON COUNTY
(Hw) - See Statewide
CALEDONIA COUNTY
(Hw) - See Statewide
CHITTENDEN COUNTY
(Hw) - See Statewide
ESSEX COUNTY
(Hw) - See Statewide
FRANKLIN COUNTY
(Hw) - See Statewide
GRAND ISLE COUNTY
(Hw) - See Statewide
LAMOILLE COUNTY
(Hw) - See Statewide
ORANGE COUNTY
(Hw) - See Statewide
ORLEANS COUNTY
(Hw) - See Statewide
RUTLAND COUNTY
None
WASHINGTON COUNTY
(Hw) - See Statewide
WINDHAM COUNTY
(Hw) - See Statewide
WINDSOR COUNTY
(Hw) - See Statewide

VIRGINIA

ACCOMACK COUNTY
Decision #AP-805 (Hw)
38 FR 11279 - 5/4/73
Mod. #1 - 38 FR 13127 - 5/18/73
Decision #AP-847 (D)
38 FR 15797 - 6/15/73
ALBEMARLE COUNTY
Decision #AM-1874 (Hw)
36 FR 16342 - 8/20/71
ALEXANDRIA CITY
Decision #AP-858 (B)
38 FR 17390 - 6/29/73
Mod. #1 - 38 FR 20187 - 7/27/73
Mod. #2 - 38 FR 21710 - 8/10/73
Mod. #3 - 38 FR 22857 - 8/24/73
Decision #AP-450 (R)
37 FR 25117 - 11/25/72
(D) - See Accomack County
ALLEGHENY COUNTY
Decision #AM-1875 (Hw)
36 FR 16343 - 8/20/71
Mod. #1 - 37 FR 5169 - 3/10/72
AMELIA COUNTY
Decision #AM-1871 (Hw)
36 FR 16339 - 8/20/71
AMHERST COUNTY
Decision #AM-1870 (Hw)
36 FR 16338 - 8/20/71
APPOMATTOX COUNTY
(Hw) - See Amherst County
ARLINGTON COUNTY
(B) - See Alexandria City
(R) - See Alexandria City
(D) - See Accomack County
AUGUSTA COUNTY
Decision #AM-9320 (R)
37 FR 10267 - 5/19/72
(Hw) - See Allegheny County
BATH COUNTY
(Hw) - See Allegheny County
BEDFORD COUNTY
Decision #AM-1869 (Hw)
36 FR 16337 8/20/71
Mod. #1 - 36 FR 18274 - 9/10/71
BLAND COUNTY
Decision #AM-1868 (Hw)
36 FR 16336 - 8/20/71

VIRGINIA (Cont'd)

BOTETOURT COUNTY
(Hw) - See Bedford County
BRISTOL COUNTY
(Hw) - See Bland County
BRUNSWICK COUNTY
(Hw) - See Amelia County
BUCHANAN COUNTY
(Hw) - See Bland County
BUCKINGHAM COUNTY
(Hw) - See Amherst County
BUENA VISTA CITY
(Hw) - See Allegheny County
CAMPBELL COUNTY
(Hw) - See Amherst County
CAROLINE COUNTY
Decision #AM-1873 (Hw)
36 FR 16341 - 8/20/71
Mod. #1 - 37 FR 15238 - 7/28/72
CARROLL COUNTY
(Hw) - See Bedford County
CHARLES CITY COUNTY
(Hw) - See Amelia County
CHARLOTTE COUNTY
(Hw) - See Amherst County
CHARLOTTESVILLE CITY
(Hw) - See Albemarle County
CHESAPEAKE CITY
Decision #AP-833 (B)
38 FR 14078 - 5/25/73
Mod. #1 - 38 FR 17355 - 6/29/73
Mod. #2 - 38 FR 21709 - 8/10/73
Mod. #3 - 38 FR 23660 - 8/31/73
Decision #AP-494 (Hw)
38 FR 7693 - 3/23/73
(D) - See Accomack County
CHESTERFIELD COUNTY
(Hw) - See Amelia County
CLARKE COUNTY
Decision #AP-406 (R)
37 FR 15234 - 7/28/72
(Hw) - See Allegheny County
CLIFTON FORGE CITY
(Hw) - See Allegheny County
COLONIAL HEIGHTS CITY
(Hw) - See Amelia County
COVINGTON CITY
(Hw) - See Allegheny County
CRAIG COUNTY
(Hw) - See Bedford County

VIRGINIA (cont'd)

CULPEPER COUNTY
(Bw) - See Albemarle County
CUMBERLAND COUNTY
(Bw) - See Amherst County
DANVILLE CITY
(Bw) - See Amherst County
DICKENSON COUNTY
(Bw) - See Bland County
DINWIDDIE COUNTY
(Bw) - See Amelia County
ESSEX COUNTY
(Bw) - See Caroline County
(B) - See Accomack County
FAIRFAX COUNTY
(B) - See Alexandria City
(B) - See Alexandria City
(B) - See Accomack County
FAIRFAX CITY
(B) - See Alexandria City
(B) - See Alexandria City
FALLS CHURCH CITY
(B) - See Alexandria City
(B) - See Alexandria City
FAUQUIER COUNTY
(Bw) - See Albemarle County
FLOYD COUNTY
(Bw) - See Bedford County
FLUVANNA COUNTY
(Bw) - See Albemarle County
FORT MONROE CITY
(Bw) - See Accomack County
FRANKLIN CITY
(Bw) - See Accomack County
FRANKLIN COUNTY
(Bw) - See Bedford County

VIRGINIA (cont'd)

FREDERICK COUNTY
(B) - See Clarke County
(Bw) - See Allegheny County
FREDERICKSBURG CITY
(Bw) - See Caroline County
GALAX CITY
(Bw) - See Bland County
GILES COUNTY
(Bw) - See Bedford County
GLOUCESTER COUNTY
(Bw) - See Caroline County
(B) - See Accomack County
GOOCHLAND COUNTY
(Bw) - See Amelia County
GRAYSON COUNTY
(Bw) - See Bland County
GREENE COUNTY
(Bw) - See Albemarle County
GREENSVILLE COUNTY
(Bw) - See Accomack County
HALIFAX COUNTY
(Bw) - See Amherst County
HAMPTON CITY
(Bw) - See Chesapeake City
(B) - See Accomack County
HANOVER COUNTY
(Bw) - See Amelia County
HARRISONBURG CITY
(Bw) - See Allegheny County
HENRICO COUNTY
Decision #AP-499 (B)
38 FR 8410 - 3/30/73
Mod. #1-38 FR 11243 - 5/4/73
Mod. #2 - 38 FR 13919 - 5/25/73
Mod. #3 - 38 FR 15795 - 6/15/73
Mod. #4 - 38 FR 17355 - 6/29/73
Mod. #5 - 38 FR 21710 - 8/10/73
(Bw) - See Amelia County

VIRGINIA (cont'd)

HENRY COUNTY
(Bw) - See Bedford County
HIGHLAND COUNTY
(Bw) - See Allegheny County
HOPEWELL CITY
(Bw) - See Amelia County
ISLE OF WIGHT COUNTY
(Bw) - See Accomack County
(B) - See Accomack County
JAMES CITY COUNTY
Decision #AP-407 (B)
37 FR 15235 - 7/28/72
(Bw) - See Accomack County
(B) - See Accomack County
KING AND QUEEN COUNTY
(Bw) - See Caroline County
KING GEORGE COUNTY
(Bw) - See Caroline County
(B) - See Accomack County
KING WILLIAM COUNTY
(Bw) - See Caroline County
LANCASTER COUNTY
(Bw) - See Caroline County
(B) - See Accomack County
LEE COUNTY
(Bw) - See Bland County
LOUDOUN COUNTY
(Bw) - See Albemarle County
LOUISA COUNTY
(Bw) - See Albemarle County
LUNENBURG COUNTY
(Bw) - See Amelia County
LYNCHBURG CITY
(Bw) - See Amherst County

VIRGINIA (cont'd)

MADISON COUNTY
(Bw) - See Albemarle County
MARTINSVILLE CITY
(Bw) - See Bedford County
MATHEWS COUNTY
(Bw) - See Caroline County
(B) - See Accomack County
MECKLENBURG COUNTY
(Bw) - See Amelia County
MIDDLESEX COUNTY
(Bw) - See Caroline County
(B) - See Accomack County
MONTGOMERY COUNTY
(Bw) - See Bedford County
NANSEMOND COUNTY
(Bw) - See Accomack County
(B) - See Accomack County
NELSON COUNTY
(Bw) - See Amherst County
NEW KENT COUNTY
(Bw) - See Amelia County
NEWPORT NEWS CITY
(Bw) - See Chesapeake City
(B) - See Accomack County
NORFOLK CITY
(Bw,B) - See Chesapeake City
(B) - See Accomack County
NORTHAMPTON COUNTY
(Bw) - See Accomack County
(B) - See Accomack County
NORTON CITY
(Bw) - See Bland County

VIRGINIA (cont'd)

NORTHUMBERLAND COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
NOTTOWAY COUNTY
(Hw) - See Amelia County
ORANGE COUNTY
(Hw) - See Albermarle County
PAGE COUNTY
(Hw) - See Allegheny County
PATRICK COUNTY
(Hw) - See Bedford County
PETERSBURG COUNTY
(Hw) - See Amelia County
PITTSYLVANIA COUNTY
(Hw) - See Amherst County
PORTSMOUTH CITY
(Hw,R) - See Chesapeake City
(D) - See Accomack County
POWHATAN COUNTY
(Hw) - See Amelia County
PRINCE EDWARD COUNTY
(Hw) - See Amherst County
PRINCE GEORGE COUNTY
(Hw) - See Amelia County
PRINCE WILLIAM COUNTY
(Hw) - See Albermarle County
(D) - See Accomack County
PULASKI COUNTY
(Hw) - See Bedford County
RADFORD CITY
(Hw) - See Bedford County
RAPAHANNOCK COUNTY
(Hw) - See Albermarle County
RICHMOND CITY
(R) - See Henrico County
(Hw) - See Amelia County
RICHMOND COUNTY
(Hw) - See Caroline County
ROANOKE CITY
(Hw) - See Bedford County
ROANOKE COUNTY
(Hw) - See Bedford County
ROCKBRIDGE COUNTY
(Hw) - See Allegheny County

VIRGINIA (Cont'd)

ROCKINGHAM COUNTY
(R) - See Clarke County
(Hw) - See Alleghany County
RUSSELL COUNTY
(Hw) - See Bland County
SCOTT COUNTY
(Hw) - See Bland County
SHENANDOAH COUNTY
(Hw) - See Alleghany County
(R) - See Clarke County
SMYTH COUNTY
(Hw) - See Bland County
SOUTHAMPTON COUNTY
(Hw) - See Accomack County
SOUTH BOSTON CITY
(Hw) - See Amherst County
SPOTSYLVANIA COUNTY
(Hw) - See Caroline County
STAUNTON CITY
(Hw) - See Alleghany County
STAFFORD COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
SUFFOLK CITY
(Hw) - See Accomack County
SURRY COUNTY
(Hw) - See Accomack County
(D) - See Accomack County
SUSSEX COUNTY
(Hw) - See Accomack County
TAZEWELL COUNTY
(Hw) - See Bland County
VIRGINIA BEACH CITY
Decision #AM-9321 (R)
37 FR 10266 - 5/19/72
(Hw) - See Chesapeake City
(D) - See Accomack County
WARREN COUNTY
(R) - See Clarke County
(Hw) - See Alleghany County
WASHINGTON COUNTY
(Hw) - See Bland County
WAYNESBORO CITY
(Hw) - See Alleghany County
WESTMORELAND COUNTY
(Hw) - See Caroline County
(D) - See Accomack County

VIRGINIA (Cont'd)

WILLIAMSBURG CITY
(Hw) - See Accomack County
WINCHESTER CITY
(Hw) - See Alleghany County
WISE COUNTY
(Hw) - See Bland County
WYTHE COUNTY
(Hw) - See Bland County
YORK COUNTY
(R) - See James City County
(Hw) - See Accomack County
(D) - See Accomack County

WASHINGTON

STATEWIDE
Decision #AQ-1021 (B,H,Hw,D)
38 FR 24549 - 9/7/73
ADAMS COUNTY
(B,H,Hw,D) - See Statewide
ASOTIN COUNTY
(B,H,Hw,D) - See Statewide
BENTON COUNTY
(B,H,Hw,D) - See Statewide
CHELAN COUNTY
(B,H,Hw,D) - See Statewide
CLALLAM COUNTY
(B,H,Hw,D) - See Statewide
CLARK COUNTY
(B,H,Hw,D) - See Statewide
COLUMBIA COUNTY
(B,H,Hw,D) - See Statewide
COWLITZ COUNTY
(B,H,Hw,D) - See Statewide
DOUGLAS COUNTY
(B,H,Hw,D) - See Statewide
FERRY COUNTY
(B,H,Hw,D) - See Statewide
FRANKLIN COUNTY
(B,H,Hw,D) - See Statewide
GARFIELD COUNTY
(B,H,Hw,D) - See Statewide
GRANT COUNTY
(B,H,Hw,D) - See Statewide
GRAYS HARBOR COUNTY
(B,H,Hw,D) - See Statewide
ISLAND COUNTY
Decision AQ-1024 (R)
38 FR 24570 - 9/7/73
(B,H,Hw,D) - See Statewide
JEFFERSON COUNTY
(B,H,Hw,D) - See Statewide

WASHINGTON (Cont'd)

KING COUNTY
(R) - See Island County
(B,H,Hw,D)-See Statewide
KITSAP COUNTY
(B,H,Hw,D)-See Statewide
KITTITAS COUNTY
(B,H,Hw,D)-See Statewide
KLICKITAT COUNTY
(B,H,Hw,D)-See Statewide
LEWIS COUNTY
(B,H,Hw,D)-See Statewide
LINCOLN COUNTY
(B,H,Hw,D)-See Statewide
MASON COUNTY
(B,H,Hw,D)-See Statewide
OKANOGAN COUNTY
(B,H,Hw,D)-See Statewide
PACIFIC COUNTY
(B,H,Hw,D)-See Statewide
PEND OREILLE COUNTY.
(B,H,Hw,D)-See Statewide
PIERCE COUNTY
(R) - See Island County
(B,H,Hw,D)-See Statewide
SAN JUAN COUNTY
(B,H,Hw,D)-See Statewide
SKAGIT COUTNY
(B,H,Hw,D)-See Statewide
SKAMANIA COUNTY
(B,H,Hw,D)-See Statewide
SNOHOMISH COUNTY
(R) - See Island County
(B,H,Hw,D)-See Statewide
SPOKANE COUNTY
(B,H,Hw,D)-See Statewide
STEVENS COUNTY
(B,H,Hw,D)-See Statewide
THURSTON COUNTY
(B,H,Hw,D)-See Statewide
WAHKIAKUM COUNTY
(B,H,Hw,D)-See Statewide
WALLA WALLA COUNTY
(B,H,Hw,D)-See Statewide
WHATCOM COUNTY
(B,H,Hw,D)-See Statewide
WHITMAN COUNTY
(B,H,Hw,D)-See Statewide
YAKIMA COUNTY
(B,H,Hw,D)-See Statewide

WASHINGTON, D. C.

WASHINGTON, D. C.
Decision #AQ-2005 (B,Hw,Sewer & Water)
38 FR 21721 - 8/10/73
Mod. #1 - 38 FR 22857 - 8/24/73
Decision #AP-450 (R)
37 FR 25117 - 11/25/72
Decision #AP-847 (D)
38 FR 15797 - 6/15/73

WEST VIRGINIA

STATEWIDE
Decision #AP-801 (H,Hw)
38 FR 9415 - 4/13/73
BARBOUR COUNTY
(H,Hw) - See Statewide
BERKELEY COUNTY
(H,Hw) - See Statewide
BOONE COUNTY
(H,Hw) - See Statewide
BRAXTON COUNTY
(H,Hw) - See Statewide
BROOKE COUNTY
(H,Hw) - See Statewide
CABELL COUNTY
Decision #AP-403 (B)
37 FR 14661 - 7/21/72
Mod. #1-37 FR 16722 - 8/18/72
Mod. #2-37 FR 21720 - 10/13/72
Mod. #3 - 38 FR 15226 - 6/8/73
Decision #AP-602 (D)
38 FR 1433 - 1/12/73
(H,Hw) - See Statewide
CALHOUN COUNTY
(H,Hw) - See Statewide
CLAY COUNTY
(H,Hw) - See Statewide
DODDRIDGE COUNTY
(H,Hw) - See Statewide
FAIETTE COUNTY
(H,Hw) - See Statewide
GILMER COUNTY
(H,Hw) - See Statewide
GRANT COUNTY
(H,Hw) - See Statewide
GREENBRIER COUNTY
(H,Hw) - See Statewide

WEST VIRGINIA (Cont'd)

HAMPSHIRE COUNTY
(H,Hw) - See Statewide
HANCOCK COUNTY
(H,Hw) - See Statewide
HARDY COUNTY
(H,Hw) - See Statewide
HARRISON COUNTY
(H,Hw) - See Statewide
JACKSON COUNTY
(D) - See Cabell County
(H,Hw) - See Statewide
JEFFERSON COUNTY
(H,Hw) - See Statewide
KANAWHA COUNTY
Decision #AP-402 (B)
37 FR 14659 - 7/21/72
Mod. #1 - 37 FR 20401 - 9/29/72
Mod. #2 - 37 FR 21720 - 10/13/72
Mod. #3 - 38 FR 4082 - 2/9/73
Mod. #4 - 38 FR 15226 - 6/8/73
Decision #AP-405 (R)
37 FR 15236 - 7/28/72
Mod. #1 - 37 FR 20401 - 9/29/72
Mod. #2 - 37 FR 21720 - 10/13/72
Mod. #3 - 38 FR 4082 - 2/9/73
Mod. #4 - 38 FR 15226 - 6/8/73
LEWIS COUNTY
(H,Hw) - See Statewide
LINCOLN COUNTY
(H,Hw) - See Statewide
LOGAN COUNTY
(H,Hw) - See Statewide
MC DOWELL COUNTY
(H,Hw) - See Statewide
MARION COUNTY
(H,Hw) - See Statewide
MARSHALL COUNTY
(H,Hw) - See Statewide
MASON COUNTY
(D) - See Cabell County
(H,Hw) - See Statewide
MERCER COUNTY
(H,Hw) - See Statewide
MINERAL COUNTY
(H,Hw) - See Statewide
MINGO COUNTY
(H,Hw) - See Statewide
MONOGALIA COUNTY
(H,Hw) - See Statewide

WEST VIRGINIA (Cont'd)

MONROE COUNTY
(H,Hw) - See Statewide
MORGAN COUNTY
(H,Hw) - See Statewide
NICHOLAS COUNTY
(H,Hw) - See Statewide
OHIO COUNTY
(H,Hw) - See Statewide
PENDLETON COUNTY
(H,Hw) - See Statewide
PLEASANT COUNTY
(D) - See Cabell County
(H,Hw) - See Statewide
PRESTON COUNTY
(H,Hw) - See Statewide
PUTNAM COUNTY
(H,Hw) - See Statewide
RALEIGH COUNTY
(H,Hw) - See Statewide
RANDOLPH COUNTY
(H,Hw) - See Statewide
RITCHIE COUNTY
(H,Hw) - See Statewide
ROANE COUNTY
(H,Hw) - See Statewide
SUMMERS COUNTY
(H,Hw) - See Statewide
TAYLOR COUNTY
(H,Hw) - See Statewide
TUCKER COUNTY
(H,Hw) - See Statewide
TYLER COUNTY
(H,Hw) - See Statewide
UPSHUR COUNTY
(H,Hw) - See Statewide
WAYNE COUNTY
(H,Hw) - See Statewide
WEBSTER COUNTY
(H,Hw) - See Statewide
WETZEL COUNTY
(D) - See Cabell County
(H,Hw) - See Statewide
WIRT COUNTY
(H,Hw) - See Statewide
WOOD COUNTY
(D) - See Cabell County
(H,Hw) - See Statewide
WYOMING COUNTY
(H,Hw) - See Statewide

WISCONSIN

ADAMS COUNTY
Decision #AP-72 (Hw)
37 FR 26273 - 12/8/72
Mod. #1-38 FR 2019 - 1/9/73
Mod. #2-38 FR 12524 - 5/11/73
ASHLAND COUNTY
Decision #AP-4 (D)
37 FR 14670 - 7/21/72
Decision #AP-70 (Hw)
37 FR 26269 - 12/8/72
Mod. #1-38 FR 2018 - 1/19/73
Mod. #2-38 FR 12523 - 5/11/73
BARRON COUNTY
Decision #AP-71 (Hw)
37 FR 26271 - 12/8/72
Mod. #1-38 FR 2018-1/19/73
Mod. #2-38 FR 12524 - 5/11/73
BAYFIELD COUNTY
(D) - See Ashland County
(Hw) - See Ashland County
BROWN COUNTY
Decision #AP-53 (B)(H)(Hw)
37 FR 25643 - 12/1/72
Mod. #1-37 FR 28357-12/22/72
Mod. #2-38 FR 2015-1/19/73
Mod. #3-38 FR 5111-2/23/72
Mod. #4-38 FR 12520 - 5/11/73
(D) - See Ashland County
BUFFALO COUNTY
(Hw) - See Barron County
BURNETT COUNTY
(Hw) - See Ashland County
CALUMET COUNTY
Decision #AP-74 (Hw)
37 FR 26277 - 12/8/72
Mod. #1-38 FR 2019-1/19/73
Mod. #2-38 FR 12524 - 5/11/73
CHIPPEWA COUNTY
(Hw) - See Barron County
CLARK COUNTY
(Hw) - See Barron County
COLUMBIA COUNTY
Decision #AP-73 (Hw)
37 FR 26275 - 12/8/72
Mod. #1-38 FR 2019-1/19/73
Mod. #2-38 FR 12524 - 5/11/73
CRAWFORD COUNTY
(Hw) - See Columbia County
DANE COUNTY
Decision #AP-54 (B)(H)(Hw)
37 FR 25647 - 12/1/72
Mod. #1-37 FR 28357-12/22/72
Mod. #2-38 FR 2015-1/19/73
Mod. #3-38 FR 5111-2/23/73
Mod. #4-38 FR 12520 - 5/11/73

WISCONSIN (Cont'd)

DANE COUNTY (cont'd)
Decision #AP-65 (R)
37 FR 25606 - 12/1/72
Mod. #1 - 38 FR 28358 - 12/22/72
Mod. #2 - 38 FR 2018 - 1/19/73
Mod. #3 - 38 FR 5112 - 2/23/73
DODGE COUNTY
(Hw) - See Columbia County
DOOR COUNTY
(D) - See Ashland County
(Hw) - See Calumet County
DOUGLAS COUNTY
(D) - See Ashland County
(Hw) - See Ashland County
DUNN COUNTY
(Hw) - See Barron County
EAU CLAIRE COUNTY
Decision #AP-55 (B)(H)(Hw)
37 FR 25650 - 12/1/72
Mod. #1-38 FR 2016-1/19/73
Mod. #2-38 FR 5111-2/23/73
Mod. #3-38 FR 12521 - 5/11/73
FLORENCE COUNTY
(Hw) - See Calumet County
FOND DU LAC COUNTY
Decision #AP-75 (Hw)
37 FR 26279 - 12/8/72
Mod. #1-38 FR 2019-1/19/73
Mod. #2-38 FR 12524 - 5/11/73
FOREST COUNTY
(Hw) - See Ashland County
GRANT COUNTY
(Hw) - See Columbia County
GREEN COUNTY
(Hw) - See Columbia County
GREEN LAKE COUNTY
(Hw) - See Adams County
IOWA COUNTY
(Hw) - See Columbia County
IRON COUNTY
(D) - See Ashland County
(Hw) - See Ashland County
JACKSON COUNTY
(Hw) - See Columbia County
JEFFERSON COUNTY
(Hw) - See Columbia County
JUNEAU COUNTY
Decision #AP-56 (B)(H)(Hw)
37 FR 25654 - 12/1/72
Mod. #1-37 FR 28357-12/22/72
Mod. #2-38 FR 2016-1/19/73
Mod. #3-38 FR 5111-2/23/73
Mod. #4-38 FR 12521 - 5/11/73

WISCONSIN (Cont'd)

KENOSHA COUNTY
Decision #AP-57 (B,H,Hw)
37 FR 25658 - 12/1/72
Mod. #1-37 FR 28357 - 12/22/72
Mod. #2-38 FR 2016 - 1/19/73
Mod. #3 - 38 FR 12521 - 5/11/73
KEWAUNEE COUNTY
(D) - See Ashland County
(Hw) - See Calumet County
LA CROSSE COUNTY
Decision #AP-58 (B,H,Hw)
37 FR 25662 - 12/1/72
Mod. #1-37 FR 28357 - 12/22/72
Mod. #2-38 FR 2016 - 1/19/73
Mod. #3-38 FR 5112 - 2/23/73
Mod. #4-38 FR 12521 - 5/11/73
Decision #AP-66 (R)
37 FR 25609 - 12/1/72
Mod. #1 - 37 FR 28358 - 12/22/72
Mod. #2 - 38 FR 2018 - 1/19/73
Mod. #3 - 38 FR 5112 - 2/23/73
Mod. #4 - 38 FR 12523 - 5/11/73
LAFAYETTE COUNTY
(Hw) - See Columbia County
LANGLADE COUNTY
(Hw) - See Adams County
LINCOLN COUNTY
(Hw) - See Ashland County
MANITOWOC COUNTY
(D) - See Ashland County
(Hw) - See Calumet County
MARATHON COUNTY
Decision #AP-59 (B)(H)(Hw)
37 FR 25666 - 12/1/72
Mod. #1-38 FR 2017-1/19/73
Mod. #2-38 FR 5111-2/23/73
Mod. #3-38 FR 12522 - 5/11/73
MARINETTE COUNTY
(D) - See Ashland County
(Hw) - See Calumet County
MARQUETTE COUNTY
(Hw) - See Adams County
MENOMINEE COUNTY
(Hw) - See Adams County
MILWAUKEE COUNTY
Decision #AP-60 (B)(H)(Hw)
37 FR 25669 - 12/1/72
Mod. #1-37 FR 28357-12/22/72
Mod. #2-38 FR 2017-1/19/73
Mod. #3-38 FR 5111-2/23/73
Mod. #4-38 FR 12522 - 5/11/73
(D) - See Ashland County
Decision #AP-67 (R)
37 FR 25612 - 12/1/72
Mod. #1 - 37 FR 28358 - 12/22/72
Mod. #2 - 38 FR 5112 - 2/23/73

WISCONSIN (Cont'd)

MONROE COUNTY
(Hw) - See Columbia County
OCONTO COUNTY
(D) - See Ashland County
(Hw) - See Calumet County
ONEIDA COUNTY
(Hw) - See Ashland County
OUTAGAMIE COUNTY
(Hw) - See Calumet County
OZAUKEE COUNTY
(B,H,Hw) - See Milwaukee County
(D) - See Ashland County
(Hw) - See Fond du Lac County
(R) - See Milwaukee County
PEPIN COUNTY
(Hw) - See Barron County
PIERCE COUNTY
(Hw) - See Barron County
POLK COUNTY
Decision #AP-61 (B) (H) (Hw)
37 FR 25674 - 12/1/72
Mod. #1-38 FR 2017 - 1/9/72
Mod. #2- 38 FR 12522 - 5/11/73
PORTAGE COUNTY
(Hw) - See Adams County
PRICE COUNTY
(Hw) - See Ashland County
RACINE COUNTY
Decision #AP-62 (B,H,Hw)
37 FR 25678 - 12/1/72
Mod. #1-37 FR 28357 - 12/22/72
Mod. #2-38 FR 2017 - 1/19/73
Mod. #3-38 FR 12522 - 5/11/73
(D) - See Ashland County
RICHLAND COUNTY
(Hw) - See Columbia County
ROCK COUNTY
Decision #AP-63 (B,H,Hw)
37 FR 25682 - 12/1/72
Mod. #1-37 FR 28358 - 12/22/72
Mod. #2-38 FR 2018 - 1/19/73
Mod. #3-38 FR 5111 - 2/23/73
Mod. #4-38 FR 12523 - 5/11/73
RUSK COUNTY
(Hw) - See Ashland County
SAINT CROIX COUNTY
(Hw) - See Barron County
SAUK COUNTY
(Hw) - See Columbia County
SAWYER COUNTY
(Hw) - See Ashland County

WISCONSIN (Cont'd)

SHAWANO COUNTY
(Hw) - See Adams County
SHEBOYGAN COUNTY
(D) - See Ashland County
(Hw) - See Fond du Lac County
TAYLOR COUNTY
(Hw) - See Ashland County
TREMPEALEAU COUNTY
(Hw) - See Barron County
VERNON COUNTY
(Hw) - See Columbia County
VILAS COUNTY
(Hw) - See Ashland County
WALWORTH COUNTY
(Hw) - See Fond du Lac County
WASHBURN COUNTY
(Hw) - See Ashland County
WASHINGTON COUNTY
(B,H,Hw) - See Milwaukee County
(Hw) - See Fond du Lac County
(R) - See Milwaukee County
WAUKESHA COUNTY
(B,H,Hw) - See Milwaukee County
(R) - See Milwaukee County
WAUPACA COUNTY
(Hw) - See Adams County
WAUSHARA COUNTY
(Hw) - See Adams County
WINNEBAGO COUNTY
Decision #AP-64 (B,H,Hw)
37 FR 25686 - 12/1/72
Mod. #1-37 FR 28358 - 12/22/72
Mod. #2 - 38 FR 2018 - 1/19/73
Mod. #3 - 38 FR 5112 - 2/23/73
Mod. #4 - 38 FR 12523 - 5/11/73
WOOD COUNTY
(Hw) - See Adams County

WYOMING

STATEWIDE
Decision #AQ-1010 - (Hw)
38 FR 21732 - 8/10/73
ALBANY COUNTY
(Hw) - See Statewide
BIG HORN COUNTY
(Hw) - See Statewide
CAMPBELL COUNTY
(Hw) - See Statewide
CARBON COUNTY
(Hw) - See Statewide
CONVERSE COUNTY
(Hw) - See Statewide
CROOK COUNTY
(Hw) - See Statewide
FREMONT COUNTY
(Hw) - See Statewide
GOSHEN COUNTY
(Hw) - See Statewide
HOT SPRINGS COUNTY
(Hw) - See Statewide
JOHNSON COUNTY
(Hw) - See Statewide
LARAMIE COUNTY
Decision #AQ-1009 - (B,H,Hw)
38 FR 21725 - 8/10/73
LINCOLN COUNTY
(Hw) - See Statewide
NATRONA COUNTY
(Hw) - See Statewide
NIOBRARA COUNTY
(Hw) - See Statewide
PARK COUNTY
(Hw) - See Statewide
PLATTE COUNTY
(Hw) - See Statewide
SHERIDAN COUNTY
(Hw) - See Statewide
SUBLETTE COUNTY
(Hw) - See Statewide
SWEETWATER COUNTY
(Hw) - See Statewide
TETON COUNTY
(Hw) - See Statewide
UINTA COUNTY
(Hw) - See Statewide
WASHAKIE COUNTY
(Hw) - See Statewide
WESTON COUNTY
(Hw) - See Statewide
YELLOWSTONE NATIONAL PARK COUNTY
(Hw) - See Statewide

[FR Doc.73-21030 Filed 10-4-73;8:45 am]