

Register of Federal Regulations

THURSDAY, APRIL 4, 1974

WASHINGTON, D.C.

Volume 39 ■ Number 66

Pages 12237-12317



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.

TRANS-ALASKA PIPELINE—DoD regulations on permits for activities in navigable and ocean waters; effective 4-4-74	12255
NEWSPAPER INDUSTRY—CLC exemption from wage controls; effective 4-2-74	12249
PETROLEUM PRICE REGULATIONS—FEO removes exemption for Federal, State and local government sales	12252
EXPLOSION PREVENTION—DoT proposal on turbine powered airplanes fuel system; comments by 5-20-74	12260
PATENT AND TRADEMARKS—Patent Office regulations on English and metric system dimensions; effective 5-3-74	12247
SCHOOL LUNCH PROGRAM—USDA proposes alternate products for meat; comments by 5-3-74	12258
LOANS FOR VETERANS—VA approves release of appraisal reports and certificates of reasonable value; effective 3-25-74	12248
NEW EXPLOSIVES AND SAMPLES—DoT proposes to amend classification and shipment; comments by 7-9-74	12261
NEW ANIMAL DRUGS—FDA approves use of tetracycline capsules for dogs; effective 4-4-74	12246

(Continued inside)

PART II:

FALCONRY—Interior Department republishes proposal for use of certain migratory birds; comments by 6-7-74	12313
--	-------

REMINDERS

(The items in this list were editorially compiled as an aid to FEDERAL REGISTER users. Inclusion or exclusion from this list has no legal significance. Since this list is intended as a reminder, it does not include effective dates that occur within 14 days of publication.)

This list includes only rules that were published in the FEDERAL REGISTER after October 1, 1972.

page no.
and date
CAB—Certificated air carriers and foreign air carriers; liability limitations.
8319; 3-5-74

federal register

Phone 523-5240

Area Code 202



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

The FEDERAL REGISTER provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. 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 \$5.00 per month or \$45 per year, payable in advance. The charge for individual copies is 75 cents for each issue, or 75 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.

HIGHLIGHTS—Continued

MEETINGS—

Interior Department: Southwest Regional Advisory Committee, 4-17 and 4-18-74.....	12265	Okanogan National Forest, 4-20-74.....	12266
Lakeview District Advisory Board, 5-3-74.....	12265	National Foundation on the Arts and the Humanities: Theater Advisory Panel, 4-5 through 4-7-74.....	12288
Coos Bay District Advisory Board, 5-3-74.....	12264	Commerce Department: Center for Building Technology Advisory Committee, 4-16-74.....	12267
HEW: NIH advisory committees (9 documents), 4-19 through 5-11-74.....	12269-12271	Advisory Committee for International Legal Metrol- ogy, 4-22 and 4-23-74.....	12267
National Advisory Council on Vocational Education, 4-11-74.....	12273	Veterans Administration: Cooperative Studies Evaluation Committee, 6-13 and 6-14-74.....	12289
Board of Advisors to the Fund for the Improvement of Postsecondary Education, 4-10 and 4-11-74.....	12280	State Department: Study Group 5 of the U.S. National Committee for the International Telegraph and Tele- phone Consultative Committee, 4-18-74.....	12264
Agriculture Department: Rock Creek Advisory Committee, 4-23-74.....	12267	Citizens' Advisory Committee on Environmental Qual- ity, 4-12-74.....	12309
Rio Grande National Forest Multiple Use Advisory Committee, 4-27-74.....	12266		

Contents

AGRICULTURAL MARKETING SERVICE

Rules and Regulations

Navel and Valencia oranges; grown in Arizona and California; limitation of handling (2 documents).....	12250
--	-------

Proposed Rules

Milk in Florida marketing area; partial decision and order terminating proceeding.....	12257
--	-------

AGRICULTURE DEPARTMENT

See Agricultural Marketing Service; Animal and Plant Health Inspection Service; Farmers Home Administration; Commodity Credit Corporation; Food and Nutrition Service; Forest Service.	
--	--

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Rules and Regulations

Overtime services relating to imports and exports; commuted traveltimes allowances.....	12252
Scabies in cattle; areas quarantined.....	12251

ARMY DEPARTMENT

See Engineers Corps.	
----------------------	--

CITIZENS ADVISORY COMMITTEE ON ENVIRONMENTAL QUALITY

Notices

Meeting.....	12309
--------------	-------

CIVIL AERONAUTICS BOARD

Notices

Industry-wide priority air cargo service discussions; order on re- consideration.....	12280
---	-------

COMMERCE DEPARTMENT

See National Bureau of Standards; Patent Office.	
--	--

COMMODITY CREDIT CORPORATION

Rules and Regulations

Oats; 1974 crop loan and purchase program; correction.....	12251
--	-------

COST OF LIVING COUNCIL

Rules and Regulations

Newspaper industry; exemption from wage controls.....	12249
---	-------

DEFENSE DEPARTMENT

See Engineers Corps.	
----------------------	--

DELAWARE RIVER BASIN COMMISSION

Notices

Water resources program; hearing.....	12282
---------------------------------------	-------

EDUCATION OFFICE

Notices

Closing dates for applications; various programs (4 documents).....	12273
---	-------

Criteria for funding applications, various programs (10 documents).....	12271-12276
---	-------------

National Advisory Council on Vocational Education; meeting.....	12273
---	-------

ENGINEERS CORPS

Rules and Regulations

Trans-Alaska Pipeline; permits for work in navigable waters.....	12255
--	-------

ENVIRONMENTAL PROTECTION AGENCY

Proposed Rules

Effluent limitations guidelines and standards:	
--	--

Steam electric power generating point source category.....	12263
--	-------

Textile industry point source category.....	12263
---	-------

Notices

Pesticide registration; receipt of applications.....	12283
--	-------

FARMERS HOME ADMINISTRATION

Notices

Designation of emergency areas:	
Georgia.....	12265
Louisiana.....	12265

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations

Airworthiness directives:	
Aircraft Radio Corp. Autopilot Servo Actuators.....	12243
Bell model 47 and 212 series helicopters (2 documents).....	12244
Cessna model 188 series air- planes.....	12244

Proposed Rules

Turbine powered airplanes; re- quirement of explosion preven- tion system.....	12260
--	-------

FEDERAL ENERGY OFFICE

Rules and Regulations

Petroleum price regulations; re- moval of exemption for Federal, State and local government sales.....	12252
--	-------

FEDERAL POWER COMMISSION

Notices

Hearings, etc.:	
Alabama Power Co.....	12284
Boston Edison.....	12284
Columbia Gas Transmission Corp.....	12284
Duke Power Co.....	12284
El Paso Natural Gas Co.....	12285
Kerr-McGee Corp.....	12285
Michigan Wisconsin Pipe Line Co.....	12285
Northern Indiana Public Service Co.....	12285
Oklahoma Gas and Electric Co. (4 documents).....	12286

(Continued on next page)

12239

CONTENTS

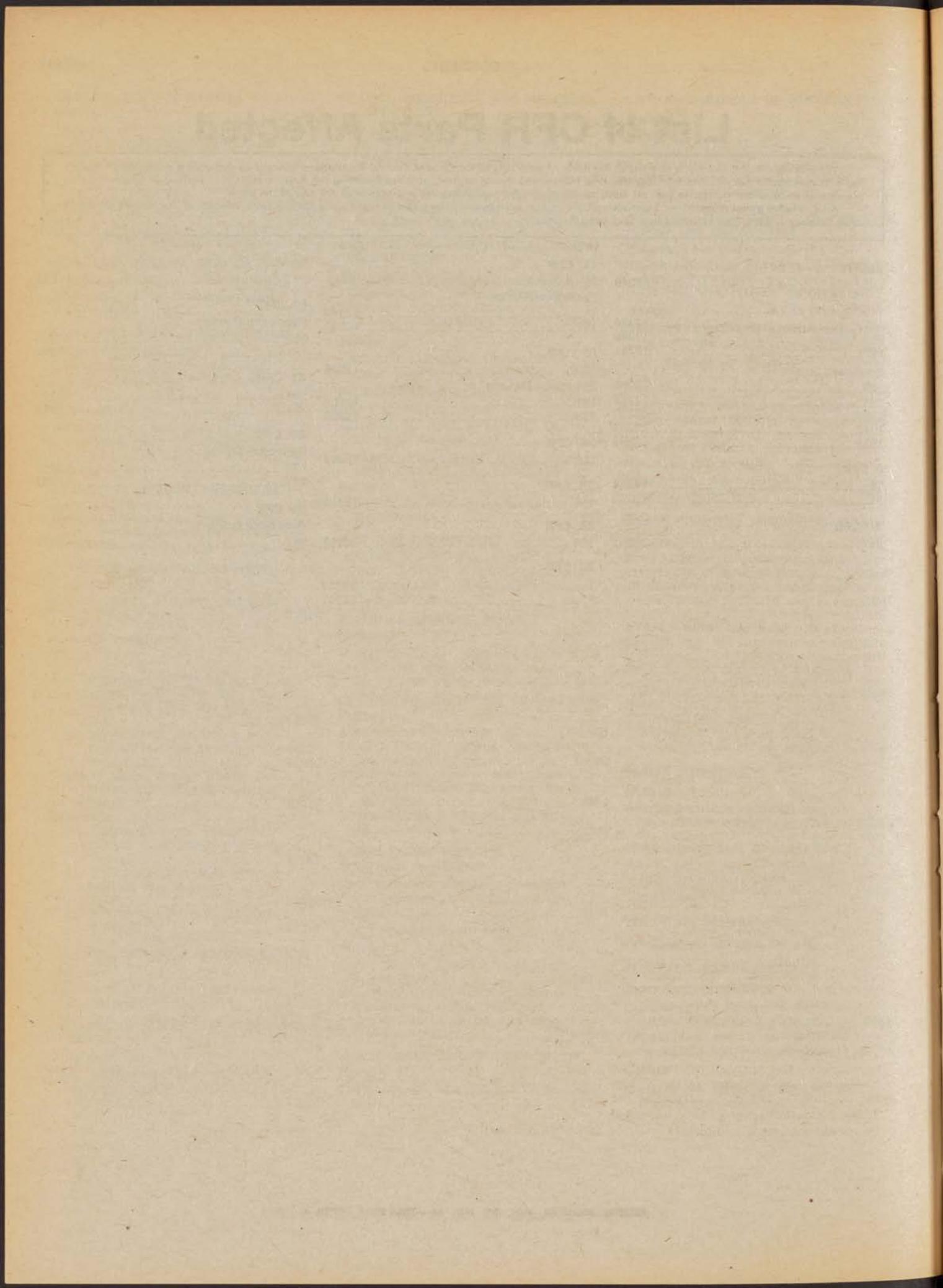
FEDERAL RESERVE SYSTEM	
Notices	
Acquisitions:	
First International Bancshares, Inc	12286
First United Bancorporation, Inc	12286
Southeast Banking Corp	12287
United Commerce Corp	12287
Greene Bancorporation; formation of bank holding company	12287
FISH AND WILDLIFE SERVICE	
Proposed Rules	
Migratory birds; falconry permit regulations	12314
FOOD AND DRUG ADMINISTRATION	
Rules and Regulations	
Tetracycline capsules veterinary; new animal drugs in oral dosage form	12246
Proposed Rules	
Restriction on copper level in animal feed; extension of comment period	12259
Notices	
Advisory committees; renewals (4 documents)	12269
Medical device classification panels; requests for nominations (2 documents)	12268
FOOD AND NUTRITION SERVICE	
Proposed Rules	
School lunch program; requirements for meals	12258
FOREST SERVICE	
Notices	
Environmental statements:	
Cooperative Douglas Fir Tusssock Moth Pest Management Plan	12266
Cooperative Gypsy Moth Suppression and Regulatory Program	12266
Silver Basin Winter Sports Development, Eldorado National Forest	12267
Meetings:	
Okanogan National Forest Proposed 5-Year Timber Action Program	12266
Rio Grande National Forest Multiple Use Advisory Committee	12266
Rock Creek Advisory Committee	12267
GENERAL SERVICES ADMINISTRATION	
Notices	
Secretary of Defense; delegation of authority (2 documents)	12287
HAZARDOUS MATERIALS REGULATIONS BOARD	
Proposed Rules	
New explosives and explosives samples; classification and shipment	12261
HEALTH, EDUCATION, AND WELFARE DEPARTMENT	
See also Education Office; Food and Drug Administration; National Institutes of Health.	
Notices	
Board of Advisors to the Fund for the Improvement of Postsecondary Education; meeting	12280
HOUSING AND URBAN DEVELOPMENT DEPARTMENT	
Rules and Regulations	
Director and Deputy Director, Alaska Insuring Office et al.; authority delegations	12246
Notices	
Executive Assistant to the Secretary; authority delegation	12280
INDIAN AFFAIRS BUREAU	
Rules and Regulations	
Director of Seattle Liaison Office; title change	12246
INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)	
Notices	
Ronco Coal Co.; noncompliance application	12288
INTERIOR DEPARTMENT	
See Fish and Wildlife Service; Indian Affairs Bureau; Land Management Bureau; National Park Service.	
INTERNAL REVENUE SERVICE	
Notices	
Procedure and administration; authority to issue summons and to perform other functions	12264
INTERSTATE COMMERCE COMMISSION	
Notices	
Assignment of hearings	12306
Motor Carrier Board transfer proceedings	12309
Motor carrier, broker, water carrier and freight forwarder applications	12289
Motor carrier temporary authority applications	12306
LABOR DEPARTMENT	
Rules and Regulations	
Contract modifications; novation and change of name agreements	12248
LAND MANAGEMENT BUREAU	
Notices	
Coos Bay District Advisory Board; meeting	12264
Lakeview District Advisory Board; meeting	12265
New Mexico; natural gas pipeline application	12264
MANAGEMENT AND BUDGET OFFICE	
Notices	
Clearance of reports; list of requests	12288
NATIONAL BUREAU OF STANDARDS	
Notices	
Meetings:	
Advisory Committee for International Legal Metrology	12267
Center for Building Technology Advisory Committee	12267
NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES	
Notices	
Theater Advisory Panel; meeting	12288
NATIONAL INSTITUTES OF HEALTH	
Notices	
Advisory committee meetings (9 documents)	12269-12271
NATIONAL PARK SERVICE	
Notices	
Southwest Regional Advisory Committee; meeting	12265
PATENT OFFICE	
Rules and Regulations	
Trademarks and patents; use of metric equivalents	12247
SMALL BUSINESS ADMINISTRATION	
Notices	
First Idaho Investment Corp.; issuance of license	12288
Oklahoma; disaster relief loan availability	12289
STATE DEPARTMENT	
Notices	
Advisory Committee of Decorative Arts for the Blair House; establishment	12264
Study Group 5, U.S. National Committee for the International Telegraph and Telephone Consultative Committee; meeting	12264
TARIFF COMMISSION	
Notices	
Antenna rotator systems; suspension of proceedings	12289
TRANSPORTATION DEPARTMENT	
See Federal Aviation Administration; Hazardous Materials Regulations Board.	
TREASURY DEPARTMENT	
See Internal Revenue Service.	
VETERANS ADMINISTRATION	
Rules and Regulations	
Disclosure of loan guaranty information; general provisions	12248
VA publications; use of words and statements denoting gender	12248
Notices	
Cooperative Studies Evaluation Committee; meeting	12289

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, 1974, and specifies how they are affected.

6 CFR		14 CFR		38 CFR
152	12249	39 (4 documents)	12243-12245	1 (2 documents)
		PROPOSED RULES:		
		25	12260	40 CFR
	12250	121	12260	PROPOSED RULES:
7 CFR				410
907	12250			423
908	12251			12263
1421		21 CFR		12263
PROPOSED RULES:		135c	12246	41 CFR
210	12258	PROPOSED RULES:		29-1
225	12258	121	12259	29-26
1006	12257	135	12259	12248
1012	12257			12248
1013		24 CFR		
9 CFR		200	12246	49 CFR
73	12251	25 CFR		PROPOSED RULES:
97	12252	254	12246	172
10 CFR				173
212	12252	33 CFR		12261
		209	12255	50 CFR
			21	PROPOSED RULES:
				12313
		37 CFR		
		1	12247	
		2	12247	



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 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 74-CE-6-AD; Amdt. 39-1808]

PART 39—AIRWORTHINESS DIRECTIVES

Aircraft Radio Corporation Autopilot Servo Actuators PA-500A, PA-520A or PA-520B

There has been an incident in which a Cessna Model 177RG aircraft experienced a jammed aileron while aileron control movement was being checked prior to takeoff. Investigation of the autopilot actuator, Aircraft Radio Corporation (ARC) actuator PA-500A, disclosed an internal lock screw had loosened and became jammed. The jammed controls could not be freed without disassembly of the actuator unit. These actuators are primarily installed in various Cessna Model aircraft, but could also have been installed in other makes and models of aircraft. During tests conducted by Cessna following this incident it was determined that an improperly tightened lock screw on these actuators can back out under vibration and in some cases jam the unit. ARC has shipped approximately 8,000 PA-500 series actuators to Cessna Aircraft Company and various distributors. To correct this condition both Cessna and ARC have issued service letters providing for inspection of the actuators and recommending appropriate corrective action. Since the condition described herein may exist or develop in those actuators installed in various Cessna models and other aircraft, an Airworthiness Directive (AD) is being issued making compliance with the service letters mandatory. Tests show that if the screw should be loose it tends to back out in a relatively short time. Therefore, the AD provides different compliance times depending on the aircraft's time in service since autopilot installation. The subject actuators may be installed in other than Cessna aircraft. Consequently, the AD is being made applicable to the actuators.

Since a situation exists which requires expeditious adoption of the amendment, notice and public procedure hereon are impracticable and good cause exists for making the amendment 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 adding the following new AD.

AIRCRAFT RADIO CORPORATION. Applies to Aircraft Radio Corporation autopilot servo actuators PA-500A, PA-520A, or PA-520B used in 300 and 400 series Cessna autopilots and 300, 400 and 800 series IPCS. Refer to attached list of those Cessna Model airplanes which may have had these actuators installed at the factory or in the field. Subject actuators may have been installed or used as replacement parts in other aircraft.

Compliance: Required as indicated, unless already accomplished.

To prevent possible jamming of the autopilot actuator due to an internal screw becoming loose and jamming against the internal surface of the actuator case body, accomplish the following:

(A) For all aircraft with 300 hours' or less time in service since autopilot installation, within 25 hours' time in service after the effective date of this AD, inspect the autopilot actuators and take action in accordance with Cessna Avionics Service Letter AV74-3 and ARC Service Bulletin No. 171 or later FAA-approved revisions.

(B) For all aircraft with more than 300 hours' time in service since autopilot installation, during the next routine, annual, or 100-hour inspection, whichever comes first, inspect the autopilot actuators and take action in accordance with Cessna Avionics Service Letter AV74-3, and ARC Service Bulletin No. 171 or later FAA-approved revisions.

(C) Any alternate method of compliance with this AD must be referred to and approved by the Chief, Engineering and Manufacturing Branch, FAA, Central Region.

This amendment becomes effective April 9, 1974.

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

Issued in Kansas City, Missouri, on March 26, 1974.

A. L. COULTER,
Director, Central Region.

CESSNA AIRCRAFT MODEL AND SERIAL
EFFECTIVITY

MODELS 172L AND M

17259287 thru 63027.

MODEL F172K, L, AND M

F1720780 thru 1004, 1006 thru 1009, 1012, 1013, 1015 thru 1033, 1035, 1037 thru 1039, 1041 thru 1044, 1046, 1047, 1049, 1050, 1053, 1054, 1056, 1057, 1060, 1062, 1066, 1068, 1070, 1072, 1076, 1079, 1086, 1090, 1091, 1094 thru 1096, 1099, 1102, 1107, 1115.

MODEL FR172H

FR1720240 thru 0427, 0429, 0431, 0432, 0434, 0437, 0438, 0440 thru 0445, 0447, 0449, 0450 thru 0452, 0454 thru 0457, 0462.

MODEL 177B

17701576 thru 02077.

MODEL 177RG

172RG0001 thru 0442, 0444 thru 0502.

MODEL F177RG

F177RG0001 thru 0095.

MODEL 180H & J

18052170 thru 52429.

MODEL 182N & P

18260460 thru 62493, 62495 thru 62764, 62766 thru 62813, 62815 thru 62840, 62842 thru 62853, 62855 thru 62914.

MODEL 185 E AND F

18501815 thru 02376.

MODEL P206E

P20600626 thru 00647.

MODEL U206 E AND F

U20601447 thru 02265, 02267 thru 02290, 02292 thru 02303, 02305 thru 02309, 02311 thru 02333, 02337 thru 02339.

MODEL 207

20700149 thru 00243.

MODEL 210 K AND L

21059200 thru 60089, 60091 thru 60104, 60106 thru 60155, 60157 thru 60163, 60165 thru 60167, 60169 thru 60171, 60174 thru 60176, 60178 thru 60180, 60182 thru 60184, 60186, 60187, 60189 thru 60193, 60196, 60198, 60201, 60202, 60204 thru 60206, 60208, 60212, 60213, 60215, 60216, 60217, 60227, 60228, 60230, 60232, 60233 thru 60236, 60238 thru 60240.

MODEL 310Q

310Q0001 thru 1027, 1034, 1037.

MODEL 337 E AND F

33701290 thru 01532, 01534 thru 01567, 01569 thru 01572, 01575 thru 01578, 01579 thru 01581, 01583 thru 01585, 01587 thru 01589, 01592.

MODEL F337G

F3370020 thru 0063.

MODEL T337G

P3370001 thru 0045, 0047 thru 0065, 0067 thru 0132, 0134 thru 0139, 0142 thru 0147, 0150, 0154, 0155, 0156, 0158, 0159.

MODEL FT337G

FP3370001, 0003, 0005, 0008.

MODEL 340

3400001 thru 0322.

MODEL 401B

401B0001 thru 0221.

MODEL 402B

402B0001 thru 0445, 0447 thru 0508, 0510 thru 0525, 0527 thru 0529, 0531 thru 0547, 0549, 0550, 0552 thru 0558, 0560 thru 0567.

MODEL 414

4140001 thru 0498.

RULES AND REGULATIONS

CESSNA AIRCRAFT MODEL AND SERIAL
EFFECTIVITY—Continued

MODEL 421B

421B0001 thru 0559, 0561 thru 6573, 6576
thru 0579.

[FR Doc. 74-7714 Filed 4-3-74; 8:45 am]

[Airworthiness Docket No. 73-SW-78;
Amdt. 39-1805]

PART 39—AIRWORTHINESS DIRECTIVES

Bell Model 47 Series Helicopters

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring an inspection and adjustment to assure proper gap between the tie rod nut and stabilizer bar tube, an inspection to assure proper preload of the stabilizer bar core, replacement of tubes, P/N 204-010-380-1, and a daily check of the stabilizer bar tube for looseness (failure) was published in 39 FR 1638.

Interested persons have been afforded an opportunity to participate in the making of the proposed amendment. The manufacturer previously recommended that the proposed A.D. be worded to agree with their service information concerning the stabilizer bar. Two comments were received in response to the proposal. One operator requested an easy means of identifying the stabilizer tube, P/N 204-010-380-1, and recommended painting the bar tube internal surface when the tube is disassembled. Another operator agreed with the proposal as published.

Paragraph (b) of the proposal has been revised to impose a 100 hour repetitive inspection. Proposed paragraph (d) has been changed to (e) and a new paragraph (d) has been added to require an inspection of the cyclic control power cylinders for proper alignment within 100 hours after compliance with proposed paragraph (b) and thereafter at 1200 hour intervals. These changes agree with Bell Service Bulletin No. 47-(04-2)-73-1, paragraph 1.(b) and Technical Bulletin No. 47-(04-2)-73-2, paragraph 2, respectively.

Paragraph (e) will also now include an identification of the tube, P/N 204-010-380-1. Painting the internal surface of the tube will not be made mandatory as part of this A.D.

The additional repetitive inspection requirement in paragraph (b) and the new inspection requirement in paragraph (d) is an additional burden on the public. However the agency has determined that the usual rule change notice and public procedures followed by the agency would result in approximately a forty-day delay in beginning the daily inspection and in accomplishing the initial inspection of the tie rod nut for the Model 47 fleet. Therefore, accomplishment of the proposed daily and initial inspection is in the interest of safety and strict compliance with the notice and public procedure provisions of the Administrative Procedure Act for the additional inspection requirements is impracticable; therefore, this amendment becomes effective 30 days after publication in the FEDERAL REGISTER. However, interested

persons are invited to submit such written data, views or comments as they may desire regarding the additional inspection requirements as well as the complete A.D. Communications should identify the docket number and be submitted in triplicate to the Regional Counsel, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before the effective date will be considered by the Director and the additional inspection requirements may be changed in the light of comments received. All comments will be available both before and after the effective date in the Office of Regional Counsel, Southwest Region, FAA, 4400 Blue Mound Road, Fort Worth, Texas 76101, for examination by interested persons. Operators are urged to submit their comments as early as possible since it may not be possible to evaluate comments received immediately preceding the effective date and then amend the A.D. before it becomes effective.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation regulations is amended by adding the following new airworthiness directive:

BELL. Applies to Bell Model 47 Series helicopters equipped with Mast Control Stabilizer Bar Assemblies, P/N 47-140-248, certificated in all categories.

Compliance required as indicated. To detect possible failures of a stabilizer bar tube assembly and prevent possible loss of a stabilizer bar tube and weight, accomplish the following inspections:

(a) Before the first flight of each day after the effective date of this A.D., check the stabilizer bar tube assembly for looseness and cracks in accordance with the following procedures.

(1) Move each stabilizer bar tube assembly fore and aft in the horizontal plane by hand and visually check the tube assembly for cracks in area extending outboard six inches from the tube retaining nut, P/N 47-140-114-1.

(2) If looseness is found between a stabilizer bar tube assembly and the stabilizer bar frame, or if a crack is found in a tube, remove the loose or cracked tube assembly prior to flight and install a replacement tube assembly in accordance with (c) (2) and (c) (3) of this A.D.

(3) Looseness between the stabilizer bar frame and main rotor mast is a normal occurrence and is not an indication of a failed tube and is not cause for replacement of the bar tube assembly.

(4) The checks in (a)(1) may be performed by the pilot.

NOTE: For the requirements regarding the listing of compliance and method of compliance with this A.D. in the aircraft permanent maintenance record, see FAR 91.173.

(b) Within 10 hours time in service after the effective date of this A.D., unless already accomplished, and thereafter at intervals not to exceed 100 hours from the last inspection, inspect the rod assembly nut, P/N 47-140-119-1, for looseness as follows:

(1) Push up the inboard end of each tie rod and nut and determine that they move freely or readily.

(2) If the tie rod and nut do not move freely or readily, remove the stabilizer bar

assembly before further flight and inspect each tie rod and tube assembly in accordance with the 1200 hour inspection procedures in Section I, of the appropriate Model 47 maintenance and overhaul instruction manual, and

(3) Assemble and install a serviceable stabilizer bar assembly as specified in paragraph (c) (2) and (c) (3) of this A.D.

(c) Inspect the gap between the face of each nut, P/N 47-140-119-1, and the inboard end of each stabilizer bar tube at intervals not to exceed 1200 hours time in service from the last inspection, after compliance with paragraph (b), in accordance with the following procedures:

(1) Remove the mast control stabilizer bar assembly from the helicopter and remove both tube and weight assemblies from the stabilizer bar assembly in accordance with Section III of the appropriate Model 47 maintenance and overhaul instruction manual.

(2) Assemble the stabilizer bar weight and taper pin on the tube assembly and adjust the gap, if necessary, between the face of each nut, P/N 47-140-119-1, and its mating tube assembly end to measure .010 to .024 inches clearance.

(3) Assemble and install the mast control stabilizer bar assembly on the helicopter in accordance with Section III of the appropriate Model 47 maintenance and overhaul instruction manual. In addition adjust the stabilizer core bearing as specified in item 1, Bell Helicopter Co. Technical Bulletin No. 47-(04-2)-73-2 or later FAA approved revision.

(d) Inspect the fore and aft and lateral control power cylinders for proper alignment within 100 hours time in service after compliance with paragraph (b), and thereafter at intervals not to exceed 1200 hours time in service from the last inspection, in accordance with Section VII of the appropriate Model 47 maintenance and overhaul instruction manual.

(e) Within 10 hours time in service after the effective date of this A.D. inspect each tube assembly to determine that P/N 47-140-124-1, 47-140-125-1 or 47-140-125-3 is installed. If tube assembly, P/N 204-010-380-1 is installed, replace this tube before further flight in accordance with paragraph (c) (2) and (c) (3) of this A.D. The 204-010-380-1 tube is identified as a one piece swaged tube with a uniform wall thickness (that is, different inside diameters) and machine cut threads. In addition, this tube does not have Bell factory applied serial numbers.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to the Service Manager, Bell Helicopter Company, P.O. Box 482, Fort Worth, Texas 76101.

These documents may also be examined at the Office of the Regional Counsel, Southwest Region, FAA, 4400 Blue Mound Road, Fort Worth, Texas, and at FAA Headquarters, 800 Independence Avenue, SW., Washington, D.C. A historical file on this A.D. which includes the incorporated material in full is maintained by the FAA at its headquarters in Washington, D.C., and at the Southwest Region Office in Fort Worth, Texas.

(Bell Technical Bulletin No. 47-(04-2)-73-2, pertains to this adjustment of the bearing and alignment of power cylinders and Service Bulletin No. 47-(04-2)-73-1 pertains to stabilizer bar tube and tie rod.)

This amendment becomes effective May 6, 1974.

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

NOTE: The incorporation by reference provisions of this document was approved by the Director of the Federal Register on June 19, 1967.

Issued in Fort Worth, Texas on March 25, 1974.

HENRY L. NEWMAN,
Director, Southwest Region.

[FR Doc.74-7717 Filed 4-3-74;8:45 am]

[Airworthiness Docket No. 73-SW-80, Amdt. 39-1806]

PART 39—AIRWORTHINESS DIRECTIVES

Bell Model 212 Helicopters

A proposal to amend Part 39 of the Federal Aviation regulations to include an airworthiness directive requiring a 25 hour repetitive inspection of the tail fin spar cap angle and modification of the tail fin and tail boom within 100 hours after the effective date of the A.D. on certain Bell Model 212 helicopters was published in 39 FR 1639. The modification would preclude the necessity for further inspections of the tail fin spar.

Interested persons have been afforded an opportunity to participate in the making of this amendment. Bell Helicopter Company stated that Service Bulletin No. 212-01-73-1, Rev. B, was adequate to assure compliance with the modifications specified in Part III of the service bulletin. Written assurance of compliance was not furnished. No other comments or objections to the proposal were received. To assure that all Model 212 helicopters have been modified and to assure their continued airworthiness prior to accomplishing the modification, the rule will be adopted as proposed.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation regulations is amended by adding the following new airworthiness directive:

BELL, Applies to Bell Model 212 helicopters, S/N 30504 through 30593, certificated in all categories.

Compliance required as indicated.

To detect and prevent possible cracks in the tail fin forward spar cap angle and in the tail boom skin adjacent to the fin, accomplish the following repetitive inspections and modification.

(a) Within 25 hours time in service after the effective date of this A.D. and thereafter at intervals not to exceed 25 hours time in service from the last inspection, accomplish the following inspections until the modification of paragraph (b) is completed.

(1) Remove the 42° gear box cover from the tail boom.

(2) Remove the first rivet above the tail boom on the left side of the vertical fin forward spar cap angle. Remove the paint finish and clean the area around the rivet hole (inboard and outboard sides of the spar cap angle), using cloth and Methyl Ethyl Ketone or equivalent. Do not reinstall the first rivet.

(3) Inspect the rivet hole and clear area of the spar for cracks using a three power or higher magnifying glass or a dye penetrant or equivalent inspection method.

(4) If no cracks are found, protect the clear area of the spar and rivet hole using a clear lacquer or light film of clear grease or equivalent transparent protection and install the gear box cover.

(5) If cracks are found, remove the tail boom and replace with an uncracked tail boom in accordance with the procedures specified in the Bell Model 212 maintenance manual.

(b) Within 100 hours time in service after the effective date of this A.D., modify the tail fin and tail boom in accordance with Part III, Bell Helicopter Co., Service Bulletin No. 212-01-73-1, Rev. B, dated October 9, 1973 or later FAA approved revision.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to the Service Manager, Bell Helicopter Company, P.O. Box 482, Fort Worth, Texas 76101. These documents may also be examined at the Office of the Regional Counsel, Southwest Region, FAA, 4400 Blue Mound Road, Fort Worth, Texas, and at FAA Headquarters, 800 Independence Avenue, SW., Washington, D.C. A historical file on this A.D. which includes the incorporated material in full is maintained by the FAA at its headquarters in Washington, D.C., and at the Southwest Regional Office in Fort Worth, Texas.

This amendment becomes effective May 6, 1974.

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

NOTE: The incorporation by reference provisions in this document were approved by the Director of the Federal Register on June 19, 1967.

Issued in Fort Worth, Texas on March 25, 1974.

HENRY L. NEWMAN,
Director, Southwest Region.

[FR Doc.74-7716 Filed 4-3-74;8:45 am]

[Docket No. 73-CE-10-AD; Amdt. 39-1807]

PART 39—AIRWORTHINESS DIRECTIVES

Cessna Model 188 Series Airplanes

Amendment 39-1697, AD 73-16-2, published in the FEDERAL REGISTER on August 1, 1973 (38 FR 20443, 20444), is an Airworthiness Directive (AD) which is in part applicable to all Cessna Model

188 series aircraft. Pursuant to paragraph No. 1 of the applicability statement paragraphs A and C of AD 73-16-2 are applicable to all Cessna Model 188 series airplanes except those that have already installed or later install a centerline pulley per Cessna Service Letter No. SET2-1, dated January 14, 1972, and Cessna Service Kit SK 188-25 in lieu of fair-leads. Paragraph A of the AD requires the repetitive inspection of those portions of the aileron control cables that move in the area of the fairleads near B.L. 20 (aft of the rear spar) for frayed or broken cable strands. Paragraph C of the AD requires prior to further flight, the replacement of aileron control cables showing fraying or broken strands that are discovered during any inspection required by this AD.

Subsequent to the issuance of AD 73-16-2 the manufacturer has made production line changes which makes compliance with paragraphs A and C of the AD unnecessary for Cessna Model 188 series aircraft, Serial Numbers 18801349 and subsequent. In addition, the manufacturer has issued Cessna Service Letter SE73-33 dated November 5, 1973, which provides a modification for additional serial numbered airplanes which would exempt them from the requirements of paragraphs A and C of AD 73-16-2. Accordingly, action is taken herein to amend paragraph 1 of the applicability statement so that it reflects the above changes.

Since this amendment is relaxatory in nature and is in the interest of safety, notice and public procedure hereon are impracticable and good cause exists for making the amendment 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, Paragraph 1 of the applicability statement of Amendment 39-1697 (38 FR 20443, 20444), AD 73-16-2 is amended so that it now reads as follows:

(1) Paragraphs A and C of the AD are applicable to Model 188 series airplanes (Serial Numbers 188-0001 through 18801348), except those that have a centerline pulley installed in lieu of fair-leads per Cessna Service Letters SET2-1 or SE73-33. Service Letter SE72-1 dated January 14, 1972, is applicable to Serial Numbers 188-0001 through 18800707. Service Letter SE73-33, Item #1, dated November 5, 1973, is applicable to Serial Numbers 18800708 through 18801348.

This amendment becomes effective April 9, 1974.

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

Issued in Kansas City, Missouri, on March 26, 1974.

A. L. COULTER,
Director, Central Region.

[FR Doc.74-7715 Filed 4-3-74;8:45 am]

RULES AND REGULATIONS

Title 21—Food and Drugs

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

SUBCHAPTER C—DRUGS

PART 135c—NEW ANIMAL DRUGS IN ORAL DOSAGE FORMS

Tetracycline Capsules Veterinary

The Commissioner of Food and Drugs has evaluated a supplemental new animal drug application (65-065V) filed by Richlyn Laboratories Inc., Philadelphia, PA 19124, proposing revised labeling for safe and effective use of tetracycline

hydrochloride in capsules for treatment of dogs. The supplemental application is approved.

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512 (i), 82 Stat. 347; 21 U.S.C. 360b(i)) and under authority delegated to the Commissioner (21 CFR 2.120), § 135c.123(e) is amended by adding to the table a new item 3, as follows:

§ 135c.123 Tetracycline capsules, veterinary.

* * * * *

(e) *Conditions of use.* It is used as follows:

Milligrams per capsule	Sponsor	Limitations	Indications for use
3. Tetracycline, 50, 100, 250, 500	104	For dogs; as tetracycline hydrochloride; administer orally 25 mg per lb of body weight per day given in divided doses every 6 hours; treatment should be continued until symptoms of the disease have subsided and the temperature is normal for 48 hours; not for use in animals which are raised for food production; Federal law restricts this drug to use by or on the order of a licensed veterinarian.	For treatment of infection caused by organisms sensitive to tetracycline hydrochloride, such as bacterial gastroenteritis due to <i>E. coli</i> and urinary tract infections due to <i>Staphylococcus spp</i> and <i>E. coli</i> .

Effective date. This order shall be effective on April 4, 1974.

(Sec. 512(i), 82 Stat. 347; (21 U.S.C. 360b(i)))

Dated: March 13, 1974.

C. D. VAN HOUWELING,
Director, Bureau of
Veterinary Medicine.

[FR Doc. 74-7617 Filed 4-3-74; 8:45 am]

Title 24—Housing and Urban Development

CHAPTER II—OFFICE OF ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CREDIT—FEDERAL HOUSING COMMISSIONER [FEDERAL HOUSING ADMINISTRATION]

[Docket No. R-74-265]

SUBCHAPTER A—GENERAL

PART 200—INTRODUCTION

Delegations of Basic Authority and Functions

Part 200 is being amended to add new §§ 200.125 and 200.126 redelegating authority for the production of low-rent public housing to designated officials in the Anchorage, Alaska Insuring Office.

Accordingly, Part 200, Subpart D is amended in the Table of Contents and text by adding new §§ 200.125 and 200.126 to read as follows:

Sec.

200.125 Director and Deputy Director of the Alaska Insuring Office.

200.126 Chief Underwriter, Multifamily Housing of the Anchorage, Alaska Insuring Office.

§ 200.125 Director and Deputy Director of the Alaska Insuring Office.

To the position of Director of the Anchorage, Alaska Insuring Office, and

under his general supervision to the position of Deputy Director of the Anchorage Insuring Office with respect to the production of low-rent public housing within the jurisdiction of the Anchorage Insuring Office, there is redelegated the authority to perform the functions and exercise the authorities set forth in § 200.118.

§ 200.126 Chief Underwriter, Multifamily Housing of the Anchorage, Alaska Insuring Office.

To the position of Chief Underwriter of the Anchorage Insuring Office with respect to the production of low-rent public housing within the jurisdiction of the Anchorage Insuring Office, there is redelegated the authority to perform the functions and exercise the authorities set forth in §§ 200.113, 200.115, and 200.116.

(Sec. 7(d), Department of HUD Act, (42 U.S.C. 3535(d))).

Effective date. This amendment is effective April 4, 1974.

SHELDON B. LUBAR,
Assistant Secretary for Housing
Production and Mortgage Credit.

[FR Doc. 74-7776 Filed 4-3-74; 8:45 am]

Title 25—Indians

CHAPTER I—BUREAU OF INDIAN AFFAIRS, DEPARTMENT OF THE INTERIOR

SUBCHAPTER W—MISCELLANEOUS ACTIVITIES

PART 254—OPERATION OF U.S.M.S. "NORTH STAR" BETWEEN SEATTLE, WASH., AND STATIONS OF THE BUREAU OF INDIAN AFFAIRS AND OTHER GOVERNMENT AGENCIES, ALASKA

Title Change for Head of Seattle Liaison Office

MARCH 28, 1974.

This notice is published in the exercise of rule-making authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2 (32 FR 13938). The authority to issue regulations is vested in the Secretary of the Interior by 5 U.S.C. 301 and sections 463 and 465 of the Revised Statutes (25 U.S.C. 2 and 9).

Part 254, Subchapter W, Chapter I, of Title 25 of the Code of Federal Regulations is amended by revising § 254.1. This revision reflects the change in title of the head of the Seattle Liaison Office from "Administrative Officer and Special Representative" to "Director". This revision is made pursuant to the authority in 5 U.S.C. 301.

Since this amendment only involves a title change, advance notice and public procedure thereon have been deemed unnecessary and are dispensed with under the exception provided in subsection (b) (B) of 5 U.S.C. 553 (1970).

Since the amendment only involves a title change, the 30-day deferred effective date would delay the amendment unnecessarily. Therefore, the 30-day deferred effective date is dispensed with under the exception provided in subsection (d) (3) of 5 U.S.C. 553 (1970). Accordingly, the amendment will become effective April 4, 1974.

As amended, § 254.1 reads as follows:

§ 254.1 Responsibility for operation.

(a) The Director of the Seattle Liaison Office, Bureau of Indian Affairs, Seattle, Washington, under the jurisdiction of the Area Director, Juneau Area Office, Bureau of Indian Affairs, Juneau, Alaska, has responsibility for the operation of the ship for the Department of the Interior, Bureau of Indian Affairs, including repair, upkeep, payment of bills and employment of personnel.

(b) Itineraries for each voyage shall be made by the Director of the Seattle Liaison Office in consultation with the Area Director of the Juneau Area Office, Bureau of Indian Affairs, Juneau, Alaska. Preference is to be accorded to the work of the Bureau of Indian Affairs. The Area Director is vested with authority to direct the use of the ship to perform spe-

cial services which may arise and to act in any emergency.

LAFOLLETTE BUTLER,
Acting Deputy Commissioner
of Indian Affairs.

[FR Doc. 74-7754 Filed 4-3-74; 8:45 am]

Title 37—Patents, Trademarks, and Copyrights

**CHAPTER I—PATENT OFFICE,
DEPARTMENT OF COMMERCE**

PART 1—RULES OF PRACTICE IN PATENT CASES

PART 2—RULES OF PRACTICE IN TRADEMARK CASES

Addition of Metric (S.I.) Equivalents

The Commissioner of Patents is revising §§ 1.84, 1.253, 2.31, 2.52, 2.56 and 2.57 of the rules of practice to set forth and encourage use of the metric system of measurements in papers submitted to the Patent Office. These changes provide dual dimensions in both the patent and trademark rules of practice.

Since the revision of these sections makes no change in practice, and merely adds an indication of the metric equivalents, procedure for public comment thereon is deemed unnecessary. Therefore, pursuant to the authority contained in section 6 of the Act of July 19, 1952 (66 Stat. 793; 35 U.S.C. 6), as amended October 5, 1971 (85 Stat. 364), and section 41 of the Act of July 5, 1946 (60 Stat. 440; 15 U.S.C. 1123), 37 CFR Parts 1 and 2 are hereby amended as follows:

1. In § 1.84, paragraphs (b), (d)(1), (f), (j) and (l) are revised to read as follows:

§ 1.84 Standards for drawings.

(b) *Size of sheet and margins.* The size of a sheet on which a drawing is made must be exactly 8½ by 14 inches (21.6 by 35.6 cm.). One of the shorter sides of the sheet is regarded as its top. The drawing must include a top margin of 2 inches (5.1 cm.) and bottom and side margins of one-quarter inch (6.4 mm.) from the edges, thereby leaving a "sight" precisely 8 by 11¾ inches (20.3 by 29.8 cm.). Margin border lines are not permitted. All work must be included with the "sight". The sheets may be provided with two one-quarter inch (6.4 mm.) diameter holes having their centerlines spaced eleven-sixteenths inch (17.5 mm.) below the top edge and 2¾ inches (7.0 cm.) apart, said holes being equally spaced from the respective side edges.

(d) *Hatching and shading.* (1) Hatching should be made by oblique parallel lines, which may be not less than about one-twentieth inch (1.3 mm.) apart.

(f) *Reference characters.* The different views should be consecutively numbered figures. Reference numerals (and letters,

but numerals are preferred) must be plain, legible and carefully formed, and not be encircled. They should, if possible, measure at least one-eighth of an inch (3.2 mm.) in height so that they may bear reduction to one twenty-fourth of an inch (1.1 mm.); and they may be slightly larger when there is sufficient room. They must not be so placed in the close and complex parts of the drawing as to interfere with a thorough comprehension of the same, and therefore should rarely cross or mingle with the lines. When necessarily grouped around a certain part, they should be placed at a little distance, at the closest point where there is available space, and connected by lines with the parts to which they refer. They should not be placed upon hatched or shaded surfaces but when necessary, a blank space may be left in the hatching or shading where the character occurs so that it shall appear perfectly distinct and separate from the work. The same part of an invention appearing in more than one view of the drawing must always be designated by the same character, and the same character must never be used to designate different parts.

(j) *Arrangement of views.* All views on the same sheet must stand in the same direction and should, if possible, stand so that they can be read with the sheet held in an upright position. If views longer than the width of the sheet are necessary for the clearest illustration of the invention, the sheet may be turned on its side so that the two-inch (5.1 cm.) margin is on the right hand side. One figure must not be placed upon another or within the outline of another.

(l) *Extraneous matter.* An inventor's, agent's, or attorney's name, signature, stamp, or address, or other extraneous matter, will not be permitted upon the face of a drawing, within or without the margin, except that identifying indicia (attorney's docket number, inventor's name, number of sheets, etc.) should be placed within three-fourths inch (19.1 mm.) of the top edge and between the hole locations defined in paragraph (b) of this section. Authorized security markings may be placed on the drawings provided they be outside the illustrations and are removed when the material is declassified.

2. In § 1.253, paragraphs (e) and (f) are revised to read as follows:

§ 1.253 Copies of the testimony.

(e) When the copies of the record are submitted in printed form, they shall be printed in 11-point type and adequately leaded; the paper must be opaque and unglazed; the size of the page shall be 7½ by 10¼ inches (19.4 by 26 cm.); the size of the printed matter shall be 4½ by 7½ inches (10.6 by 18.2 cm.); and

they shall be bound to lie flat when opened. Twenty-five additional copies for the United States Court of Customs and Patent Appeals, should appeal be taken, may also be filed; if no such appeal be taken, the twenty-five copies will be returned to the party filing them.

(f) When the copies of the record are submitted in typewritten form, they must be clearly legible on opaque, unglazed, durable paper approximately 8½ by 11 inches (21.6 by 27.9 cm.) in size (letter size) and one of the three copies must be a ribbon copy, but need not be executed by the certifying officer. (The certified transcript may be a properly executed carbon copy. See § 1.277.) The typing shall be on one side of the paper, in not smaller than pica type; and double-spaced with a margin of 1½ inches (3.8 cm.) on the left-hand side of the page. The sheets shall be bound at their left edges, in such manner to lie flat when opened, in a volume or volumes of convenient size (approximately 100 pages per volume is suggested) provided with covers. Documentary exhibits should not be included in bound volumes of testimony. Multigraphed or otherwise reproduced copies conforming to the standards specified will be accepted.

3. Section 2.31 is revised to read as follows:

§ 2.31 Application must be in English.

The application must be in the English language and plainly written on but one side of the paper. It is deemed preferable that the application be on legal or letter-size paper, typewritten double spaced, with at least a one and one-half inch (3.8 cm.) margin on the left-hand side and top of the page.

4. In § 2.52, paragraphs (c) and (d) are revised to read as follows:

§ 2.52 Requirements for drawings.

(c) *Size of paper and margins.* The size of the sheet on which a drawing is made must be 8 to 8½ inches (20.3 to 21.6 cm.) wide and 11 inches (27.9 cm.) long. One of the shorter sides of the sheet should be regarded as its top. When the figure is longer than the width of the sheet, the sheet should be turned on its with the top at the right. The size of the mark must be such as to leave a margin of at least 1 inch (2.5 cm.) on the sides and bottom of the paper and at least 1 inch (2.5 cm.) between it and the heading.

(d) *Heading.* Across the top of the drawing, beginning one inch (2.5 cm.) from the top edge and not exceeding one-fourth of the sheet, there should be placed a heading, listing in separate lines, applicant's name, applicant's post office address, the dates of first use, and the goods or services recited in the application (or typical item of the goods or services if a number are recited in the application). This heading may be typewritten.

RULES AND REGULATIONS

5. Section 2.56 is revised to read as follows:

§ 2.56 Specimens.

The application must include five specimens of the trademark as actually used on or in connection with the goods in commerce. The specimens shall be duplicates of the actually used labels, tags, or containers, or the displays associated therewith or portions thereof, when made of suitable flat material and of a size not to exceed 8½ inches (21.6 cm.) wide and 13 inches (33.0 cm.) long.

6. Section 2.57 is revised to read as follows:

§ 2.57 Facsimiles.

When, due to the mode of applying or affixing the trademark to the goods, or to the manner of using the mark on the goods, or to the nature of the mark, specimens as above stated cannot be furnished, five copies of a suitable photograph or other acceptable reproduction, not to exceed 8½ inches (21.6 cm.) wide and 13 inches (33.0 cm.) long, and clearly and legibly showing the mark and all matter used in connection therewith, shall be furnished.

Effective date. These amendments shall become effective May 6, 1974.

Dated: March 25, 1974.

C. MARSHALL DANN,
Commissioner of Patents.

Approved: March 25, 1974.

BETSY ANCKER-JOHNSON,
Assistant Secretary for
Science and Technology.

[FR Doc.74-7796 Filed 4-3-74;8:45 am]

**Title 38—Pensions, Bonuses, and
Veterans' Relief**

**CHAPTER I—VETERANS
ADMINISTRATION**

PART 1—GENERAL PROVISIONS

Words and Statements Denoting Gender

On page 15 of the FEDERAL REGISTER of January 2, 1974, there was published a notice of proposed regulatory development to add § 1.13 to provide that words and statements denoting gender used in formulating VA publications and communications shall avoid any appearance of seeming to preclude benefits for female veterans. Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulation.

One written comment was received suggesting clarifying changes, to ensure (1) that the new regulation is intended to encompass all Veterans Administration issues, whether for internal use or for circulation to the public, and (2) that the regulation is not limited to the elimination of gender references with respect to "veterans." To accomplish this the phrase "regulations, procedures," in the title has been changed to "VA publications"; the phrase "implementing regulations and procedures, and in communications" in the second sentence has been

changed to "any VA publication and in any communications (within the agency or to beneficiaries or members of the public); and at the end of the second sentence the phrase added "dependents, or beneficiaries." The respondent further suggested that VA eliminate any misleading gender references in all VA regulations, manuals, and other publications within a set, brief period. Unfortunately this suggestion was not feasible and could not be adopted although needed changes in gender references will be made as revisions of these several publications take place.

The proposed regulation is hereby adopted with the changes described and is set forth below.

Effective date. This VA Regulation is effective March 25, 1974.

Approved: March 25, 1974.

By direction of the Administrator:

[SEAL] R. L. ROUDEBUSH,
Deputy Administrator.

In Part 1, a new centerhead and § 1.13 are added as follows:

WORDS AND STATEMENTS DENOTING GENDER

**§ 1.13 Statement of VA publications and
communications in a manner that
does not seem to preclude benefits
for female veterans, dependents or
beneficiaries.**

Pursuant to 1 U.S.C. 1, in determining the meaning of any Act of Congress, unless the context indicates otherwise, words importing the masculine gender include the feminine as well. But in formulating any VA publication and in any communications (within the agency or to beneficiaries or members of the public), words and statements denoting gender shall avoid any appearance of seeming to preclude benefits for female veterans, dependents, or beneficiaries. For example the use of more precise terms such as "his or her" or of "the veteran's" will avoid giving grounds for the misconceptions which may arise from the use of the term "his" when in fact both sexes are eligible for the benefits under discussion. Similar care will be exercised in the use of other words and phrases denoting gender.

[FR Doc.74-7794 Filed 4-3-74;8:45 am]

PART 1—GENERAL PROVISIONS

Disclosure of Loan Guaranty Information

On page 35023 of the FEDERAL REGISTER of December 21, 1973, there was published a notice of a proposed amendment to § 1.512 to authorize disclosure from Loan Guaranty files of appraisal reports and Certificates of Reasonable Value to any party making a request for such information. Interested persons were given 30 days in which to submit comments, suggestions or objections regarding the proposed regulation.

As a result of the notice of proposed amendment, two comments were received. One was favorable and the other addressed itself to certain information

which is furnished to the Veterans Administration on a confidential basis and does not fall within the purview of the proposed amended regulation.

The regulation is being further amended at this time to simplify internal administrative procedures relating to disclosure of information contained in the Loan Guaranty files. Republication for additional comments, suggestions or objections is waived in this instance since the additional change is not substantive.

This regulation is effective March 25, 1974.

Approved: March 25, 1974.

By direction of the Administrator:

[SEAL] R. L. ROUDEBUSH,
Deputy Administrator.

Section 1.512 is revised as follows:

§ 1.512 Disclosure of loan guaranty information.

In general, the facts in loan guaranty files will be made available to any party privy to a loan guaranteed, insured or made by the Veterans Administration if deemed proper by a Loan Guaranty Officer. Appraisal reports, however, and certificates of reasonable value shall be made available, upon request, to any party whether or not there is privy to the transactions. Information in the claims folder, insurance or other file, will be released to lenders or prospective lenders only in accord with §§ 1.501 through 1.526: *Provided*, That the fact of adjudication of incompetency by court or rating board may be made known in appropriate circumstances to a lender or prospective lender.

[FR Doc.74-7792 Filed 4-3-74;8:45 am]

**Title 41—Public Contracts and Property
Management**

**SUBTITLE A—FEDERAL PROCUREMENT
REGULATIONS SYSTEM**

CHAPTER 29—DEPARTMENT OF LABOR

PART 29-1—GENERAL

**PART 29-26—CONTRACT
MODIFICATIONS**

Novation and Change of Name Agreements

Notice is hereby given that the Assistant Secretary for Administration and Management is revising Subpart 29-1.50 of Title 41 of the Code of Federal Regulations, presently entitled "Novation Agreements and Change of Name Agreements." The purpose of this revision is to conform Department of Labor Procurement Regulations (DOLPR) with the new Federal Procurement Regulations (FPR), Part 1-26, "Contract Modifications," Subpart 1-26.4, "Novation and Change of Name Agreements," published in the FEDERAL REGISTER on November 28, 1973. In accordance with the requirements of DOLPR § 29-1.007-2, *Numbering*, this revision deletes Subpart 29-1.50 and substitutes a new Part 29-26, Subpart 29-26.4 in lieu thereof. This new Subpart 29-26.4 provides regulations applicable to the Department of Labor "Novation and Change of Name Agreements," which are not included in the new FPR Subpart 1-26.4.

RULES AND REGULATIONS

Since this revision is procedural in character and requires action only by the Department of Labor, notice of proposed rulemaking and delay in effective date is not necessary. Accordingly, this amendment is effective immediately.

1. Part 29-26 is added to 41 CFR Chapter 29 and reads as follows:

Subpart 29-26.4—Novation and Change of Name Agreements

Sec.

29-26.400 Scope of subpart.

29-26.404-50 Processing novation and change of name agreements.

AUTHORITY: The provisions of this Part 29-26 are issued under Sec. 205(c), 63 Stat. 390 (40 U.S.C. 486(c)).

Subpart 29-26.4—Novation and Change of Name Agreements

§ 29-26.400 Scope of subpart.

This subpart prescribes the policy and procedures for execution of novation agreements and change of name agreements by a single agency and novation or change of name agreements affecting more than one agency. (See also § 1-20-710 of this title on assignment of claims in case of transfers of business or corporate mergers.)

§ 29-26.404-50 Processing novation and change of name agreements.

(a) The agency(ies) processing a proposed novation agreement shall promptly provide notice of the proposed agreement, including lists of affected contracts which are required by § 1-26.402 (c) (2) of this title, to the agencies having contracts with the contractor or contractors concerned. Such notice shall be transmitted to the addresses listed herein as appropriate:

Associate Assistant Secretary for Systems Development and Administrative Services, Manpower Administration, Office of Field Direction and Management.

Manpower Administration, Office of Policy, Evaluation and Research.

Manpower Administration, Office of National Programs.

Bureau of International Affairs, Attention: IA.

Bureau of Labor Statistics, Attention: BA.

(b) All novation agreements and change of name agreements, prior to execution by the Department, shall be reviewed by the Solicitor's Office for legal sufficiency.

(c) If the agency(ies) does not object to the proposed novation agreement within 30 days after receipt of notice, the initiating agency shall assume acceptance of the proposed agreement.

(d) When more than one agency has outstanding contracts with the contractor or contractors, a single agreement covering all such contracts shall be executed by the agency having the largest unsettled dollar balance with the contractor or contractors.

(e) A signed copy of the executed novation agreement or change of name agreement shall be forwarded to the contractor; a signed copy shall be re-

tained in the agency executing the agreement; and, where more than one agency is involved, two conformed copies of the agreement shall be prepared for each affected agency. In addition, there shall be attached to each of the conformed copies of the agreement for each affected agency a summary of the agreement and a complete list of the contracts affected.

Subpart 29-1.50 [Deleted]

2. Subpart 29-1.50 is hereby deleted.

Signed at Washington, D.C., this 1st day of April 1974.

FRED G. CLARK,
Assistant Secretary for
Administration and Management.

[FR Doc.74-7775 Filed 4-3-74;8:45 am]

Title 6—Economic Stabilization
CHAPTER I—COST OF LIVING COUNCIL
PART 152—COST OF LIVING COUNCIL
PHASE IV PAY REGULATIONS

Exemption of Newspaper Industry From Wage Controls

The purpose of this amendment is to exempt the pay adjustments affecting employees in the newspaper industry from economic controls under the Phase IV pay regulations.

On March 15, 1974, the Council exempted the entire printing and publishing industry from wage and price controls, but withheld an exemption from wage controls for the newspaper industry. The reason expressed by the Council in the FEDERAL REGISTER of March 19, 1974 (39 FR 10233) for withholding the exemption was that several important collective bargaining agreements were scheduled to be negotiated in the near future. In accordance with the Council's objective to remove controls selectively where conditions permit, the Council now determines that such conditions have occurred and that wages and salaries paid in the newspaper industry should be exempted.

As with all exemptions from Phase IV controls, firms subject to this amendment remain subject to review for compliance with appropriate regulations in effect prior to this exemption. A firm affected by this amendment will be held responsible for its pre-exemption compliance under all phases of the Economic Stabilization Program. A firm affected by this exemption alleged to be in violation of stabilization rules in effect prior to this exemption is subject to the same compliance actions as a non-exempt firm. These compliance actions include investigations, issuance of notices of probable violation, issuance of remedial orders requiring rollbacks or refunds, and possible penalty of \$2,500 for each stabilization violation.

The Council retains the authority to reestablish wage controls over the industry exempted by this amendment if wage behavior is inconsistent with the policies of the Economic Stabilization Program.

The Council also has the power, under § 152.6, to require firms to file special or separate reports setting forth information relating to the Economic Stabilization Program in addition to any other reports which may be required under the Phase IV controls program.

Because the purpose of this amendment is to grant an immediate exemption from the Phase IV pay regulations, the Council finds that publication in accordance with normal rule making procedure is impracticable and that good cause exists for making this amendment effective in less than 30 days. Interested persons may submit written comments regarding this amendment. Communications should be addressed to the Office of the General Counsel, Cost of Living Council, 2000 M Street, NW., Washington, D.C. 20508.

(Economic Stabilization Act of 1970, as amended, Pub. L. 92-210, 85 Stat. 743; Pub. L. 93-28, 87 Stat. 27; E.O. 11695, 38 FR 19345; Cost of Living Council Order No. 14, 38 FR 1489.)

In consideration of the foregoing, 6 CFR Part 152 is amended as set forth herein, effective April 2, 1974.

Issued in Washington, D.C., on April 2, 1974.

JAMES W. McLANE,
Deputy Director,
Cost of Living Council.

1. In 6 CFR Part 152, § 152.163 is amended to read as follows:

§ 152.163 New exemptions in industries previously subject to self-administered controls.

(a) *Exemptions effective April 1, 1974.* Except as otherwise provided in this subpart, pay adjustments affecting employees engaged on a regular and continuing basis in the operation of an establishment in any industry classified in the Standard Industrial Classification Manual, 1972 edition, and previously subject to self-administered controls under Subpart B, are exempt from and not limited by the provisions of this title on and after April 1, 1974.

(b) *Exemptions effective after April 1, 1974.* Pay adjustments affecting employees engaged on a regular and continuing basis in the operation of an establishment in an industry classified in the Standard Industrial Classification Manual, 1972 edition, under any of the following numbers, or in support of such operation, are exempt from and not limited by the provisions of this title on and after the effective date specified for such industry:

Industry No. 2711—Newspapers: Publishing, Publishing and Printing—(April 2, 1974)

§ 152.167 [Amended]

2. In 6 CFR Part 152, § 152.167 is amended in paragraph (b) by deleting from the list the reference to "Industry No. 2711—Newspapers: Publishing, Publishing and Printing."

[FR Doc.74-7901 Filed 4-2-74;3:48 pm]

RULES AND REGULATIONS

Title 7—Agriculture

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

[Navel Orange Reg. 319]

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

Limitation of Handling

This regulation fixes the quantity of California-Arizona Navel oranges that may be shipped to fresh market during the weekly regulation period April 5-11, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 907. The quantity of Navel oranges so fixed was arrived at after consideration of the total available supply of Navel oranges, the quantity currently available for market, the fresh market demand for Navel oranges, Navel orange prices, and the relationship of season average returns to the parity price for Navel oranges.

§ 907.619 Navel Orange Regulation 319.

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

(2) The need for this section to limit the respective quantities of Navel oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Navel orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Navel oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Navel oranges is good. Prices f.o.b. averaged \$3.26 a carton on a reported sales volume of 1,499 carlots last week, compared with an average f.o.b. price of \$3.31 per carton and sales of 1,421 carlots a week earlier. Track and rolling supplies at 785 cars were down 46 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available in-

formation, the Secretary finds that the respective quantities of Navel oranges 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 this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 2, 1974.

(b) *Order.* (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period April 5, 1974, through April 11, 1974, are hereby fixed as follows:

- (i) District 1: 1,400,000 cartons;
- (ii) District 2: Unlimited movement;
- (iii) District 3: Unlimited movement.

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

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

Dated: April 3, 1974.

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

[FR Doc. 74-7957 Filed 4-3-74; 11:31 am]

[Valencia Orange Reg. 459]

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

Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges

that may be shipped to fresh market during the weekly regulation period April 5-11, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

§ 908.759 Valencia Orange Regulation 459.

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

(2) The need for this section to limit the respective quantities of Valencia oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Valencia orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Valencia oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee reports that prices f.o.b. averaged \$2.70 per carton on a reported sales volume of 59 carlots last week, compared with an average f.o.b. price of \$2.61 per carton and sales of 67 carlots a week earlier.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Valencia oranges 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

RULES AND REGULATIONS

insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 2, 1974.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period April 5, 1974, through April 11, 1974, are hereby fixed as follows:

- (i) District 1: Unlimited;
- (ii) District 2: Unlimited;
- (iii) District 3: 150,000 cartons.

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

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

Dated: April 3, 1974.

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

[FIR Doc. 74-7956 Filed 4-3-74; 11:31 am]

CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Reg.; 1974—Crop Oats Supplement]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

1974-Crop Oats Loan and Purchase Program

Correction

In FR Doc. 74-6814, appearing at page 11076, in the issue for Monday, March 25, 1974, make the following corrections:

1. On page 11077, in the first column, under the center heading for Illinois, the rate per bushel entry for Calhoun County reading ".57" should be ".58".

2. On page 11077, in the third column, under the center heading for Iowa, the first entry for Worth County should be deleted, and inserted in its place should be: "Woodbury _____ .54".

3. On page 11078, in the first column, under the center heading for Kansas, the rate per bushel entry for Stevens County reading ".054" should be ".063".

4. On page 11078, in the first column, under the center heading for Minnesota, the entry reading "Big Sonte" should be "Big Stone".

5. On page 11078, in the third column, under the center heading for Missouri, the rate per bushel entry for Sainte Genevieve County reading ".61" should be ".60", and the entry for St. Francis County reading ".60" should be ".61".

6. On page 11079, in the second column, under the center heading for South Dakota, the entry reading "Trapp" should be "Tripp".

Title 9—Animals and Animal Products

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

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS; EXTRAORDINARY EMERGENCY REGULATION OF INTRASTATE ACTIVITIES

PART 73—SCABIES IN CATTLE

Areas Quarantined

This amendment quarantines Lamb County in Texas, a portion of Chavez County and a portion of Quay County in New Mexico because of the existence of cattle scabies. The restrictions pertaining to the interstate movement of cattle from quarantined areas as contained in 9 CFR Part 73, as amended, will apply to the areas quarantined.

Accordingly, 9 CFR Part 73, as amended, restricting the interstate movement of cattle because of scabies is hereby amended as follows:

In § 73.1a, paragraph (a) relating to the State of Texas is amended and a new paragraph (c) relating to the State of New Mexico is added to read:

§ 73.1a Notice of quarantine.

(a) Notice is hereby given that cattle in certain portions of the State of Texas are affected with scabies, a contagious, infectious, and communicable disease; and therefore, the following areas in such State are hereby quarantined because of said disease:

(1) That portion of Castro County comprised of sections 1 through 4, Block 0-7, Abstract No. 999 through 1002 (G. W. Irwin Survey).

(2) Lamb County.

(c) Notice is hereby given that cattle in certain portions of the State of New Mexico are affected with scabies, a con-

tagious, infectious, and communicable disease; and, therefore, the following areas in such State are hereby quarantined because of said disease.

(1) That portion of Chavez County bounded by a line beginning at the junction of U.S. Highway 285 and State Highway 13; thence, following U.S. Highway 285 in a southerly direction for approximately 8 miles to State Highway 438; thence, following State Highway 438 in a westerly direction for approximately 6 miles to Smith Road (a county road); thence, following Smith Road in a northerly, then easterly direction for approximately 9½ miles to State Highway 13; thence, following State Highway 13 in an easterly direction for approximately 5 miles to its junction with U.S. Highway 285.

(2) That portion of Quay County bounded by a line beginning at the junction of U.S. Highway 66 and Two and One-Half Mile Road; thence, following U.S. Highway 66 in an easterly direction for approximately 3 miles to State Highway 88 (also Five and One-Half Mile Road); thence, following State Highway 88 in a southerly direction for approximately 3 miles to Section Line Road; thence, following Section Line Road in a westerly direction for approximately 3 miles to Two and One-Half Mile Road; thence, following Two and One-Half Mile Road in a northerly direction for approximately 3 miles to its junction with U.S. Highway 66.

(Sec. 4-7, 23 Stat. 32, as amended; secs. 1 and 2, 32 Stat. 791-792, as amended; secs. 1-4, 33 Stat. 1264, 1265, as amended; secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111-113, 115, 117, 120, 121, 123-126, 134b, 134f; 37 F.R. 28464, 28477; 38 F.R. 19141.)

Effective date. The foregoing amendment shall become effective on April 1, 1974.

The amendment imposes certain further restrictions necessary to prevent the interstate spread of cattle scabies and must be made effective immediately to accomplish its purpose in the public interest. 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 contrary to the public interest, and good cause is found for making it effective less than 30 days after publication in the **FEDERAL REGISTER**.

Done at Washington, D.C., this 1st day of April 1974.

J. M. HEJL,
Acting Deputy Administrator,
Veterinary Services, Animal
and Plant Health Inspection
Service.

[FIR Doc. 74-7822 Filed 4-3-74; 8:45 am]

RULES AND REGULATIONS

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

PART 97—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS

Commuted Traveltime Allowances

The purpose of this amendment is to establish commuted traveltime periods as nearly as may be practicable to cover the time necessarily spent in reporting to and returning from the place at which an employee of Veterinary Services performs overtime or holiday duty when such travel is performed solely on account of overtime or holiday duty. Such establishment depends upon facts within the knowledge of the Animal and Plant Health Inspection Service.

Therefore, pursuant to the authority conferred upon the Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service by § 97.1 of the regulations concerning overtime services relating to imports and exports (9 CFR 97.1), administrative instructions 9 CFR 97.2 (1974 ed.), as amended January 4, 1974 (39 FR 999) January 18, 1974 (39 FR 2265), and March 18, 1974 (39 FR 10115), prescribing the commuted traveltime that shall be included in each period of overtime or holiday duty, are hereby amended by adding to or deleting from the respective lists therein as follows:

WITHIN METROPOLITAN AREA

ONE HOUR

Add: Camp Hill, Pennsylvania (served from Harrisburg (Pennsylvania)).

OUTSIDE METROPOLITAN AREA

TWO HOURS

Add: Lancaster and Northumberland, Pennsylvania (served from Harrisburg, Pennsylvania).

THREE HOURS

Add: Morgantown, Pennsylvania (served from Harrisburg, Pennsylvania). (64 Stat. 561; 7 U.S.C. 2260.)

Effective date. The foregoing amendment shall become effective on April 4, 1974.

It is to the benefit of the public that these instructions be made effective at the earliest practicable date. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, pursuant to 5 U.S.C. 553, it is found upon good cause that notice and public procedure on these instructions are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the *FEDERAL REGISTER*.

Done at Washington, D.C., this 1st day of April 1974.

J. M. HEJL,

Acting Deputy Administrator,
Veterinary Services, Animal
and Plant Health Inspection
Service.

[FR Doc. 74-7821 Filed 4-3-74; 8:45 am]

Title 10—Energy

CHAPTER II—FEDERAL ENERGY OFFICE

PART 212—MANDATORY PETROLEUM PRICE REGULATIONS

Removal of Exemption for Federal, State and Local Government Sales

The Federal Energy Office, having considered the submissions made by interested parties, including presentations made through rulemaking and public hearing procedures, has decided to sustain with slight change, the February 21, 1974 amendment to its regulations removing the exemption for prices charged by State and local governments in sales of covered products, including crude oil. (39 FR 7176, February 25, 1974). FEO also has decided to remove the exemption for prices charged by the Federal government in the sale of covered products.

I. Introduction. By a notice of proposed rulemaking dated October 25, 1973, (38 FR 29618, October 26, 1973), the Cost of Living Council announced that it was proposing to remove the exemption for prices charged by State and local governments in sales of covered products, which had been defined to include crude oil, residual fuel oil and refined petroleum products. At that time, the Cost of Living Council had price stabilization authority over most sectors of the economy, including the petroleum industry. Under the Cost of Living Council's Phase IV Regulations, prices charged for products sold and services rendered by State and local governments were, except for fees or charges for health services, exempt from price regulations. (10 CFR 150.54(a)(2)). In its notice initiating this rulemaking proceeding on October 25, 1973, the Council explicitly stated that, if adopted, the new rules would apply to all deliveries of covered products on and after that date.

The Council's notice solicited comments on the proposed rule with regard to its impact on the following: (1) The regulatory scheme of a mandatory allocation program (At the time a mandatory allocation program existed only for propane and a program for distillates was scheduled to begin on November 1, 1973. The Emergency Petroleum Allocation Act was still pending before Congress), (2) supply and price stabilization, (3) total domestic sales of crude petroleum, (4) possible changes in traditional supply patterns, and (5) the curtailment of sales of foreign crude petroleum to the United States.

The Cost of Living Council stated in its notice of proposed rulemaking that "All comments received by November 24, 1973 will be considered by the Council before action is taken on the proposed regulation." (38 FR 29618) On November 27, 1973, the Emergency Petroleum Allocation Act of 1973 (Pub. L. 93-159) was enacted, which granted to the President broad regulatory powers over the allocation and pricing of crude oil, residual fuel oil, and refined petroleum products.

The President established the Federal Energy Office and delegated to it authority under the Act by Executive Order on December 4, 1973 (Executive Order No.

11748). The Act (section 4 (a)) required allocation and price regulations to be promulgated within fifteen days of the date of enactment (December 11, 1973), and to be adopted, with certain exceptions, not later than fifteen days after promulgation (December 27, 1973).

The FEO promulgated proposed allocation and price regulations on December 11, 1973, as required by the Act, which, with respect to the price regulations, proposed to incorporate by reference the Phase IV petroleum price regulations of the Cost of Living Council, which still included the general exemption for prices charged by State and local governments.

(38 FR 34414)

On December 26, 1973, the Cost of Living Council delegated to FEO its responsibility for the price regulation of petroleum products (Cost of Living Council Delegation Order No. 47, 39 FR 24, January 2, 1974). Pursuant to this delegation, the FEO also assumed responsibility for the outstanding rulemaking proposal regarding prices charged for such products by State and local governments.

The proposed regulations promulgated by the FEO on December 11, 1973 were adopted, as required under the Act, on December 27, 1973, and, with respect to price regulations, the December 27, 1973 FEO regulations incorporated by reference the price regulations for petroleum products which had formerly been a part of the Cost of Living Council regulations. (38 FR 35306, Dec. 27, 1973; 39 FR 744, Jan. 2, 1974)

The FEO announced that the regulations adopted December 27, 1973 were to be implemented on January 15, 1974. On January 14, 1974, before the implementation date, FEO issued revised regulations, covering both allocation and price, which became effective on January 15, 1974. In contrast to the December 11 and December 27 regulations, which had incorporated by reference the Cost of Living Council's Phase IV petroleum price regulations in Title 6, Code of Federal Regulations, the January 15 regulations set forth the full text of the price regulations in 10 CFR Part 212, along with all the other regulations of FEO. The preamble stated that this was done to enable "[p]ersons subject to the price and allocation regulations *** to have a single readily available source of information as to the rules ***" (38 FR 1924, January 15, 1974)

In republishing these price regulations, FEO made no substantive changes, except to include certain pricing rules which had formerly been incorporated in the earlier allocation regulations. The only other changes were to eliminate cross reference to the general Cost of Living regulations in other subparts of Title 6, and to conform the sections to the FEO regulations with respect to numbering of sections, cross-referencing, etc. The objective was to make the regulations easier to use by having them appear totally in a single issue of the *Federal Register*, and also under the

same Title of the Code of Federal Regulations. The exemption for prices charged by Federal, State and local governments which had been provided for generally in the Cost of Living Council Regulations in a subpart other than the subpart on petroleum product prices, was included in the FEO subpart on prices in order to eliminate a cross reference to the Cost of Living Council Regulations.

As a result of the foregoing sequence of events, consideration of the comments submitted in this rulemaking was necessarily deferred until after the basic regulatory framework called for by the Act had been formulated and put into effect. FEO assumed responsibility for the pending rulemaking proceeding as a piece of unfinished business and turned to it as soon as reasonably practicable under the circumstances.

On February 21, 1974, after having considered the comments submitted to the Cost of Living Council and other relevant information, FEO issued an amendment to its regulations which withdrew the exemption from price controls for prices charged for the sale of covered products, including crude oil, by State and local governments. As stated in the original notice, the effective date was October 25, 1973.

(39 FR 7176, February 25, 1974).

II. This proceeding. After the amendment was published, representatives of various affected governmental units voiced objections to the decision. FEO concluded that it would be desirable to have a full public airing of the issue and on March 7, 1974 published a notice of public hearing on whether its action of February 21, 1974 should be reconsidered (39 FR 8996, March 7, 1974). Most of the known parties were verbally notified of the hearing prior to the March 7 publication. A public hearing, at which all those who requested to be heard were given an opportunity to appear, was held March 13, 1974. Those who appeared at the hearing included representatives of the States of California, Louisiana and Texas; the Cities of Long Beach and Newport Beach, California; the Joint Committee on Public Domain of the California Legislature; the Independent Refiners Association of California and eight members individually; the Golden Eagle Refining Company; the Union Oil Company; and the Signal Oil and Gas Company.

FEQ has now considered the information submitted at the hearing and during the comment period and has concluded that its action of February 21, 1974 removing the exemption for State and local governments was substantially correct and should be only slightly modified as set forth hereinbelow.

III. Rationale—1. *The exemption creates no new incentive for greater production of crude oil supplies. In the preamble to the February 21, 1974 amendment, FEO stated:*

Insofar as the FEO can determine, the price exemption has no significant impact on the supply of crude oil, since royalty crude oil typically represents a specified percentage of the production under a lease, where the amount produced is independent of the prices that can be obtained by a State or local government for its royalty crude oil. Thus, there is no basis for continuing the exemption in order to encourage additional domestic production of crude oil. This is in contrast to the exemption from price regulation provided for by the Congress for crude oil produced by "stripper well" leases, and the exemption provided by the regulations for so-called "new" oil. Both of these exemptions are designed to stimulate domestic oil production. (31 FR 3176)

This rationale was not seriously disputed in these proceedings. Several of the State and local government representatives contended that receipt of increased revenues from the sale of crude oil at uncontrolled prices would result in increased production because some portion of the revenues could be used to install improved production facilities which would extend the useful life of the fields. But this argument proves too much, because the same rationale, to the extent it has validity, applies to all domestic crude oil production which is currently subject to price controls. If FEO were to accept this argument as applied to these public producers, it would have to apply the same test to private producers as well. This line of reasoning would compel FEO to entirely dismantle its crude oil price control system. There is serious question as to FEO's statutory authority to take such a step except in accordance with the exemption procedure set out in section 4(g) of the Emergency Petroleum Allocation Act, which requires a series of findings by the Administrator and a period of review by both Houses of Congress. Without reaching the legal issue, however, FEO does not believe such action would constitute wise public policy.

The State of Texas contended that the question of whether domestic production would be encouraged by the exemption is irrelevant because "encouraging additional production had never been assigned as a reason for granting the exemption in the first place." But it is a fundamental precept of administrative law that an agency may alter the regulatory scheme it is administering, within the confines of its statutory authority, to better achieve its statutory objectives. As the earlier discussion demonstrates the October 25, 1973 notice of rulemaking to eliminate the exemption in the petroleum industry coincided with the advent of a comprehensive regulatory scheme for petroleum product prices and allocation. This notice signified a recognition that with respect to the regulation of petroleum products, the basis for the exemption should be reconsidered.

2. The exemption would be harmful to the competitive position of independent refiners. In its preamble to its February 21, 1974 amendment, the FEO stated:

The Emergency Petroleum Allocation Act of 1973, Pub. L. 92-150, enacted after this rulemaking proceeding was initiated, on November 27, 1973, has among its objectives the minimizing of dislocations in the national distribution system of crude oil and refined petroleum products. The FEO finds that the price exemption for the sale of covered products, particularly crude oil, by State and local governments, if it is not removed, would tend to have a disruptive impact on the national distribution system. Substantially higher prices can now be obtained for crude oil at wholly uncontrolled prices than can be obtained for domestically produced crude oil which, except for new oil and stripper well oil, is subject to ceiling prices. It appears that much of the crude oil sold by State and local governments is purchased by small independent refiners which, if they are required to pay substantially higher prices now obtainable for uncontrolled crude oil, may experience severe competitive harm. Thus, although the relative quantity of crude oil involved is small, the effects of the exemption are focused on a particular segment of the industry, and the preservation of the competitive viability of small and independent refiners, which is a specific objective of the Act, would not be adequately accomplished unless the exemption is removed. (31 FR 3176)

The testimony and written comments indicated that amounts of royalty oil involved if sold at exempt prices, would have a substantial impact on the refiners that purchase the royalty oil and a measurable impact on the prices paid by consumers of the end-product.

No data was available on the overall amount of crude oil owned by Federal, state and local governments. The amount of crude oil made available for sale by State and local governments currently includes 23,000 barrels per day by the State of Texas, and 80,000 barrels per day by the State of Louisiana. Approximately 137,000 barrels per day are sold by the State of California and the Cities of Long Beach and Newport Beach. Union Oil Company of California stated that State and local government royalty interests constitute eight percent of its production under the leases in which it has an interest, with Federal interests accounting for another two percent.

The Independent Refiners Association of California submitted a survey of its 15 members showing that, during the week prior to the March 13 hearing, each of its 15 member refiners obtained 50 percent or more of its crude oil supplies from governmental sources, and some of the members obtained as much as 100 percent. Powerline Oil Company stated that it purchased 88 percent of its crude oil in February 1974 from State and local governments; approximately 32 percent of the crude oil refined by Toscopetro Corp. was government-owned crude; and the San Joaquin Refining Company currently purchases 84% of its crude oil from government sources.

When this supply data is combined with the dramatically increased prices for exempt crude oil, the magnitude of the impact that primarily is confined to a small group of independent refiners be-

RULES AND REGULATIONS

comes apparent. Edgington Oil Company stated that if it were to pay the increase in price of exempt oil prices over prices for "old" domestic crude oil, the additional cost would be \$75,000 per day, or \$2,250,000 per month. Similarly, San Joaquin Refining Company projected increased costs of \$36,700 per day, or over \$1 million each month if the exemption were reinstated.

State and local governments in California are seeking to charge the posted price for exempt crude oil, plus a bonus, with respect to some refiners for crude oil delivered since September 1973. San Joaquin Refining Company stated that if these prices were permitted, its liability for the six-month period through February 28, 1974, would approach \$5 million, which would substantially exceed its total assets.

The California independent refiners stated that they would have to increase their prices for refined petroleum products if the State and local government crude oil were sold at the exempt prices. This would have a direct impact upon consumers. Toscopetro Corporation stated it would have to increase the price of the gasoline it produces by 2 to 5 cents per gallon; Beacon Oil Company stated it would be forced to add 4.7 cents per gallon to each petroleum product produced; and Lundy-Thagard Oil Company stated that it would have to increase the price of its asphalt products by \$30 per ton. The Union Oil Company of California stated that removal of the exemption resulted in a saving to purchasers of its gasoline of 2 cents per gallon.

It remains true, as FEO pointed out in the preamble to the February 21, 1974 amendment, that "the quantity of crude oil being taken in kind and sold by State or local governments is a relatively small portion of the overall amount of crude oil being purchased in the United States." Nonetheless, the amounts that are involved are not insignificant and the impact upon purchasing refiners and ultimate consumers is magnified by the price spread of about \$5.00 per barrel between ceiling prices for old oil and uncontrolled prices for exempt oil.

3. *The exemption would create potential supply disruption.* FEO stated in the preamble to its February 21, 1974 amendment:

A further reason for eliminating the exemption is to eliminate the opportunity and incentive for State and local governments to seek to enter into agreements or arrangements regarding the sale of covered products which they would not otherwise enter into, and which could tend to result in further dislocations in the national distribution system which the Act seeks to preserve. For example, concern has been expressed that some States and local governments which have not done so to date have now begun to consider taking royalty oil in kind in order to reap the benefits of the sharply higher uncontrolled price of uncontrolled oil. This practice would tend to

undermine existing supplier relationships and magnify the inflationary effects of the exemption. (31 FR 3176)

Although there was testimony that the ability of the States and local governments to sell in-kind royalty oil would not result in any significant disruption of the purchaser/supplier relationships contemplated by the Act, it is nevertheless apparent that there would be the potential for considerable disruption. According to information submitted by California, it is lesser in approximately 80 agreements that provide for in-kind royalty payments. If the State were free to sell this crude at exempt prices by auction to the highest bidder, a number of new supplier/purchaser relationships would occur and there would also be a disruption in the price structure. Similar results could occur in Texas and Louisiana and in other states which did not submit comments but which either have authority now or could enact legislation authorizing them to take royalty oil in kind and auction it to the highest bidder.

The potential disruption is two-fold. First, it may have a significant impact on prices; second, it would complicate FEO's crude oil allocation program by disrupting existing supplier/purchaser relationships.

4. *The exemption should not be continued in order to finance State and local Governments.* In the preamble to its February 21, 1974 statement, FEO stated:

Certain government units have urged that removal of the exemption would deprive them of added revenues. FEO has concluded, however, that substantial additional revenues have already been realized by State and local governments from royalty crude oil due to the sale of crude oil at uncontrolled prices pursuant to the provisions of Subpart D of 10 CFR Part 212. The FEO believes that the still further revenues obtainable through the sale of crude oil at uncontrolled prices would represent, in effect, windfall revenues for those State and local governments having crude oil interests, at the expense of the adverse impact on the overall objectives of the Act * * * (31 FR 3176).

The affected State and local governments took strong exception to FEO's position on this issue. They argued strenuously that since the increased revenues are dedicated to public uses, particularly educational purposes, the exemption should be continued as a financing device for the public good. This argument has great popular appeal in the affected areas. The contrary view, however, is that since the price increases resulting from reinstatement of the exemption would have interstate consequences, the effect would be to require consumers in other states to pay for public facilities in the producing states. Consumers Union addressed this point: "If producer states wish to raise increase revenue in order to build schools or expand other public programs, let them do so by raising taxes from those who will enjoy the benefits of such programs—their own citizens—rather than forcing consumers in other

states to subsidize these programs from which they will not benefit through excessive prices and windfall profits. Even if there were some justification for increasing producer state revenues at the expense of consumers in other states (which there clearly is not), there is no assurance that the producer states would not simply use the additional revenues to reduce the taxes of their citizens, an outcome of dubious advantage to anyone other than the citizens of the producer states * * *."

The Lieutenant Governor of California, one of three members of the California State Lands Commission, took a position that was in opposition to the other two members and urged that state-owned crude oil should not be exempt from price regulations. He stated that price increases resulting from an exemption would be inflationary, that "[t]his increased revenue [to California] represents windfalls not planned for in the budget," and that "[t]he price increase passed to the consumer is equivalent to a tax passed arbitrarily and without consideration by either the legislature or the public."

FEO has concluded that raising revenues to support the public facilities of producer states is not an adequate rationale for reinstating the exemption.

5. *Removal of the exemption will not create windfall profits for refiners.* Some of those in favor of the exemption have urged that its removal will result in a windfall for purchasers of crude oil, apparently in the belief that if the amounts reflecting the difference in price between "old" domestic crude oil and exempt crude oil delivered since December 1973 are not paid over to State and local governments, they will simply be retained as profits by the purchasers. However, under FEO pricing regulations applicable to refiners, only the refiner's actual added product cost for crude oil can be passed through in the form of price increases. To the extent that added product costs for crude oil are not incurred, no price increase is permitted; and to the extent that added product costs for crude oil are reduced, prices must be reduced. (10 CFR 212.82)

6. *Consideration of the proposal of the Joint Committee on Public Domain of the California Legislature is not appropriate in this proceeding.* The Joint Committee on Public Domain of the California Legislature proposes that California be subject to price controls on its sales of crude oil, but that the ceiling price be different in California than in other states. The Committee asserts that California 18°-19° gravity oil is selling for less per barrel than crude oil of the same gravity sells for in other parts of the United States, as a result of differences in the May 15, 1973 prices.

The Committee apparently believes that the differences in May 15, 1973 prices resulted either from inadequate State policies with respect to the administration of the State-owned oil

fields and/or improper conduct by the major oil companies with respect to the posting of prices.

The FEO has concluded that this proceeding is not an appropriate one in which to address the issues raised by the Committee, particularly since this matter is apparently being actively pursued by the Committee in the California Legislature and in the courts. Also, neither the State of California nor any of the major oil companies have submitted comments with respect to the matter.

IV. The amendment should be slightly modified. Certain contracts between refiners and the State of California and the City of Long Beach for the sale of royalty oil that were in effect during the rulemaking process (October 25, 1973 through February 21, 1974) were awarded on the basis of competitive bids. These contracts provide, in general, that the price of the crude oil sold thereunder shall be the value determined in accordance with the valuation clause in the Field Contractors' Drilling and Operating Contract (which, in turn, is based on prices posted by the major oil companies that comprise the "Field Contractor") plus a bonus amount per barrel. These contracts were awarded to the independent refiners which submitted the highest bid with respect to the bonus amount per barrel. Under a provision of State law applicable to certain of these contracts, the sale of royalty oil to a party other than the Field Contractor could only take place if a bonus amount were bid. The law states, in pertinent part: "No bid shall be accepted, however, unless it is equal to or greater than the amount per barrel at which the field contractor accounts for like oil under the terms of the contractors' agreement." (Chapter 138, Section 3(e), Statutes of 1964, First Extraordinary Session.)

FEO does not intend to alter the basic contractual relationships between the parties to these royalty oil contracts any more than is necessary to implement the national objective of controlling the price of "covered products," including crude petroleum. Accordingly, the February 21, 1974 amendment is being altered so as to permit the payment of a bonus price per barrel in addition to the price for "old" domestic crude oil as determined under such contracts, during the period October 25, 1973 through February 21, 1974, in accordance with existing contracts for the sale of crude oil. All deliveries of crude oil by the State and the City of Long Beach after February 21, 1974 are subject to FEO price regulations, and the FEO regulations supersede, to the extent necessary, the price provisions of the contracts, but will preserve the existing supplier-purchaser relationships.

V. Removal of Federal exemption. The Federal Energy Office today is amending the price regulations to remove the exempt status for sales of covered products, including crude petroleum, by any Federal department, agency or other instrumentality. All sales on or after October 25, 1973, by any department, agency or other instrumentality of the Federal government are now subject to price regulations.

Many of those who participated in the rulemaking proceeding regarding the State and local government price exemption, either by an appearance at the public hearing, or by submission of written comments, raised objections to the price exempt status for sales of covered products by the Federal government, including some of the State and local government representatives, who urged that it would be inequitable to subject State and local governments to price controls but not the Federal government. FEO has concluded that the considerations that support the removal of the exempt status for sales of covered products by State and local governments support and compel the removal of the exempt status for such sales by the Federal government.

Accordingly, 10 CFR 212.52(a) is deleted and all sales and deliveries of covered products by a Federal department, agency or other instrumentality made on or after 9 a.m., e.s.t., October 25, 1973, are subject to the price rules of 10 CFR, Part 212.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 92-159, E.O. 11748, 38 FR 33575; Economic Stabilization Act of 1970, as amended, Pub. L. 92-210, 85 Stat. 743; Pub. L. 93-28, 87 Stat. 27; E.O. 11730, 38 FR 19345; Cost of Living Council Order No. 47, 39 FR 24)

In consideration of the foregoing, 10 CFR, Part 212, is amended as set forth below, effective immediately.

Issued in Washington, D.C., April 2, 1974.

JOHN C. SAWHILL,
Deputy Administrator,
Federal Energy Office.

1. Section 212.52 is revised to read as follows:

§ 212.52 Sales by Federal, State or local governments.

The prices charged for any sale, lease or lease-sale of a covered product by any Federal department, agency, or other instrumentality including any wholly owned Government corporation as defined in the Government Corporation Control Act of 1945, as amended, and by State and local governments are subject to the price regulations of this part, except that, with respect to deliveries of crude oil made on or before February 21, 1974, a State or local governments may

charge a bonus price per barrel of crude oil provided that such bonus price was stipulated in existing contracts and provided further that the balance of the price per barrel shall be based upon lawful prices charged for domestic crude oil subject to price regulation (including prices permitted to be charged pursuant to the special release rule in § 212.74 to the extent that new domestic crude oil is produced), and not upon prices charged for crude oil that is exempt from price regulation.

[FR Doc. 74-7914 Filed 4-2-74; 4:51 pm]

Title 33—Navigation and Navigable Waters

CHAPTER II—CORPS OF ENGINEERS,

DEPARTMENT OF THE ARMY

PART 209—ADMINISTRATIVE PROCEDURE

Trans-Alaska Pipeline; Permits for Work in Navigable Waters

On March 1, 1974, the Department of the Army, acting through the Chief of Engineers, published a proposed regulation which prescribed the policy, practice and procedure to be followed by the Corps of Engineers in the processing of Department of the Army permits involving the trans-Alaska pipeline system. The public comment period for this regulation expired on 1 April 1974. No comments were received.

The Department of the Army, acting through the Corps of Engineers, is publishing herewith its final regulation which prescribes the policies, practice and procedure to be followed in the processing of Department of the Army permits for the trans-Alaska pipeline system. Clarifying language has been added to this regulation to indicate that it pertains only to work or structures in navigable waters of the United States which fall within the purview of section 10 of the River and Harbor Act of 1899 (33 U.S.C. 403). Activities associated with the trans-Alaska pipeline system which involve the disposal of dredged or fill material in navigable waters or the transportation of dredged material for the purpose of dumping it in ocean waters will be processed in accordance with the normal procedures for processing Department of the Army permits as prescribed in 33 CFR 209.120. Revisions to 33 CFR 209.120 were published in the **FEDERAL REGISTER** on 3 April 1974.

The regulation is effective April 4, 1974.

Dated: April 2, 1974.

JAMES L. KELLY,
Brigadier General, USA,
Acting Director of Civil Works.

RULES AND REGULATIONS

§ 209.132 Permits for work in navigable waters relating to the trans-Alaska pipeline.

(a) As required by section 203(b) of the Trans-Alaska Pipeline Authorization Act (PL 93-153), permits for work or structures in navigable waters necessary for or related to construction of the Trans-Alaska Oil Pipeline System shall be issued in accordance with 33 CFR 209.120, *Permits for work in navigable waters or ocean waters: Provided, however, That:*

(1) Applications for such permits shall be processed in accordance with the standard procedures set forth in § 209.120, except that:

(i) As provided by section 203(d) of the Trans-Alaska Pipeline Authorization Act, no further action under the National Environmental Policy Act is required prior to the issuance of such permits.

(ii) In view of the Secretary of the Interior's responsibility under section 28

of the Mineral Leasing Act of 1920, as amended, in approving the right-of-way for the pipeline system to impose requirements relating to pipeline safety and environmental protection, the review of permit applications subject to this section shall be limited to the impact which the physical presence of the pipeline and its appurtenant structures will have on navigation and on the navigable capacity of the waterway;

(iii) The public notice of applications for such permits will contain the following statement: "The review and ultimate imposition of terms and conditions in the permit will be based solely upon an evaluation of the effect which the physical presence of the pipeline and its appurtenant structures will have on navigation"; and

(iv) Public meetings will be held by the Corps of Engineers in connection with such permit applications only when in the District Engineer's judgment op-

ponents have a reasonable complaint based on interference with navigation or navigable capacity.

(2) Any permits issued hereunder shall include whatever terms and conditions are found to be necessary as a result of the review provided for in paragraph (a) (1) of this section.

(b) Applications involving the Trans-Alaska Oil Pipeline System for the discharge of dredged or fill material in navigable waters or the transportation of dredged material for disposal in ocean waters will be processed in accordance with the policy, practice and procedures expressed in 33 CFR 209.120, *Permits for work in navigable waters or ocean waters: Provided, however, That pursuant to section 203(d) of the Trans-Alaska Pipeline Authorization Act, no further action under the National Environmental Policy Act is required prior to the issuance of such permits.*

[FR Doc. 74-7960 Filed 4-3-74; 11:50 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 Parts 1006, 1012, 1013]

[Docket Nos. AO 356-A10, etc.]

MILK IN THE UPPER FLORIDA, TAMPA BAY, AND SOUTHEASTERN FLORIDA MARKETING AREAS

Partial Decision and Order To Terminate Proceeding 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 Upper Florida, Tampa Bay, and Southeastern Florida marketing areas. 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 Orlando, Florida, on May 24, 1972, pursuant to notice thereof issued on May 9, 1972 (37 FR 9565).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on February 19, 1974 (39 FR 7179), 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.

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

1. Revision of the location adjustment of Orders 6, 12 and 13.

2. Change of pricing point on diverted milk under Orders 12 and 13.

3. Elimination of the mileage limitation on transfers and diversions of Class II milk to nonpool plants under Order 13.

4. Revision of order format for all three orders.

5. Adoption of a Class II classification for cream and cream products under all three orders.

Issues 1, 2, 3, and 4 were dealt with in an earlier decision. This decision deals with the remaining issue, No. 5.

Proponents of Issue 5 testified at the hearing that their proposal was offered so that the classification of cream and cream products under the three orders could be modified to coincide with whatever classification was ultimately adopted for such products under the 40-market classification proceedings on which deci-

sions were then pending.¹ Since final decisions are now being issued dealing with the classification of cream and cream products under the 40 orders, it is appropriate that Issue 5 be considered at this time.

FINDINGS AND CONCLUSIONS

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

5. Adoption of a Class II classification for cream and cream products under all three orders. The provisions of the three Florida orders should not be changed on the basis of this record to provide a Class II classification for cream and cream products, including eggnog.

Each of these orders now provides a Class I classification for sweet cream, mixtures of sweet cream and milk or skim milk, and eggnog. Sour cream and sour cream products (e.g., dips), aerated cream, and aerated cream products, however, are designated Class II products.

Handlers whose operations are fully regulated under these orders must account for their milk receipts from dairy farmers (producers) in accordance with actual use as Class I milk or Class II milk (Southeastern Florida order also provides a Class III classification for milk, the skim milk portion of which is disposed of for fertilizer or livestock feed, or is dumped) at the specified order class prices.

Under these prices, handlers' costs for skim milk and butterfat used in Class I (on a 3.5 percent butterfat content basis) is the basic formula price (Minnesota-Wisconsin manufacturing milk pay price) for the second preceding month plus \$2.85 in Upper Florida, \$2.95 in Tampa Bay, and \$3.15 in Southeastern Florida. The cost for skim milk and butterfat disposed of as Class II milk is the basic formula price for the month plus 15 cents. Differential butterfat used in Class I is priced at a flat value of 7.5 cents per point, while the Class II butterfat differential is computed by multiplying the Chicago butter price by 0.115.

Handlers operating partially regulated distributing plants (i.e., distributing plants with route disposition in the marketing area insufficient to meet the pooling standards for full regulation) alternatively may have their pool obligation computed as though their plant were a pool plant, subject to specified modifi-

cations, or at the difference between the Class I price and the uniform price on the volume of their in-area Class I sales in excess of offsetting purchases of Class I milk from pool plants or from other order plants.

A partially regulated handler distributing cream and cream products in the three markets proposed that the orders be amended to provide a Class II classification for cream, mixtures of cream and milk or skim milk containing 9 percent or more butterfat and for eggnog containing 6 percent or more butterfat. Proponent indicated that he neither processes nor markets eggnog, but included such product in his proposed classification change to coincide with the proposals made by the principal cooperatives at the 40-market regional classification hearings.

The proponent handler operates a plant located at Jacksonville, Florida. The plant processes and packages principally whipping cream, light cream, and half and half that are distributed within the three marketing areas as well as in non-federally regulated areas. The plant also packages and processes aerated cream that is widely distributed in markets throughout the eastern United States. It was proponent's position that if, as a result of the 40-market classification hearings, cream products were classified as Class II (intermediate class in a 3-class market) in the surrounding Federally regulated markets in the Southeast (New Orleans, Georgia, Chattanooga, Nashville and Mississippi [now terminated]), he would be unable to compete equitably for sales in the Florida markets with handlers from adjacent markets because of his prospectively higher procurement costs. He was concerned also that he would be disadvantaged in selling cream and cream products in nearby markets in competition with plants located in such markets.

A second partially regulated handler also proposed a Class II classification for heavy cream, light cream, half and half and eggnog. This handler's plant, located at Lakeland, Florida, processes and distributes cultured milk and milk products over a wide area extending throughout Florida, the Caribbean area, the southeastern states and the States of New York, New Jersey and Pennsylvania.

Only one regulated handler voiced support for the proposed classification change for cream and cream products. His support was conditioned on there being no change in the specified minimum class prices. He opposed chang-

¹ One of the markets in the proceedings is no longer under Federal regulation (Mississippi order was terminated April 30, 1973).

PROPOSED RULES

ing the classification of eggnog from Class I to Class II contending that resale prices for eggnog in the Florida markets appear to have little, if any, relationship to raw product procurement costs. He testified that the out-of-store prices for eggnog throughout most of Florida did not increase when the product (which prior to April 1970 was a Class II product as defined in the Florida orders) was reclassified to be a Class I product. In the Miami area the retail price for eggnog in fact declined, he stated, after the product was reclassified.

The spokesman for the cooperative associations representing producers in the three markets opposed any change in the classification of cream, cream products and eggnog unless the Class I prices under the respective orders were increased to offset the reduction in producer returns that he held, would otherwise result from the proposed change in classification. He pointed out that in each of the markets Class I disposition from pool plants during some months each year actually exceeds receipts from producers. As a further indication of the generally short milk supply, he noted that the percentage of producer milk used in Class I during 1971 averaged 93, 89 and 91 percent for the Upper Florida, Tampa Bay and Southeastern Florida markets, respectively. Any reduction in returns to producers, he held, could only result in a decline in milk production in these markets.

He calculated that based on data for 1971, the proposed change in classification would have resulted in a \$525,000 decrease in producer returns in the three markets. To offset this loss, he said, would require an increase of 4 cents in the Class I prices or, alternatively, a 32-cent increase in the Class II prices.

On the basis of this limited record the three Florida orders appropriately may not be amended to adopt the changes being made with respect to cream, cream mixtures and eggnog in the markets involved in the other classification proceedings referred to above. The basic difference existing between the latter orders and the Florida orders with respect to product classification, class prices, butterfat differentials, transfer provisions, allocation provisions, and methods of classifying end-of-month inventories, for example, were not considered on this record. Accordingly, the uniformity which proponents seek cannot be achieved without further hearing.

In addition, the relationship between the Class I and Class II prices under the Florida orders that existed at the time of the hearing has changed significantly.¹ At the time of the hearing (May 1972), the difference between the Class I and Class II prices (on a 3.5 percent butterfat content basis) under the Southeastern Florida order, for example, was \$3.10.

¹ Official notice is taken of the May 1972 and December 1973 *Market Statistics* for Orders 6, 12, and 13 published by the market administrator.

During December 1973, such prices differed by \$2.55. This narrowing of the prices was accompanied by an increase spread between Class I and Class II in the Class II butterfat differential from 0.078 to 0.083. As a result of such price changes, the cost of half and half (10 percent butterfat) priced at a pool plant under the Southeastern Florida order, which during May 1972 was \$2.90 per hundredweight higher as a Class I product than would have been the situation had the product been Class II, had declined to the point that the difference was \$2.03 in December 1973. The cost of cream containing 40 percent butterfat during May 1972 was \$2 per hundred weight higher as Class I than would have been the case had such product been Class II. During December 1973, however, handlers' costs for cream would have been \$0.37 per hundredweight higher as a Class II product than actually was the case with the product in Class I.

Partially regulated distributing plants may elect to purchase their milk supplies from other than the local market. A partially regulated plant under any of the Florida orders could procure milk from handlers regulated under the Georgia order, for example. Under the amendments contained in the 40-market classification decision, such milk sold by Georgia handlers to a plant that is a partially regulated distributing plant under any of the Florida orders and disposes of cream and cream products would be priced at the Minnesota-Wisconsin manufacturing milk price plus 10 cents.

The partially regulated distributing plant's pool obligation on its sales within any of the Florida markets would be the difference between the particular Florida order's Class I price and its blend price. There would be no obligation on sales outside the regulated marketing areas. In recent months there has been little difference between the Class I and blend prices in any of the Florida markets.

In view of the above, it is not apparent that either regulated or partially regulated handlers would be significantly disadvantaged at this time under the existing order provisions.

Because of the higher level of surplus milk pricing and the lower Class I butterfat differential provided in the Florida orders, as compared with neighboring orders, there is no means by which the uniformity of pricing of cream, cream products and eggnog as between the Florida and surrounding Federal order markets can be achieved on the basis of this record. It is concluded, therefore, that no further order changes should be made on the basis of this record. The request for change in the classification of cream and cream products and eggnog is denied.

If interested parties believe that it is desirable to corollate the provisions of the Florida markets with the modifications made in the 40 orders as a result of the classification hearings, appropriately a hearing may be requested for that pur-

pose in order that all the pertinent provisions may be considered.

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.

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.

TERMINATION ORDER

In view of the foregoing, it is hereby determined that the proceeding with respect to proposed amendments to the tentative marketing agreements and to the orders should be and is hereby terminated.

Signed at Washington, D.C., on March 29, 1974.

CLAYTON YEUTTER,
Assistant Secretary.

[FR Doc. 74-7820 Filed 4-3-74; 8:45 am]

Food and Nutrition Service
[7 CFR Parts 210, 225]NATIONAL SCHOOL LUNCH PROGRAM
AND SPECIAL FOOD SERVICE PROGRAM FOR CHILDREN

Requirements for Meals

Under Appendix A of each of the regulations for the National School Lunch Program (7 CFR Part 210) and the Special Food Service Program for Children (7 CFR Part 225), the Department proposes to authorize the use of a class of products referred to as "cheese alternate products" as an alternate food for the meat or meat alternate components specified in meal requirements under these regulations. The proposal of this alternate food is based on a recognition of the advances that have been made in food technology, as well as the changes in the dietary habits of children. It is believed that this proposed alternate food will assist in maintaining or enhancing the nutritional adequacy of meals and will increase availability of nutrients to a greater number of children.

Comments, suggestions, or objections are invited. In order to be assured of con-

sideration, such comments, suggestions, or objections must be delivered or mailed, postmarked no later than May 3, 1974, to Herbert D. Rorex, Director, Child Nutrition Division, Food and Nutrition Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Communications should identify the section and paragraph on which comments, etc., are offered. All written submissions received pursuant to this notice will be made available for public inspection at the Office of the Director, Child Nutrition Division, during the regular business hours 8:30 a.m. to 5:00 p.m. (7 CFR § 1.27(b)).

The following alternate food component is proposed to be authorized under the appendices for the National School Lunch Program and the Special Food Service Program for Children:

APPENDIX A: ALTERNATE FOODS FOR MEALS

CHEESE ALTERNATE PRODUCTS

1. Schools and service institutions may utilize cheese alternate products, defined in paragraph 3, as a food component meeting the meal requirements of § 210.10 of the National School Lunch Program regulations and the meal requirements of § 225.9 of the Special Food Service Program for Children regulations, under the following terms and conditions:

(a) Cheese alternate products shall be prepared and served in combination with natural or processed cheese. The natural or processed cheese with which cheese alternate products are mixed must meet Food and Drug Administration (FDA) standards of identity for cheese or processed cheese (21 CFR Part 19).

(b) Cheese alternate products shall be prepared in such a manner that the cheese alternate product and natural or processed cheese are combined in the cooking or heating process in the preparation of such cooked products as macaroni and cheese, grilled cheese sandwiches, cheeseburgers, enchiladas, pizzas, etc.

(c) The quantity, by weight, of cheese alternate product in the combination shall not exceed that of the natural or processed cheese.

(d) The combination of cheese alternate product and natural or processed cheese may meet all or part of the meat or meat alternate requirements specified in §§ 210.10 and 225.9.

(e) Only cheese alternate products that bear a label containing substantially the following legend shall be so utilized: "This product meets USDA-FNS specifications for cheese alternate products." The term "cheese alternate products" shall denote a class of products and not a product name. The name and labeling of the product shall comply with applicable regulations prescribed by FDA, USDA, or other government agencies.

2. Only cheese alternate products that have been accepted by the Food and Nutrition Service (FNS) for use in the USDA child nutrition programs may be labeled as provided in paragraph 1(e) above. Manufacturers seeking acceptance of their product shall furnish FNS a chemical analysis, protein efficiency ratio analysis, if appropriate, and such other pertinent data as may be requested by FNS. This information shall be forwarded to:

Director, Nutrition and Technical Services Staff, Food and Nutrition Service, U.S. Department of Agriculture, Washington, D.C. 20250. All laboratory analyses are to be performed by independent or other laboratories acceptable to FNS. (FNS prefers an independent laboratory.) All laboratories shall retain the "raw" laboratory data for a period of one year. Such information will be made available to FNS upon request.

3. To be accepted by FNS, products must have the following properties and meet the following nutritional specifications:

(a) *Ingredients.* All ingredients shall be of food grade products. Proteins and lipid materials may be derived from either plant or animal sources and shall be combined with water, fats or oils, salts, carbohydrates, vitamins and minerals in proportions necessary to meet composition specifications. All ingredients shall be in conformity with the Federal Food, Drug and Cosmetic Act and regulations pursuant to that act as applicable. All ingredients covered by USDA or FDA standards shall comply with requirements of those standards. The requirements as specified will be deemed to have been met if reasonable overages of the vitamins and minerals, within the limits of good manufacturing practice, are present to insure that the required levels are maintained throughout the expected shelf life under customary conditions of distribution and storage. An exception will be made for vitamins or minerals which occur naturally in an ingredient of the cheese alternate products at such concentration that the level specified will be substantially exceeded in the final product. Such excess will be permitted but no label claim of nutritional advantage can be made for overages for any nutrients. The product should not be formulated in such a manner that would require it to be classified as a Dietary Supplement, as described by FDA in 21 CFR 80.1.

(b) *Physical and functional properties.* (1) *Flavor.* Product shall be free of off-flavors characterized as onion, musty, grassy-weedy, pesty, rancid, fruity, etc.

(2) *Meltability.* Fifteen grams of product in shredded form on a slice of bread must melt to a smooth consistency and lose shred identity in a maximum of 3 minutes when placed in a conventional oven preheated and set at 500° F.

(3) *Texture and consistency.* A plug drawn from product held at 40° F shall be firm with slight elasticity when rolled between the fingers and free of weak or soft spots; it shall be smooth, but not dry, mealy, pasty, or smeary.

(4) *Slicing Character.* Product, when at 40° F, will slice to a 3½" x 3½" 21 gram slice without breaking, crumbling, binding or sticking.

(5) *Grinding Character.* Product, at 40° F, will grind through a ½" extrusion die on a commercial food chopper without sticking or becoming gummy. Ground particles will form distinct pieces without sticking or clumping.

(c) *Nutritional Specifications.* Cheese alternate products shall meet the compositional requirements set forth in the following table. All values are expressed on an "as-is" basis. The analytical methods employed should be those prescribed for cheese analysis in the Association of Official Analytical Chemists, 1970, "Official Methods of Analysis," 11th edition, Washington, D.C. or by appropriate analytical procedures FNS considers reliable.

NUTRITIONAL SPECIFICATIONS FOR CHEESE ALTERNATE PRODUCTS

Nutrients	Unit	Required levels	
		Units per 100 grams of product	Maximum
Moisture	Percent	47.0	
Carbohydrate	do	8.0	
Ash	do	5.5	
Protein ¹	do	23.0	
Fat	do	21.0	
Calcium	Milligram	650.0	
Phosphorus	do	150	
Iron	do	.5	
Magnesium	do	26	
Zinc	do	4	
Vitamin A	International unit	1200	
Thiamin	Milligram	.02	
Riboflavin	do	.60	
Niacin	do	.10	
Folic acid	do	.15	
Vitamin B ₆	do	.10	
Vitamin B ₁₂	Microgram	1.0	

¹ Nitrogen times 6.25.

(d) *Biological Value of Protein.* The protein efficiency ratio, PER, of cheese alternate products shall not be less than 2.5 (casein = 2.5). PER shall be determined by the method "Biological Evaluation of Protein Quality" in the reference cited in the preceding section. If the edible protein source is totally derived from caseinate, a protein efficiency ratio analysis shall not be required.

4. The Department will issue guidance materials for the use of the State agencies and FNS Regional Offices on the use of cheese alternates in the child nutrition programs.

Effective date. This appendix is proposed to be effective June 1, 1974.

Dated: March 29, 1974.

CLAYTON YEUTTER,
Assistant Secretary.

[FR Doc. 74-7639 Filed 4-3-74; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Parts 121, 135]

RESTRICTION ON LEVEL OF COPPER IN ANIMAL FEED

Extension of Time for Filing Comments

In the FEDERAL REGISTER of September 14, 1973 (38 FR 25694) the Commissioner of Food and Drugs proposed to amend 21 CFR Parts 121 and 135 by revising the entry for copper in § 121.101 *Substances that are generally recognized as safe* and by adding a new § 135—*Addition of copper to swine and poultry feed.* A period of 60 days, to November 12, 1973, was provided for the filing of comments. The time for filing comments was extended to December 12, 1973 in the FEDERAL REGISTER of November 26, 1973 (38 FR 32496).

The Commissioner has received many comments relating to the use of copper at levels considerably in excess of the 15 parts per million maximum stated in the proposed new section regarding addition

PROPOSED RULES

of copper to swine and poultry feed. The comments received indicate that copper has been and is being used extensively for the prevention of mold growth in feed, prevention and treatment of crop mycosis and mycotic enteritis in chickens, and prevention of mold growth in chicken litter. These uses of copper are not encompassed by the provisions of § 121.101 (21 CFR 121.101) as generally recognized as safe nor were they contemplated by the proposed amendments.

Among responses to the proposal were several requests that the period of time for receipt of comments be further extended to permit the submission of data and other information which may be in the form of food additive petitions and/or new animal drug applications providing supportive information addressing the issues discussed in the proposal and justifying the continued uses of copper compounds. These requests for extension of time were submitted on the ground that these uses of copper compounds constitute a widespread and long-standing practice of the livestock and poultry industry and that curtailment at this time would adversely affect the efficient production of meat and eggs.

The Commissioner has considered the comments and requests for extension of the period for comments and submission of supportive data and concludes that an additional period of time should be provided for the submission of such information.

If new petitions, applications or other related information are not submitted by on or before July 3, 1974 the Commissioner will proceed with the publication of a final order based upon an evaluation of the information previously submitted.

All submitted information bearing upon the issues raised by the proposal regarding the use of copper in animal feed will be placed on public display in the office of 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. 201(s), 409, 701(a), 52 Stat. 1055, 72 Stat. 1784-1788, as amended; 21 U.S.C. 321(s), 348, 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 27, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 74-7730 Filed 4-3-74; 8:45 am]

DEPARTMENT OF
TRANSPORTATION

Federal Aviation Administration
[14 CFR Parts 25 and 121]

[Docket No. 12274; Notice No. 74-16]

TRANSPORT CATEGORY TURBINE POW-
ERED AIRPLANES FUEL SYSTEM EX-
PLOSION PREVENTION

Notice of Proposed Rulemaking

The Federal Aviation Administration is considering amending Part 25 of the

Federal Aviation Regulations to require an explosion prevention system for each fuel tank and fuel vapor and vent space for the type certification of turbine engine powered transport category airplanes. In addition, the proposal would require existing turbojet engine powered airplanes and newly manufactured turbine engine powered airplanes used in operations conducted under Part 121 and in those operations conducted under Parts 123 and 135 that are subject to Part 121 Subpart J, to be equipped with such explosion prevention means by certain dates. This notice also responds to a petition of the Aviation Consumer Action Project (ACAP) requesting rule making to require nitrogen fuel tank inerting systems on all transport category airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue SW., Washington, D.C. 20591. All communications received on or before May 20, 1974 will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

Part 25 of the Federal Aviation Regulations presently contains fire protection requirements which are primarily fire prevention measures, but are also directed toward minimizing the effects of fire should it occur. Since fire has been most frequently encountered in and around the airplane's engine, the regulations concerning fire protection relate primarily to the engine area, although there are requirements dealing with the effect of lightning on the fuel system and the effect of fire in personnel, cargo, and baggage compartments. However, the FAA believes that because of the extensive use of low volatility turbine fuel (kerosene type and wide cut type) in present day transport category airplanes, the existing regulations governing both type certification and operations need to be updated to require means to prevent fires and explosions within the fuel tank and the tank vapor and vent spaces.

Based on information developed by an FAA-sponsored government-industry conference beginning in December 1967 and a subsequent FAA-industry advisory committee, it has been concluded that fuel system fires and explosions are primarily caused or aggravated by: (1) Refueling operations where explosion can result from a spark caused by the discharge of electrical potential generated during the fueling process; (2) engine failures where fragments, such as rotor discs, penetrate the fuel tanks and generate sufficient heat to ignite the fuel-air vapor; (3) lightning strikes on the airplane; and (4) airplane accidents, in-

cluding survivable crashes, where minor fires spread and become more intense until further evacuation of passengers from the airplane is impossible.

The studies further indicate that three explosion prevention systems have been developed and tested that safeguard an airplane and its occupants from fuel tank and venting system fires and explosions. The first is a nitrogen inerting system which stores liquid nitrogen and releases it as a gas into the empty space above the fuel in the tank so as to keep out air and thus maintain a nonflammable mixture in the system at all times. Prototype installations of this system were developed by the U.S. Air Force and experimental versions were installed aboard C-135 and C-141 military aircraft in 1970. A prototype system was also installed in a DC-9 airplane operated by the FAA in 1971. Secondly, there is the plastic foam filler method, a technique used by the military to protect the aircraft's fuel tanks from the ignition effect of gunfire. The technique consists of filling a fuel tank with polyurethane foam which has the property of quenching or arresting a flame. Tests have shown that the foam prevents a tank fire or explosion. Thirdly, there is an explosion suppression system in which a device automatically discharges a fire-arresting agent into the air space above the fuel in the tank after the fuel vapor has been ignited. The system as it has been developed and tested has been shown to be highly reliable.

As a result of the data obtained from these experimental installations, the FAA believes that there are several feasible, practical, and reliable means available to prevent explosions in the fuel tank vapor and vent spaces on transport category airplanes. Functionally, the preventive means appear to fall into two classes: Those that maintain a continuous nonflammable atmosphere in the tank and vent system so that fire or explosion may not start and those that arrest or suppress a fire or explosion once initiated.

During the course of its fuel system explosion prevention studies, the FAA received a petition from the Aviation Consumer Action Project (ACAP) requesting that a nitrogen inerting fuel tank explosion prevention system be required on all large transport category airplanes. More particularly, ACAP asked for a rule requiring the installation of a fuel system explosion prevention system on: (1) Each existing turbine powered transport category airplane within eighteen months; (2) each new airplane manufactured after one year from effective date of the rule; (3) each airplane to be type certificated in the future, and; (4) each airplane involved in operations conducted under Part 121 of the Federal Aviation Regulations.

In support of its petition, ACAP stated that survival in survivable accidents is largely determined by an occupant's ability to evacuate before smoke, fire, and explosion make evacuation impossible and noted that the National Transportation Safety Board (NTSB) has recommended a requirement for a fuel tank explosion prevention system. The peti-

tioner further stated that in recent years a number of fatalities could have been prevented by the installation of a nitrogen inerting system, which is a proven, economically feasible, and commercially available method to prevent fuel tank explosions. ACAP asserted that the nitrogen inerting system is the best fuel tank explosion prevention system available, and is the only practical system which will be available in the foreseeable future.

The FAA agrees with the intent of the ACAP petition. However, it would be unduly restrictive to require compliance only by the use of a nitrogen inerting system when there are other methods capable of preventing fuel tank vapor and vent space explosions. The proposal, therefore, would require an explosion prevention system that either utilizes a nonflammable atmosphere or a system that activates on initiation of fire or explosion. General requirements applicable to both systems are proposed as are special requirements for a system relying on a nonflammable atmosphere. In connection with the latter, the container in which the nonflammable gas is stored is termed a "vessel" to distinguish it from the fuel tank and to follow industry practice in referring to such pressurized containers. The term "explosion prevention system" is used in this proposal in its broad sense to include also fire prevention means used in the fuel tank and fuel venting spaces.

Other ACAP recommendations as to applicability of the retrofitting operation and the time periods to be allowed are not believed to be in accord with the needs and retrofit capabilities of the industry. Consistent with the Administrator's rule-making authority, which requires that consideration be given to the duty of air carriers to perform their services with the highest possible degree of safety in the public interest, this action proposes that the retrofit requirements be made applicable to Part 121 operators. In addition, it should be noted that requirements set forth in Subpart J of Part 121, as here proposed, are also applicable to Part 123 operators in accordance with § 123.27 and to Part 135 operators of large aircraft in accordance with § 135.2. For all such operators, the FAA believes that three years should be allowed after the effective date of the amendment to bring the existing fleet into compliance except two years would be allowed for certain newly manufactured aircraft.

The FAA does not agree that the fuel system explosion prevention requirements should be applied to turbopropeller powered airplanes already in service because their early removal from air carrier service is anticipated and their retrofit would impose an unnecessary burden on operators of those airplanes. The proposed requirements would, however, be applicable to all newly manufactured turbine engine powered transport category airplanes, including turbopropeller powered airplanes, used in operations subject to Part 121 rules and for which original airworthiness cer-

tificates are issued two or more years after the effective date of the amendment.

These amendments are proposed under the authority of sections 313(a), 601, 603, and 604 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423, and 1424), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend Parts 25 and 121 of the Federal Aviation Regulations as set forth below:

1. By amending Part 25 by adding a new § 25.976 to read as follows:

§ 25.976 Fuel tank vapor space and vent space explosion prevention.

(a) Each turbine engine powered airplane fuel tank and fuel venting system must have an explosion prevention system that:

- (1) Maintains a nonflammable gas in each fuel tank vapor space and vent space; or
- (2) Is designed to arrest or suppress an explosion in each fuel tank vapor space and vent space.

(b) The explosion prevention system required by paragraph (a) of this section must:

- (1) Be effective during all ground and flight operations and during fueling; and
- (2) Permit proper functioning of the fuel system.

(c) Each explosion prevention system that uses nonflammable gas to maintain a nonflammable vapor space or vent space must include the following:

- (1) At least two separate and independent means that:

(i) Ensure that fuel tank and tank vent pressure differentials permit the tank and vent structure to meet the strength and deformation requirements of Subpart C of this part; and

(ii) May be checked before flight for proper operation.

(2) A means to indicate to the flight crew the functional status of the system, including the quantity of nonflammable gas in the storage vessel.

(3) Nonflammable gas storage vessel isolation that prevents contamination of air supplied to occupants in the event of vessel failure.

(4) Nonflammable gas storage vessel supporting structures capable of withstanding the forces specified in § 25.561 (b) (3).

(5) Two separate and independent means of pressure relief of each pressurized vessel in the system.

(6) A pressure relief device on the outer jacket of each vacuum insulated vessel in the system.

(7) Pressurized vessels that withstand a proof pressure at least 1.5 times the design pressure if pressurized vessels are used in the system.

2. By amending Part 121, Subpart J, by adding a new § 121.293 to read as follows:

§ 121.293 Fuel tank vapor space and vent space explosion prevention.

- (a) No person may operate a turbojet engine powered airplane after (a date

three years from effective date of rule) unless that airplane meets the requirements of § 25.976 of this chapter.

(b) No person may operate a turbine engine powered airplane for which an original airworthiness certificate was issued after (a date two years from effective date of rule) unless that airplane meets the requirements of § 25.976 of this chapter.

Issued in Washington, D.C., on March 27, 1974.

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

[FR Doc. 74-7718 Filed 4-3-74; 8:45 am]

Hazardous Materials Regulations Board

[49 CFR Parts 172, 173]

[Docket No. HM-116; Notice No. 74-5]

TRANSPORTATION OF HAZARDOUS MATERIALS

Proposed Classification of New Explosives and Shipment of Samples of Explosives

The Hazardous Materials Regulations Board (the Board) is considering amendment of § 173.86 of the Department's Hazardous Materials Regulations. The proposal has three purposes:

- (1) To permit the U.S. Atomic Energy Commission (USAEC) to examine, classify, and approve for its own activities new explosives as being safe for transportation;

(2) To restructure the current regulations contained in § 173.86 for clarification; and

- (3) To provide a shipping name for samples of explosives shipped under § 173.86a.

The U.S. Atomic Energy Commission has petitioned the Board to amend § 173.86 to include the USAEC as an entity authorized to examine, classify, and approve for its own activities, new explosives for shipment. The USAEC states that it operates Government-owned laboratories and research facilities which are equivalent in experience and capability to the laboratories of the Bureau of Explosives and the Department of Defense for purposes of examining and testing explosives. Since the USAEC facilities are often used by the Department of Defense to examine, classify, and approve new explosives pursuant to Department of Defense authority under § 173.86, the Board believes that it is in the public interest to authorize the USAEC to perform these functions for its own explosives.

In addition, it is the Board's opinion that § 173.86 of the Hazardous Materials Regulations in its current format is a section of the regulations difficult to understand. The Board believes that the difficulty exists because the section covers both "shipments of samples of explosives," and "classification of new explosives" in an interchangeable manner, when in actuality they should be treated separately. For clarification, the Board proposes to restructure current § 173.86 into two separate §§ 173.86 and 173.86a.

Proposed § 173.86 addresses itself only to the classification of new explosives.

PROPOSED RULES

Included in this section would be the definition of a new explosive, and the particular agency who must examine, classify, and approve a new explosive as being safe for transportation.

Proposed § 173.86a addresses itself to the shipment of samples of explosives for laboratory examination. Included in the proposed sections would be a definition of a "sample for laboratory examination," and the packaging, marking, and labeling requirements for shipping samples for laboratory examination.

Since samples of explosives for laboratory examination are authorized for transportation under certain specified conditions, the Board proposes to change § 172.5 to require specific identification of these materials as samples when shipped under § 173.86a.

In accordance with section 102 of the National Environmental Policy Act (Pub. L. 91-90, (42 U.S.C. 4321 et seq.)) the Board has considered the environmental

impact of this proposal. It has determined that the changes proposed in this notice would not have a significant impact upon the environment. Accordingly, it considers that an Environmental Impact Statement is not necessary and it does not intend to issue such a statement with respect to this proposed amendment.

In consideration of the foregoing, it is proposed to amend 49 CFR Parts 172 and 173 as follows:

PART 172—LIST OF HAZARDOUS MATERIALS CONTAINING THE SHIPPING NAME OR DESCRIPTION OF ALL MATERIALS SUBJECT TO PARTS 170-189 OF THIS SUBCHAPTER

In § 172.5 paragraph (a), the List of Hazardous Materials would be amended as follows:

§ 172.5 List of hazardous materials.

(a) * * *

Article	Classed as—	Exemptions and packing (see sec.)	Label required if not exempt	Maximum quantity in 1 outside container by rail express
ADD				
Sample for laboratory examination		Expl. A, Expl. B, § 173.86a or Expl. C.	Expl. A, Expl. B, § 173.86a(e), or Expl. C.	
CHANGE				
Explosive samples for laboratory examination	See §§ 173.86, 173.86a.			
DELETE				
Samples of explosives	See § 173.86.			
Samples, New explosives	See § 173.86.			
Samples of explosives and explosive articles	See § 173.86.			

PART 173—SHIPPERS

(A) In Part 173 Table of Contents, § 173.86 would be amended; § 173.86a would be added to read as follows:

Sec.
173.86 New Explosives; definition, classification, and notification.
173.86a Samples for laboratory examination.

(B) § 173.86 would be amended in its entirety to read as follows:

§ 173.86 New explosives; definition, classification, and notification.

(a) For the purpose of Parts 170-189 of this subchapter, "new explosives" means the product of a new manufacturing facility or any explosive device (including fireworks) of an essentially new composition.

(b) New explosives must be examined, classed, and approved as safe for transportation by one of the following agencies before being offered for shipment:

(1) The Bureau of Explosives;
(2) The Atomic Energy Commission (USAEC) in accordance with the Explosives Hazard Classification Procedures contained in DOD TB-700-2 (May 19, 1967) for new explosives made by, or under the direction or supervision of the USAEC; or

(3) The Department of Defense (Army Material Command-AMCSF; Naval Ordnance Systems Command-ORD-048; HQ

USAF, IGD/SEOE) in accordance with the Explosives Hazard Classification Procedures contained in DOD TB-700-2 (May 19, 1967) [(NAVORDINST 8020.3, TO 11A-1-47, DSAR 8220.1)] for new Department of Defense (DOD) explosives. DOD explosives are explosives made by, or under the direction or supervision of the Department of Defense.

(c) Before a new explosive is offered for shipment, a written notification of classification and approval accompanied by a supporting laboratory report or equivalent data must be filed with the Department. This requirement does not apply to new DOD explosives (including chemical ammunition) of a security classification.

(C) § 173.86a would be added to read as follows:

§ 173.86a Samples for laboratory examination.

(a) For the purpose of Parts 170-189 of this subchapter, "Sample for Laboratory Examination" means an explosive for examination in a laboratory only, and not otherwise intended for use or demonstration.

(b) Before a sample for laboratory examination is offered for transportation, a tentative description and classification must be assigned each new explosive—

- (1) By the Bureau of Explosives;
- (2) By the Atomic Energy Commission

for explosives made by, or under the direction or supervision of the USAEC; or

(3) By the Department of Defense for DOD explosives.

(c) Samples of explosives must be made safe by removal of ignition elements prior to being offered for shipment.

(d) Samples of explosives, except the explosives covered by paragraph (i) of this section, offered for transportation by rail freight, highway, or water must not exceed five pounds net weight in one outside container unless packaged as provided in paragraph (e) of this section. These samples must be packaged in accordance with paragraph (e) or (h) of this section.

(e) Samples of explosives, except the explosives covered by paragraph (i) of this section, offered for transportation by express rail car or cargo-only aircraft, must be shipped in accordance with the following requirements:

(1) Samples of explosives including fireworks and explosive devices for laboratory examination must be packed in securely closed metal cans, glass bottles, rubber or compatible plastic packagings not subject to static electrical charge accumulation, or in strong water-proof paper or fiberboard packagings. Each inside packaging may not contain more than one-half pound of explosive. Inside packagings must be surrounded by at least a two-inch thickness of cushioning material which is compatible with the explosive and must be placed in a DOT-14 or 15A (§§ 178.165, 178.168 of this subchapter) wooden box. If the inside packaging is made of metal, the packaging must be properly cushioned with sawdust or similar cushioning material and placed in a wooden box. This wooden box must then be packed in a DOT-14 or 15A wooden box with cushioning between the boxes as described above.

(2) No more than 100 blasting caps may be shipped in an outside packaging for laboratory examination. They must be packed and cushioned as provided in paragraph (e) (1) of this section.

(3) No more than 20 half-pound samples of explosives for laboratory examination may be packed in an outside packaging or transported in a single transport vehicle at one time.

(f) Each outside package must be plainly marked by the shipper with the net weight of the explosive contents and with the words "SAMPLE FOR LABORATORY EXAMINATION."

(g) Each package must be labeled in accordance with § 173.402.

(h) Shipments of samples of explosives approved in accordance with § 173.86 intended for laboratory examination must be marked, labeled, and packaged as prescribed in this Part for the explosive contained therein or in accordance with paragraphs (c) through (g) of this section.

(i) Samples of nitroglycerin, nitrite and nitrate esters and other forbidden explosives (see § 173.51) may not be shipped unless desensitized and in accordance with special instructions from the Bureau of Explosives.

Interested persons are invited to give their views on these proposals. Communications should identify the docket number and be submitted in duplicate to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, Washington, D.C. 20590. Communications received before July 9, 1974 will be considered before final action is taken on these proposals. All comments received will be available for examination by interested persons at the Office of the Secretary, Hazardous Materials Regulations Board, room 6215, Buzzards Point Building, Second and V Streets, SW., Washington, D.C., both before and after the closing date for comments.

AUTHORITY: Transportation of Explosives Act, (18 U.S.C. 831-835), section 6 of the Department of Transportation Act, (49 U.S.C. 1655), and Title VI and section 902(h) of the Federal Aviation Act of 1958, (49 U.S.C. 1421-1430, 1472(h), and 1655(c)).

Issued in Washington, D.C., on March 28, 1974.

W. J. BURNS,
Director, Office of
Hazardous Materials.

[FR Doc.74-7646 Filed 4-3-74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 410]

TEXTILE INDUSTRY POINT SOURCE CATEGORY

Proposed Effluent Limitations Guidelines and Standards; Extension of Time for Comments

On February 5, 1974, the Environmental Protection Agency (EPA) published a notice of proposed rulemaking pursuant to sections 301, 304 (b) and (c),

306(b) and 307(c) of the Federal Water Pollution Control Act as amended, 33 U.S.C. 1251, et. seq. (39 FR 4628). The proposed regulation establishes effluent limitations guidelines for existing sources and standards of performance and pretreatment standards for new sources in the textile industry point source category. The due date for comments provided in the notice was March 7, 1974.

EPA anticipated that a report entitled "Economic Analysis of Proposed Effluent Limitations Guidelines for the Textile Industry," which contains information pertinent to the proposed regulation, would be available to the public throughout the comment period. Production difficulties, however, delayed the general distribution of the economic analysis report until approximately the time of publication of this notice, although an advance copy was made available in the Agency's Public Information Office in Washington, D.C., on March 13, 1974. The Agency believes that members of the public should have an opportunity to review the Economic Report in connection with their review of the proposed regulation. Accordingly, the date for submission of comments is hereby extended to and including April 24, 1974.

The Agency is under a Federal court order to promulgate effluent limitations guidelines for the textile industry category by June 13, 1974. Under the court order, the Agency may not extend the public comment period such that the date upon which the extended period closes is less than 50 days from the date on which promulgation is required.

Dated: March 29, 1974.

ROGER STRELOW,
Acting Assistant Administrator
for Air and Water Programs.

[FR Doc.74-7723 Filed 4-3-74;8:45 am]

[40 CFR Part 423]

STEAM ELECTRIC POWER GENERATING POINT SOURCE CATEGORY

**Effluent Guidelines and Standards;
Availability of Report**

On March 4, 1974, The Environmental Protection Agency published a notice of proposed rulemaking establishing effluent limitations guidelines and standards of performance for the steam electric generating point source category (39 FR 8294).

The agency is presently publishing a technical supporting report entitled "Development Document for Proposed Effluent Limitations Guidelines and New Source Performance Standards for the Steam Electric Power Generating Point Source Category." The agency anticipates that the Development Document will be distributed to EPA regional offices, State water pollution control agencies, and interested members of the public on or about April 15, 1974. In order to facilitate public review of the proposed guidelines and standards, the agency has placed advance copies of the Development Document in its Information Center, Room 227, West Tower, Waterside Mall, 401 M Street, SW, Washington, D.C. The document may be inspected at this location during office hours.

Dated: March 29, 1974.

ROGER STRELOW,
Acting Assistant Administrator
for Air and Water Programs.

[FR Doc.74-7722 Filed 4-3-74;8:45 am]

Notices

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

DEPARTMENT OF STATE

[Public Notice CM-E1]

ADVISORY COMMITTEE OF DECORATIVE ARTS FOR THE BLAIR HOUSE

Establishment of Advisory Committee

In accordance with section 9(a)(2) of Pub. L. 92-463 the Department of State has the approval of the Director, Office of Management and Budget, to establish the Advisory Committee of Decorative Arts for The Blair House.

The Department has determined that it will be in the public interest to have a committee comprised of public members to advise as to decorating and maintaining the appropriate decor of the historic Blair House. As there are no funds appropriated by the Congress for this purpose, the Advisory Committee will have a twofold purpose, namely:

(1) To raise through private donation all funds required for decorating and refurbishing The Blair House, and

(2) To advise on the decorating and refurbishing plans, and on the quality and appropriateness of the work done.

The Committee Chairman will be Mr. Clement Conger, the Curator of the Diplomatic Reception Rooms of the Department of State as well as Curator of the White House, and Mrs. Gerald R. Ford, wife of the Vice President who has agreed to serve as Honorary Chairman. The Committee will also have a vice-chairman and an executive secretary. The executive secretary will be an officer of the Office of Protocol, Department of State. The membership of the Committee will comprise approximately 40 persons from the public, who will be chosen for their expertise in the field of fine arts, design, history, antiques, and fund raising. To provide continuity for the Committee and its work the members will be appointed for different periods of tenure.

The Committee will be formally established on or before May 6, 1974.

Dated: March 26, 1974.

L. DEAN BROWN,
Deputy Assistant Secretary
for Management.

[FR Doc. 74-7760 Filed 4-3-74; 8:45 am]

[CM-124]

STUDY GROUP 5, U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL TELEGRAPH AND TELEPHONE CONSULTATIVE COMMITTEE

Notice of Meeting

The Department of State announces a scheduled meeting of U.S. CCITT Study

Group 5 (Data Transmission) concerned with preparation for Working Group meetings of Study Group Special A of the International Telecommunication Union to be held in Geneva, Switzerland, December 5-13, 1974. The meeting will take place on Thursday, April 18, 1974 at 8:45 a.m. in Room 3012, U.S. Department of Commerce, 325 South Broadway, Boulder, Colorado.

Study Group 5 deals with matters in telecommunications relating to the development of the international digital data transmission service. The agenda of the meeting will include preparation of draft recommendations for 4800 bps modems for use on the switched network and for 9600 bps modems for use on leased circuits.

Members of the general public who desire to attend the meeting on April 18 will be admitted up to the limit of the capacity of the meeting room.

Dated: March 29, 1974.

RICHARD T. BLACK,
Chairman,
U.S. National Committee.

[FR Doc. 74-7868 Filed 4-3-74; 8:45 am]

DEPARTMENT OF THE TREASURY

Internal Revenue Service

PROCEDURE AND ADMINISTRATION

Authority To Issue Summons and To Perform Other Functions

Inquiries have been received relative to the effect of Treasury Decision 7297, published at 38 FR 34803, on the authority of Internal Revenue Service officials and employees to issue a summons, administer oaths, take testimony, etc.

Commissioner's Delegation Order No. 4 (Rev. 2), issued April 30, 1973, published at 38 FR 12136, delegated to designated officials and employees the authority granted to the Commissioner by 26 CFR Part 301, 7701-9, 301.7602-1, 301.7603-1, 301.7604-1 and 301.7605-1(a). Treasury Decision 7297 removed the authority of certain Service personnel previously designated in the Regulations and not also designated in Commissioner's Delegation Order No. 4 (Rev. 2), but did not affect the authority of Service officials and employees designated in Commissioner's Delegation Order No. 4 (Rev. 2).

Dated: April 1, 1974.

[SEAL] DONALD C. ALEXANDER,
Commissioner of Internal Revenue.

[FR Doc. 74-7864 Filed 4-3-74; 8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[New Mexico 20550]

NEW MEXICO

Notice of Application

MARCH 28, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), El Paso Natural Gas Company has applied for a natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN,
NEW MEXICO

T. 21 S., R. 27 E.,
Sec. 24, NE $\frac{1}{4}$ NW $\frac{1}{4}$.
T. 21 S., R. 28 E.,
Sec. 30, Lots 1, 2, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 31, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 22 S., R. 28 E.,
Sec. 5, Lot 3, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 8, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 9, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$,
NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 26, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$,
W $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 27, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 35, E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$.
T. 23 S., R. 28 E.,
Sec. 1, Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 12, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

The pipeline will convey natural gas crossing Federal lands in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with the preparation of environmental and other analysis necessary for determining whether the application should be approved, and if so, under what terms and conditions.

Interested persons should express their interest and views to the Chief, Branch of Lands and Minerals Operations, Bureau of Land Management, P.O. Box 1449, Santa Fe, NM 87501.

FRED E. PADILLA,
Chief, Branch of Lands
and Mineral Operations.

[FR Doc. 74-7755 Filed 4-3-74; 8:45 am]

COOS BAY DISTRICT ADVISORY BOARD

Notice of Meeting

Notice is hereby given that the Coos Bay District Advisory Board will meet on May 3, 1974, commencing at 9:00 a.m., in the Coos Bay District Office, Bureau of Land Management, 333 South 4th Street, Coos Bay, Oregon. The agenda for the meeting includes election of chairman

and vice-chairman, consideration of the Coos Bay District's proposed timber sale plan for fiscal year 1975, assessment of past winter's storm damage, review of Loon Lake recreation study report, Small Business Administration set-aside program, forest development activities, Hunter Creek Bog status, New River situation report, Umpqua Corridor Inter-Agency Committee report and a presentation on district stream improvement projects. The meeting will be open to the public. It will be held in a room accommodating 80 people. In addition to discussion of agenda topics by board members, there will be time for brief statements by nonmembers. Persons wishing to make oral statements should so advise the chairman or co-chairman prior to the meeting, to aid in scheduling the time available. Any interested person may file a written statement for consideration by the board by sending it to the chairman in care of the co-chairman: Coos Bay District Manager, P.O. Box 1139, Coos Bay, Oregon 97420.

EDWARD G. STAUBER,
Coos Bay District Manager.

[FR Doc. 74-7787 Filed 4-3-74; 8:45 am]

LAKEVIEW DISTRICT ADVISORY BOARD

Notice of Meeting

Notice is hereby given that the Lakeview District Advisory Board will meet on May 3, 1974, commencing at 8:00 a.m., in the Lakeview District Office, Bureau of Land Management, 357 North "L" Street, Lakeview, Oregon.

Purpose of meeting is to tour Beatys Butte Planning Unit. The agenda includes inspection of Resource Management on the Unit and discuss formation of a new Advisory Board.

The tour will leave the District Office at 8:00 a.m. The meeting will be open to the public. Persons wishing to attend must provide their own transportation.

MAURICE B. ZIEGLER,
Acting District Manager.

MARCH 27, 1974.

[FR Doc. 74-7786 Filed 4-3-74; 8:45 am]

National Park Service SOUTHWEST REGIONAL ADVISORY COMMITTEE

Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Southwest Regional Advisory Committee will be held on April 17 and 18, 1974, at the Marble Falls Resort and Convention Center, Dogpatch, Arkansas.

The Committee was established by Pub. L. 91-383 to provide for the free exchange of ideas between the National Park Service and the public, and to facilitate the solicitation of advice or other counsel from members of the public on programs and problems pertinent to the

Southwest Region of the National Park Service.

The members of the Committee are as follows:

Mr. Charles T. Bernard, Earle, Arkansas
Mr. Leslie Bowling, New Orleans, Louisiana
Mr. Bob Burleson, Temple, Texas
Dr. Neil Compton, Bentonville, Arkansas
Dr. Bertha P. Dutton, Santa Fe, New Mexico
Mr. Claude B. Duval, Houma, Louisiana
Mr. Sam R. Powell, Muskogee, Oklahoma
Mr. J. R. Singleton, Austin, Texas
Mr. David R. Strickland, Muskogee, Oklahoma

On April 17, the meeting will begin at 8:30 a.m. in the Marble Falls Resort and Convention Center and continue until 2:15 p.m. At this meeting, the Committee will receive reports and information regarding the problems of establishing new areas of the National Park System. At 2:15 p.m., on the 17th, the Committee will visit the communities of Pruitt and Ponca, and will also visit Lost Valley. The Committee will reconvene on the 18th from 8:30 a.m. to 10:15 a.m. at the Marble Falls Resort and Convention Center, and from 10:15 a.m. to 2 p.m., they will visit Buffalo Point State Park and take a 90-minute float trip on the Buffalo River. They will reconvene in the afternoon at the Marble Falls Resort and Convention Center.

The meeting will be open to the public. Transportation will not be provided for members of the public for the field inspections. However, members of the public may participate by providing their own transportation.

Any person may file with the Committee a written statement concerning the matters to be discussed.

Persons wishing further information concerning the meeting, or who wish to submit written statements, may contact Frank Mentzer, Assistant to the Regional Director for Public Affairs, Southwest Region, National Park Service, P.O. Box 728, Old Santa Fe Trail, Santa Fe, New Mexico 87501 (telephone: 505/988-6375).

Minutes of the meeting will be available for public inspection four weeks after the meeting at the Office of the Regional Director, Southwest Region, at the above address.

Dated: March 27, 1974.

ROBERT M. LANDAU,
Liaison Officer, Advisory Com-
missions, National Park Serv-
ice.

[FR Doc. 74-7719 Filed 4-3-74; 8:45 am]

DEPARTMENT OF AGRICULTURE

Farmers Home Administration

[Notice of Designation Number AO40]

GEORGIA

Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in the following counties in Georgia:

Berrien Echols

The Secretary has found that this need exists as a result of a natural dis-

aster consisting of heavy rains March through June 1973 in Berrien County. Echols County suffered from excessive rains from the latter part of March through the first week in April and in June 1973. Both Counties had crop damage. Echols County suffered damage to land and five structures.

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Jimmy Carter that such designation be made.

Applications for Emergency loans must be received by this Department prior to May 24, 1974, for physical losses and prior to December 26, 1974, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 29th day of March 1974.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

[FR Doc. 74-7819 Filed 4-3-74; 8:45 am]

[Notice of Designation Number AO39]

LOUISIANA

Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in the following parishes in Louisiana:

Allen St. Martin
St. Landry Vermilion

The Secretary has found that this need exists as a result of a natural disaster consisting of excessive rains from September 1973 in all four parishes; continuing excessive rains through November 8, 1973, in St. Landry Parish; and heavy rains during planting, cultivating, and harvesting seasons, 1973, in St. Martin Parish.

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Edwin Edwards that such designation be made.

Applications for Emergency loans must be received by this Department prior to May 24, 1974, for physical losses and prior to December 26, 1974, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas make it

NOTICES

impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 30th day of March, 1974.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

[FR Doc. 74-7789 Filed 4-3-74; 8:45 am]

Forest Service
COOPERATIVE GYPSY MOTH SUPPRESSION AND REGULATORY PROGRAM—1974 ACTIVITIES

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service and Animal and Plant Health Inspection Service, Department of Agriculture, have prepared a final environmental statement for the Cooperative 1974 Gypsy Moth Suppression and Regulatory Program, USDA-FS-APHIS-FES (Adm) 74-58.

The environmental statement concerns a cooperative suppression program with the States of Pennsylvania, New York, New Jersey, and Rhode Island to aerially spray approximately 277,000 acres of high value forest land. Three different insecticides will be used. Some acres will be treated with carbaryl, others with trichlorfon or *Bacillus thuringiensis* to protect forest resources from imminent damage by the gypsy moth. The cooperative regulatory program is to prevent artificial, long-distance spread and to eradicate incipient, remote infestations in the United States.

The statement is intended as the base document for the USDA cooperative gypsy moth suppression and regulatory program. In subsequent years an annual addendum will be prepared that presents only new knowledge, additional alternatives or environmental impacts not considered, and details for implementing the Agencies' annual activities of the program.

The final environmental statement was filed with CEQ on March 29, 1974.

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

USDA, Forest Service
So. Agriculture Bldg., Room 3230
12th St., & Independence Ave., SW
Washington, D.C. 20250

USDA, Animal and Plant Health
Inspection Service
Administration Bldg., Room 302-E
12th St., & Independence Ave., SW
Washington, D.C. 20250

USDA, Forest Service
6816 Market Street, Room 409
Upper Darby, Pennsylvania 19082

A limited number of single copies are available upon request to John R. McGuire, Chief, U.S. Forest Service, South Agriculture Building, 12th Street

and Independence Ave., SW, Washington, D.C. 20250.

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

MARCH 29, 1974.

R. MAX PETERSON,
Deputy Chief, Forest Service.
[FR Doc. 74-7788 Filed 4-3-74; 8:45 am]

OKANOGAN NATIONAL FOREST; PROPOSED 5-YEAR TIMBER ACTION PROGRAM

Public Meeting

The Okanogan National Forest will hold a public meeting Saturday, April 20, 1974, at 1:30 p.m. in the Forest Supervisor's office at 219 2nd Ave. South, Okanogan, Washington.

The purpose of the meeting is to inform the public about a proposed Okanogan National Forest 5-Year Timber Action Program and invite comments, questions and suggestions.

A detailed agenda and information about scheduled timber sales will be available at the Forest Supervisor's Office by April 12.

Written statements may be submitted at the Public Meeting or may be sent to the Forest Supervisor, Okanogan National Forest, P.O. Box 304, Okanogan, WA 98840, on or before April 27, 1974.

Dated: March 29, 1974.

J. K. McILHENNY,
Acting Forest Supervisor.

[FR Doc. 74-7756 Filed 4-3-74; 8:45 am]

COOPERATIVE DOUGLAS FIR TUSSOCK MOTH PEST MANAGEMENT PLAN

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, in cooperation with the Bureau of Land Management and Bureau of Indian Affairs, Department of Interior; the Oregon State Department of Forestry, the Washington State Department of Natural Resources and the Idaho State Department of Public Lands has prepared a final environmental statement for a Cooperative Douglas Fir Tuussock Moth Pest Management Plan. USDA-FS-FES(ADM)-74-59.

The environmental statement concerns a proposed DDT treatment of an estimated 408,000 acres of National Forest, Indian Reservation, Bureau of Land Management, State and private land in Oregon, Washington, and Idaho for control of the Douglas fir tuussock moth. DDT, the only proven effective insecticide for tuussock moth control, would be applied at a recommended dosage rate of 0.75 pound in 1 gallon of fuel oil per acre. Treatments will be made in late May, June, and early July 1974. The precise number of acres needing treatment is dependent on additional

insect surveys to be made during May and June 1974.

Some 74,000 additional infested acres will be devoted to testing *Bacillus thuringiensis*, nuclear polyhedrosis virus, and promising chemical pesticides during the same period.

This final environmental statement was filed with CEQ on March 29, 1974.

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

USDA, Forest Service, South Agriculture Bldg., Room 3231, 12th St. & Independence Ave., SW, Washington, D.C. 20250.

USDA, Forest Service, Pacific Northwest Region, 319 SW. Pine Street, Portland, Oregon 97208.

Okanogan National Forest, 219 2nd Ave. S., Okanogan, Washington 98840.

Wallowa-Whitman National Forest, Federal Building, Baker, Oregon 97814.

Wenatchee National Forest, 3 S. Wenatchee Ave., Wenatchee, Washington 98801.

Umatilla National Forest, 2517 SW. Hailey Ave., Pendleton, Oregon 97801.

USDA, Forest Service, Northern Region, Federal Building, Missoula, Montana 59801.

USDA, Forest Service, Intermountain Region, 324 25th Street, Ogden, Utah 84401.

Sawtooth National Forest, Intermountain Region, 1825 Addison Ave., E., Twin Falls, Idaho 83301.

Bureau of Land Management, Federal Building, Room 398, 550 W. Fort Street, Boise, Idaho 83702.

Bureau of Land Management, Oregon State Office, 729 NE. Oregon, Portland, Oregon 97232.

Bureau of Indian Affairs, 1425 NE. Irving, Portland, Oregon 97232.

A limited number of single copies are available upon request to:

T. A. Schlapfer, Regional Forester, Pacific Northwest Region, Region 6, 319 S.W. Pine Street, P.O. Box 3623, Portland, Oregon 97208.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

R. M. PETERSON,
Deputy Chief, Forest Service.

MARCH 29, 1974.

[FR Doc. 74-7739 Filed 4-3-74; 8:45 am]

RIO GRANDE NATIONAL FOREST
MULTIPLE USE ADVISORY COMMITTEE

Notice of Meeting

The Rio Grande National Forest Multiple Use Advisory Committee will meet at 1:00 P.M., April 27, 1974 at the Forest Supervisor's office, Monte Vista, Colorado 81144.

The purpose of the meeting is to:

1. Review current Land Use Planning on the Forest and coordination with local Governments through local planning commissions and the Council of Governments.

2. Discuss Sewage and Solid Waste Disposal problems on and adjacent to the National Forest.

3. Proposed dissolution of the Advisory Committee.

The meeting will be open to the public. Persons who wish to attend should notify Forest Supervisor James R. Mathers, Monte Vista, Colorado 81144, telephone 303-852-5941. Public participation is limited to written statements submitted before or after the meeting and as otherwise requested by the Chairman.

JAMES R. MATHERS,
Forest Supervisor.

MARCH 29, 1974.

[FR Doc.74-7737 Filed 4-3-74;8:45 am]

ROCK CREEK ADVISORY COMMITTEE

Notice of Meeting

The Rock Creek Advisory Committee will meet at 7:00 p.m. on April 23, 1974. The meeting place will be in Drummond, Montana, in the basement of the Catholic Church.

The purpose of this meeting is to continue discussion on the criteria to be used to evaluate land capability and suitability for the East Fork-Skalkaho Planning Unit in Upper Rock Creek on the Deerlodge Forest. The discussion will include analysis criteria for evaluating the inventoried roadless areas in Upper Rock Creek. The Deerlodge Forest staff will also be receiving comments from the Committee concerning public involvement plans for the East Fork-Skalkaho Planning Unit.

The meeting will be open to the public. Any member of the public who wishes to do so shall be permitted to file a written statement with the Committee before or after the meeting. To the extent that time permits, the Committee Chairman may permit interested persons to present oral statements at the meeting.

General participation by members of the public, or questioning of Committee members or other participants shall not be permitted unless approved by the majority of Committee members.

Dated: March 28, 1974.

G. F. BOLLINGER,
Acting Forest Supervisor,
Deerlodge National Forest.

[FR Doc.74-7736 Filed 4-3-74;8:45 am]

EL DORADO NATIONAL FOREST: SILVER BASIN WINTER SPORTS DEVELOPMENT

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Silver Basin Winter Sports Development, Eldorado National Forest, California, USDA-FS-R5-DES(Adm)-74.2.

The environmental statement concerns the proposed expansion of a ski area in the Corral Flat area of the Eldorado National Forest, in Amador and El Dorado Counties, California. Facilities constructed to date include two chair lifts, day lodge, motel, first aid building, maintenance building, parking lot and access

road. Existing capacity is about 550 skiers. The proposed ultimate development will include an additional four ski lifts and facilities and services to support a total of 2700 skiers. Approximately 1,040 acres of National Forest land and 90 acres of private land are included within the project boundary.

This draft environmental statement was filed with CEQ on March 25, 1974.

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

USDA, Forest Service,
South Agriculture Bldg., Room 3231,
12th St. & Independence Ave., SW,
Washington, D.C.
Regional Forester's Office,
630 Sansome Street, Room 531,
San Francisco, California.
Forest Supervisor's Office,
Eldorado National Forest,
100 Forni Road,
Placerville, California.
Forest Service,
District Ranger,
Jackson, California.

A limited number of single copies are available, upon request, from Forest Supervisor Joseph Harn, Eldorado National Forest, 100 Forni Road, Placerville, California 95667.

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151. Please refer to the name and number of the environmental statement above when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Comments are invited from the public, and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental effect for which comments have not been specifically requested.

Comments concerning the proposed action, and requests for additional information should be addressed to Forest Supervisor Joseph Harn, Eldorado National Forest, 100 Forni Road, Placerville, California 95667. Comments must be received within 60 days after filing with CEQ in order to be considered in the preparation of the final environmental statement.

D. W. RAAKA,
Acting Regional Forester.

MARCH 25, 1974.

[FR Doc.74-7735 Filed 4-3-74;8:45 am]

DEPARTMENT OF COMMERCE

National Bureau of Standards

ADVISORY COMMITTEE FOR INTERNATIONAL LEGAL METROLOGY

Notice of Meeting

Pursuant to the Federal Advisory Committee Act, 5 U.S.C. App. I, (Supp. II, 1972) notice is hereby given that a meeting of the Advisory Committee for Inter-

national Legal Metrology will be held in Room 1034 at the National Bureau of Standards, Gaithersburg, Md., from 1 p.m. to 5 p.m. on April 22 and from 9 a.m. to 5 p.m. on April 23, 1974.

The purpose of the Committee is to advise the Secretary of Commerce through the Director, National Bureau of Standards, on technical and policy matters relating to the Department's general responsibility for the development of U.S. positions on technical issues arising in the International Organization of Legal Metrology (OIML).

The Committee is composed of approximately 20 members representing government, professional metrology societies, national standards bodies, and industry and trade associations.

The agenda for the meeting will include a discussion of U.S. held technical committee secretariats within OIML. The Charter and By-Laws of the Committee will also be discussed.

The meeting will be open to the public; applications for admission will be accepted and granted on a first come-first serve basis up to the capacity of the conference room. These applications should be sent to Mr. David Edgerly, Secretary, Advisory Committee for International Legal Metrology, Building 101, Room A-409, National Bureau of Standards, Washington, D.C. 20234, telephone (301) 921-3662.

Dated: April 1, 1974.

RICHARD W. ROBERTS,
Director.

[FR Doc.74-7791 Filed 4-3-74;8:45 am]

CENTER FOR BUILDING TECHNOLOGY ADVISORY COMMITTEE

Public Meeting

Pursuant to the Federal Advisory Committee Act, 5 U.S.C. App. I, (Supp. II, 1972) notice is hereby given that a public meeting of the Department of Commerce Center for Building Technology Advisory Committee will be held on April 16, 1974, at the Carrousel Inn, North Silver Room, Cincinnati, Ohio. The meeting will convene at 9 a.m. and adjourn at 4 p.m. The meeting is open to the public.

The purposes of this meeting are to hear the Task Group Reports on Environmental Standards, Performance Criteria, Building Regulatory Systems, and Energy, as well as to discuss fire prevention and control in buildings.

Further information concerning this meeting may be obtained by contacting James L. Haecker, Executive Secretary, Center for Building Technology Advisory Committee, Building 226, Room B260, National Bureau of Standards, Washington, D.C. 20234. Interested persons may file written statements with the Committee before or after the meeting.

Dated: March 30, 1974.

RICHARD W. ROBERTS,
Director.

[FR Doc.74-7790 Filed 4-3-74;8:45 am]

NOTICES

**DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE**
Food and Drug Administration
**MEDICAL DEVICE CLASSIFICATION
PANELS**

**Request for Nominations for Consumer
Representatives to the Panels for General
Hospital and Personal Use, Physical
Medicine (Physiatry), Radiology, and
Clinical Pathology Devices**

In his message to the Congress on consumer affairs on October 30, 1969, the President requested the Secretary of Health, Education, and Welfare, to determine the scope and nature of additional legislative controls to protect the public against unreasonable risk of injury or illness from medical devices. The Secretary established a Study Group on Medical Devices for this purpose under the Chairmanship of Theodore Cooper, M.D., Director of the National Heart and Lung Institute. The Study Group completed its report, entitled "Medical Devices: A Legislative Plan," in September 1970. The report of the Study Group is available for public review at the office of the Hearing Clerk, Food and Drug Administration, Room 6-86, 5600 Fishers Lane, Rockville, MD 20852, during regular working hours Monday through Friday, and may be purchased from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22151.

The Cooper Committee recommended an immediate, systematic review of existing medical devices, and classification of these devices into three classes: (1) Those requiring premarketing clearance, (2) those for which standards would be appropriate, and (3) those which should be exempt from premarketing review and standards. The Secretary requested that the Commissioner of Food and Drugs immediately undertake an industry-wide inventory of existing medical devices, and their classification into the categories listed above, pending introduction and enactment of appropriate new medical device legislation.

In 1972, an inventory of existing medical devices was developed. Information for this inventory was obtained by sending questionnaires to over 4,000 addressees in the United States. From the approximately 2,000 replies received, 1,100 manufacturers in the United States were identified as supplying medical devices. From these manufacturers a list of approximately 8,000 devices was developed.

The classification of devices which was requested by the Secretary has been initiated by dividing all devices into 14 separate categories generally based on medical specialties. These are: orthopedics; cardiovascular; dental; anesthesiology; obstetrics and gynecology; gastroenterology and urology; ear, nose, and throat; plastic and general surgery; ophthalmology; neurological disease; general hospital, and personal use; physical medicine (physiatry); radiology; and clinical pathology.

The Commissioner has selected or is in

the process of selecting non-voting consumer representatives for the first ten panels that he has established to date to review and classify devices that fall within their respective medical specialty areas. The Commissioner now is preparing to establish the remaining four device classification panels by September 1974. A separate notice published elsewhere in this issue of the *FEDERAL REGISTER* establishes panels and requests nominations of qualified experts and non-voting representatives of the regulated industry for general hospital and personal use devices and devices used in physical medicine (physiatry). This notice is a general call for nominations for non-voting consumer representatives for the following four device classification panels: General Hospital and Personal Use; Physical Medicine (Physiatry); Radiology, and Clinical Pathology.

Accordingly, any group or organization interested in participating in the selection of an appropriate representative of the consumer interests for any of these four panels should send such nominations to:

Mr. Alexander Grant,
Food and Drug Administration,
Director, Consumer Affairs (HFI-1),
5600 Fishers Lane,
Rockville, MD 20852.

Nominations must state that the person nominated is aware of the nomination, is interested in becoming involved in this effort, and appears to have no conflict of interest. A complete curriculum vitae must be enclosed with each nomination.

A nomination will be considered as applicable to all four panels unless an indication is given that it is for one or more of the specified panels. After receipt of such nominations, a list of the nominees for the consumer interests for each panel will be compiled and submitted to each consumer group or organization responding along with a voting sheet, which will be filled in and returned to the Food and Drug Administration. The nominee with the highest number of votes will be the consumer representative for that panel. It will be the responsibility of the consumer member to represent the interests of consumers in all deliberations.

To be considered, nominations of consumer representatives to serve on these four panels must be received on or before May 30, 1974.

Dated: March 28, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 74-7729 Filed 4-3-74; 8:45 am]

**MEDICAL DEVICE CLASSIFICATION
PANELS**

**Request for Nominations for Members;
Panels for General Hospital and Personal
Use Devices and Devices Used in Physical
Medicine (Physiatry)**

In his message to the Congress on consumer affairs on October 30, 1969, the

President requested the Secretary of Health, Education, and Welfare to determine the scope and nature of additional legislative controls to protect the public against unreasonable risk of injury or illness from medical devices. The Secretary established a Study Group on Medical Devices for this purpose under the chairmanship of Theodore Cooper, M.D., Director of the National Heart and Lung Institute. The Study Group completed its report, entitled, "Medical Devices: A Legislative Plan," in September 1970. The report of the Study Group is available for public review at the office of the Hearing Clerk, Food and Drug Administration, Room 6-86, 5600 Fishers Lane, Rockville, MD 20852, during regular working hours Monday through Friday, and may be purchased from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22151.

The Cooper Committee recommended an immediate, systematic review of existing medical devices, and classification of these devices into three categories: (1) Those requiring premarketing clearance, (2) those for which standards would be appropriate, and (3) those which should be exempt from premarketing review and standards. The Secretary requested that the Commissioner of Food and Drugs immediately undertake an industry-wide inventory of existing medical devices, and their classification into the three categories listed above, pending introduction and enactment of appropriate new medical device legislation.

In 1972, an inventory of existing medical devices was developed. Information for this inventory was obtained by sending questionnaires to over 4,000 addresses in the United States. From the approximately 2,000 replies received, 1,100 manufacturers in the United States were identified as supplying medical devices. From these manufacturers a list of approximately 8,000 devices was developed.

The classification of devices which was requested by the Secretary has been initiated by dividing all devices into 14 separate categories generally based on medical specialties. These are: orthopedics; cardiovascular; dental; anesthesiology; obstetrics and gynecology; gastroenterology and urology; ear, nose, and throat; plastic and general surgery; ophthalmology; neurological disease; general hospital and personal use; physical medicine (physiatry); radiology; and clinical pathology.

The Commissioner has established the first ten panels to review and classify devices that fall within their respective medical specialty areas. The Commissioner now is preparing to establish panels for general hospital and personal use devices and for devices used in physical medicine (physiatry).

Notice is hereby provided for all interested persons to nominate qualified physicians, engineers, or scientists to serve on these two device classification panels. Nominations for these qualified

NOTICES

experts are invited from individuals and from consumer, industry, and professional organizations, and should be sent to:

Dr. Carl W. Bruch, Food and Drug Administration, Bureau of Medical Devices & Diagnostic Products (HFM-120), 5600 Fishers Lane, Rockville, MD 20852.

Nominations must state that the person nominated is aware of the nomination, is interested in becoming involved in this effort, and appears to have no conflict of interest. A complete curriculum vitae must be enclosed with each nomination. Nominees shall be qualified by training, education, and experience in the field of medical devices and have particular expert knowledge in the specialty area concerned.

The Commissioner has concluded that, in addition to qualified experts, each panel should also include one non-voting representative of the consumer interests and one non-voting representative of the regulated industry. A separate notice published elsewhere in this issue of the *FEDERAL REGISTER* requests nominations for consumer representatives for the remaining four device classification panels.

Accordingly, any group or organization interested in participating in the selection of an appropriate representative of the regulated industry for each panel should send such nominations to Dr. Carl W. Bruch at the address given above. Separate nominations should be specified for each panel. After receipt of such nominations, a list of the nominees for the industry representative for each panel will be compiled and submitted to each industry group or organization responding. The responding parties, after deliberating among themselves, will select the industry representative. If the responding parties do not provide the name of the industry representative for each panel by a predetermined date, the Food and Drug Administration will choose the industry representative.

It will be the responsibility of the non-voting industry member of the panel to represent the industry interests in all deliberations.

To be considered, nominations of experts to serve on the two panels now being formed, and letters from industry groups and organizations expressing an interest in participating in the selection of an industry non-voting member for each panel, must be received on or before May 30, 1974.

The Commissioner is preparing and will publish in the *FEDERAL REGISTER* a description of how the panels will function. An opportunity will be provided for all interested persons to present information and views to the panels for their consideration in the classification process.

Dated: March 28, 1974.

WILLIAM F. RANDOLPH,
Acting Associate
Commissioner for Compliance.

[FR Doc. 74-7728 Filed 4-3-74; 8:45 am]

BIOMETRIC AND EPIDEMIOLOGICAL
METHODOLOGY ADVISORY COMMITTEE

Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; 5 U.S.C. App.), the Food and Drug Administration announces the renewal by the Secretary, Department of Health, Education, and Welfare, of the Biometric and Epidemiological Methodology Advisory Committee for an additional period of two years beyond March 7, 1974.

Authority for this committee will expire March 7, 1976, unless the Secretary formally determines that continuance is in the public interest.

Dated: March 27, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 74-7734 Filed 4-3-74; 8:45 am]

PANEL ON REVIEW OF ANTIMICROBIAL
AGENTS

Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; 5 U.S.C. App.), the Food and Drug Administration announces the renewal by the Secretary, Department of Health, Education, and Welfare, of the Panel on Review of Antimicrobial Agents for an additional period of two years beyond March 16, 1974.

Authority for this committee will expire March 16, 1976, unless the Secretary formally determines that continuance is in the public interest.

Dated: March 27, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 74-7733 Filed 4-3-74; 8:45 am]

PANEL ON REVIEW OF CARDIOVASCULAR
DEVICES

Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; 5 U.S.C. App.), the Food and Drug Administration announces the renewal by the Acting Secretary, Department of Health, Education, and Welfare, of the Panel on Review of Cardiovascular Devices for an additional period of two years beyond March 22, 1974.

Authority for this committee will expire March 22, 1976, unless the Secretary formally determines that continuance is in the public interest.

Dated: March 27, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 74-7732 Filed 4-3-74; 8:45 am]

RESPIRATORY AND ANESTHETIC DRUGS
ADVISORY COMMITTEE

Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; 5 U.S.C. App.), the Food and Drug Administration announces the renewal by the Acting Secretary, Department of Health, Education, and Welfare of the Respiratory and Anesthetic Drugs Advisory Committee for an additional period of two years beyond March 23, 1974.

Authority for this committee will expire March 23, 1976, unless the Secretary formally determines that continuance is in the public interest.

Dated: March 27, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 74-7731 Filed 4-3-74; 8:45 am]

National Institutes of Health

ALLERGY AND IMMUNOLOGY STUDY
SECTION, ET AL.

Notice of Meetings

Pursuant to Public Law 92-463, notice is hereby given of meetings of the following study sections and the individuals from whom summaries of meetings and rosters of committee members may be obtained.

The Chief, Grants Inquiries Office of the Division of Research Grants, Mr. Richard Turlington, will furnish summaries of the meetings and rosters of committee members. Substantive information may be obtained from each Executive Secretary whose name, room number and telephone extension are listed below his Study Section. Mr. Turlington and the Executive Secretaries are all located in the Westwood Building, National Institutes of Health, Bethesda, Maryland 20201. Mr. Turlington's room number is 448, telephone area code 301-496-7441. Anyone planning to attend a meeting should contact the Executive Secretary to confirm the exact meeting time.

These meetings will be open to the public to discuss administrative details relating to Study Section business for approximately one hour at the beginning of the first session of the first meeting and closed thereafter in accordance with the provisions set forth in section 552(b) 4 Title 5 U.S. Code and section 10(d) of P.L. 92-463, in order to review, discuss and evaluate and/or rank grant applications. Attendance by the public will be limited to space available.

NOTICES

Study section	May meetings	Time	Location
Allergy and Immunology: Dr. Mischa E. Friedman, Room 320, Telephone 496-7380.	9-11	8:30	Holiday Inn, Franklin Room, Chevy Chase, Md.
Biochemistry: Dr. William R. Sanslone, Room 350, Telephone 495-7516.	6-8	9:00	Bldg. 31, Room 4, Bethesda, Md.
Biophysics and Biophysical Chemistry B: Dr. John B. Wolff, Room 233, Telephone 496-7070.	10-11	8:30	Bldg. 31, C-Wing, Room 7, Bethesda, Md.
Cell Biology: Dr. Evelyn A. Horenstein, Room 238, Telephone 496-7020.	8-10	9:00	United Inn, Bethesda, Md.
Hematology ¹ : Dr. Joseph E. Hayes, Jr., Room 355, Telephone 496-7508.	2-3	-----	
Immunobiology: Dr. James H. Turner, Room A-25, Telephone 496-7780.	10-11	9:00	Holiday Inn, Pennsylvania Room, Bethesda, Md.
Molecular Biology: Dr. Donald T. Disque, Room 328, Telephone 496-7830.	3-4	8:30	Bldg. 31, C-Wing, Room 8, Bethesda, Md.
Neurology B: Dr. Willard L. McFarland, Room 2A-10, Telephone 496-7422.	2-3	8:30	Sheraton Inn, Hacienda Room, Silver Spring, Md.
Physiological Chemistry: Dr. Robert L. Ingram, Room 338, Telephone 496-7837.	10-11	9:00	Holiday Inn, Connecticut Room, Bethesda, Md.
Radiation ¹ : Dr. Robert L. Straube, Room 248, Telephone 496-7510.	3	-----	
Toxicology: Dr. Rob S. McCutcheon, Room 226, Telephone 496-7570.	9-10	8:30	Westwood Bldg., Room C, Bethesda, Md.
Virology: Dr. Claire H. Winestock, Room 340, Telephone 496-7128.	10-11	8:30	Holiday Inn, Bethesda, Md.

¹ Please contact the executive secretary for time and place of meeting.

(Catalog of Federal Domestic Assistance Program Nos. 13.010, 13.011, 13.104, 13.105, 13.106, 13.200, 13.201, 13.202, 13.203, 13.204, 13.205, 13.206, 13.207, 13.208, 13.210, 13.211, 13.212, 13.213, 13.214, 13.215, 13.216, 13.217, 13.218, 13.220, 13.223, 13.224, 13.225, 13.226, 13.227, 13.228, 13.229, 13.230, 13.231, 13.232, 13.233, 13.234, 13.235, 13.237, 13.238, 13.239, 13.240, 13.241, 13.242, 13.243, 13.244, 13.246, 13.247, 13.248, 13.249, 13.250, 13.251, 13.252, 13.253, 13.254, 13.300, 13.302, 13.303, 13.304, 13.305, 13.306, 13.307, 13.308, 13.311, 13.312, 13.313, 13.315, 13.316, 13.318, 13.319, 13.320, 13.321, 13.322, 13.323, 13.324, 13.326, 13.327, 13.329, 13.330, 13.332, 13.333, 13.334, 13.336, 13.337, 13.338, 13.339, 13.340, 13.341, 13.342, 13.344, 13.345, 13.348, 13.350, 13.352, 13.353, 13.354, 13.355, 13.357, 13.358, 13.359, 13.360, 13.361, 13.362, 13.363, 13.364, 13.366, 13.367, 13.368, 13.369, 13.370, 13.372, 13.373, 13.374, National Institutes of Health, DHEW)

Dated: March 26, 1974.

LEON W. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7752 Filed 4-3-74;8:45 am]

AUTOMATION IN THE MEDICAL LABORATORIES SCIENCES REVIEW COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Automation in the Medical Laboratory Sciences Review Committee, May 8-9, 1974, 9 a.m., National Institutes of Health, Building 31C, Conference Room 7. This meeting will be open to the public from 9 a.m. to 12 m. (noon), May 8, 1974, for opening remarks and general discussion and closed to the public from 1 p.m. to 5 p.m., May 8, and from 9 a.m. to 5 p.m., May 9, 1974, to review, discuss, evaluate, and rank contract proposals in accordance with the provisions set forth in section 552(b) 4 of Title 5 U.S. Code for grants and contracts and 10(d) of Pub. L 92-463. Attendance by the public will be limited to space available.

Mr. Paul Deming, Research Reports Officer, NIGMS, Building 31, Room 4A46, Bethesda, Maryland 20014, Telephone: 301, 496-5676, will furnish a summary of the meeting and a roster of committee members.

Substantive program information may be obtained from Dr. Robert S. Melville,

Executive Secretary, Westwood Building, Room 954, Telephone: 301, 496-7081.

(Catalog of Federal Domestic Assistance Program Nos. 13.335 and 13.331, National Institute of General Medical Sciences, NIH.)

Dated: March 22, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7746 Filed 4-3-74;8:45 am]

BIOMEDICAL LIBRARY REVIEW COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Biomedical Library Review Committee, National Library of Medicine, May 1-2, 1974, 8:30 a.m. to 5:00 p.m. each day, at the National Library of Medicine. This meeting will be open to the public from 8:30 a.m. to 11:00 a.m. on May 1 to discuss administrative reports and program developments, and closed to the public from 11:00 a.m. to 5:00 p.m. on May 1 and all day May 2 to review grant applications, in accordance with the provisions set forth in section 552(b) 4 of Title 5 U.S. Code and section 10(d) of Pub. L. 92-463. Attendance by the public will be limited to space available.

The Executive Secretary who will furnish summaries of both the open and closed meeting portions, a roster of committee members, and substantive program information is: Dr. Roger W. Dahlen, Chief, Division of Biomedical Information Support, Extramural Programs, National Library of Medicine, 8600 Rockville Pike, Bethesda, Maryland 20014, Telephone No. 301-496-4191.

(Catalog of Federal Domestic Assistance Program Nos. 13.348 and 13.351, National Institutes of Health.)

Dated: March 22, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7747 Filed 4-3-74;8:45 am]

BOARD OF SCIENTIFIC COUNSELORS

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Institute of Arthritis, Metabolism, and Digestive Diseases, April 19-20, 1974, National Institutes of Health, Building 4, Room 336. This meeting will be open to the public from 9:00 a.m. to 10:00 a.m. on April 19 to discuss the general trend in research as regards arthritis, metabolism, and digestive diseases. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552(b) 6 Title V, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public from 10:00 a.m. April 19 to adjournment April 20 for the critique and evaluation of the NIAMDD intramural program, and review of the performance of an investigator's project.

Mr. Victor Wartofsky, Information Officer, NIAMDD, NIH, Building 31, Room 9A04, Bethesda, Maryland 20014, (301) 496-3583, will provide summaries of meetings and rosters of committee members.

Dated March 22, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7745 Filed 4-3-74;8:45 am]

BOARD OF SCIENTIFIC COUNSELORS

Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Institute of Environmental Health Sciences, May 10-11, 1974, National Institute of Environmental Health Sciences, Building 1 Conference Room, Research Triangle Park, North Carolina. This meeting will be open to the public from 9:00 a.m. to 11:15 a.m. on May 10 to discuss brief reports of progress in each Branch of the NIEHS intramural program since the January 1974 meeting of the Board, and to discuss recent legislative developments, congressional hearings and other items of interest. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552(b) 6 Title V, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public from 11:15 a.m. May 10 to adjournment May 11 for evaluation and discussion of indepth reviews of the Environmental Biophysics Branch and the Environmental Biometry Branch.

The Executive Secretary, Dr. David P. Rall, Director, National Institute of Environmental Health Sciences, Research Triangle Park, North Carolina 27709, (919) 549-8411, extension 3201, will furnish summaries of the meeting, rosters of

NOTICES

committee members and substantive program information.

Dated: March 26, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7750 Filed 4-3-74;8:45 am]

COMMITTEE ON CANCER IMMUNOTHERAPY

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Committee on Cancer Immunotherapy, National Cancer Institute, Thursday, April 25, 1974, from 11:00 a.m. to 3:00 p.m., National Institutes of Health, Building 10, Room 4B17. This meeting will be open to the public from 11:00 a.m. to 11:30 a.m., April 25, 1974, to discuss general business. Attendance by the public will be limited to space available. The meeting will be closed to the public from 11:30 a.m. to adjournment, April 25, 1974, to review contract proposals in the field of tumor immunology, in accordance with the provisions set forth in section 552(b) 4 of Title 5 U.S. Code and section 10(d) of P.L. 92-463.

Mrs. Marjorie F. Early, Committee Management Officer, NCI, Building 31, Room 3A16, National Institutes of Health, Bethesda, Maryland 20014 (301/496-5708) will furnish summaries of the open/closed meeting and roster of committee members.

Dorothy Windhorst, Executive Secretary, Building 10, Room 4B17, National Institutes of Health, Bethesda, Maryland 20014 (301/496-1791) will provide substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.825, National Institutes of Health.)

Dated March 18, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7753 Filed 4-3-74;8:45 am]

GENERAL CLINICAL RESEARCH CENTERS COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the General Clinical Research Centers Committee, Division of Research Resources, May 8 and 9, 1974, National Institutes of Health, Building 31, Conference Room 9. This meeting will be open to the public on May 8 from 9:00 a.m. to 9:30 a.m. to discuss future plans of the Committee and general announcements. Attendance by the public will be limited to space available. The meeting will be closed to the public on May 8 from 9:30 a.m. to adjournment on May 9 to discuss and evaluate grant applications in accordance with the provisions set forth in sec-

tion 552(b) 4 of Title 5, U.S. Code and section 10(d) of Pub. L. 92-463.

Mr. James Augustine, Health and Science Reports Officer, Division of Research Resources, Building 31, Room 5B39, Bethesda, Maryland 20014, 496-5545 will provide summaries of meetings and rosters of Committee members.

Dr. William DeCesare, Executive Secretary, Division of Research Resources, Building 31, Room 4B13, Bethesda, Maryland 20014, 496-6595 will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.333, National Institutes of Health)

Dated: March 22, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7748 Filed 4-3-74;8:45 am]

GENERAL RESEARCH SUPPORT PROGRAM ADVISORY COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the General Research Support Program Advisory Committee, Division of Research Resources, May 1-3, 1974, National Institutes of Health, Building 31, Conference Room 4. This meeting will be open to the public from 8:30 a.m. to 5:00 p.m., May 1 to discuss policies and guidelines for the Minority Biomedical Support participation of American Indians, 4-year institutions and 2-year colleges, and on May 3 from 8:30 a.m. to adjournment for reports by the General Research Support Grant/Biomedical Sciences Support Grant subcommittees and for discussion of the transitional usage of the NIH General Research Support Program authority. Attendance by the public will be limited to space available. The meeting will be closed to the public on May 2 from 8:30 a.m. to 5:00 p.m. to review, discuss, and evaluate grant applications in accordance with provisions set forth in section 552(b) 4 of Title 5 U.S. Code for grants and section 10(d) of Pub. L. 92-463.

The Health and Science Reports Officer who will furnish summaries of the meeting and roster of Committee members is Mr. James Augustine, Division of Research Resources, Building 31, Room 5B39, Bethesda, Maryland 20014, 496-5545.

The Executive Secretary from whom substantive information may be obtained is Dr. Ciriaco Q. Gonzales, Building 31, Room 4B04, Bethesda, Maryland 20014, 496-6743.

(Catalog of Federal Domestic Assistance Program Nos. 13.337 and 13.375, National Institutes of Health)

Dated: March 26, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7751 Filed 4-3-74;8:45 am]

VISION RESEARCH PROGRAM COMMITTEE

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Vision Research Program Committee, National Eye Institute, April 30, 1974, Holiday Inn, Lido Beach, Sarasota, Florida. This meeting will be open to the public from 9:00 a.m. to 10:30 a.m. for a report by the chairman, Dr. Mansour Armaly, on the National Advisory Eye Council Subcommittee program evaluation on the Retinal and Choroidal Diseases program, a preliminary report on the National Eye Institute's Cataract and Cornea programs, and a discussion on the Specialized Clinical Research Center Grants. Attendance by the public is limited to space available. The meeting will be closed to the public from 10:30 a.m. to adjournment for the review of grant applications in accordance with provisions set forth in section 552(b) 4 of Title 5, U.S. Code, and section 10(d) of Pub. L. 92-463.

The Information Officer who will furnish summaries of the meeting and rosters of committee members is Mr. Julian Morris, National Eye Institute, Building 31, Room 6A-27, National Institutes of Health, Bethesda, Md., 496-5248. Substantive program information may also be obtained from Dr. Wilford L. Nusser, Chief, Scientific Programs Branch, National Eye Institute, Building 31, Room 6A-47, National Institutes of Health, 496-5301.

(Catalog of Federal Domestic Assistance Program No. 13.331, National Institutes of Health.)

Dated: March 22, 1974.

LEON M. SCHWARTZ,
Associate Director for Administration, National Institutes of Health.

[FR Doc.74-7749 Filed 4-3-74;8:45 am]

Office of Education

FOREIGN LANGUAGE AND AREA STUDIES FELLOWSHIPS

Criteria for Funding of Applications for Fiscal Year 1974

Pursuant to the authority contained in section 601(b) of the National Defense Education Act of 1958, as amended (20 U.S.C. 511(b)), the Commissioner of Education will evaluate applications submitted by institutions of higher education for foreign language and area studies fellowships on the basis of the criteria set forth below.

Section 601(b) of the National Defense Education Act authorizes the Commissioner to pay stipends to individuals undergoing advanced training in modern foreign languages and area studies, international studies, and the international aspects of professional and other fields of study. In order to properly carry out this activity and to insure that such individuals receive training in programs of high quality, the Commissioner requests applications from institutions of higher

NOTICES

education for a quota of fellowships. The Commissioner then allocates quotas of fellowships to institutions whose applications he has approved.

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting consideration and processing under the program, it has been determined that to resort to proposed rule making procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b)).

The criteria read as follows:

In addition to evaluation on the basis of the criteria found in the Office of Education General Provisions at 45 CFR 100a.26(b) (38 FR 30654, November 6, 1973) the Commissioner will evaluate applications for a quota of foreign language and area studies fellowships from institutions of higher education in accordance with the following criteria.

(a) The quality of the institution's existing foreign language and area studies program as evidenced by course offerings, faculty, and library holdings;

(b) The degree to which the institution proposes to have intrainstitutional cooperation with other foreign language and area programs and the nature and extent of coordination with the institution's professional schools and other special university programs;

(c) The degree of institutional commitment to the development of the program, as evidenced by faculty appointments, university scholarships and teaching assistantships, and funding of library acquisitions;

(d) The degree requirements of the institution's foreign language and area studies programs with special emphasis on the extent to which that degree requires proficiency in one or more foreign language;

(e) The extent to which the institution's foreign language and area studies program provides extracurricular activities which enhance the student's foreign language proficiency and knowledge of the world area he is studying; and

(f) Lowest priority will be given to applications for fellowships in French, German, or Iberian Spanish.

(20 U.S.C. 511(b)).

Effective date. These criteria shall become effective May 6, 1974.

Dated: March 7, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

(Catalog of Federal Domestic Assistance Program: 13.434 Foreign Language and Area Studies—Fellowships)

[FR Doc.74-7802 Filed 4-3-74;8:45 am]

FOREIGN LANGUAGE AND AREA STUDIES FELLOWSHIPS

Notice of Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in section 601(b) of Title VI of the National Defense Education Act of 1958, as amended (20 U.S.C. 511(b)), applications are being accepted from institutions of higher education for a quota of fellowships under the Language and Area Studies Fellowships Program.

Such applications must be received by the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, SW, Washington, D.C. 20202 (mailing address: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, S.W., Washington, D.C. 20202, Attention: 13.434), on or before May 9, 1974.

An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than the fifth calendar day prior to the closing date (or if such fifth calendar day is a Saturday, Sunday, or Federal holiday, not later than the next following business day), as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. (In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.)

Information and application forms may be obtained from the Language and Area Fellowships Program, U.S. Office of Education, Room 3669, 7th and D Sts., SW, Washington, D.C. 20202.

(20 U.S.C. 511(b))

(Catalog of Federal Domestic Assistance Number 13.434; Higher Education—Language and Area Fellowships Program)

Dated: March 14, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

[FR Doc.74-7803 Filed 4-3-74;8:45 am]

GRADUATE AND UNDERGRADUATE INTERNATIONAL STUDIES PROGRAMS

Criteria for Funding of Applications for Fiscal Year 1974

Pursuant to the authority contained in section 601(a) of the National Defense Education Act of 1958, as amended (20 U.S.C. 511(a)), the Commissioner of Education will evaluate applications submitted by institutions of higher edu-

tion for grants for graduate and undergraduate international studies programs on the basis of the criteria set forth below.

Section 601(a) authorizes the Commissioner to make grants to institutions of higher education to establish, equip, and operate graduate and undergraduate programs in international studies and the international aspects of professional and other fields of study.

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting consideration and processing under the program, it has been determined that to resort to proposed rule making procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b)).

The criteria read as follows:

In addition to evaluation on the basis of criteria found in the Office of Education General Provisions at 45 CFR 100a.26(b) (38 FR 30654, 30664, November 6, 1973) the Commissioner will further evaluate applications for Federal support to graduate and undergraduate international studies programs in accordance with the following criteria.

1. *Graduate programs.* (a) The international nature, contemporary relevance, and interdisciplinary and comparative dimensions of the program;

(b) The extent to which provision is made for evaluation of the effect of the program on the students receiving training, the campus, the community, local teachers, and neighboring institutions of higher education;

(c) The institution's capability to provide foreign language study as a part of each student's international studies experience;

(d) The commitment of the institution toward the establishment and operation of the programs as evidenced by the thoroughness of preparation of the program, maximum use of available resources including institutional financial support, and the overall quality of the program;

(e) The probability that a clearly improved educational experience will be available at the institution for prospective students within two years and that the program will be continued after Federal support is withdrawn.

(20 U.S.C. 511(a)).

2. *Undergraduate programs.* (a) The extent to which provisions are made for evaluation of the effect of the program on students receiving training, the campus, the community, local teachers, and neighboring institutions of higher education.

(b) The commitment of the institution toward the establishment and operation of the program as evidenced by the thoroughness of preparation of the program, maximum use of available resources including institutional financial support,

and the overall quality of the program.

(c) The institution's capability to provide foreign language study as a part of each student's international studies experience.

(d) The probability that a clearly improved educational experience will be available at the institution for prospective students within two years and that the program will be continued after Federal support is withdrawn.

(20 U.S.C. 511(a)).

Effective date. These criteria shall become effective May 6, 1974.

(Catalog of Federal Domestic Assistance Program: 13.435 Foreign Language and Area Studies—Centers)

Dated: March 7, 1974.

JOHN OTTINA,

U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,

*Acting Secretary of Health,
Education, and Welfare.*

[FR Doc. 74-7800 Filed 4-3-74; 8:45 am]

GRADUATE AND UNDERGRADUATE INTERNATIONAL STUDIES PROGRAMS

Notice of Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in section 601(a) of Title VI of the National Defense Education Act of 1958, as amended (20 U.S.C. 511(a)), applications are being accepted from institutions of higher education for grants under the Graduate and Undergraduate International Studies Programs.

Applications must be received by the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, SW, Washington, D.C. 20202 (mailing address: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, SW, Washington, D.C. 20202, Attention: 13.435), on or before May 9, 1974.

An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than the fifth calendar day prior to the closing date (or if such fifth calendar day is a Saturday, Sunday, or Federal holiday, not later than the next following business day), as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. (In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.)

Information and application forms may be obtained from the Language and Area Centers Program, U.S. Office of

Education, Room 3671, 7th and D Streets, SW, Washington, D.C. 20202.

(20 U.S.C. 511(a))

(Catalog of Federal Domestic Assistance Number 13.435: Higher Education—Language and Area Centers Program)

Dated: March 14, 1974.

JOHN OTTINA,

U.S. Commissioner of Education.

[FR Doc. 74-7801 Filed 4-3-74; 8:45 am]

NATIONAL ADVISORY COUNCIL ON VOCATIONAL EDUCATION

Notice of Public Meeting

Notice is hereby given, pursuant to PL-92-463, that the next meeting of the National Advisory Council on Vocational Education will be held on April 22, 1974, from 9 a.m. to 5 p.m., local time at the Ramada Inn, Washington, D.C.

The National Advisory Council on Vocational Education is established under section 104 of the Vocational Education Amendments of 1968 (20 U.S.C. 1244). The Council is directed to advise the Commissioner of Education concerning the administration of, preparation of general regulations for, and operation of, vocational education programs, supported with assistance under the act; review the administration and operation of vocational education programs under the act; including the effectiveness of such programs in meeting the purposes for which they are established and operated, make recommendations with respect thereto, and make annual reports of its findings and recommendations to the Secretary of HEW for transmittal to the Congress; and conduct independent evaluation of programs carried out under the act and publish and distribute the results thereof.

The meetings of the Council shall be open to the public. The proposed agenda includes:

April 22: Report from the Office of Education
Report from Panel on Legislation
Discussion of Recommendations
for Vocational Education Legislation

Records shall be kept of all Council proceedings and shall be available for public inspection at the office of the Council's Executive Director, located in Suite 412, 425-13th Street, NW, Washington, D.C. 20004.

Signed at Washington, D.C. on March 28, 1974.

CALVIN DELLEFIELD,
Executive Director.

[FR Doc. 74-7785 Filed 4-3-74; 8:45 am]

EDUCATION PROFESSIONS DEVELOPMENT; BILINGUAL EDUCATION TRAINING PROGRAM

Criteria for Funding Applications in Fiscal Year 1974

Pursuant to the authority contained in sections 501(b) and 531 of title V of the

Higher Education Act of 1965 as amended (20 U.S.C. 1091(b) and 1119), the Commissioner of Education will evaluate on the basis of criteria set forth below, applications for fiscal year 1974 funds submitted by institutions of higher education, State educational agencies and local educational agencies under the Bilingual Education Training Program. The Bilingual Education Training Program is designed to increase the number of qualified educational personnel serving or preparing to serve in bilingual education programs for children with limited English-speaking ability and to increase the number of educational institutions or agencies capable of training such personnel. (As used in this notice, "children of limited English-speaking ability" means children who come from environments with a dominant language other than English, and "bilingual education" means the use of two languages, one of which is English, as mediums of instruction.)

Awards under this program will be subject to the Office of Education General Provisions, (38 FR 30654 et seq.) and the program regulations for the Education Professions Development Program published as a proposed regulation as 45 CFR Part 174 (38 FR 17502 et seq.).

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b))

The criteria read as follows:

In addition to evaluation on the basis of the criteria published in the *FEDERAL REGISTER* of July 2, 1973 (38 FR 17502, 17506-7) as a proposed rule (45 CFR 174.83), and the criteria found in the Office of Education General Provisions regulation, 45 CFR 100a.26(b) (38 FR 30654, 30664, November 6, 1973) the Commissioner will evaluate applications for Federal support for the training of teachers for service in bilingual education programs for children with limited English-speaking ability in accordance with the following criteria.

1. The extent to which the program or project will result in educational personnel better prepared to teach children of limited English-speaking ability or educational personnel better prepared to train such teachers;

2. The extent to which the program or project will increase the capability of an institution to train educational personnel in bilingual education;

3. The extent to which the training of personnel under the program or project is coordinated with, or supportive of, projects funded under the Bilingual Education Program authorized by Title VII of the Elementary and Secondary Education Act of 1965 or with projects of the type that may be supported under that program;

4. The extent to which the proposed program or project is directed toward the

NOTICES

educational personnel needs of a particular school or school district serving children of limited English-speaking ability;

5. The extent to which the teaching techniques and methods proposed for trained educational personnel are effective for bilingual education;

6. Under 45 CFR 100a.26(b)(8)(ii): the extent to which the proposed program includes effective procedures for evaluating the impact of the program or project in terms of the number and effectiveness of teachers serving in bilingual education programs; and

7. The extent to which the trainees are or will be trained to be literate in and able to teach in the non-English language involved.

(20 U.S.C. 1091(b) and 1119)

Effective date. The criteria set forth herein shall become effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

(Catalog of Federal Domestic Assistance No. 13.506, Bilingual Education Training Program)

[FR Doc.74-7806 Filed 4-3-74;8:45 am]

EDUCATION PROFESSIONS DEVELOPMENT; CATEGORICAL PROGRAMS

Criteria for the Funding of Applications for Fiscal Year 1974

Pursuant to the authority contained in section 531 of title V of the Higher Education Act of 1965, as amended (20 U.S.C. 1119), the Commissioner of Education will evaluate on the basis of criteria set forth below, applications for continuation grants under the Educational Personnel Development "Categorical" Programs. "Categorical" Programs refer to those training programs authorized by Part D of title V of the Higher Education Act whose major thrust is training in areas other than the training of educational personnel serving Indian and exceptional children and children with limited English speaking ability. "Categorical" Programs include such programs as the Early Childhood, School Personnel Utilization, Training the Trainers of Teachers—PROJECT OPEN, Pupil Personnel Services, Educational Leadership, Training of Managers of Educational and Institutional Change, Teacher Training in Developing Institutions, and Volunteers in Education programs.

The Early Childhood Program is designed to train the trainers of educational personnel who work with children aged three to nine years, and to improve the quality of early childhood training programs in colleges and universities.

The School Personnel Utilization Program is designed to stimulate the development and establishment of improved

patterns of staff utilization in the elementary and secondary schools.

The Training the Trainers of Teachers—PROJECT OPEN Program is a limited effort to exploit maximally the findings of the TTT Program, particularly regarding the interdependence of the educational system and other systems of society, and the consequent need to provide intensified interaction between them in order to make education more responsive and effective.

The Pupil Personnel Services Program provides training for school counselors and guidance personnel.

The Educational Leadership Program provides training in educational administration to exceptionally promising persons recruited usually from fields other than education, and promotes collaboration of school systems and universities in carrying out such training.

The Training of Managers of Educational and Institutional Change Program provides graduate level training to administrators and potential administrators to enable them to cope with and, as needed, bring about educational change. The training stresses organizational development, systems management, and related experiences.

The Teacher Training in Developing Institutions Program is designed to strengthen the teacher training capability of those institutions.

The Volunteers in Education Program is designed to improve the quality of education by (1) attracting and training special categories of volunteers in education and coordinators of such volunteers in order to provide more effective support services to educationally disadvantaged children and adults, and (2) training school personnel to utilize volunteers effectively.

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b))

Awards under this program will be subject to the Office of Education General Provisions (38 FR 30654 et seq. Nov. 6, 1973) and the program regulations for the Education Professions Development Program published as a proposed regulation as Part 174 of Chapter I of Title 45 of the Code of Federal Regulations (38 FR 17502 et seq. July 2, 1973).

The criteria read as follows:

In addition to evaluation on the basis of criteria published in the FEDERAL REGISTER of July 2, 1973 (38 FR 17502, 17506-7) as a proposed regulation (45 CFR 174.83), and the criteria found in the Office of Education General Provisions at 45 CFR 100a.26(b) (38 FR 30654, 30664—November 6, 1973), the Commissioner will evaluate applications for continuation grants from fiscal year 1974

funds under all the Educational Personnel Development "Categorical" Programs in accordance with the following criteria:

1. Whether the continuation of the program or project will permit the accomplishment of important project objectives;

2. Whether the continuation of the program or project will allow the completion of specially promising training developments initiated within the scope of the original grant;

3. Whether the continuation of the program or project will provide training to utilize, adapt or install promising training approaches developed through previous programs or projects funded under Education Professions Development Program;

4. Whether the additional costs are reasonable in relation to expected benefits; and

5. In the case of grantees who have received funds to initiate fundamental changes in their institution, the degree of change in the grantee institution and the effectiveness of such change.

(20 U.S.C. 1119)

Effective date. The criteria set forth above shall become effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

(Catalog of Federal Domestic Assistance No. 13.416: Educational Personnel Development Program)

[FR Doc.74-7810 Filed 4-3-74;8:45 am]

EDUCATION PROFESSIONS DEVELOPMENT; EXCEPTIONAL CHILDREN PROGRAM

Criteria for Funding Applications for Fiscal Year 1974

Pursuant to the authority contained in section 531 of title V of the Higher Education Act of 1965 as amended (20 U.S.C. 1119), the Commissioner of Education will evaluate on the basis of criteria set forth below, applications for fiscal year 1974 funds submitted by institutions of higher education, State educational agencies and local educational agencies under the Exceptional Children Program. The Exceptional Children Program is designed to provide training to regular classroom teachers, school administrators and other educational personnel and the trainers of such personnel, as opposed to providing training to "special education" personnel, so that such personnel will be able to meet the special educational needs of exceptional children in the regular classroom setting. As used in this notice "exceptional children" means children who have special educational needs as the result of physical, emotional or mental limitations. The

term also includes those exceptionally gifted children who require special educational techniques in order to learn most effectively.

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b))

Awards under this program will be subject to the Office of Education General Provisions (38 FR 30654 et seq., November 6, 1973) and the program regulation for the Education Professions Development Program published as a proposed regulation as 45 CFR Part 174 (38 FR 17502 et seq., July 2, 1973).

The criteria read as follows:

In addition to evaluation on the basis of the criteria published in the FEDERAL REGISTER of July 2, 1973 (38 FR 17502, 17506-7) as a proposed rule (45 CFR 174.83), and the criteria found in the Office of Education General Provisions at 45 CFR 100a.26(b) (38 FR 30654, 30664, November 6, 1973) the Commissioner will evaluate applications for Federal support for the training of teachers and other educational personnel for service in programs for exceptional children in accordance with the following criteria.

A. 1. The extent to which the training provided in the proposed program or project will focus on the teaching of exceptional children in the regular classroom setting;

2. The extent to which the proposed training program or project includes training in the most advanced educational developments and practices affecting the teaching of exceptional children;

3. With regard to proposals submitted by State educational agencies the extent to which the State has developed a comprehensive plan for integrating exceptional children into the regular classroom setting; and

4. The extent to which the proposed training program or project makes suitable provision to meet the special needs of those exceptional children who are intellectually gifted.

B. In selecting applicants for funding the Commissioner will give priority to those training programs and projects meeting the criteria listed in section A which are:

1. designed to respond to recent court decisions or changes in State law requiring the provision of equal educational opportunities to exceptional children;

2. designed to provide specialized short term training to educational personnel who are conducting programs, whether or not funded under the "Exceptional Children's Training Program," to train "regular" educational personnel, as opposed to "special education" personnel, to meet the needs of exceptional children in the regular classroom; or

3. Jointly proposed by an institution of higher education and a local educa-

tional agency, and which include a plan for a collaborative assessment of the needs of the local educational agency in accommodating exceptional children into the regular classroom, the development of organizational structures and program relationships to meet those needs and criteria for assessing the effectiveness of the training.

(20 U.S.C. 1119)

Effective date. The criteria set forth herein shall become effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK C. CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

(Catalog of Federal Domestic Assistance No. 13.417, Exceptional Children Program)

[FR Doc. 74-7808 Filed 4-3-74; 8:45 am]

EDUCATION PROFESSIONS DEVELOPMENT; NEW CAREERS IN EDUCATION PROGRAM

Criteria for Funding Applications in Fiscal Year 1974

Pursuant to the authority contained in section 504 of title V of the Higher Education Act of 1965, as amended (20 U.S.C. 1091c), the Commissioner of Education will evaluate on the basis of criteria set forth below applications for fiscal year 1974 funds submitted by institutions of higher education, State educational agencies, local educational agencies and other public and private agencies, organizations and institutions under the New Careers in Education Program. The New Careers in Education Program is designed to attract qualified persons to the field of education and to encourage artists, craftsmen, artisans, scientists, and persons from other professions and vocation, and homemakers to undertake teaching or related assignments on a part-time basis or for temporary periods.

Awards under this program will be subject to the Office of Education General Provisions (38 FR 30654, et seq.) and the program regulations for the Education Professions Development Program published as a proposed regulation as 45 CFR Part 174 (38 FR 17502 et seq.) and especially §§ 174.11-174.13.

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b))

The criteria read as follows. In addition to evaluation on the basis of the criteria found in the Office of Education General Provisions regulation 45 CFR

100a.26(b) (38 FR 30654, 30664, November 6, 1973) the Commissioner will evaluate applications for Federal support for training under the New Careers in Education Program in accordance with the following criteria:

1. The technical quality of the proposed program;

2. The extent to which the applicant has made a determination of the current and future need for the educational personnel that will be recruited, and the adequacy of such determination;

3. The extent to which the agencies and institutions which will provide positions to the persons recruited under this program have been involved in the planning of the proposal;

4. The extent to which the applicant can assure that recruited personnel will be placed in the positions for which they are recruited; and

5. The extent to which the recruiting methods to be carried out by the applicant can be replicated in other areas where a shortage of similar personnel is indicated.

(20 U.S.C. 1091c)

Effective date. The criteria set forth above shall become effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health, Education, and Welfare.

(Catalog of Federal Domestic Assistance No. 13.545, New Careers in Education)

[FR Doc. 74-7809 Filed 4-3-74; 8:45 am]

EDUCATION PROFESSIONS DEVELOPMENT; TEACHERS FOR INDIAN CHILDREN PROGRAM

Criteria for Funding Applications in Fiscal Year 1974

Pursuant to the authority contained in section 532 of Part D of title V of the Higher Education Act of 1965 as amended (20 U.S.C. 1119a), the Commissioner of Education will evaluate on the basis of criteria set forth below, applications for fiscal year 1974 funds submitted by institutions of higher education and other public and private nonprofit agencies and organizations under the Teachers for Indian Children Program. Section 532 authorizes the Commissioner to make grants to, and contracts with, institutions of higher education and other public and private non-profit agencies and organizations for the purpose of preparing persons to serve as teachers of children living on reservations serviced by elementary and secondary schools for Indian children operated or supported by the Department of the Interior, including public and private schools operated by Indian tribes and by non-profit institutions and organizations of Indian tribes.

NOTICES

Awards under this program will be subject to the Office of Education General Provisions (38 FR 30654 et seq.) and the program regulations for the Education Professions Development Program published as a proposed regulation as 45 CFR Part 174 (38 FR 17502 et seq.).

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553 (b))

The criteria read as follows:

In addition to evaluation on the basis of the criteria published in the FEDERAL REGISTER of July 2, 1973 (38 FR 17506-7) as a proposed rule (45 CFR 174.83), and the criteria found in the Office of Education General Provisions regulation, 45 CFR 100a.26(b) (38 FR 30654, 30664, November 6, 1973), the Commissioner will select applications to be funded on the basis of the following criteria with the further understanding that preference will be given to proposals for the training of Indians, (20 U.S.C. 1119a). The term "Indian" as used herein means any individual living on or off a reservation who (1) is a member of a tribe, band, or other organized group of Indians, including those tribes, bands, or groups terminated since 1940 and those recognized now or in the future by the State in which they reside, or who is a descendant, in the first or second degree, of any such member, or (2) is considered by the Secretary of the Interior to be an Indian for any purpose, or (3) is an Eskimo or Aleut or other Alaska native.

(20 U.S.C. 1221(h))

1. The extent to which the proposed program or project (a) is directed toward the educational personnel needs of schools serving Indian children on a particular reservation and (b) is designed to meet the special educational needs of such children;

2. The extent to which the applicant has, for the purposes of the program or project, established effective communication with the schools which are likely to employ persons trained under such program or project and with the Indian communities whose children are attending such schools, and has consulted with such schools and such communities in the formulation of the proposal;

3. The number and percentage of Indians to be trained in the program or project;

4. The extent to which the proposal includes provision for practicum or work experience;

5. Under 45 CFR 100a.26(b) (8) (ii): the extent to which the proposal includes effective procedures for evaluating the impact of the program or project in terms of the number of and effectiveness of teachers serving in target schools and in terms of meeting the needs of the students attending such schools;

6. The degree to which the training will involve educational approaches which take into account the culture and heritage of Indian children; and

7. The degree to which the training program focuses on approaches, methods and techniques which are pertinent to the education of Indian children.

(20 U.S.C. 1119a)

Effective date. The criteria set forth herein shall become effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

(Catalog of Federal Domestic Assistance No. 13.546, Teachers for Indian Children)

[FR Doc. 74-7807 Filed 4-3-74; 8:45 am]

EDUCATION PROFESSIONS DEVELOPMENT; VOCATIONAL EDUCATION; LEADERSHIP DEVELOPMENT PROGRAM

Criteria for Selection of Individuals for Awards for Fiscal Year 1974; Approval of Leadership Development Programs

Pursuant to the authority of section 552 of Title V of the Higher Education Act of 1965, as amended (20 U.S.C. 1119c-1), the Commissioner of Education will use the criteria set forth below to select individuals for Leadership Development Awards under the Leadership Development Program and will, on the basis of other criteria set forth below, approve Leadership Development Programs of institutions of higher education. The Leadership Development Program authorizes the Commissioner to award stipends to experienced vocational educators to enable them to undertake on a full-time basis advanced study in vocational education in approved vocational educational leadership development programs of institutions of higher education. Under the proposed regulations for this program, State Boards of Vocational Education, as defined in 45 CFR 174.242, recommend individuals to the Commissioner for such awards. 45 CFR 174.244 (38 FR 17502, 17507—July 2, 1973).

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b))

Awards made under this program will be subject to the Office of Education General Provisions (38 FR 30654 et seq., November 6, 1973) and the program regulations developed for the Education Professions Development Programs published as a proposed regulation as 45

CFR Part 174 (38 FR 17502 et seq., July 2, 1973) and especially §§ 174.241-249 (38 FR 17502, 17507).

The criteria read as follows:

A. *Selection criteria for award recipients.* The following criteria will be used by the State Boards of Vocational Education in recommending, and by the Commissioner in selecting, Leadership Development Award recipients.

1. The extent to which the applicant has attained a high level of academic achievement—A minimum grade average of 3.0 out of 4.0 in the applicant's major field of study is a prerequisite for receiving an award;

2. If the applicant has been or is employed, the quality of such work;

3. Whether the applicant in his undergraduate or graduate studies majored in a recognized field of vocational education or in a supporting service or discipline;

4. Evidence of the applicant's commitment to the improvement of vocational education;

5. Evidence of the applicant's leadership potential;

6. The area or level of vocational education in which the applicant is interested in working; and

7. The leadership needs of the State in the field of vocational education.

B. In accordance with section 5542(c) of title V of the Higher Education Act of 1965 (20 U.S.C. 1119c-1(c)) the Commissioner may approve the vocational educational leadership development program of an institution of higher education only upon a finding that

1. The institution offers a comprehensive program in vocational education with adequate supporting services and disciplines such as education administration, guidance and counseling, research, and curriculum development

A comprehensive program includes:

i. A focus on career education;

ii. Training in those leadership skills necessary to increase the participation of the handicapped, minority groups and females in vocational education programs at all levels;

iii. Administrative and programmatic flexibility for individualizing the program while at the same time maintaining high standards of academic and instructional quality;

iv. Resources and supporting services for at least five of the generally recognized fields of vocational education, such as: vocational agriculture, trade and industry, health occupations, vocational home economics, technical, industrial, distributive and office occupations integrated into an articulated comprehensive total approach to vocational education;

v. Supporting services and disciplines (educational administration, guidance and counseling, research, curriculum development, and other academic disciplines appropriate to developing the individual's leadership potential) as exemplified by intra-institutional advisory groups, working agreements, commitment from institutional decision-makers;

NOTICES

vi. Practicum/internship components;
vii. The development of individual competencies related to behavioral objectives;

viii. A focus on systematically familiarizing the individual with new curriculum materials in vocational education;

ix. The incorporation into the program of State, regional and national leadership needs; and

x. Adequate staffing.

2. Such program is designed to further substantially the objective of improving vocational education through providing opportunities for graduate training of vocational education teachers, supervisors, and administrators, and university level vocational education teacher educators and researchers;

3. Such programs are conducted by a school of graduate study in the institution of higher education; and

4. Such program is also approved by the State board for vocational education in the State where the institution is located.

Effective date. These criteria shall be effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

(Catalog of Federal Domestic Assistance Program Number 13.503; Vocational Education Training Leadership Development Program)

[FR Doc. 74-7812 Filed 4-3-74; 8:45 am]

**EDUCATION PROFESSIONS
DEVELOPMENT**

Various Programs; Closing Date for Receipt of Applications for Fiscal Year 1974 Funds

Notice is hereby given that pursuant to the authority contained in sections 501(b), 504, 531, 532 and 551-554 of title V of the Higher Education Act of 1965 as amended (20 U.S.C. 1091(b), 1091c, 1119, 1119a, 1119c-1119c-3), applications are being accepted for funds under the Bilingual Education Training, New Careers in Education, Exceptional Children, Educational Personnel Development-Categorical, Teachers for Indian Children, Vocational Education-Leadership Development and Vocational Education Training-State Systems Programs.

Applications for all the above described programs except the Vocational Education Training-State Systems Program must be received by the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, SW, Washington, D.C. 20202 (mailing address: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, SW, Washington, D.C. 20202), on or before May 8, 1974.

Applications for the Vocational Education Training-State Systems Program

shall be submitted to the Regional Office of the Office of Education serving the area in which the applicant is located and must be received by that Regional Office on or before May 8, 1974. The addresses of the Regional Offices are as follows: The following States should send their applications to Region I—Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

Office of Education
Region I
John Fitzgerald Kennedy Federal Building
Government Center
Boston, Massachusetts 02203

The following States should send their applications to Region II—New York, New Jersey, Puerto Rico, and Virgin Islands.

Office of Education
Region II
Federal Building
26 Federal Plaza
New York, New York 10007

The following States should send their applications to Region III—Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, and West Virginia.

Office of Education
Region III
3535 Market Street
New Gateway Building
Philadelphia, Pennsylvania 19101

The following States should send their applications to Region IV—Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee.

Office of Education
Region IV
Peachtree-Seventh Building
50 7th Street, N.E.
Atlanta, Georgia 30323

The following States should send their applications to Region V—Illinois, Indiana, Minnesota, Michigan, Ohio, and Wisconsin.

Office of Education
Region V
300 S. Wacker Drive
Chicago, Illinois 60607

The following States should send their applications to Region VI—Arkansas, Louisiana, New Mexico, Oklahoma, and Texas.

Office of Education
Region VI
1114 Commerce Street
Dallas, Texas 75202

The following States should send their applications to Region VII—Iowa, Kansas, Missouri, and Nebraska.

Office of Education
Region VII
Federal Office Building
601 East 12th Street
Kansas City, Missouri 64106

The following States should send their applications to Region VIII—Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming.

Office of Education
Region VIII
Federal Office Building
19th and Stout Streets
Denver, Colorado 80202

The following States should send their applications to Region IX—Arizona, California, Hawaii, Nevada, Guam, Trust Territories, and American Samoa.

Office of Education
Region IX
Federal Office Building
50 Fulton Street
San Francisco, California 94102

The following States should send their applications to Region X—Alaska, Idaho, Oregon, and Washington.

Office of Education
Region X
Arcade Building
1321 Second Avenue
Seattle, Washington 98101

Information and applications forms may be obtained from the Division of Educational Systems Development, U.S. Office of Education, 7th and D Streets, SW, Room 3100-ROB-3, Washington, D.C. 20202.

An application sent by mail will be considered to be received on time by the Application Control Center or the Regional Office if:

(1) The application was sent by registered or certified mail not later than the fifth calendar day prior to the closing date (or if such fifth calendar day is a Saturday, Sunday, or Federal holiday, not later than the next following business day), as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. or the Regional Office mail rooms. (In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, the U.S. Office of Education or the Regional Offices.)

(20 U.S.C. 1091(b), 1091c, 1119, 1119a, 1119c-3)

Dated: March 28, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

(Catalog of Federal Domestic Assistance Nos. 13.506, Bilingual Education; 13.545, New Careers in Education; 13.417, Exceptional Children; 13.416, Educational Personnel Development (categorical); 13.546, Teachers of Indian Children; 13.503, Vocational Education-Leadership Development; 13.504, Vocational Education Training-State Systems Program)

[FR Doc. 74-7813 Filed 4-3-74; 8:45 am]

DRUG ABUSE EDUCATION

Community Based Drug Abuse Education Projects; Funding Criteria for Fiscal Year 1974

On December 23, 1972 there was published in the FEDERAL REGISTER as 37 FR 28426 a notice of proposed rule making

NOTICES

which set forth criteria for selection of applications, and other relevant program standards governing the award of grants and contracts to community based public and private nonprofit agencies, institutions, and organizations for "Help Communities Help Themselves" projects under section 4 of the Drug Abuse Education Act of 1970 (21 U.S.C. 1003) designed to support the training of persons from local communities at regional training centers for leadership in the development and administration of drug abuse education programs in their communities.

Interested persons were invited to submit written comments, suggestions, or objections regarding these proposed criteria on or before May 6, 1974. No comments were received.

The Commissioner hereby adopts the proposed criteria which were published in the *FEDERAL REGISTER* on December 23, 1972 for the selection of applications for Fiscal Year 1974 Community Based Drug Abuse Education projects, with changes to reflect the fact that only grants will be awarded.

Effective date. The criteria will be effective on May 6, 1974.

A separate set of selection criteria is planned for school based drug abuse prevention and early intervention projects to be carried out by local educational agencies.

(Catalog of Federal Domestic Assistance Program No. 13.420, Drug Abuse Education Program)

Dated: March 18, 1974.

DUANE J. MATTHEIS,
Acting U.S. Commissioner
of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,
Acting Secretary of Health,
Education, and Welfare.

The proposed Community Based Drug Abuse Education Projects criteria read as follows:

SECTION 1. Grants. As a means of providing assistance to communities in their efforts to establish drug abuse education programs, the Commissioner of Education will award grants to eligible applicants to support the training of persons who will undertake leadership positions in establishing and operating drug abuse education programs in their communities. Such training will take place at regional training centers. The centers will provide the teams with skills which would enable them to return to their communities to assess their drug problems, mobilize their community resources, and develop and administer a coordinated community program for responding to these drug problems. The center will not charge tuition for such training and therefore the funds awarded under this program will be used

to meet the expenses of the trainees undertaking such training.

(21 U.S.C. 1003)

SEC. 2. Eligible applicants. The Commissioner will award grants to community based public and private nonprofit agencies, institutions and organizations. (Examples of communities may include among others neighborhoods, rural areas, school districts, colleges, universities, or military bases.) The communities must be limited geographically and numerically so that the persons to be trained under this program will have a measurable impact on the target population in the community which they seek to serve.

(21 U.S.C. 1003)

SEC. 3. Applications. Applications for grants or contracts under this program shall be in such form and contain such information as the Commissioner may require. However, each application shall demonstrate or describe—

(a) The community in which the leadership team will function including whether the community is of a size that is capable of being affected in a measurable way by the team to be trained;

(b) The degree to which the applicant is representative of the community in which it functions;

(c) The degree of collaboration with other community based or professional groups;

(d) The method of selection of persons to be trained;

(e) The Community's readiness and ability to support a drug education program;

(f) The manner in which the team will be utilized after its training in the development and administration of drug education programs in the community; and

(g) The capability of the applicant to administer the grant and be accountable for its expenditures in accordance with the approved budget.

(21 U.S.C. 1003)

SEC. 4. Assurance of community drug education program. The applicant shall assure that a drug education program will be sponsored and supported in the community upon completion of the training program and that the team members will participate in the development and administration of that program.

(21 U.S.C. 1003)

SEC. 5. Selection of leadership teams. The applicant organization shall be responsible for the selection of team members. Such leadership teams shall be composed of five to seven members representing a variety of professions and backgrounds, who are representative of the community and are capable of functioning together as a team within the community.

(a) Priority shall be given in the selection of team members to persons who as individuals have demonstrated leadership or a potential for leadership within their community prior to selection and have open lines of communication with local institutions and power structures

in the community, and who in the past have demonstrated concern for or interest in drug abuse problems.

(b) Each team selected shall have at least:

(1) One member who is directly involved with elementary and secondary education preferably in a decisionmaking capacity, and

(2) One member—preferably two—between 15-21 years of age.

(c) The applicant organization shall also be responsible for the selection of alternate team members. If a person selected as a team member is unable to undergo training his place shall be taken by an alternate with similar background and experience.

(d) Each person selected by the grantee shall be available to work with the leadership team in the development and administration of a drug education program upon returning from the training sessions. Persons employed, other than self-employed, or representing an institution or agency shall have the assurance of their employer or institution or agency that they will be permitted to work with the leadership team in the development and administration of a drug education program upon returning from the training sessions.

(e) The applicant organization shall designate one member of the team as liaison between the applicant organization and the regional training developmental resource center and between the applicant organization and the Office of Education.

(21 U.S.C. 1003)

SEC. 6. Selection criteria. In determining whether to provide assistance under this program, and in fixing the amount thereof, the Commissioner of Education will consider, in addition to criteria set forth in § 100a.26(b) of 45 CFR Subtitle B, Chapter I, Subchapter A (General Provisions for Office of Education Programs), the following specific factors:

(a) The nature of the applicant organization including details of how it was organized, its size, the elements of the community it represents and the degree of collaboration which exists with other community-based or professional groups;

(b) The nature of the community in which the leadership team will function, its geographical size, population, ethnic composition, socioeconomic level, and type (e.g., inner city, rural, college, military);

(c) The dimension of the drug abuse problem in the community;

(d) The degree of community effort to deal with the drug problem. The persons, organizations, agencies, or institutions responsible for the efforts cited, and a brief assessment of their activities;

(e) The degree of coordination with other community groups or organizations;

(f) The population groups within the community which will be affected by the development of drug abuse prevention programs;

- (g) The manner in which the team members are selected; and
- (h) The manner in which the teams will be utilized after training in the development and administration of drug abuse prevention programs in the communities and the potential impact on the communities involved.

(21 U.S.C. 1003)

Sec. 7. Allowable costs. (a) Funds received under a grant or contract under this program may be used only for the direct costs incident to the training of team members, other than tuition, including:

- (1) Transportation costs to and from the training centers; and
- (2) Subsistence for the team members while attending the training sessions including hardship expenses (i.e., expenses which if not reimbursed would prevent the individual(s) from participating).

(b) Award recipients are expected to provide for the costs of administering their projects from their own resources.

(21 U.S.C. 1003)

Sec. 8. Award amount. Each award can be based on the amount of the estimated costs but may not be in excess of \$5,000. An award which shall represent the maximum amount the applicant may receive, must be accounted for on the basis of allowable costs. The Commissioner shall not entertain requests for increases in the amount of awards.

(21 U.S.C. 1003)

[FR Doc. 74-7805 Filed 4-3-74; 8:45 am]

VOCATIONAL EDUCATION TRAINING; STATE SYSTEMS PROGRAMS

Criteria for the Funding of Applications for Fiscal Year 1974

Pursuant to the authority contained in section 553 of Part F of title V of the Higher Education Act of 1965 as amended (20 U.S.C. 1119c-2), the Commissioner of Education will evaluate on the basis of criteria set forth below applications from State Boards for Vocational Education (i.e., the State board in a State designated or created by State law as the sole State agency responsible for the administration of vocational education, or for supervision of the administration thereof by local educational agencies, in the State) to carry out cooperative arrangements under the Vocational Education Training-State Systems Programs.

Under Vocational Education Training-State Systems Program the Commissioner is authorized to make grants to the above described State Boards to pay the cost of carrying out cooperative arrangements for the training and re-training of experienced vocational education personnel in order to strengthen vocational education programs and the administration of schools offering vocational education. Such cooperative arrangements may be between schools offering vocational education and private business or industry, commercial enterprises, or with other educational insti-

tutions. Projects and activities that may be carried out include the exchange of vocational education teachers and other staff members with skilled technicians or supervisors in industry; the development and operation of cooperative programs involving periods of teaching in schools providing vocational education and periods of experience in commercial, industrial, or other public or private employment related to the subject matter taught in such school; in-service training programs for vocational education teachers and other staff members to improve the quality of instruction, supervision, and administration of vocational education programs; and short-term or regular session institutes, or other pre-service and in-service training programs or projects designed to improve the qualifications of persons entering and re-entering the field of vocational education, except funds may not be used for seminars, symposiums, workshop or conferences unless these are a part of a continuing program of in-service or pre-service training.

In view of the limited time remaining in the fiscal year for affording applicants a reasonable period in which to prepare applications and for permitting full consideration and processing of applications under the program, it has been determined that resort to proposed rulemaking procedures with respect to this notice would be impracticable.

(5 U.S.C. 553(b))

Awards under this program will be subject to the Office of Education General Provisions (38 FR 30654 et seq.—November 6, 1973) and the program regulations for the Education Professions Development Programs published as a proposed regulation as 45 CFR Part 174 (38 FR 17502 et seq.—July 2, 1973) and especially the relevant portions of Subpart F of those regulations (45 CFR 174.251-252) (38 FR 17502, 17508).

The criteria read as follows:

In addition to the review criteria found in 45 CFR 100a.26(b) (published in the FEDERAL REGISTER on November 6, 1973—38 FR 30654, 30664) the Commissioner will fund cooperative arrangements proposed by appropriate State boards of vocational education on the basis of the following criteria:

1. The extent to which the proposed training program is supportive of the systems approach to vocational education personnel development under which the State board identifies the present and future needs of the State for particular areas of vocational education and channels its personnel development program to those areas;

2. The extent to which the training provided under the cooperative arrangement will familiarize education personnel with new curricular materials in vocational education;

3. The extent to which the training provided under the cooperative arrangement involves an area of vocational education which the State in its State plan submitted under the Vocational Educa-

tion Act of 1963 has designated as an area in which there is a critical shortage of highly qualified personnel or as an area in which there is a need for qualified personnel but for which no State or local funds are available to train such personnel;

4. The extent to which the personnel to be trained under a cooperative arrangement include those personnel previously underrepresented in training projects under this program; underrepresented groups include women, handicapped persons, and ethnic and racial minorities;

5. The extent to which the training of administrative personnel under cooperative arrangements will result in better coordination between the administrators of vocational education programs on the State and local levels;

6. The extent to which a cooperative arrangement involving an institution of higher education will develop the capability of that institution to produce highly qualified vocational education personnel; and

7. The extent to which the training provided under a cooperative arrangement will include training in the field of career education. As used in this notice career education means education which attempts to make schooling more meaningful to students of all ages by emphasizing self-determined occupational goals and by providing information, counseling, instruction—and to the extent possible actual experience—in the field(s) of the student's choice.

(20 U.S.C. 119c-2)

Effective date. The criteria set forth herein shall become effective on May 6, 1974.

Dated: March 21, 1974.

JOHN OTTINA,

U.S. Commissioner of Education.

Approved: March 29, 1974.

FRANK CARLUCCI,

*Acting Secretary of Health,
Education, and Welfare.*

(Catalog of Federal Domestic Assistance No. 13.504; State Systems Personnel Development for Vocational Education)

[FR Doc. 74-7811 Filed 4-3-74; 8:45 am]

COLLEGE LIBRARY RESOURCES PROGRAM

Change of Closing Date for Receipt of Applications

Pursuant to the authority contained in Title II, Part A of the Higher Education Act of 1965, as amended (20 U.S.C. 1022-1028), notice was published in the FEDERAL REGISTER on February 6, 1974 (39 FR 4681), establishing a closing date for basic grants under section 202 of the Act, College Library Resources. The purpose of this notice is to establish a changed final closing date for receipt of applications.

Pursuant to the Higher Education Act of 1965, as amended, cited above, the

NOTICES

final closing date for receipt of such basic grant applications is April 22, 1974.

Applications must be received by the U.S. Office of Education, Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, SW., Washington, D.C. 20202 (mailing address: U.S. Office of Education, Application Control Center, 400 Maryland Ave., SW., Washington, D.C. 20202, Attention 13.406) on or before April 22, 1974.

An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than the fifth calendar day prior to the closing date (or if such fifth calendar day is a Saturday, Sunday, or Federal holiday, not later than the next following business day), as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. (In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare or the U.S. Office of Education).

Information and application forms may be obtained from the Division of Library Programs, Bureau of Postsecondary Education, U.S. Office of Education, 400 Maryland Ave., SW., Washington D.C. 20202. ATTN: Library Education and Postsecondary Resources Unit. (20 U.S.C. 1022-1028)

(Catalog of Federal Domestic Assistance Number 13.406 College Library Resources)

Dated: April 1, 1974.

DUANE J. MATTHEIS,
Acting U.S. Commissioner
of Education.

[FR Doc. 74-7881 Filed 4-4-74; 8:45 am]

Office of the Secretary

BOARD OF ADVISORS TO THE FUND FOR
THE IMPROVEMENT OF POSTSECONDARY
EDUCATION

Meeting

Notice of Public Meeting of the Board of Advisors to the Fund for the Improvement of Postsecondary Education.

Notice is hereby given, pursuant to section 10(a)(2) of the Federal Advisory Committee Act (P.L. 92-463), that the next meeting of the Board of Advisors to the Fund for the Improvement of Postsecondary Education will be held on April 10-11, 1974, beginning at 4:00 p.m. April 10 through 4:00 p.m. April 11 at Belmont Conference Center, Elkridge, Maryland. The meeting will be for the sole purpose of considering and formulating advice to the Director of the Fund regarding the approval or disapproval

of proposals submitted to the Fund under the Special Focus Program entitled: New Incentive Structures.

The meeting will not be open to the public, since these proposals are exempt from mandatory disclosure under 5 U.S.C. 552(b) (4) and (6) to the extent that they contain trade secrets, commercial or financial information obtained from a person and privileged or confidential, and to the extent that disclosure of the documents and the discussions thereon would constitute a clearly unwarranted invasion of personal privacy.

A summary of the proceeding of the meeting and a roster of members may be obtained from the Fund for the Improvement of Postsecondary Education, 400 Maryland Avenue, SW, Room 3139, Washington, D.C. 20202; telephone 202-245-8091.

Signed at Washington, D.C., on March 26, 1974.

VIRGINIA B. SMITH,
Director, Fund for the Improvement
of Postsecondary Education.

[FR Doc. 74-7799 Filed 4-3-74; 8:45 am]

DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT

Office of the Secretary
[Docket No. D-74-274]

EXECUTIVE ASSISTANT TO THE
SECRETARY

Delegation of Authority To Authorize or
Approve Travel

Richard L. McGraw, Executive Assistant to the Secretary, is hereby empowered to:

1. Authorize or approve travel of employees within the Office of the Secretary, including experts and consultants; of members of advisory committees; and of invitational non-Government persons; and

2. Take related action provided for in HUD Handbook 2300.2A, Travel.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

Effective date. This delegation of authority is effective as of March 27, 1974.

JAMES T. LYNN,
Secretary of Housing
and Urban Development.

[FR Doc. 74-7777 Filed 4-3-74; 8:45 am]

CIVIL AERONAUTICS BOARD

[Docket 26238; Order 74-4-1]

DISCUSSIONS CONCERNING INDUSTRY-WIDE PRIORITY AIR CARGO SERVICE

Order on Reconsideration

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 1st day of April 1974.

By order 74-2-118 (February 27, 1974), the Board authorized discussions, subject to conditions, among the air carriers and foreign air carriers presently participating in air express service (hereinafter "the airlines"), concerning the

creation of industry-wide priority air cargo service.¹ The airlines have, in accordance with 14 CFR 302.37, filed a petition for limited reconsideration of that order, alleging that harmful consequences would result from one of the conditions imposed on these discussions by the Board's order, and requesting that the conditions be modified to provide that the participating airlines may conduct their discussions without any observers present except for personnel of the Board.² Answers to this petition for reconsideration have been filed by the Air Freight Forwarders Association (AFFA), REA Express, Inc.,³ the Pet Industry Parties (PIP),⁴ and the National Air Transportation Conferences, Inc.⁵ These pleadings are summarized in the attached appendix.

Upon consideration of the petition and answers, the Board has decided to reconsider Order 74-2-118 for the limited purpose of modifying the conditions attached to the authorization of these inter-carrier discussions. In all other respects, that order remains unchanged.

As we have previously stated, the subject of high-priority air cargo service is one of great importance.⁶ Since we indicated in Order 73-12-36 that the present exemption authority to conduct air express service will soon be terminated,⁷ it is desirable that an agreement on the procedures for interline coordination of priority cargo be reached as soon as possible.

We continue to recognize the important roles of air freight forwarders, air taxis, and other interested persons in the movement of priority air cargo service.⁸ These persons have experience in air cargo movement, and their businesses will be affected by the procedures agreed on by the airlines. Therefore, it

¹ The request for such discussion authorization stemmed from the Board's decision in the Express Service Investigation, Docket 22388. See Order 73-12-36 (December 7, 1973), at pages 38-39, and 41, finding number 6. A petition for reconsideration of that decision is currently pending.

² The discussion conditions presently provide that representatives of the Board, any other governmental body, and any other interested person shall be permitted to attend the discussions as observers, and that the airlines shall formulate ground rules for the presentation of the views of such observers. See Order 74-2-118, ordering paragraph 1.

³ REA views itself as an air carrier entitled to participate in the discussions. This was not our intent in the discussion authorization, as the airlines recognized in their petition, since the purpose of the discussions is to agree on inter-direct air carrier procedures for priority cargo handling. REA does not operate as a direct air carrier, and therefore does not have an interest in common with the discussants. REA instead is to be treated, for the purposes of these discussions, as a shipper, in common with the other indirect air carriers, and the conditions will be clarified accordingly.

⁴ See Order 74-2-118, at page 2 note 5.

⁵ Id., at note 6.

⁶ See note 1, above.

⁷ Id., at page 40, finding number 3.

⁸ See Order 74-2-118, at page 4.

will be useful for the airlines to hear the views of interested persons before or during each noncontinuous meeting.⁹ It is also important for the Board to have the benefit of informed comments from these persons when the agreement is filed for approval.

As a rule, we would prefer to condition Board-authorized discussions on the admission of observers. Knowledgeable observers can make useful suggestions to the discussants, and they can obtain a better understanding of the reasons underlying the eventual agreement. This interaction often leads to the adoption of better and less controversial agreements and the filing of more informed comments with the Board; but we recognize that the price of this type of open discussion can be significant delay in arriving at agreements; and, in some cases, less frank discussion by the various airline than would otherwise obtain.

In the case at hand, the Board has determined that the presence throughout the discussions of observers other than as indicated below is not necessary to protect the interests of shippers and air taxis,¹⁰ and that such presence would unduly delay the successful conclusion of the discussions.¹¹ The reasons for the delay are the possibility of very large numbers of observers and the other problems referred to by the airlines in their petition for reconsideration.¹²

The rights of the nondiscussants will not be harmed because the airlines will still be required to send to all interested persons agendas, minutes of the airlines' discussions, and so on, and the airlines will have to allow adequate time for oral presentations and the written presentation of suggestions and requests by interested persons before beginning their dis-

⁹ The discussion authorization order left it to the discussants—the airlines—to formulate the rules for oral comments by interested non-discussants. See Order 74-2-118, at page 4. We leave this unchanged.

¹⁰ NATC suggests that its participation is required to effect interline procedures for priority freight between air taxis and certified carriers. While we appreciate the benefits that could result from such a system, interjection of this broad issue at this stage of the proceeding would result in undue delay since the greatest immediate need is the formulation of interline procedures for priority freight between the airlines-petitioners. Only when this has been accomplished can attention be fruitfully turned to a priority system involving third-level carriers. Further, while we believe that the procedures detailed in the text fully protect the rights of NATC's members, we would be receptive to any request by the certified carriers to include NATC as a participant if a showing is made that such participation would be conducive to the prompt and successful establishment of a priority air freight system.

¹¹ We reject the REA contention that the presence of a Board observer, without affording the same opportunity to the other parties in Docket 22388, would be prejudicial and improper.

¹² To date, the Board has received expressions of interest in attendance at the discussions by over 400 individual shippers. See the correspondence section of Docket 26238.

cussions,¹³ and permit formal oral presentations and written comments from interested persons of the start of each noncontinuous meeting. This will enable interested persons to comment on the course the airlines are taking before a decision is reached on an agreement. In view of the fact that the minutes prepared by the airlines will be the only means for informing nondiscussants of the progress of the discussions up to the point of tentative agreement, we will require these minutes to be detailed and complete, including summaries of all points made in the discussions, without identification of the individual airlines' positions. Moreover, we have decided that once the airline discussants have reached tentative agreement on a plan, they should be required to schedule another open meeting at which the tentative plan will be explained and interested persons will have an opportunity to present their views, which the discussants will then consider before putting their agreement in final form. Finally, the agreement resulting from the discussions must be filed for prior Board approval, and when the airlines file their agreement we will require that they also present a detailed justification for each aspect of it, including reasons for the denial of the various material requests or suggestions made at the oral presentations or in writing by interested persons to the airlines.

As to the presence of observers from governmental bodies other than the Board, the presence of observers from the United States Departments of Transportation (DOT) and Justice (DOJ) will not delay the discussions and will be permitted.

Accordingly, it is ordered. That:

1. Ordering paragraph "1" of Order 74-2-118 be and it hereby is modified to read as follows:

"1. The petition in this docket for authorization of inter-carrier discussions concerning the creation of industry-wide priority air cargo service be and it hereby is granted, subject to the following conditions:

(a) All direct air carriers and direct foreign air carriers presently participating in air express service shall be permitted to participate in each of these discussion meetings;

(b) These discussions shall not include the subjects of rate level, structure, or division; *Provided*, That they may consider types of commodities, if such consideration is limited to operational matters, such as the interline handling of extraordinary items; and *pro-*

¹³ All interested persons, including those who may not have yet filed documents in this docket or have expressed an interest, are to be given an opportunity to make oral presentations in a fair and orderly manner. The conditions will be clarified accordingly. Also, written recommendations, ideas, and requests of interested persons may be formally made to the discussants, and, of course, any person may informally express views to the airlines at any time.

vided further, That the discussions may consider the degree of priority; if any, which live animals should be given when shipped in any new priority service;

(c) These discussions shall take place in Washington, D.C., at a date, time, and place determined by the discussants;

(d) Representatives of the Board, DOT, and DOJ shall be permitted to attend each of these discussion meetings as observers;

(e) Notices, agendas, ground rules for the oral presentation by interested persons of views, suggestions, and requests to the discussants, and an address to which written comments for consideration by the discussants can be sent, pertaining to each noncontinuous meeting authorized herein shall be sent to (1) all carriers eligible to participate in these discussions, (2) the Board's Docket Section, (3) all persons who filed documents in this docket, and (4) all other persons who so request; such items to be filed with the Board and sent to the other persons enumerated not later than 7 calendar days before each meeting; *provided*, That the airlines shall provide for the consideration of oral and written presentations by interested persons before the start of, or during each noncontinuous meeting authorized herein; ¹⁴ and after an oral presentation by the discussants of the tentative conclusions reached in their executive sessions;

(f) Complete and detailed minutes of these discussions shall be maintained by the participants, including a summary of each item discussed and the opinions expressed by the discussants on each point (but without identification of the person or airline making each point), and such minutes shall be filed with the Board's Docket Section, and sent to all other persons who so request,¹⁵ within 5 business days after the date of each meeting;

(g) Any agreement or agreements reached as a result of the discussions authorized herein shall be filed with the Board, pursuant to the requirements of section 412(a) of the Act (49 U.S.C. 1382) and Part 261 of the Board's Economic Regulations (14 CFR 261) and Subpart P of the Board's Rules of Practice (14 CFR 302.1601 through 302.1608), and shall not become effective unless and until approved by the Board pursuant to section 412(b) of the Act; *provided*, That the airlines filing the agreement shall accompany their application with a detailed justification for each aspect of it, including the reasons for the denial of material requests or suggestions made at

¹⁴ By noncontinuous meeting, we mean a meeting beginning 5 or more business days since conclusion of the previous meeting.

¹⁵ The discussants may, if necessary, limit the time available to those requesting an opportunity to make oral presentations, if that is done on a fair and equitable basis.

¹⁶ The discussants are not precluded from setting a nominal charge to be paid for those requesting copies of the minutes; such charge should not exceed the cost of duplicating and sending such copies.

NOTICES

the oral presentations or in writing by interested persons to the airlines;¹⁷

(h) The authorization granted herein shall expire after July 31, 1974; and

(i) The authorization granted herein may be extended, modified, or revoked at any time by the Board or by the Director of its Bureau of Operating Rights (action by the Director of the Bureau of Operating Rights to be subject to the procedures for review of staff action contained in Subpart C of 14 CFR 385); and

2. Except to the extent granted herein, all other outstanding requests in this docket be and they hereby are denied;

3. This order shall be served on all persons on whom Order 74-2-118 was served; and

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
Secretary.

APPENDIX—ARGUMENTS PRESENTED IN THE PETITION FOR RECONSIDERATION AND ANSWERS THERETO

THE AIRLINES

As a basis for their allegations, the airlines say that they have opted for the formal presentation of views of interested persons prior to commencement of the discussions. They feel, however, that upon completion of the presentations these persons should not be permitted to remain as observers during the airlines' discussions, since their presence would seriously inhibit open and frank consideration by the airlines of operating problems involving the traffic of these shippers. The airlines argue that since they compete for the traffic of these shippers, they would be extremely reluctant to raise operating problems with respect to their traffic with them present, for fear of incurring the ill-will of the shippers and resultant retaliation through withholding of traffic. They say that other airlines might attempt to curry the favor of the shippers by arguing or voting a certain way irrespective of the operating implications of such position. The airlines argue that the conditions attached to the discussion authorization afford ample protection to the shippers even if they are not present during the discussions.

With respect to air taxi operators and commuter air carriers, the airlines say they are willing to afford them the same opportunity to formally present their views as the shippers, but also do not want them present during the discussions. The airlines contend that the taxis and commuters do not have a direct interest in the formulation of interlining procedures between the certificated carriers. They say that industry-wide procedures for interlining freight between the certificated carriers have long existed, but there are no such industry-wide procedures between the non-certificated and certificated carriers, and that the problems of interlining ordinary air freight on an industry-wide basis should be solved before considering the problems of interlining priority cargo traffic.

The airlines do not object to the presence during the discussions of Board representatives. However, the airlines point out that no other governmental agency has requested

to be present during these discussions, and they do not see the necessity for the presence of any but Board observers.

The airlines assert that the purpose of these discussions is to expeditiously resolve the problems involved in interlining priority cargo traffic, and that if they are given the opportunity to discuss the problems openly and frankly they can accomplish the desired results quickly. But, the airlines say, if they are restrained in their comments and presentations because of the presence of observers, the discussions may be frustrated and the interlining of priority cargo traffic may be unduly delayed.

AFFA

AFFA says that the airlines have not asserted a factual justification for secrecy. It also argues that forwarders choose airlines according to their service and not based on the regulatory views of particular airlines, and that these authorized discussions are not so emotionally charged as to generate the kind of airlines-shippers conflict claimed by the airlines. In addition, AFFA asserts that the subjects to be discussed by the airlines have already been disclosed to the shippers in formal Board proceedings, and therefore there are no operating secrets to be kept from the shippers.

REA

REA contends that it has an interest in seeing that the airlines' substitute for air express service is not inferior to the present service. It also says that the development of an adequate express service requires the participation of the shippers, and that the procedures suggested by the airlines, including the procedures for oral presentation of views, Board observers, and the filing of comments with the Board, will not adequately protect the shippers. REA also asserts that the airlines have not shown a need for secrecy in their discussions. Finally, REA says that the supplanting of air express should not be permitted unless the airlines can demonstrate overwhelming support for their proposed new service by the present air express customers.

PIP

PIP opposes what it says is the airlines' desire that only those shippers who have responded to date be permitted to make formal presentations and that after presentations shippers be excluded from the discussions. It says this might result in further lengthy hearings and the exclusion from the carriers' attention of the shippers' areas of concern or ideas. PIP further says that shippers should be able to provide supplemental statements, written or oral, after the start of the discussions but before a final agreement is reached. It says the agreement reached by the airlines will undoubtedly fail to explain its underlying rationale and considerations. PIP also argues that the fear of the airlines being inhibited in an open meeting is outweighed by the need to prevent undue airline pressure on each other. Finally, PIP says the presence of Board observers does not itself protect the public interest, and that any governmental agency should also be permitted to attend.

NATC

NATC says the airlines' reasons for the exclusion from the discussions of shippers is inapplicable to the question of NATC presence. It is sympathetic to the views of the airlines that the presence of shipper representatives might inhibit free and open discussion as to their traffic, but does not see the presence of air taxi representatives having the same effect. It says that the limited form of nondiscussant presentation proposed

would be of no avail to NATC, and that the minutes of the discussions, no matter how detailed, would not inform outsiders of everything that was considered at the discussions. NATC asserts that its members play a large role in air cargo transportation, and contrary to the airlines' contention, NATC says that the Airlines Air Taxi Interline Air Freight Traffic Agreement (Agreement CAB 21740) is, in effect, an industry-wide agreement for interlining freight between certificated and non-certificated carriers. In conclusion, NATC says that no adverse considerations warrant the exclusion of commuter air carriers from these discussions.

[FR Doc. 74-7814 Filed 4-3-74; 8:45 am]

DELAWARE RIVER BASIN COMMISSION

WATER RESOURCES PROGRAM

Notice of Public Hearing

Notice is hereby given that the Commission will hold a public hearing on a proposed eleventh annual Water Resources Program. The hearing will take place in the Cultural Center Auditorium, immediately adjacent to the State Capitol on West State Street in Trenton, N.J., on April 23, 1974, commencing at 10:30 a.m. The Water Resources Program is required by section 13.2 of the Delaware River Basin Compact as an annual assessment of water supply and demand conditions in the basin and is based upon the Commission's Comprehensive Plan. It includes a presentation of water resources needs for each ensuing six-year period, and the projects and facilities required to satisfy such needs. This year three projects are proposed to be added to the Water Resources Program for the first time, or reclassified therein, as follows:

"A" List. (Projects ready for construction and deemed to be approved for the purposes of section 3.8 of the Compact—no further review required).

U.S. Army Corps of Engineers—Tocks Island dam and reservoir (Warren and Sussex Counties, N.J., and Pike and Monroe Counties, Pa.).

U.S. Army Corps of Engineers—Trexler dam and reservoir (Lehigh County, Pa.).

"B" List. (Projects anticipated to be required within the next six years—final review for purposes of section 3.8 of the Compact still required).

U.S. Fish & Wildlife Service—Tinicum Marsh Preserve (Delaware and Philadelphia Counties, Pa.).

Each of the above-listed projects on both the "A" and "B" lists has been previously included in the Commission's Comprehensive Plan. The "A" and "B" list designations are provided for in Section 2-3.4 of the Commission's Rules of Practice and Procedure. Under Paragraph (d) of that section the addition of the Tocks Island and Trexler projects to the "A" list will have the effect of approval for purposes of Section 3.8 of the Compact.

The Commission will hear testimony from public agencies and interested private organizations and individuals on the draft Water Resources Program and the projects proposed for inclusion on the "A" and "B" lists thereof as shown in

¹⁷ Formal requests or suggestions of a similar nature can be grouped together and answered collectively.

this notice. Testimony will be limited to the issues of conformity of the projects with the Commission's Comprehensive Plan and the necessity of their construction to meet water needs of the basin.

The provisions of Article 3 of the Commission's Rules of Practice and Procedure relating to hearings are applicable to the projects shown on the "A" list as if such projects were being reviewed by the Commission under Section 3.8 of the Compact.

All persons wishing to testify are requested to register with the Secretary prior to noon on April 22, 1974. Copies of the draft Water Resources Program are available upon request from the Commission.

W. BRINTON WHITALL,
Secretary.

MARCH 29, 1974.

[FR Doc. 74-7738 Filed 4-3-74; 8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[OPP-32000/31]

NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION; DATA TO BE CONSIDERED IN SUPPORT OF APPLICATIONS

On November 19, 1973, the Environmental Protection Agency published in the *FEDERAL REGISTER* (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 979), and its procedures for implementation. This policy provides that EPA will, upon receipt of every application, publish in the *FEDERAL REGISTER* a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB-37, East Tower, 401 M Street, SW, Washington, D.C. 20460.

On or before June 3, 1973, any person who (a) is or has been an applicant, (b) desires to assert a claim for compensation under section 3(c)(1)(D) against another applicant proposing to use supportive data previously submitted and approved, and (c) wishes to preserve his opportunity for determination of reasonable compensation by the Administrator must notify the Administrator and the applicant named in the *FEDERAL REGISTER* of his claim by certified mail. Every such claimant must include, at a minimum, the information listed in this interim policy published on November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy in regard to usage of existing supportive data for registration will be processed in accordance with existing procedures. Applications submitted under 2(c) will be held for the 60-day period before commencing processing. If claims are not received, the application will be processed in normal procedure. However, if claims are received within 60 days, the applicants against whom the particular claims are

asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after June 3, 1974.

APPLICATIONS RECEIVED

EPA File Symbol 33801-R. Brand Development Corp., 1251 Avenue of the Americas, New York, New York 10020. *Roach Hate Odorless Liquid*. Active Ingredients: Boric acid 5%; Vegetable attractant 2%; water 93%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 359-620. Chipman Division of Rhodia Inc., 120 Jersey Ave., P.O. Box 2009, New Brunswick, New Jersey 08903. *Zolone EC*. Active Ingredients: Phosalone [O,O-diethyl S-[(6-chloro-2-oxo benzoxazolin-3-yl)methyl] phosphorodithioate] 34.4%. Method of Support: Applicant proceeds under 2(c) of interim policy.

EPA File Symbol 100-LGT. Ciba-Geigy Corporation, Agricultural Division, P.O. Box 11422, Greensboro, North Carolina 27409. *Spectracide Rose and Floral Spray*. Active Ingredients: Pyrethrins 0.026%; Piperonyl Butoxide, Technical 0.256%; Rotenone 0.128%; Other Cube Extractives 0.238%; Captan (N-trichloromethylthio-4-cyclohexene-1,2-dicarboximide) 0.504%; 2,4-Dinitro-6-octyl phenyl crotonate 0.146%; 2,6-Dinitro-4-octyl phenyl crotonate Nitro-octyl phenols (principally dinitro) 0.010%; Petroleum Distillate 0.026%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 10065-G. Fisons Corp., Agri. Chem. Div., 2 Preston Court, Bedford, Massachusetts 01730. *Fisons Ficam W 76% Wettable Powder Insecticide*. Active Ingredients: 2,3 isopropylidenedioxyphenyl N-methylcarbamate 76%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 2269-RAL. Gold Kist Inc., P.O. Box 2210, Atlanta, Georgia 30301. *Malathion Grain Protectant Dust*. Active Ingredients: Malathion 1%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 5905-82. Helena Chemical Company, Clark Tower, 5100 Poplar Avenue, Suite 2900, Memphis, Tennessee 38103. *Helena Brand Parathion 4-E Emulsifiable Liquid—An Agricultural Insecticide*. Active Ingredients: Parathion (O,O-diethyl O-p-nitrophenyl phosphorothioate) 46.2%; Xylene 47.3%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 995-UL. The Mackwin Company, 25 McConnon Drive, Winona, Minnesota 55987. *Mackwin Sugar Fly Bait Containing Vapona Insecticide*. Active Ingredients: 2,2-dichlorovinyl dimethyl phosphate 0.46%; Related Compounds 0.04%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 299-RIR. C. J. Martin Co., Box 1089, Nacogdoches, Texas 75961. *Flea and Tick Spray For Dogs and Cats*. Active Ingredients: Pyrethrins 0.06%; Piperonyl Butoxide, technical 0.48%; Methoxychlor, technical 0.50%; Petroleum Distillate 8.96%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1021-RGNL. McLaughlin Gormley King Company, 8810 Tenth Avenue N., Minneapolis, Minnesota 55427. *Pyrocide Intermediate 7201*. Active Ingredients: Pyrethrins 0.19%; Piperonyl butoxide, technical 0.37%; N-octyl bicycloheptene dicarboximide 0.82%; N, N-diethyl-m-tolamide 43.85%; Other isomers 2.31%; Methoxychlor 1.54%; Petroleum distillate

36.12%. Method of Support: Application proceeds under 2(b) of interim policy. EPA File Symbol 2139-RRO. Nor-Am Agricultural Products, Inc., 20 N. Wacker Drive, Chicago, Illinois 60606. *Betanal-475*. Active Ingredients: Desmedipharm 16.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 2125-TR. Science Products Company, Inc., 2640 N. Greenview Avenue, Chicago, Illinois 60614. *Science Vegetable & Tomato Dust*. Active Ingredients: Carr-5.0%; Maneb (Manganese ethylene bisdiethiocarbamate) 7.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 25708-I. Shield Aerosol Company of California, 5165 G Street, Chino, California 91710. *Shield Equine Fly Spray*. Active Ingredients: Pyrethrins 0.5%; Piperonyl Butoxide, Technical 5.0%; Butoxypolypropylene Glycol 12.5%; Petroleum Distillate 2.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 25708-O. Shield Aerosol Company of California, 5165 G Street, Chino, California 91710. *Shield P-D Roach & Ant Pressurized Spray*. Active Ingredients: Pyrethrins 0.052%; Piperonyl Butoxide, Technical 0.260%; Chlorpyrifos [O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate] 0.500%; Petroleum Distillate 68.73%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 8450-1. A. E. Staley Mfg. Company, P.O. Box 151, Decatur, Illinois 62525. *Staley Sweetlix Fly & Worm Control Block Medicated*. Active Ingredients: Phenothiazine 2.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 31606-R. Standard Sales Company, 278 Atlantic Avenue, Brooklyn, New York 11201. *Duz-It Bug Killer with Diazinon Plus Pyrethrum*. Active Ingredients: Pyrethrins 0.057%; Piperonyl Butoxide, Technical 0.286%; O,O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 0.500%; Petroleum Distillate 98.73%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 31606-G. Standard Sales Company, 278 Atlantic Avenue, Brooklyn, New York 11201. *Heavy Duty Killer Duz-It Insecticide*. Active Ingredients: Pyrethrins 0.15%; Piperonyl Butoxide, Technical 0.75%; Petroleum Distillate 99.10%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 31606-E. Standard Sales Company, 278 Atlantic Avenue, Brooklyn, New York 11201. *Residual Roach Killer with Malathion Duz-It*. Active Ingredients: Pyrethrins 0.054%; Piperonyl Butoxide, Technical 0.145%; O,O-dimethyl Dithiophosphate of Diethyl Mercaptosuccinate 2.000%; Aromatic Petroleum derivative solvent 7.625%; Petroleum Distillate 90.176%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 148-RAO. Thompson-Hayward Chemical Company, P.O. Box 2383, Kansas City, Kansas 66110. *Cidal Technical*. Active Ingredients: Ethylmercapto-phenylacetate, O,O-dimethyl phosphorodithioate 92.0%. Method of Support: Application proceeds under 2(a) of interim policy.

EPA File Symbol 99-RRE. Watkins Products, Inc., 150 Liberty Street, Winona, Minnesota 55987. *Watkins Insect Repellent Spray*. Active Ingredients: N,N-diethyl-m-toluidine 19.00%; Other isomers 1.00%; N-octyl bicycloheptene dicarboximide 1.50%; Di-n-propyl isocinchomeronate 1.50%.

NOTICES

Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 682-1U. Woods Industries, Inc., DBA Crop King Chemical, Box 1016, Yakima, Washington 98907. *Perthane 10 Damp Dust*. Active Ingredients: Diethyl Diphenyl Dichloroethane 8.8%; Related reaction products 1.2%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 682-TO. Woods Industries, Inc., DBA Crop King Chemical, Box 1016, Yakima, Washington 98907. ZB. Active Ingredients: Ziram (Zinc dimethylidithiocarbamate) 31.5%; Lindane (Gamma Isomer of Benzene Hexachloride) 7.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 682-TA. Woods Industries, Inc., DBA Crop King Chemical, P.O. Box 1016, Yakima, Washington 98907. ZL 3-3. Active Ingredients: Ziram (Zinc dimethylidithiocarbamate) 28.5%; Lindane (Gamma Isomer of Benzene Hexachloride) 9.5%. Method of Support: Application proceeds under 2(c) of interim policy.

REPUBLISHED ITEMS

The following items represent corrections and/or changes in the list of Applications Received previously published in the *FEDERAL REGISTER* of March 21, 1974 (39 FR 10651).

EPA File Symbol 9803-EO. Munichem Corporation, 850 Industrial Way, Sparks, Nevada 89431. *Muni X Oil Soluble Insecticide*. Active Ingredients: (5-Benzyl-3-furyl)-methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.200%; Related compounds 0.027%; Aromatic petroleum hydrocarbons 0.365%; Petroleum distillate 99.500%. Correction: Originally published incorrectly as Munichem Corporation, 850 Industrial Way, Sparks, Nevada 89431. . . . Petroleum distillate 99.500.

EPA File Symbol 1187-RRU. Virginia Chemicals, Inc., 3340 West Norfolk Road, Portsmouth, Virginia 23703. *Virchem Ultra Aerosol Insecticide*. Correction: Originally published as EPA File Symbol 117-RRU.

Dated: March 27, 1974.

JOHN B. RITCH, Jr.,
Director, Registration Division.

[FR Doc.74-7412 Filed 4-3-74;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. E-8667]

ALABAMA POWER CO.

Notice of Filing of Initial Rate Schedule

MARCH 28, 1974.

Take notice that on March 15, 1974, Alabama Power Company (Alabama) tendered for filing an Agreement with Coosa Valley Electric Cooperative intended as an initial rate schedule superseding Rate Schedule FPC No. 113. Alabama does not provide an estimate of the revenues involved under this contract.

Alabama has failed to provide a form of notice suitable for publication as per section 35.8(a) of the Regulations under the Federal Power Act.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10).

All such petitions or protests should be filed on or before April 9, 1974. 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.74-7763 Filed 4-3-74;8:45 am]

[Docket No. E-8700]

BOSTON EDISON CO.

Notice of Filing Petition Boston Edison Company for a Declaratory Order

MARCH 28, 1974.

On March 5, 1974, Boston Edison Company (Edison) filed a petition pursuant to § 1.7(c) of the Commission's rules of practice and procedure, 18 CFR 1.7(c), in which Edison seeks a declaratory order for the purposes of terminating controversies and removing uncertainties between Edison and the Norwood Municipal Light Department (Norwood), a municipally-owned electric distribution system which is a firm power, all requirements wholesale customer under Edison's filed electric rate tariff, FPC Rate Schedule 48.

At page 14 of the petition Edison states that the requested declaratory relief is essential to avoid fragmentation of issues between Edison and Norwood which are now pending in several other proceedings, including Docket Nos. E-8187 and E-7690.

Any person desiring to be heard or to make any protest with reference to this petition should on or before April 8, 1974, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). Persons wishing to become parties to a proceeding or to participate as a party in any hearing thereto must file petitions to intervene. 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.

The petition for declaratory relief referred to herein is on file with the Commission and is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7764 Filed 4-3-74;8:45 am]

[Docket Nos. RP72-37 and RP71-18, et al.]

COLUMBIA GAS TRANSMISSION CORP.

Notice of Report of Refunds

MARCH 28, 1974.

Take notice that on March 13, 1974, Columbia Gas Transmission Corporation (Columbia) tendered for filing report of

refunds made pursuant to the Commission's order dated February 28, 1974, in the above-captioned dockets. Columbia states that such refunds were made to its jurisdictional customers in the amount of \$1,357,836.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 10, 1974. 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.74-7765 Filed 4-3-74;8:45 am]

[Docket No. E-8648]

DUKE POWER CO.

Notice of Changes in Rates and Charges

MARCH 28, 1974.

Duke Power Company (Duke) on March 4, 1974, as supplemented on March 10, 1974, tendered for filing a proposed new Rate Schedule FCE, Fuel Conservation Energy, designated as Document No. 1, and proposed to be effective on April 1, 1974. Duke states that the filing is made in response to the several conferences held relating to New England Power Pool Participants, Docket No. E-8589.

Duke states in support of the proposed new rate schedule that it at present does not have a rate similar to the proposed rate and that it will not be necessary to install new facilities or modify existing ones to supply the service proposed in Schedule FCE. No cost support or other material is included in the filing pursuant to sections 35.12 and 35.13 of the Commission's regulations under the Federal Power Act.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 10, 1974. 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 filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7766 Filed 4-3-74;8:45 am]

NOTICES

[Docket No. RP74-74]

EL PASO NATURAL GAS CO.

Notice of Request for Approval of Accounting and Rate Treatment for Proposed Research and Development Expenditures

MARCH 28, 1974.

Take notice that on March 13, 1974, El Paso Natural Gas Company ("El Paso"), a Delaware corporation, whose mailing address is Post Office Box 1492, El Paso, Texas 79978, filed a request, pursuant to § 154.38(d)(5)(a) of the Commission's regulations, for prior Commission approval of proposed accounting and rate treatment for certain research and development expenditures associated with an experimental hydraulic fracturing program proposed to be conducted by El Paso.

El Paso proposes to undertake a program of research and development for the purpose of developing a means of gas well completion whereby commercial natural gas production may be achieved from low permeability gas bearing formations in three (3) Rocky Mountain Basins where a quantity of up to 600 trillion cubic feet of natural gas is estimated to exist. The proposed experimental hydraulic fracturing program will be performed on two (2) existing wells on the Pinedale Unit in Sublette County, Wyoming.

El Paso states that the experimental hydraulic fracturing program will require estimated expenditures totaling up to \$7,585,500 to be incurred by the company in increments coincidental with the various stages of the program undertaken over a four (4) year period extending from 1974 through 1977.

Any person desiring to be heard or to protest said notice should file a petition to intervene or protest with the Federal Power Commission, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 10, 1974. Protests will be considered by the Commission 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 must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7767 Filed 4-3-74;8:45 am]

[Docket No. CI74-515]

KERR-MCGEE CORP.

Notice of Application

MARCH 28, 1974.

Take notice that on March 15, 1974, Kerr-McGee Corporation (Applicant), Kerr-McGee Center, Oklahoma City, Oklahoma 73102, filed in Docket No. CI 74-515 an application pursuant to sec-

tion 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 Northern Natural Gas Company (Northern) from the Dobbs No. 1 Well, Hemphill 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 to Northern from the subject acreage for one year approximately 30,000 Mcf of gas per month at 29.5 cents per Mcf at 14.65 psia, subject to upward and downward Btu adjustment from a base of 1,000 Btu per cubic foot, all within the contemplation of § 2.70 of the Commission's General Policy and Interpretations (18 CFR 2.70).

Any person desiring to be heard or to make any protest with reference to said application should on or before April 22, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7768 Filed 4-3-74;8:45 am]

[Docket No. RP73-102]

MICHIGAN WISCONSIN PIPE LINE CO.

Notice of Proposed Rate Change

MARCH 28, 1974.

Take notice that on March 15, 1974, Michigan Wisconsin Pipe Line Company (Mich-Wis) tendered for filing Sixth Revised Sheet No. 27F to its FPC Gas Tariff, Second Revised Volume No. 1. Mich-Wis proposes an effective date of May 1, 1974 for said Revised Sheet.

Mich-Wis states that said Revised Sheet reflects the effect of increases in the cost of gas above that included in Michigan Wisconsin's rates which became effective November 1, 1973 in Docket No. RP73-102, and a decrease in the surcharge adjustment. According to Mich-Wis such adjustments reflect the increase of the State of Louisiana Severance Tax and pipeline supplier rate increases. Mich-Wis states that notice has been given to each of its customers and the appropriate state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C., 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 15, 1974. 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.74-7769 Filed 4-3-74;8:45 am]

[Docket No. E-8675]

NORTHERN INDIANA PUBLIC SERVICE CO.

Notice of Proposed Supplement to Service Agreement

MARCH 28, 1974.

Take notice that Northern Indiana Public Service Company (Company), on March 20, 1974, tendered for filing a proposed Supplement to Service Agreement for service to be furnished under Company's FPC Electric Service Tariff, First Revised Volume No. 1, dated March 6, 1974, between Company and La Grange County Rural Electric Membership Corporation.

Company asserts that the filing covers the supply of electric energy for resale at the Indian Lakes Delivery Point located in La Grange County, Indiana. The estimated date for the beginning of service is November 1, 1974.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 10, 1974. 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

NOTICES

filings are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7770 Filed 4-3-74;8:45 am]

[Docket No. E-8669]

OKLAHOMA GAS AND ELECTRIC CO.

Notice of Termination of Agreement

MARCH 28, 1974.

Take notice that on March 14, 1974 Oklahoma Gas and Electric (Oklahoma) tendered for filing notice of termination of its Rate Schedule FPC No. 91 between Oklahoma and Public Service Company of Oklahoma, effective March 1, 1973.

Oklahoma requests an effective date of February 28, 1974 for said termination at which time, Oklahoma states, the agreement terminated by its own terms.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 15, 1974. 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 filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7771 Filed 4-3-74;8:45 am]

[Docket No. E-8670]

OKLAHOMA GAS AND ELECTRIC CO.

Notice of Termination of Agreement

MARCH 28, 1974.

Take notice that on March 14, 1974 Oklahoma Gas and Electric Company (Oklahoma) tendered for filing notice of termination of its Rate Schedule Supplement No. 2 to Supplement No. 12 FPC No. 32 between Oklahoma and Kansas Gas and Electric Company, effective November 1, 1972.

Oklahoma requests an effective date of January 15, 1973 for said termination.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 15, 1974. 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 filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7772 Filed 4-3-74;8:45 am]

[Docket No. E-8671]

OKLAHOMA GAS AND ELECTRIC CO.

Notice of Termination of Agreement

MARCH 28, 1974.

Take notice that on March 14, 1974 Oklahoma Gas and Electric Company (Oklahoma) tendered for filing notice of termination of Supplement No. 15 to its Rate Schedule FPC No. 21A among Oklahoma, Arkansas Power & Light Company and Middle South Services, effective June 1, 1972.

Oklahoma requests an effective date of May 31, 1973 for said termination.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 15, 1974. 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 the filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7773 Filed 4-3-74;8:45 am]

[Docket No. E-8668]

OKLAHOMA GAS AND ELECTRIC CO.

Notice of Termination of Agreement

MARCH 28, 1974.

Take notice that on March 14, 1974, Oklahoma Gas and Electric Company (Oklahoma) tendered for filing notice of termination of its Rate Schedule FPC No. 90 between Oklahoma and Canadian Valley Electric Cooperative, Inc., effective July 13, 1972.

Oklahoma requests an effective date of September 30, 1972 for said termination at which time, Oklahoma states, the agreement terminated by its own terms.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 15, 1974. 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

testants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-7774 Filed 4-3-74;8:45 am]

FEDERAL RESERVE SYSTEM

FIRST INTERNATIONAL BANCSHARES,
INC.

Acquisition of Bank

First International Bancshares, Inc., Dallas, 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 100 percent of the voting shares (less directors' qualifying shares) of The First National Bank in Cleburne, Cleburne, 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 views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than April 22, 1974.

Board of Governors of the Federal Reserve System, March 27, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.74-7741 Filed 4-3-74;8:45 am]

FIRST UNITED BANCORPORATION, INC.

Order Approving Acquisition of Bank

First United Bancorporation, Inc., Fort Worth, Texas, 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 51 percent or more of the voting shares of Great Southwest National Bank of Arlington, Arlington, Texas ("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 none has been timely received. The Board has considered the application in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant controls six banks with aggregate deposits of \$678.5 million representing about 2 percent of total deposits in commercial banks in Texas.¹ Acquisition of Bank (deposits of \$7.4 million)

¹ All banking data are as of June 30, 1973, and reflect acquisitions approved by the Board through February 28, 1974. Applicant also owns 24.9 percent of the voting shares of one additional bank located in the Fort Worth RMA.

NOTICES

would not significantly increase the concentration of banking resources in Texas.

Bank is located in the Dallas RMA¹ where it ranks as the ninety-first largest of 95 banks in the area and holds less than one-half of 1 percent of the total commercial deposits in that market. There is no substantial existing competition between any of Applicant's banking subsidiaries and Bank, nor is there a reasonable probability of substantial future competition developing between any of these banking subsidiaries and Bank due to the distances involved and the Texas ranching law among other factors. It appears that Applicant could enter the relevant banking market *de novo*. However, its acquisition of Bank would not have significantly different competitive effects from a *de novo* entrance. Additionally, Applicant now owns 24.9 percent of the voting shares of Bank, which militates against any future competition developing between the two institutions. Numerous entry vehicles remain for other holding companies wishing to enter the Dallas RMA; in any event, Bank cannot be considered a likely entry vehicle for other holding companies due to Applicant's present interest in Bank. The Board, therefore, concludes that competitive considerations are consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant, its subsidiary banks, and Bank are regarded as generally satisfactory, particularly in view of Applicant's commitment to add capital to its lead bank and to Bank. This latter factor weighs in support of approval of the application. Considerations relating to the convenience and needs of the community to be served are consistent with approval of the application. The Board concludes that the proposed transaction is in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be executed (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 Dallas pursuant to delegated authority.

By order of the Board of Governors,² effective March 27, 1974.

[SEAL] **CHESTER B. FELDBERG,**
Secretary of the Board.

[FR Doc.74-7740 Filed 4-3-74;8:45 am]

¹ The relevant banking market is approximated by the Dallas RMA, which is defined as including all of Dallas County, the southwest portion of Collin County, the southeast portion of Denton County, the northern quarter of Ellis County, the eastern quarter of Tarrant County, and the northwest corner of Kaufman County.

² Voting for this action: Chairman Burns and Governors Mitchell, Brimmer, Sheehan, Bucher, and Holland. Absent and not voting: Governor Wallich.

GREENE BANCORPORATION

Formation of Bank Holding Company

Greene Bancorporation, Greene, Iowa, 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 88 percent or more of the voting shares of First State Bank, Greene, Iowa. 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 Chicago. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than April 24, 1974.

Board of Governors of the Federal Reserve System, March 27, 1974.

[SEAL] **THEODORE E. ALLISON,**
Assistant Secretary of the Board.

[FR Doc.74-7742 Filed 4-3-74;8:45 am]

SOUTHEAST BANKING CORP.

Acquisition of Bank

Southeast Banking Corporation, Miami, Florida, 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 80 percent or more of the voting shares of Southeast National Bank of North Dade, Dade County, Florida, a proposed new bank. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than April 24, 1974.

Board of Governors of the Federal Reserve System, March 27, 1974.

[SEAL] **THEODORE E. ALLISON,**
Assistant Secretary of the Board.

[FR Doc.74-7743 Filed 4-3-74;8:45 am]

UNION COMMERCE CORP.

Acquisition of Bank

Union Commerce Corporation, Cleveland, Ohio, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 99.2 percent or more of the voting shares of Port Clinton National Bank, Port Clinton, Ohio. 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 Cleveland. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than April 22, 1974.

Board of Governors of the Federal Reserve System, March 27, 1974.

[SEAL] **THEODORE E. ALLISON,**
Assistant Secretary of the Board.

[FR Doc.74-7744 Filed 4-3-74;8:45 am]

GENERAL SERVICES ADMINISTRATION

[FPMR Temp. Reg. F-214]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in a water rate increase proceeding.

2. *Effective date.* This regulation is effective March 25, 1974.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the City Council, Newport News, Virginia, in a proceeding involving an increase in water rates.

b. The Secretary of Defense may re-delegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and, further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

MARCH 25, 1974.

[FR Doc.74-7795 Filed 4-3-74;8:45 am]

[FPMR Temp. Reg. F-215]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in a gas and electric rate increase proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority

NOTICES

is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the Arizona Corporation Commission in a rate proceeding involving gas and electric service supplied by the Tucson Gas and Electric Company (Docket No. U-1933).

b. The Secretary of Defense may re-delegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and, further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

MARCH 28, 1974.

[FR Doc. 74-7713 Filed 4-3-74; 8:45 am]

**INTERIM COMPLIANCE PANEL
(COAL MINE HEALTH AND SAFETY)**

RONCCO COAL CO.

Applications for Initial Permits Electric Face Equipment Standard

Applications for Initial Permits for Noncompliance with the Electric Face Equipment Standard have been received for items of equipment in the underground coal mines listed below.

ICP Docket No. 4407, Roncco Coal Co., Roncco Mine, Mine ID No. 48 00078 0, Thermopolis, Wyoming.

In accordance with the provisions of section 305(a)(2) (30 U.S.C. 865(a)(2)) of the Federal Coal Mine Health and Safety Act of 1969 (83 Stat. 742, et seq., Public Law 91-173), notice is hereby given that requests for public hearing as to an application for an initial permit may be filed on or before April 19, 1974. Requests for public hearing must be filed in accordance with 30 CFR Part 505 (35 FR 11295, July 15, 1970), as amended, copies of which may be obtained from the Panel upon request.

A copy of each 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.

C. DONALD NAGLE,
Vice Chairman,
Interim Compliance Panel.

MARCH 29, 1974.

[FR Doc. 74-7720 Filed 4-3-74; 8:45 am]

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

THEATER ADVISORY PANEL

Notice of Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), notice is hereby given that a closed meeting of the Theater Advisory Panel to the National Council on the Arts

will be held on April 5, 6, and 7, 1974 at 9:30 a.m. in the eighth floor conference room of the McPherson Building, 1425 K Street, Washington, D.C.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of January 10, 1973, this meeting, which involves matters exempt from the requirements of public disclosure under the provisions of the Freedom of Information Act (5 U.S.C. 552(b)) (4), (5) and (6), will not be open to the public.

Further information with reference to this meeting can be obtained from Sue Shanks, Advisory Committee Management Officer, National Endowment for the Arts, 806 15th Street, NW., Washington, D.C. 20506, or call (202) 382-5871.

EDWARD M. WOLFE,
Administrative Officer, National
Endowment for the Arts, National
Foundation on the Arts
and the Humanities.

[FR Doc. 74-7757 Filed 4-3-74; 8:45 am]

OFFICE OF MANAGEMENT AND BUDGET

CLEARANCE OF REPORTS

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on April 1, 1974 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

The symbol (x) identifies proposals which appear to raise no significant issues, and are to be approved after brief notice through this release.

Further information about the items on this Daily List may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202-395-4529).

NEW FORMS

DEPARTMENT OF AGRICULTURE

Agricultural Research Service, Evaluation of Ethnic Recipes for Families (Philadelphia and Reading, Pennsylvania), Form ARS 194, Single time, HRD/Lowry, Puerto Rican women.

Economic Research Service, Flue-cured Tobacco Processing Cost Study, Form ----, Single time, Lowry, Flue-cured tobacco processing plants.

DEPARTMENT OF COMMERCE

Maritime Administration, Uniform System of Accounts for Maritime Carriers, Form ----, Occasional, EGG/Caywood, Subsidized & unsubsidized companies.
National Bureau of Standards, Questionnaire on Use and Convenience of Journal of Physical and Chemical Reference Data, Form NBS 955A, Single time, Caywood, Subscribers to Journal of Physical and Chemical Reference Data.

NATIONAL SCIENCE FOUNDATION

Research Venture Description Form, Form ----, Single time, Weiner/Sunderhauf, Business firms.

U.S. COMMISSION ON CIVIL RIGHTS

Inquiry Relating to Black Recruitment for Ohio Corrections System, Form ----, Single time, Sunderhauf, Individuals.

REVISIONS

DEPARTMENT OF COMMERCE

Bureau of the Census, May 1974—Dual Job-holding, Premium Pay and Postsecondary Education Supplemental Surveys, Form CPS-1, CPS-634, CPS-635, Single time, Raynsford/Planchon, 45,000 interviewed households in May CPS.

Birth Expectations and Fertility Supplement—June 1974, CPS, Form CPS 1, Annual, Wann, Ever married females 14-59 in CPS sample of 50,000 households nationally.

National Crime Survey Basic Screen Questionnaire, Crime Incident Report, Non-interview Questionnaire and Control Card, Forms NCS-1, 2, and 500; NCS-7, Monthly, Tunstall, Households in 376 PSUs.

FEDERAL MEDIATION AND CONCILIATION SERVICE

Arbitrator's Personal Data Questionnaire, Form FMCS R-22, Occasional, Caywood, Labor arbitrators.

EXTENSIONS

GENERAL SERVICES ADMINISTRATION

Construction Contract, Form SF 23, Occasional, Evinger, Construction contractors. Deposit Bond for Bid on Personal Property, Form SF 150, Occasional, Evinger, Certain bidders on sale of surplus personal property.

Representations and Certifications (Construction Contract), Form SF 19-B, Occasional, Evinger, Construction contractors. General Provisions (Construction Contract), Form SF 23-A, Occasional, Evinger, Construction contractors.

PHILLIP D. LARSEN,
Budget and Management
Officer.

[FR Doc. 74-7866 Filed 4-3-74; 8:45 am]

SMALL BUSINESS ADMINISTRATION

[License No. 10/10-0161]

FIRST IDAHO INVESTMENT CORP.

Issuance of License To Operate as Small Business Investment Company

On November 7, 1973, a notice was published in the FEDERAL REGISTER (38 FR 30796) stating that an application had been filed with the Small Business Administration pursuant to § 107.102 of the Regulations governing the Small Business Investment Companies (38 FR 30836, November 7, 1973) for a license to operate as a small business investment com-

NOTICES

pany by First Investment Corporation of Idaho, 1200 First Street South, Nampa, Idaho 83651. Since then, the name has been changed to First Idaho Investment Corporation.

Interested parties were invited to submit their written comments to SBA. No comments were received.

Notice is hereby given that pursuant to the provisions of the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 et seq.), after having considered the application and all other pertinent information and facts with regard thereto, SBA has issued License No. 10/10-0161 to First Idaho Investment Corporation to operate as a small business investment company.

Dated: March 25, 1974.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc. 74-7761 Filed 4-3-74; 8:45 am]

[Notice of Disaster Loan Area 1044]

OKLAHOMA

Disaster Relief Loan Availability

As a result of the President's declaration of the State of Oklahoma as a major disaster area following heavy rains and flooding beginning on or about March 10, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from victims in the following counties: Kay, Osage, Ottawa, Rogers, Tulsa, and Washington, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration
District Office
30 North Hudson
Oklahoma City, Oklahoma 73102

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Public Law 93-24.

Applications for disaster loans under this announcement must be filed not later than May 23, 1974.

Dated: March 26, 1974.

THOMAS S. KLEPPE,
Administrator.

[FR Doc. 74-7762 Filed 4-3-74; 8:45 am]

TARIFF COMMISSION

[337-L-70]

ANTENNA ROTATOR SYSTEMS

Suspension of Proceedings

Upon request of complainant and for other reasons, the U.S. Tariff Commission on March 29, 1974, suspended proceedings in its preliminary inquiry until September 30, 1974, in the above entitled preliminary inquiry instituted under the provisions of section 337 of the Tariff Act of 1930.

The preliminary inquiry was instituted on January 30, 1974, upon a complaint filed on behalf of The Alliance Manufacturing Company, Inc., Alliance, Ohio.

By order of the Commission:

Issued: April 1, 1974.

[SEAL] KENNETH R. MASON,
Secretary.

[FR Doc. 74-7798 Filed 4-3-74; 8:45 am]

VETERANS ADMINISTRATION COOPERATIVE STUDIES EVALUATION COMMITTEE

Notice of Meeting

The Veterans Administration gives notice pursuant to Public Law 92-463 that a meeting of the Cooperative Studies Evaluation Committee, authorized by 38 U.S.C. 4101, will be held in Room 119 at the Veterans Administration Central Office, 810 Vermont Avenue NW, Washington, D.C. on June 13-14, 1974. The meeting will be for the purpose of reviewing proposed cooperative studies and advising the VA on the relevance and feasibility of the studies, the adequacy of the protocols, the scientific validity and the propriety of technical details, including involvement of human subjects. The Committee advises the ACMD for Research and Development through the Chief, Cooperative Studies Program, on its findings.

The meeting will be open to the public up to the seating capacity of the room from 8 to 9 a.m. on June 13 to discuss the general status of the program. To assure adequate accommodations, those who plan to attend should contact Dr. James A. Hagans, Coordinator of the Committee, Veterans Administration Central Office, Washington, D.C. (Phone: 202-389-3702) prior to June 1. The meeting will be closed from 9 a.m. to 5 p.m. on the 13th and all day on the 14th for consideration of specific proposals. During this portion of the meeting, discussion and decisions will deal with qualifications of personnel conducting the studies and to medical records of patients who are study subjects, the disclosure of which would constitute an invasion of personal privacy.

Dated: March 29, 1974.

By direction of the Administrator:

[SEAL] R. L. ROUDEBUSH,
Deputy Administrator.

[FR Doc. 74-7798 Filed 4-3-74; 8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice No. 26]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

MARCH 29, 1974.

The following applications (except as otherwise specifically noted, each applicant (on applications filed after March 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application), are governed by Special Rule 1100.247¹ of the Com-

¹ Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

mission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure reasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the Federal Register of a notice that the proceeding has been assigned for oral hearing.

No. MC 647 (Sub-No. 12) filed February 19, 1974. Applicant: EXHIBITORS SERVICE COMPANY, a Corporation, 85 Helen Street, McKees Rocks, Pa. 15136. Applicant's representative: William J.

NOTICES

Lavelle, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Perishable foods and foodstuffs* in vehicles equipped with mechanical refrigeration; (2)(a) *frozen foods* and (b) *foodstuffs* in vehicles equipped with mechanical refrigeration; and (3) *frozen fish and agricultural commodities*, the transportation of which is otherwise exempt from economic regulation under section 203(b)(6) of the Act in mixed loads with the commodities in (1) above, in vehicles equipped with mechanical refrigeration between points in Allegheny County, Pa., on the one hand, and, on the other, points in Ashland, Ashtabula, Belmont, Carroll, Columbiana, Cuyahoga, Geauga, Harrison, Jefferson, Lake, Mahoning, Medina, Portage, Stark, Summit, Trumbull, Tuscarawas, and Wayne Counties, Ohio.

NOTE.—Applicant states that the requested authority can be backed with its existing authority at Pittsburgh, Pa. to provide service between western Pennsylvania and points in West Virginia, on the one hand, and, on the other, points in those 18 Ohio counties named above. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 1239 (Sub-No. 3) filed February 22, 1974. Applicant: PONY TRUCKING, INC., 501 State Route #7, Steubenville, Ohio 43952. Applicant's representative: Maxwell A. Howell, 1100 Investment Building, Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Iron or steel articles*, between Beech Bottom, Benwood, and Wheeling, W. Va.; Martins Ferry and Yorkville, Ohio; and Allenport, Pa., on the one hand, and, on the other, points in New York, Ohio, and Pennsylvania, under continuing contract with Wheeling-Pittsburgh Steel Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 2229 (Sub-No. 182) filed February 15, 1974. Applicant: RED BALL MOTOR FREIGHT, INC., 3177 Irving Boulevard, P.O. Box 47407, Dallas, Tex. 75247. Applicant's representative: Douglas Anderson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (A) *General commodities* (except those of unusual value, Classes A and B explosives, commodities in bulk, household goods as defined by the Commission, and commodities requiring special equipment), (1) Between Dalhart, Tex. and Nara Vista, N. Mex.: From Dalhart over U.S. Highway 54 to Nara Vista, and return over the same route; (2) Between Tucumcari, N. Mex. and Las Vegas, N. Mex.: From Tucumcari over New Mexico Highway 104 to Las Vegas, and return over the same route; (3) Between Roy, N. Mex. and Clayton, N. Mex.: From Roy over New Mexico Highway 120 to intersection of U.S. Highway 56, thence over U.S. Highway 56 to Clayton, and return

over the same route; (4) Between Taos, N. Mex. and Las Vegas, N. Mex.: From Taos over New Mexico Highway 3 to Las Vegas, and return over the same route; (5) Between the intersection of New Mexico Highway 39 and New Mexico Highway 65, and the intersection of New Mexico Highway 65 and New Mexico Highway 18: From intersection of New Mexico Highways 39 and 65 over New Mexico Highway 65 to intersection of New Mexico Highways 65 and 18, and return over the same route; (6) Between Jackson, Miss. and Natchez, Miss.: From Jackson over Mississippi Highway 18 to intersection with U.S. Highway 61, thence over U.S. Highway 61 to Natchez, and return over the same route; (7) Between Jackson, Miss. and Gulfport, Miss.: From Jackson over U.S. Highway 49 to Gulfport, and return over the same route; (8) Between Memphis, Tenn. and Fort Smith, Ark., serving Little Rock, Ark., for the purpose of joinder only.

From Memphis, Tenn. over Interstate Highway 40 to Fort Smith, Ark., and return over the same route; (9) Between Memphis, Tenn. and Oklahoma City, Okla., serving Oklahoma City for the purpose of joinder only: From Memphis, Tenn. over Interstate Highway 40 to Oklahoma City, Okla., and return over the same route; (10) Between Boise City, Okla. and Enid, Okla.: From Boise City over U.S. Highway 64 to intersection of U.S. Highway 270, thence over U.S. Highway 270 to intersection of Oklahoma Highway 15, thence over Oklahoma Highway 15 to the intersection of U.S. Highway 60, thence over U.S. Highway 60 to Enid, and return over the same route; and (11) Between Oklahoma City, Okla. and Wichita Falls, Tex.: From Oklahoma City, Okla. over U.S. Highway 62 to intersection with H. E. Bailey Turnpike, thence over the H. E. Bailey Turnpike to intersection of U.S. Highway 277, thence over U.S. Highway 277 to Wichita Falls, Tex., and return over the same route; and (B) *General commodities* (except those of unusual value, commodities in bulk, household goods as defined by the Commission, and commodities requiring special equipment), (1) Between Commerce, Tex. and intersection of U.S. Highway 67 and Texas Highway 50: From Commerce over Texas Highway 50 to its intersection with U.S. Highway 67, and return over the same route; (2) Between Sherman, Tex. and Sulphur Springs, Tex.

From Sherman over Texas Highway 11 to Sulphur Springs, and return over the same route; (3) Between Commerce, Tex. and Sulphur Springs, Tex.: From Commerce over Texas Highway 11 to Sulphur Springs, and return over the same route; (4) Between Athens, Tex. and Sulphur Springs, Tex.: From Athens over Texas Highway 19 to Sulphur Springs, and return over the same route; (5) Between Fort Worth, Tex. and Sherman, Tex.: From Fort Worth over Interstate Highway 35 to its intersection with U.S. Highway 82, thence over U.S. Highway 82 to Sherman, and return over the same route; (6) Between Beaumont, Tex. and intersection of Texas Highways 6

and 105: From Beaumont over Texas Highway 105 to its intersection with Texas Highway 6, and return over the same route; (7) Between Trinidad, Colo. and La Junta, Colo.: From Trinidad over U.S. Highway 350 to La Junta, and return over the same route; (8) Between Walsenburg, Colo. and La Junta, Colo.: From Walsenburg over Colorado Highway 10 to La Junta, and return over the same route; (9) Between Pueblo, Colo. and Eads, Colo.: From Pueblo over Colorado Highway 96 to Eads, and return over the same route; (10) Between Limon, Colo. and intersection of Colorado Highway 71 and U.S. Highway 50 at or near Rocky Ford, Colo.: From Limon over Colorado Highway 71 to the intersection of U.S. Highway 50 at or near Rocky Ford, and return over the same route; (11) Between Logansport, La. and Grand Bayou, La., serving Mansfield, La., for the purpose of joinder only: From Logansport over U.S. Highway 84 to Grand Bayou, and return over the same route; (12) Between Milam, Tex. and Many, La.

From Milam, Tex. over Texas Highway 21 to the Texas-Louisiana State line, thence over Louisiana Highway 6 to Many, La., and return over the same route; (13) Between Vivian, La. and Sarepta, La., serving Hosston, La., for the purpose of joinder only: From Vivian over Louisiana Highway 2 to Sarepta, and return over the same route; (14) Between Mobile, Ala. and Shreveport, La.: From Mobile, Ala. over U.S. Highway 98 to its intersection with U.S. Highway 49, thence over U.S. Highway 49 to its intersection with U.S. Highway 80 and also Interstate Highway 20 to Shreveport, La., and return over the same route; (15) Between Dallas, Tex. and Texarkana, Tex./Ark.: From Dallas over Interstate Highway 30 to Texarkana, and return over the same route; (16) Between Dallas, Tex. and Shreveport, La.: From Dallas, Tex. over Interstate Highway 20 to Shreveport, La., and return over the same route; (17) Between Dallas, Tex. and Houston, Tex.: From Dallas over Interstate Highway 45 to Houston, and return over the same route; and (18) Between Denver, Colo. and Raton, N. Mex.: From Denver, Colo. over Interstate Highway 25 to Raton, N. Mex., and return over the same route, in (A) and (B) above, as alternate routes, for operating convenience only serving no intermediate points in connection with carrier's authorized regular route operation.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex. or Washington, D.C.

No. MC 2229 (Sub-No. 183), filed February 21, 1974. Applicant: RED BALL MOTOR FREIGHT, INC., 3177 Irving Boulevard, P.O. Box 47407, Dallas, Tex. 75247. Applicant's representative: Douglas Anderson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except household goods as defined by the Commission, commodities

in bulk and those requiring special equipment). Serving points in De Soto County, Miss. as off-route points in connection with carrier's regular route operations to and from Memphis, Tenn.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 2962 (Sub-No. 52) filed February 15, 1974. Applicant: A & H Truck Line, Inc., 1111 East Louisiana Street, Evansville, Ind. 47717. Applicant's representative: Robert H. Kinker, 711 McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (except automobiles set up on wheels, dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), serving points in that part of De Soto County, Miss., on and bounded by a line beginning at the Tennessee-Mississippi State Boundary line and extending along Germantown Road to junction Goodman Road, thence along Goodman Road to junction Center Hill Road, thence along Center Hill Road to the Tennessee-Mississippi State Boundary line and thence along the Tennessee-Mississippi state line to point of beginning, as off-route points in connection with carrier's authorized regular-route operation from and to Memphis, Tenn. (The area described above is generally referred to as the Holiday Industrial Park, De Soto County, Miss.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 11220 (Sub-No. 137), filed February 19, 1974. Applicant: GORDONS TRANSPORTS, INC., 185 West Lemore Avenue, P.O. Box 59, Memphis, Tenn. 38101. Applicant's representative: W. F. Goodwin (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), Between Chattanooga and Nashville, Tenn.: From Chattanooga over Interstate Highway 24 to Nashville and return over the same route, serving no intermediate points and serving Nashville for purposes of joinder only in connection with carrier's regular route operations.

NOTE.—Common control was approved in MC-F-11143. If a hearing is deemed necessary, applicant requests it be held at Memphis, Nashville, or Chattanooga, Tenn.

No. MC 13134 (Sub-No. 37), filed February 15, 1974. Applicant: GRANT TRUCKING, INC., Ohio State Route No. 93, P.O. Box 256, Oak Hill, Ohio 45656. Applicant's representative: John P. McMahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate

as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel*; and (2) *iron and steel articles*, from the plantsite of Continental Steel Corporation, at Kokomo, Ind.; Enterprise Wire Co., at Blue Island, Ill.; and Phoenix Manufacturing Co., at Joliet, Ill., to points in Virginia, West Virginia, Ohio on and south of U.S. Route 40, Kentucky on and east of U.S. Highways 25 and 25W, and Pennsylvania on and west of U.S. Highway 219.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 29120 (Sub-No. 176), filed February 11, 1974. Applicant: ALL-AMERICAN, INC., 900 West Delaware, P.O. Box 769, Sioux Falls, S. Dak. 57101. Applicant's representative: Michael J. Ogborn (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bentonite clay, foundry molding sand treating compounds, in bags, and water impedance boards*, from the plantsite of the Baroid Division-National Lead Company, located at or near Colony, Wyo. to points in North Dakota, South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Michigan, Illinois, Indiana, Ohio, Kentucky, and Tennessee.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, the applicant requests it be held at Rapid City, S. Dak.

No. MC 30319 (Sub-No. 147), filed February 19, 1974. Applicant: SOUTHERN PACIFIC TRANSPORT COMPANY OF TEXAS AND LOUISIANA, a Corporation, 7600 South Central Expressway, Dallas, Tex. 75216. Applicant's representative: Lloyd M. Roach, 1517 West Front Street, Tyler, Tex. 75701. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite of Aluminum Company of America located in Anderson County, Tex., as an off-route point in connection with carrier's regular route operations to and from Palestine, Tex.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas or Houston, Tex.

No. MC 30837 (Sub-No. 462), filed February 19, 1974. Applicant: KENOSHA AUTO TRANSPORT CORPORATION, 4200 39th Avenue, P.O. Box 160, Kenosha, Wis. 53140. Applicant's representative: Paul F. Sullivan, 711 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buses*, in

driveaway service, from the plantsites and other facilities of Sheller-Globe, Inc., located at or near Lima, Ohio, to points in the United States including Alaska, but excluding Hawaii.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 41406 (Sub-No. 38), filed February 12, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., 7105 Kennedy Avenue, P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: Ferdinand Born, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from Brentwood, Clayton, and St. Louis, Mo., and East St. Louis, Ill., and their respective Commercial Zones, to Kansas City, Kans.-Kansas City, Mo., Commercial Zone, and points in Iowa and Missouri.

NOTE.—Common control may be involved. Applicant states that the requested authority can be tacked (1) at the above origin points in Missouri, in Sub-No. 16, to provide a through service from the plant site of Jones and Laughlin Steel Corporation, located in Putnam County, Ill., to Kansas City, Kans.-Kansas City, Mo., Commercial Zone; (2) at East St. Louis, Ill., Commercial Zone, in Sub-No. 18, to provide a through service from Chicago, Ill., Commercial Zone to the above requested destination points; (3) at St. Louis, Mo., in Sub-No. 18, (a) Sheet No. 2, to provide a through service from Middletown, Ohio, to the above requested destination points; (b) Sheet No. 2, to provide a through service from Portage, Ind., to the above requested destination points; and (c), Sheet No. 4, to provide a through service from Chicago, Ill., Commercial Zone and Chicago Heights, Ill., to the above requested destination points; and (4), at Bridgeton, Mo. (St. Louis, Mo., Commercial Zone), in Sub-No. 20, Sheet 4, to provide a through service from Chicago, Ill., Portage and Burns Harbor, Ind., and points in Michigan to the above requested destination points. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 42487 (Sub-No. 818), filed February 19, 1974. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025. Applicant's representative: E. T. Lippert, Suite 1100, 1660 L Street NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, green hides, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), Between Columbus, Ohio, and Parkersburg, W. Va.: From Columbus over Interstate Highway 70 to junction Interstate Highway 77, thence over Interstate Highway 77 to junction Ohio Highway 7, thence over Ohio Highway 7 to Belpre, Ohio, thence over U.S. Highway 50 to Parkersburg, W. Va., and return over the same route, as an alter-

NOTICES

nate route for operating convenience only in connection with carrier's regular route operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 44735 (Sub-No. 15), filed February 25, 1974. Applicant: KISSICK TRUCK LINES, INC., 7101 East 12th Street, P.O. Box 6237, Kansas City, Mo. 64126. Applicant's representative: Lowell L. Knipmeyer, 2704 Power & Light Building, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed automobile bodies and automobile engines*, for recycling purposes, from points in Colorado, to points in the Kansas City, Mo.-Kansas City, Kans., Commercial Zone.

NOTE.—Applicant states that the requested authority can be tacked at Kansas City, Mo., to serve points in Illinois and Iowa. If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Denver, Colo.

No. MC 51146 (Sub-No. 362), filed February 8, 1974. Applicant: SCHNEIDER TRANSPORT, INC., 2661 S. Broadway, Green Bay, Wis. 54304. Applicant's representative: Neil DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper and paper products and packaging materials and products*, from Amherst and Hartford, Wis., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, New Mexico, Colorado, Wyoming, Montana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Arkansas, Missouri, Mississippi, Florida, Georgia, South Carolina, North Carolina, Virginia, Maryland, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, and those points in Illinois on and south of U.S. Highway 460, those points in Alabama on and north of U.S. Highway 78, and Mobile, Ala., Memphis, Tenn., Evansville, Ind., East St. Louis, Ill., and Chicago, Ill.; and (2) *materials, equipment, and supplies*, used in the manufacture and distribution of commodities named in (1) above, from the destination points named in (1) above, to Amherst and Hartford, Wis.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 52460 (Sub-No. 139), filed February 22, 1974. Applicant: ELLEX TRANSPORTATION, INC., 1420 W. 35th Street, P.O. Box 9637, Tulsa, Okla. 74107. Applicant's representative: Steve B. McCommas (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing and roofing materials, in rolls, containers, or bundles, in straight or mixed shipments*, from the facilities of Allied Materials Corp., at Stroud, Okla., to points in Kansas, and Missouri.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at either Oklahoma City or Tulsa, Okla., or Kansas City, Mo.

No. MC 52900 (Sub-No. 2), filed February 4, 1974. Applicant: LA FLOR DE MAYO EXPRESS, INC., 571 Jackson Avenue, Bronx, N.Y. 10455. Applicant's representative: Larsh B. Mewhinney, 235 Mamaroneck Avenue, White Plains, N.Y. 10605. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods* as defined by the Commission, between points in the New York, N.Y., Commercial Zone as defined by the Commission (except New York, N.Y.), on the one hand, and, on the other, points in Connecticut, New Jersey, New York, and Pennsylvania, restricted to traffic having a prior or subsequent movement by water.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at White Plains or New York, N.Y.

No. MC 58549 (Sub-No. 20), filed February 14, 1974. Applicant: CLINE MUNDY, doing business as GENERAL MOTOR LINES, 1534 Granby Street NE., Roanoke, Va. 24012. Applicant's representative: Francis W. McInerny, 1000 Sixteenth Street NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), Between Stuart, Va., and Floyd, Va.: From Stuart over U.S. Highway 58 to junction of Virginia State Highway 8 at or near Cruzes Store, Va., thence over Virginia Highway 8 to Floyd, and return over the same route, serving all intermediate points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Roanoke, Va., or Washington, D.C.

No. MC 58828 (Sub-No. 9), filed February 22, 1974. Applicant: SOUTHEASTERN MOTOR FREIGHT, INC., 4320 Hessmer Avenue, P.O. Box 786, Metairie, La. 70004. Applicant's representative: Harold R. Ainsworth, 2307 American Bank Building, New Orleans, La. 70130. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bulk Liquid commodities*, in shipper owned and steamship owned containers, between points in Orleans, Jefferson, St. Charles, St. John the Baptist, Tangipahoa, St. Helena, St. Tammany, and Washington Parishes, La., on the one hand, and, on the other, New Orleans, La., restricted to traffic moving to and from the Port of New Orleans by water.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 61231 (Sub-No. 76), filed February 19, 1974. Applicant: ACE LINES, INC., 4143 East 43rd Street, Des Moines, Iowa 50317. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings, building panels, building parts, and materials, accessories, and supplies* used in connection with the installation, erection, and construction of buildings, building panels, and building parts from the plantsite and storage facilities of Butler Manufacturing Company at Galesburg, Ill., to points in Arizona, Arkansas, Colorado, Illinois, Iowa, Kansas, Minnesota, Missouri, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, and Wyoming, and *damaged, rejected, or returned shipments* of the above commodities from said destination states to the plantsite and storage facilities of Butler Manufacturing Company at Galesburg, Ill., restricted to traffic originating at and destined to the above-named plantsite and storage facilities, on the one hand, and, on the other, the named states.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 61396 (Sub-No. 268), filed February 19, 1974. Applicant: HERMAN BROS. INC., 2565 St. Marys Avenue, P.O. Box 189, Omaha, Nebr. 68101. Applicant's representative: J. R. Chesney (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furfural and furfuryl alcohol*, in bulk, in tank vehicles, from Omaha, Nebr., to Griffith and Misshowaka, Ind.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Omaha, Nebr.

No. MC 61440 (Sub-No. 138), filed January 23, 1974. Applicant: LEE WAY MOTOR FREIGHT, INC., 3000 West Reno, Oklahoma City, Okla. 73108. Applicant's representative: Richard H. Champlin, P.O. Box 32488, Exchange Branch, Oklahoma City, Okla. 73108. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A & B explosives, livestock, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment). (1) Between St. Louis, and Kansas City, Mo., serving no intermediate points and serving Kansas City, Mo., as a point of joinder only: From St. Louis, Mo. over Interstate Highway 70, to Kansas City, Mo., and return over the same route. (2) Between Kansas City, Mo., and Denver, Colo., serving no intermediate points and serving Kansas City, Mo., as a point of joinder only: From Kansas City, Mo., over Interstate Highway 70, to Seibert, Colo., thence over U.S. Highway 24 to the junction of U.S. Highway 24 and U.S. Highways 40 and 287, approximately

two miles west of Limon, Colo., thence over U.S. Highways 40 and 287 to their junction with Interstate Highway 70, thence over Interstate Highway 70 to Denver, Colo., and return over the same route, as alternate routes for operating convenience only in conjunction with applicant's presently authorized regular route operations between St. Louis, Mo., and Denver, Colo.; restricted to traffic originating at or destined to St. Louis, Mo., or points east thereof and traffic originating at or destined to Denver, Colo., and points west thereof, with no service to be performed at Kansas City, Mo., or points in its Commercial Zone.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., or Washington, D.C.

No. MC 72140 (Sub-No. 63), filed February 21, 1974. Applicant: SHIPPERS DISPATCH, INC., 1216 West Sample Street, South Bend, Ind. 46619. Applicant's representative: Richard L. Andrysiak (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plant site and warehouse facilities of B. F. Goodrich Company located at or near Henry, Ill., as an off-route point in connection with carrier's regular route operations to and from Peoria, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 80430 (Sub-No. 150), filed February 6, 1974. Applicant: GATEWAY TRANSPORTATION CO., INC., 455 Park Plaza Drive, La Crosse, Wis. 54601. Applicant's representative: Joseph E. Ludden (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuffs*, including frozen foodstuffs not for human consumption (except commodities in bulk, in tank vehicles), between Beaver Dam and Milwaukee, Wis., on the one hand, and, on the other, points in Minnesota, Iowa, Missouri, Illinois, Wisconsin, Indiana, Michigan, Kentucky, Ohio, Pennsylvania, New Jersey, and New York, restricted to traffic originating at, or destined to, the plantsites and warehouse facilities of Wisconsin Cold Storage, Inc., located at or near Beaver Dam and Milwaukee, Wis.

NOTE.—Dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 82492 (Sub-No. 90) (AMENDMENT), filed October 29, 1973, published in the FR issue of December 20, 1973, and republished as amended, this issue. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., P.O. Box 2853, 2109 Olmstead Road, Kalamazoo, Mich.

49003. Applicant's representative: William C. Harris, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs* (except commodities in bulk), from points in Indiana and Michigan, to points in Iowa and Nebraska; and (2) *drugs, plastic articles, and rubber articles* (except commodities in bulk), when moving at the same time and in the same vehicle in mixed shipments with foodstuffs, from the facilities of Ross Laboratories, at or near Sturgis, Mich., to points in Iowa and Nebraska, restricted in parts (1) and (2) above to traffic originating at the named origin point or territory and destined to the named destination territory.

NOTE.—The purposes of this publication are (a) to amend the commodity descriptions and origin point of (2) above; and (b) to add the restriction as stated herein. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., Chicago, Ill., or Washington, D.C.

No. MC 83539 (Sub-No. 387), filed February 25, 1974. Applicant: C & H TRANSPORTATION CO., INC., 1936-2010 West Commerce Street, P.O. Box 5976, Dallas, Tex. 75222. Applicant's representative: Thomas E. James (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled paving machines*, from points in Gwinnett County, Ga., to points in the United States (except Alaska and Hawaii), restricted to traffic originating in Gwinnett County, Ga.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 94350 (Sub-No. 344), filed February 13, 1974. Applicant: TRANSIT HOMES, INC., P.O. Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, and *buildings*, in sections, mounted on wheeled undercarriages, from points in Adams County, Colo. to points in the United States on and west of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the International Boundary line between the United States and Canada (except Alaska and Hawaii).

NOTE.—Common control was approved in Docket No. MC-F-11670. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 95540 (Sub-No. 896), filed February 12, 1974. Applicant: WATKINS MOTOR LINES, INC., 1940 Monroe Drive, P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Jerome F. Marks (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk, in tank vehicles), from the plant site and warehouse facilities of Western Potato Service, Inc., at or near Grand Forks, N. Dak., to points in Kentucky, Tennessee, Virginia, West Virginia, North Carolina, South Carolina, Alabama, Georgia, Florida, Mississippi, and Louisiana.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 96881 (Sub-No. 13), filed February 20, 1974. Applicant: ORVILLE M. FINE, doing business as FINE TRUCK LINE, 801 Dodson Avenue, Fort Smith, Ark. 72901. Applicant's representative: Don A. Smith, P.O. Box 43, Kelley Building, Fort Smith, Ark. 72901. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), (1) Between Cove, Ark., and Broken Bow, Okla.; From Cove, Ark., over Arkansas State Highway 4 to the junction of Oklahoma State Highway 4, thence on Oklahoma State Highway 4 to the junction of U.S. Highway 259, thence on U.S. Highway 259 to Broken Bow, Okla., and return over the same route, serving all intermediate points. (2) Between Foreman, Ark., and Idabel, Okla.; From Foreman, Ark., over Arkansas State Highway 32 to the junction of Oklahoma State Highway 3, thence over Oklahoma State Highway 3 to Idabel, Okla., and return over the same route, serving all intermediate points. (3) Between Doddridge, Ark., and Taylor, Ark.; From Doddridge, Ark., over Arkansas State Highway 160 to Taylor, Ark., and return over the same route, serving all intermediate points. (4) Between Horatio, Ark., and Lockesburg, Ark.; From Horatio, Ark., over Arkansas State Highway 24 to Lockesburg, Ark., and return over the same route, serving no intermediate points, as an alternate route for operating convenience only. (5) Between Bradley, Ark., and Texarkana, Ark.; From Bradley, Ark., over Arkansas State Highway 29 to the junction of U.S. Highway 82, thence on U.S. Highway 82 to Texarkana, Ark., and return over the same route serving no intermediate points, as an alternate route for operating convenience only.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Fort Smith or Texarkana, Ark.

No. MC 99780 (Sub-No. 36), filed February 21, 1974. Applicant: CHIPPER

NOTICES

CARTAGE COMPANY, INC., 1327 NE. Bond Street, Peoria, Ill. 61603. Applicant's representative: John R. Zang (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, and commodities in bulk), between the plant sites of S. C. Johnson & Son, Inc., located at Waxdale and Racine, Wis., on the one hand, and, on the other, points in Illinois, Indiana, Iowa, and Missouri, restricted to traffic originating and destined to the above named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 103926 (Sub-No. 34), filed February 11, 1974. Applicant: W. T. MAYFIELD SONS TRUCKING CO., a Corporation, 1560 Bankhead Highway, P.O. Box 947, Mableton, Ga. 30059. Applicant's representative: Charles Ephraim, Suite 600, 1250 Conn. Ave., NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Self-propelled construction equipment, weighing 15,000 pounds or more; and (2) related machinery, tools, parts, and attachments for such commodities*, from points in Spotsylvania County, Va., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, and Texas.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Atlanta, Ga.

No. MC 103993 (Sub-No. 799), filed February 19, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Paul D. Borgesani (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles*, in secondary movements, in truckaway service, from points in Elkhart County, Ind., to points in the United States, including Alaska, but excluding Hawaii.

NOTE.—Common control was approved by the Commission in Docket MC-F-10057. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 110325 (Sub-No. 57), filed December 27, 1973. Applicant: TRANSCON LINES, 101 Continental Boulevard, El Segundo, Calif. 90245. Applicant's representative: Wentworth E. Griffin, 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, automobiles, household goods as defined by the Commission, commodi-

ties in bulk, and those requiring special equipment or handling), (1) *Regular Routes*: Between points in the Greater Los Angeles Area described as follows: Beginning at the intersection of Sunset Boulevard and U.S. Highway 101, alternate; thence northeasterly on Sunset Boulevard to State Highway No. 7; northerly along State Highway No. 7 to Ventura Boulevard; westerly along Ventura Boulevard to Topanga Canyon Boulevard; northerly along Topanga Canyon Boulevard to Santa Susana Avenue; northerly along Santa Susana Avenue to San Fernando Mission Boulevard; easterly and northeasterly along San Fernando Mission Boulevard and its prolongation to the Angeles National Forest boundary; southeasterly and easterly along the Angeles National Forest boundary and San Bernardino National Forest boundary to the Riverside County boundary east of Yucaipa; southerly and westerly along the Riverside County boundary to a point directly north of Redlands Boulevard; southerly from said point along an imaginary line and along Redlands Boulevard to Alessandro Avenue in Moreno; westerly along Alessandro Avenue to Perris Boulevard;

Southerly along Perris Boulevard to the county road paralleling the southerly boundary of March Air Force Base; westerly along said county road to U.S. Highway 395; northerly and easterly along U.S. Highway 395 to State Highway No. 18; southwesterly along State Highway No. 18 to U.S. Highway 91; westerly along U.S. Highway 91 to State Highway No. 55; southerly on State Highway No. 55 to the Pacific Ocean; westerly and northerly along the shore line of the Pacific Ocean to a point directly south of the intersection of Sunset Boulevard and U.S. Highway 101, alternate; thence northerly along an imaginary line to point of beginning. Between points in the Greater Los Angeles Area and points in the San Diego Territory, hereinafter described over and along U.S. Highway 101 and California Highway 1, serving all intermediate points on said highways and all off-route points located within five miles of said highways including El Toro Marine Base. Beginning at the northerly junction of U.S. Highways 101E and 101W approximately 4 miles north of La Jolla; thence easterly to Miramar on U.S. Highway 395; thence southeasterly to Lakeside on the El Cajon-Ramona Highway; thence southerly to Bostonio on U.S. Highway 80; thence southeasterly to Jamul on State Highway No. 95; thence due south to the International Boundary line; thence west to the Pacific Ocean; thence north along the Pacific Ocean to the point of beginning; and (2) *Irregular Routes*:

Powdered milk, from Fresno and Chowchilla, Calif., to Oakland, Calif., and return, with no transportation for compensation, to Fresno and Chowchilla. *General commodities* (except those of unusual value, and except dangerous explosives, livestock, cotton, lumber, household goods as defined in *Practices of Motor Common Carriers of Household*

Goods, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Los Angeles Harbor and Long Beach, Calif., on the one hand, and, on the other, points in the Los Angeles, Calif., Commercial Zone, as defined by the Commission in 3 M.C.C. 248, except Compton, Lynwood, Alhambra, San Marino, Pasadena, South Pasadena, Glendale, Burbank, San Fernando, Beverly Hills, Santa Monica, Culver City, Inglewood, Hawthorne, Lennox, and El Segundo, Calif. *Such articles*, which require special handling or rigging because of their size or weight, between Los Angeles Harbor and Long Beach, Calif., on the one hand, and, on the other, Los Angeles and Vernon, Calif.

NOTE.—This is a matter directly related to the Section 5 purchase proceeding in MC-F-12091 published in the FR issue of January 23, 1974. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 103498 (Sub-No. 41), filed February 19, 1974. Applicant: W. D. SMITH TRUCK LINE, INC., P.O. Box Drawer C, DeQueen, Ark. 71832. Applicant's representative: Donald T. Jack, Jr., 1550 Tower Building, Little Rock, Ark. 72201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Posts, poles, and lumber*, treated and untreated, from Mena, Ark., to points in Missouri and Kansas.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 103993 (Sub-No. 798), filed February 19, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Paul D. Borgesani (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, from points in Clinton County, Ohio, to points in the United States (except Alaska and Hawaii).

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 105375 (Sub-No. 48), filed February 25, 1974. Applicant: DAHLEN TRANSPORT OF IOWA, INC., 1680 Fourth Avenue, Newport, Minn. 55055. Applicant's representative: Leonard A. Jaskiewicz, 1730 M Street NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid protein supplement*, in bulk, in tank vehicles, from Peru, Ill., to points in Iowa, restricted to traffic originating at Peru, Ill., and destined to the named destination State.

NOTICES

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at either Minneapolis or St. Paul, Minn.

No. MC 106674 (Sub-No. 127), filed February 25, 1974. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, Ind. 47977. Applicant's representative: Harry J. Jordan, 1000 Sixteenth Street NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Laminated modular panels*, from Frankfort, Ind., and Tarboro, N.C., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, the applicant requests it be held at Cincinnati, Ohio, or Washington, D.C.

No. MC 107295 (Sub-No. 696), filed February 14, 1974. Applicant: PRE-FAB TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fabricated steel*, from points in Lauderdale County, Miss., to points in the United States (except Alaska and Hawaii).

NOTE.—Applicant states that the requested authority can be tacked in Sub-No. 480, at points in Lauderdale County, Miss., to provide a through service from and to points in the United States (except Alaska and Hawaii), and in Sub-No. 384, transporting steel joists and steel roofing deck, at points in Lauderdale County, Miss., to provide a through service from Kansas City, Mo., to those destination points named above. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 107295 (Sub-No. 698), filed February 14, 1974. Applicant: PRE-FAB TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Houses or buildings*, portable or fabricated, iron or steel, complete, knocked down, or in sections, and *wall, roof, or floor sections*, from Grapevine, Tex., to points in the United States (except Alaska and Hawaii).

NOTE.—Applicant states that the requested authority can be tacked at Grapevine, Tex., to provide a through service from and to points in the United States (except Alaska and Hawaii). If a hearing is deemed necessary, applicant requests it be held at either Dallas, Tex., or Washington, D.C.

No. MC 107515 (Sub-No. 895), filed February 14, 1974. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 308, Forest Park, Ga. 30050. Applicant's representative: Alan E. Serby, Post Office Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *(1) Furniture rounds, fireplace logs or fireplace fuel, and compressed ground wood or sawdust; and paper, paper products, and pulpboard*, from Plymouth, N.C., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Maine, Massachusetts, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, and Vermont, under contract with General Electric Co., at Pittsfield, Mass.

NOTE.—Applicant holds common carrier authority in MC 115817, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or Boston, Mass.

No. MC 110325 (Sub-No. 58), filed February 19, 1974. Applicant: TRANSCON LINES, a Corporation, P.O. Box 92220, Los Angeles, Calif. 90009. Applicant's representative: Wentworth E. Griffin, 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities (except those of unusual value, livestock, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment)*, serving the plantsite and facilities of the Aluminum Company of America located at or near Palestine, Tex., as an off-route point in connection with carrier's regular route operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Washington, D.C.

No. MC 111201 (Sub-No. 19) filed February 25, 1974. Applicant: J. N. ZELLNER & SON TRANSFER COMPANY, INC., P.O. Box 90818, East Point, Ga. 30044. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Road, NE, Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Containers, plastic or glass, corrugated cartons and fillers*, between the plantsite and warehouse facilities of Midland Glass Company, Inc., located at or near Warner Robbins, Ga., on the one hand, and, on the other, points in Alabama, Florida, North Carolina, South Carolina, and Tennessee.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 111397 (Sub-No. 104) filed February 11, 1974. Applicant: DAVIS TRANSPORT, INC., 1345 South Fourth Street, Paducah, Ky. 42001. Applicant's representative: H. S. Melton, Jr., P.O. Box 1407, Paducah, Ky. 42001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphur hexafluoride*, in bulk, from Metropolis, Ill., to points in California, Texas, and New Jersey.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Washington, D.C.

NOTICES

No. MC 111401 (Sub-No. 409) filed February 11, 1974. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, P.O. Box 632, Enid, Okla. 73701. Applicant's representative: Alvin J. Meiklejohn, Jr., Suite 1600 Lincoln Center, 1600 Lincoln Street, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Distillers solubles*, in bulk, in tank vehicles, from Atchison, Kans., to points in Colorado, Kansas, Oklahoma, and Texas; and (2) *petroleum products* in bulk, in tank vehicles, from Cotton Valley, La., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Missouri, New Mexico, and Texas.

NOTE.—Applicant states that the requested authority can be tacked with its existing authority as follows: in MC 111401 lead certificate on petroleum products at points in Texas to serve points in Colorado and Oklahoma, combining this authority with that held in Sub-No. 366 he could extend operations by tacking at Wynnewood, Okla. to serve points in Utah and Nevada; in Sub-No. 153, on liquid chemicals, at Wichita, Kans. to serve points in the United States (except Nebraska); in Sub-No. 306 on chemicals, at Wichita, Kans. to serve points in Nebraska; with the authority acquired in MC-F-11480 on chemicals, at Longview, Tex. to serve points in the United States; with the authority pending in Sub-Nos. 376 on chemicals etc. at Kansas City, Mo.-Kans. to serve points in Michigan, Minnesota, Montana, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin; 395 on petroleum products at points in New Mexico to serve Arizona; and 402 on petroleum products, at Borger, Tex. to serve points in the United States (except Alaska, Colorado, Hawaii, and Oklahoma). If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex. or Oklahoma City, Okla.

No. MC 111729 (Sub-No. 420) filed February 15, 1974. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: Russell S. Bernhard, 1625 K Street, NW, Washington, D.C. 20003. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Proofs, cuts, copy, manuscripts, business papers, records, and audit and accounting media* of all kinds, between Toledo, Ohio, on the one hand, and, on the other, points in Genesee, Niagara, Wyoming, and Erie Counties, N.Y.; points in Indiana and those in the lower Peninsula of Michigan; (2) *business papers, records, audit and accounting media, and advertising materials* of all kinds, between Memphis, Tenn., on the one hand, and, on the other, Albany, Augusta, Atlanta, Columbus, and Macon, Ga.; and (3) *small industrial parts, blueprints, business papers, records, and audit and accounting media*, restricted to packages and articles weighing in the aggregate no more than 25 pounds, from one consignor to one consignee on any one day between Des Plaines, Ill., on the one hand, and, on the other, Cincinnati and St. Marys, Ohio.

NOTE.—Common control and dual operations may be involved. Applicant states that the requested authority can be tacked with

its existing authority as follows: on part (1) above; at Toledo, Ohio to provide service between those terminal points mentioned above, on the one hand, and, on the other, Highland Park, Mich. (Sub 127); Boyers, Pa. (Sub-146), Detroit, Mich. (Subs 155 and 220), Pittsburgh, Pa. (Sub-216), South Bend, Ind. (Sub-266), Flint, Mich. (Sub-278), and Ann Arbor and Chelsea, Mich. (Sub-339), at points in Indiana to provide service between Toledo, Ohio on the one hand, and, on the other, St. Louis, Mo. (Subs 137 and 228), Danville, Ill. (Sub-146), Louisville, Ky. (Subs 152 and 188), Chicago, Ill. (Sub-185) Milwaukee, Wis. (Subs 188 and 304), Paris and Carbondale, Ill. (Sub-232), Owensboro and Hopkinsville, Ky. (Sub-232), points in Illinois, Kentucky, and Missouri (Sub-304), Peoria, Ill. (Sub-327), Elmhurst, Ill. (Sub-331), twelve named points in Kentucky (Sub-338) and Elk Grove Village, Ill. (Sub-353); and at points in the lower Peninsula of Michigan to provide service between Toledo, Ohio, on the one hand, and, on the other, points in Allegheny County, Pa. (Sub-42), Buffalo, Dunkirk, and West Seneca, N.Y. (Sub-155), Chicago, Ill. (Subs 185 & 292), Erie, Pa., Rochester, N.Y., and Covington and Louisville, Ky. (Sub-188), Cumberland, Md. (Sub-262) and Lexington, Ky. (Sub-309); on part (2) above; at Memphis, Tenn. to provide service between those terminal points above, on the one hand, and, on the other, points in Arkansas, that part of Mississippi on and north of U.S. Highway 80, and that part of Missouri on and south of Missouri Highway 84, except Caruthersville, Mo. (Sub-249), Dallas, Tex. (Sub-270), Columbus, Ohio (Sub-302), and Washington, D.C. (Sub-324); at Atlanta, Ga. to provide service between Memphis, Tenn., on the one hand, and, on the other, points in Alabama, except Birmingham and Montgomery (Sub-222), points in Duval County, Fla. (Sub-255), and points in North Carolina and South Carolina (Sub-292); at Albany, Ga. to provide service between Memphis, Tenn. on the one hand, and, on the other, Quantico, Va. (Sub-341); and at Albany, Atlanta, Augusta, or Columbus, Ga. to provide service between Memphis, Tenn., on the one hand, and, on the other, Birmingham, Ala. (Sub-187); and on part (3) above; at Des Plaines, Ill. to provide service between Cincinnati and St. Marys, Ohio, on the one hand, and, on the other Bettendorf and Davenport, Iowa (Subs 295 & 331), Columbus, Ohio (Sub-302) and Milwaukee, Wis. (Sub-327); at Cincinnati, Ohio to provide service between Des Plaines, Ill. on the one hand, and, on the other, Mt. Lebanon, Pa. (Sub-69), Boyers, Pa. and Ashland, Ky. (Sub-88), Erie, Pa. (Sub-117), Indianapolis and Richmond, Ind. (Sub-122), points in West Virginia and Kentucky, except Ashland (Sub-146), Flint, Mich. (Sub-278), points in Indiana (Sub-300), Bluefield, Huntington, and Parkersburg, W. Va., and Anderson, Blomington, Columbus, Kokomo, Lafayette, and Muncie, Ind. (Sub-309), Baldwin, St. Charles, and St. Louis, Mo. (Sub-321) and Elk Grove Village, Ill. (Sub-346); and at Cincinnati and St. Marys, Ohio to provide service between Des Plaines, Ill., on the one hand, and, on the other, Highland Park, Mich. (Sub-127), Troy, Mich. (Sub-318) and Muskegon, Mich. (Sub-355). If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111812 (Sub-No. 503) filed February 21, 1974. Applicant: MIDWEST COAST TRANSPORT, INC., 900 West Delaware, P.O. Box 1233, Sioux Falls, S. Dak. 57104. 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: *Candy and confectionery*, from Carol Stream,

Ill., to points in Washington, Oregon, Idaho, Montana, California, Nevada, Arizona, and Salt Lake City, Utah, restricted to traffic originating at the plantsite and warehouse facilities of E. J. Brach & Sons at Carol Stream, Ill.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 112989 (Sub-No. 36) filed February 7, 1974. Applicant: WEST COAST TRUCK LINES, INC., P.O. Box 668, Coos Bay, Oreg. 97420. Applicant's representative: Frederick M. Kelley, Jr., Rt. 4, Box 194-R, Eugene, Oreg. 97405. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Engineered kiln stickers*, from the plantsite of Simpson Timber Co. located at or near Portland, Oreg., to points in Washington, California, Idaho, Utah, Nevada, Arizona, and those points in Montana on or west of a line extending from the Montana-Wyoming State Boundary line north along U.S. Highway 310 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with U.S. Highway 87, thence along U.S. Highway 87 to its junction with Montana Highway 19, thence along Montana Highway 19 to its junction with U.S. Highway 191, thence along U.S. Highway 191 to its junction with Montana Highway 376, thence along Montana Highway 376 to its junction with Montana Highway 241, thence along Montana Highway 241 to the International Boundary line between the United States and Canada.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash. or Portland, Oreg.

No. MC 113158 (Sub-No. 25) filed February 15, 1974. Applicant: TODD TRANSPORT COMPANY, INC., Secretary, Md. 21664. Applicant's representative: V. Baker Smith, 2107 The Fidelity Building, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), from the plant site and storage facilities of the Green Giant Company located in the Township of West Sadsbury (Chester County), Pa., to points in Maine, New Hampshire, and Vermont.

NOTE.—Applicant states that the requested authority can be tacked with its existing authority at the plant site and storage facilities of the Green Giant Company named above to provide a through service to the destination points named above: in Sub-No. 1, on canned goods, from specific counties in Maryland and Virginia; and in Sub-No. 16 on foodstuffs, from Hurlock, Md. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa. or Washington, D.C.

No. MC 113267 (Sub-No. 311) filed February 19, 1974. Applicant: CENTRAL AND SOUTHERN TRUCK LINES, INC., 3385 Airways Blvd., Suite 115, Memphis, Tenn. 38116. Applicant's representative: Lawrence A. Fischer (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* (except hides and commodities in bulk) as defined in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766, from the plant site and warehouse facilities of Wilson and Co., Inc. at Cedar Rapids, Iowa, to points in Louisiana, Mississippi, and Memphis, Tenn., restricted to the transportation of traffic originating at the above named origins and destined to the named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn. or Oklahoma City, Okla.

No. MC 113388 (Sub-No. 104) filed January 16, 1974. Applicant: LESTER C. NEWTON TRUCKING CO., a Corporation, P.O. Box 168, Seaford, Del. 19973. Applicant's representative: Charles Eprain, 1250 Connecticut Avenue, NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in vehicles equipped with mechanical refrigeration, from Salisbury, Md., to points in Pennsylvania and New York, restricted to traffic originating at Salisbury, Md., and destined to points in the named destination States.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 113410 (Sub-No. 87) filed February 25, 1974. Applicant: DAHLEN TRANSPORT, INC., 1680 Fourth Avenue, Newport, Minn. 55055. Applicant's representative: Leonard A. Jaskiewicz, 1730 M Street, NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Grain products, with not more than 40 percent other ingredients*, in bulk, from Minneapolis, St. Paul and Hastings, Minn., to points in Illinois, Indiana, Iowa, Michigan, North Dakota, South Dakota, and Wisconsin; (2) *inedible tallow*, in bulk, in tank vehicles, from Minneapolis and St. Paul, Minn., to points in Wisconsin, Iowa, and Illinois; (3) *adhesives*, in bulk, in tank vehicles, from Minneapolis and St. Paul, Minn., to points in Iowa and Wisconsin; (4) *nitric acid*, in bulk, in tank vehicles, from Pine Bend, Minn., to points in Wisconsin and the Upper Peninsula of Michigan; (5) *acid base detergent*, in bulk, in tank vehicles, from St. Paul, Minn., to St. Louis, Mo.; (6) *liquid animal feed and liquid animal feed supplements*, in bulk, in tank vehicles, from Savage, Minn., to points in Iowa, North Dakota, South Dakota, and Wisconsin; (7) *vegetable oils and lecithin*, in bulk, in tank vehicles, from Mankato, Minn., to points in Minnesota, North Dakota, South Dakota, Wisconsin, Iowa, Missouri, and Illinois; (8) *liquefied petroleum*

gas, in bulk, in tank vehicles, from Rosemount, Minn., to points in Minnesota, North Dakota, South Dakota, Iowa, Wisconsin and the Upper Peninsula of Michigan; (9) *molasses*, in bulk, in tank vehicles, from Savage, Minn., to points in Iowa, North Dakota, South Dakota, and Wisconsin; and (10) *flour*, in bulk, from Minneapolis, Minn., to points in Illinois, Indiana, Iowa, Michigan, North Dakota, South Dakota, and Wisconsin.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at either Minneapolis or St. Paul, Minn.

No. MC 113666 (Sub-No. 86) filed February 25, 1974. Applicant: FREEPORT TRANSPORT, INC., 1200 Butler Road, Freeport, Pa. 16229. Applicant's representative: Harry J. Jordan, 1000 16th Street NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Laminated modular panels*, from Frankfort, Ind. and Tarboro, N.C., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, with no transportation for compensation on return except as otherwise authorized.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Cincinnati, Ohio, or Washington, D.C.

No. MC 113678 (Sub-No. 536) filed February 21, 1974. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Toilet preparations, paint and paint materials and supplies, chemicals, proprietary antifreeze, aerosol supplies, shampoo cleaning and polishing compounds, deodorants and disinfectants, insecticides, hand tools and water absorption or anti-icing compounds* (except commodities in bulk, in tank vehicles), from Coal City and Chicago, Ill., to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; and (2) *Cleaning, scouring, washing, buffing and polishing compounds, sodium hypochlorite solution, and soap base lubricants* (except commodities in bulk), from Joliet, Ill., to points in Arizona, California, Colorado, Iowa, and Nebraska.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing

authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 113678 (Sub-No. 537) filed February 21, 1974. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except frozen foods, meat, meat by-products, articles distributed by meat packinghouses, and commodities in bulk), from Defiance, Galena, and Delaware, Ohio, to points in Kansas, Colorado, California, Nevada, Washington, and Oregon, restricted to the transportation of traffic originating at the above named origins, and destined to the points named above.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, Chicago, Ill., or Denver, Colo.

No. MC 113678 (Sub-No. 538) filed February 21, 1974. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy, confectionery, and confectionery products* (except commodities in bulk, in tank vehicles), from the plantsite and warehouse facilities of Topps Chewing Gum, Inc., at or near Duryea, Pa., to points in Indiana, Illinois, Minnesota, Missouri, Kansas, Washington, Oregon, Idaho, Utah, Nevada, California, Arizona, and New Mexico, restricted to the transportation of traffic originating at the plantsite and warehouse facilities of Topps Chewing Gum, Inc., at or near Duryea, Pa.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., Washington, D.C., or New York, N.Y.

No. MC 113678 (Sub-No. 539) filed February 21, 1974. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meat*, from Wilmington, Del., Philadelphia, Pa., and Newark, N.J., to points in Ohio, Indiana, Illinois, Michigan, Wisconsin, Iowa, Minnesota, Missouri, South Dakota, Kentucky, Kansas, Nebraska, and Colorado, restricted to the transportation of traffic originating at or destined to points in the above named States.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at either Pittsburgh or Philadelphia, Pa., or New York, N.Y.

NOTICES

No. MC 113678 (Sub-No. 540) filed February 21, 1974. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from the plantsite and storage facilities of Delicious Foods Co., at or near Omaha, Nebr., and Kansas City, Mo., to points in Alabama, Arizona, California, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Maryland, Oregon, Massachusetts, Minnesota, Montana, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Utah, Washington, Wisconsin, and the District of Columbia, restricted to the transportation of traffic originating at the above named origins, and destined to the above named points.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo. or Omaha, Nebr.

No. MC 114045 (Sub-No. 394) filed February 11, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum articles*, NOI; *bags*, *plastic film*, flat or folded flat; *boxes*, *fibreboard*, *paper*, *paperboard*, and *pulpboard*, NOI; *condition powders*, *regulators*, *tonics*, and *animal poultry*; *drugs and medicines*, NOI; *exhibition booths and stalls*, knocked down, *lighting*, *installation equipment*, *decorations and floor covering* and *articles and materials for display and exhibit*, not to exceed 10 percent of weight upon which charges are assessed; *feed supplements*; *labels and paper*, NOI, cut and not cut, plain, printed, and lithographed; *pads*, *padding*, *wads*, and *wadding*, *cellulose*, other than synthetic fibres, with or without backing and facing of other materials; *plastic articles*, NOI; *printed matter*, *paper* and *paperboard*, NOI; *recording devices*, NOI; and *sealing tape*, with or without fibre reinforcement, gummed, from Pearl River, N.Y., to points in Texas.

NOTE.—Common control was approved in MC-F-8619. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 114045 (Sub-No. 395) filed February 21, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Confectionery products*, from the warehouse facility of E. J. Brach, Division of American Home Products, Corp. located at

Carol Stream, Ill., to points in Arizona, California, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, and Washington.

NOTE.—Common control was approved in MC-F-8619. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Dallas, Tex.

No. MC 114211 (Sub-No. 225) filed February 19, 1974. Applicant: WARREN TRANSPORT, INC., 324 Manhard Street, P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the plantsites, warehouses, and storage facilities of Continental Steel Corporation, at or near Kokomo, Ind., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, Tennessee, West Virginia, those in Ohio on and bounded by a line commencing at Portsmouth, Ohio, and extending along U.S. Highway 23 to Columbus, Ohio, thence along U.S. Highway 40 to the Ohio-West Virginia State line, and those in Pennsylvania on and west of U.S. Highway 219.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Cleveland, Ohio.

No. MC 114273 (Sub-No. 165) filed February 19, 1974. Applicant: CEDAR RAPIDS STEEL TRANSPORTATION, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Robert E. Konchar, Suite 315 Commerce Exchange Building, 2720 First Avenue N.E., Cedar Rapids, Iowa 52406. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products* (except in bulk in tank vehicles), from Ryan, Wadena and at or near Ludlow, Iowa, to the plantsite and storage facilities utilized by Kraft Foods Division of Kraftco, at or near Lehigh County, Pa., restricted to traffic originating at the above named origins and destined to the above named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 115092 (Sub-No. 30) filed February 15, 1974. Applicant: WEISS TRUCKING, INC., P.O. Box O, Vernal, Utah 84078. Applicant's representative: Walter J. Kobos, 1016 Kehoe Drive, St. Charles, Ill. 60174. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Candy, confectioneries, and related advertising materials* (except in bulk), from Montrose, Colo., to points in Arizona, California, Idaho, Kansas, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, and Washington; and (2) *foodstuffs* (except in bulk), from points in Delta County, Colo., to points in Arkansas, Arizona, California, Illinois, Indiana, Iowa, Kansas, Louisiana, Michigan, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, Texas, and Wisconsin.

NOTE.—Applicant states that the requested authority can be tacked with its existing authority in Sub-No. 18 on cheese at Delta County, Colo. to provide a through service from Logan, Utah to several midwestern

states; and at Delta County, Colo. to provide a through service from Logan, Utah, to points in Colorado.

No. MC 115691 (Sub-No. 28) filed February 19, 1974. Applicant: MURPHY TRANSPORTATION, INC., 1414 Crawford Avenue, Anniston, Ala. 36201. Applicant's representative: John P. Carlton, 903 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel*; and (2) *iron and steel articles*, from the plantsites, warehouses, and storage facilities of Continental Steel Corporation, at or near Kokomo, Ind., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, Tennessee, West Virginia, those in Ohio on and bounded by a line commencing at Portsmouth, Ohio, and extending along U.S. Highway 23 to Columbus, Ohio, thence along U.S. Highway 40 to the Ohio-West Virginia State line, and those in Pennsylvania on and west of U.S. Highway 219.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind. or Washington, D.C.

No. MC 115841 (Sub-No. 467) filed February 19, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery products* (except commodities in bulk), in vehicles equipped with mechanical refrigeration, from the plantsite and warehouse facilities of Brock Candy Co., at Chattanooga, Tenn., to points in Florida, restricted to traffic originating at, and destined to, the above named points.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Nashville, Tenn.

No. MC 115904 (Sub-No. 35), filed February 25, 1974. Applicant: LOUIS GROVER, 1710 West Broadway, Idaho Falls, Idaho 83401. Applicant's representative: Irene Warr, 430 Judge Bldg., Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed auto bodies, scrap auto engines, and transmissions*, between points in Washington, Oregon, California, Utah, Arizona, Nevada, Idaho, Montana, Wyoming, Colorado, New Mexico, Nebraska, and Kansas.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, or Idaho Falls, Idaho.

No. MC 116273 (Sub-No. 172), filed February 15, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie

Avenue, Cicero, Ill. 60650. Applicant's representative: William R. Lavery, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Kenosha, Sheboygan and Milwaukee, Wis., to points in Michigan.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 116273 (Sub-No. 173), filed February 19, 1974. Applicant: D AND L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials, plastic pellets, granules, and cubes*, dry, in bulk, in tank vehicles, from the plantsite of the B. F. Goodrich Chemical Company, located at or near Henry, Ill. to points in the United States (except points in Arkansas east of U.S. Highway 65, Alaska, Hawaii, Connecticut, Maine, Indiana, Iowa east of Iowa City, Iowa, Kentucky, Massachusetts, Michigan, Missouri east of U.S. Highway 65, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, and Wisconsin).

NOTE.—Applicant states that the requested authority can be tacked in Sub-No. 82 at Henry, Ill., to provide a through service from Hammond, Ind. to the destination points named above. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 117119 (Sub-No. 498), filed February 25, 1974. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, Ark. 72728. Applicant's representative: L. M. McLean (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bakery goods*, in cans, in cartons, not frozen, requiring refrigeration, in vehicles equipped with mechanical refrigeration, from the plantsite of Merico, Inc., at Little Rock, Ark., to points in Alabama, Arizona, California, Colorado, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Mississippi, Missouri, Nebraska, New Mexico, North Carolina, Ohio, Oklahoma, Tennessee, Texas, and Virginia.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark. or Dallas, Tex.

No. MC 118159 (Sub-No. 141), filed February 15, 1974. Applicant: NATIONAL REFRIGERATED TRANSPORT, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representative: Jack R. Anderson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food-stuffs*, from the plantsite and warehouse facilities of Western Potato Service, Inc. at Grand Forks, N. Dak., to points in

Colorado, Kansas, Nebraska, Missouri, Tennessee, Arkansas, Florida, Georgia, Oklahoma, and Texas.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Kansas City, Mo.

No. MC 118178 (Sub-No. 20), filed March 11, 1974. Applicant: BILL MEEKER, 1733 North Washington, P.O. Box 11184, Wichita, Kans. 67202. Applicant's representative: Gailyn L. Larsen, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plant site and storage facilities of Dubuque Packing Company at Wichita, Kans., to points in Iowa, Illinois, Indiana, Kentucky, and Ohio, restricted to traffic originating at the named origin and destined to the named destination states.

NOTE.—Applicant holds contract carrier authority in MC 110064, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Wichita, Kans. or Kansas City, Kans.

No. MC 118561 (Sub-No. 18), filed February 12, 1973. Applicant: HERBERT B. FULLER, doing business as FULLER TRANSFER COMPANY, 212 East Street, Maryville, Tenn. 37801. Applicant's representative: Harold Seligman, 1704 Parkway Towers, Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, dairy products, and articles distributed by meat packinghouses* (except hides and commodities in bulk) as described in sections A, B and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Blount County, Tenn., to points in Burke, Cherokee, Graham, Polk, Rowan, and Swain Counties, N.C. and points in Abbeville, Anderson, Cherokee, Greenville, Greenwood, Laurens, Oconee, Pickens, Spartanburg, and Union Counties, S.C., restricted to shipments having a prior movement by rail or truck.

NOTE.—Applicant states that the requested authority can be tacked with its existing authority at points in Blount County, Tenn. to provide a through service from points in Tennessee to the destination points described above. If a hearing is deemed necessary, applicant requests it be held at Nashville or Knoxville, Tenn.

No. MC 118610 (Sub-No. 22), filed February 19, 1974. Applicant: L & B EXPRESS, INC., P.O. Box 137, 1213 South Main St., Madisonville, Ky. 42431. Applicant's representative: Fred F. Bradley, P.O. Box 773, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building, paving, or*

roofing materials, from the plantsites or other facilities of the Flinkote Company, at or near Chicago Heights, Ill., to points in Kentucky, restricted to the transportation of shipments originating at the named origin points.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at either Frankfort, or Louisville, Ky., Cincinnati, Ohio, or Nashville, Tenn.

No. MC 119555 (Sub-No. 9), filed February 19, 1974. Applicant: OIL AND INDUSTRY SUPPLIERS, LTD., P.O. Box 3500, Calgary, Alberta, Canada T2P 2P9. Applicant's representative: Ray F. Koby, 314 Montana Building, Great Falls, Mont. 59401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum additive oil treating compound*, in bulk, in tank vehicles, from St. Louis, Mo., to the port of entry on the International Boundary line between the United States and Canada, at or near Port Huron, Mich.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, the applicant requests it be held in Montana.

No. MC 119669 (Sub-No. 45), filed February 20, 1974. Applicant: TEMPCO TRANSPORTATION, INC., 546 South 31A, P.O. Box 886, Columbus, Ind. 47201. Applicant's representative: Jack H. Blanshan, 29 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from the facilities of Kold Storage, Inc., at or near Fort Dodge, Iowa, to points in Alabama, Kentucky, Louisiana, Mississippi, and Missouri, restricted to the transportation of traffic originating at the above named origin points and destined to the named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Washington, D.C.

No. MC 119777 (Sub-No. 289), filed February 19, 1974. Applicant: LIGON SPECIALIZED HAULER, P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Ronald E. Butler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Buildings*, complete, knocked down, or in sections; (2) *building sections and building panels*; (3) *parts and accessories*, used in the installation thereof; (4) *metal prefabricated structural components and panels*; and (5) *iron and steel and iron and steel articles*, from Portland, Tenn., to points in the United States (except Alaska and Hawaii).

NOTE.—Common control and dual operations may be involved. Applicant states that the requested authority can be tacked at Portland, Tenn., to provide a through service to points in the United States (except Alaska and Hawaii) from: (a) points in Lubbock County, Tex., in Sub-No. 196, with (2),

NOTICES

(3), and (4) above; (b) points in Manatee County, Fla., in Sub-No. 202, with (2) above; (c) Cannelton, Ind., and Owensboro, Ky., in Sub-No. 84, with (3) above; (d) Carlinville, Centralia, Flora, Irvington, and Sparta, Ill., and points in Louisiana, and Missouri, in Sub-No. 96, with (3) and (5) above; (e) Western, Ky., in the lead docket, Section B, with (5) above; (f) Cleveland, Canton, Youngstown, and Warren, Ohio, and points in Allegheny, Beaver, Mercer, Venango, Washington, and Westmoreland County, Pa., in Sub-No. 10, with (5) above; (g) Coalton (Boyd County), Ky., in Sub-No. 27, with (5) above; (h) Burns Harbor, (Port County), Ind., in Sub-No. 32, with (5) above; (i) Shelby, Ohio, in Sub-No. 55, with (5) above; (j) Kokomo, Ind., in Sub-No. 67, with (5) above; (k) New Albany, Miss., in Sub-No. 100, with (5) above; and (l) Eau Claire, Mich., in Sub-No. 187, with (5) above. If a hearing is deemed necessary, the applicant requests it be held at Nashville, Tenn., Memphis, Tenn., or Washington, D.C.

No. MC 119789 (Sub-No. 195), filed February 19, 1974. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, 1612 East Irving Boulevard, Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pet foods*, in containers, from Long Beach, Calif., to points in Alabama, Connecticut, Florida, Georgia, Indiana, Kentucky, Louisiana, Maine, Massachusetts, Michigan, Mississippi, North Carolina, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Dallas, Tex.

No. MC 119789 (Sub-No. 196), filed February 19, 1974. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, 1612 East Irving Blvd., Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pet foods*, in containers, from Monmouth, Ill., to points in Oklahoma and California.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Dallas, Tex.

No. MC 119789 (Sub-No. 197), filed February 25, 1974. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, 1612 E. Irving Blvd., Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ground clay*, from the plantsite of Oil-Dri Corporation, in Thomas County, Ga., to points in Arkansas, Illinois, Kansas, Louisiana, Mississippi, Missouri, Oklahoma, Tennessee, and Texas.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Dallas, Tex.

No. MC 119974 (Sub-No. 43), filed February 6, 1974. Applicant: L. C. L. TRANSIT COMPANY, a Corporation, 949 Advance Street, Green Bay, Wis. 54305. Applicant's representative: L. F. Abel (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuff, including frozen foodstuffs not for human consumption*, between Beaver Dam and Milwaukee, Wis., on the one hand, and, on the other, points in Kansas, Nebraska, South Dakota, North Dakota, Minnesota, Iowa, Missouri, Illinois, Wisconsin, Indiana, Michigan, Kentucky, and Ohio, restricted against the transportation of the above-named commodities in bulk, in tank vehicles, and further restricted to traffic originating at, or destined to, the plantsites and warehouse facilities of Wisconsin Cold Storage, Inc., at Beaver Dam and Milwaukee, Wis.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 120257 (Sub-No. 19), filed March 4, 1974. Applicant: K. L. BREEDEN & SONS, INC., 401 Alamo Street, Terrell, Tex. 75160. Applicant's representative: Bernard H. English, 6270 Firth Road, Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, as defined in 61 M.C.C. 209, *Descriptions in Motor Carrier Certificates*, from the plantsite and storage facilities of Chaparral Steel Company, Inc., at or near Midlothian, Tex., to points in Arkansas, Colorado, Louisiana, Mississippi, New Mexico, Oklahoma, and Tennessee; and (2) *scrap iron and scrap steel*, from points in Arkansas, Colorado, Louisiana, Mississippi, New Mexico, Oklahoma, and Tennessee, to the plantsite and storage facilities of Chaparral Steel Company, Inc., at or near Midlothian, Tex.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at either Dallas or Fort Worth, Tex.

No. MC 121107 (Sub-No. 12), filed February 25, 1974. Applicant: PITT COUNTY TRANSPORTATION COMPANY, INC., P.O. Box 207, Farmville, N.C. 27828. Applicant's representative: Harry J. Jordan, 1000 Sixteenth Street NW, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Laminated modular panels*, from Frankfort, Ind., and Tarboro, N.C., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachu-

sets, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, with no transportation for compensation on return except as otherwise authorized.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Cincinnati, Ohio, or Washington, D.C.

No. MC 123074 (Sub-No. 10), filed February 13, 1974. Applicant: M. L. ASBURY, INC., 1100 South Oakwood, Detroit, Mich. 48217. Applicant's representative: William B. Elmer, 21635 East Nine Mile Road, St. Clair Shores, Mich. 48080. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heavy fuel oil and bunker oil*, in bulk, in tank vehicles, from the International Boundary line between the United States and Canada at or near Port Huron, Mich., to points in that part of the Lower Peninsula of Michigan on and east and south of a line beginning at the Michigan-Indiana State line and extending northwardly along U.S. Highway 131 to its junction with Michigan Highway 46, thence along Michigan Highway 46 to its junction with the Saginaw River, and thence along the Saginaw River to Saginaw Bay, on traffic having a prior movement in foreign commerce.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Lansing or Detroit, Mich.

No. MC 123407 (Sub-No. 156), filed February 12, 1974. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Robert W. Sawyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flat glass*, from Clarksburg, W. Va., Crystal City, Mo., Cumberland, Md., Mt. Holly Springs and Kebert Park (Crawford County), Pa., to points in the United States (except Alaska and Hawaii).

NOTE.—Common control may be involved. Applicant states that the requested authority can be tacked at the above named points to provide a through service from and to points in the United States (except Alaska and Hawaii). If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 123407 (Sub-No. 157), filed February 25, 1974. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Robert W. Sawyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flat glass*, from Nashville, Tenn., to points in the United States (except Alaska and Hawaii).

NOTE.—Common control may be involved. Applicant states that the requested authority can be tacked at Nashville, Tenn., to provide a through service from and to points in the United States (except Alaska and Hawaii). If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 123819 (Sub-No. 36), filed February 15, 1974. Applicant: ACE FREIGHT LINE, INC., 261 E. Webster, Memphis, Tenn. 38102. Applicant's representative: Bill R. Davis, Suite 101, Emerson Center, 2814 New Spring Road, Atlanta, Ga. 30339. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Molasses*, in bulk, from Memphis, Tenn., to points in Arkansas and Mississippi.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 123907 (Sub-No. 2), filed February 15, 1974. Applicant: DAHLMAN TRUCK LINES, INC., 2041 Madison Street, Stevens Point, Wis. 54481. Applicant's representative: Michael J. Wyngaard, 329 West Wilson Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper and paper products*, from Stevens Point, Biron and Wisconsin Rapids, Wis., to points in Illinois on and east of Illinois Highway 26, and on and north of Interstate Highway 80; and (2) *materials, equipment and supplies*, which are used or useful in the manufacture, sale, production, or distribution of the commodities named in Part (1) of the application, from points in Illinois on and east of Illinois Highway 26 and on and north of Interstate Highway 80 to Stevens Point, Biron and Wisconsin Rapids, Wis.

NOTE.—Applicant states that the requested authority can be tacked with regular route authority, at Stevens Point, Wis., to provide a through service from Tomahawk, Wis., to those destination points named in (1) above. If a hearing is deemed necessary, the applicant requests it be held at Wisconsin Rapids or Madison, Wis.

No. MC 124236 (Sub-No. 67), filed February 14, 1974. Applicant: CHEMICAL EXPRESS CARRIERS, INC., 1200 Simons Building, Dallas, Tex. 75201. Applicant's representative: Leroy Hallman, 4555 First National Bank Building, Dallas, Tex. 75202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica sand*, from Mill Creek, Okla., to Coffeyville, Kans.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 124236 (Sub-No. 68), filed February 19, 1974. Applicant: CHEMICAL EXPRESS CARRIERS, INC., 1200 Simons Building, Dallas, Tex. 75201. Applicant's representative: Leroy Hallman, 4555 First National Bank Building, Dal-

las, Tex. 75202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer*, from Wortham, Tex., to points in Madill, Okla.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 124711 (Sub-No. 27), filed February 15, 1974. Applicant: BECKER & SONS, INC., P.O. Box 1050, El Dorado, Kans. 67042. Applicant's representative: T. M. Brown, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles, from the Mid-America Pipeline Co. terminal located near Clay Center, Kans., to points in Nebraska, Iowa, and Missouri.

NOTE.—Applicant states that the requested authority can be tacked with its existing authority in Sub-No. 17 at Clay Center, Kans., to provide a through service from North Platte and Hastings, Nebr., Pryor, Okla., Etter, Tex., Avondale, La., and Cheyenne, Wyo., to the destination points named above. If a hearing is deemed necessary, applicant requests it be held at Kansas City, or St. Louis, Mo., or Oklahoma City, Okla.

No. MC 124813 (Sub-No. 113) filed February 25, 1974. Applicant: UMTHUN TRUCKING CO., a Corporation, 910 South Jackson Street, Eagle Grove, Iowa 50533. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid feed and liquid feed supplements*, from the plantsite and warehouse facilities of Farmland Industries, Inc., at Fremont, Nebr., to points in Colorado; and (2) *liquid feed ingredients* from Atchison, Kans., to points in Iowa and Nebraska.

NOTE.—Applicant holds contract carrier authority in MC-118468 Sub-No. 16 and other subs, therefore dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 125474 (Sub-No. 43) filed February 21, 1974. Applicant: BULK HAULERS, INC., P.O. Box 3601, Wilmington, N.C. 28401. Applicant's representative: John C. Bradley, Perpetual Building, Suite 618, 1111 E Street, NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, in bulk, in tank points in New Hanover, Brunswick, and vehicles, from Wilmington, N.C., and Pender Counties, N.C., to points in North Carolina, Virginia, West Virginia, Tennessee, South Carolina, and Georgia.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at (1) Wilmington, N.C.; (2) Raleigh, N.C.; or (3) Washington, D.C.

No. MC 125506 (Sub-No. 21), filed February 4, 1974. Applicant: JOSEPH ELETTO TRANSFER, INC., 31 West St. Marks Place, Valley Stream, N.Y. 11580. Applicant's representative: Morris Horing, 150 Broadway, New York, N.Y. 10038. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by retail specialty shops, dealing primarily in wearing apparel, *store furniture and fixtures* not for resale and *advertising materials, supplies and displays*, between those stores and warehouses of Bonwit Teller and Saks Fifth Avenue located in New York, N.Y., on the one hand, and, on the other, those stores and warehouses of the named shippers located in Connecticut, Pennsylvania, Michigan, Illinois, Missouri, Arizona, Georgia, Florida, and Texas, under a continuing contract or contracts with Bonwit Teller and Saks Fifth Avenue.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 126489 (Sub-No. 23), filed February 19, 1974. Applicant: GASTON FEED TRANSPORTS, INC., P.O. Box 1066, Hutchinson, Kans. 67501. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cereal binders, sealing compounds, corn flour, industrial flour, industrial starches and processed grain products* (except animal and poultry feed and feed ingredients and edible flour), from the plantsite and/or storage facilities of McPherson Custom Products, Inc., at or near McPherson, Kans., to points in Minnesota, Iowa, Colorado, Nebraska, Wyoming, North Dakota, South Dakota and Montana.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 126844 (Sub-No. 28), filed February 20, 1974. Applicant: R.D.S. TRUCKING, INC., 1713 North Main Road, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 15th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, and woodpulp*, from Calhoun, Tenn., to points in Illinois, points in Michigan on and south of Michigan Highway 21, and points in Indiana on and north of U.S. Highway 40.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 127264 (Sub-No. 4), filed February 20, 1974. Applicant: AMERICAN PARCEL SERVICE, INC., 1800 E. Bessemer Avenue, Greensboro, N.C. 27405. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd. NE, Atlanta, Ga. 30326. Authority sought to

NOTICES

operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise, equipment, and supplies*, sold, used, or distributed by a manufacturer of cosmetics, from Charlotte and Greensboro, N.C., to points in Alleghany, Wilkes, Ashe, Davie, Iredell, Rowan, Cabarrus, Mecklenburg, Gaston, Lincoln, Catawba, Alexander, Caldwell, Watauga, Burke, McDowell, Cleveland, Rutherford, Buncombe, Stanly, Union, and Anson Counties, N.C.; Chester, Union, Greenville, Spartanburg, York, and Cherokee Counties, S.C.; and Henry and Pittsylvania Counties, Va., under a continuing contract or contracts with Avon Products, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 128273 (Sub-No. 153), filed February 11, 1974. Applicant: MID-WESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay and clay products* (except in bulk), from points in Stoddard County, Mo., to points in the United States (except Alaska and Hawaii).

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 128273 (Sub-No. 154), filed February 19, 1974. Applicant: MID-WESTERN DISTRIBUTION, INC., P.O. Box 189, 121 Humboldt St., Fort Scott, Kans. 66701. Applicant's representative: Harry Ross (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper and paper products*, from Sodus, Mich., to points in Arizona, Arkansas, California, Colorado, Idaho, Kansas, Kentucky (except Louisville, Ky., and points in its Commercial Zone as defined by the Commission), Louisiana, Minnesota (except Minneapolis and St. Paul, Minn., and points within their Commercial Zones as defined by the Commission), Mississippi, Missouri, (except St. Louis, Mo., and points in its Commercial Zone as defined by the Commission), Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wyoming, Alabama, Georgia, Florida, North Carolina, South Carolina, Tennessee, and Illinois (except points in that part of Illinois on and north of U.S. Highway 36 and points in the St. Louis, Mo., Commercial Zone as defined by the Commission); and (2) *materials and supplies* used in the distribution of paper and paper products from points in Arizona, Arkansas, California, Colorado, Idaho, Kansas, Kentucky (except Louisville, Ky., and points in its Commercial Zone as defined by the Commission), Louisiana, Minnesota (except Minneapolis and St. Paul, Minn., and points within their Commercial

Zones as defined by the Commission), Mississippi, Missouri (except St. Louis, Mo., and points in its Commercial Zone as defined by the Commission), Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wyoming, Alabama, Georgia, Florida, North Carolina, South Carolina, Tennessee, and Illinois (except points in that part of Illinois on and north of U.S. Highway 36 and points in the St. Louis, Mo., Commercial Zone as defined by the Commission), to Sodus, Mich., restricted to the movement of traffic which either originates at or is destined to the plantsites and storage facilities used by the Waterlily Paper Company, a Division of Hamermill Paper Company, at Sodus, Mich.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 128846 (Sub-No. 2), filed February 22, 1974. Applicant: A. GUEBERT, INC., R.R. #2, Red Bud, Ill. 62278. Applicant's representative: Delmar O. Koebel, 109 West St. Louis Street, Lebanon, Ill. 62254. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rough and unfinished lumber*, from the sawmill site of East Perry Lumber Co. located at or near Frohna, Mo., to points in Lake, Porter, and LaPorte Counties, Ind., and points in the Chicago, Ill., Commercial Zone.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Springfield, Ill.

No. MC 129445 (Sub-No. 14), filed February 11, 1974. Applicant: DIXIE TRANSPORT CO. OF TEXAS, P.O. Box 5447 (3840 I. S. 10 S.), Beaumont, Tex. 77706. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Bldg., Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* (except compressed gases and cryogenic liquids), in bulk in tank vehicles, between the plant site of Gulf Oil Company, U.S., located at West Port Arthur, Tex., and points in Louisiana.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Beaumont or Houston, Tex., or Lake Charles, La.

No. MC 133115 (Sub-No. 4), filed February 19, 1974. Applicant: ELVIS SCHREMP, HUBERT J. SCHREMP, HOWARD SCHREMP, AND GLENNON SCHREMP, a Partnership, doing business as SCHREMP BROS., R.R. #3, Box 245, Perryville, Mo. 63775. Applicant's representative: Elvis Schremp (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Expanded polystyrene foam*,

shapes and forms, and expanded plastic products laminated with wood, aluminum or fibreglass, from McBride, Mo., to points in the United States (except Alaska and Hawaii); and (2) *refused or rejected shipments consisting of the foregoing commodities*, on return, under contract with Pennington & Sons, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either St. Louis or Springfield, Mo.

No. MC 133794 (Sub-No. 5), filed February 20, 1974. Applicant: CONVERTERS TRANSPORTATION, INC., Box 351, Garnerville, Holding Terminal, Garnerville, N.Y. 10923. Applicant's representative: William D. Traub, 10 East 40th Street, New York, N.Y. 10016. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Piece goods*, between Garnerville and New York, N.Y., on the one hand, and, on the other, points in Bergen, Essex, Hudson, Union, and Passaic Counties, N.J., and New York, N.Y., under contract with Hargo Fabrics, Inc., at New York, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 133655 (Sub-No. 69), filed February 11, 1974. Applicant: TRANS-NATIONAL TRUCK, INC., P.O. Box 4168, Amarillo, Tex. 79604. Applicant's representative: Neil DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products*, from Dodge City, Kans., to points in Texas, Oklahoma, Arkansas, Louisiana, Mississippi, Tennessee, Alabama, Florida, Georgia, South Carolina, and North Carolina.

NOTE.—Common control was approved in MC-F-10280. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Washington, D.C.

No. MC 134134 (Sub-No. 16), filed February 19, 1974. Applicant: MAINLINER MOTOR EXPRESS, INC., 2002 Madison Street, Omaha, Nebr. 68107. Applicant's representative: Robert V. Dwyer, Jr., 1801 Woodmen Tower, Omaha, Nebr. 68102. 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 packing-houses*, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles, and hides), from Omaha, Nebr., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of shipments originating at Omaha, Nebr., and destined to points in the above-named destination States.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Omaha, Nebr.

No. MC 134182 (Sub-No. 18) (CORRECTION), filed January 24, 1974, published in the *FEDERAL REGISTER* issue of March 7, 1974, and republished as corrected this issue. Applicant: MILK PRODUCERS MARKETING COMPANY, doing business as ALL-STAR TRANSPORTATION, a Corporation, Second and West Turnpike Road, Lawrence, Kans. 66044. Applicant's representative: Lucy Kennard Bell, 101 West Eleventh St., Suite 901 Fairfax Bldg., Kansas City, Mo. 64015. 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* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Dodge City, Kans., to points in Maryland, Massachusetts, Michigan, New Jersey, New York, Ohio, and Pennsylvania.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. The purpose of this republication is to clarify applicant's request for authority previously published in error. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 134601 (Sub-No. 6), filed February 4, 1974. Applicant: GOOSE CREEK TRANSPORT, INC., R.D. #1, Ashville, N.Y. 14710. Applicant's representative: Kenneth T. Johnson, Bankers Trust Building, Jamestown, N.Y. 14701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products, dairy products, and articles distributed by meat packing houses* (except hides and commodities in bulk), as described in sections A, B and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Pennsylvania, Ohio, Illinois, Indiana, Nebraska, Iowa, North Dakota, South Dakota, Minnesota, Kentucky, Michigan, Wisconsin, Kansas, Texas, Oklahoma, Colorado, Missouri, and Harmony (Chautauqua County), N.Y., to points in New York, Pennsylvania, West Virginia, Ohio, and Maryland, under a continuing contract with Fairbank Farms, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 134922 (Sub-No. 61), filed February 25, 1974. Applicant: B. J. MCADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: L. C. Cyperf (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plumbers' goods, and bathroom and laundry fixtures*, from Robinson, Ill., to points in Arizona, California, Colorado, Nevada, Oregon, Utah, and Washington.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Little Rock, Ark.

No. MC 135124 (Sub-No. 8) filed October 19, 1973. Applicant: DRESSING TRANSPORT, INC., 683 Lake Street, Wilson, N.Y. 14172. Applicant's representative: S. Michael Richards, 44 North Avenue, Webster, N.Y. 14580. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Empty glass containers*, from Carteret and Jersey City, N.J., to points in New York on and west of Interstate Highway 81 and on and south of New York State Highway 13, under contract with Metro Containers, an operation of Kraftco Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 135410 (Sub-No. 2) filed February 19, 1974. Applicant: COURNEY J. MUNSON, doing business as MUNSON TRUCKING, Little York, Ill. 61453. Applicant's representative: Jack H. Bianshan, 29 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk and hides), from the plantsite and storage facilities of or utilized by Wilson & Co., at or near Monmouth, Ill., to points in Kentucky, Virginia, and West Virginia, restricted to the transportation of traffic originating at the above named origin points and destined to the named destinations.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Washington, D.C.

No. MC 135797 (Sub-No. 22) filed February 19, 1974. Applicant: J. B. HUNT TRANSPORT, INC., 833 Warner Street, S.W., Atlanta, Ga. 30310. Applicant's representative: Virgil H. Smith, 1587 Phoenix Boulevard, Suite 12, Atlanta, Ga. 30349. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned foods*, from the plant sites of Allen Canning Company, Inc. at Van Buren, Alma, Gentry, and Siloam Springs, Ark. and the plant site of Allen Canning Company, Inc. located eight (8) miles northeast of Siloam Springs, Ark., to points in Alabama, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, Mississippi, Missouri, North Carolina, Nebraska, Ohio, South Carolina, Texas, and Wisconsin.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Atlanta, Ga.

No. MC 136786 (Sub-No. 46) filed February 15, 1974. Applicant: ROBCO TRANSPORTATION, INC., Room 205, 3033 Excelsior Blvd., Minneapolis, Minn. 55416. Applicant's representative: K. O. Petrick (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Twine*, from Tracy, Minn., to points in the United States (except Alaska, Hawaii and Minnesota); and (2) *plastic pellets*, from Tracy, Minn., to Grundy Center, Iowa.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 136786 (Sub-No. 47) filed February 19, 1974. Applicant: ROBCO TRANSPORTATION, INC., Room 205, 3033 Excelsior Blvd., Minneapolis, Minn. 55416. Applicant's representative: Val Higgins, 1000 First National Bank Bldg., Minneapolis, Minn. 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* (except hides and commodities in bulk in tank vehicles), from Cherokee, Denison, Hartley, Spencer, and Storm Lake, Iowa; and Columbus, Fremont, and Schuyler, Nebr., to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee (except Memphis), restricted to traffic originating at the plantsites and storage facilities utilized by Spencer Foods, Inc., Hygrade Food Products Corp., and Worldwide Meats, Inc., at the named origins, and destined to the points named above.

NOTE.—Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 136952 (Sub-No. 3) filed February 21, 1974. Applicant: ADAMIC TRUCKING, INC., 15522 Rider Road, Burton, Ohio 44021. Applicant's representative: Lewis S. Witherspoon, 88 East Broad Street, Suite 1330, Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Peoria, Ill., to Cleveland, Ohio, under contract with Knall Beverage, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Cleveland, Ohio.

No. MC 138080 (Sub-No. 4), filed February 19, 1974. Applicant: EDWARD R. WOLFE, doing business as WOLFE TRUCKING, 6725 Doncaster Drive, Gladstone, Oreg. 97027. Applicant's representative: Edward R. Wolfe (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Expanded shale rock*, from points in Washington County, Oreg., to points in Idaho, under contract with Empire Building Materials.

NOTICES

NOTE.—If a hearing is deemed necessary, applicant requests it be held in Portland, or Salem, Oreg.

No. MC 138104 (Sub-No. 9) filed February 19, 1974. Applicant: MOORE TRANSPORTATION CO., INC., 3509 North Grove Street, Fort Worth, Tex. 76106. Applicant's representative: Bernard H. English, 6270 Firth Road, Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers, semi-trailers, trailer chassis* (other than those designed to be drawn by passenger automobiles) *and parts and equipment and accessories therefor*, in or attached to the transported trailer, in initial movements, in truckaway or driveway service, (a) from the plantsite of Aztec Products, Inc., at Arlington, Tex., to points in the United States including Alaska, but excluding Hawaii; and (b) from the plantsite of Trombley Manufacturing Company, Inc., at or near Tulia, Tex., to points in the United States including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Dallas or Fort Worth, Tex.

No. MC 138896 (Sub-No. 6) filed February 19, 1974. Applicant: AJAX TRANSFER COMPANY, a Corporation, 550 East Fifth Street South, South St. Paul, Minn. 55075. Applicant's representative: Donald L. Stern, 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products, dairy products, and articles distributed by meat packinghouses*, as described in sections A, B and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk and in tank vehicles), and *foodstuffs* in mechanically refrigerated vehicles, between points in Minnesota, on the one hand, and, on the other, points in Minnesota, Wisconsin and the Upper Peninsula of Michigan.

NOTE.—Applicant holds contract authority in MC-119391 Sub-No. 1 and other subs, therefore dual operations may be involved. Common control may also be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis or St. Paul, Minn.

No. MC 138946 (Sub-No. 2) filed February 19, 1974. Applicant: MARKET INDUSTRIES, LTD., Boise Cascade Bldg., Room 927, 1600 SW. 4th, Portland, Oreg. Applicant's representative: Philip G. Slosfstad, 3076 E. Burnside, Portland, Oreg. 97214. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Beer and malt beverages and commodities otherwise exempt from economic regulations under section 203, (B) (6) of the Interstate Commerce Act, when moving in mixed shipments with beer and malt beverages*; from Van Nuys and Los Angeles, Calif., to Portland and Bea-

Scrap iron and steel, for recycling purposes only, from points in Washington, Idaho, Utah, Montana; Umatilla, Pendleton, Baker, and Ontario, Oreg., to Portland, Oreg. and Ephrata, Chehalis, and Seattle, Wash.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 139200 (Sub-No. 1) filed October 29, 1973. Applicant: INDIAN RIVER REFRIGERATED LINES, INC., 2309 Rita, Wichita, Kans. 67213. Applicant's representative: William J. Boyd, 29 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Frozen citrus products*, from the plantsite and storage facilities of Indian River Processors, Inc. at or near Vero Beach, Fla., to Trafalgar, Ind. and Kansas City, Mo., restricted to the transportation of traffic originating at the plantsite and warehouses of Indian River Processors, Inc. at or near Vero Beach, Fla., under contract with Indian River Processors, Inc.

NOTE.—If a hearing is deemed necessary, applicant does not specify a location.

No. MC 139393 (Sub-No. 2) filed February 25, 1974. Applicant: FLOYD A. CALLIHAN, INMAN CALLIHAN AND JULIA CALLIHAN, a Partnership, doing business as CALLIHAN PRODUCE, P.O. Box 73, Pine Mountain Valley, Ga. 31823. Applicant's representative: E. Earl Seals, P.O. Box 347, Hamilton, Ga. 31811. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum, oil, lubricants, petroleum products, petroleum derivative products, in cans, packages, barrels, drums, containers, etc. (except in bulk)*, from St. Marys, W. Va., to points in Columbus, Ga., under continuing contract with Ebco Battery Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Columbus, Ga., or Atlanta, Ga.

No. MC 139429 (Sub-No. 1) filed January 18, 1974. Applicant: ELLIS ROSS AND LUCILLE ROSS a Partnership, doing business as STEWART TRANSFER CO., 144 Dakota South, Huron, S. Dak. 57350. Applicant's representative: Ellis Ross (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Feed, in bags and in bulk*, from Huron, S. Dak., to points in North Dakota and Minnesota; and (2) *meatscraps, alfalfa meal, soybean meal, oyster shells, and screenings*, from Dawson, Minn., to Huron, S. Dak.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Sioux Falls or Pierre, S. Dak.

No. MC 139473 (Sub-No. 1) filed February 28, 1974. Applicant: RED, WHITE & BLUE, INC., Star Route 1, Box 81, Seabeck, Wash. 98030. Applicant's representative: George R. LaBissoniere, Suite 101, 130 Andover Park East, Seattle, Wash. 98188. Authority sought to operate as a *contract carrier*, by motor vehicle,

over irregular routes, transporting: *poses only, from points in Washington, Idaho, Utah, Montana; Umatilla, Pendleton, Baker, and Ontario, Oreg., to Portland, Oreg. and Ephrata, Chehalis, and Seattle, Wash.*

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash. or Portland, Oreg.

No. MC 139483 (Sub-No. 2) filed February 19, 1974. Applicant: ALLEN MITCHEK, Box 967, Route No. 1, Sterling, Colo. 80751. Applicant's representative: Charles J. Kimball, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Feed*, from Sterling, Colo., to points in Wyoming, Colorado, Nebraska, and Kansas; and (2) *feed ingredients*, from points in Nebraska, North Dakota, South Dakota, Montana, Kansas, Iowa, and Colorado, to Sterling, Colo.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 139485 (Sub-No. 1) filed February 22, 1974. Applicant: CHARLES E. RICHARDSON, doing business as C. E. RICHARDSON TRANSPORTATION, 935 North Sunflower Avenue, Covina, Calif. 91724. Applicant's representative: Donald P. Christianson, 825 City National Bank Building, 606 South Olive Street, Los Angeles, Calif. 90014. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paint, paint additives, and related paint accessories*, from Lakewood, Ohio, to points in San Jose and Los Angeles, Calif., under continuing contract with Limbacher Paint and Color Works.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 139516 (Sub-No. 1) filed February 20, 1974. Applicant: JENKINS TRUCK LINE, INC., Indiana Corporation, R.R. 3, Box 697, Jeffersonville, Ind. 47130. Applicant's representative: E. A. DeVine, Box 737, Moline, Ill. 61265. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Agricultural machinery and equipment*, (2) *loaders and attachments*, and (3) *parts, accessories, and attachments for commodities described in (1) and (2) above*, from West Bend, Wis., to points in the United States (except Alaska and Hawaii); and (4) *materials, supplies, and equipment used or useful in the manufacture or distribution of the above-named commodities (except commodities in bulk)*, from points in the United States (except Alaska and Hawaii), to West Bend, Wis.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 139524 (Sub-No. 1) filed February 25, 1974. Applicant: STU'S UNLOADING SERVICE, INC., 9145 Blakeland Road, Littleton, Colo. 80210. Appli-

cant's representative: Robert G. Shepherd, Jr., Suite 1212, United Bank Center, 1700 Broadway, Denver, Colo. 80202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Floor decking, wood beams and arches, architectural paneling, plywood, lumber, roof decking, steel bulb tees, and hardboard siding*, from the railhead in Englewood, Colo., to job and construction sites in Colorado, under continuing contracts with General Building Service and Supply, Inc.; Colorado Plywood Company; Reibe and Associates, Inc.; and Metropolitan Lumber Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 139559 filed February 15, 1974. Applicant: B & H CARTAGE, INC., 161 West Poplar Street, Newark, Ohio 43055. Applicant's representative: James R. Stiverson, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk), between points in Licking, Knox, Perry, Coshocton, Muskingum, and Guernsey Counties, Ohio, and the plant-site of Crown Zellerbach Corp. at Baltimore, Ohio, in nonradial movements, restricted to traffic having a prior or subsequent movement by rail.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 139568 filed February 19, 1974. Applicant: CUTLER & LEE, INC., Route 73 & Regent Ave., Maple Shade, N.J. 08052. Applicant's representative: George A. Olsen, 69 Tonelle Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked and disabled motor vehicles and replacement vehicles therefor* (except trailers designed to be drawn by passenger automobiles), *repossessed vehicles, used forklift trucks, used car cranes, and used truck cranes*, by use of wrecker equipment only, between points in Camden, Burlington, Mercer, Gloucester, and Atlantic Counties, N.J., on the one hand, and, on the other, points in Delaware, Maryland, Virginia, Ohio, Pennsylvania, New York, Connecticut, Rhode Island, Massachusetts, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 139570 filed February 22, 1974. Applicant: LEASECON INCORPORATED INC., 5 High Street, West Nyack, N.Y. 10996. 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: (1) *Cargo containers, new*, from Middletown, N.Y., to points in Hudson, Essex, and Union Counties, N.J.; New York, N.Y. Commercial Zone, and Boston, Mass. Commercial Zone; and

(2) *returned, rejected or damaged cargo containers, and materials, supplies and equipment used or useful in connection with the manufacture, sale or distribution of the aforementioned commodity (except in bulk)*, from points in Hudson, Essex, and Union Counties, N.J.; New York, N.Y. Commercial Zone, and Boston, Mass. Commercial Zone, to Middletown, N.Y., under contract with Strick Corp.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 139575 filed February 19, 1974. Applicant: WEMCO, INC., 10111 Mercier Street, Dearborn, Mich. 48120. Applicant's representative: Wilhelmina Boersma, 1600 First Federal Building, Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum products and commodities* used in the installation thereof, from Grand Rapids, Mich., to ports of entry on the International Boundary line between the United States and Canada at or near Detroit, Port Huron, and Sault Ste. Marie, Mich., under continuing contract with Grand Rapids Gypsum Co.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., Lansing, Mich., or Washington, D.C.

PASSENGER APPLICATIONS

No. MC 96007 (Sub-No. 29) filed February 19, 1974. Applicant: KENNETH HUDSON, INC., doing business as HUDSON BUS LINES, 70 Union Street, Medford, Mass. 02155. Applicant's representative: Mary E. Kelley, 11 Riverside Avenue, Medford, Mass. 02155. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage, in special operations*, beginning and ending at points in Suffolk, Middlesex, Norfolk, and Essex Counties, Mass., and extending to the track of Yankee Greyhound Racing, Inc., at Seabrook, N.H.

NOTE.—Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 139210 (AMENDMENT) filed September 24, 1973, published in the *FEDERAL REGISTER* issue of December 13, 1973, republished as clarified in the *FEDERAL REGISTER* issue of February 14, 1974 and in third publication, as amended, this issue. Applicant: WESLEE ENTERPRISES, INC., doing business as ALASKA-YUKON MOTORCOACHES, 1440 Washington Building 1325 Fourth Avenue, Seattle, Wash. 98101. Applicant's representative: Paul C. Gibbs (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: *Passengers and their baggage, and express* in the same vehicle with passengers, (A) over regular routes. (1) Between Fairbanks, Alaska and Valdez, Alaska; From Fairbanks over Alaska

Highway 2 to junction Alaska Highway 4, thence over Alaska Highway 4 to Valdez, and return over the same route, serving all intermediate points; (2) Between Anchorage, Alaska and Valdez, Alaska: From Anchorage over Alaska Highway 1 to junction Alaska Highway 4, thence over Alaska Highway 4 to Valdez, and return over the same route, serving all intermediate points; (3) Between Anchorage, Alaska and the International Boundary line between the United States and Canada at the Yukon Territory.

From Anchorage over Alaska Highway 1 to junction Alaska Highway 2, thence over Alaska Highway 2 to the International Boundary line between the United States and Canada at the Yukon Territory, and return over the same route, serving all intermediate points; (4) Between the International Boundary line between the United States and Canada at British Columbia and Haines, Alaska: From British Columbia, over Alaska Highway 7 to Haines, also serving Porcupine, and return over the same route, serving all intermediate points; and (5) Between Haines, Alaska and Skagway, Alaska: From Haines over the Alaska Marine Highway to Skagway, and return over the same route, serving all intermediate points; and (B) over irregular routes, in one-way and roundtrip charter operations between the terminal points on the regular routes specified in (A) above on the one hand, and, on the other, points in Alaska.

NOTE.—The purpose of this republication is to amend (A) to include serving all intermediate points and to delete the restriction "in charter operations", and to add (B) as stated herein. If a hearing is deemed necessary, applicant requests it be held at Anchorage or Fairbanks, Alaska.

No. MC 139574 filed February 19, 1974. Applicant: TROY HILLS TRANSPORTATION, INC., doing business as ARISTOCRAT CAB & LIMOUSINE, 155 Marcella Road, Parsippany, N.J. 07054. Applicant's representative: George A. Olsen, 69 Tonelle Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage and effects*, in the same vehicle with passengers, in special operations, in non-scheduled, door to door service, limited to the transportation of not more than four passengers in any vehicle, not including the driver thereof, and not including children under 10 years of age who do not occupy a seat or seats, between points in Essex and Morris Counties, N.J., on the one hand, and, on the other, New York, N.Y., and Newark International Airport, N.J.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Newark, N.J. or New York, N.Y.

BROKER APPLICATION

No. MC 130232 filed December 6, 1973. Applicant: SUMCO'S INC., 39 Brimfield Rd., Norristown, Pa. 19401. Applicant's representative: Dannie Summers (same address as applicant). Authority sought

NOTICES

to engage in operation, in interstate or foreign commerce, as a *broker* at Norristown, Pa., to sell or offer to sell to motor, rail, water, and air carriers, the transportation of *general commodities and passengers*, between points in the United States including Alaska and Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Philadelphia or Norristown, Pa.

By the Commission.

[SEAL] JOSEPH M. HARRINGTON,
Acting Secretary.

[FR Doc. 74-7679 Filed 4-3-74; 8:45 am]

[Notice No. 479]

ASSIGNMENT OF HEARINGS

APRIL 1, 1974.

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 April 4, 1974.

W-552 Sub-15, American Commercial Barge Line Co., and W-654 Sub-8, Warrior & Gulf Navigation Company—Extension—Tug & Barge, now being assigned further hearing June 4, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC-F-11976, Witte Transportation Company—Purchase—John D. Turck, now assigned April 16, 1974, at St. Paul, Minn., is cancelled and reassigned to Room 423, Sheraton Ritz Hotel, 315 Nicollet Mall, Minneapolis, Minn.

MC 114632 Sub-57, Apple Lines, Inc., now assigned May 7, 1974, at Washington, D.C., is postponed to May 14, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 12811 Sub-1, Lincoln Tour & Travel Agency, Inc., now assigned May 6, 1974, at Lincoln, Nebraska, is postponed to May 21, 1974, at Lincoln, Nebraska, in a hearing room to be later designated.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 74-7815 Filed 4-3-74; 8:45 am]

[Notice No. 46]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 1, 1974.

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 Com-

merce 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 Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

No. MC 26544 (Sub-No. 1 TA), filed March 20, 1974. Applicant: ALABAMA STORAGE COMPANY, INC., 3708 8th Avenue North, Birmingham, Ala. 35222. Applicant's representative: Denning & Wohlstetter, 1700 K Street, NW, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Calhoun, Cherokee, Clay, Cleburne, Etowah, Randolph, Saint Clair, Talladega, De Kalb, Bibb, Blount, Cullman, Fayette, Jefferson, Lamar, Marion, Pickens, Shelby, Tuscaloosa, Walker, and Winston Counties, Ala. RESTRICTION: Restricted to the transportation of traffic having prior or subsequent movement, in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic, for 180 days. SUPPORTING SHIPPERS: Northwest Consolidators, Inc., P.O. Box 55010, North City Station, Seattle, Wash. 98115; Astron Forwarding Company, P.O. Box 161, Oakland, Calif. 94604. SEND PROTESTS TO: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1616 2121 Building, Birmingham, Ala. 35203.

No. MC 52867 (Sub-No. 2 TA), filed March 19, 1974. Applicant: H & H TRANSPORT, INC., R.R. #1, Morrisonville, Ill. 62546. Applicant's representative: Robert T. Lawley, 300 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Beer*, from the plantsite and warehouses of Anheuser-Busch, Inc., at St. Louis, Mo., to Beardstown and Macomb, Ill., for 180 days. SUPPORTING SHIPPERS: Emil E. Rink, Owner, Emil E. Rink Dist. Co., 214 W. 2nd Street, Beardstown, Ill. 62618; and Benjamin T. Davia, President, Davia Beverage Co., 212 Collins Avenue, Macomb, Ill. 61455.

SEND PROTESTS TO: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Leland Office Building, 527 East Capitol Avenue, Room 414, Springfield, Ill. 62701.

No. MC 107403 (Sub-No. 891 TA), filed March 20, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refined vegetable oil*, in bulk, in tank vehicles, from Louisville, Ky., to Amarillo, Tex., for 180 days. SUPPORTING SHIPPER: Mr. J. L. Himmelheber, Sr., Transportation Manager—Southern Region, Glidden-Durkee Div. of SCM Corp., 1303 South Shelby Street, Louisville, Ky. 40201. SEND PROTESTS TO: Ross A. Davis, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Arch Street, Room 3238, Philadelphia, Pa. 19106.

No. MC 107544 (Sub-No. 113 TA), filed March 20, 1974. Applicant: LEMMON TRANSPORT COMPANY, INCORPORATED, P.O. Box 580, Marion, Va. 24354. Applicant's representative: Daryl J. Henry (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Carbon*, in bulk, in tank or hopper type vehicles, from points in Augusta County, Va., to points in the United States (except Alaska and Hawaii), for 180 days. SUPPORTING SHIPPER: Westvaco Corporation, 299 Park Avenue, New York, N.Y. 10017. SEND PROTESTS TO: Danny R. Beeler, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 215 Campbell Avenue SW., Roanoke, Va. 24011.

No. MC 108973 (Sub-No. 11 TA), filed March 19, 1974. Applicant: INTERSTATE EXPRESS, INC., 2334 University Avenue, Saint Paul, Minn. 55114. Applicant's representative: Joseph J. Dudley, W-1260 First National Bank Building, St. Paul, Minn. 55101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pulpwood, paper, and paper products*, from Ontonagon, Mich. (plant site of Hoerner Waldorf Corporation), to points in Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, and Wisconsin. RESTRICTION: The above described operations are limited to a transportation service to be performed under an amendment to an existing and continuing contract with Hoerner Waldorf Corporation, for 180 days. SUPPORTING SHIPPER: Hoerner Waldorf Corporation, 2250 Walbush Avenue, St. Paul, Minn. 55165. SEND PROTESTS TO: Raymond T. Jones, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 448 Federal Building & U.S. Courthouse, 110 So. 4th Street, Minneapolis, Minn. 55401.

No. MC 109397 (Sub-No. 294 TA), filed March 18, 1974. Applicant: TRI-STATE MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: Max G. Morgan, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Minitherapy pools* when moving with therapy pools, which because of size or weight require special handling or special equipment, including *parts, materials, equipment, and supplies* used in the installation thereof, from Sun Valley, Calif., to Chicago, Ill., Bristol, Pa., Kansas City, Mo., and Derby, Conn., for 180 days. SUPPORTING SHIPPER: Riviera Industries, Inc., 11735 Sheldon Street, Sun Valley, Calif. 91352. SEND PROTESTS TO: John V. Berry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 112963 (Sub-No. 51 TA), filed March 19, 1974. Applicant: ROY BROS., INC., 764 Boston Road, Pinehurst, Mass. 01866. Applicant's representative: Leonard E. Murphy (Same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Muriatic acid*, in bulk, in tank vehicles, from East Providence, R.I., to North Attleboro, Mass., for 180 days. SUPPORTING SHIPPER: Essex Chemical Corp., NE Division, 39 Newman Ave., Rumford, R.I. 02916. SEND PROTESTS TO: Darrell W. Hammons, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 150 Causeway St., 5th Floor, Boston, Mass. 02114.

No. MC 113410 (Sub-No. 88 TA), filed March 19, 1974. Applicant: DAHLEN TRANSPORT, INC., 1680 Fourth Avenue, Newport, Minn. 55055. Applicant's representative: Joseph A. Eschenbacher, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flour*, in bulk, from Hastings, Minn., to Oconomowoc and Milwaukee, Wis., Steger and Chicago, Ill., East Detroit, Mich., and Archbold and German Village (Wauseon), Ohio, for 180 days. SUPPORTING SHIPPER: Peavey Company, 730 2nd Avenue South, Minneapolis, Minn. 55402. SEND PROTESTS TO: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building & U.S. Courthouse, 110 So. 4th Street, Minneapolis, Minn. 55401.

No. MC 113855 (Sub-No. 290 TA), filed March 19, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE, Rochester, Minn. 55901. Applicant's representative: Alan Foss, 502 First National Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors* (except those with vehicle beds, bed frames, and fifth wheels); *equipment* designed for use in conjunc-

tion with tractors, *agricultural, industrial, and construction machinery and equipment*; *trailers* designed for the transportation of the above-described commodities (except those trailers designed to be drawn by passenger automobiles); *attachments* for the above-described commodities; *internal combustion engines*, and *parts* of the above-described commodities when moving in mixed loads with such commodities, from the plantsites, warehouse facilities, and experimental farms of Deere & Company in Dubuque County, Iowa, to points in West Virginia, Virginia, Maryland, Delaware, New York, Connecticut, Rhode Island, Pennsylvania, New Jersey Massachusetts, Vermont, New Hampshire, Maine, and the District of Columbia, for 180 days. RESTRICTION: The above-requested authority is restricted to traffic originating at the above-named plantsites, warehouse facilities, and experimental farms of Deere & Company. SUPPORTING SHIPPER: Deere and Company, Transportation Department, 909 Third Avenue, Moline, Ill. 61265. SEND PROTESTS TO: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building & U.S. Court House, 110 4th St., Minneapolis, Minn. 55401.

No. MC 114533 (Sub-No. 295 TA), filed March 20, 1974. Applicant: BANKERS DISPATCH CORPORATION, 4970 South Archer Avenue, Chicago, Ill. 60632. Applicant's representative: Stanley Komosa (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Specifications and drawings*, between Oakbrook, Ill., on the one hand, and, on the other, Detroit, Southfield, and Monroe, Mich., for 180 days. SUPPORTING SHIPPER: Mr. David E. Saven, Project Manager-Enrico Fermi Power Plant, General Electric Company Installation and Service Engr. Dept. Central Region M&N, 814 Commerce Drive, Oakbrook, Ill. 60521. SEND PROTESTS TO: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirksen Building, 219 S. Dearborn Street, Room 1086, Chicago, Ill. 60604.

No. MC 114896 (Sub-No. 15 TA), filed March 20, 1974. Applicant: PUROLATOR SECURITY INC., 1341 W. Mockingbird Lane, Suite 1001E, Dallas, Tex. 75247. Applicant's representative: William E. Fullingim (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Precious metals* (gold), between Waterbury, Conn. and Carlisle, Pa.; between Nutley, N.J. and Carlisle, Pa.; and between Providence, R.I. and Brodbecks, Pa., for 180 days. SUPPORTING SHIPPER: AMP Incorporated, P.O. Box 3608, Harrisburg, Pa. 17105. SEND PROTESTS TO: Transportation Specialist Gerald T. Holland, Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Dallas, Tex. 75202.

No. MC 115331 (Sub-No. 361 TA), filed March 19, 1974. Applicant: TRUCK TRANSPORT, INCORPORATED, 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal and charcoal briquettes*, other than in bulk, from facilities utilized by Husky Industries, Inc., at or near Branson, Mo., to points in Illinois, for 180 days. SUPPORTING SHIPPER: Husky Industries, Inc., 62 Perimeter Center East, Atlanta, Ga. 30346. SEND PROTESTS TO: District Supervisor J. P. Werthmann, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th Street, St. Louis, Mo. 63101.

No. MC 133816 (Sub-No. 4 TA), filed March 22, 1974. Applicant: K & K WHOLESALE CO., P.O. Box 222, Lowell, Oreg. 97452. Applicant's representative: Howard E. Speer, 835 E. Park Street, Eugene, Oreg. 97401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum, gypsum board, sheetrock, and products including material used in the installation and application of these commodities*, from points in Clark County, Nev., to points in Oregon, for 180 days. SUPPORTING SHIPPERS: Salem Masonry & Supply, Inc., 325 N. E. Pine, Salem, Oreg. 97303; Pumilite Building Material Co., 19477 S. W. 89th Street, Tualatin, Oreg.; and Scharpf's Twin Oaks Builder Supply Co., P.O. Box 887, Eugene, Oreg. 97401. SEND PROTESTS TO: A. E. Odoms, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 114 Pioneer Courthouse, 555 S. W. Yamhill Street, Portland, Oreg. 97204.

No. MC 134472 (Sub-No. 4 TA), filed March 19, 1974. Applicant: RICHARD KUSTERMANN, doing business as KUSTERMANN TRUCK SERVICE, R.R. #2, Highland, Ill. 62249. Applicant's representative: Robert T. Lawley, 300 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products, food and food stuffs and paper and plastic supplies* used by drive-ins and dairy stores, in containers, in vehicles equipped with mechanical refrigeration, from Granite City, Ill., to Paducah, Mayfield, and Murry, Ky., for the account of P.F.D. Supply Corporation, for 180 days. SUPPORTING SHIPPER: Raymond Watson, Sales Manager, P.F.D. Supply Corporation, 1800 Adams Street, Granite City, Ill. SEND PROTESTS TO: Harold C. Jolliff, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Leland Office Building, 527 East Capitol Avenue, Room 414, Springfield, Ill. 62701.

No. MC 134979 (Sub-No. 2 TA), filed March 20, 1974. Applicant: DAGGETT TRUCK LINE, INC., Frazee, Minn. 56544. Applicant's representative: James B. Hovland, 425 Gate City Building, Fargo,

NOTICES

N. Dak. 58102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pet foods* (except commodities in bulk, in tank vehicles) from the plantsite and facilities of Tuffy's-Division of Star-Kist Foods, Inc., at or near Perham, Minn., to points in Minnesota, North Dakota, South Dakota, Iowa, Wisconsin, Nebraska, Montana, Illinois, Indiana and Missouri; (2) *materials, supplies and equipment* used in the packaging and sale of pet foods (except commodities in bulk, in tank vehicles) from points in Illinois, Indiana, Iowa, Minnesota, Missouri, Montana, Kansas, Nebraska, North Dakota, South Dakota, and Wisconsin, to the plantsite and facilities of Tuffy's-Division of Star-Kist Foods, Inc., at or near Perham, Minn.; (3) *frozen animal and poultry feed and frozen feed ingredients*, from points named in (2) above to said destination; and (4) *ingredients* used in the manufacture of pet foods (except commodities in bulk, in tank vehicles) from points in Minnesota, Wisconsin, Illinois, Indiana, California, Missouri, Nebraska (except those points east of U.S. Highway 81 and north of U.S. Highway 34), Iowa (except those on and west of U.S. Highway 59 and those on and north of U.S. Highway 18), and North Dakota (except those on and east of North Dakota Highway 1), to the plantsite and facilities of Tuffy's-Division of Star-Kist Foods, Inc., at or near Perham, Minn., for the account of Tuffy's-Division of Star-Kist Foods, Inc., Perham, Minn., for 180 days. SUPPORTING SHIPPER: Tuffy's-Division of Star-Kist Foods, Box 190, Perham, Minn. 56573. SEND PROTESTS TO: J. H. Ambs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 135535 (Sub-No. 5 TA), filed March 21, 1974. Applicant: EL DORADO TRANSPORTATION, INC., 206 North Concord, Minneapolis, Kans. 67467. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Travel trailers*, between plantsite and/or storage facilities of El Dorado Industries, Inc., at or near Minneapolis, Kans., on the one hand and points in Alabama, Arkansas, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, Wyoming, and the District of Columbia, on the other, under a continuing contract with El Dorado Industries, Inc., of Minneapolis, Kans., for 180 days.

NOTE.—Applicant does not intend to tack with present authority or interline with other carriers.

SUPPORTING SHIPPER: El Dorado Industries, Inc., R.R. 2, P.O. Box 266,

Minneapolis, Kans. 67467. SEND PROTESTS TO: Thomas P. O'Hara, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 234 Federal Building, Topeka, Kans. 66603.

No. MC 138530 (Sub-No. 6 TA), filed March 19, 1974. Applicant: C.O.P. TRANSPORT, INC., 307 South High Street, Cortland, Ohio 44410. Applicant's representative: Warren R. Keck, III, 28 South Second Street, Greenville, Pa. 16125. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, strip mining, walking drag lines, mining and construction excavator shovels, stripping shovels, blast hole drills, steel forgings, casting, machinery parts, strip mining parts, walking draw line parts, mining and excavator shovel parts, drill parts and accessories thereof, iron and steel* used in the manufacture of the above parts, *vendor products* used in the manufacture and processing of products above-described commodities, between the plantsite of Marion Power Shovel Co., Inc., Marion, Ohio and points in Ohio, Pennsylvania, New York, and Virginia, for 90 days. SUPPORTING SHIPPER: Marion Power Shovel Company, Inc., 617 West Center Street, Marion, Ohio 43302. SEND PROTESTS TO: Franklin D. Bail, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 181 Federal Office Bldg., 1240 East Ninth Street, Cleveland, Ohio 44199.

No. MC 139420 (Sub-No. 2 TA), filed March 20, 1974. Applicant: ART GREENBERG, doing business as GLACIER TRANSPORT, P.O. Box 428, Grand Forks, N. Dak. 58201. Applicant's representative: James B. Hovland, 425 Gate City Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Potato processing and handling equipment, and parts and accessories for potato processing and handling equipment*, from Blackfoot, Idaho, Ontario, Oreg., and Salt Lake City, Utah, to points in North Dakota, Minnesota, Wisconsin, and Michigan, for 180 days. SUPPORTING SHIPPER: Tri-Steel Mfg. Co., Highway 81 North, Grand Forks, N. Dak. 58201. SEND PROTESTS TO: J. H. Ambs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 139617 (Sub-No. 1 TA), filed March 19, 1974. Applicant: JOHN HENRY FAIRLESS, Route 3, Naples, Tex. 75568. Applicant's representative: Joe B. Lovelace, 107 East Rush Street, Linden, Tex. 75563. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Forest residuals, i.e. Wood chips, wood bark and sawdust*, from points in Texas Counties of Red River, Bowie, Titus, Morris, Cass, Camp, Upshur, Marion, Harrison, and Gregg, to points in Craig and Valliant, McCurtain County, Okla., for 180 days.

NOTE.—Carrier does not intend to tack authority.

SUPPORTING SHIPPER: Weyerhaeuser Company, Inc., 810 Whittington, P.O. Box 1060, Hot Springs, Ark. SEND PROTESTS TO: Transportation Specialist Gerald T. Holland, Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Dallas, Tex. 75202.

No. MC 139626 TA, filed March 20, 1974. Applicant: RUSE TRANSFER COMPANY, P.O. Box 178, Tabor, Iowa 51653. Applicant's representative: Gene Eaton, P.O. Box 317, Sidney, Iowa 51652. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Animal and poultry feed and feed ingredients, animal and poultry medications, fencing and building materials, lumber, iron and steel articles* (as used on a farm), *agricultural implements and parts, machinery and machinery parts, insecticides, pesticides, herbicides, and seed*, from points in Arkansas, Illinois, Kansas, Minnesota, Missouri, Nebraska, Oklahoma, South Dakota, and Texas, to the facilities of Farm Feeds, at or near Tabor and Bartlett, Iowa; from the facilities of Farm Feeds, at or near Tabor and Bartlett, Iowa, to points in the defined Kansas, Missouri, and Nebraska area commencing at the Iowa-Nebraska boundary on U.S. Highway 34, thence west to the junction with Nebraska Highway 66, thence west via Nebraska Highway 66 to the junction with Nebraska Highway 50, thence south via Nebraska Highway 50 to the Kansas-Nebraska State line, thence south via Kansas Highway 63 to the junction with Kansas Highway 16, thence east via Kansas Highway 16 to the junction with Kansas Highway 116, thence east via Kansas Highway 116 to junction with U.S. Highway 159, thence south via U.S. Highway 159 to junction with U.S. Highway 59, thence north via U.S. Highway 59 to Kansas-Missouri State line, thence east via U.S. Highway 59 to junction with Missouri Highway 116, thence east via Missouri Highway 116 to junction with U.S. Highway 69, thence north via U.S. Highway 69 ending at the Iowa-Missouri State line, and points in Iowa; and (2) *petroleum products, fertilizer, anhydrous ammonia, insecticides, pesticides, and herbicides*, from points in Arkansas, Illinois, Kansas, Minnesota, Missouri, Nebraska, Oklahoma, South Dakota, and Texas, to the facilities of Tabor Fertilizer Corporation, at or near Tabor and Bartlett, Iowa, from the facilities of Tabor Fertilizer Corporation, at or near Tabor and Bartlett, Iowa to the same destination territory as set out in the last paragraph of "Exhibit A" above, for 180 days. SUPPORTING SHIPPER: Tabor Fertilizer Corporation, Bryce A. Harrison, President, P.O. Box 178, Tabor, Iowa 51653. SEND PROTESTS TO: Carroll Russell, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Suite 620, Union Pacific Plaza Building, 110 North 14th Street, Omaha, Nebr. 68102.

NOTICES

No. MC 66561 (Sub-No. 2 TA), filed March 21, 1974. Applicant: COWELL COACH LINE, INC., doing business as INTERSTATE COACH, 1139 Washington St., Stoughton, Mass. 02780. Applicant's representative: Mary E. Kelley, 11 Riverside Ave., Medford, Mass. 02155. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special round-trip operations, beginning and ending at Providence, R.I., Taunton, Brockton, Stoughton, Mass., and extending to Track of Yankee Greyhound Assoc., Inc., at Seabrook, N.H., for 180 days. **SUPPORTED BY:** There are twenty-nine individuals wishing to obtain service to Track of Yankee Greyhound Assoc., Inc., at Seabrook, N.H., and whose statements 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:** Gerald H. Curry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 187 Westminster St., Providence, R.I. 02903.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-7817 Filed 4-3-74;8:45 am]

[Notice No. 54]

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 April 24, 1974. 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-75022. By order entered March 29, 1974, the Motor Carrier Board approved the transfer to Hinton Transfer and Storage Company, Hinton, W. Va., of the operating rights set forth in Certificate No. MC-107055, issued October 23, 1968, and Permit No. MC-107374, issued October 23, 1968, to Johnnie Ray Wills, doing business as Atlas Transfer Company, Hinton, W. Va., authorizing the transportation of, as to the certificate, household goods as defined by the Commission, between points in Summers County, W. Va., on the one hand, and, on the other, points in Virginia, Maryland, Pennsylvania, Ohio, Kentucky, West Virginia, and the District of Columbia, and between Covington, Va. and points within 15 miles of Covington, on the one hand, and, on the other, points in West Virginia; and coal, from Leslie and Anjean, W. Va., to Covington, Va.; and as to the permit, cheese, foods, soap and soap products, cleaning compounds, such commodities as are dealt in by chain retail and mail order department stores, meats, meat products and meat by-products, dairy products, articles distributed by meat packinghouses, and packinghouse products, from, to, or between specified points in Virginia and West Virginia.

Shirley P. Cavendish, Box 278, Hinton, W. Va. representative for transferee, and Johnnie Ray Wills, 117 5th Ave., Hinton, W. Va. 25951, representative for transferor.

No. MC-FC-75024. By order of March 29, 1974, the Motor Carrier Board approved the transfer to Amber Warehouse, Inc., Totowa, N.J., of Certificate No. MC-79715 issued by the Commission March 7, 1941, to Condit Trucking Company, Inc., Totowa, N.J., authorizing the transportation of: General commodities, usual

exceptions, between New York, N.Y., and Jersey City, N.J.

Robert B. Pepper, Practitioner, 168 Woodbridge Ave., Highland Park, N.J. 08904.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-7818 Filed 4-3-74;8:45 am]

CITIZENS' ADVISORY COMMITTEE ON ENVIRONMENTAL QUALITY

NOTICE OF MEETING

The Citizens' Advisory Committee on Environmental Quality will meet on April 12, 1974, at 9:30 a.m. in Room 500, 1700 Pennsylvania Avenue, NW., Washington, D.C.

The Committee advises the President and the Council on Environmental Quality on matters pertaining to environmental quality. The purpose of the meeting is to review pending Committee business and to consider Committee activities for the coming year. Subjects discussed will include legislation, Committee publications, land use, energy, solid waste, and other current environmental issues.

A limited number of seats—approximately 10—will be available to observers from the press and the public on a reserved, first-come basis. Requests to attend the meeting must be submitted in writing or by telephone no later than Tuesday, April 9, 1974, to Lawrence N. Stevens, Executive Director, Citizens' Advisory Committee on Environmental Quality, 1700 Pennsylvania Avenue, NW., Washington, D.C. 20006, telephone (202) 223-3040. Oral statements or questioning of Committee members or other participants by observers in attendance at the meeting will not be permitted. Members of the public may file written statements with the Committee before or after the meeting.

Requests for information should be submitted to Lawrence N. Stevens (address given above).

LAWRENCE N. STEVENS,
Executive Director, Citizens'
Advisory Committee on Environmental Quality.

[FR Doc.74-7923 Filed 4-3-74;10:12 am]

LIST OF FEDERAL REGISTER PAGES AND DATES—APRIL:

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 April.

3 CFR	Page	7 CFR—Continued	Page	17 CFR	Page
PROCLAMATIONS:		PROPOSED RULES—Continued		275	12108
4279	11861	1013	12257	19 CFR	
EXECUTIVE ORDERS:		1015	12027	4	12091
11280 (superseded by EO 11776)	11865	1030	11915	12	12091
11776	11865	1032	11915	18	12091
4 CFR		1033	12027	19	12091
400	11869	1036	12027	20	12091
407	11869	1040	12027	24	12091
5 CFR		1049	12027	56	12091
213	12091	1050	11915	127	12092
6 CFR		1060	11915	141	12095
150	11892, 11971, 12214	1061	11915	144	12095
152	11892, 11971, 11972, 12214, 12249	1063	11915	147	12095
7 CFR		1064	11915	148	12096
30	11893	1065	11915	20 CFR	
250	11893	1068	11915	405	12096
301	11973, 11979	1076	11915	410	12098
701	12105	1078	11915	422	11875
905	12105-12107	1079	11915	725	11875
907	12250	1090	11915	PROPOSED RULES:	
908	11979, 12250	1097	11915	416	12027
1001	11980	1098	11915	21 CFR	
1002	11981	1104	11915	90	11876
1004	11981	1106	11915	121	12098
1007	11983	1108	11915	128b	11876
1015	11981	1427	12027	135	12099
1030	11983	8 CFR		135b	12099
1032	11983	PROPOSED RULES:		135c	12246
1033	11981	103	12139	135e	12100
1036	11981	9 CFR		PROPOSED RULES:	
1040	11982	73	12251	121	11923, 12259
1049	11982	82	11991	128	11923
1050	11983	97	12252	133	11923
1060	11983	PROPOSED RULES:		135	12259
1061	11984	2	11921	1301	12138
1063	11984	71	11921	20 CFR	
1064	11984	10 CFR		637	11879
1065	11984	211	11933, 12109	24 CFR	
1068	11984	212	12010, 12012, 12013, 12252	200	12246
1076	11984	12 CFR		207	12002
1078	11984	202	11873	213	12002
1079	11985	203	11873	221	12003
1090	11985	270	11873	232	12004
1097	11985	528	12110	234	12005
1098	11985	14 CFR		235	12005
1104	11985	39	11991, 1192, 12243-12245	236	12005
1106	11986	71	11874, 11993	244	12005
1108	11986	139	11874	1914	11894, 12007
1421	12107, 12251	241	11993	1915	11895
1430	11986	PROPOSED RULES:		PROPOSED RULES:	
1468	11987	25	12260	1916	12030
PROPOSED RULES:		71	11929	1917	12031
Ch. IX	12015	121	12260	1918	12031
210	12258	139	11929	25 CFR	
225	12258	288	12142	254	12246
244	12139	15 CFR		26 CFR	
1001	12027	923	11999	1	11880
1002	12027	16 CFR			
1004	12027	13	12001		
1006	12257	PROPOSED RULES:			
1007	11915	423	12036		
1012	12257				

FEDERAL REGISTER

12311

Page	Page	Page	Page
29 CFR		40 CFR—Continued	
1952	11881	PROPOSED RULES:	
PROPOSED RULES:		180	12143
1905	12141	200	12034
1952	12141	410	12263
1954	12142	423	11930, 12263
31 CFR		41 CFR	
9	11882	9-5	11884
33 CFR		14-1	12103
3	12007	14-12	12103
110	12007	14-18	12103
209	12115, 12255	14-26	12103
PROPOSED RULES:		29-1	12248
117	12033	29-26	12248
36 CFR		105-61	11884
2	11882	42 CFR	
4	11882	PROPOSED RULES:	
7	11883	83	11923
PROPOSED RULES:		43 CFR	
5	11904	PUBLIC LAND ORDERS:	
7	11904	2302 (revoked in part by P.L.O. 5419)	12104
37 CFR		5419	12104
1	12247	45 CFR	
2	12247	205	12008
38 CFR		206	12008
1	12248	270	11886
3	11883, 12100	1069	12108
40 CFR		1350	11886
52	12101, 12102	46 CFR	
164	11884	PROPOSED RULES:	
180	12008	10	12033
		47 CFR	
		PROPOSED RULES:	
		73	11931, 12035
		49 CFR	
		178	11891
		571	12104
		574	12104
		1003	11891
		1033	11891, 12009, 12010
		1131	12010
		PROPOSED RULES:	
		172	12261
		173	12034, 12261
		178	12034
		1201	12038
		1202	12038
		1203	12038
		1204	12038
		1205	12038
		1206	12038
		1207	12038
		1208	12038
		1209	12038
		1210	12038
		50 CFR	
		217	11892
		218	11892
		219	11892
		220	11892
		221	11892
		222	11892
		PROPOSED RULES:	
		17	11903
		21	12313
		260	11922
		5419	12104

FEDERAL REGISTER PAGES AND DATES—APRIL

Pages	Date
11855-11964	Apr. 1
11965-12079	2
12081-12235	3
12237-12317	4

DETAILED INFORMATION

NAME: *John Doe* ADDRESS: *123 Main Street*

federal register

THURSDAY, APRIL 4, 1974

WASHINGTON, D.C.

Volume 39 ■ Number 66

PART II



**DEPARTMENT OF
THE INTERIOR
FISH AND WILDLIFE
SERVICE**

MIGRATORY BIRDS

Proposed Falconry Permit Regulations

PROPOSED RULES

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[50 CFR Part 21]

MIGRATORY BIRD PERMITS

Proposed Falconry Permit Regulations

By notice of proposed rulemaking published in the *FEDERAL REGISTER* on July 30, 1973 (38 FR 20264), regulations for falconry permits were proposed. For the reasons set forth below it is considered desirable to republish proposed falconry permit regulations modified as a result of public comments and further study.

In view of this decision and to provide additional protection to the birds of prey, it was necessary to adopt a revised interim regulation which was published in the *FEDERAL REGISTER* on January 4, 1974 (39 FR 1181). That interim regulation is set forth below for reference purposes:

§ 21.28 Falconry permits.

(a) *Definitions.* In addition to definitions contained in part 10 of this subchapter, and unless the context otherwise requires, in this section:

"Falconry" means the sport of taking quarry by means of trained raptors.

"Raptor" means any migratory bird of the family *Accipitridae* (excluding bald and eagles), *Falconidae*, and *Strigidae*.

(b) *Interim rules.* Until final regulations are promulgated providing for permits, any person may, without a Federal permit, take, possess, and transport, but not sell, barter, purchase, import or export, live raptors for falconry purposes only in accordance with laws and regulations of the State where such act occurs: *Provided*, That no person may take in any one calendar year more than three raptors, and *Provided further*, That no person may take any raptor on the endangered native wildlife list (50 CFR 17.12) nor may any State issue a permit which will allow the taking of any such endangered raptor without prior written approval from the Director.

The raptors covered by this interim regulation (§ 21.28) as well as these proposed regulations are all of those birds, whether or not raised in captivity, included in the terms of the conventions between the United States and any foreign country for the protection of migratory birds, and the Migratory Bird Treaty Act, 16 U.S.C. 703-711. Raptors not covered by the conventions are outside the scope of these regulations, but their use in falconry may be restricted by the various States.

BACKGROUND

On March 10, 1972, the Convention Between the United States of America and the United Mexican States for the Protection of Migratory Birds and Game Mammals was amended by adding 32 additional families to Article IV of the Convention. This extended Federal protection to 21 new families of birds, including the Families *Cathartidae* (New World vultures), *Accipitridae* (kites, hawks, and eagles), *Pandionidae* (ospreys), *Falconidae* (caracaras and fal-

cons), *Tytonidae* (barn owls), and *Strigidae* (the typical owls).

These Families include virtually all species of North American birds traditionally used for falconry. Since 1964 Federal migratory bird hunting regulations have recognized falconry as a lawful hunting method. In 1972, Congress provided statutory recognition to falconry when it enacted Pub. L. 92-535. This Law amended the Bald Eagle Protection Act and, among other things authorized the Secretary of the Interior to prescribe regulations to permit the taking of degrading golden eagles for falconry purposes.

A special committee, comprised of Federal, State, and private individuals was established in November 1971 to study the feasibility of permitting falconry, while insuring adequate protection for all species of raptors being utilized. In addition to committee meetings in March and May 1972, there were continuing discussions among the committee members and other interested individuals. Following this evaluation and the review of State regulations, the committee presented its recommendations to the Bureau in September 1972.

Shortly after the special committee was formed, an intra-Bureau committee was established to work with the special committee, review its recommendations, and prepare proposed guidelines for Federal falconry regulations. After the first meeting of the Bureau committee it became apparent there were many questions that required additional study, and the proposed regulations would be delayed. For this reason, a notice was published in the *FEDERAL REGISTER* on October 20, 1972 (37 FR 22633), stating the interim rules which would apply until final regulations could be developed. These have now been further revised as stated above.

JULY PROPOSAL

Proposed regulations for the issuance of falconry permits were published in the *FEDERAL REGISTER* on July 30, 1973 (38 FR 20264). Public comment was invited through August 31, 1973. In response to a number of requests for more time to study the proposal, the comment period was extended through September 30, 1973.

Approximately 7700 comments, from individuals and organizations were received through September 30, and several hundred more letters arrived after that date. A wide variety of comments, suggestions, criticisms, and questions concerning the proposal were received and evaluated. This evaluation resulted in the following new proposal. A summary of the comments and changes are presented below in order to apprise the public of the rationale for these revised proposed regulations.

The points that were discussed most often included:

1. The use of endangered raptors and the use of species that occur within the United States over a very limited range or in small numbers, even though the species is common in other countries.

2. The use of owls;
3. Permitting persons as young as twelve years old to practice falconry;
4. Taking of nestlings from the wild;
5. The problem of illegal trafficking and sale of raptors;
6. Trading of raptors among falconers;
7. Federal monies to assist the States with their falconry programs;
8. The type markers that will be used to identify raptors possessed by permittees;
9. Breeding of raptors in captivity;
10. Care of injured raptors;
11. Use of golden eagles;
12. Number of raptors a falconer can possess; and
13. Standards for care and housing of raptors possessed by falconers.

ENDANGERED SPECIES

The original proposal would have allowed the use of endangered raptors for falconry, if such use was consistent with a Bureau recovery plan and had been specifically authorized by a Bureau permit. Many persons were opposed to the use of any endangered raptors to be taken for falconry, even with these restrictions placed on their taking and possession. Those in favor of the use of endangered species believed the proposed regulations would provide adequate protection and limit the number of individuals being taken.

During the evaluation of comments and review of the earlier proposal, it was determined that any species of raptor listed by the Bureau as endangered, should not be utilized for the sport of falconry. This policy change was based both on the adverse reaction and the new Endangered Species Act of 1973. Under this recently enacted legislation, species, subspecies, or populations can be placed on one of two lists; endangered or threatened. An endangered species or subspecies, is one which is in danger of extinction throughout all or a significant portion of its range. Any raptor so classified would not be allowed to be taken for falconry use under this proposal. A threatened species is one which is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range. Any raptor that is determined to be threatened, may be utilized only under very restricted circumstances under this proposal and under regulations to be published at a later time under authority of the Endangered Species Act of 1973. Such regulations shall require, among other things, that a notice of each application for a permit to take a threatened species shall be published in the *FEDERAL REGISTER*. Each such notice will invite written data, views, or arguments concerning the application from interested individuals. A sixty day comment period will be allowed on each application and all information received will be available as a matter of public record.

At the present time, a list of raptors considered to be threatened has not been developed. When it is determined that a species is in the threatened category, only

master falconers will be candidates for permits to take such birds under this proposal.

OWLS

Use of the owls of the Family *Strigidae* was included in the original proposal since owl populations in general appear stable and the small numbers utilized for falconry would not have detrimental effects on any species. Information developed from the comments disclosed that significant numbers of owls taken from the wild were kept as pets and not utilized for falconry purposes. Because of this information, all species of owls, except the Great-horned Owl (*Bubo virginianus*), would be prohibited for falconry use in this proposal. The use of Great-horned Owls is considered acceptable since their population appears stable throughout North America and small numbers of this species are used for falconry. In addition, individual Great-horned Owls are occasionally responsible for depredations of sufficient importance to warrant their removal under permit. Owls removed under these circumstances could be taken alive and made available to qualified falconers.

MINIMUM AGE

The minimum age for the apprentice class was discussed extensively prior to the publication of the original proposal. A minimum age of from ten to eighteen years was considered but twelve years of age was selected for various reasons. These included the belief that the interests of a twelve year old are not as varied as an older youth, and therefore, this age group is more likely to continue with an interest in falconry; the regulations require a sponsor be available to assist the apprentice; and any States that considered this age too young, could raise the minimum age in their regulations.

Virtually every comment regarding the minimum age for the apprentice class was opposed to allowing persons as young as twelve years of age to possess a raptor. This opposition was based on the belief that twelve year olds were not mature enough, nor did they have sufficient interest to accept the full responsibility for training and caring for a raptor. Because of this great concern, the minimum age has been raised to sixteen years of age in this proposal and a restriction placed on the species of hawks the apprentice may possess.

NESTLINGS

Taking of nestlings for ultimate falconry use was evaluated. Persons in favor of allowing the utilization of nestlings believe that certain species of hawks are better trained for falconry if taken as nestlings, rather than after the young birds have fledged. Many of these same people also believe that rearing a young hawk to the flight stage is good training for the beginning falconer.

Persons opposed to the use of nestlings believe such birds are more difficult to care for than older birds, and therefore should not be placed in jeopardy by removal from the nest. They also believe

that the disturbance at the nest, associated with securing a nestling, causes increased stress on the remaining young and may contribute to nest predation.

Both sides of this question were considered, and the decision was originally made to propose the utilization of nestlings for falconry. Also influencing this decision was the belief that the safeguards in the regulations were sufficient to control the problems that people envisioned would occur.

This was another point on which most comments were in opposition to the earlier proposal. The problems that have already occurred with instances of nest robbing were cited and the great difficulty of stopping this activity was pointed out. After again considering all aspects of this question, and in view of the new points raised, the use of nestlings was deleted from this proposed rulemaking.

OTHER COMMENTS

The illegal sale and transportation of raptors have been problems in the past, and these activities form the basis of some of the opposition to the practice of falconry. These problems were compounded by the facts that regulations among the various States were and still are quite varied. This complicates unified enforcement action on violations occurring in two or more States. However, with the proposed requirements of both a State and Federal permit and a permanent marker on all birds, these problems should be lessened. Also the proposed requirements that birds can only be traded after obtaining permission from the appropriate State wildlife department will assist.

Another objection raised was the lack of Federal monies to assist the States with examinations and inspections. This objection overlooks the fact that some States are currently conducting falconry programs similar to what is outlined in this proposal without any Federal assistance. In addition it must be remembered that the following proposed regulations are minimum standards and States may adopt more stringent regulations, thus reducing the number of falconry permittees and the cost of administering their programs.

Many falconers were of the mistaken belief that the markers to identify the raptors in possession would be metal lock-on type bands. Almost all of the falconers that commented on the proposal objected to such bands and pointed out that injury could occur from the use of such bands. The use of a metal band was only suggested in the preliminary discussions. It is planned to use a marker that will not interfere with falconry equipment, nor cause injury.

The lack of an explanatory section with the first proposal created confusion about the status of captive propagation of raptors and caring for injured birds. These activities are not authorized by a falconry permit, but instead require a special purpose permit, issued in accordance with 50 CFR 21.27.

The question of whether adult golden eagles would be allowed to be taken by

permit issued under § 22.24 was raised after the proposal was published. When details of § 22.24 have been developed they will be proposed by notice of proposed rulemaking in the **FEDERAL REGISTER**.

A small number of people questioned the need for anyone to have more than one bird in possession at any one time. The decision to allow the possession of two or three raptors for the more highly trained falconers was based on the belief that these individuals have more experience and can care for extra birds.

Only a few comments were received about standards for care and housing, but all stated that some type of standards should be written into the regulations. For this reason, minimum standards for facilities and equipment have been included in this proposal.

PUBLIC COMMENTS SOLICITED

Based on the comments and suggestions received and extensive discussions within the Bureau, the Director has made extensive modifications in the new proposal as set forth below. Although the Director has concluded the proposed regulations constitute the best approach available to him at the present time for providing adequate protection for raptor populations, while still allowing for falconry utilization, further analysis may demonstrate that more appropriate options are available. He therefore desires to obtain the comments and suggestions of the public on the problems of achieving compliance with the proposed rules.

Comments are particularly invited pertaining to measures that may be taken by State authorities to support or supplement these proposed regulations and to implement the basic standards. It is important to recognize that under this proposal a Federal falconry permit will not be issued unless the applicant has fully qualified for a State permit from a State which has met or exceeded the minimum Federal standards set forth in the proposal as determined by the Director. Comments are also invited from State authorities regarding recommendations for the effective date of implementing this proposal in view of the possible need for some State authorities to change their regulations or seek new legislation.

The Director's final promulgation of falconry permit regulations will take into consideration the comments and suggestions he receives. Comments and additional information received may lead the Director to adopt final regulations that differ in important ways from this proposal.

SUBMITTAL OF WRITTEN COMMENTS

Interested persons may participate in this rulemaking by submitting written comments to the Director (FSF/LE), Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240. All relevant comments received no later than June 7, 1974, will be considered. The Bureau will attempt to acknowledge receipt of comments, but substantive responses to individual comments will not be provided. Comments received will be available for

PROPOSED RULES

public inspection during normal business hours at the Bureau's office in Suite 600, 1612 K Street NW., Washington, D.C. This notice of proposed rulemaking is issued under the authority of the Migratory Bird Treaty Act (16 U.S.C. 704).

Dated: March 29, 1974.

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

REVISED PROPOSAL

1. It is proposed to amend the table of sections in Part 21, Subpart C—*Specific Permit Provisions* by adding a new § 21.29 to read:

21.29 Federal falconry standards.

2. It is proposed to amend § 21.28 and establish a new § 21.29 of Chapter I, Subchapter B of Title 50 of the Code of Federal Regulations to read:

§ 21.28 Falconry permits.

(a) *Definitions.* In addition to definitions contained in Part 10 of this subchapter, and unless the context otherwise requires, in this section and in § 21.29:

(1) "Falconry" means the sport of taking quarry by means of trained raptors.

(2) "Take" means to trap or capture, or attempt to trap or capture, any raptor for the purpose of falconry.

(3) "Raptor" means migratory birds of the Family *Accipitridae*, *Falconidae*, or the Great-horned Owl (*Bubo virginianus*) of the Family *Strigidae*.

(b) *Permit requirements.* A falconry permit is required before any person may take, transport, or possess raptors for falconry purposes.

(c) *Application procedure.* Applications for falconry permits shall be submitted to the appropriate Special Agent in Charge (see § 13.11(b) of this subchapter). Each such application must contain the general information and certification required in § 13.12(a) of this subchapter, plus the following additional information:

(1) A statement as to whether or not the applicant has applied to a State meeting Federal falconry standards (see § 21.29) for a State falconry permit or license, giving the name of the State, the date of the application, or other correspondence, and any file numbers assigned; and

(2) An accounting of all raptors possessed by the applicant at the time of the application, if any, listed by species, number, age (if known), sex (if known), and date and where or from whom acquired.

(d) *Additional permit conditions.* In addition to the general conditions set forth in Part 13 of this subchapter, falconry permits shall be subject to the following conditions:

(1) Permittees shall not take, transport, or possess any raptor listed as endangered in Part 17 of this subchapter.

(2) Permittees shall not take, transport, or possess any raptor listed as threatened in Part 17 of this subchapter, unless such taking was in accordance with a permit issued under § 21.29(e) (3) (iv).

(3) Permittees shall not take, transport or possess any bald eagle (*Haliaeetus leucocephalus*).

(4) Permittees shall not take, transport or possess any golden eagle (*Aquila chrysaetos*) unless such taking was in accordance with a permit issued under § 22.24 of this subchapter.

(5) Permittees shall not import or export raptors without a permit issued in accordance with § 21.21.

(6) Permittees shall not purchase or sell, or offer to purchase or sell any raptors.

(7) Permittees shall not trade or transfer, or offer to trade or transfer any raptor unless written permission is first obtained from the wildlife department of the State meeting Federal falconry standards and listed in § 21.29(k) and from which he holds a valid State falconry permit or license: *Provided*, That even where such permission is first obtained, no money, goods, nor other considerations are involved in such trades or transfers.

(8) Permittees shall not take, possess or transport any raptor in violation of any of the restrictions, conditions, and requirements contained in § 21.29.

(9) Each permittee shall submit an annual report listing all raptors in their possession on the 30th of June by species, band number, sex (if known), age (if known), and date and where or from whom acquired; and a list of all raptors acquired, but no longer possessed, by species, band number, sex (if known), age (if known), date and where or from whom acquired, whether escaped, died, or released, and when the event occurred.

(e) *Issuance criteria.* The Director shall consider the following in determining whether to issue a falconry permit:

(1) The direct and indirect effect which issuing such permit would be expected to have upon the wild population of raptors; and

(2) Whether, after joint consideration, the Bureau and the wildlife department of a State meeting Federal falconry standards concur that the applicant has met all the appropriate requirements of State and Federal laws and regulations and a permit or license from both agencies shall issue.

(f) *Tenure of permits.* The tenure of falconry permits or renewals thereof shall be from the date of issue through the 30th day of June of the second full calendar year following the year of issue, unless a different period of time is prescribed in the permit.

§ 21.29 Federal falconry standards.

(a) *General.* In accordance with § 21.28(e), no falconry permit will be issued by the Bureau unless there is a joint concurrence in such decision between the Bureau and an appropriate official of a State which has laws and regulations meeting certain minimum standards as established and so determined by the Director in accordance with this section. Once a person has obtained a valid falconry permit from the Bureau, he may take, possess and transport live raptors for falconry in any State only in accordance with laws and regulations of the

State where such act occurs, except that he may not violate any of the restrictions, conditions, or requirements of this section which are minimum Federal standards even if not adopted by a particular State.

(b) *More restrictive State laws.* Nothing in this section shall be construed to prevent any States from making and enforcing laws or regulations not inconsistent with the standards contained in this section and any convention between the U.S. and any foreign country for the protection of raptors or with the Migratory Bird Treaty Act, and which shall give further protection to raptors.

(c) *Review and determination.* Any State may obtain a review and determination of its existing laws and regulations relating to falconry from the Director by submitting a written request to that effect to the Director accompanied by a complete set of the laws and regulations relating to falconry, certified as complete, true, and correct, by the appropriate State official, and including sample permits. In order for the Director to make a determination that any State laws and regulations meet Federal falconry standards such laws and regulations must provide as a minimum those restrictions, conditions, and requirements contained in paragraph (d) through (j) of this section. When such determination is made that State laws and regulations meet or exceed these standards, notice will be published in the *FEDERAL REGISTER* and such State will be listed in paragraph (k) of this section.

(d) *Permit or license.* State law or regulation shall provide that a valid falconry permit or license issued by any State meeting Federal falconry standards is required before any person shall take, possess or transport raptors for falconry, or practice falconry in that State.

(e) *Classes of permits.* A State may have any number of classes of permits or licenses provided the standards are not less restrictive than the following:

(1) *Apprentice (or equivalent) class.*

(i) Applicant shall be at least 16 years old;

(ii) A sponsor who is a holder of a General or Master Falconry Permit or equivalent class is required for the first two years in which an apprentice permit is held, regardless of the age of the permittee. A sponsor may not have more than three apprentices at any one time;

(iii) Permittee shall not possess more than one raptor and may not obtain more than one raptor for replacement during any 12 month period; and

(iv) Permittee shall possess only an American Kestrel (*Falco sparverius*), a Red-tailed Hawk (*Buteo jamaicensis*), a Red-shouldered Hawk (*Buteo lineatus*), a Marsh Hawk (*Circus cyaneus*) or in Alaska a Goshawk (*Accipiter gentilis*).

(2) *General (or equivalent) class.*

(i) Applicant shall be at least 18 years old;

(ii) Applicant shall have at least two years experience in the practice of falconry at the apprentice level or its equivalent;

(iii) Permittee shall not possess more than two raptors and may not obtain

more than two raptors for replacement birds during any 12 month period; and

(iv) Permittee shall not take, transport, or possess any bald or golden eagles, nor any species listed as threatened or endangered in Part 17 of this subchapter.

(3) *Master (or equivalent) class.*

(i) Applicant shall have at least 5 years experience in the practice of falconry at the general class level or its equivalent;

(ii) Permittee shall not possess more than three raptors, and may not obtain more than two raptors for replacement birds during any 12 month period;

(iii) Permittee shall take, transport, and possess as part of his three bird limitation, not more than one golden eagle for falconry purposes and then only in accordance with a permit issued under § 22.24 of this subchapter;

(iv) Permittees shall take, transport, and possess as part of his three bird limitation, not more than one raptor listed as threatened in Part 17 of this subchapter, and then only in accordance with prior written approval by the Director issued pursuant to that Part 17 of this subchapter.

(f) *Examination.* State laws and regulations shall provide that before any State falconry permit or license is issued the applicant shall be required to answer correctly at least 80 percent of the questions of a supervised examination provided or approved by the Bureau and administered by the State, relating to basic biology, care and handling of raptors, literature, laws, regulations, or other appropriate subject matter.

(g) *Facilities and equipment.* State laws and regulations shall provide that before any State falconry permit or license is issued the applicant's raptor housing facilities and falconry equipment shall be inspected and certified by a representative of the State wildlife agency as meeting the following standards:

(1) *Facilities.* The primary consideration, for raptor housing facilities whether indoors (mews) or outdoors (weathering area), is protection from the environment, predators, or undue disturbance. Depending upon climatic conditions, the applicant shall have either or both of the following facilities:

(i) Indoor facilities (mews) shall be a minimum of six feet high, with a floor area at least six feet square (36 square feet) per raptor. If more than one raptor is to be kept in the mews, the raptors shall be tethered or separated by partitions. There shall be at least one window, protected on the inside by vertical bars, spaced narrower than the width of the bird's body and a door that can be easily closed and secured. The floor of the mews shall permit easy cleaning. Perches within the mews will either be of screen (all species), round (*Accipiters* or falcons), shelf (falcons), or block types, and all but the block type perch will be padded.

(ii) Outdoor facilities (weathering areas) shall be fenced to protect the birds from any type of disturbance. The fenced area shall be at least ten feet square (100 square feet) for each raptor

and covered with netting or wire to protect against attack by aerial predators. An open structure, providing protection from the sun, wind, and any forms of inclement weather shall be provided for each bird and the surface of the entire area should be of a type that is easily cleaned. Ring perches shall be provided for *Accipiters*, *Buteos*, and Great-horned Owls and block perches for falcons. The ring perch will be padded with canvas or carpeting over the portion on which the raptor perches.

(2) *Equipment.* To insure that raptors are handled in a safe manner, the following items of equipment shall be available to the applicant before he acquires a permit or license:

(i) Leather glove;

(ii) Leather or nylon leashes approximately 30 inches long for small raptors (those 15 inches and less in body length), and approximately 60 inches long for large raptors (those more than 15 inches in body length), each with a swivel for attachment to the jesses;

(iii) Leather jesses of the Aylmer's or similar type; and

(iv) A large shallow (3 to 6 inches deep) container, with a diameter several inches greater than the length of the raptor, for drinking and bathing.

(3) *Maintenance.* All facilities and equipment shall be kept at or above the preceding standards at all times.

(h) *Marking.* State laws and regulations shall provide that all raptors be identified and marked under the supervision of a State wildlife agency official within 90 days after the effective date of such laws or regulations and thereafter within ten days after the date birds are obtained or a permit issued, by the use of numbered non-reuseable markers, supplied by the Bureau; *Provided*, That,

(1) The marking requirement applies to all raptors possessed by a State falconry permittee or any other person regardless of when or how the raptors were acquired;

(2) The marker shall remain attached to the bird on which it was originally placed;

(3) The markers shall not be removed, or destroyed in any way without prior written approval from the State wildlife agency; and

(4) The marker shall not be altered, counterfeited or defaced.

(i) *Taking restrictions.* State laws and regulations shall provide the following restrictions on the taking of raptors from the wild:

(1) Young birds not yet capable of flight shall not be taken, transported, or possessed at any time;

(2) First year (passage) birds shall be taken only between August 1 and January 31, but in no case shall the prescribed period for taking exceed a total of 124 days during a calendar year; and

(3) Only American Kestrels (*Falco sparverius*) and Great-horned Owls (*Bubo virginianus*) may be taken when over one year old, but the prescribed period for taking shall not exceed a total of 124 days during a calendar year and must be between August 1 and January 31.

(j) *Other restrictions.* State laws and regulations shall provide the following restrictions or conditions:

(1) Persons possessing lawfully acquired raptors prior to the enactment of these regulations, who fail to meet the permit requirement shall be allowed to retain the raptors; *Provided*, That all birds shall be identified with markers supplied by the Bureau and cannot be replaced if death, loss, release, or escape occurs.

(2) Persons possessing raptors prior to the enactment of these regulations, in excess of the number allowed under their class permit, shall be allowed to retain the extra raptors; *Provided*, That all birds shall be identified with markers supplied by the Bureau and no replacement can occur nor can any additional raptors be secured, until the number in possession is at least one less than the total number authorized by the class of permit held by the permittee;

(3) Falconry permit or license holders shall notify the appropriate State wildlife agency of the death of any of their raptors within five days of such occurrence and surrender the dead bird, with marker attached, to the State wildlife agency and shall obtain written authorization from the State wildlife agency before a replacement bird may be secured; *Provided*, That primary, secondary, and tail feathers may be retained from these birds for imping purposes only;

(4) Falconry permit or license holders shall obtain written authorization from the appropriate State wildlife agency before any bird is released to the wild and shall obtain written authorization from the State wildlife agency before a replacement bird may be secured, at which time the marker from the released bird shall be surrendered to the State Wildlife agency;

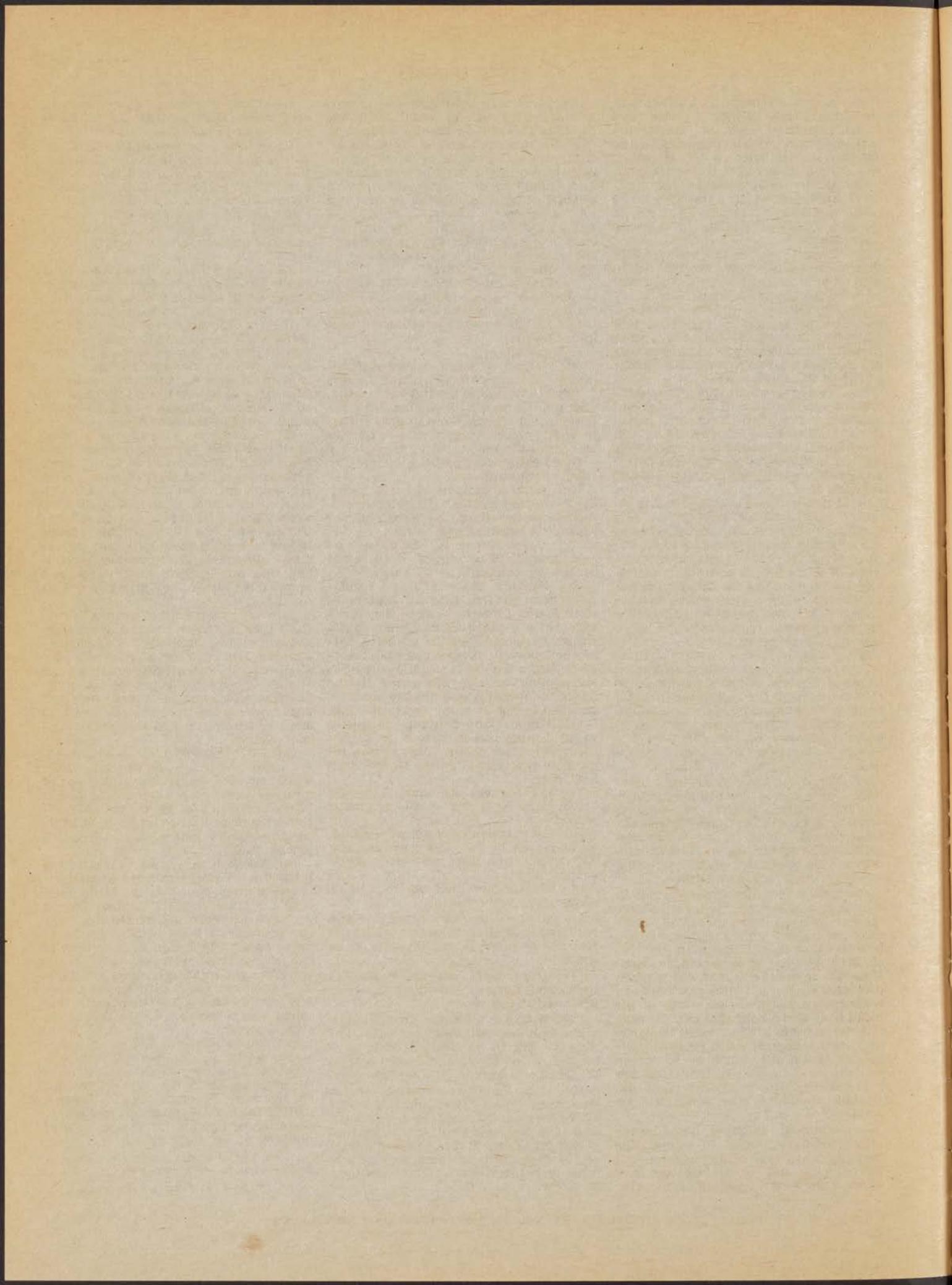
(5) Falconry permit or license holders shall notify the appropriate State wildlife agency, by certified statement, of any loss or escape of their raptor within 30 days of such occurrence, and shall obtain written authorization from the State wildlife agency before any bird is replaced; and

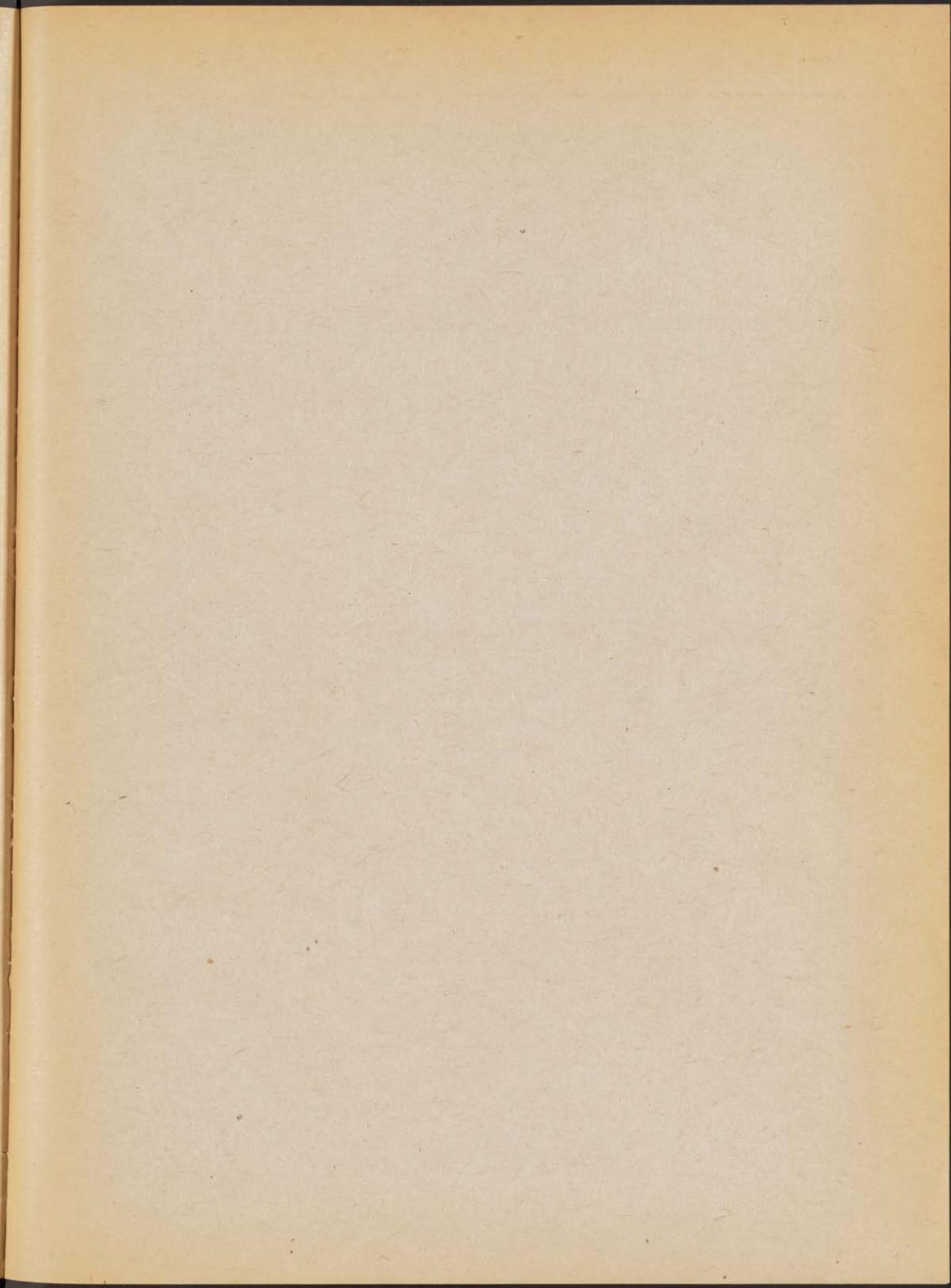
(6) Another person may care for the birds of a permittee provided written authorization accompanies the birds when they are transferred; *Provided*, That if the period of care will exceed five days, the appropriate State wildlife agency or agencies shall be informed in writing of this action within three days of the transfer and informed where the birds are being held, the reason for the transfer, who is caring for them, and how many days they will be in the care of the second person.

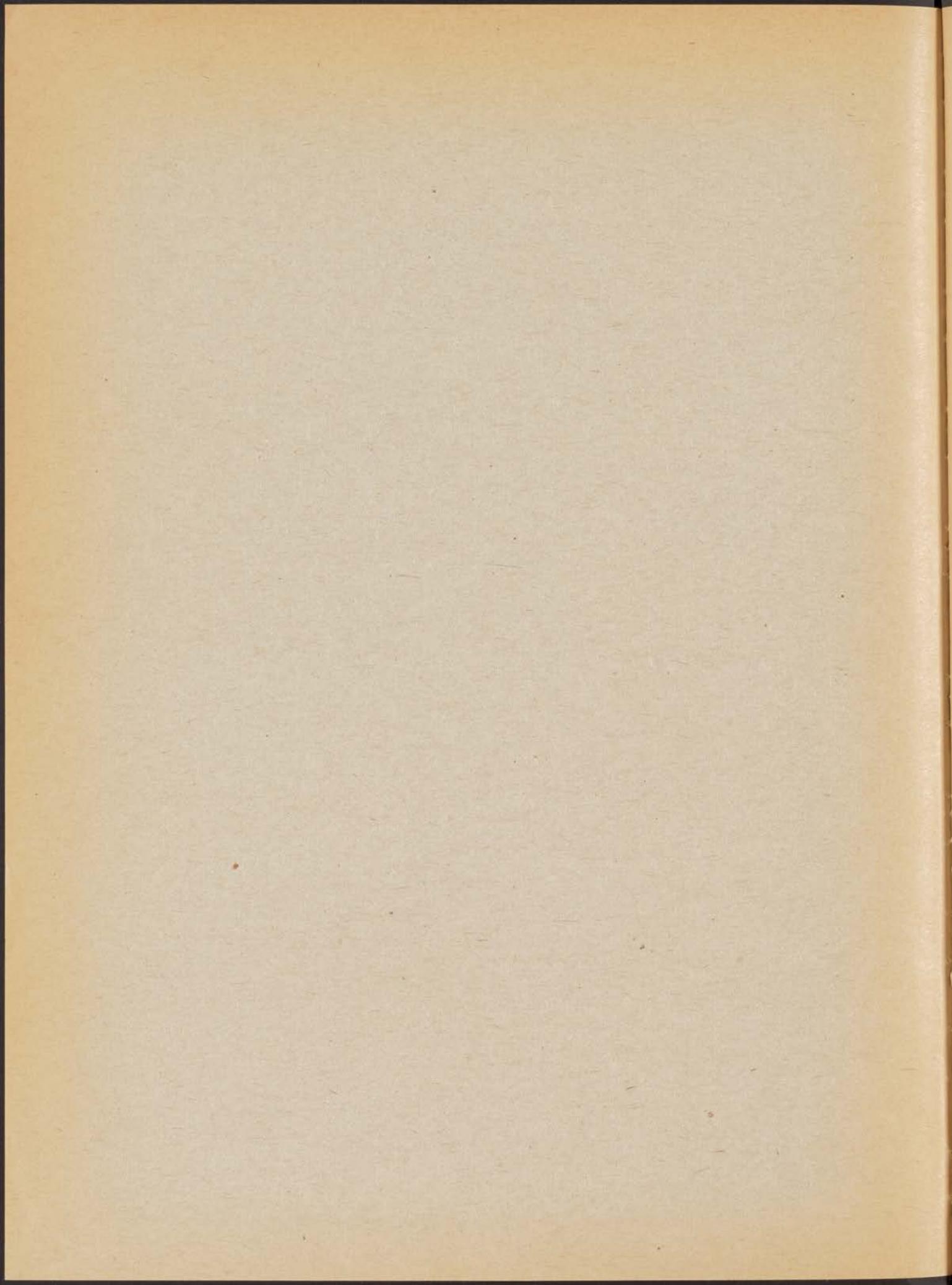
(k) *States meeting Federal falconry standards.* In accordance with this section, the Director has determined that the following States have met or exceeded the minimum Federal standards for regulating the taking, possession, and transportation of raptors for the purpose of falconry as set forth herein.

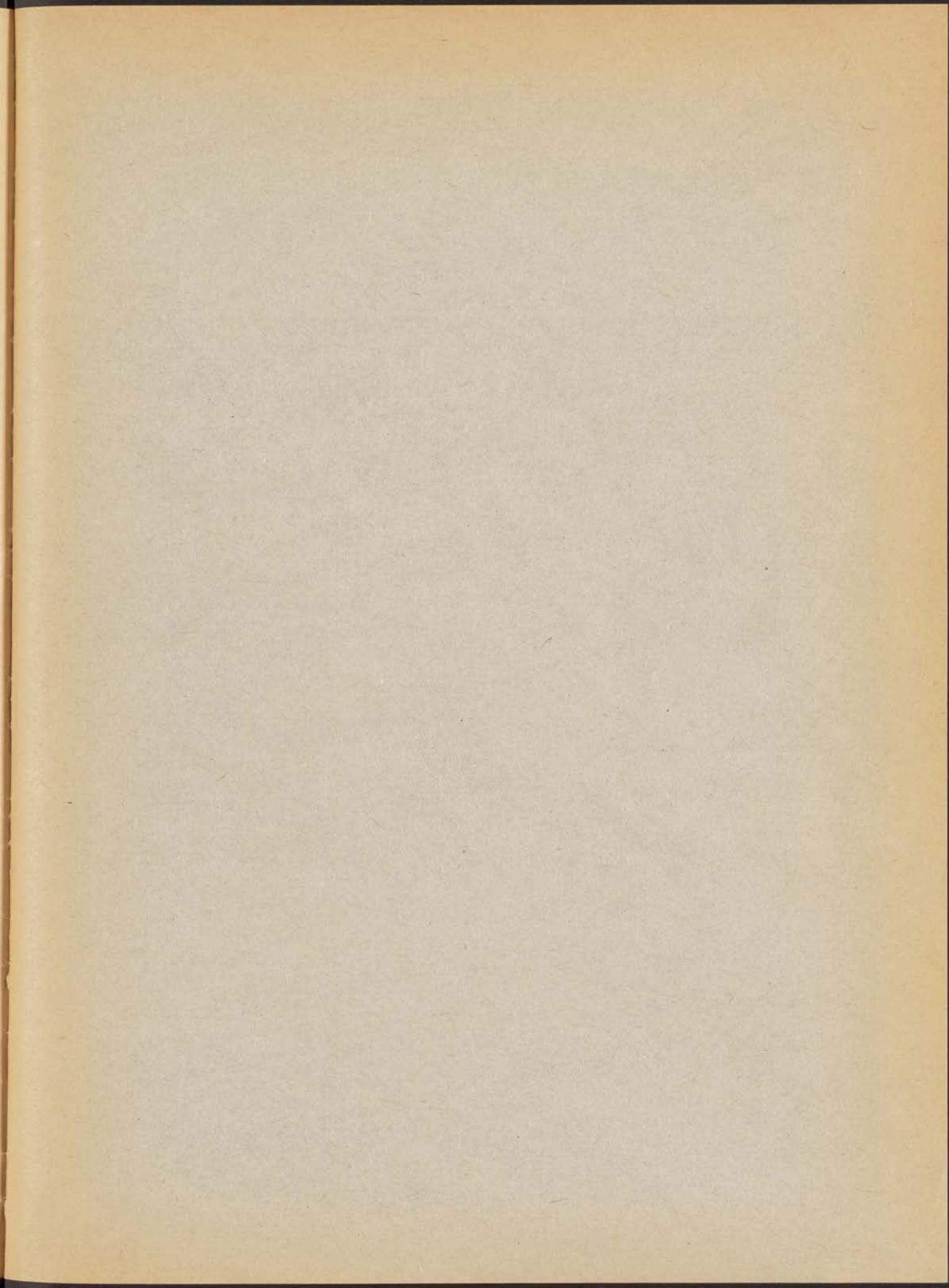
[NOTE. List of States meeting Federal falconry standards will appear here.]

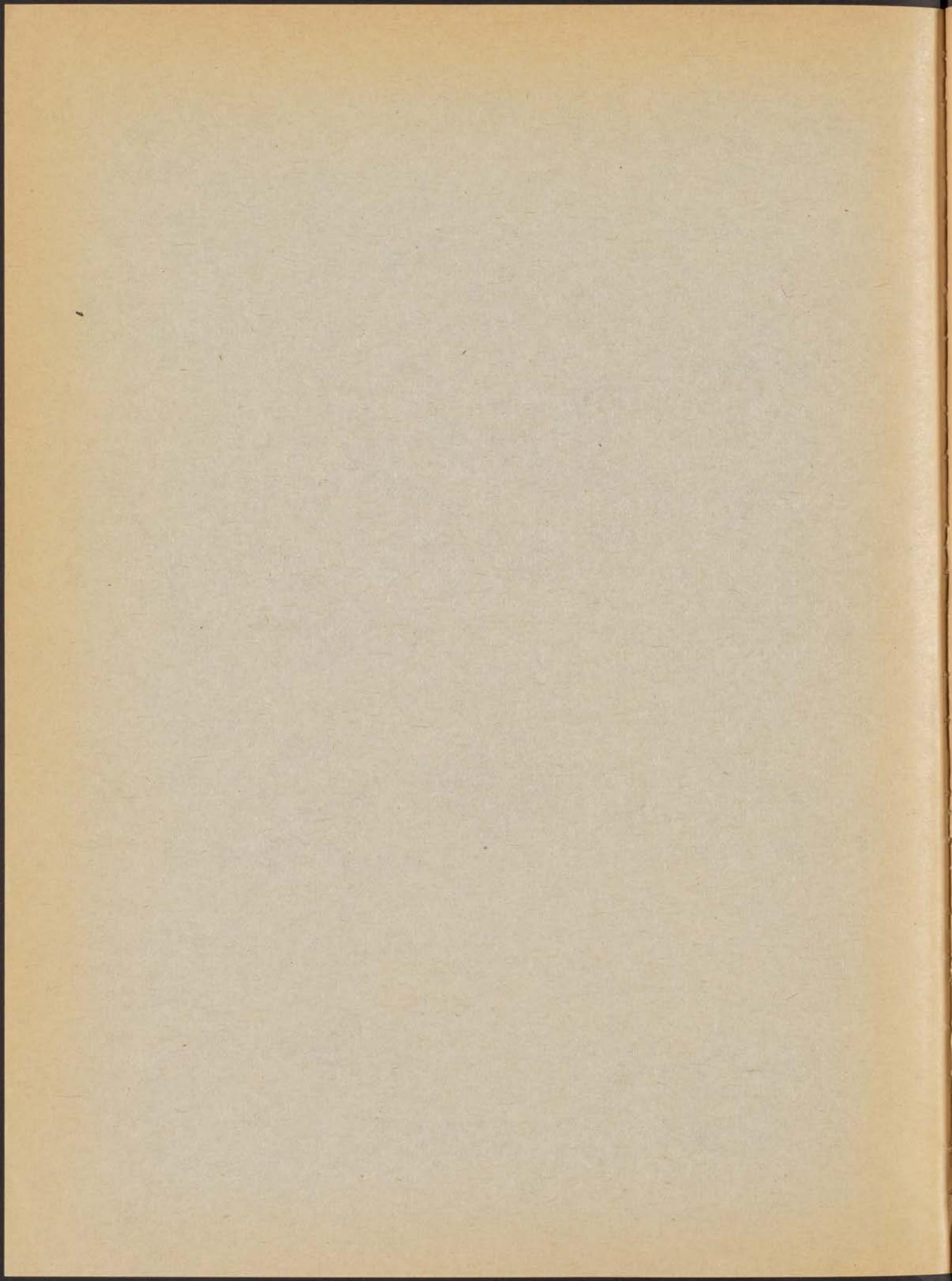
[FR Doc.74-7725 Filed 4-3-74;8:45 am]











Just Released

CODE OF FEDERAL REGULATIONS

(Revised as of January 1, 1974)

Title 7—Agriculture (Parts 0-45)-----	\$4.65
Title 7—Agriculture (Parts 750-899)-----	2.35
Title 7—Agriculture (Parts 981-999)-----	2.00

*[A Cumulative checklist of CFR issuances for 1974 appears in the first issue
of the Federal Register each month under Title 1]*

Order from Superintendent of Documents,
United States Government Printing Office,
Washington, D.C. 20402