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

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Title 7—Agriculture

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

[Valencia Orange Reg. 465]

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 May 17-23, 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.

§ 908.765 Valencia Orange Regulation 465.

(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.

(3) 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 further reports that the fresh market demand for Valencia oranges continues to improve. Prices f.o.b. averaged \$3.51 per carton on a reported sales volume of 535 cartons last week, compared with an average f.o.b. price of \$3.50 per carton and sales of 362 cartons a week earlier. Track and rolling supplies at 431 cars were up 152 cars from last week.

(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 rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this 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 Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on May 14, 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 May 17, 1974, through May 23, 1974, are hereby fixed as follows:

- (i) District 1: 380,000 cartons;
 - (ii) District 2: 342,000 cartons;
 - (iii) District 3: 228,000 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: May 15, 1974.

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

[FR Doc. 74-11450 Filed 5-15-74; 8:45 am]

PART 953—IRISH POTATOES GROWN IN SOUTHEASTERN STATES

Expenses and Rate of Assessment

This document authorizes the Southeastern Potato Committee to spend not more than \$11,125 for its operations during the fiscal period ending March 31, 1975, and to collect \$0.0025 per hundred-weight on assessable potatoes handled by first handlers under the program.

The committee is the administrative agency established under Marketing Agreement No. 104 and Order No. 953, both as amended (7 CFR Part 953), regulating the handling of Irish potatoes grown in certain designated counties of Virginia and North Carolina. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

Notice was published in the April 24, 1974 FEDERAL REGISTER (39 FR 14516) regarding the proposals. It afforded interested persons an opportunity to file written comments not later than May 6, 1974. None was filed.

After consideration of all relevant matters, including the proposals set forth in the notice, it is found that the following expenses and rate of assessment should be approved.

It is further found that good cause exists for not postponing the effective date of this section until June 17, 1974 (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all

assessable potatoes from the beginning of such period. The regulation is as follows:

§ 953.211 Expenses and rate of assessment.

(a) The expenses the Secretary finds may be necessary to be incurred during the fiscal period ending March 31, 1975, by the Southeastern Potato Committee for its maintenance and functioning will amount to \$11,125.

(b) The rate of assessment to be paid by each handler in accordance with the amended Marketing Agreement and this part shall be one-fourth cent (\$.0025) per hundredweight of potatoes handled by him as the first handler thereof during the said fiscal period: *Provided*, That potatoes for canning, freezing, and other processing shall be exempt.

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

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

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

Dated: May 10, 1974.

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

[FR Doc.74-11261 Filed 5-15-74; 8:45 am]

Title 9—Animals and Animal Products

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

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

PART 94—RINDERPEST, FOOT-AND-MOUTH DISEASE, FOWL PEST (FOWL PLAGUE), NEWCASTLE DISEASE (AVIAN PNEUMOENCEPHALITIS), AFRICAN SWINE FEVER, AND HOG CHOLERA: PROHIBITED AND RESTRICTED IMPORTATIONS

Relief of Restrictions on Importation of Cured and Dried Pork and Pork Product

Statement of considerations. This amendment will permit the importation of cured and dried pork and pork products from countries where swine vesicular disease is known to exist if such pork or pork product originated in a swine vesicular disease free country and is transported and handled in compliance with specific conditions as certified by an official of the National Government of the swine vesicular disease free country of origin and of the infected country. Such conditions preclude contamination and commingling of such pork or pork product with pork from swine vesicular disease infected sources and safeguard against the introduction and dissemination of this disease into the United States.

Accordingly, Part 94, Title 9, Code of Federal Regulations, is hereby amended as follows:

In § 94.12, in paragraph (b) (1) (iii) (B) "or" is inserted in place of the final period, a new paragraph (b) (1) (iv) is added and paragraph (b) (3) is amended to read:

§ 94.12 Pork and pork products from countries where swine vesicular disease exists.

(b) (1) (iv) Such pork or pork product, if it originated in a swine vesicular disease free country, has been cured and dried and is in compliance with the following requirements:

(A) All bones have been completely removed in the country of origin, and

(B) (1) Such pork or pork product is accompanied from the swine vesicular disease free country of origin to the processing establishment in the swine vesicular disease infected country by a certificate signed by an official of the National Government of the swine vesicular disease free country of origin specifying that the pork or pork product involved originated in that country and the pork or pork product was consigned to a processing establishment in _____ (a country not listed in paragraph (a) of this section as free of swine vesicular disease), in a closed container sealed by the national veterinary authorities of the swine vesicular disease free country of origin by seals of a serially numbered type. The numbers of these seals shall be entered on this certificate; and

(2) The certificate required by paragraph (b) (3) of this section shall also state that:

(i) the container seals specified in paragraph (b) (1) (iv) (B) (1) of this section were found intact and free of any evidence of tampering on arrival at the processing establishment in the swine vesicular disease infected country by a national veterinary inspector of that country,

(ii) the processing establishment from which the pork or pork product was shipped to the United States does not receive or process any live swine, and uses only pork or pork products which originate in countries listed in paragraph (a) of this section as free of swine vesicular disease; and

(iii) that such establishment processes all such pork or pork products in accordance with paragraph (b) (1) (i), (ii), (iii) or (iv) of this section.

(3) In addition to the certificate required in § 327.4 of this title, the article is accompanied by a certificate stating the facts specified in paragraphs (b) (1) (i), (ii), (iii) (A) or (iv) (B) (2) of this section. The certificate shall be issued by an official of the National Government of the country of origin who is authorized to issue the certificates required by § 327.4 of this title.

(Sec. 2, 32 Stat. 792, as amended (21 U.S.C. 111); 37 FR 28464, 28477; 38 FR 19141.)

*The certification required may be placed on the certificate prescribed by § 327.4 or may be contained in a separate document.

Effective date. The foregoing amendment shall become effective May 16, 1974.

The amendment relieves certain restrictions presently imposed but no longer deemed necessary to prevent the introduction and dissemination of the contagion of swine vesicular disease, and must be made effective immediately to be of maximum benefit to affected persons. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

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

Done at Washington, D.C., this 10th day of May 1974.

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

[FR Doc.74-11260 Filed 5-15-74; 8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

SUBCHAPTER C—AIRCRAFT

[Docket No. 74-GL-1; Amdt. 39-1850]

PART 39—AIRWORTHINESS DIRECTIVES

Enstrom Model F-28A Helicopters

Amendment 39-1794 (39 FR 7779), AD 74-5-3 requires that the main rotor gear box be overhauled on Enstrom Model F-28A helicopters. After issuing Amendment 39-1794, the agency determined that the main rotor gear boxes which had been factory overhauled prior to the effective date of the AD should be allowed to operate until accumulating 975 hours time in service since overhaul before compliance with the AD is mandatory. Therefore, the AD is being amended to require that main rotor gear boxes with 975 hours or more time in service since new or since last factory overhaul must be overhauled to retire all ring gear carriers manufactured in accordance with Enstrom Drawing No. 28-13106, Revision E or earlier, within the next 25 hours time in service hereof.

Since this amendment is relieving in nature, and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697 and 14 CFR 11.89), section 39.13 of Part 39 of the Federal Aviation Regulations, amendment 39-1794 (39 FR 7779) AD 74-5-3 is amended as follows:

§ 39.13 [Amended]

1. By amending paragraph (a) to read:
Main rotor gear boxes (P/N 28-13101)

with 975 hours or more time in service since new or last factory overhaul must be overhauled at the Enstrom factory or a factory approved facility, to retire all ring gear carriers (P/N 28-13106) manufactured in accordance with Enstrom Drawing No. 28-13106, Revision E or earlier, within the next 25 hours time in service after the effective date hereof.

2. By amending paragraph (b) to read: Main rotor gear boxes (P/N 28-13101) with less than 975 hours time in service since new or last factory overhaul, as of the effective date hereof, must be overhauled at the Enstrom factory or a factory approved facility to retire all ring gear carriers (P/N 28-13106) manufactured in accordance with Enstrom Drawing No. 28-13106 Revision E or earlier, prior to the accumulation of 1,000 hours time in service since new or last factory overhaul.

3. By amending paragraph (c) to read: Main rotor gear boxes (P/N 28-13101) whose hours in service since new or last factory overhaul are unknown will be considered to have a total time of 975 hours minimum since new or last factory overhaul and thus must be overhauled in accordance with paragraph (a) of this section, within the next 25 hours time in service after the effective date hereof.

This amendment becomes effective May 21, 1974.

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

Issued in Des Plaines, Illinois, on May 7, 1974.

R. O. ZIEGLER,
Acting Director,
Great Lakes Region.

[FR Doc.74-11222 Filed 5-15-74;8:45 am]

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 74-SW-10]

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

Designation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to designate the Yoakum, Tex., transition area.

On March 25, 1974, a notice of proposed rule making was published in the FEDERAL REGISTER (39 FR 11098) stating the Federal Aviation Administration proposed to designate a transition area at Yoakum, Tex.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., July 18, 1974, as hereinafter set forth.

In § 71.181 (39 FR 440), the following transition area is added:

YOAKUM, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Yoakum Municipal Airport (latitude 29°18'50" N, longitude 97°08'18" W) and within 3.5 miles either side of the 143° radial extending from the 5-mile radius to a point 8 miles southeast of the NDB (latitude 29°18'50" N, longitude 97°08'18" W). (Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Fort Worth, Tex., on May 7, 1974.

ALBERT H. THURBURN,
Acting Director,
Southwest Region.

[FR Doc.74-11224 Filed 5-15-74;8:45 am]

[Airspace Docket No. 74-SO-46]

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

Alteration of Federal Airways

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to make editorial changes in the description of certain VOR Federal Airways as a result of renaming the Hickory, N.C., VOR to Barretts Mountain, N.C., VOR.

Because this action merely redesignates airways without altering any route structure or designated airspace, this action is a minor matter on which the public would have no particular desire to comment. Therefore, notice and public procedure thereon are unnecessary. In order to provide sufficient time for changes to be depicted on appropriate aeronautical charts, this amendment will be made effective July 18, 1974.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., July 18, 1974, as hereinafter set forth.

Section 71.123 (39 FR 307, 6606) is amended as follows:

a. In V-133 "Hickory, N.C.;" is deleted and "Barretts Mountain, N.C.;" is substituted therefor.

b. In V-222 "Hickory, N.C.;" is deleted and "Barretts Mountain, N.C.;" is substituted therefor.

c. In V-266 "From Hickory, N.C.," is deleted and "From Barretts Mountain, N.C.," is substituted therefor.

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

Issued in Washington, D.C., on May 10, 1974.

RAYMOND M. McINNIS,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc.74-11225 Filed 5-15-74;8:45 am]

[Airspace Docket No. 74-SO-32]

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

Designation of Control Zone; Amendment

On April 15, 1974 FR Doc. 74-8531 was published in the FEDERAL REGISTER (39 FR 13526), amending Part 71 of the Federal Aviation Regulations by designating the Pompano Beach, Fla., control zone.

In the amendment, there is a proviso to exclude the portion within the Fort Lauderdale, Fla. (Executive Airport) control zone. It is necessary, due to operational requirements at both Pompano Beach and Fort Lauderdale, to make adjustments in the control zone boundaries, which will decrease the size of the Pompano Beach control zone. It is necessary to amend the FEDERAL REGISTER Document to reflect this change. Since this amendment is less restrictive in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, effective immediately, FEDERAL REGISTER Document No. 74-8531 is amended as follows:

In line 7 of the Pompano Beach, Fla., control zone description " * * * excluding the portion within the Fort Lauderdale, Fla. (Executive Airport) control zone * * * " is deleted and " * * * excluding the portion southwest of a line 3 miles southwest of and parallel to Pompano Beach VOR 319° radial, and the portion east of Fort Lauderdale Executive Airport, south of a line 1 mile north of and parallel to the extended centerline of Runway 8/27 * * * " is substituted therefor.

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

Issued in East Point, Ga., on May 7, 1974.

DUANE W. FREER,
Acting Director,
Southern Region.

[FR Doc.74-11227 Filed 5-15-74;8:45 am]

[Airspace Docket No. 74-SO-49]

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

Redesignation and Alteration of Control Zones

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to redesignate the Miami, Fla. (Dade-Collier Training and Transition Airport) and alter the Fort Lauderdale, Fla. (Executive Airport) control zones. The above-named control zones are described in § 71.171 (39 FR 354).

In the description of the Miami (Dade-Collier Training and Transition Airport) control zone, there is a proviso that per-

mits changes in the effective hours indicating the control zone is part time. The control zone has been effective 24 hours per day for some time, and the proviso for part time effectiveness was inadvertently allowed to remain in the description. It is necessary to alter the description to redesignate the control zone to be effective 24 hours per day.

In the description of the Fort Lauderdale (Executive Airport) control zone, there is a proviso that excludes the portion within a 1.5-mile radius of Pompano Beach Airport, Fla. It is necessary, due to operational requirements, to adjust this control zone boundary to be compatible with the Pompano Beach, Fla., control zone which will become effective on June 20, 1974.

Since these amendments are editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., June 20, 1974, as hereinafter set forth.

In § 71.171 (39 FR 354), the Miami, Fla. (Dade-Collier Training and Transition Airport) and the Fort Lauderdale, Fla. (Executive Airport) control zones are amended as follows:

MIAMI, FLA. (DADE-COLLIER TRAINING AND TRANSITION AIRPORT)

All after "longitude 80°53'50" W.)" is deleted.

FORT LAUDERDALE, FLA. (EXECUTIVE AIRPORT)

"* * * within a 1.5-mile radius of Pompano Beach Airport (lat. 26°15'00" N., long. 80°06'30" W.) * * *" is deleted and "the portion northeast of a line 3 miles southwest of and parallel to Pompano Beach VOR 319° radial, and the portion east of Fort Lauderdale Executive Airport, north of a line 1 mile north of and parallel to the extended centerline of Runway 8/27 * * *" is substituted therefor.

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

Issued in East Point, Ga., on May 7, 1974.

DUANE W. FREER,
Acting Director,
Southern Region.

[FR Doc.74-11226 Filed 5-15-74; 8:45 am]

[Airspace Docket No. 74-SO-18]

PART 75—ESTABLISHMENT OF JET ROUTES AND AREA HIGH ROUTES

Alteration of RNAV Route

On March 29, 1974, a notice of proposed rule making (NPRM) was published in the FEDERAL REGISTER (39 FR 11561) stating that the Federal Aviation Administration (FAA) was considering an amendment to Part 75 of the Federal Aviation Regulations that would alter a segment of RNAV Route No. J812R in the vicinity of Atlanta, Ga.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission

of comments. All comments received were favorable.

In consideration of the foregoing, Part 75 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., July 18, 1974, as hereinafter set forth.

Section 75.400 (39 FR 718 and 38 FR 24204) is amended as follows:

In J812R:

"RUSHY, 33°49'00" N., 83°32'54" W., Atlanta, Ga." is deleted and "SINCA, 33°05'19" N., 83°33'03" W., Augusta, Ga." is substituted therefor.

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

Issued in Washington, D.C., on May 10, 1974.

RAYMOND M. McINNIS,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc.74-11223 Filed 5-15-74; 8:45 am]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 13701; Amdt. 95-246]

PART 95—IFR ALTITUDES

Miscellaneous Amendments

The purpose of this amendment to Part 95 of the Federal Aviation Regulations is to make changes in the IFR altitudes at which all aircraft shall be flown over a specified route or portion thereof. These altitudes, when used in conjunction with the current changeover points for the routes or portions thereof, also assure navigational coverage that is adequate and free of frequency interference for that route or portion thereof.

As a situation exists which demands immediate action in the interest of safety, I find that compliance with the notice and procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (24 FR 5662), Part 95 of The Federal Aviation Regulations is amended, effective June 20, 1974 as follows:

1. By amending Subpart C as follows:

Section 95.1001 *Direct routes—U.S.* is amended to read in part:

From; to; and MEA

McGuire, N.J., VOR; Int. 234 M rad McGuire VOR and H3 rad Modena VOR; 2,000. MAA—8,000.
Millville, N.J., VOR; McGuire, N.J., VOR; 2,000. MAA—4,000.
Turner INT, Pa.; Robbinsville, N.J., VOR; 2,000. MAA—4,000.
Greenhead INT, Fla.; Chipley INT, Fla.; * 1,900, * 1,600—MOCA.

Section 95.1001 *Direct routes—U.S.* is amended by adding:

Columbia, S.C., VORTAC; Charleston, W. Va., VORTAC; 18,000. MAA—45,000.
Saufley, Fla., VOR, via NUN R-101; Eglin, Fla., VOR, via VPS R-260; * 2,000, * 1,500—MOCA.

Section 95.1001 *Direct routes—U.S.* is amended to delete:

Kennedy, N.Y., VOR; Int. 265 M rad Kennedy VOR and 290 M rad Robbinsville VOR; 18,000. MAA—40,000.
Atlantic City, N.J., VOR; Brigantine INT, N.J.; 1,500.
Ft. Wayne, Ind., VORTAC; Allegheny, Pa., VORTAC; 18,000. MAA—41,000.
Atlanta, Ga., VOR; Pulaski, Va., VOR; 18,000. MAA—45,000.
Herndon, Va., VOR; Burke INT, Va.; 3,000. MAA—4,000.
Leesburg INT, N.J.; Dover AFB, Del., LOM; 1,500. MAA—3,000.
Grand Isle, La., NDB; * Neptune INT, Fla.; * 2,000, * 5,000—MRA. * 1,300—MOCA.
Mobile, Ala., VOR; Spencer INT, Ala.; 2,500.
McAllen, Tex., VOR, via MFE 087/BRO 300 M rad; Brownsville, Tex., VOR; 2,100.
Saufley, Fla., VOR; Eglin AFB, Fla., VOR; * 2,000, * 1,500—MOCA.
Bimini, Bh. RBN; Porpoise INT, Fla., (via Control 1150); * 2,000, * 1,300—MOCA.

Section 95.6001 *VOR Federal airway 1* is amended to read in part:

Honey INT, S.C.; * Planter INT, S.C.; * 2,500, * 2,500—MRA. * 1,500—MOCA.

Section 95.6003 *VOR Federal airway 3* is amended to read in part:

* Bunnell INT, Fla.; Spuds INT, Fla.; * 2,000, * 3,000—MRA. * 1,500—MOCA.
Spuds INT, Fla.; Jacksonville, Fla., VOR; 2,000.

Section 95.6008 *VOR Federal airway 8* is amended to read in part:

Glenwood Springs INT, Colo., via S alter.; Frying Pan INT, Colo., via S alter.; * 14,000, * 13,500—MOCA. # 13,600—MEA for ACFT with DME.
Frying Pan INT, Colo., via S alter.; Gypsum INT, Colo., via S alter.; * 14,000, * 12,000—MOCA. # 12,500—MEA for ACFT with DME.

Section 95.6020 *VOR Federal airway 20* is amended to read in part:

Copano INT, Tex.; Sand Point INT, Tex.; * 1,700, * 1,500—MOCA.

Section 95.6023 *VOR Federal airway 23* is amended to read in part:

Wirt INT, Wash., via E alter.; Seattle, Wash., VOR, via E alter.; 5,000.

Section 95.6035 *VOR Federal airway 35* is amended to read in part:

Sugarloaf Mountain, N.C., VOR, via W alter.; Owen INT, N.C., via W alter.; 6,000.
Owen INT, N.C., via W alter.; Juno INT, N.C., via W alter.; 7,000.

Section 95.6033 *VOR Federal airway 33* is amended to read in part:

Harrisburg, Pa., VOR; Greenpark INT, Pa.; 4,000.

Section 95.6051 *VOR Federal airway 51* is amended to read in part:

* Bunnell INT, Fla.; Spuds INT, Fla.; * 2,000, * 3,000—MRA. * 1,500—MOCA.
Spuds INT, Fla.; Jacksonville, Fla., VOR; 2,000.

Section 95.6070 *VOR Federal airway 70* is amended to read in part:

Copano INT, Tex.; Sand Point INT, Tex.; *1,700. *1,500—MOCA.

Section 95.6123 VOR Federal airway 123 is amended to read in part:

Int. 054 M rad Robbinsville VOR and 221 M rad La Guardia VOR; La Guardia, N.J., VOR; 2,700.

Section 95.6139 VOR Federal airway 139 is amended to read in part:

Sea Isle, N.J., VOR; Brigantine INT, N.J.; 2,500.

Section 95.6184 VOR Federal airway 184 is amended to read in part:

Greenpark INT, Pa.; Harrisburg, Pa., VOR; 4,000.

Section 95.6222 VOR Federal airway 222 is amended to read in part:

La Grange, Ga., VOR; Tyrone INT, Ga.; *2,700. *2,300—MOCA.

Section 95.6233 VOR Federal airway 233 is amended to read in part:

Mt. Pleasant, Mich., VOR; Cargo INT, Mich.; *5,500. *2,600—MOCA.

Section 95.6265 VOR Federal airway 265 is amended to read in part:

Harrisburg, Pa., VOR; Greenpark INT, Pa.; 4,000.

Section 95.6276 VOR Federal airway 276 is amended to read in part:

Robbinsville, N.J., VOR; Cassville INT, N.J.; 1,900.

Section 95.6308 VOR Federal airway 308 is amended to read in part:

Sea Isle, N.J., VOR; Brigantine INT, N.J.; 2,500.

Section 95.6433 VOR Federal airway 433 is amended to read in part:

Yardley, Pa., VOR; Amboy INT, N.J.; 2,000.

Section 95.6440 VOR Federal airway 440 is amended to read in part:

Middleton Island, Alaska, VOR; Int. 105 M rad Anchorage VOR and 244 M rad Middleton Island VOR; *9,000. *8,500—MOCA.

Section 95.6450 VOR Federal airway 450 is amended to read in part:

Muskegon, Mich., VOR; Montague INT, Mich.; 2,400.

Section 95.6536 VOR Federal airway 536 is amended to read in part:

Holley INT, Ore.; McKenzie INT, Ore.; *10,000. *9,800—MOCA.

McKenzie INT, Ore., Redmond, Ore., VOR; 10,000.

Section 95.7189 Jet Route No. 189 is added to read:

From; to; MEA; and MAA

Arenal, Calif., VORTAC; Linden, Calif., VORTAC; 18,000; 45,000.

Linden, Calif., VORTAC; Klamath Falls, Ore., VORTAC; #18,000; 45,000. #MEA is established with a gap in navigation signal coverage.

Klamath Falls, Ore., VORTAC; Portland, Ore., VORTAC; 18,000; 45,000.

Portland, Ore., VORTAC; Seattle, Wash., VORTAC; 18,000; 45,000.

2. By amending Subpart D as follows: Section 95.8005 Jet routes changeover points J-189 is amended by adding:

From; to; changeover point distance from Klamath Falls, Ore., VORTAC; Portland, Ore., VORTAC; 95; Klamath Falls.

This amendment is made under the authority of sections 307 and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348, 1510).

Issued in Washington, D.C. on May 7, 1974.

JAMES M. VINES,

Chief, Aircraft Programs Division.

[FR Doc.74-11136 Filed 5-15-74; 8:45 am]

[Docket No. 13697; Amdt. No. 916]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Recent Changes and Additions

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

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

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

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

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

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, effective June 27, 1974:

Alabaster, Ala.—Shelby County Arpt., VOR-A, Amdt. 3.
Dover/Cheswold, Del.—Delaware Airpark, VOR Rwy 27, Amdt. 3.
Iowa City, Iowa—Iowa City Municipal Arpt., VOR Rwy 35, Amdt. 7.
Neosho, Mo.—Neosho Memorial Arpt., VOR-A, Amdt. 2.
Quakertown, Pa.—Quakertown Arpt., VOR Rwy 11, Orig.
Rockford, Ill.—Greater Rockford Arpt., VOR Rwy 12, Amdt. 12.
Salem, Mich.—Salem Arpt., VOR-A, Orig.
San Juan, P.R.—Puerto Rico Int'l. Arpt., VOR Rwy 25, Amdt. 11.

* * * effective June 20, 1974:

Algona, Iowa—Algona Municipal Arpt., VORTAC-A, Orig.

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, effective June 27, 1974:

St. Louis, Mo.—Lambert-St. Louis Int'l. Arpt., LOC (BC) Rwy 30L, Amdt. 5, canceled.
Texarkana, Ark.—Texarkana Municipal Webb Field, LOC/DME (BC) Rwy 4, Amdt. 3.

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, effective June 27, 1974:

Baton Rouge, La.—Ryan Arpt., NDB Rwy 13, Amdt. 18.
Chicago, Ill.—Chicago O'Hare Int'l. Arpt., NDB Rwy 4L, Amdt. 7.
Kissimmee, Fla.—Kissimmee Municipal Arpt., NDB Rwy 15, Amdt. 2.
Kissimmee, Fla.—Kissimmee Municipal Arpt., NDB Rwy 33, Amdt. 1.
Newport, Ark.—Newport Municipal Arpt., NDB Rwy 36, Amdt. 1.
Salem, Ore.—McNary Field, NDB Rwy 31, Amdt. 12.
Sanford, Fla.—Sanford Arpt., NDB Rwy 9, Amdt. 3.

* * * effective June 20, 1974:

Detroit, Mich.—Detroit Metropolitan Wayne County Arpt., NDB Rwy 21L, Amdt. 2.
Detroit, Mich.—Detroit Metropolitan Wayne County Arpt., NDB Rwy 21R, Amdt. 2.
Detroit, Mich.—Detroit Metropolitan Wayne County Arpt., NDB Rwy 27, Amdt. 4.

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAP's, effective June 27, 1974:

Baton Rouge, La.—Ryan Arpt., ILS Rwy 13, Amdt. 17.
Chicago, Ill.—Chicago O'Hare Int'l. Arpt., ILS Rwy 27L, Amdt. 4.
Salem, Ore.—McNary Field, ILS Rwy 31, Amdt. 17.
Texarkana, Ark.—Texarkana Municipal Webb Field, ILS Rwy 22, Amdt. 4.

* * * effective June 20, 1974:

Detroit, Mich.—Detroit Metropolitan Wayne County Arpt., ILS Rwy 21R Amdt. 8.
Detroit, Mich.—Detroit Metropolitan Wayne County Arpt., ILS Rwy 27, Amdt. 3.

5. Section 97.31 is amended by originating, amending, or canceling the following ILS SIAPs, effective June 27, 1974:

Akron, Ohio—Akron-Canton Regional Arpt., RADAR-1, Amdt. 10.
Austin, Tex.—Robert Mueller Municipal Arpt., RADAR-1, Amdt. 10.
El Paso, Tex.—El Paso Int'l. Arpt., RADAR-1, Amdt. 9.

New Orleans, La.—Lakefront Arpt., RADAR—1, Amdt. 2.

Corrections:

In Docket No. 13666, Amendment No. 913 to Part 97 of the Federal Aviation Regulations, published in the *FEDERAL REGISTER* dated April 24, 1974, on page 14503, under Sections 97.23, 97.25, 97.27 and 97.29, effective June 6, 1974—Destroy Memphis, Tenn.—Memphis Int'l. Arpt., VOR Rwy 35R, Amdt. 28; LOC (BC) Rwy 17L, Amdt. 7; NDB Rwy 35R, Amdt. 14; ILS Rwy 17L, Amdt. 2, and ILS Rwy 35R, Amdt. 16.

In Docket No. 13694, Amendment No. 915 to Part 97 of the Federal Aviation Regulations, published in the *FEDERAL REGISTER*, under Section 97.27, effective May 10, 1974—Destroy Statesville, N.C.—Statesville Municipal Arpt., NDB Rwy 20, Amdt. 2.

These amendments are made effective under the authority of (secs. 307, 313, 601, 1110, Federal Aviation Act of 1948; 49 U.S.C. 1438, 1354, 1421, 1510, sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c) and 5 U.S.C. 552(a)(1)).

Issued in Washington, D.C., on May 9, 1974.

JAMES M. VINES,
Chief,
Aircraft Programs Division.

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

[FR Doc.74-11221 Filed 5-15-74; 8:45 am]

Title 16—Commercial Practices CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2513]

PART 13—PROHIBITED TRADE PRACTICES

Hammermill Paper Co.

Subpart—Combining or conspiring: § 13.425 To enforce or bring about resale price maintenance; § 13.450 To limit distribution or dealing to regular, established or acceptable channels or classes; § 13.497 To terminate or threaten to terminate contracts, dealings, franchises, etc. Subpart—Maintaining resale prices: § 13.1130 Contracts and agreements.

(Sec. 6, 38 Stat. 721 (15 U.S.C. 46). Interprets or applies sec. 5, 38 Stat. 719, as amended (15 U.S.C. 45)) [Cease and desist order, Hammermill Paper Company, Erie, Pa., Docket C-2513, Apr. 24, 1974]

In the Matter of Hammermill Paper Company, a Corporation

Consent order requiring an Erie, Pa., manufacturer and seller of printing and fine paper products, among other things to cease maintaining or enforcing contracts which limit dealer's or distributor's freedom to carry, list or sell competing products; discourage selling at other than suggested prices; and limit the resale of respondent's products to firms of their choice.

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

It is ordered, That respondent Hammermill Paper Company, and its officers, agents, representatives, employees, successors and assigns, directly or through any corporate or other device, in or in connection with the merchandising offering for sale and sale or distribution of paper and paper products in commerce, as "commerce" is defined in the Federal Trade Commission Act, shall cease and desist from:

1. Putting into effect, maintaining or enforcing any merchandising or distribution plan or policy under which contracts, agreements or understandings are entered into with dealers or distributors of its products which have the purpose or effect of

(a) Limiting, allocating or restricting the persons or classes of persons to whom any dealer or distributor may resell his products;

(b) Fixing, establishing or maintaining or attempting to fix, establish and maintain the prices at which such products may be sold by dealers or distributors;

(c) Terminating or threatening to terminate any person as a dealer or distributor of the Hammermill line of printing and fine papers because such dealer or distributor carries, lists or sells a product which competes with any of respondent's products at or below the price of respondent's competing product.

2. Entering into, continuing or enforcing, or attempting to enforce, any contract, agreement or understanding with any dealer in or distributor of its products for the purpose or with the effect of establishing or maintaining any merchandising or distribution plan or policy prohibited by paragraph 1 of this Order.

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

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

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

By the Commission.

Issued: April 24, 1974.

[SEAL] CHARLES A. TOBIN,
Secretary.

[FR Doc.74-11246 Filed 5-15-74; 8:45 am]

[Docket No. C-2512]

PART 13—PROHIBITED TRADE PRACTICES

Talent, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.15 Business status, advantages or connections; 13.15-5 Advertising and promotional services; 13.15-35 Contracts and obligations; 13.15-225 Personnel or staff; § 13.100 Individual attention; § 13.143 Opportunities; § 13.155 Prices; 13.155-5 Additional charges unmentioned; 13.155-95 Terms and conditions; § 13.190 Results; § 13.205 Scientific or other relevant facts; § 13.225 Services; § 13.280 Unique nature or advantages. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections; § 13.1515 Organization and operation; § 13.1520 Personnel or staff; § 13.1553 Services; § 13.1570 Unique status or advantages. —Goods: § 13.1660 Individual attention; § 13.1697 Opportunities in product or service; § 13.1730 Results; § 13.1740 Scientific or other relevant facts. —Prices: § 13.1778 Additional costs unmentioned; § 13.1823 Terms and conditions. —Services: § 13.1835 Cost; § 13.1843 Terms and conditions. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1870 Nature; § 13.1882 Prices; § 13.1895 Scientific or other relevant facts; § 13.1905 Terms and conditions. Subpart—Offering, unfair, improper and deceptive inducements to purchase or deal: § 13.1985 Individual's special selection or situation; § 13.2015 Opportunities in product or service; § 13.2063 Scientific or other relevant facts; § 13.2080 Terms and conditions.

(Sec. 6, 38 Stat. 721 (15 U.S.C. 46). Interprets or applies sec. 5, 38 Stat. 719, as amended (15 U.S.C. 45)) [Cease and desist order, Talent, Inc., trading as Talent, Inc., et al., North Quincy, Mass., Docket C-2512, April 19, 1974]

In the Matter of Talent, Inc., a Corporation, Trading and Doing Business in Its Own Name and as Jerry Dee, Grand Recording Company, Cathedral Recording Company, Chapel Recording Company, Country and Western Recording Company, Music Hall Recording Company and Melody Lane, and Theodore Rosen, Individually and as an Officer of Said Corporation

Consent order requiring a North Quincy, Mass. solicitor of contracts and fees from songwriters and seller/distributor of records and lead sheets, among other things to cease misrepresenting the products or services offered; misrepresenting the size of its staff; misrepresenting the prices of its services and failing to inform customers of the terms and conditions of its services.

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

It is ordered, That respondents Talent, Inc., a corporation, trading and do-

ing business in its own name and as Jerry Dee, Grand Recording Company, Cathedral Recording Company, Chapel Recording Company, Country and Western Recording Company, Music Hall Recording Company and Melody Lane, and Theodore Rosen, individually and as an officer of said corporation, and respondents' agents, representatives, and employees, successors and assigns, directly or through any corporation, subsidiary, division or other device, in connection with the advertising, offering for sale, sale or distribution of records, lead sheets and related products or services, or any other products or services, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, orally or in writing that:

(a) Songs, poems or lyrics submitted to respondents are assessed or evaluated in order to determine the likelihood of their achieving commercial acceptance or success.

(b) Songs, poems or lyrics failing to meet qualitative standards established by respondents will not be accepted for recording.

(c) There is no charge to customers for the production or recording of their songs; or misrepresenting in any manner that products or services are provided at either no cost or a reduced cost.

(d) Respondents' primary interest in contracting or dealing with songwriters is in assisting them to achieve commercial success or acceptance for their songs or recordings.

(e) Songwriters whose songs are accepted for recording by respondents may reasonably expect that their songs will ultimately be released by a record company; or that respondents frequently, or in the normal course of business, issue publishing contracts.

(f) Songwriters whose songs are accepted for recording by respondents may reasonably expect that their songs will earn royalties from the sales of records, sheet music, or radio, television or motion picture rights.

(g) The sole charge to customers for the services of professional songwriters employed by respondents is respondents' cost for obtaining the services of these professional songwriters; or that respondents provide customers with any products or services at respondents' cost for such products or services.

(h) It is necessary or desirable that customers secure copyright protection because of their songs' distinctive merit, commercial character, or the likelihood that their songs will gain wide public attention or acceptance; or that respondents maintain a copyright advisory service for the purpose of assisting songwriters secure copyrights on songs that are of commercial quality.

(i) Songs are or may be accepted for recording.

(j) Any price for respondents' products and services is a special price or substantially less than prices charged by other companies or individuals for similar products or services.

(k) Respondents employ or utilize songwriters to write music for customers' lyrics prior to the recording of these customers' songs; or that songwriters employed or utilized by respondents work closely with, or confer and consult with, respondents' vocalists, vocal groups or background orchestra.

(1) Respondents maintain separate and functional departments within their organizational framework; or misrepresenting, through the use of pseudonyms, or by any other means, the number of personnel employed by respondents.

2. Representing, directly or by implication, in their advertising or in any other manner, that any recording company or business owned, operated, or controlled by them or either of them is otherwise owned, operated, or controlled; or that one of two or more such recording companies or businesses owned, operated, or controlled by either or both of them is separate, distinct, or competitive with the others similarly owned.

3. Inducing the purchase of any products or services by representing, directly or by implication, that the purchase of these products or services will cause, substantially contribute to, or materially affect either the commercial success or acceptance of a song or recording, or the customer's financial enhancement.

4. Failing to inform each customer or prospective customer, in clear and conspicuous language, prior to the execution of a recording contract, that the recording provided by respondents is hand cut, a demonstration record, and unsuitable for use in commercial promotion.

5. Failing to inform each customer or prospective customer, in clear and conspicuous language, prior to the execution of a recording contract, that the background orchestrations and vocal choruses provided by respondents are pre-recorded; and that respondents' use of these pre-recorded background orchestrations and vocal choruses is not exclusive to, or limited to, his song or recording.

6. Selling, or offering for sale, commercially pressed recordings, without disclosing in clear and conspicuous language, contemporaneous with the sale or offering for sale, that many radio stations, as a matter of policy, refuse to play demonstration records.

7. Making any agreement, arrangement, provision or representation concerning the disposition of royalties a song may earn without affirmatively disclosing that respondents have never produced or recorded a song for a customer which has earned any royalties.

It is further ordered, That respondents shall forthwith deliver a copy of this order to cease and desist to all present and future personnel of respondents engaged in the offering for sale or sale of respondents' products or services or in any aspect of preparation, creation, or placing of advertising, and that respondents secure a signed statement acknowledging the receipt of the order from each such person.

It is further ordered, That respondents notify the Commission at least thirty

(30) days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

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

By the Commission.

Issued: April 19, 1974.

[SEAL]

CHARLES A. TOBIN,
Secretary.

[FR Doc.74-11247 Filed 5-15-74;8:45 am]

CHAPTER II—CONSUMER PRODUCT SAFETY COMMISSION

SUBCHAPTER C—FEDERAL HAZARDOUS SUBSTANCES ACT REGULATIONS

PART 1500—HAZARDOUS SUBSTANCES AND ARTICLES; ADMINISTRATION AND ENFORCEMENT REGULATIONS

PART 1507—FIREWORKS DEVICES

Classification as Banned Hazardous Substances; Establishment of Labeling Requirements

This regulation provides that after June 17, 1974, firecrackers, as well as other fireworks devices that do not meet prescribed requirements, will be prohibited from the channels of interstate commerce.

In the FEDERAL REGISTER of May 16, 1973 (38 FR 12880), the Food and Drug Administration (FDA), pursuant to section 2(q) (1) (B) of the Federal Hazardous Substances Act (15 U.S.C. 1261(q) (1)(B)), proposed a regulation to amend 21 CFR 191.9(a) (3) which would have banned all fireworks devices except those in compliance with requirements set forth in proposed 21 CFR Part 191d. FDA also proposed to revoke the exemption for certain articles from classification as banned hazardous substances under 21 CFR 191.65(a) (2). In addition to banning those fireworks devices which did not comply with the requirements in proposed Part 191d, the proposal would have banned all fireworks devices for which specific requirements were not established.

Having assumed responsibility for administration of the Federal Hazardous Substances Act on May 14, 1973, pursuant to section 30(a) of the Consumer Product Safety Act (15 U.S.C. 2079(a)), the Consumer Product Safety Commis-

sion, on September 27, 1973, revised and transferred the regulations under the Federal Hazardous Substances Act (38 FR 27012). Accordingly, the regulations promulgated herein are codified as 16 CFR Parts 1500 and 1507 instead of as 21 CFR 191 and 191d.

Having considered the proposed regulations, and comments received in response to the proposal, the Commission concludes that final regulations should be published with certain changes both as to content and regulatory format. The changes as to format are as follows:

1. Proposed § 191.9(a)(3) would have banned all fireworks devices except those for authorized wildlife management uses that did not comply with the requirements contained in proposed Part 191d. As indicated above, the effect of this section would have been to ban all fireworks devices which failed to comply with the requirements, in addition to those for which there were no requirements. As stated in proposed § 191d.1, the devices for which there would be no requirements included, but was not limited to, such devices as firecrackers, cherry bombs, M-80 salutes, silver salutes, aerial bombs, bottle rockets, and devices that may be confused with candy or other foods such as "dragon eggs" and "cracker-balls" (also known as "ball-type caps"), and including kits and components intended to produce such fireworks.

For clarification, proposed § 191.9(a)(3) has, in these final regulations, been divided into two new sections. The first, § 1500.17(a)(8), in contrast with the proposal, specifically bans firecrackers, aerial bombs, and devices that may be confused with candy or other foods, such as "dragon eggs," and "cracker balls" (also known as "ball-type caps"). The decision to delete bottle rockets from the list of specifically banned devices was made because the Commission believes bottle rockets, manufactured to conform with the requirements prescribed in this Part 1507 applicable to all rockets, will present no greater degree of risk of injury, when operated according to prescribed directions, than will other types of rockets.

The second new section, § 1500.17(a)(9), bans all fireworks devices that do not comply with the applicable requirements of Part 1507. However, unlike proposed § 191.9(a)(3), fireworks devices for which there are no applicable requirements in Part 1507 are not thereby banned.

2. At the present time there is, in full force and effect, a regulation which bans certain fireworks devices. This regulation, codified as 16 CFR 1500.17(a)(3), (formerly 21 CFR 191.9(a)(3)) declares the following to be banned hazardous substances:

Fireworks devices intended to produce audible effects (including but not limited to cherry bombs, M-80 salutes, silver salutes, and other large firecrackers, aerial bombs, and other fireworks designed to produce audible effects, and including kits and components intended to produce such fireworks) if the audible effect is produced by a charge

of more than 2 grains of pyrotechnic composition; except that this provision shall not apply to such fireworks devices if all of the following conditions are met:

(i) Such fireworks devices are distributed to farmers, ranchers, or growers through a wildlife management program administered by the U.S. Department of the Interior (or by equivalent State or local government agencies); and

(ii) Such distribution is in response to a written application describing the wildlife management program that requires use of such devices, is of a quantity no greater than required to control the problem described, and is where other means of control are unavailable or inadequate.

The FDA proposal would have revised this regulation to, as stated above, ban all fireworks devices not meeting the requirements of proposed Part 191d. In contrast with the proposal, however, these regulations do not revise 16 CFR 1500.17(a)(3). Instead, 16 CFR 1500.17(a)(3) remains in full force and effect with the two new paragraphs ((a)(8) and (a)(9)) being added to § 1500.17. Although the net effect of this change from the proposal is to add some amount of overlap to the regulations, the Commission believes that this is necessary in order to provide continuity to the Commission's compliance program. All three sections retain the exemption for authorized wildlife management uses.

3. Proposed Part 191d would have prescribed specific labeling requirements for various listed types of fireworks devices. These labeling requirements were proposed under the authority of section 2(q)(1)(B) of the Federal Hazardous Substances Act (supra) upon a finding that certain fireworks devices should be declared banned hazardous substances because they possess such a degree or nature of hazard that adequate cautionary labeling cannot be written, and that they should therefore be kept out of interstate commerce.

The Commission believes, however, that although these special labeling requirements are necessary and proper, they are more appropriately issued under section 3(b) of the Federal Hazardous Substances Act (15 U.S.C. 1262(b)). The issuance of special labeling regulations for certain fireworks devices is based upon a finding by the Commission under section 3(b) of the act that these devices present special hazards and that as to these devices, the labeling required by section 2(p)(1) of the act (15 U.S.C. 1261(p)(1)) is not adequate for the protection of the public health and safety and that specific label statements are therefore deemed necessary to supplement the labeling required by section 2(p)(1) of the act. The labeling requirements promulgated below are therefore issued as an addition of a new paragraph (b)(7) to 16 CFR 1500.14 where special labeling requirements for other substances are also listed.

In response to the proposal of May 16, 1973, over 350 comments were received from interested individuals, consumer interest groups, manufacturers, distributors, State and local government officials, and law enforcement agencies.

Ninety-six comments favoring promulgation of the regulations, as proposed, were received from interested parties including individual fire marshals and the President of the Fire Marshals Association of North America.

One hundred twenty-six comments, including submissions from the National Society for the Prevention of Blindness, the National Fire Protection Association, the American Academy of Pediatrics, and the American Lung Association of Hawaii, opposed the proposal on the grounds that the scope of the regulations is too limited and that all fireworks, with the exception of those for public display, should be banned. These interested parties generally maintained that all fireworks are too dangerous to be used by individuals and that, in addition to causing injuries and property damage, fireworks create unwarranted noise and air pollution. However, none of these parties provided data in support of the position that all fireworks are too dangerous to be used by individuals and the Commission is unaware of any information or data available from other sources sufficient to warrant a total ban on all types of fireworks.

Seventy-nine comments in opposition to the proposal were based on an objection to the proposed ban on firecrackers and bottle rockets. Petitions totaling over 17,000 signatures were received opposing the ban on these items. The objections were based on the contention that certain fireworks devices, particularly firecrackers and bottle rockets, do not present an inherent serious hazard. A significant number of responses in opposition to the proposed banning of firecrackers contended that such action would be an infringement of the religious freedom of many Hawaiian citizens, particularly those of Oriental ancestry, who use firecrackers in observances of a religious nature. With respect to firecrackers, the Commission believes that a total ban, as proposed, is necessary in view of the significant number of injuries relating to firecracker use; the unavailability of construction requirements to adequately protect the public; and the inadequacy of any possible precautionary labeling. The Commission believes that the banning of firecrackers is in the public interest and that there will be a variety of fireworks devices available, not classified as banned, that will be adequate to satisfy special use needs. It should also be noted that fireworks for legitimate public display purposes are not banned by these regulations since they are beyond the scope of the Federal Hazardous Substances Act.

With respect to bottle rockets, the Commission has determined that the performance oriented requirements promulgated below in Part 1507 are adequate to protect the public against the hazards associated with those devices.

Comments generally favoring the proposal but requesting technical revisions in the requirements were received from individual manufacturers and distributors of fireworks devices and the Ameri-

can Pyrotechnics Association (APA). In view of the Commission's determination to promulgate performance rather than design oriented requirements for certain fireworks devices, most of the requested revisions need not be addressed here. However, since a number of the requested revisions are still relevant, they are discussed below in a section by section sequence, with the Commission's conclusions thereon. Also following, is a discussion of the revisions made by the Commission on the basis of its own initiative and not relating to specific questions raised in the comments.

A. Prohibited chemicals. 1. Proposed § 191d.2(c) would have prohibited the use of chlorates in fireworks devices, except for colored smoke mixtures in which an equal or greater amount of sodium bicarbonate is incorporated. Chlorates are primarily used for producing color effects. A meeting was held by the Commission on February 15, 1974, after public notice in the FEDERAL REGISTER, to obtain additional information regarding the potential hazards of chlorates; to identify items which specifically require or normally contain chlorates; and to determine the quantities involved. Representatives of International Research Associates, APA, the Taiwan Fireworks Manufacturers Association, and other interested persons were in attendance. Information presented at the meeting was conflicting with respect to the stability, insofar as ignition is concerned, of pyrotechnic compounds containing chlorates in relation to other common pyrotechnic compounds. On the basis of information presented at the meeting and that gained through the Commission's own investigation into the matter, the Commission has concluded that the use of chlorates in limited items in a proper manner and in limited quantities would not present an unreasonable hazard to users. Accordingly, the pertinent portion of the regulation (now § 1507.2(c)) permits chlorates to be used in caps, party poppers, and in small items (such as ground spinners) wherein the total powder content does not exceed 4 grams of which not greater than 15 percent (600 milligrams) is potassium, sodium, or barium chlorate.

2. Proposed § 191d.2(e) would have prohibited the use of magnesium in fireworks devices. The APA requested that the use of a magnesium/aluminum alloy, referred to as magnalium, be permitted since the combustion of the alloy results in a lower heat output than that resulting from combustion of magnesium. The Commission has concluded that no undue hazard would be created by permitting the use of magnalium and the final order (now § 1507.2(e)) has been changed accordingly.

3. Proposed § 191d.2(g) would prohibit the use of phosphorus (red or white) in fireworks devices. The final order (now § 1507.2(g)) has been changed to permit the use of the substance in caps and party poppers. In view of the requirements currently in effect for caps and the performance oriented requirements for party poppers promulgated below,

the change does not compromise the purpose of these regulations.

B. Fuses. 1. Proposed § 191d.3 would have provided that fireworks devices incorporating fuses must: (i) Utilize "safety fuse;" (ii) utilize fuse which is sufficiently long to burn at least 3 seconds but not more than 6 seconds before ignition of the device; (iii) utilize fuse which is securely attached by adhesive or glue so as to support a certain weight; and (iv) utilize a fuse which is protected against accidental ignition by means of a covering over the end.

The primary purpose of the safety fuse requirement was to prevent side ignition of the fuse. To state this requirement more in terms of performance, however, this requirement (now § 1507.3(a)(1)) has been changed to provide that fireworks devices that require a fuse shall utilize only a fuse that has been treated or coated in such a manner as to reduce the possibility of side ignition. Thus, manufacturers are free to employ any method to accomplish this end. However, in response to a comment, an exemption has been provided from this requirement for devices which are too small to accommodate a fuse which can meet this requirement and which contain less than 6 grams of pyrotechnic composition.

2. Proposed § 191d.3(a)(2), regarding the burn time for fuses, was intended to eliminate the use of fuse which would cause ignition of the device prematurely or which would cause such a delay in ignition that the user would be misled into believing that the fuse had gone out. This requirement (now § 1507.3(a)(2)) has been retained, except that the words "of sufficient length" have been eliminated. Thus manufacturers are free to employ any method of ensuring that the fuse will not cause premature or delayed ignition of the device.

3. The requirement regarding the secure attachment of the fuse to the device, proposed as § 191d.3(b), remains unchanged in the final regulation (now § 1507.3(b)), except that the fuse may be securely attached in any manner, not only by using glue or adhesive.

4. In response to proposed § 191d.3(c), which would have required that the outside end of the fuse be protected against accidental ignition by means of a covering, one comment suggests that a tape covering on a fuse could result in damage to the fuse when the tape is removed. The Commission concludes that the comment has merit since the likelihood of damage to the fuse in removing the tape is significant and the possible hazard from this outweighs the possible hazard presented by untaped devices. Accordingly, this requirement has been eliminated from the final regulation.

C. Bases. Proposed § 191d.4 would have specified materials acceptable for use as bases for fireworks devices. Specifications were also made for the thickness of the bases. The Commission has determined that since design-limiting specifications should be kept to a minimum these requirements have been deleted. The provision regarding the horizontal dimension of the base has been retained

in the final order (now § 1507.4), however, in order to ensure stability of devices operated in a standing upright position.

D. Pyrotechnic leakage. Several sections in proposed Part 191d would have required fireworks devices to be constructed in such a manner as to prevent leakage of the pyrotechnic composition. Since most of the design requirements for the specifically named devices in proposed Part 191d have not been retained in the regulation promulgated herein, the requirement that the pyrotechnic chamber in fireworks devices be sealed in a manner that prevents leakage of the pyrotechnic composition during shipping, handling, and normal operation has been retained as a general performance requirement for all fireworks devices in § 1507.5. This will permit manufacturers to achieve the desired performance in more than one way.

E. Burnout and Blowout. Under the sections of proposed Part 191d concerning specifically named fireworks devices, design and construction requirements are set forth for the stated purpose of preventing burnout or blowout of the device. An example of this is proposed § 191d.18(a) dealing with helicopter-type rockets. This paragraph states as follows: "Tubes shall be made with a strong high quality paper or plastic, such as pressboard, walet, or kraft (wax-dipped), and shall be tightly convolute wound, and thick enough to prevent burnout or blowout." The Commission concludes that whenever possible in these regulations performance requirements should be substituted for design specifications. All such paragraphs have therefore been eliminated, except that § 1507.6 retains the general performance requirement that the pyrotechnic chamber in all fireworks devices must be constructed in a manner to allow functioning in a normal manner without burnout or blowout.

F. Handles and spikes. Provisions of the proposal addressing handles and spikes had application to only a few types of fireworks devices and included design requirements concerning the materials to be used and the method of attachment. The design requirements have been deleted since they impose unwarranted restraints in the manufacturing process. With respect to handles, the generally applicable performance oriented requirements contained in § 1507.7 of the final order are considered adequate in providing for the safety of hand-held fireworks devices in foreseeable handling and use situations. Section 1507.7 of the final order retains minimum dimension requirements for handles and spikes for the purpose of ensuring an adequate level of protection for the user.

G. Wheel devices. Proposed § 191d.11 sets forth requirements for fireworks devices commonly known as "wheels." As in the case of the specific design specifications deleted from other sections, they are also deleted here. However, the performance requirements relating to the secure attachment of the driver to the wheel and the axle to the wheel remain in the final regulations (§ 1507.8).

H. *Toy smoke devices and flitter devices.* The provisions of the final order concerning toy smoke devices and flitter devices (primarily § 1507.9) are generally the same as those contained in § 191d.17 of the proposal except that the final order does not limit the types of materials to be used in the construction of cylindrical tubes nor does it specify a particular construction process for such tubes. The final order retains performance oriented requirements relating to the general construction of toy smoke devices and necessary design requirements with respect to the use of plastics as an exterior material on smoke devices; the use of potassium chlorate (see § 1507.2(c)(1)); and precluding possible confusion of toy smoke devices and flitter devices with banned fireworks such as M-80 salutes, silver salutes, and cherry bombs. In response to a comment submitted by APA, the prohibition against external flame (§ 1507.9(a)) has been clarified to exclude prohibition of the flaming relating to the fuse and first fire upon ignition.

I. *Rockets with sticks.* Proposed sec 191d.10 would have provided detailed design and construction specifications for skyrockets. Because of the Commission's intent to substitute performance requirement for design specifications wherever possible, they have been eliminated. However, since the absolute ban on bottle rockets proposed in § 191.9(a)(3) has been deleted, the Commission concludes that some minimal requirements relating to the stability of their flight should be provided. Therefore, § 1507.10 of the final regulation has been expanded to include bottle rockets as well as other rockets with sticks. The requirements remaining, applicable to all rockets with sticks, is that they shall use a straight and rigid stick to provide a directed and stable flight. It is also required that such sticks shall remain straight and rigid and attached to the driver so as to prevent the stick from being damaged or detached during transportation, handling, and normal operation.

J. *Party poppers.* Proposed § 191d.19 would have prescribed requirements for party poppers relating to construction of the tube, amount of pyrotechnic composition, and flammability of paper or cloth inserts. The design and construction specifications have been eliminated in the final regulations (now § 1507.11) except for the 0.25 grain limit on the amount of pyrotechnic composition. The final regulation also retains the provision permitting party poppers to contain soft paper or cloth inserts provided any such inserts do not ignite during normal operation. Although the provision relating to rupture and bursting of the body tubes has been deleted from the final regulations, the general requirements for burnouts and blowouts (§ 1507.6) are intended to cover this situation.

K. *Effective date.* APA requested that the effective date of these regulations allow imported items to clear customs until December 30, 1973, and be sold through July 4, 1974, to allow orderly disposition of items in inventory or those on order from, or being manufactured

in, foreign countries. Numerous additional inquiries from manufacturers, importers, and distributors have been received concerning this matter, reporting that sizable investments are involved.

Insofar as fireworks devices banned by this promulgation are concerned, the Commission believes that the high level of hazards presented by these devices is sufficient to justify their immediate banning June 17, 1974. Additionally, the Commission believes that the elimination of many of the rigid design specifications as would have been required in the proposed regulations will permit manufacturers a high degree of flexibility in manufacturing devices which can meet the requirements as promulgated below in Part 1507.

Having considered the comments, the Commission concludes that the effective date of these regulations should be June 17, 1974.

Therefore, having reviewed the comments received in response to the proposal and other available information, the Commission concludes that the hazards presented by firecrackers and other fireworks devices that do not comply with the requirements contained in Part 1507 are such that the objective of the protection of the public health and safety can be adequately served only by keeping the devices out of the channels of interstate commerce.

The Commission's Staff Analysis of Fireworks Injuries, as well as other information relating to fireworks injuries is available for public inspection at the Office of the Secretary, CPSC, 10th Floor, 1750 K Street, NW., Washington, D.C., during working hours, Monday through Friday.

Therefore, pursuant to provisions of the Federal Hazardous Substances Act (secs. 2(q)(1)(B), (2), 3(b), 74 Stat. 374-375 as amended 80 Stat. 1304-1305; (15 U.S.C. 1261, 1262)), the Federal Food, Drug, and Cosmetic Act (sec. 701(e), 52 Stat. 1055, as amended; (21 U.S.C. 371(e))), and under authority vested in the Commission by the Consumer Product Safety Act (sec. 30(a), 86 Stat. 1231; (15 U.S.C. 2079(a))), Subchapter C of Title 16, Chapter II, is amended as follows:

1. Section 1500.14 is amended by adding a new paragraph (b)(7) as follows (although unchanged, the introductory text of § 1500.14(b) is included below for context):

§ 1500.14 Products requiring special labeling under section 3(h) of the act.

(b) The Commission finds that the following substances present special hazards and that, for these substances, the labeling required by section 2(p)(1) of the act is not adequate for the protection of the public health. Under section 3(b) of the act, the following specific label statements are deemed necessary to supplement the labeling required by section 2(p)(1) of the act:

(7) *Fireworks devices.* Because of the special hazards presented by fireworks

devices if not used in a certain manner, the following listed fireworks devices shall be labeled as indicated:

(i) *Fountains.*

WARNING (or CAUTION)

FLAMMABLE (or EMITS SHOWERS OF SPARKS, if more descriptive).

Use only under close adult supervision.

For outdoor use only.

Place on level surface.

Light fuse and get away.

(ii) *California candles.*

WARNING (or CAUTION) EMITS SHOWERS OF SPARKS

Use only under close adult supervision.

For outdoor use only.

Hold in hand at bottom of tube.

Point away from body so that neither end points toward body.

(iii) *Spike and handle cylindrical fountains.*

(A) *Spike fountains.*

WARNING (or CAUTION) EMITS SHOWERS OF SPARKS

Use only under close adult supervision.

For outdoor use only.

Stick firmly in ground in an upright position.

Do not hold in hand.

Light fuse and get away.

(B) *Handle fountains.*

WARNING (or CAUTION)
EMITS SHOWERS OF SPARKS

Use only under close adult supervision.

For outdoor use only.

Hold in hand—point away from body.

Light fuse.

(iv) *Roman candles.*

WARNING (or CAUTION)
SHOOT FLAMING BALLS

Use only under close adult supervision.

For outdoor use only.

Stick butt end in ground.

Do not hold in hand.

Light fuse and get away.

(v) *Rockets with sticks.*

WARNING (or CAUTION)
FLAMMABLE

Use only under close adult supervision.

For outdoor use only.

Place in wooden trough or iron pipe at 75° angle, pointing away from people or flammable material.

Do not hold in hand.

Light fuse and get away.

(vi) *Wheels*

WARNING (or CAUTION)

FLAMMABLE (or EMITS SHOWERS OF SPARKS, if more descriptive)

Use only under close adult supervision.

For outdoor use only.

Attach securely by means of a nail through the hole (or place on hard flat surface, for ground spinners).

Light fuse and get away.

(vii) *Illuminating torches.*

WARNING (or CAUTION)

FLAMMABLE (or EMITS SHOWERS OF SPARKS, if more descriptive)

Use only under close adult supervision.

For outdoor use only.

Hold in hand—point away from body, clothing, or other flammable material (or place upright on level ground. Do not hold in hand, if more descriptive).

Light fuse (or light fuse and get away, if more descriptive).

(viii) *Sparklers.*

On the front and back panels:

WARNING (or CAUTION)

FLAMMABLE

On the side, front, back, top, or bottom panel.

CAUTION

Use only under close adult supervision.
For outdoor use only.
Do not touch glowing wire (or do not touch hot plastic, wood, etc., if more descriptive).
Hold in hand with arm extended away from body.
Keep burning end or sparks away from wearing apparel or other flammable material.

(ix) *Mines and shells.*

WARNING (or CAUTION)

EMITS SHOWERS OF SPARKS (or shoots flaming balls, if more descriptive)

Use only under close adult supervision.
For outdoor use only.
Place on hard smooth surface (or place upright on level ground, if more descriptive).
Do not hold in hand.
Light fuse and get away.

(x) *Whistles without report.*

WARNING (or CAUTION)

FLAMMABLE

SHOOTS WHISTLE IN AIR (if applicable)

Use only under close adult supervision.
For outdoor use only.
Do not hold in hand.
Light fuse and get away.

(xi) *Toy smoke devices and fitter devices.*

WARNING (or CAUTION)

FLAMMABLE (or EMITS SHOWERS OF SPARKS, if more descriptive)

Use only under close adult supervision.
For outdoor use only.
Do not hold in hand.
Light fuse and get away.

(xii) *Helicopter-type rockets.*

WARNING (or CAUTION)

FLAMMABLE (or EMITS SHOWERS OF SPARKS, if more descriptive)

Use only under close adult supervision.
For outdoor use only.
Place on hard, open surface.
Light fuse and get away.

(xiii) *Party poppers.*

WARNING (or CAUTION)

FLAMMABLE

Use only under close adult supervision.
Do not point either end toward face or other person.
Hold in hand—jerk string.

(xiv) *Missile-type rockets.*

WARNING (or CAUTION)

FLAMMABLE (or EMITS SHOWERS OF SPARKS, if more descriptive)

Use only under close adult supervision.
For outdoor use only.
Place on hard, open surface.
Light fuse and get away.

(xv) *Labeling—General.* Any fireworks device not required to have a specific label as indicated above shall carry a warning label indicating to the user where and how the item is to be used and necessary safety precautions to be observed. All labels required under this section shall comply with the requirements of § 1500.121 of these regulations.

2. Section 1500.17 is amended by adding paragraphs (a)(8) and (9) as follows (although unchanged, the introductory text of § 1500.17(a) is included below for context):

§ 1500.17 Banned hazardous substances.

(a) Under the authority of section 2(q)(1)(B) of the act, the Commission declares as banned hazardous substances the following articles because they possess such a degree or nature of hazard that adequate cautionary labeling cannot be written and the public health and safety can be served only by keeping such articles out of interstate commerce:

(8) Firecrackers (not including firecrackers included as components of a rocket), aerial bombs, and devices that may be confused with candy or other foods, such as "dragon eggs," "cracker balls" (also known as "ball-type caps"), and including kits and components intended to produce such fireworks except such devices which meet all of the following conditions:

(i) The fireworks devices are distributed to farmers, ranchers, or growers through a wildlife management program administered by the U.S. Department of Interior (or by equivalent State or local governmental agencies); and

(ii) Such distribution is in response to a written application describing the wildlife management problem that requires use of such devices, is of a quantity no greater than required to control the problem described, and is where other means of control is unavailable or inadequate.

(9) All fireworks devices, including kits and components intended to produce such fireworks, not otherwise banned under the act, that do not comply with the applicable requirements of Part 1507 of this chapter, except fireworks devices which meet all the following conditions:

(i) The fireworks devices are distributed to farmers, ranchers, or growers through a wildlife management program administered by the U.S. Department of the Interior (or by equivalent State or local governmental agencies); and

(ii) Such distribution is in response to a written application describing the wildlife management problem that requires use of such devices, is of a quantity no greater than required to control the problem described, and is where other means of control is unavailable or inadequate.

§ 1500.85 [Amended]

3. Section 1500.85, *Exemption from classification as banned hazardous substances*, is amended by revoking paragraph (a)(2).

stances, is amended by revoking paragraph (a)(2).

4. Part 1507 is added as follows:

Sec.	Scope.
1507.1	Prohibited chemicals.
1507.2	Fuses.
1507.3	Bases.
1507.4	Pyrotechnic leakage.
1507.5	Burnout and blowout.
1507.6	Handles and spikes.
1507.7	Wheel devices.
1507.8	Toy smoke devices and fitter devices.
1507.9	Rockets with sticks.
1507.10	Party Poppers.

AUTHORITY: (Sec. 2(q)(1)(B), (2), 74 Stat. 374 as amended 80 Stat. 1304-1305; (15 U.S.C. 1261); sec. 701(e), 52 Stat. 1055 as amended; (21 U.S.C. 371(e)); sec. 30(a), 86 Stat. 1231; (15 U.S.C. 2079(a))).

§ 1507.1 Scope.

This part 1507 prescribes requirements for those fireworks devices not otherwise banned under the act. Any fireworks device which fails to conform to applicable requirements is a banned hazardous substance and is prohibited from the channels of interstate commerce. Any fireworks device not otherwise banned under the act shall not be a banned hazardous substance by virtue of the fact that there are no applicable requirements prescribed herein.

§ 1507.2 Prohibited chemicals.

Fireworks devices shall not contain any of the following chemicals:

(a) Arsenic sulfide, arsenates, or arsenites.

(b) Boron.

(c) Chlorates, except:

(1) In colored smoke mixtures in which an equal or greater amount of sodium bicarbonate is included.

(2) In caps and party poppers.

(3) In those small items (such as ground spinners) wherein the total powder content does not exceed 4 grams of which not greater than 15 percent (or 600 milligrams) is potassium, sodium, or barium chlorate.

(d) Gallates or gallic acid.

(e) Magnesium (magnesium/aluminum alloys, called magnalium, are permitted).

(f) Mercury salts.

(g) Phosphorus (red or white). Except that red phosphorus is permissible in caps and party poppers.

(h) Picrates or picric acid.

(i) Thiocyanates.

(j) Titanium, except in particle size greater than 100-mesh.

(k) Zirconium.

§ 1507.3 Fuses.

(a) Fireworks devices that require a fuse shall:

(1) Utilize only a fuse that has been treated or coated in such manner as to reduce the possibility of side ignition. Devices such as ground spinners that require a restricted orifice for proper thrust and contain less than 6 grams of pyrotechnic composition are exempted from § 1507.3(a)(1).

(2) Utilize only a fuse which will burn at least 3 seconds but not more than 6 seconds before ignition of the device.

(b) The fuse shall be securely attached so that it will support either the weight of the fireworks device plus 8 ounces of dead weight or double the weight of the device, whichever is less, without separation from the fireworks device.

§ 1507.4 Bases.

The base or bottom of fireworks devices that are operated in a standing upright position shall have the minimum horizontal dimension or the diameter of the base equal to at least one-third of the height of the device.

§ 1507.5 Pyrotechnic leakage.

The pyrotechnic chamber in fireworks devices shall be sealed in a manner that prevents leakage of the pyrotechnic composition during shipping, handling, and normal operation.

§ 1507.6 Burnout and blowout.

The pyrotechnic chamber in fireworks devices shall be constructed in a manner to allow functioning in a normal manner without burnout or blowout.

§ 1507.7 Handles and spikes.

(a) Fireworks devices which are intended to be hand-held and are so labeled shall incorporate a handle at least 4 inches in length (see § 1500.14(b)(7)). Handles shall remain firmly attached during transportation, handling and full operation of the device, or shall consist of an integral section of the device at least four inches below the pyrotechnic chamber.

(b) Spikes provided with fireworks devices shall protrude at least 2 inches from the base of the device and shall have a blunt tip not less than 1/8-inch in diameter or 1/8-inch square.

§ 1507.8 Wheel devices.

Drivers in fireworks devices commonly known as "wheels" shall be securely attached to the device so that they will not come loose in transportation, handling, and normal operation. Wheel devices intended to operate in a fixed location shall be designed in such a manner that the axle remains attached to the device during normal operation.

§ 1507.9 Toy smoke devices and flitter devices.

(a) Toy smoke devices shall be so constructed that they will neither burst nor produce external flame (excluding the fuse and firstfire upon ignition) during normal operation.

(b) Toy smoke devices and flitter devices shall not be of such color and/or configuration so as to be confused with banned fireworks such as M-80 salutes, silver salutes, or cherry bombs.

(c) Toy smoke devices shall not incorporate plastic as an exterior material if the pyrotechnic composition comes in direct contact with the plastic.

§ 1507.10 Rockets with sticks.

Rockets with sticks (including sky-rockets and bottle rockets) shall utilize

a straight and rigid stick to provide a directed and stable flight. Such sticks shall remain straight and rigid and attached to the driver so as to prevent the stick from being damaged or detached during transportation, handling, and normal operation.

§ 1507.11 Party poppers.

Party poppers (also known by other names such as "Champagne Party Poppers," and "Party Surprise Poppers,") shall not contain more than 0.25 grains of pyrotechnic composition. Such devices may contain soft paper or cloth inserts provided any such inserts do not ignite during normal operation.

Any person who will be adversely affected by the foregoing order may at any time on or before June 17, 1974, file with the Secretary, Consumer Product Safety Commission, tenth floor, 1750 K Street, NW., Washington, D.C. 20207, written objections thereto, preferably in five copies. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issue for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. Received objections may be seen in the above office during working hours, Monday through Friday.

Effective date: This order shall become effective on June 17, 1974, except as to any provision that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be given by publication in the FEDERAL REGISTER.

(Secs. 2(q)(1)(B), (2), (3)(b), 74 Stat. 374-375 as amended, 80 Stat. 1304-1305; (15 U.S.C. 1261, 1262); sec. 701(e), 52 Stat. 1055 as amended (21 U.S.C. 371(e)); sec. 30(a), 86 Stat. 1231; 15 U.S.C. 2079(a))

Dated: May 13, 1974.

SADYE E. DUNN,
Secretary, Consumer Product
Safety Commission.

[FR Doc.74-11266 Filed 5-15-74; 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], DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-74-235]

SUBCHAPTER B—MORTGAGE AND LOAN INSURANCE PROGRAMS UNDER NATIONAL HOUSING ACT

PART 201—PROPERTY IMPROVEMENT AND MOBILE HOME LOANS EXTENSION OF EFFECTIVE DATE

Factory Inspection of Mobile Homes

On September 4, 1973 a notice of proposed rulemaking was published in the

FEDERAL REGISTER (38 FR 23803) by the Department of Housing and Urban Development proposing a new system for third party factory inspection of mobile homes financed with loans insured under this part.

Interested persons were given 30 days in which to submit written comments or suggestions. Comments and suggestions were received from trade associations, state agencies, mobile home manufacturers, testing laboratories, and other interested parties.

Comments germane to the proposal were favorable. Some respondents suggested clarification and improvements in the text. A final rule was published on Friday, March 29, 1974 (39 FR 1152) and an effective date of April 29, 1974 was specified. It has been determined that administrative requirements necessitate a delay of six months in implementing the regulations. Therefore, the effective date of the regulations is amended as follows:

1. The April 29, 1974 effective date of the regulations is changed to read as follows:

"Effective date. This amendment is effective October 29, 1974."

(Sec. 7(d), 79 Stat. 670, (42 U.S.C. 3535(d)); sec. 2, 48 Stat. 1246, (12 U.S.C. 1703))

Dated at Washington, D.C., May 10, 1974.

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

[FR Doc.74-11267 Filed 5-15-74; 8:45 am]

Title 38—Pensions, Bonuses and Veterans' Relief

CHAPTER I—VETERANS ADMINISTRATION

PART 36—LOAN GUARANTY

Interest Rate Change

The Veterans Administration is amending §§ 36.4212(a)(2) and (3), 36.4311(a) and 36.4503(a), Title 38 of the Code of Federal Regulations to increase the maximum allowable interest rates on new loans.

Sections 36.4311(a) and 36.4503(a), Title 38 of the Code of Federal Regulations are being amended to increase the maximum interest rate on new guaranteed, insured and direct loans from 8½ to 8¾ percent. Section 36.4212(a)(2) and (3), Title 38 of the Code of Federal Regulations relating to that portion of a mobile home loan which finances the purchase of a lot and the cost of necessary site preparation is amended to increase the maximum interest rate from 8½ to 8¾ percent, except for that portion of § 36.4212(a)(3) which relates to loans that do not exceed \$2,500 made for site preparation to a lot owned by the veteran where no change is made. Thus, the interest rate on such loans will be consistent with that in effect on other guaranteed and insured loans for real estate purposes.

Compliance with the provisions of § 1.12 of this chapter is waived in this

instance. The availability of mortgage funds from the private sector is dependent upon the interest rate being competitive with other available investments. Compliance with § 1.12 would create an acute shortage of mortgage funds pending the effective date of the amendments, which would necessarily be more than 30 days after it was published in proposed form.

1. In § 36.4212, paragraphs (a) (2) and (3) are amended to read as follows:

§ 36.4212 Interest rates and late charges.

(a) The interest rate charged the borrower on a loan guaranteed pursuant to 38 U.S.C. 1819 may not exceed the following maxima:

(2) 8¾ percent simple interest per annum for that portion of the loan which finances the purchase of a lot and the cost of necessary site preparation, if any.

(3) 8¾ percent simple interest per annum on that portion of a loan which will finance the cost of the site preparation necessary to make a lot owned by the veteran acceptable as the site for the mobile home purchased with the proceeds of the loan except that a rate of not to exceed 12 percent may be charged if the portion of the loan to pay for the cost of such necessary site preparation does not exceed \$2,500.

2. In § 36.4311, paragraph (a) is amended to read as follows:

§ 36.4311 Interest rates.

(a) Excepting non-real-estate loans insured under 38 U.S.C. 1815, effective May 13, 1974, the interest rate on any loan guaranteed or insured wholly or in part on or after such date may not exceed 8¾ per centum per annum on the unpaid principal balance.

3. In § 36.4503, paragraph (a) is amended to read as follows:

§ 36.4503 Amount and amortization.

(a) The original principal amount of any loan made on or after May 7, 1968, shall not exceed an amount which bears the same ratio to \$25,000 as the amount of the guaranty to which the veteran is entitled under 38 U.S.C. 1810 at the time the loan is made bears to \$12,500. This limitation shall not preclude the making of advances, otherwise proper, subsequent to the making of the loan pursuant to the provisions of § 36.4511. Loans made by the Veterans Administration shall bear interest at the rate of 8¾ percent per annum.

These VA Regulations are effective May 13, 1974.

Approved: May 10, 1974.

By direction of the Administrator.

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

[FR Doc. 74-11268 Filed 5-15-74; 8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Approval of Plan Revision for State of Massachusetts

On May 31, 1972 (37 FR 10842), pursuant to section 110 of the Clean Air Act, the Administrator approved a plan implementing National Ambient Air Quality Standards for the State of Massachusetts. This publication contains the Administrator's approval of a revision to that plan.

On October 15, 1973 in a letter to the Governors of fourteen States, the Administrator advised that the responsible State agencies proceed quickly to devise and initiate plans to prevent, to the greatest degree possible, any detrimental air pollution effects that might result from a probable low sulfur fuel shortage during the coming winter months. The Administrator emphasized the need for States to undertake feasible energy conservation measures either prior to or concurrent with any variance requests in order to minimize the need for variances. Among the other measures recommended was the formulation, according to the anticipated degree of shortage, of a comprehensive variance plan for sulfur content in fuel regulations. Priorities for granting variances would be established which would encourage the distribution (or allocation) of available low sulfur fuel to areas where it would be most needed for the protection of public health. The Administrator described the procedures governing Governors' submissions of such variances to the Environmental Protection Agency for approval as implementation plan revisions. Criteria for approval would be as follows:

1. Compliance with expedited EPA procedural requirements.

2. A demonstration (a) that fuel with a sulfur content low enough to enable compliance with the applicable regulation is in fact unavailable to the source; (b) that the variance requires the use of the lowest sulfur content fuel that is available; and (c) that the time period involved reflects the reasonably predicted period of shortage.

3. A demonstration that low sulfur fuel that might have been available to the source involved (a) no longer is available, or (b) has been allocated or distributed to other sources deserving higher priority either because of air quality considerations, or because of a federally imposed allocation plan.

On November 5, 1973, the Massachusetts Bureau of Air Quality Control submitted as part of a comprehensive variance plan for the Administrator's approval a revision, Regulation 5.1.2(d) to the State Implementation Plan for the Commonwealth of Massachusetts that would allow the use of 2.2 percent sulfur residual fuel oil by sources rated at or above 250×10⁶ BTU/hr until May 15, 1974, if certain conditions were met.

This revision was approved on January 30, 1974 in the FEDERAL REGISTER (39 FR 3822) as a procedure for granting variances.

Between November 25, 1973 and February 2, 1974, a number of variances have been submitted which the Administrator has determined are in accordance with the criteria stated above, and are therefore in accordance with the procedural and substantive requirements of 40 CFR Part 51. Thirteen of these sources have demonstrated that conforming fuel is not available to them to meet their full requirements. It has also been demonstrated by Northeast Petroleum Corporation, the supplier of the full requirements of five of these sources and a portion of the requirements of four additional sources, that low sulfur fuel was not available to these sources. Information submitted by the State, corroborated by the Agency's own information, indicates that fuel allocation and redistribution measures cannot obviate the need for the revisions requested, either in the degree or in the time allowed. Accordingly, these revisions to the Massachusetts Implementation Plan are hereby approved.

The State's submittal is available for public inspection during normal business hours at the following addresses: Department of Public Health, Bureau of Air Quality Control, 600 Washington Street, Room 320, Boston, Massachusetts 02111, and EPA Region I Office of Public Affairs, Room 2203, John F. Kennedy Federal Building, Boston, Massachusetts 02203. In addition, EPA's evaluation of the State's submittal is available during normal business hours at the EPA address listed above.

The Agency finds that good cause exists for not publishing the actions as a notice of proposed rulemaking and for making it effective immediately upon publication for the following reasons:

1. The emergency nature of the current fuel shortage requires that the affected source know immediately the fuel restrictions which are applicable to it so that it may make arrangements to obtain the appropriate fuel.

2. The implementation plan revision was adopted in accordance with procedural requirements of State and Federal laws, which provided for an adequate public hearing and comment, and further participation would be impracticable.

(42 U.S.C. 1857c-5)

Dated: May 8, 1974.

JOHN QUARLES,
Acting Administrator,
Environmental Protection Agency.

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

SUBPART W—MASSACHUSETTS

1. Section 52.1125 is amended by adding new lines to the table in paragraph (b) as follows:

§ 52.1125 Compliance Schedules.

(b) * * *

Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Boston Edison Co.	Weymouth, Boston	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	May 15, 1974
Brandels University	Waltham	5.1.2(d)	Nov. 30, 1973	Nov. 30, 1973	Do.
Cambridge Electric	Cambridge	5.1.2(d)	Nov. 21, 1973	Nov. 21, 1973	Do.
Montaup Electric Co.	Somerset	5.1.2(d)	Nov. 29, 1973	Nov. 29, 1973	Do.
Massachusetts Bay Transportation Authority	Boston	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	Do.
Massachusetts Institute of Technology	Cambridge	5.1.2(d)	Nov. 21, 1973	Nov. 21, 1973	Do.
Revere Sugar Refinery	Charlestown	5.1.2(d)	do.	do.	Do.
Weyerhaeuser Co.	Fitchburg	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	Do.
Wymann Gordon	Worcester	5.1.2(d)	Dec. 12, 1973	Dec. 12, 1973	Do.
Holyoke Water Power Co.	Holyoke	5.1.2(d)	Nov. 27, 1973	Nov. 27, 1973	Do.
New Bedford Gas & Edison Light Co.	New Bedford	5.1.2(d)	Nov. 15, 1973	Nov. 15, 1973	Do.
Canal Electric Co.	Sandwich	5.1.2(d)	Jan. 24, 1974	Jan. 24, 1974	Do.
American Optical Corp.	Southbridge	5.1.2(d)	Nov. 29, 1973	Nov. 29, 1973	Do.
Fitchburg Gas & Electric	Fitchburg	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	Do.
A. C. Lawrence Leather Co.	Peabody	5.1.2(d)	Dec. 19, 1973	Dec. 19, 1973	Do.
Eastman Gelatine Corp.	Peabody	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	Do.
Fitchburg Paper Co.	Fitchburg	5.1.2(d)	Nov. 29, 1973	Nov. 29, 1973	Do.
U.S.M. Corp. (for that portion supplied by Northeast Petroleum)	Beverly	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	Do.
Monsanto Worcester St. (for that portion supplied by Northeast Petroleum)	Indian Orchard	5.1.2(d)	Nov. 21, 1973	Nov. 21, 1973	Do.
Uniroyal Tire Co. (for that portion supplied by Northeast Petroleum)	Chicopee	5.1.2(d)	do.	do.	Do.
General Electric (for that portion supplied by Northeast Petroleum)	Lynn	5.1.2(d)	Nov. 20, 1973	Nov. 20, 1973	Do.
General Electric	Pittsfield	5.1.2(d)	Nov. 21, 1973	Nov. 21, 1973	Do.

[FR Doc.74-11132 Filed 5-15-74;8:45 am]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Approval of Plan Revision for State of Massachusetts

On May 31, 1972 (37 FR 10842), Pursuant to Section 110 of the Clean Air Act, the Administrator approved a plan implementing National Ambient Air Quality Standards for the State of Massachusetts. This publication contains the Administrator's approval of a revision to that plan.

On October 15, 1973, in a letter to the Governors of fourteen States, the Administrator advised that the responsible State agencies proceed quickly to devise and initiate plans to prevent, to the greatest degree possible, any detrimental air pollution effects that might result from a probable low sulfur fuel shortage during the coming winter months. The Administrator emphasized the need for States to undertake feasible energy conservation measures either prior to or concurrent with any variance requests in order to minimize the need for variances. Among the other measures recommended was the formulation, according to the anticipated degree of shortage, of a comprehensive variance plan for sulfur content in fuel regulations. Priorities for granting variances would be established which would encourage the distribution (or allocation) of available low sulfur fuel to areas where it would be most needed for the protection of public health. The Administrator described the procedures governing Governors' submissions of such variances to the Environmental Protection Agency for approval as implementation plan revisions. Criteria for approval would be as follows:

1. Compliance with EPA procedural requirements.
2. A demonstration (a) that fuel with a sulfur content low enough to enable

compliance with the applicable regulation is in fact unavailable to the source, (b) that the variance requires the use of the lowest sulfur content fuel that is available, and (c) that the time period involved reflects the reasonably predicted period of shortage.

3. A demonstration that low sulfur fuel that might have been available to the source involved (a) no longer is available, or (b) has been allocated or distributed to other sources deserving higher priority either because of air quality considerations, or because of a federally imposed allocation plan.

On November 21, 1973, the Massachusetts Bureau of Air Quality Control, after notice and public hearing, submitted for the Administrator's approval a revision to Regulation 5.1.2 of the State Implementation Plan for the Metropolitan Boston and Southeastern Massachusetts Air Pollution Control Districts that would allow the use of up to 2.6 percent sulfur residual oil by the New England Power Company plants in Salem and Somerset from January 1, 1974 until October 1, 1974. This approval was contingent upon the plants being able to store a three day supply of conforming fuel and being able to switch to it within six hours of being notified to do so by the Department.

After a careful evaluation of the State's submittal, the Administrator has determined that the submittal is in accordance with the criteria stated above, and is therefore in accordance with the procedural and substantive requirements of 40 CFR Part 51. Information submitted by the State, corroborated by the Agency's own information, indicates that fuel allocation and redistribution measures cannot obviate the need for the revision requested, either in the degree or in the time allowed. Although the National Primary Ambient Air Quality Standards may be exceeded at Brayton Point, it appears that denial of this vari-

ance request would jeopardize the continuance of an essential public service. The Administrator is not at this time specifically approving or disapproving the requirement that sources store conforming fuel and switch to it as directed by the State agency. This has not been submitted as a means of attainment or maintenance of a national standard but as a means of the best utilization of available low sulfur fuel supplies during the present fuel shortage. Accordingly, the revision to allow New England Power Company to burn up to 2.6 percent sulfur residual oil at Salem Harbor and in Units 1, 2, and 3 of its Brayton Point Station is hereby approved with the above exception and subject to the following conditions in addition to those imposed by the Commonwealth.

1. That the variance be limited to the period January 1, 1974 to May 15, 1974. An extension to October 1, 1974 will be considered if an adequate demonstration of need is presented;

2. That the Company establish an ambient air quality monitoring system at its Brayton Point facility, approved by both the Massachusetts Department of Public Health and the Environmental Protection Agency. The location of the monitors, the method of measurement and frequency of sampling, and timetable for installation must be approved prior to installation. The data obtained from this system shall be supplied to the State of Massachusetts either continuously by interfacing with the State Ambient Air Quality System or in a form and on a schedule which is approved by both EPA and the State. The Company expressed its willingness to establish such a system as part of their application for the variance. This would be similar to the system already operating at the Salem Harbor facility;

3. That the State make all reasonable efforts to ensure that any sulfur fuel oil freed up by such action be redistributed to sources based on the priorities established by the State Contingency Plan;

4. That the Company report to the State on the first day of each month on the quantity, source of supply and sulfur content of all fuel purchased or delivered during the preceding month;

5. That the Company make every reasonable effort to acquire fuels with the lowest sulfur content available in accordance with the Massachusetts Contingency Plan.

The Agency finds that good cause exists for not publishing the actions as a notice of proposed rulemaking and for making it effective immediately upon publication for the following reasons.

1. The emergency nature of the current fuel shortage requires that the affected source know immediately the fuel restrictions which are applicable to it so that it may make arrangements to obtain the appropriate fuel.

2. The implementation plan revision was adopted in accordance with procedural requirements of State and Federal laws, which provided for an adequate

public hearing and comment, and further participation would be impracticable.

(42 U.S.C. 1857c-5)

Dated: May 9, 1974.

JOHN QUARLES,
Acting Administrator,
Environmental Protection Agency.

Part 52 of Chapter I, Title 40 of the

Code of Federal Regulations is amended as follows:

Subpart W—Massachusetts

1. Section 52.1125 is amended by adding new lines to the table in paragraph (b) as follows:

§ 52.1125 Compliance Schedules.

(b) * * *

Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
New England Power Co.	Brayton Point Station, Somerset.	5.1.2.....	Nov. 13, 1973	Jan. 1, 1974	May 15, 1974
	Salem Harbor Station, Salem	5.1.2.....	do.....	do.....	Do.

[FR Doc.74-11276 Filed 5-15-74;8:45 am]

SUBCHAPTER E—PESTICIDE PROGRAMS

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

Phosalone

A petition (PP 3F1337) was filed by Rhodia Inc., Chipman Division, 120 Jersey Avenue, New Brunswick, NJ 08903, in accordance with provisions of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a), proposing establishment of tolerances for residues of the insecticide phosalone (S-(6-chloro-3-(mercaptomethyl) - 2-benzoxazolinone) O,O-diethyl phosphorodithioate) in or on the raw agricultural commodity potatoes at 0.1 part per million (negligible residue).

Subsequently, the petitioner amended the petition by proposing a tolerance for residues of phosalone in the meat, fat, and meat byproducts of goats, hogs, horses, and sheep at 0.25 part per million.

Based on consideration given the data submitted in the petition and other relevant material, it is concluded that:

1. The insecticide is useful for the purpose for which the tolerances are being established.

2. There is no reasonable expectation of residues in eggs, milk, or poultry, and § 180.6(a) (3) applies.

3. The proposed tolerance of 0.25 part per million is adequate to cover residues in meat, fat, and meat byproducts of goats, hogs, horses, and sheep; and the established tolerance of 0.25 part per million for residues in meat, fat and meat byproducts of cattle is adequate to cover residues resulting from the proposed and established uses.

4. The tolerances established by this order will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d) (2), 68 Stat. 512 (21 U.S.C. 346a(d) (2)), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (36 FR 9038), § 180.263 is amended by revising the paragraphs "0.25

part per million * * *" and "0.1 part per million * * *", as follows:

§ 180.263 Phosalone; tolerances for residues.

0.25 part per million in the meat, fat, and meat byproducts of cattle, goats, hogs, horses, and sheep.

0.1 part per million (negligible residue) in or on almonds and potatoes.

Any person who will be adversely affected by the foregoing order may at any time on or before June 17, 1974, file with the Hearing Clerk, Environmental Protection Agency, Room 1019E, 4th & M Streets, SW., Waterside Mall, Washington, D.C. 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on May 16, 1974.

(Sec. 408(d) (2), 68 Stat. 512 (21 U.S.C. 346a (d) (2)))

Dated: May 10, 1974.

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

[FR Doc.74-11271 Filed 5-15-74;8:45 am]

Title 47—Telecommunication
CHAPTER I—FEDERAL
COMMUNICATIONS COMMISSION

[Docket No. 19622]

PART 73—RADIO BROADCAST SERVICES

Prime Time Access Rule; Correction

In the matter of consideration of the operation of, and possible changes in the prime time access rule (§ 73.658(k) of the Commission's rules).

1. On May 2, 1974, the Commission released its Memorandum Opinion and Order in Docket No. 19622 (FCC 74-458) (39 FR 16353) denying three petitions for reconsideration of its Report and Order in that proceeding released February 6, 1974 (FCC 74-80). In the Memorandum Opinion and Order, certain material which should have been included in it was inadvertently omitted. This consists of additional material at the end of paragraph 22 of that document (page 13 of the document as released), summarizing the arguments of NBC and CBS in opposition to one of the petitions for reconsideration. The omitted language, which is to be added to the third sentence of paragraph 22 of the Memorandum Opinion and Order, is as follows:

news-documentary or children's programming from 7 to 8 p.m. E.T. on most Saturdays. The CBS opposition asserts that the Frank petition advances nothing new which could provide basis for change, and that the decision, while it could be more explicit, represents a reasonable balancing of competing interests. CBS claims that the changes merely require access-period programs to compete for time to a greater extent, by not fencing out competition to the same degree as before, and that Frank's asserted "first principles" are not the only principles which the Commission should consider.

Released: May 6, 1974.

FEDERAL COMMUNICATIONS
COMMISSION.

[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.74-11304 Filed 5-15-74;8:45 am]

PART 73—RADIO BROADCAST SERVICES

Standard Operating Procedures

MAY 13, 1974.

To avoid possible confusion with respect to § 73.911 of the FCC rules [the current version effective March 15, 1974 (39 FR 3902) was published prior to the version which was in effect between January 1, 1974 and March 15, 1974 (39 FR 14710)] the text of that rule as it is presently in effect is recapped as follows:

§ 73.911 Standard Operating Procedures (SOP's).

The SOP's contain detailed operational instructions which are used for activating, terminating and testing the National-Level EBS. They are issued by the FCC to specified control points of the national Radio and Television Broadcast Networks (ABC, CBS, MBS, NBC, NPR, UPI-Audio, ABC-TV, CBS-TV, NBC-TV and PBS), the American Telephone and Telegraph Company (AT&T), the Associated Press (AP) and the United Press International (UPI).

(a) SOP-1, EBS Activation and Termination Procedures. This SOP contains the detailed operational and authentication procedures for activation, operation, and termination of the EBS in response to an actual National emergency situation.

(b) SOP-2, EBS Test Transmissions. This SOP contains the detailed opera-

tional and authentication procedures for testing the EBS.

(c) *SOP-3, EBS Backup Procedures.* This SOP contains the detailed operational and authentication procedures to be used in event the procedures in SOP-1 cannot function.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.74-11302 Filed 5-15-74; 8:45 am]

Title 49—Transportation

CHAPTER X—INTERSTATE COMMERCE COMMISSION

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Ex Parte No. 55 (Sub-No. 8)]

PART 1065—GATEWAYS AND TACKLING— IRREGULAR ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Motor Common Carriers of Property, Routes and Service

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 10th day of May, 1974.

In the matter of petition for the elimination of gateways by rulemaking.

It appearing, that by report (119 M.C.C. 530) and order entered February 15, 1974, in the above-entitled proceeding, the Commission adopted certain regulations providing for the future elimination of all circuitous gateway operations (with certain exceptions) in the public interest, and establishing certain procedures by which motor common carriers operating through gateways might obtain permission to avoid their currently authorized gateways; that the procedures so established provide for the submission of letter-notices [49 CFR 1065.1(d)(1)] on or before May 15, 1974, where the 80-percent requirements of 49 CFR 1065.1(a) are met, and the filing of OP-OR-9 gateway elimination applications [49 CFR 1065.1(d)(2)] where such requirements are not satisfied or where the letter-notices submitted under 49 CFR 1065.1(d)(1) become too complex for prompt and effective resolution, on or before June 4, 1974; and that certain petitions for reconsideration and reopening of the proceeding were denied by order entered April 4, 1974;

It further appearing, that by order entered May 3, 1974, in the above-entitled proceeding, the Commission denied the petitions of (1) Heavy-Specialized Carriers Conference of the American Trucking Associations, Inc., (2) Common Carrier Conference-Irregular Route, and (3) Motor Carrier Lawyers Association, each seeking modification of the regulations so as to postpone the filing dates prescribed therein;

It further appearing, that by petitions of (1) Machinery Haulers Association, filed May 3, 1974, (2) Miller Transporters, Inc., filed May 6, 1974, (3) Associated Motor Carriers Tariff Bureau, Inc., Highway Tariff Bureau, filed May 6,

1974, (4) Oil Field Haulers Conference of American Trucking Associations, Inc., filed May 6, 1974, (5) Groendyke Transport, Inc., filed May 7, 1974, (6) Beaver Transport Company, et al., filed May 7, 1974, and (7) North American Van Lines, Inc., filed May 9, 1974, similar modification of the regulations (49 CFR 1065) adopted in the above-entitled proceeding is requested;

It further appearing, that the purpose underlying the fixing of May 15, 1974, as the date on or before which letter-notices might be submitted under the considered regulations was to encourage, in the interests of economy and fuel conservation, the prompt submission of such letter-notices in order to result in the earliest and greatest possible savings in the consumption and use of the Nation's critical energy reserves; that numerous such submissions have already been received by the Commission (and many more will undoubtedly be submitted on or before May 15, 1974), but that a number of motor common carriers operating over irregular routes through gateways have requested a short additional delay in the time within which to prepare and submit such letter-notices; and that the essential public goals sought to be achieved by the Commission's gateway elimination regulations may best be attained by modifying the said regulations so as to enable the submission of either letter-notices or OP-OR-9 gateway elimination applications on or before June 4, 1974, the date now fixed for the filing of the latter applications; and good cause appearing therefor:

It is ordered, That paragraph (iii) of 49 CFR 1065.1(d)(1) be, and it is hereby, modified by the deletion of the date (May 15, 1974) appearing therein, and the insertion in lieu thereof of the date "June 4, 1974."

It is further ordered, That this order shall become effective on the date hereof.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

(49 U.S.C. 301, 302, 304, and 308, 5 U.S.C. 553 and 559.)

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-11316 Filed 5-15-74; 8:45 am]

Title 50—Wildlife and Fisheries

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

PART 33—SPORT FISHING

Charles M. Russell National Wildlife Range,
Mont.

The following special regulation is issued and is effective on May 16, 1974.

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

MONTANA

CHARLES M. RUSSELL NATIONAL
WILDLIFE REFUGE

Sport fishing by rod, reel, pole and set lines on the Charles M. Russell National Wildlife Range, Montana is permitted year-round on all waters of the Missouri and Musselshell Rivers and the Fort Peck Reservoir. These fishing areas, comprising 250,000 acres, are delineated on maps available at refuge headquarters in Lewistown, Montana and from the area office headquarters, U.S. Fish and Wildlife Service, 711 Central Avenue, Billings, MT 59102. Sport fishing shall be in accordance with all applicable State regulations.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in 50 CFR Part 33.

LARRY L. CALVERT,
Refuge Manager.

MAY 3, 1974.

[FR Doc.74-11248 Filed 5-15-74; 8:45 am]

PART 33—SPORT FISHING

Upper Souris National Wildlife Refuge,
N. Dak.

The following special regulation is issued and is effective on May 16, 1974. Proper notice has not been given due to administrative difficulty.

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

NORTH DAKOTA

UPPER SOURIS NATIONAL WILDLIFE REFUGE

Sport fishing on the Upper Souris National Wildlife Refuge, North Dakota, is permitted only on the areas designated by signs as open to fishing. These open areas comprise 7,000 acres and are delineated on maps available at refuge headquarters and from the office of the Area Manager, U.S. Fish and Wildlife Service, P.O. Box 1897, Bismarck, North Dakota 58501. Sport fishing shall be in accordance with all applicable State laws and regulations subject to the following special conditions:

(1) Refuge areas shall be closed to the taking of fish from March 25, 1974 thru May 3, 1974. Refuge areas shall be open to the taking of fish from May 4, 1974 thru March 23, 1975. Boat fishing shall be permitted only from May 4, 1974 thru September 30, 1974.

(2) The use of once frozen smelt, perch eyes and commercially pickled minnows is permitted.

(3) One outboard motor of not more than 10 horsepower may be attached to any boat or floating craft and is to be

used for fishing purposes only. Speed limit on the Souris River above the Mouse River Park not to exceed five miles per hour.

(4) Fish houses and vehicles will not be permitted on river areas below the Lake Darling dam.

(5) Operation of snowmobiles within the refuge boundaries is prohibited.

(6) Refuge is open to public use between the hours of 5:00 a.m. to 10:00 p.m. daily.

(7) Fish houses must be removed from the refuge no later than March 2, 1975.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Part 33, and are effective through March 23, 1975.

DON R. PERKUCHIN,
*Refuge Manager, Upper Souris
National Wildlife Refuge,
Foxholm, North Dakota.*

MAY 9, 1974.

[FR Doc.74-11259 Filed 5-15-74;8:45 am]

PART 33—SPORT FISHING

National Elk Refuge

The following special regulation is issued and is effective on May 16, 1974.

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

WYOMING

NATIONAL ELK REFUGE

Sport fishing on the National Elk Refuge, Wyoming is permitted only on the areas designated by State fishing orders as open to fishing. These open areas, comprising 327 acres, are delineated on maps available at refuge headquarters, Jackson, Wyoming and from the Area Manager, U.S. Fish and Wildlife Service, 711 Central Avenue, Billings, Montana 59102. Sport fishing shall be in accordance with all applicable State regulations subject to the following special condition:

(1) Use of boats or other floating devices is not permitted.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth 50 CFR, Part 33, and are effective through October 31, 1974.

DON E. REDFEARN,
*Refuge Manager, National Elk
Refuge, Jackson, Wyoming.*

MAY 8, 1974.

[FR Doc.74-11250 Filed 5-15-74;8:45 am]

proposed rules

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

DEPARTMENT OF THE TREASURY

Customs Service

[19 CFR Parts 133, 141]

TRADEMARKS, TRADE NAMES, AND COPYRIGHTS AND ENTRY OF MERCHANDISE

Invoices Accompanying Shipments of Books; Extension of Time

Correction

In FR Doc. 74-10987 appearing on page 17105 of the issue for Monday, May 13, 1974, in the last line, the comment closing date, reading "May 3, 1974", should read "May 31, 1974".

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[43 CFR Part 3300]

OUTER CONTINENTAL SHELF LANDS ACT

Geological and Geophysical Data Submission Disclosure

CROSS REFERENCE: For a document issued jointly by the Geological Survey, Department of the Interior, and the Bureau of Land Management, see FR Doc. 74-11228, *infra*.

Geological Survey

[30 CFR Part 250]

OUTER CONTINENTAL SHELF LANDS ACT

Geological and Geophysical Data Submission Disclosure

CROSS REFERENCE: For a document issued jointly by the Geological Survey, the Department of the Interior, and the Bureau of Land Management, see FR Doc. 74-11228, *infra*.

Office of the Secretary

[30 CFR Part 250]

[43 CFR Part 3300]

OUTER CONTINENTAL SHELF LANDS ACT

Geological and Geophysical Data Submission and Disclosure

The Department of the Interior is considering amending the regulations issued pursuant to the Outer Continental Shelf Lands Act (OCS Act) (43 U.S.C. 1331-1343) with the objective of imposing new requirements with respect to geological and geophysical exploration under permits and pursuant to leases on the Outer Continental Shelf and the disclosure of information and data obtained by such exploration. It is believed that the submission of such data to the Geological Survey and the disclosure of such in-

formation to the Public will serve the public interest, conserve natural resources, encourage competitive bidding, and assure the receipt of a fair market value for Federal resources. To that purpose the Department has under consideration the amendment of 30 CFR Part 250 and 43 CFR Part 3300; a draft of such regulations is set forth below.

A public hearing will be held in the Auditorium, Department of the Interior, Washington, D.C., beginning at 10 a.m., Monday, July 15, 1974, and continuing, if necessary, through July 16, 1974. Requests to appear at the hearing should be submitted to the Director, Geological Survey, National Headquarters Center, U.S. Geological Survey, Reston, Virginia 22092, by July 8, 1974. A notice announcing procedures to be followed at the hearing and information which must be filed with the requests to appear will be published in the FEDERAL REGISTER on May 31, 1974. Written comments, including suggested modifications of, or amendments to, the draft regulations or alternative proposals, should be submitted to the Director, Geological Survey by the close of business July 8, 1974. The purpose of requesting such comments prior to the hearing is to assist the Department in the conduct of the hearing. Written comments may be submitted to the same officer after the hearing and will be received until the close of business on Friday, August 23, 1974.

At the hearing and in the written comments the Department particularly wishes to receive both comments on the draft regulations and recommendations as to alternative methods of achieving these objectives. After all comments and recommendations have been received and studied the Department will publish a proposed regulation for comment.

The draft amendments of 30 CFR Part 250 and 43 CFR Part 3300 are as follows:

1. In § 250.38 the heading is revised, paragraph (g) is redesignated paragraph (h) and a new paragraph (g) is added as follows:

§ 250.38 Records from geological and geophysical surveys and well operations.

(g) Upon request by the Supervisor the lessee shall make available to the Supervisor all data obtained in any geophysical exploration on the lease and the processed information derived from such data with extraneous signals and interference removed, in a format and quality suitable for interpretative evaluation, reflecting state-of-the-art processing techniques, including: (1) common-depth-point seismic data, (2) high resolution

data, including those from shallow and deep subbottom profilers, bathymetry, side scan sonars, magnetometers and bottom profilers, (3) gravity and magnetic data and (4) data from special studies such as refraction surveys, velocity surveys and domal configuration studies.

2. Section 250.70 is added to read as follows:

§ 250.70 Geological and geophysical exploration permits.

Any agency of the United States or any person wishing to conduct geological or geophysical explorations on the Outer Continental Shelf must obtain a permit for such exploration from the Supervisor. The Supervisor may issue such a permit upon receiving a proper application and upon finding that such exploration will not interfere with or endanger actual operations under any lease maintained or granted pursuant to the Outer Continental Shelf Lands Act and that such exploration will not be unduly harmful to aquatic life in such area. The application for an exploration permit shall be on a form approved by the Director, Geological Survey, and contain at a minimum the following information: (1) type of exploration to be conducted, (2) manner in which the exploration will be conducted, (3) location on the Outer Continental Shelf where the exploration will be conducted, (4) purpose of conducting such exploration, (5) the format in which the data collected will be represented, and (6) the dates on which the exploration will be commenced and completed.

3. Section 250.71 is added to read as follows:

§ 250.71 Geological Exploration.

The following geological data and processed information when acquired under any geological and geophysical exploration permit approved by the Supervisor, shall be made available to the Supervisor within 30 days after the collection of the data: *Provided, however,* That any data and processed information obtained during geological explorations depicting environmental hazards or hydrocarbon shows or both shall be made available to the Supervisor immediately upon collection:

(a) Accurate and complete records of all geological and geochemical data resulting from each drilling operation;

(b) Paleontological reports identifying microfossils by depth (not resulting age interpretations based upon such identification) unless washed samples are maintained by the permittee

for paleontological determination and are made available for inspection by the Geological Survey;

(c) Copies of logs or charts of electrical, radioactive, sonic, and other well logging operations;

(d) Analyses of cores or bottom samples or a representative cut or split of the core or bottom sample;

(e) Detailed descriptions of any hydrocarbon shows or hazardous conditions encountered during operations, including near losses of well control, abnormal geopressures, and losses of circulation; and

(f) Such other geological and geochemical data and processed information to be obtained under the permit as may be specified by the Supervisor.

4. Section 250.72 is added to read as follows:

§ 250.72 Geophysical Exploration.

The following geophysical data and processed information when acquired under any geological and geophysical exploration permit approved by the supervisor shall be made available to the Supervisor within 30 days after collection: *Provided, however,* That any data and processed information obtained during geophysical explorations depicting environmental hazards or hydrocarbon shows or both shall be made available to the Supervisor immediately upon collection:

(a) Accurate and complete records of each geophysical survey conducted under exploration permit, including final location maps of all survey stations; and

(b) All data developed under any exploration permit and the processed information derived therefrom with extraneous signals and interference removed, in a format and quality suitable for interpretative evaluation, reflecting state-of-the-art processing techniques, including:

(1) Common-depth-point seismic data,

(2) High resolution data, including those from shallow and deep sub-bottom profilers, bathymetry, side scan sonars, magnetometers and bottom profilers,

(3) Gravity and magnetic data, and

(4) Data from special studies such as from refraction surveys, velocity surveys and domal configuration studies.

5. Section 250.73 is added to read as follows:

§ 250.73 Terms and Conditions of Permits.

Geological and geophysical exploration permits issued by the Supervisor shall be subject to such terms and conditions as he may determine to be necessary and proper including but not by way of limitation, terms and conditions to:

(1) Avoid interfering with or endangering actual operations under any lease maintained or granted pursuant to the OCS Act,

(2) Prevent undue harm to aquatic life in the area of the geological or geophysical explorations; and

(3) Provide for the means by which data will be collected, the format by

which the data will be represented, and the manner in which it will be made available to the public pursuant to 30 CFR 250.97.

6. Section 250.74 is added to read as follows:

§ 250.74 Reservation of Right.

As a condition of the right to conduct geological and geophysical explorations on the Outer Continental Shelf under a permit approved by the Supervisor the Supervisor may at his discretion require that an employee of the Geological Survey be present at any or all times during which geological and geophysical explorations are being conducted pursuant to an approved permit.

7. Section 250.97 is revised to read as follows:

§ 250.97 Public availability of records.

(a) Geological and geophysical interpretations, maps, data and processed information relating to the submerged lands of the Outer Continental Shelf obtained prior to January 1, 1975, pursuant to exploration permits or under leases and required to be submitted to the Supervisor under this Part or 43 CFR Part 3300 shall not be made available for public inspection without the consent of the lessee so long as the lease remains in effect or until such time as the Supervisor determines that release of such information is required and necessary for the proper development of a field or area: *Provided, however,* That data and processed information depicting environmental hazards shall be made public immediately.

(b) Geological and geophysical interpretation, maps, data and processed information relating to submerged lands on the Outer Continental Shelf obtained after January 1, 1975, pursuant to exploration permits or under leases and required to be submitted to the Supervisor under this Part or 43 CFR Part 3300 shall be made available for public inspection, if relating to submerged lands which have been leased, 60 days after the data and processed information were obtained or, if relating to submerged lands which have not been leased, ten years after the data and processed information were obtained, or after the issuance of a lease, whichever is sooner: *Provided, however,* That data and processed information obtained under exploration permits depicting hydrocarbon shows may be made public immediately when judged to be significant by the Director. *And provided further,* That data and processed information depicting environmental hazards shall be made public immediately.

8. It is proposed to amend to 43 CFR Part 3300 by adding paragraph (e) to section 3300.1:

§ 3300.1 Persons qualified to hold leases.

(e) In order for any person to be a qualified bidder pursuant to the requirements of section 8(a) of the OCS Act, at any outer Continental Shelf lease sale to be held after January 1, 1975, that person must have made available to the

Supervisor within 120 days after the call for nominations for that sale is published in the FEDERAL REGISTER all geological and geophysical data and processed information of the following specified types obtained by that person at any time after August 7, 1953, within that area defined by the call for nominations:

(1) *Geological:* (a) Structural interpretations based on available geological and geophysical data of the type which would be submitted with an application for approval of an exploratory drilling program pursuant to 30 CFR 250.34(a), (b) accurate and complete records of drilling, logging, directional well surveys, perforations, formations penetrated, the content and character of oil, gas, and other mineral deposits and water in each formation, and any other pertinent geologic and geophysical information; (c) paleontological reports identifying microscopic fossils by depths (not the resulting age interpretations based upon such identifications) unless washed well samples normally maintained by the lessee for paleontological determinations are made available for inspection; (d) copies of logs or charts of electrical, radioactive, sonic and other well logging operations and directional well surveys; (e) copies of reports on cementing, perforating, acidizing, analyses of cores or similar services; and (f) any other geological reports and records of operations when required and in the manner and form prescribed by the Supervisor;

(2) *Geophysical:* (a) Accurate and complete records of each geophysical survey conducted within the area defined within the call for nominations for that sale including final location maps of all survey stations; (b) all data developed in any geophysical exploration and the processed information derived from that data with extraneous signals and interference removed, in a format and quality suitable for interpretative evaluation, reflecting state-of-the-art processing techniques, including: (1) Common-depth-point seismic data, (2) high resolution data, including those from shallow and deep sub-bottom profilers, bathymetry, side scan sonars, magnetometers and bottom profilers, (3) gravity and magnetic data and (4) data from special studies such as refraction surveys, velocity surveys and domal configuration studies.

Dated: May 10, 1974.

JOHN C. WHITAKER,
Under Secretary of the Interior.

[FR Doc.74-11228 Filed 5-15-74; 8:45 am]

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

Food and Drug Administration

[21 CFR Part 310]

METHADONE

Multiple Enrollment Prevention

Section 310.505(e)(3) (21 CFR 310.505(e)(3)), formerly § 130.44,(e)(3) of

Part 130, recodified in the FEDERAL REGISTER of March 29, 1974 (39 FR 11680), was promulgated in contemplation of the development of an identification system, one of the purposes of which would be to indicate when a drug abuse patient was simultaneously enrolled in two or more methadone programs. No Federal system has thus far been developed, and to the extent that multiple enrollment has been a problem, it has been dealt with on a local basis. The present requirement of an agreement to participate in a patient identification system designated and approved by the Food and Drug Administration therefore serves no useful purpose, and has been the source of some confusion.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 505, 701(a), 52 Stat. 1052-1053, as amended, 1055; 21 U.S.C. 355, 371(a)), section 303(a) of the Public Health Service Act as amended (sec. 303, 60 Stat. 423, as amended; 42 U.S.C. 242a(a)), and section 4 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (sec. 4, 84 Stat. 1241; 42 U.S.C. 257a), and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), it is proposed that § 310.505 *Conditions for use of Methadone* be amended by deleting paragraph (e) (3).

Interested persons may, on or before June 17, 1974, file with the Hearing Clerk, Food and Drug Administration, Room 6-86, 5600 Fishers Lane, Rockville, MD 20852, written comments (preferably in triplicate) regarding this proposal. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated: May 13, 1974.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 74-11390 Filed 5-15-74; 8:45 am]

[21 CFR Part 310]

ORAL CONTRACEPTIVE PATIENT LABELING

Proposed Venereal Disease Warning Statement; Correction

In FR Doc. 74-9015 appearing at page 13972 in the issue of Friday, April 19, 1974, the last sentence of the first paragraph under the center headings of § 310.501(a) (4) reading "The most serious side effect is abnormal blood clotting which can be fatal." is corrected to read "The most serious known side effect is abnormal blood clotting which can be fatal."

Dated: May 10, 1974.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 74-11258 Filed 5-15-74; 8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[29 CFR Part 1928]

[S-74-2]

AGRICULTURAL TRACTORS

Roll-Over Protective Structures; Proposed Safety and Health Standards

On February 4, 1974, pursuant to section 6(b) of the Williams-Steiger Occupational Safety and Health Act of 1970 (29 U.S.C. 655), Secretary of Labor's Order No. 12-71 (36 FR 8754), and 29 CFR Part 1911, a proposal was published in the FEDERAL REGISTER (39 FR 4536) to amend Chapter XVII of Title 29 of the Code of Federal Regulations by adding a new Part 1928 to contain a new occupational safety and health standard for roll-over protective structures (ROPS) for agricultural tractors.

In accordance with the provisions of the proposal, and with the notice which appeared in the FEDERAL REGISTER (39 FR 8633) extending the period for receiving written comments, numerous written comments were received as well as requests for informal hearings. The main objections to the proposal were that no ROPS standard is needed; that use of ROPS in low clearance applications such as orchards and farm buildings is infeasible; that use of ROPS in the vicinity of drainage canals would be more dangerous than helpful, due to a drowning hazard; that track-type vehicles present little danger of rolling over and should be exempted from any ROPS standard; that some of the labeling requirements in the proposal are unnecessary and burdensome; and that more time is needed for manufacturers to prepare ROPS production than is allowed in the proposal.

Accordingly, pursuant to section 6(b) (3) of the Act and 29 CFR Part 1911, I have directed that four hearings be held concerning these objections. Oral data, views, and arguments will be heard before an administrative law judge or judges to be designated for this purpose on the following issues:

- (1) Whether the proposed ROPS standard is reasonably necessary or appropriate to provide a safe place of employment;
- (2) Whether the proposed ROPS standard is feasible for tractors used in low clearance situations, such as orchards;
- (3) Whether the proposed ROPS if used in the vicinity of drainage canals, would present a hazard rather than assure employee safety;
- (4) Whether the labeling requirements in proposed § 1928.51(d) are reasonably necessary for safety purposes;
- (5) Whether track-type vehicles should be exempted from the proposed ROPS standard; and
- (6) What would be a nappropriate effective date for compliance with the proposed ROPS standard.

A prehearing conference, commencing at 9:30 a.m. local time, will be held before each hearing, in order to establish the order and time for the presentation of statements and settle any other procedural matters relating to the proceeding. The hearings will be held as follows:

June 11, 1974—Chinook Motel and Tower, South 4th Street and East Yakima Avenue, Yakima, Washington.

June 13, 1974—Palmer House, 5th Floor (The Club Room-Private Room 18), 17 East Monroe Street, Chicago, Illinois.

June 18, 1974—Tallahassee Federal Savings and Loan, 440 North Monroe Street, Tallahassee, Florida.

June 20, 1974—Council Chamber, Room 500, District Building, 14th and E Streets, NW., Washington, D.C.

Interested persons wishing to appear at any one of the listed hearings must file a written notice of intention to appear, together with two copies, no later than June 3, 1974. Such requests should be addressed to J. Goodell, Occupational Safety and Health Administration, Room 200, 1726 M Street NW., U.S. Department of Labor, Washington, D.C. 20210. The notice must state the name and address of the person wishing to appear, the capacity in which he will appear, and the approximate amount of time required for his presentation. The notice must also include, or be accompanied by, a statement of the position to be taken in regard to the issues specified above, and the evidence to be adduced in support of this position. No interested person shall be permitted to testify at more than one hearing.

The oral proceedings shall be reported verbatim. The use of prepared statements by witnesses is encouraged. All documents that are intended to be submitted should be submitted in triplicate (original and two copies).

The administrative law judge shall have all the powers necessary or appropriate to conduct a fair and full informal hearing, including the powers:

- (a) To regulate the course of the proceeding;
- (b) To dispose of procedural requests, objections, and comparable matters;
- (c) To confine the presentations to the issues specified in this notice;
- (d) To regulate the conduct of those present at the hearing by appropriate means;
- (e) In his discretion, to permit cross-examination of any witness; and
- (f) In his discretion, to keep the record open for a reasonable stated time to receive written recommendations, and supporting reasons, and additional data, views, and arguments from any person who has participated in the oral proceeding.

Following the close of the hearings, the presiding administrative law judge shall certify the entire record of the hearings to the Assistant Secretary of Labor for Occupational Safety and Health.

Upon consideration of the record of the hearings, and any written data, views, or arguments received in response to the notice of proposed rulemaking of February 4, 1974, a determination may be made to adopt the proposal with or without changes or to withdraw the proposal.

Signed at Washington, D.C., this 15th day of May, 1974.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc.74-11437 Filed 5-15-74; 10:09 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 122]

THERMAL DISCHARGES

Proposed Procedures for the Imposition of Alternative Effluent Limitations; Extension of Time for Comments

On March 28, 1974, the Environmental Protection Agency (EPA) published a notice of proposed rulemaking establishing the procedures and standards for imposition of alternative effluent limitations on thermal discharges, pursuant to section 316(a) of the Federal Water Pollution Control Act, 33 USC 1251, 1326(a) (39 FR 11434). The due date for comments provided in the notice was May 28, 1974.

EPA established a 60-day comment period on this regulation so that the time for submission of comments would be approximately contemporaneous with that for the proposed effluent limitations guidelines and standards of performance for the steam electric power generating point source category (39 FR 8294).

On April 18, 1974, the United States District Court for the District of Columbia modified its previous order which required the Agency to promulgate final effluent limitations guidelines for the steam power generating category no later than July 30, 1974. As modified, the

Court's order extends the time by which that regulation must be promulgated until August 26, 1974. The Agency has determined to extend the time for public comment on the proposed steam electric guidelines and standards until June 26, 1974, because of delays in the publication of certain supporting documents.

EPA recognizes the relationship between the proposed regulation implementing section 316(a) and the proposed steam electric guidelines and standards and considers it desirable that the public be afforded the opportunity to comment on both regulations in conjunction. Accordingly, the date for submission of comments is hereby extended to and including June 26, 1974.

ROBERT V. ZENER,
Acting Assistant Administrator
for Enforcement and General
Counsel.

MAY 10, 1974.

[FR Doc.74-11275 Filed 5-15-74; 8:45 am]

[40 CFR Part 423]

STEAM ELECTRIC POWER GENERATING POINT SOURCE CATEGORY

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

On March 4, 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 8294; corrected 39 FR 9551, 11930). The proposed regulation establishes effluent limitations guidelines for existing sources and standards of performance and pretreatment standards for new sources in the steam electric generating point source category. The due date for comments provided in the Notice was June 3, 1974.

EPA anticipated that the "Development Document for Proposed Effluent Limitations Guidelines and New Source Performance Standards for the Steam Electric Power Generating Point Source Category" are the supplementary report entitled "Economic Analysis of Proposed Effluent Limitation Guidelines for the Steam Electric Power Industry," which contain information pertinent to the proposed regulation, would be available to the public throughout the comment period. Production difficulties have delayed the publication of these reports. Advance copies of both documents were, however, made available in the Agency's Information Center approximately March 28, 1974. Final copies of the development document and the economic analysis are now available and are being distributed.

The Agency is subject to a Federal court order which requires promulgation of effluent limitations guidelines for the steam electric power category by July 30, 1974 and that a 60 day period for consideration of public comments precede promulgation. Accordingly, the Agency was unable to grant requests for extension of time for public comment until authorized to do so by the court.

On April 18, 1974, on motion of Allegheny Power System, Inc. and other utility companies, the Federal District Court for the District of Columbia did modify its previous orders, extending the date by which guidelines for this category are to be published until August 26, 1974. (NRDC v. Train, Civ. No. 1609-73)

Accordingly, the date for submission of comments is hereby extended to and including June 26, 1974.

Dated: May 9, 1974.

JAMES L. AGEE,
Acting Assistant Administrator
for Water and Hazardous Ma-
terials.

[FR Doc.74-11270 Filed 5-15-74; 8:45 am]

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as the Authorized Officer may impose, to survey and salvage for the Lessor any items of archeological or historical value. If the Lessee is permitted to carry out such survey and salvage, the Lessee will pay for all the necessary costs, including the delivery of the items of archeological or historical value to a depository designated by the Authorized Officer.

e. The Lessor, in its discretion, may apply standards from local, county, and state zoning ordinances and building codes to Lessee's operations under this lease.

f. The Lessee shall contact the Supervisor prior to development of a plan of operation, to be apprised of practices which should be followed or avoided in field development, including but not limited to such matters as road standards, road crossings, gates, cattle-guards, fencing, erosion control, and surface rehabilitation.

Copies of lease forms, bond forms, regulations, special stipulations, and optional bid forms may be obtained from the office of the State Director, Bureau of Land Management, Portland, OR (see address above).

E. J. PETERSEN,
Acting State Director.

[FR Doc.74-11255 Filed 5-15-74;8:45 am]

[NM 19956]

NEW MEXICO

Designation of El Malpais Outstanding Natural Area

MAY 9, 1974.

Pursuant to the authority in 43 CFR, Subpart 2070, and the authorization from the Director dated November 9, 1973, I hereby designate the national resource lands in the following described area as El Malpais Outstanding Natural Area:

NEW MEXICO PRINCIPAL MERIDIAN,
NEW MEXICO

GROUP I

- T. 7 N., R. 11 W.,
Sec. 4, lot 4, S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$;
Secs. 6 and 8;
Sec. 18, lots 1, 2, 3, 4, NE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$.
- T. 7 N., R. 12 W.,
Sec. 6, lot 7 and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 18, lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 19, lot 1;
Sec. 20, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 24, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 26, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 28, W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$;
Sec. 29, NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$.
- T. 7 N., R. 13 W.,
Sec. 1, lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$.
- T. 8 N., R. 9 W.,
Sec. 5, lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 6, lots 1, 2, 12, 13, 14, 17, 18, 19, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 7, lot 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$.
- T. 8 N., R. 10 W.,
Sec. 13, E $\frac{1}{2}$ NE $\frac{1}{4}$ to boundary of Acoma Ind. Res. and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 26, NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 34, NE $\frac{1}{4}$ SW $\frac{1}{4}$.
- T. 8 N., R. 11 W.,
Sec. 1, lots 1, 2, 3, 4 and S $\frac{1}{2}$ N $\frac{1}{2}$;
Secs. 3 and 5;
Sec. 6, lots 1, 2, 3, 4, 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;

- Sec. 9;
Sec. 10, S $\frac{1}{2}$;
Sec. 14, W $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 18, NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$.
- T. 8 N., R. 12 W.,
Sec. 6, lots 2, 3, 4, 5, 6, 7 and SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 7, lots 1 and 2;
Sec. 8, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 12, NE $\frac{1}{4}$;
Sec. 15, SW $\frac{1}{4}$;
Sec. 20, N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 22, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 26, S $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$.
- T. 8 N., R. 13 W.,
Sec. 25, E $\frac{1}{2}$.
- T. 9 N., R. 9 W.,
Sec. 8, lots 4, 5 and 8.
- T. 9 N., R. 10 W.,
Sec. 28, W $\frac{1}{2}$ W $\frac{1}{2}$.
- T. 7 N., R. 13 W.,
Sec. 4, lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$;
Secs. 5, 8, 9 and 17;
Sec. 18, lots 3, 4, E $\frac{1}{2}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Secs. 19 and 20;
Sec. 30, lots 3, 4, E $\frac{1}{2}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 31, lots 1, 2, NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$.
- T. 8 N., R. 13 W.,
Secs. 1 and 11;
Sec. 12, NW $\frac{1}{4}$;
Sec. 22, W $\frac{1}{2}$;
Sec. 29, E $\frac{1}{2}$;
Sec. 33, W $\frac{1}{2}$.

GROUP II

- T. 6 N., R. 11 W.,
Sec. 1, N $\frac{1}{2}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$;
Secs. 2, 3, 4, 5, 6, 7, 8, 9 and 10;
Sec. 11, N $\frac{1}{2}$, SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 14, W $\frac{1}{2}$ NW $\frac{1}{4}$;
Secs. 15, 16, 17, 18, 19, 20 and 21;
Sec. 22, W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$;
Sec. 27, NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 29, N $\frac{1}{2}$;
Sec. 30, NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 6 N., R. 12 W.,
Sec. 12, NE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$.
- T. 7 N., R. 10 W.,
Sec. 4, lots 7, 8, 9 and 10;
Sec. 5, lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Secs. 6 and 7;
Sec. 8, W $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$;
Sec. 17, W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$;
Secs. 18 and 19;
Sec. 20, W $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$;
Sec. 29, N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 31, lots 1, 2, 3 and 4.
- T. 7 N., R. 11 W.,
Sec. 4, lots 1, 2 and 3;
Secs. 10, 12 and 14;
Sec. 18, E $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Secs. 20, 22 and 24;
Sec. 26, N $\frac{1}{2}$;
Secs. 28 and 30.
- T. 7 N., R. 12 W.,
Secs. 4, 6, 8, 10, 12 and 14;
Sec. 18, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 20, NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 22;
Sec. 24, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 26, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$;
Sec. 28, E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 34, N $\frac{1}{2}$ NE $\frac{1}{4}$.
- T. 8 N., R. 9 W.,
Sec. 6, lots 8, 9, 10, 11, 15 and 16;
Sec. 7, lot 1.
- T. 8 N., R. 10 W.,
Secs. 1, 3, 4 and 5;
Sec. 6, lots 6, 7, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Secs. 7, 8, 9, 10 and 11;
Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ and SE $\frac{1}{4}$;
Sec. 13, NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Secs. 14, 15, 17, 18, 19, 20, 21 and 22;
Sec. 23, W $\frac{1}{2}$ and W $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 26, W $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$;

- Secs. 27, 28, 29, 30, 31 and 33;
Sec. 34, N $\frac{1}{2}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 35, NW $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 8 N., R. 11 W.,
Sec. 12;
Sec. 14, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 18, lots 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 20, 22, 24, 26, 28, 30 and 34.
- T. 8 N., R. 12 W.,
Secs. 4 and 5;
Sec. 6, lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 8, N $\frac{1}{2}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 10;
Sec. 12, W $\frac{1}{2}$ and SE $\frac{1}{4}$;
Sec. 14;
Sec. 20, S $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 22, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 24;
Sec. 26, E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 28;
Sec. 30, lot 4, E $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 34.
- T. 9 N., R. 9 W.,
Sec. 8, lots 1, 2, 3, 6 and 7;
Sec. 18;
Sec. 20, W $\frac{1}{2}$;
Sec. 30.
- T. 9 N., R. 10 W.,
Secs. 12, 14, 24 and 26;
Sec. 28, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 34.

The areas described above aggregate approximately 83,999.49 acres of public lands in Valencia County.

The lands in Group I above of El Malpais Outstanding Natural Area are classified as Class III, Natural Environment Area and the lands in Group II above are classified as Class IV, Outstanding Natural Area under the Bureau of Outdoor Recreation system of classification.

ARTHUR W. ZIMMERMAN,
State Director.

[FR Doc.74-11253 Filed 5-15-74;8:45 am]

[New Mexico 21397-21400; 21402-5; 21409-11]

NEW MEXICO

Notice of Applications

MAY 8, 1974.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gathering Company has applied for eleven 4-inch natural gas pipeline rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN,
NEW MEXICO

- T. 31 N., R. 8 W.,
Sec. 7, Lots 1, 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 17, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 18, E $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$.
- T. 31 N., R. 9 W.,
Sec. 1, Lots 5, 11, 12, 14, 15 and 18;
Sec. 12, Lots 1, 2 and 3;
Sec. 23, Lots 13 and 14;
Sec. 24, Lot 13;
Sec. 25, Lots 8 and 9;
Sec. 26, Lots 1, 2, 3, 7, 9, 10, 14, 15 and 16;
Sec. 35, Lots 1 and 2.
- T. 31 N., R. 11 W.,
Sec. 1, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 12, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 14, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$.

These pipelines will convey natural gas across 11,081 miles of national resource lands in San Juan County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way applications.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11288 Filed 5-15-74;8:45 am]

[New Mexico 21396]

NEW MEXICO
Notice of Application

MAY 9, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for a 4-inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 31 N., R. 12 W.,
Sec. 11, lots 1, 2, 3, 8 and 9;
Sec. 12, lots 12, 13, 14 and 15;
Sec. 13, lot 2.

This pipeline will convey natural gas across 1,922 miles of national resource land in San Juan County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11290 Filed 5-15-74;8:45 am]

[New Mexico 21401]

NEW MEXICO
Notice of Application

MAY 9, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for 2, 4, 6 and 10-inch natural pipelines right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 31 N., R. 9 W.,
Sec. 11, lots 1, 8, 9, 10, 11, 12, 14, 15 and 16;
Sec. 12, lots 12, 13 and 14;
Sec. 13, lots 1, 2, 3, 4, 8, 9, 13, 14, 15 and 16;
Sec. 14, lots 1, 7, 8, 13, 14, 15 and 16;
Sec. 23, lot 1;
Sec. 24, lots 1, 2, 8 and 9.

These pipelines will convey natural gas across 7,677 miles of national resource lands in San Juan County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11292 Filed 5-15-74;8:45 am]

[New Mexico 21406]

NEW MEXICO
Notice of Application

MAY 9, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for a 3-inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN,
NEW MEXICO

T. 31 N., R. 11 W.,
Sec. 6, lot 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 7, lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

This pipeline will convey natural gas across 1,258 miles of national resource lands in San Juan County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11284 Filed 5-15-74;8:45 am]

[New Mexico 21407]

NEW MEXICO
Notice of Application

MAY 9, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for 3 and 4 inch natural gas pipelines right-of-way across the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 31 N., R. 11 W.,
Sec. 6, lot 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$.

These pipelines will convey natural gas across 0.213 miles of natural re-

source land in San Juan County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11289 Filed 5-15-74;8:45 am]

[New Mexico 21408]

NEW MEXICO
Notice of Application

MAY 8, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for 2, 4 and 8-inch natural gas pipelines right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 31 N., R. 10 W.,
Sec. 18, lots 3 and 7;
Sec. 19, lots 5 thru 9 and 11 thru 16;
Sec. 20, lots 12 and 13;
Sec. 30, lots 7, 8, and 9.

These pipelines will convey natural gas across 3,861 miles of national resource lands in San Juan County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11287 Filed 5-15-74;8:45 am]

[New Mexico 21422]

NEW MEXICO
Notice of Application

MAY 9, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for a 4 $\frac{1}{2}$ -inch natural gas pipeline right-of-way across the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 27 N., R. 5 W.,
Sec. 15, SE $\frac{1}{4}$ NW $\frac{1}{4}$.

This pipeline will convey natural gas across 0.070 miles of natural resource land in Rio Arriba County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11286 Filed 5-15-74;8:45 am]

[New Mexico 21424]

NEW MEXICO

Notice of Application

MAY 8, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for a 4½-inch natural gas pipeline right-of-way across the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO
T. 27 N., R. 5 W.,
Sec. 7, lot 4.

This pipeline will convey natural gas across 0.201 miles of national resource land in Rio Arriba County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

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

[FR Doc.74-11285 Filed 5-15-74;8:45 am]

[New Mexico 21425]

NEW MEXICO

Notice of Application

MAY 9, 1974.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for a 4-inch natural gas pipeline right-of-way across the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO
T. 20 S., R. 29 E., Sec. 9, S½NW¼, NE¼SW¼
and NW¼SE¼.

This pipeline will convey natural gas across .673 mile of national resource land in Eddy County, New Mexico.

The purpose of this notice is to allow the public an opportunity to comment upon the filing of the above right-of-way application.

Interested persons desiring to express

their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

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

[FR Doc.74-11291 Filed 5-15-74;8:45 am]

OREGON STATE MULTIPLE USE ADVISORY BOARD

Notice of Meeting

Notice is hereby given that the Bureau of Land Management's Oregon State Multiple Use Advisory Board will have a meeting and tour in the Vale District on June 19 and 20, 1974.

The group will depart by airplane from the Ontario, Oregon airport at 7:30 a.m. on Wednesday, June 19, 1974 and fly to Rome, Oregon. From there the group will tour the southern end of the Vale District by bus, ending that evening in Jordan Valley, Oregon. From 8 a.m. to noon on Thursday, June 20, the Board will meet at the Jordan Valley High School. The agenda includes a report of the Board's Deschutes River Committee, plus initial meetings of three new committees of the Board. The Recreation Committee will discuss primitive area, recreation lands, research natural areas, and implementation of the Nationwide Recreation Plan. The Range and Wildlife Committee will discuss allotment management plans; priorities for range management; allocation of habitat and forage among wildlife, wild horses, and livestock; control of wild horse populations; and trespass abatement. The Off-Road Vehicle Committee will discuss criteria for designating areas where use of off-road vehicles should be restricted or prohibited, methods for securing cooperation of ORV users and enforcing regulations, and methods for identifying restricted and closed areas.

The bus tour will continue that afternoon, returning via Leslie Gulch and Succor Creek to Ontario by 6 p.m. The tour on both days is designed to aid the committees in considering the subjects about which their advice has been requested.

Members of the public are welcome to participate in the tour and meeting but will have to provide their own transportation, meals, and lodging. Persons wishing to participate or to submit written statements should advise the District Manager, Vale District, Bureau of Land Management, P.O. Box 700, Vale, OR 97918, phone 503-473-3144, by June 14.

E. J. PETERSEN,
Acting State Director.

MAY 10, 1974.

[FR Doc.74-11295 Filed 5-15-74;8:45 am]

OUTER CONTINENTAL SHELF RESEARCH MANAGEMENT ADVISORY BOARD

Meeting Agenda

This notice is issued in accordance with the provisions of the Federal Advisory

Committee Act, Pub. L. No. 92-463, 5 U.S.C. App. I and Office of Management and Budget Circular No. A-63, revised.

The Outer Continental Shelf Research Management Advisory Board will meet during the period 9 a.m. to 4 p.m., Room 7000-A, Department of the Interior on Monday, June 10, 1974. The meeting will be conducted in accordance with the following agenda.

1. Status of initial Mississippi-Alabama-Florida (MAFLA) OCS baseline study.
2. Follow-on studies in the MAFLA area:
 - (a) Baseline.
 - (b) Monitoring.
 - (c) Related work.
3. Environmental baseline studies in other OCS frontier areas:
 - (a) Data needs.
 - (b) Order of priorities in terms of potential leasing.
 - (c) Development of study plans.
4. Role and mode of operation of OCS Research Management Advisory Board in future studies:
 - (a) Source of technical support.
 - (b) Need for subcommittees.
 - (c) State involvement.
5. Future meetings:
 - (a) Schedule.
 - (b) Locations.

The meeting is open to the public and written or oral statement concerning the program will be accepted.

Those who expect to attend should communicate their intention not later than June 3 to the Board's Chairman:

Frank E. Clarke
U.S. Geological Survey
Department of the Interior
Room 4443, Interior Building
Washington, D.C. 20244
202/343-3888

CURT BERKLUND,
Director,
Bureau of Land Management.

Approved: May 9, 1974.

JOHN C. WHITAKER,
Acting Secretary
of the Interior.

[FR Doc.74-11251 Filed 5-15-74;8:45 am]

[New Mexico Grazing District 2]

SOCORRO DISTRICT GRAZING ADVISORY BOARD

Field Tour

Notice is hereby given that the District Advisory Board, Bureau of Land Management, Socorro, New Mexico has scheduled a field tour to selected areas within the Jornada Resource Area. The tour will be on June 12, 1974 and is open to the public. The tour will leave at 9 a.m. from the BLM District Office and will return at 4 p.m.

The purpose of the tour will be to acquaint the public with Allotment Management Plans, studies associated with these plans and field procedures required relating to range surveys. Members of the public wishing to participate in the field tour will have to furnish their own transportation and provide their own lunches.

Requests for information about the meeting or field tour should be directed

to BLM District Manager, P.O. Box 1456,
Socorro, New Mexico 87801.

ARLEN P. KENNEDY,
District Manager.

MAY 9, 1974.

[FR Doc.74-11293 Filed 5-15-74;8:45 am]

Bureau of Reclamation
HUNTINGTON CANYON GENERATING
STATION, UTAH

Draft Environmental Statement for Pro-
posed Construction of Second Generat-
ing Unit and Transmission Line; Notice
of Public Hearing

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of Agriculture and the Department of the Interior have prepared a draft environmental statement concerning the proposed addition of a 415-MW generating unit to the Utah Power and Light Company's Huntington Canyon Station in Emery County, Utah, and construction of a 345-kV, 75-mile-long transmission line from the station to Sigurd, Utah. The Department of the Interior is the lead agency for preparation and clearance of the environmental statement. The draft environmental statement (INT-DES 74-51) was filed with the Council on Environmental Quality on May 1, 1974.

A public hearing will be held on June 18, 1974, in the Prudential Federal Savings and Loan Auditorium, 155 East 33d South Street, Salt Lake City, Utah, to receive views and comments from interested individuals and organizations concerning the draft environmental statement. The hearing will be conducted in two sessions: 2 p.m. to 5 p.m. and 7 p.m. to 9 p.m.

Organizations or individuals desiring to present statements at the hearing should contact the Regional Director, Bureau of Reclamation, Room 7201, Federal Building, 125 South State Street, Salt Lake City, Utah 84111 (telephone 801-524-5592). Requests for scheduling presentations at the hearing will be accepted until 4:30 p.m., June 17, 1974. Subsequent requests will be accommodated as time permits following all scheduled presentations. Individual oral statements at the hearing will be limited to 10 minutes and may be supplemented with written comments, which may be submitted at the hearing or mailed to the Regional Director at the above address before June 24, 1974.

Copies of the draft environmental statement are available for public review at the office of the Regional Director (address above) and at the Bureau of Reclamation Engineering and Research Center, Denver Federal Center, Denver, Colorado.

Dated: May 10, 1974.

G. G. STAMM,
Commissioner of Reclamation.

[FR Doc.74-11263 Filed 5-15-74;8:45 am]

National Park Service

YELLOWSTONE NATIONAL PARK GRIZZLY
BEAR MANAGEMENT PROGRAM

Intent To Prepare Draft Environmental
Impact Statement

In compliance with section 102(2)(c) of the National Environmental Policy Act of 1969, the National Park Service, U.S. Department of the Interior, is preparing a draft environmental impact statement relative to the management of the grizzly bear (*Ursus arctos horribilis*) in Yellowstone National Park, Wyoming-Montana-Idaho. The current grizzly bear management program, printed in its entirety below, for said National Park and alternatives and/or modifications to the current program will be evaluated to insure that the National Park Service objective to perpetuate a wild, free-ranging population of grizzly bears within Yellowstone National Park is being effectively achieved.

BEAR MANAGEMENT POLICY

I. Objectives. Preserve and maintain natural populations of bears as part of the park's native fauna and provide for safety of park visitors.

II. Education and Enforcement. Objective is an informed public, with appreciation of the esthetic value of bears, and an awareness that exposing bears to unnatural food sources may lead to the bear's destruction.

A. An active information program will be directed at both visitors and employees to inform them of policies and goals of bear management, and the reasons for these.

B. Review bear warning literature annually for pertinence to objectives. Incinerate all old literature (italics added).

C. The dispensing of warning literature pertinent to entrances, campgrounds and to back-country campers will be the responsibility of the District Ranger, delegated to those in direct contact with the public.

D. Direct warning signs may be used at entrances, campgrounds and (portable) at bear jam areas.

E. Bear feeding regulations will be strictly enforced. Bear feeding cases should be expedited wherever possible.

III. Reduction of Unnatural Visitor-Bear Contacts. A. Campgrounds, other high concentration use areas and incinerators will be bear-proofed to prevent bear from becoming habitual users of artificial foods.

B. Garbage pickup will be carefully scheduled to prevent overflow of cans.

C. Campground opening and closing dates will be manipulated to provide for human safety, and use areas where problem is extreme will be closed by posting. Other campgrounds may be restricted at times to trailer and pickup camper use only.

D. Leaving food unprotected overnight in campgrounds is prohibited—See Special Regulations § 7.13(g)(3).

E. Concentrated but tactful efforts di-

rected at breaking up bear jams will continue (primarily through the use of mobile public address systems and the handout of bear warning reminders).

F. Experiments with roadside bear deterrents and repellants will continue.

G. Garbage dumps and incinerator sites are closed. Entry by anyone is permitted only by authorization of the District Ranger. Violators will be cited.

H. Human use of areas known to have heavy grizzly bear concentrations (such as Hayden Valley-Mary Mountain area) will be strongly discouraged. Any area may be closed by the Superintendent for the purposes of human safety.

I. Rotation of back-country campsites will be judiciously utilized to prevent the degree of concentrated use that may result in a garbage or odor buildup attractive to bears.

J. Back-country campsites and/or trails being frequented by bears will be closed to public use until the bear is no longer an apparent hazard. Through travel by large (four people or more) parties or by parties on horseback may be permitted at the District Ranger's discretion. Camping will not be resumed until the site has been inspected and all identifiable attractants removed or neutralized.

K. Back-country permittees will be given plastic bags and the "pack in-pack out" policy will be stressed.

IV. Control of Problem Bears. A. Thorough training in trapping techniques and use of firearms will be mandatory before employees are allowed to handle bears. Use of immobilizing drugs will be restricted to those qualified through additional specialized training. Drug Qualification Standards are documented, and enforcement of same will be the responsibility of the District Ranger.

B. Dangerous road sections will be given priority for roadside bear removal efforts.

C. Bear-proofing of campgrounds and other high use areas will be followed up with trapping programs to remove offending bears from these areas. Traps will not be baited or set in any area unless an offending bear is known to be present.

D. No bear will be captured for transplanting or destroyed in a backcountry area unless it has become unnaturally aggressive, or other alternative methods of providing for human safety cannot be employed.

E. Necessity for trapping, trapping hours, and procedure will be determined by the District Ranger. No experimental trapping or immobilizing will be permitted without his knowledge and approval.

F. Experimental methods of fencing, repelling, trapping, or immobilizing bears will not be used until pilot projects have proven their effectiveness.

G. Trapped bears will not be released outside the sub-district in which they were trapped without the District Ranger's approval. They will not be released outside the district without the Chief

Park Ranger's approval. Bears will not be released outside the park except with the concurrence and cooperation of the Fish and Game Department in the receiving state.

H. All grizzlies being transplanted will be tagged with eartags in the following manner:

- 1970—Lower left ear.
- 1971—Upper left ear.
- 1972—Lower right ear.
- 1973—Upper right ear.

No other marks or tags will be permitted without the approval of the Superintendent.

I. No bear is to be destroyed or moved for exhibiting its natural behavior—such as the defense of natural food sources or its young.

J. Except in emergency situations involving human safety, the decision to destroy a bear will be made by the District Ranger. This authority has been delegated by the Superintendent.

K. Bears being removed from the system may, with the approval of the Superintendent, be donated to public zoos or given to any requesting state for reestablishment of populations (italics added). If there are no requests for live specimens, or it is impractical at the time to fill the request, the bear may be dispatched and the carcass either processed as a scientific specimen or returned to the ecosystem.

L. Any grizzly bear killed in the park will be reported by phone as soon as possible to the Superintendent's Office. The carcass of any bear, black or grizzly, that is killed shall be immediately sent to the Bozeman Laboratory for processing as a scientific specimen and for rabies tests if necessary.

V. *Statistics and Monitoring.* A. The bear incident report (YELL 371, Revised 3/13/69) will be used to report all incidents involving bears and people and/or their property. Including vehicle accidents, management actions may be reported by telephone to the Resources Management Office.

B. All grizzly bear sightings will be logged daily in the station log and phoned daily to the Biologist's Office. Dead bears will be reported on YELL 371.

C. Each sub-district having management problems concerning bears will maintain a log in which will be entered all incidents of injury or damage due to bears, all management information regarding bear movements, activities and identifying characteristics that may aid the management program. Bear logs or station logs are confidential and are not to be released outside the Service without permission of the Superintendent.

In keeping with Department of the Interior policy, public involvement in the preparation of the draft environmental impact statement is invited. Comments from persons, firms, and organizations should be addressed to Mr. Lynn Thompson, Regional Director, Rocky Mountain Region, National Park

Service, 655 Parfet Street, P.O. Box 25287, Denver, Colorado 80225. Comments received prior to May 30, 1974, will be most useful in the preparation of the draft environmental impact statement.

Dated: April 19, 1974.

GLEN T. BEAN,
Acting Regional Director,
Rocky Mountain Region.

[FR Doc.74-11398 Filed 5-15-74; 8:45 am]

DEPARTMENT OF AGRICULTURE

Forest Service

COMBINED TIMBER MANAGEMENT PLAN AND FOREST ROAD PROGRAM

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, has prepared a final environmental statement for the Combined Timber Management Plan and Forest Road Program, Forest Service Report Number USDA-FS-FES (Adm) 74-1.

The environmental statement concerns the general effects of two interrelated and strongly dependent proposals on the Nezperce National Forest: (1) The interim adjustment to the Forest Timber Management Program, (2) the Forest Three Year Road Program. A draft statement on the Three Year Road Program was first submitted on May 25, 1972. A final statement will not be submitted. This statement will take its place. The change has been necessitated by the responses to the first draft which questioned the relationship of the road program to the timber management program, and also by recent agency restriction in "Forest, Roads and Trails Funding" which on this Forest will limit all new construction and reconstruction to timber access roads.

This final environmental statement was filed with CEQ on May 10, 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
Northern Region
Federal Building
Missoula, MT 59801

USDA, Forest Service
Nezperce National Forest
319 East Main
Grangeville, Idaho 83530

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

Willard C. Clementson, Acting Forest Supervisor
Nezperce National Forest
319 East Main
Grangeville, Idaho 83530

Copies of the environmental statement have been sent to various Federal, state,

and local agencies as outlined in the CEQ guidelines.

Dated: May 10, 1974.

KEITH M. THOMPSON,
Acting Regional Forester,
Northern Region, Forest Service.
[FR Doc.74-11299 Filed 5-15-74; 8:45 am]

MULTIPLE-USE PLAN, JOHN DAY PLANNING UNIT

Notice of 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 John Day Planning Unit, Forest Service Report Number USDA-FS-DES (Adm) R1-74-14.

The environmental statement concerns multiple use management of 6,745 acres of National Forest land in the John Day Creek drainage, including road construction and timber harvest on four land units totaling 2,785 acres.

This draft environmental statement was filed with CEQ on May 9, 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, DC 20250

USDA Forest Service
Northern Region
Federal Building, Room 3077
Missoula, MT 59801

USDA Forest Service
Nezperce National Forest
319 East Main
Grangeville, ID 83530

A limited number of single copies are available upon request to Acting Forest Supervisor Willard C. Clementson, Nezperce National Forest, 319 East Main, Grangeville, Idaho 83530.

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 impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Acting Forest Supervisor Willard C. Clementson, Nezperce National Forest, 319 East Main, Grangeville, Idaho 83530. Comments must be received by July 9, 1974, in order to be considered in the

preparation of the final environmental statement.

Dated: May 9, 1974.

KEITH M. THOMPSON,
Acting Regional Forester,
Northern Region, Forest Service.

[FR Doc.74-11301 Filed 5-15-74;8:45 am]

MULTIPLE-USE PLAN, SOUTH FORK YAAK PLANNING UNIT

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 has prepared a final environmental statement for Multiple Use Plan, South Fork YaaK Planning Unit, Forest Service Report Number USDA-FS-FES (Adm) 74-9.

The environmental statement concerns a proposed implementation of a revised multiple use plan for the South Fork YaaK Planning Unit, the YaaK Ranger District, Kootenai National Forest, and located in Lincoln County, Montana. The proposal affects approximately 47,000 acres of National Forest lands which have been stratified into six management situations or units with similar resource implications.

This final environmental statement was filed with CEQ on May 10, 1974.

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

USDA, Forest Service
South Agriculture Bldg., Room 3231
12th St. and Independence Ave., SW.
Washington, DC 20250

USDA, Forest Service
Northern Region
Federal Building
Missoula, MT 59801

USDA, Forest Service
Kootenai National Forest
418 Mineral Avenue
Libby, MT 59923

A limited number of single copies are available upon request to Forest Supervisor, Floyd J. Marita, Kootenai National Forest, Box AS, Libby, MT 59923.

Dated: May 10, 1974.

KEITH M. THOMPSON,
Acting Regional Forester,
Northern Region, Forest Service.

[FR Doc.74-11300 Filed 5-15-74;8:45 am]

WASATCH NATIONAL FOREST MULTIPLE USE ADVISORY COMMITTEE

Notice of Meeting

The Wasatch National Forest Multiple Use Advisory Committee will meet at 8 p.m. on May 23, 1974, and all day on May 24 at Ogden, Utah.

The purpose of this meeting is to review in the evening meeting (May 23) the role of the Forest Service in land use planning on National Forest lands in northern Utah where (1) National Forest lands are dominant, and (2) National Forest lands represent a minority of the

acreage in a planning unit. A field trip to the Ogden Valley Planning Unit on May 24th will illustrate the second category cited above. Land use planning relationships with private land owners and county and state government will be discussed. Emphasis will be placed on ways to achieve full cooperation, participation, and understanding of all land-owners and managers in providing for sound land use planning.

The meeting will be open to the public. Persons who wish to attend the field trip will have to provide their own food and transportation. Those planning to attend should notify Wasatch National Forest Supervisor C. P. St. John, Telephone No. 524-5031, Federal Building, 125 South State St., Room 4311, Salt Lake City, Utah, 84138.

Written statements may be filed with the Committee before or after the meeting.

CHANDLER P. ST. JOHN,
Forest Supervisor.

MAY 7, 1974.

[FR Doc.74-11296 Filed 5-15-74;8:45 am]

WHITE MOUNTAIN NATIONAL FOREST ADVISORY COMMITTEE

Notice of Meeting

The White Mountain National Forest Advisory Committee will meet June 12 and 13, 1974, at the Brickyard Mountain Inn, Laconia, New Hampshire.

The purpose of this meeting is to discuss planning and management proposals for the White Mountain National Forest.

The meeting will be open to the public. Persons who wish to attend should notify Ned Therrien, U.S. Forest Service, Laconia, New Hampshire 03246. Telephone number 603 524-6450.

Dated: May 7, 1974.

PAUL D. WEINGART,
Forest Supervisor.

[FR Doc.74-11254 Filed 5-15-74;8:45 am]

Rural Electrification Administration ASSOCIATED ELECTRIC COOPERATIVE, INC.

Proposed Loan Guarantee

Under the authority of Pub. L. 93-32 (87 Stat. 65) and in conformance with applicable agency policies and procedures as set forth in REA Bulletin 20-22 (Guarantee of Loans for Bulk Power Supply Facilities), notice is hereby given that the Administrator of REA will consider (a) providing a guarantee supported by the full faith and credit of the United States of America for a loan in the approximate amount of \$142,000,000 to Associated Electric Cooperative, Inc., of Springfield, Missouri and (b) supplementing such a loan with an insured REA loan at 5 percent interest in the approximate amount of \$20,000,000 to this cooperative. These loan funds will be used in lieu of like amounts originally contemplated by other financial

arrangements previously approved by REA to finance (with approximately \$54,000,000 previously loaned by REA) a project consisting of a 600 MW coal-fired generating unit, anti-pollution control equipment, and approximately 349 miles of 345 kV transmission line.

Legally organized lending agencies capable of making, holding and servicing the loan proposed to be guaranteed may obtain information on the proposed project, including the engineering and economic feasibility studies and the proposed schedule for the advances to the borrower of the guaranteed loan funds from Mr. Gerald F. Diddle, Manager, Associated Electric Cooperative, Inc., P.O. Box 754, Springfield, Missouri 65801.

In order to be considered, proposals must be submitted on or before June 17, 1974, to Mr. Diddle. The right is reserved to give such consideration and make such evaluation or other disposition of all proposals received, as Associated and REA deem appropriate. Prospective lenders are advised that it is anticipated that the financing proposed for this project will be available from the Federal Financing Bank.

Copies of REA Bulletin 20-22 are available from the Director, Information Services Division, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

Dated at Washington, D.C., this 10th day of May, 1974.

DAVID A. HAMILL,
Administrator,
Rural Electrification Administration.
[FR Doc.74-11262 Filed 5-15-74;8:45 am]

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

MASSACHUSETTS INSTITUTE OF TECHNOLOGY

Decision on Application for Duty-Free Entry of Scientific Article

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

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 74-00246-56-17500.
Applicant: Massachusetts Institute of Technology, 77 Massachusetts Avenue, Cambridge, MA 02139. Article: Two (2) Recording Current Meters, Model 4. Manufacturer: Ivar Aanderaas, Norway. Intended use of article: The article will be enclosed in a cyclosonde and lowered into the sea in studies of the dynamics of the ocean.

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

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

Reasons: The foreign article provides the specification of "compatibility with the cyclosonde" for use in profiling equatorial undercurrents. The most closely comparable domestic instrument, the Model 950, manufactured by EG and G, Waltham, Massachusetts, is too heavy to provide this compatibility. The National Bureau of Standards (NBS) advised in its memorandum dated April 9, 1974 that the above cited specification is pertinent to the purposes for which the article is intended to be used. We, therefore, find that the Model 950 is not of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used. NBS also advised that it knows of no domestically manufactured instrument of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
Director,
Special Import Programs Division.

[FR Doc.74-11277 Filed 5-15-74; 8:45 am]

SYRACUSE UNIVERSITY, ET AL. Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Import Programs Division, Office of Import Programs, Washington, D.C. 20230, on or before June 5, 1974.

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

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C. 20230.

Docket number: 74-00423-10-31540.
Applicant: Syracuse University, Department of Mechanical & Aerospace Engineering, 139 Link Hall, Syracuse, N.Y. 13210. **Article:** 200 KW Electric Heater, Model EF 6. **Manufacturer:** Reaves Industrial Furnaces Ltd., United Kingdom. **Intended use of article:** The article is

intended to be used in a noise research program to study the noise produced by hot air jets issuing from coaxial nozzles attached at the downstream end of a plenum chamber system. The primary objective will be to devise and study the means of noise reduction and suppression from hot jet flows. The jet noise with respect to different flow properties will also be studied in detail to facilitate a better understanding of the problem of jet noise suppression and reduction. **Application received by Commissioner of Customs:** April 12, 1974.

Docket number: 74-00424-33-46040.
Applicant: University of California—San Francisco, 1438 South Tenth Street, Richmond, California 94904. **Article:** Electron Microscope, Model EM 10. **Manufacturer:** Carl Zeiss, West Germany. **Intended use of article:** The article is intended to be used for studies of the ultrastructure of a variety of tissues including mammalian lung, carotid body, brain, and others. Experiments will include (a) studies of the source of pulmonary surface active material, (b) studies of the synaptic organization of the carotid body and, (c) studies of the ultrastructure of neurons in respiratory nuclei and central nervous system chemoreceptors. The article will also be used to train graduate students postdoctoral fellows and trainees, and staff members in the Cardiovascular Research Institute in ultrastructural techniques. The training will be done individually and in formal courses to provide the investigators the necessary information and skills to enable them to do electron microscopy. **Application received by Commissioner of Customs:** April 12, 1974.

Docket Number: 74-00425-33-46040.
Applicant: Merck Institute for Therapeutic Research, West Point, Pennsylvania 19486. **Article:** Electron Microscope, Model EM 201. **Manufacturer:** Philips Electronic Instruments NVD, The Netherlands. **Intended use of article:** The article is intended to be used to provide basic research and service in support of ongoing projects in virology and cancer research. Two types of studies are underway (a) changes in cellular subunits, membranes, etc., that are induced in transformed cells and (b) viruses of known or suspected oncogenicity. **Application received by Commissioner of Customs:** April 11, 1974.

Docket Number: 74-00426-33-43780.
Applicant: Veterans Administration Hospital, 150 Muir Road, Martinez, California 94553. **Article:** Kromayer Lamp Model 10. **Manufacturer:** Hanovia Lamps Limited, United Kingdom. **Intended use of article:** The article is intended to be used for patient care and experimenting on effects of light on wound healing. It aids healing by erythral action—bactericidal and astringent effect—and will be used as a physical modality in the Rehabilitation Medicine Service for patient care.

Application received by Commissioner of Customs: April 11, 1974.

Docket Number: 74-00428-33-46040.

Applicant: Eastern Virginia Medical School, Department of Pathology, 353 Mowbray Arch, Norfolk, Virginia 23507. **Article:** Electron Microscope, Model EM 301. **Manufacturer:** Philips Electronic Instruments NVD, The Netherlands. **Intended use of article:** The article is intended to be used as the major investigative tool in the study of viral relationships to human prostrate carcinoma. This study will attempt to identify and characterize various virus particles and components associated with malignant prostrate tissues. In a further attempt to determine the etiology of prostrate carcinoma, electron microscopic observations will be made on tissue cultures of malignant prostrate tissues containing suspected virus particles. The article will also be used in an advanced course in medical applications of electron microscopy to be offered by the Department of Pathology which will enable medical students and medical personnel to become highly proficient in specialized techniques of electron microscopy. **Application received by Commissioner of Customs:** April 10, 1974.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
Director,
Special Import Programs Division.

[FR Doc.74-11279 Filed 5-15-74; 8:45 am]

YALE UNIVERSITY, ET AL. Consolidated Decision on Applications for Duty-Free Entry of Ultramicrotomes

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

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review during ordinary business hours of the Department of Commerce, at the Special Import Programs Division, Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket Number: 74-00278-33-46500.
Applicant: Yale University School of Medicine, Pathology Department, 310 Cedar Street, New Haven, Connecticut 06510. **Article:** Ultramicrotome, Model LKB 8800A and accessories. **Manufacturer:** LKB Produkter AB, Sweden. **Intended use of article:** The article is intended to be used for the investigation of biological materials, mammalian tissues obtained from laboratory animals and clinical patients which exhibit both normal and pathologic structure. The experiments to be conducted include localization of specific membrane receptor sites of different macromolecules on normal cells with similar experiments conducted on human cancer tissue. Membrane modification, receptor site mobili-

zation and other parameters will also be investigated. The objectives pursued in the course of these investigations are to reveal at the ultrastructural level the morphological bases of macromolecular binding of substances to normal and pathologic membranes. Application received by Commissioner of Customs: January 8, 1974. Advice submitted by the Department of Health, Education, and Welfare on: April 22, 1974.

Docket number: 74-00279-33-46500. Applicant: Northwestern University Medical School, Department of Pathology, 303 East Chicago Avenue, Chicago, Illinois 60611. Article: Ultramicrotome, Model LKB 8800A and accessories. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for studies of biological materials, including tissue sections of human and mammalian organs, microbial organisms, and isolated cell fraction of cellular organelles obtained under experimental conditions. Experiments to be conducted include water and electrolyte transport and locations in isolated organelles, calcium transport in normal and injured heart, tissue slices and microsomal and mitochondrial fractions, also heavy metal toxicity and ultramicroscopic pathology of several disease states including particularly renal glomerular disease and isolated renal tubular transport mechanisms. The latter experiments and the transport studies include autoradiographic studies of organic and inorganic molecules. Application received by Commissioner of Customs: January 8, 1974. Advice submitted by the Department of Health, Education, and Welfare on: April 22, 1974.

Docket number: 74-00280-33-46500. Applicant: University of Wisconsin-Oshkosh, Department of Biology, Oshkosh, Wisconsin 54901. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for studies of plant and animal tissues. The work involves the ultrastructure of chromosomes and chromatin strands in mitosis and meiosis. Of interest is the banding patterns in polytene chromosomes of chironomid insects (midges) in order to clarify taxonomic relationships in this group. Similar studies are being applied to the mushroom genera *Agaricus*, *Hygrophorus*, and *Mucena*. These fungi banding patterns will be combined with studies of the three dimensional arrangement of the chromatin in the early stages of nuclear division. Application received by Commissioner of Customs: January 8, 1974. Advice submitted by the Department of Health, Education, and Welfare on: April 22, 1974.

Docket number: 74-00281-33-46500. Applicant: Veterans Administration Hospital, 109 Bee Street, Charleston, South Carolina 29403. Article: Ultramicrotome, Model LKB 8800A with accessories. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for ultra-

structural and cytochemical studies of a large variety of both human and animal tissues. Some studies will also involve high resolution of cellular membranes. In addition, the article will be used in the graduate level course Introduction to Electron Microscopy in which theory of electron optics, electron diffraction, use of bright and dark field electron microscopy, and high resolution electron microscopy will be taught. Application received by Commissioner of Customs: January 8, 1974. Advice submitted by Department of Health, Education, and Welfare on: April 22, 1974.

Docket number: 74-00283-33-46500. Applicant: Rehabilitation Institute of Chicago, 345 East Superior Street, Chicago, Illinois 60611. Article: Ultramicrotome, Model LKB 8800A and accessories. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for studies of biological materials, mainly mammalian skeletal muscle tissues derived from humans and experimental animals, and exhibit both normal and pathologic structure. Experiments to be conducted include experiments on the effect of pharmacological agents on normal and denervated mammalian muscle. Application received by Commissioner of Customs: January 11, 1974. Advice submitted by the Department of Health, Education, and Welfare on: April 22, 1974.

Docket number: 74-00284-33-46500. Applicant: Harvard Medical School, Harvard Pathology Unit, Mallory Institute of Pathology, 784 Massachusetts Avenue, Boston, Massachusetts 02118. Article: Ultramicrotome, Model LKB 8800A and accessories. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for the following research projects:

(A) A study of the structure and function of normal and pathologic vascular endothelium with the use of electron microscopic tracers which would delineate the sites of vascular permeability.

(B) Studies on the localization of various enzymes (e.g. endogenous peroxidase catalase, dehydrogenases) in normal skeletal muscle, macrophages, liver, Kupffer cells, kidneys, again under normal and pathologic conditions.

(C) Studies on the ultrastructural basis for normal and increased glomerular permeability with the use of enzyme tracers.

(D) Studies on the localization of antigens and antibodies in renal tissue, again using ultrastructural cytochemical techniques (peroxidase-labeled antibodies).

(E) Studies on endothelial cell and smooth muscle cell cultures. Application received by Commissioner of Customs: January 11, 1974. Advice submitted by the Department of Health, Education, and Welfare on: April 22, 1974.

Docket number: 74-00286-33-46500. Applicant: University of Rochester Atomic Energy Project, 400 Elmwood Avenue, Rochester, N.Y. 14642. Article: Ultramicrotome, Model Om U3. Manufacturer: C. Reichert Optische Werke, Austria. Intended use of article: The

article will be used in conjunction with a transmission electron microscope in a study of lung clearance of particles. Experiments to be conducted include experiments on the normal, physiological response of the lung tissue in regard to aerosol inhalation. In addition variations in the behavior of cells and tissues under experimental pathological conditions are to be studied. The objectives to be pursued in the course of the investigations are to reveal at the ultrastructural level the structural bases of alveolar clearance of particles and compare the morphological changes with the functional changes of clearance. Application received by Commissioner of Customs: January 15, 1974. Advice submitted by the Department of Health, Education, and Welfare on: April 22, 1974.

Comments: No comments have been received with respect to any of the foregoing applications. Decision: Applications approved. No instrument or apparatus of equivalent scientific value to the foreign articles, for such purposes as these articles are intended to be used, is being manufactured in the United States. Reasons: Each of the foreign articles provides a range of cutting speeds from equal to or less than 0.5 millimeters/second (mm/sec) to equal to or greater than 10 mm/sec. The most closely comparable domestic instrument is the Model MT-2B ultramicrotome which is manufactured by Ivan Sorvall, Inc. (Sorvall). The Model MT-2B has a range of cutting speeds from 0.09 to 3.2 mm/sec. The conditions for obtaining high quality sections that are uniform in thickness depend to a large extent on the hardness, consistency, toughness and other properties of the specimen materials, the properties of the embedding materials and the geometry of the block. In connection with a prior application (Docket No. 69-00118-33-46500) which relates to the duty-free entry of an article in the category of instruments to which the foregoing applications relate, the Department of Health, Education, and Welfare (HEW) advised that

Smooth cuts are obtained when the speed of cutting, (among such [other] obvious factors as knife edge condition and angle), is adjusted to the characteristics of the material being sectioned.

In connection with another prior case (Docket No. 69-00665-33-46500) relating to the duty-free entry of an article in the same category as those described above, HEW advised that

The range of cutting speeds and a capability for the higher cutting speeds is * * * a pertinent characteristic of the ultramicrotome to be used for sectioning materials that experience has shown difficult to section.

In connection with still another prior case (Docket No. 70-00077-33-46500) relating to the duty-free entry of an article similar to those described above, HEW advised that "ultrathin sectioning of a variety of tissues having a wide range in density, hardness etc." requires a maximum range in cutting speed and, further, that "The production of ultrathin serial sections of specimens that have

great variation in physical properties is very difficult." Accordingly, HEW advises in its respectively cited memoranda, that cutting speeds in excess of 4 mm/sec are pertinent to the satisfactory sectioning of the specimen materials and the relevant embedding materials that will be used by the applicants in their respective experiments.

For these reasons, we find that the Sorvall Model MT-2B ultramicrotome is not of equivalent scientific value to the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used. The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to any of the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
Director,
Special Import Programs Division.

[FR Doc. 74-11278 Filed 5-15-74; 8:45 am]

National Oceanic and Atmospheric Administration

SEA GRANT ADVISORY PANEL

Notice of Public Meeting

Pursuant to section 10(a)(2) of 5 U.S.C. App. I (Supp. II, 1972), notice is hereby given of the meeting of the Sea Grant Advisory Panel on Wednesday and Thursday, May 29 and 30, 1974. The meeting will commence at 9:00 a.m. on both days, in Conference Room 6802, Department of Commerce, 14th Street between E and Constitution Avenue, NW., Washington, D.C.

The agenda for the meeting will be as follows:

May 29, 1974

- A. Review of Grant Proposals and Applications Submitted to the Office of Sea Grant for Consideration.
- B. Consideration of Candidates for Designation by NOAA as Sea Grant Colleges.
- C. Review of Actions Taken by the Office of Sea Grant in Response to Former Panel Recommendations.
- D. Advisory Services Project Report.
- E. International Project Review.

May 30, 1974

- F. Highlights of Activities of the Previous Half Year.
- G. Discussions with Administrator of NOAA.
- H. Other Discussion Items.
- I. Five Year Plan.
- J. Discussion with Sea Grant Directors.

The meeting will be closed to the public during agenda items A and B on May 29, during which portions of the discussions will be concerned with matters listed in 5 U.S.C. 552(b)(5), and has been closed to the public as authorized by section 10(d) of 5 U.S.C. App. I (Supp. II, 1972), and section 8(d) of Office of Management and Budget Circular No. A-63 (March

27, 1974), by a determination of the Assistant Secretary of Commerce for Administration dated May 9, 1974. The remaining agenda items on May 29, and all agenda items on May 30, will be open to the public.

Dated: May 10, 1974.

ROBERT L. CARNAHAN,
Acting Assistant Administrator
for Administration.

[FR Doc. 74-11297 Filed 5-15-74; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institute of Education NATIONAL COUNCIL ON EDUCATION RESEARCH

Notice of Meeting

Notice is hereby given that the next meeting of the National Council on Educational Research (NCER) will be held on May 28, 1974, in Cambridge, Massachusetts. The meeting will be held at the Sheraton Commander Hotel, 16 Garden Street, Cambridge, and will be open to the public, except for the Executive Session.

The Council was established under section 405(b) of the General Education Provisions Act (20 U.S.C. 1221e(b)). Its statutory duties include:

- (a) Establishing general policies for, and reviewing the conduct of the Institute;
- (b) Advising the Assistant Secretary for Education and Director of the Institute on development of programs to be carried out by the Institute;
- (c) Recommending to the Assistant Secretary and the Director ways to strengthen educational research, to improve the collection and dissemination of research findings, and to insure the implementation of educational renewal and reform based upon the findings of educational research.

The chairman of the Council is Patrick Haggerty, Chairman of the Board, Texas Instruments, Incorporated, Dallas, Texas.

The tentative agenda for the meeting:

- | | |
|------------------|---|
| 9:15 a.m. | Convene. |
| 9:15-9:20 a.m. | Approve Minutes of March 13 Meeting. |
| 9:20-9:25 a.m. | Approve Minutes of April 1 Meeting. |
| 9:25-9:30 a.m. | Approve change in Minutes of December 3, 1973, Meeting. |
| 9:30-10:15 a.m. | Director's Remarks. |
| 10:15-11:45 a.m. | Report and Discussion on NIE Planning Process for FY 1976. |
| 11:45-1 p.m. | Lunch. |
| 1-1:30 p.m. | Schedule of Future NCER Meetings. |
| 1:30-2:30 p.m. | Discussion of Education Voucher Program: Report of NCER Committee on Diversity on review of current Program components. |
| 2:30-4 p.m. | Presentation and Discussion of Education and Work Priority. |
| 4-4:45 p.m. | Executive Session. |
| 4:45 p.m. | Adjourn. |

Members of the public are invited to attend the open sessions. Written state-

ments relevant to an agenda item (or to any other item considered of interest to the Institute) may be submitted at any time and should be sent to the Chairman and the Executive Secretary of the Council at the address shown below. Requests to make a presentation at the Council meeting should be submitted in writing to the Chairman and the Executive Secretary by the close of business, Tuesday, May 21. The Chairman will determine whether a presentation should be scheduled.

In accordance with Council policy (NCER Resolution No. 013074-8) copies of Council resolutions and minutes of Council meetings can be obtained by contacting the Executive Secretary. Resolutions are available shortly after the particular meeting at which adopted. Because minutes require approval by the Council at a subsequent meeting, they are usually available approximately four to six weeks after the date of the meeting to which they refer.

In order to assure adequate seating arrangements, persons interested in attending Council meetings are requested to contact in advance:

Mrs. Caroline Phillips, Executive Secretary,
National Council on Educational Research,
National Institute of Education, Room 714,
Washington, D.C. 20208, Telephone: 202-254-7900.

THOMAS K. GLENNAN, Jr.,
Director,
National Institute of Education.

[FR Doc. 74-11397 Filed 5-14-74; 1:53 pm]

Office of Education

NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION

Meeting

Notice is hereby given, pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), that the next meeting of the National Advisory Council on Indian Education (Legislative Committee) will be held on May 19 and 20, 1974 from 9:00 a.m. to 5:00 p.m. at 425 13th Street NW., Room 326, Washington, D.C. 20004.

The National Advisory Council on Indian Education is established under Section 401 of the Indian Education Act (Pub. L. 92-318, Title IV). The Council is directed to:

Advise the Commissioner in the preparation of general regulations and with respect to policy matters arising in the administration of this title, including policies and procedures governing the approval of State plans under Section 318 and policies to eliminate duplication, and to effectuate the coordination of programs under this title and other programs offering Indian Education activities and services.

The Council shall review the administration and effectiveness of programs under this title, make recommendations with respect thereto, and make annual reports to the President of its findings and recommendations (including recommendations for changes in this title and other federal laws relating to Indian Education activities and services). The President shall transmit each

such report to the Congress together with his comments and recommendations.

The proposed agenda includes:

Gathering data that members of Congress and the Indian communities have asked for, and to disseminate this information to them.

Records shall be kept of all Council proceedings (and shall be available for public inspection at the Office of the National Advisory Council on Indian Education located at 425 13th Street N.W., Room 326, Washington, D.C. 20004.)

Signed at Washington, D.C., on May 13, 1974.

DWIGHT A. BILLEDEAUX,
Executive Director, National Advisory Council on Indian Education.

[FR Doc.74-11410 Filed 5-15-74;8:45 am]

Social Security Administration ADVISORY COUNCIL ON SOCIAL SECURITY

Notice of Public Meeting

Notice is hereby given, pursuant to Pub. L. 92-463, that the Advisory Council on Social Security, established pursuant to section 706(a) of the Social Security Act, as amended, will meet on Friday, May 24, 1974, at 10:00 a.m. to 6:00 p.m. in Room 917, Altmeyer Building, 6401 Security Boulevard, Baltimore, Maryland, and Saturday, May 25, 1974, from 9:00 a.m. to 4:00 p.m. in Room 5051, HEW—North Building, Third and Independence Avenues, Washington, D.C. The meetings are open to the public.

Further information on the Council may be obtained from Mr. John Trout, Executive Secretary of the Council, Room 440 Altmeyer Building, Social Security Administration, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone (301) 594-2510. Members of the public planning to attend should send written notice of intent to the Executive Secretary.

(Catalog of Federal Domestic Assistance Program Numbers 13.800-13.807, Social Security Programs)

Dated: May 13, 1974.

JOHN TROUT,
Executive Secretary, Advisory Council on Social Security.

[FR Doc.74-11413 Filed 5-15-74;8:45 am]

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

NATIONAL HIGHWAY SAFETY ADVISORY COMMITTEE

Notice of Public Meeting

On May 22-23, 1974, the National Highway Safety Advisory Committee will hold open meetings in Arlington, Virginia, and Washington, D.C.

The National Highway Safety Advisory Committee is composed of 35 members appointed by the President in accord-

ance with the Highway Safety Act of 1966 (23 U.S.C. 401 et seq.). The Committee consists of representatives of State and local governments, State legislatures, public and private interests contributing to, affected by, or concerned with highway safety, other public and private agencies, organizations, and groups demonstrating an active interest in highway safety, and research scientists and other experts in highway safety.

The Advisory Committee advises, consults with, and makes recommendations to the Secretary of Transportation on matters relating to the activities of the Department in the field of highway safety. The Committee is specifically authorized (1) to review research projects or programs, and (2) to review, prior to issuance, standards proposed to be issued by the Secretary under the national highway safety program.

The following meetings will be held, subject to approval by the Secretary of Transportation, Wednesday, May 22 in the Quality Inn—Pentagon City, 300 Army Navy Drive, Arlington, Virginia. The Research and Program Development Subcommittee will meet from 9:30 a.m. until 4 p.m. in the Ballroom with the following agenda:

Bicycling Safety—Report & Recommendations.
Review of Proposed Standard 19: Bicycle & Pedestrian Safety—(Highway Environment).
Review of Proposed Standard 14: Bicycle & Pedestrian Safety—(Operation).
Review of Proposed Standard 12: Highway Design, Construction & Maintenance.
Report of Ad Hoc Task Force on Driver Education.
Review of Prior Recommendations.
Future Plans.
New Business.

The Standards Implementation Subcommittee will meet from 9:30 a.m. until 3:30 p.m. in the Arlington-North Room with the following agenda:

State Liaison Report and Recommendations.
Proposed Plans for December Regional Highway Safety Conference.
Review of Prior Recommendations.
Future Plans.
New Business.

The Ad Hoc Task Force on Administrative Adjudication will meet from 3:30 until 5 p.m. in the Arlington-North Room with the following agenda:

Mandatory Sanctions.
Future Plans.
New Business.

On May 23, the Full Committee will meet in room 4234 of the DOT Headquarters Building, 400 Seventh Street, SW., Washington, D.C., from 9 a.m. until 3 p.m. with the following agenda, subject to the approval of the Secretary of Transportation.

Briefing on Sanction Procedures.
Status Report on Studies Required by 1973 Highway Safety Act.
Special Report on Effect of Federal Advisory Committee Act on Continuation of National Highway Safety Advisory Committee.
Members' Trip Reports.
New Business.

Plans for Future Committee Activities.
Report of Executive Subcommittee.
Report of Subcommittee on Research and Program Development.
Report of Ad Hoc Task Force on Adjudication.
Report of Subcommittee on Standards Implementation.

Agenda requirements for the May 22-23 Committee meetings were developed by the Executive Subcommittee which met on May 3. The May 3 meeting was scheduled before the recent promulgation of revised OMB Circular A-63, which now requires 15-day advance notice of advisory committee meetings, and precluded publicizing an earlier notice prior to this date.

Further information may be obtained from the Executive Secretariat, National Highway Traffic Safety Administration, Department of Transportation, 400 Seventh Street, SW., Washington, D.C. 20590, telephone 202-426-2872.

This notice is given pursuant to section 10(a) (2) of Pub. L. 92-463, Federal Advisory Committee Act (FACA), effective January 5, 1973.

Issued on: May 10, 1974.

CALVIN BURKHART,
Executive Secretary.

[FR Doc.74-11306 Filed 5-15-74;8:45 am]

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

NOTICE OF PUBLIC MEETING

Notice is hereby given, pursuant to the Federal Advisory Committee Act, Pub. L. 92-463, that the membership of the Administrative Conference of the United States, which makes recommendations to administrative agencies, to the President, Congress, and the Judicial Conference of the United States regarding the efficiency, adequacy, and fairness of the administrative procedures used by administrative agencies in carrying out their programs, will meet in Plenary Session on Thursday, May 30, 1974 at 1:30 p.m. and on Friday, May 31, 1974 at 9:30 a.m. at the International Conference Room, Department of State, Washington, D.C.

The Conference will consider (not necessarily in the order stated) the following matters:

1. A proposed recommendation for amending the Administrative Procedure Act to provide subpoena power in formal agency proceedings.
2. A proposed recommendation regarding agency procedures for discretionary distribution of Federal assistance.
3. A proposed recommendation regarding Department of the Interior procedures for resolution of mining claims on public lands.
4. Proposed amendments to the Bylaws of the Conference.
5. A proposed statement on a resolution of the American Bar Association to amend the Administrative Procedure Act with respect to the authority of agencies to omit the initial decision of the presiding officer.
6. A proposed recommendation regarding judicial review of agency rulemaking.

Plenary Sessions of the Conference are open to the public. Persons attending are requested to enter the Department of State building by the C Street entrance. Since identification and indication of business are required for admission to the building, members of the public who plan to attend will save time by registering in advance with the Office of the Chairman, 2120 L Street, NW., Suite 500, Washington, D.C. 20037, telephone 254-7020.

Further information on the meeting, including copies of proposed recommendations and supporting reports, may be obtained at the above address.

Dated: May 9, 1974.

RICHARD K. BERG,
Executive Secretary.

[FR Doc.74-11294 Filed 5-15-74; 8:45 am]

COMMITTEE ON AGENCY ORGANIZATION AND PERSONNEL

Notice of Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of the Committee on Agency Organization and Personnel of the Administrative Conference of the United States, to be held at 10 a.m., May 30, 1974 at the National Lawyers Club, 1815 H Street, NW., Washington, D.C.

The Committee will meet to consider a report regarding the role of the chairman in independent regulatory agencies and to review its position with respect to the proposed statement on American Bar Association Resolution No. 8.

Attendance is open to the interested public, but limited to the space available. Persons wishing to attend should notify this office at least two days in advance. The Committee Chairman may, if he deems it appropriate permit members of the public to present oral statements at the meeting; any member of the public may file a written statement with the Committee before, during or after the meeting.

For further information concerning this Committee meeting contact Richard K. Berg, (phone 202-254-7065). Minutes of the meeting will be available on request.

RICHARD K. BERG,
Executive Secretary.

MAY 10, 1974.

[FR Doc.74-11298 Filed 5-15-74; 8:45 am]

ATOMIC ENERGY COMMISSION

[Docket Nos. 50-269A, etc.]

DUKE POWER CO.

Notice of Receipt of Addendum to Attorney General's Advice

The Commission has received, pursuant to section 105c, of the Atomic Energy Act of 1954, as amended, a supplemental letter of advice from the Attorney General of the United States, dated April 26, 1974, a copy of which is attached as Appendix A.

The Department of Justice advice letters with regard to these matters dated August 2, 1971, September 29, 1971, and May 1, 1973, have been withdrawn and the Department of Justice recommends that appropriate steps be taken to terminate the scheduled antitrust proceedings thereon.

For the Atomic Energy Commission.

ABRAHAM BRAITMAN,
Chief, Office of Antitrust and
Indemnity, Directorate of Li-
censing.

APPENDIX A

[AEC Docket Nos. 50-269A, 270A, 287A, 369A, 370A, 413A and 414A; Dept. of Justice File Nos. 60-415-27, 33 and 64]

OCONEE UNITS 1, 2, AND 3, M'GUIRE NUCLEAR
STATION UNITS 1 AND 2, CATAWBA NUCLEAR
STATION, UNITS 1 AND 2

APRIL 26, 1974.

This constitutes a supplemental letter of advice concerning the captioned nuclear power plant license applications as to which our advice was requested by the Atomic Energy Commission pursuant to the provisions of section 105 of the Atomic Energy Act, as amended. In letters dated August 2, 1971, September 29, 1971, and May 1, 1973, respectively, we recommended to the Commission that antitrust hearings be held on the Oconee, McGuire, and Catawba applications.

As you know the consolidated hearing on the Oconee and McGuire applications is scheduled to begin May 15, 1974. In recent weeks, the parties to that proceeding have undertaken serious discussions concerning resolution of antitrust questions raised by the Oconee, McGuire and Catawba applications. As a result of these discussions, the Applicant has informed the Department by letter of April 26, 1974, of its willingness to accept the statement of commitments enclosed in that letter as conditions to its licenses for the Oconee, McGuire and Catawba nuclear plants. Applicant's letter and the commitments are attached hereto.

Given Applicant's undertaking to accept these commitments as license conditions, the Department now believes antitrust hearings will not be necessary with regard to the Oconee, McGuire and Catawba license applications. We therefore withdraw our previous letters of advice concerning those three applications and recommend that appropriate steps be taken to terminate the scheduled antitrust proceedings thereon.

I enclose herewith a Statement of Commitments on behalf of Duke Power Company. The statement of these commitments reflecting Duke's policies is the product of recent discussions with attorneys of the Antitrust Division and of the Atomic Energy Commission staff.

In AEC licensing proceedings involving the Oconee, McGuire and Catawba plants, the Department of Justice is contending that activities under these licenses would maintain a situation inconsistent with the antitrust laws. Duke Power Company has denied, and continues to deny, all of the allegations made by the Department of Justice, the AEC staff, and the intervenors in those proceedings in support of the claimed need for license conditions, and Duke reserves the right to assert such denial in these proceedings or in any other proceeding or forum. Specifically, Duke denies that a situation inconsistent with the antitrust laws would be maintained or would be created by the issuance of licenses for the Oconee, McGuire or

Catawba plants. Duke further denies that any conditions to the licenses are necessary.

However, Duke feels that it is in the public interest, and in Duke's own interest, to terminate these proceedings promptly so that licenses for these plants, particularly the Catawba plant, can be issued without delay. Duke has been informed that the Department of Justice is willing to withdraw its recommendation that hearings be held on the need for antitrust related conditions if the attached commitments stating Duke's policies are made conditions to the Oconee, McGuire and Catawba licenses.

Accordingly, Duke is willing to accept these commitments as conditions to the licenses to be issued by the Atomic Energy Commission for Duke's Oconee, McGuire, and Catawba plants. Duke reserves the right to oppose the imposition of any different or additional conditions. All of the commitments made by Duke are contained in the attachment to this letter.

STATEMENT OF COMMITMENTS

Applicant makes the commitments contained herein, recognizing that bulk power supply arrangements between neighboring entities normally tend to serve the public interest. In addition, where there are net benefits to all participants, such arrangements also serve the best interests of each of the participants. Among the benefits of such transactions are increased electric system reliability, a reduction in the cost of electric power, and minimization of the environmental effects of the production and sale of electricity.

Any particular bulk power supply transaction may afford greater benefits to one participant than to another. The benefits realized by a small system may be proportionately greater than those realized by a larger system. The relative benefits to be derived by the parties from a proposed transaction, however, should not be controlling upon a decision with respect to the desirability of participating in the transaction. Accordingly, Applicant will enter into proposed bulk power transactions of the types hereinafter described which, on balance, provide net benefits to Applicant. There are net benefits in a transaction if Applicant recovers the cost of the transaction (as defined in § 1(d) hereof) and there is no demonstrable net detriment to Applicant arising from that transaction.

1. As used herein:

(a) "Bulk Power" means electric power and any attendant energy, supplied or made available at transmission or sub-transmission voltage by one electric system to another.

(b) "Neighboring Entity" means a private or public corporation, a governmental agency or authority, a municipality, a cooperative, or a lawful association of any of the foregoing owning or operating, or proposing to own or operate, facilities for the generation and transmission of electricity which meets each of the following criteria: (1) Its existing or proposed facilities are economically and technically feasible of interconnection with those of the Applicant and (2) with the exception of municipalities, cooperatives, governmental agencies or authorities, and associations, it is, or upon commencement of operations will be, a public utility and subject to regulation with respect to rates and service under the laws of North Carolina or South Carolina or under the Federal Power Act; provided, however, that as to associations, each member of such association is either a public utility as discussed in this clause (2) or a municipality, a cooperative or a governmental agency or authority.

(c) Where the phrase "neighboring entity" is intended to include entities engaging or proposing to engage only in the distribution of electricity, this is indicated by adding the phrase "including distribution systems."

(d) "Cost" means any appropriate operating and maintenance expenses, together with all other costs, including a reasonable return on Applicant's investment, which are reasonably allocable to a transaction. However, no value shall be included for loss of revenues due to the loss of any wholesale or retail customer as a result of any transaction hereafter described.

2. (a) Applicant will interconnect and coordinate reserves by means of the sale and exchange of emergency and scheduled maintenance bulk power with any neighboring entity(ies), when there are net benefits to each party, on terms that will provide for all of Applicant's properly assignable costs as may be determined by the Federal Power Commission and consistent with such cost assignment will allow the other party the fullest possible benefits of such coordination.

(b) Emergency service and/or scheduled maintenance service to be provided by each party will be furnished to the fullest extent available from the supplying party and desired by the party in need. Applicant and each party will provide to the other emergency service and/or scheduled maintenance service if and when available from its own generation and, in accordance with recognized industry practice, from generation of others to the extent it can do so without impairing service to its customers, including other electric systems to whom it has firm commitments.

(c) Each party to a reserve coordination arrangement will establish its own reserve criteria, but in no event shall the minimum installed reserve on each system be less than 15%, calculated as a percentage of estimated peak load responsibility. Either party, if it has, or has firmly planned, installed reserves in excess of the amount called for by its own reserve criterion, will offer any such excess as may in fact be available at the time for which it is sought and for such period as the selling party shall determine for purchase in accordance with reasonable industry practice by the other party to meet such other party's own reserve requirement. The parties will provide such amounts of spinning reserve as may be adequate to avoid the imposition of unreasonable demands on the other party(ies) in meeting the normal contingencies of operating its (their) system(s). However, in no circumstances shall such spinning reserve requirement exceed the installed reserve requirement.

(d) Interconnections will not be limited to low voltages when higher voltages are available from Applicant's installed facilities in the area where interconnection is desired and when the proposed arrangement is found to be technically and economically feasible.

(e) Interconnection and reserve coordination agreements will not embody provisions which impose limitations upon the use or resale of power and energy sold or exchanged pursuant to the agreement. Further, such arrangements will not prohibit the participants from entering into other interconnection and coordination arrangements, but may include appropriate provisions to assure that (i) Applicant receives adequate notice of such additional interconnection or coordination, (ii) the parties will jointly consider and agree upon such measures, if any, as are reasonably necessary to protect the reliability of the interconnected systems and to prevent undue burdens from being imposed on any system, and

(iii) Applicant will be fully compensated for its costs. Reasonable industry practice as developed in the area from time to time will satisfy this provision.

3. Applicant currently has on file, and may hereafter file, with the Federal Power Commission contracts with neighboring entity(ies) providing for the sale and exchange of short-term power and energy, limited term power and energy, economy energy, non-displacement energy, and emergency capacity and energy. Applicant will enter into contracts providing for the same or for like transactions with any neighboring entity on terms which enable Applicant to recover the full costs allocable to such transaction.

4. Applicant currently sells capacity and energy in bulk on a full requirements basis to several entities engaging in the distribution of electric power at retail. In addition, Applicant supplies electricity directly to ultimate users in a number of municipalities. Should any such entity(ies) or municipality(ies) desire to become a neighboring entity as defined in paragraph 1(b) hereof (either alone or through combination with others), Applicant will assist in facilitating the necessary transition through the sale of partial requirements firm power and energy to the extent that, except for such transition, Applicant would otherwise be supplying firm power and energy. The provision of such firm partial requirements service shall be under such rates, terms and conditions as shall be found by the Federal Power Commission to provide for the recovery of Applicant's costs. Applicant will sell capacity and energy in bulk on a full requirements basis to any municipality currently served by Applicant when such municipality lawfully engages in the distribution of electric power at retail.

5. (a) Applicant will facilitate the exchange of electric power in bulk in wholesale transactions over its transmission facilities (1) between or among two or more neighboring entities including distribution systems with which it is interconnected or may be interconnected in the future, and (2) between any such entity(ies) and any other electric system engaging in bulk power supply between whose facilities Applicant's transmission lines and other transmission lines would form a continuous electric path, provided that permission to utilize such other transmission lines has been obtained. Such transaction shall be undertaken provided that the particular transaction reasonably can be accommodated by Applicant's transmission system from a functional and technical standpoint and does not constitute the wheeling of power to a retail customer. Such transmission shall be on terms that fully compensate Applicant for its cost. Any entity(ies) requesting such transmission arrangements shall give reasonable notice of its (their) schedule and requirements.

(b) Applicant will include in its planning and construction program sufficient transmission capacity as required for the transactions referred to in subparagraph (a) of this paragraph, provided that (1) the neighboring entity(ies) gives Applicant sufficient advance notice as may be necessary reasonably to accommodate its (their) requirements from a functional and technical standpoint and (2) that such entity(ies) fully compensates Applicant for its cost. In carrying out this subparagraph (b), however, Applicant shall not be required to construct or add transmission facilities which (a) will be of no demonstrable present or future benefit to Applicant, or (b) which could be constructed by the requesting entity(ies) without duplicating any portion of Applicant's existing transmission lines, or (c) which would jeopardize Applicant's ability to finance or con-

struct on reasonable terms facilities needed to meet its own anticipated system requirements. Where regulatory or environmental approvals are required for the construction or addition of transmission facilities, needed for the transactions referred to in subparagraph (a) of this paragraph, it shall be the responsibility of the entity(ies) seeking the transaction to participate in obtaining such approvals, including sharing in the cost thereof.

6. To increase the possibility of achieving greater reliability and economy of electric generation and transmission facilities, Applicant will discuss load projections and system development plans with any neighboring entity(ies).

7. When Applicant's plans for future nuclear generating units (for which application will hereafter be made to the Atomic Energy Commission) have reached the stage of serious planning, but before firm decisions have been made as to the size and desired completion date of the proposed nuclear units, Applicant will notify all neighboring entities including distribution systems with peak loads smaller than Applicant's that Applicant plans to construct such nuclear units. Neither the timing nor the information provided need be such as to jeopardize obtaining the required site at the lowest possible cost.

8. The foregoing commitments shall be implemented in a manner consistent with the provisions of the Federal Power Act and all other lawful local, state and Federal regulation and authority. Nothing in these commitments is intended to determine in advance the resolution of issues which are properly raised at the Federal Power Commission concerning such commitments, including allocation of costs or the rates to be charged. Applicant will negotiate (including the execution of a contingent statement of intent) with respect to the foregoing commitments with any neighboring entity including distribution systems where applicable engaging in or proposing to engage in bulk power supply transactions, but Applicant shall not be required to enter into any final arrangement prior to resolution of any substantial questions as to the lawful authority of an entity to engage in the transactions. In addition, Applicant shall not be obligated to enter into a given bulk power supply transaction if: (1) To do so would violate, or incapacitate it from performing, any existing lawful contracts it has with a third party; (2) there is contemporaneously available to it a competing or alternative arrangement which affords it greater benefits which would be mutually exclusive of such arrangement; (3) to do so would adversely affect its system operations or the reliability of power supply to its customers, or (4) if to do so would jeopardize Applicant's ability to finance or construct on reasonable terms facilities needed to meet its own anticipated system requirements.

[FR Doc.74-11311 Filed 5-15-74;8:45 am]

[Docket No. 50-389]

FLORIDA POWER AND LIGHT CO.

Availability of Final Environmental Statement

Pursuant to the National Environmental Policy Act of 1969 and the United States Atomic Energy Commission's regulations in Appendix D to 10 CFR Part 50, notice is hereby given that the Final Environmental Statement prepared by the Commission's Directorate of Licensing, related to the proposed St. Lucie

Plant, Unit No. 2, to be constructed by Florida Power and Light Company in St. Lucie County, Florida is available for inspection by the public in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C., and in the Indian River Junior College Library, 3209 Virginia Avenue, Ft. Pierce, Florida 33450. The Final Environmental Statement is also being made available at the Bureau of Intergovernmental Relations, State Planning and Development Clearinghouse, 725 South Bronough Street, Tallahassee, Florida 32304.

The notice of availability of the Draft Environmental Statement for the St. Lucie Plant, Unit No. 2, and requests for comments from interested persons was published in the FEDERAL REGISTER on February 8, 1974 (39 FR 4937). The comments received from Federal, State, local and interested members of the public have been included as appendices to the Final Environmental Statement.

Single copies of the Final Environmental Statement may be obtained by writing the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland, this 10th day of May 1974.

For the Atomic Energy Commission.

WM. H. REGAN, JR.,
Chief, Environmental Projects
Branch 4, Directorate of Licensing.

[FR Doc. 74-11308 Filed 5-15-74; 8:45 am]

[Docket Nos. 50-366A, etc.]

GEORGIA POWER CO.

Receipt of Addendum to Attorney General's Advice

The Commission has received, pursuant to section 105c, of the Atomic Energy Act of 1954, as amended, a supplemental letter of advice from the Attorney General of the United States, dated May 1, 1974, a copy of which is attached as Appendix A.

The Department of Justice advice letters with regard to these matters dated August 2, 1972 and May 9, 1973, have been withdrawn and the Department of Justice recommends that appropriate steps be taken to terminate the scheduled antitrust proceedings thereon.

For the Atomic Energy Commission.

ABRAHAM BRAITMAN,
Chief, Office of Antitrust and
Indemnity, Directorate of Licensing.

APPENDIX A

[AEC Docket No. 50-366A; Dept. of Justice File 60-415-37]

HATCH NUCLEAR PLANT—UNIT NO. 2

[AEC Docket Nos. 50-424A, 50-425A, 50-426A, 50-427A; Dept. of Justice File 60-415-60]

VOGTLE NUCLEAR PLANT—UNITS 1-4

MAY 1, 1974.

This has further reference to your request for antitrust advice pursuant to the provisions of section 105 of the Atomic Energy Act of 1954, as amended, in regard to the above-captioned applications.

By letters dated August 2, 1972 for the Hatch unit and May 9, 1973 for the Vogtle units we advised you of our conclusion that Applicant's market power and use of that power indicated that a situation inconsistent with the antitrust laws would be created or maintained by the issuance of unconditional licenses for the construction and operation of these units. Accordingly, we recommended that the applications be made the subject of evidentiary hearings. The Hatch application is the subject of an existing proceeding that has proceeded partially through prehearing discovery. The Vogtle application is awaiting Commission action on an AEC staff recommendation that it be consolidated for hearing with the Hatch application.

Several months ago negotiations looking to a possible resolution of the antitrust issues without hearing were commenced among the Applicant, the intervenors, Commission staff and representatives of the Department of Justice. As a result of these negotiations, the Applicant has agreed to the inclusion in the Hatch and Vogtle licenses of conditions providing for, among other things, access to the Hatch and Vogtle units and any other nuclear generating units scheduled to commence commercial operation prior to January 1, 1989; coordination and sharing of reserves; transmission services over Applicant's facilities; sales of partial requirements; and sales of power at voltage appropriate for the load to be served. A copy of the proposed license conditions is attached.

In our opinion, these commitments should provide competitors and potential competitors of the Applicant with competitive, alternative, power supply sources, and should enable them to effectively compete with Georgia Power. On the strength of these commitments and with the expectation that the Commission will include them as conditions to the licenses involved here, we conclude that it will not be necessary to proceed with antitrust hearings on the instant applications and that the existing proceeding may be terminated.

[AEC Docket Nos. 50-366A, 50-424A, 50-425A, 50-426A, and 50-427A]

PROPOSED LICENSE CONDITIONS

1. As used herein:

(a) "Entity" means any financially responsible person, private or public corporation, municipality, county, cooperative, association, joint stock association or business trust, owning, operating or proposing to own or operate equipment or facilities within the State of Georgia (other than Chatham, Effingham, Fannin, Towns and Union Counties) for the generation, transmission or distribution of electricity, provided that, except for municipalities, counties, or rural electric cooperatives, "entity" is restricted to those which are or will be public utilities under the laws of the State of Georgia or under the laws of the United States, and are or will be providing retail electric service under a contract or rate schedule on file with and subject to the regulation of the Public Service Commission of the State of Georgia or any regulatory agency of the United States, and, provided further, that as to municipalities, counties or rural electric cooperatives, "entity" is restricted to those which provide electricity to the public at retail within the State of Georgia (other than Chatham, Effingham, Fannin, Towns and Union Counties) or to responsible and legally qualified organizations of such municipalities, counties and/or cooperatives in the State of Georgia (other than Chatham, Effingham, Fannin, Towns and Union Counties) to the extent they may bind their members.

(b) "Applicant" means Georgia Power Company, any successor, assignee of this license, or assignee of all or substantially all of Georgia Power Company's assets, and any affiliate or subsidiary of Georgia Power Company to the extent it engages in the ownership of any bulk power supply generation or transmission resource in the State of Georgia (but specifically not including (1) flood rights and other land rights acquired in the State of Georgia incidental to hydroelectric generation facilities located in another state and (2) facilities located west of the thread of the stream on that part of the Chattahoochee River serving as the boundary between the States of Georgia and Alabama).

2. Applicant recognizes that it is often in the public interest for those engaging in bulk power supply and purchases to interconnect, coordinate for reliability and economy, and engage in bulk power supply transactions in order to increase interconnected system reliability and reduce the costs of electric power. Such arrangements must provide for Applicant's costs (including a reasonable return) in connection therewith and allow other participating entities full access to the benefits available from interconnected bulk power supply operations and must provide net benefits to Applicant. In entering into such arrangements neither Applicant nor any other participant should be required to violate the principles of sound engineering practice or forego a reasonably contemporaneous alternative arrangement with another, developed in good faith in arms length negotiations (but not including arrangements between Applicant and its affiliates or subsidiaries which impair entities' rights hereunder more than they would be impaired were such arrangements made in good faith between Applicant and a non-affiliate or non-subsidiary) which affords it greater benefits. Any such arrangement must provide for adequate notice and joint planning procedures consistent with sound engineering practice, and must relieve Applicant from obligations undertaken by it in the event such procedures are not followed by any participating entity.

Applicant recognizes that each entity may acquire some or all of its bulk power supply from sources other than Applicant. In the implementation of the obligations stated in the succeeding paragraphs, Applicant and entities shall act in accordance with the foregoing principles, and these principles are conditions to each of Applicant's obligations herein undertaken.

3. Applicant shall interconnect with any entity which provides, or which has undertaken firm contractual obligations to provide, some or all of its bulk power supply from sources other than Applicant on terms to be included in air interconnection agreement which shall provide for appropriate allocation of the costs of interconnection facilities; provided, however, that if any entity undertakes to negotiate such a firm contractual obligation, the Applicant shall, in good faith, negotiate with such entity concerning any proposed interconnection. Such interconnection agreement shall provide, without undue preference or discrimination, for the following, among other things, insofar as consistent with the operating necessities of Applicant's and any participating entity's systems:

- Maintenance and coordination of reserves, including, where appropriate, the purchase and sale thereof,
- Emergency support,
- Maintenance support,
- Economy energy exchanges,
- Purchase and sale of firm and non-firm capacity and energy,

(f) Economic dispatch of power resources within the State of Georgia.

Provided, however, That in no event shall such arrangements impose a higher percentage of reserve requirements on the participating entity than that maintained by Applicant for similar resources.

4. Applicant shall sell full requirements power to any entity. Applicant shall sell partial requirements power to any entity. Such sales shall be made pursuant to rates on file with the Federal Power Commission, or any successor regulatory agency, and subject to reasonable terms and conditions.

5. (a) Applicant shall transmit ("transmission service") bulk power over its system to any entity or entities with which it is interconnected, pursuant to rate schedules on file with the Federal Power Commission which will fully compensate Applicant for the use of its system, to the extent that such arrangements can be accommodated from a functional engineering standpoint and to the extent that Applicant has surplus line capacity or reasonably available funds to finance new construction for this purpose. To the extent the entity or entities are able, they shall reciprocally provide transmission service to Applicant. Transmission service will be provided under this subparagraph for the delivery of power to an entity for its or its members' consumption and retail distribution or for casual resale to another entity for (1) its consumption or (2) its retail distribution. Nothing contained herein shall require the Applicant to transmit bulk power so as to have the effect of making the Tennessee Valley Authority ("TVA") or its distributors, directly or indirectly, a source of power supply outside the area determined by the TVA Board of Directors by resolution of May 16, 1966 to be the area for which the TVA or its distributors were the primary source of power supply on July 1, 1957, the date specified in the Revenue Bond Act of 1959, 16 U.S.C. 831 n-4.

(b) Applicant shall transmit over its system from any entity or entities with which it is interconnected, pursuant to rate schedules on file with the Federal Power Commission which will fully compensate Applicant for the use of its system, bulk power which results from any such entity having excess capacity available from self-owned generating resources in the State of Georgia, to the extent such excess necessarily results from economic unit sizing or from failure to forecast load accurately or from such generating resources becoming operational earlier than the planned in-service date, to the extent that such arrangements can be accommodated from a functional engineering standpoint, and to the extent Applicant has surplus line capacity available.

6. Upon request, Applicant shall provide service to any entity purchasing partial requirements service, full requirements service or transmission service from Applicant at a delivery voltage appropriate for loads served by such entity, commensurate with Applicant's available transmission facilities. Sales of such service shall be made pursuant to rates on file with the Federal Power Commission or any successor regulatory agency, and subject to reasonable terms and conditions.

7. Upon reasonable notice Applicant shall grant any entity the opportunity to purchase an appropriate share in the ownership of, or, at the option of the entity, to purchase an appropriate share of unit power from, each of the following nuclear generating units at Applicant's costs, to the extent the same are constructed and operated: Hatch 2, Vogtle 1, Vogtle 2, Vogtle 3, Vogtle 4, and any other nuclear generating unit constructed by Applicant in the State of Georgia which, in the

application filed with the USAEC or its successor agency, is scheduled for commercial operation prior to January 1, 1989.

An entity's request for a share must have regard for the economic size of such nuclear unit(s), for the entity's load size, growth and characteristics, and for demands upon Applicant's system from other entities and Applicant's retail customers, all in accordance with sound engineering practice. Executory agreements to accomplish the foregoing shall contain provisions reasonably specified by Applicant requiring the entity to consummate and pay for such purchase by an early date or dates certain. For purposes of this provision, "unit power" shall mean capacity and associated energy from a specified generating unit.

8. To effect the foregoing conditions, the following steps shall be taken:

(a) Applicant shall file with the appropriate regulatory authorities and thereafter maintain in force as needed an appropriate transmission tariff available to any entity;

(b) Applicant shall file with the appropriate regulatory authorities and thereafter maintain in force as needed an appropriate partial requirements tariff available to any entity; Applicant shall have its liability limited to the partial requirements service actually contracted for and the entity shall be made responsible for the security of the bulk power supply resources acquired by the entity from sources other than the Applicant;

(c) Applicant shall amend the general terms and conditions of its current Federal Power Commission tariff and thereafter maintain in force as needed provisions to enable any entity to receive bulk power at transmission voltage at appropriate rates;

(d) Applicant shall not have the unilateral right to defeat the intended access by each entity to alternative sources of bulk power supply provided by the conditions to this License; but Applicant shall retain the right to seek regulatory approval of changes in its tariffs to the end that it be adequately compensated for services it provides, specifically including, but not limited to, the provisions of section 205 of the Federal Power Act;

(e) Applicant shall use its best efforts to amend any outstanding contract to which it is a party that contains provisions which are inconsistent with the conditions of this license;

(f) Applicant affirms that no consents are or will become necessary from Applicant's parent, affiliates or subsidiaries to enable Applicant to carry out its obligations hereunder or to enable the entities to enjoy their rights hereunder;

(g) All provisions of these conditions shall be subject to and implemented in accordance with the laws of the United States and of the State of Georgia, as applicable, and with rules, regulations and orders of agencies of both, as applicable.

[FR Doc. 74-11310 Filed 5-15-74; 8:45 am]

[Docket No. PRM-2-2]

LEBOEUF, LAMB, LEIBY & MACRAE

Filing of Petition for Rule Making

Notice is hereby given that LeBoeuf, Lamb, Leiby and MacRae, 1757 N Street NW., Washington, D.C. by letter dated April 22, 1974, has filed with the Atomic Energy Commission a petition for rule making.

The petitioner references amendments to the Commission's "Rules of Practice," 10 CFR Part 2, published in the FEDERAL REGISTER on April 5, 1974 (39 FR 12353), that make specific provision for members

of the public to request the Director of Regulation to institute a proceeding to modify, suspend, or revoke a license, or take such other action as may be proper.

Although supporting the purpose of the amendments of April 5, 1974, the petitioner states that the purpose might be better served by a more detailed procedure than is presently provided, and requests that the Commission amend §§ 2.200 and 2.206. The petitioner states that these sections are fundamentally unfair to licensees in permitting a proceeding to modify, suspend, or revoke a license, to be initiated at the request of anyone, with no demonstration of interest and no documentation of the basis for the requested action.

The petitioner states also that the new regulations fail to prescribe standards to guide the Director of Regulation in acting upon requests under Subpart B of 10 CFR Part 2.

The petitioner requests that §§ 2.200 and 2.206 be amended to require the person making a request for modification, suspension, or revocation of a license to comply with the formal requirements for filing documents set out in § 2.708 and to support the requests by one or more affidavits showing an interest in the action requested and setting forth the basis for the action requested.

The petitioner also requests that the amendments include procedures for furnishing copies of the request to the licensee whose interests appear to be affected by it and an opportunity accorded to the licensee to respond to or comment on the request.

A copy of the petition for rule making is available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of the petition may be obtained by writing the Rules and Proceedings Branch at the below address.

All interested persons who desire to submit written comments or suggestions concerning the petition for rule making should send their comments to the Rules and Proceedings Branch, Office of Administration-Regulations, U.S. Atomic Energy Commission, Washington, D.C., on or before July 15, 1974.

Dated at Germantown, Maryland, this 10th day of May 1974.

For the Atomic Energy Commission.

PAUL C. BENDER,
Secretary of the Commission.

[FR Doc. 74-11307 Filed 5-15-74; 8:45 am]

(Docket No. 50-289)

METROPOLITAN EDISON CO., ET AL.

Issuance of Facility License Amendment

Notice is hereby given that the U.S. Atomic Energy Commission (the Commission) has issued Amendment No. 1 to Facility Operating License No. DPR-50 issued to Metropolitan Edison Company, Jersey Central Power and Light Company and Pennsylvania Electric Company, which revised Technical Specifications for operation of Three Mile Is-

land Nuclear Station, Unit 1, located in Dauphin County, Pennsylvania. The amendment is effective as of its date of issuance.

The amendment permits plant warm-up and low power (<5%) testing with one motor-driven emergency feedwater pump disabled. This amendment relates to radiological safety matters previously considered but does not involve a significant hazards consideration.

The application for the amendment complies with the standards and requirements of the Act and the Commission's rules and regulations and the Commission has made appropriate findings as required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations in 10 CFR Chapter 1, which are set forth in the license amendment.

For further details with respect to this action, see (1) the application for amendment dated May 6, 1974, (2) Amendment No. 1 to License No. DPR-50, with any attachments, and (3) the Commission's related Safety Evaluation dated May 10, 1974. All of these are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Government Publication Section, State Library of Pennsylvania, Box 1601 (Education Building), Harrisburg, Pennsylvania.

A copy of items (2) and (3) may be obtained upon request addressed to the United States Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing—Regulation.

Dated at Bethesda, Maryland, this 10th day of May 1974.

For the Atomic Energy Commission.

A. SCHWENCER,
Chief, Light Water Reactors Br.
2-3, Directorate of Licensing.

[FR Doc.74-11309 Filed 5-15-74;8:45 am]

[Docket No. 50-344]

PORTLAND GENERAL ELECTRIC CO., ET AL.

Availability of Initial Decision of the Atomic Safety and Licensing Board

Pursuant to the National Environmental Policy Act of 1969 and the United States Atomic Energy Commission's regulation in Appendix D, Sections A.9 and A.11, to 10 CFR Part 50, notice is hereby given that an Initial Decision dated February 4, 1974, by the Atomic Safety and Licensing Board in the above captioned proceeding authorizing the Director of Regulation, after making the requisite findings pursuant to § 50.57 of 10 CFR Part 50, to issue a facility operating license to the Portland General Electric Company, et al, for the Trojan Nuclear Plant subject to certain conditions for the protection of the environment, is available for inspection by the public in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C. and in the Columbia County

Courthouse, Law Library, Circuit Court Room, St. Helens, Oregon.

The Initial Decision is also being made available at the Federal Aid Coordination Section, Local Government Relations Division, Executive Department, 301 Public Service Building, Salem, Oregon 97310, and Columbia Region Association of Governments, 6400 SW., Canyon Court, Portland, Oregon 97221.

Based on the record developed in the public hearing in the above captioned matter, the Initial Decision also modified in certain respects the contents of the Final Environmental Statement relating to the operation of the Trojan Nuclear Plant, prepared by the Commission's Directorate of Licensing. Pursuant to the Provisions of 10 CFR Part 50, Appendix D, section A.11, the Final Environmental Statement is deemed modified to the extent that the findings and conclusions relating to environmental matters contained in the Initial Decision are different from those contained in the Final Environmental Statement dated August 1973. As required by section A.11 of Appendix D, a copy of the Initial Decision, which modifies the Final Environmental Statement, has been transmitted to the Council on Environmental Quality and made available to the public as noted herein.

The Initial Decision has been reviewed by an Atomic Safety and Licensing Appeal Board (Appeal Board). The Appeal Board, in its Decision dated March 6, 1974, affirmed the Licensing Board's Initial Decision.

Single copies of the Initial Decision by the Atomic Safety and Licensing Board, the Decision by the Atomic Safety and Licensing Appeal Board and the Final Environmental Statement may be obtained by writing the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing, Regulation.

Dated at Bethesda, Maryland this 10th day of May 1974.

For the Atomic Energy Commission.

GEORGE W. KNIGHTON,
Chief, Environmental Projects
Branch No. 1, Directorate of
Licensing.

[FR Doc.74-11256 Filed 5-15-74;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26166]

TEXAS INTERNATIONAL AIRLINES, INC.

Notice of Hearing; Deletion of Big Spring, Texas

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a public hearing in the above-entitled proceeding is assigned to be held on June 18, 1974, at 10 a.m. (local time) in the County Courthouse, Howard County Courthouse, Big Spring, Texas, before the undersigned Administrative Law Judge.

For information concerning the issues involved and other details of this proceeding, interested persons are referred

to the various documents which are in the docket of this case on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., May 13, 1974.

[SEAL] THOMAS P. SHEEHAN,
Administrative Law Judge.

[FR Doc.74-11321 Filed 5-15-74;8:45 am]

COMMISSION ON CIVIL RIGHTS

ILLINOIS

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Civil Rights Act of 1957, 71 Stat. 634, as amended, that a public hearing of the U.S. Commission on Civil Rights will commence on June 17, 1974, and that an executive session, if appropriate, will be convened on June 18, 1974, to be held at the University of Illinois, Circle Campus Center, 750 South Halstead, Chicago, Illinois.

The purposes of the hearing is to collect information concerning legal developments constituting a denial of equal protection of the laws under the Constitution because of sex which affect the economic status of women, particularly concerning public assistance, employment in job training programs and low paying jobs, child care, and the income security of retired women; to appraise the laws and policies of the Federal Government with respect to denials of equal protection of the laws under the Constitution because of sex which affect the economic status of women, particularly concerning public assistance, employment in job training programs and low paying jobs, child care, and the income security of retired women; and to disseminate information with respect to denials of equal protection of the laws because of sex in the fields of public assistance, job training, employment in low paying jobs, child care, and pensions and social security.

Dated at Washington, D.C., May 14, 1974.

ARTHUR S. FLEMMING,
Chairman.

[FR Doc.74-11346 Filed 5-15-74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

STAUFFER CHEMICAL CO.

Establishment of Temporary Tolerance

Stauffer Chemical Co., 1200 South 47th Street, Richmond, CA 94804, submitted a petition (PP 4G1497) requesting establishment of a temporary tolerance for combined residues of the insecticide N-(mercaptomethyl)phthalimide S-(O,O-dimethyl phosphorodithioate) and its oxygen analog N-(mercaptomethyl)phthalimide S-(O,O-dimethyl phosphorothioate) in or on the raw agricultural commodity peas (including succulent peas with pods, and dry peas) at 0.5 part per million.

It has been determined that this temporary tolerance will protect the public

health. It is therefore established on condition that the insecticide be used in accordance with the temporary permit which is being issued concurrently and which provides for distribution under the Stauffer Chemical Co. name.

This temporary tolerance expires May 10, 1975.

This action is taken pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(j), 68 Stat. 516 (21 U.S.C. 346a(j))), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (36 FR 9038).

Dated: May 10, 1974.

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

[FR Doc.74-11274 Filed 5-15-74; 8:45 am]

HERBICIDES POTENTIALLY CONTAINING TETRACHLORODIOXIN

Notice of Intent To Hold Hearing

Please take notice that pursuant to the authority vested in me by section 6(b)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, I hereby issue this notice of intention to hold a hearing on all registered uses of herbicides derived from 2,4,5-Trichlorophenol, including Silvex and Erbon, and therefore having the potential of containing tetrachlorodioxin (TCDD). Please take further notice that herbicides derived from 2,4,5-Trichlorophenol may be substitutes for 2,4,5-Trichlorophenoxyacetic Acid (2,4,5-T), and therefore, it is my intention that the public hearing to be held pursuant to this notice should be consolidated with the hearing previously announced on 2,4,5-T (FIFRA Consolidated Docket No. 295) pursuant to the Notice dated July 19, 1973 (38 FR 19860, July 24, 1973). Due to the addition of these herbicides, the hearing presently scheduled on 2,4,5-T (FIFRA Consolidated Docket 295) for May 14, 1974 should be adjourned forthwith until November 1, 1974.

Please take further notice that any person wishing to become a party to this proceeding on all registered uses of herbicides derived from 2,4,5 Trichlorophenol, including Silvex and Erbon, and therefore having the potential of containing TCDD, shall file a response to the statement of issues on 2,4,5-T dated July 19, 1973 (38 FR 19859-60, July 24, 1973, Appendix A³) substituting the words "herbicides derived from 2,4,5 Trichlorophenol" wherever "2,4,5-T" appears in the statement of issues. Responses shall be filed with the Hearing Clerk, Environmental Protection Agency, Water-

³ Appendix filed as part of the original document.

side Mall, Washington, D.C. 20460 on or before June 17, 1974.

Dated: May 10, 1974.

JOHN R. QUARLES, Jr.,
Deputy Administrator.

[FR Doc.74-11269 Filed 5-15-74; 8:45 am]

[OPP-180003A]

STRYCHNINE ALKALOID USE IN AN EMERGENCY RABID SKUNK CONTROL PROGRAM

Issuance of Amendment to State of Montana Program

The Environmental Protection Agency (EPA) granted a specific exemption from the provisions of section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (86 Stat. 973), on March 14, 1974, to the Montana State Department of Livestock to allow the use of strychnine alkaloid in eggs used as bait as a means of emergency control of rabid skunks through May 31, 1974, provided such control is necessary beyond the winter months. A notice of the issuance of this specific exemption was published in the FEDERAL REGISTER on April 18, 1974 (39 FR 13912).

The State Department of Livestock, Brands-Enforcement Division, Helena, Montana 59601, filed a request to extend the program to other counties not heretofore included in the control program. Consequently, the EPA has issued an amendment to the specific exemption. This amendment authorizes the Montana Department of Livestock to use strychnine alkaloid to control rabid skunk in Dawson and Prairie counties, provided the program originally authorized is followed. In addition, the use of paraffin lard baits was allowed until April 10, 1974, in locations where climatic conditions would cause egg baits to be ineffective. The original specific exemption allowed the use of strychnine alkaloid in a control program in the following counties: Sheridan, Blaine, Hill, Valley, Daniels, Roosevelt and Phillips. However, the EPA did determine that if the State of Montana diagnoses rabies in skunks located in additional counties, the State should contact Regional EPA personnel who have authority to extend the approved program to additional counties until May 31, 1974.

This exemption, as amended, is subject to withdrawal if it is determined by the Administrator (EPA) that the State of Montana is not complying with the governing regulations or if such action is necessary to protect man or the environment.

The official file on this subject will be available for review by interested parties during regular working hours (8 a.m. to 4:30 p.m.) and will be maintained in the Office of the Director, Registration Division, Office of Pesticide Programs, Environmental Protection Agency, Room 347—East Tower, Waterside Mall, 401 M Street SW., Washington, D.C. 20460.

Dated: May 9, 1974.

JAMES L. AGEE,

Acting Assistant Administrator
for Water and Hazardous
Materials.

[FR Doc.74-11273 Filed 5-15-74; 8:45 am]

[OPP-180009]

STRYCHNINE ALKALOID USE IN AN EMERGENCY RABID SKUNK CONTROL PROGRAM

Issuance of a Specific Exemption

Pursuant to section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973), notice is hereby given that the Environmental Protection Agency (EPA) granted a specific exemption from the provisions of section 3 of the Act (86 Stat. 979), on March 14, 1974, to the Wyoming Department of Agriculture, 2219 Carey Avenue, Cheyenne, Wyoming 82002 to allow the use of strychnine alkaloid in eggs or paraffin lard baits as a means of emergency control of rabid skunks in Campbell and Crook Counties only. However, EPA did determine that, if the State of Wyoming diagnoses rabies in skunks in additional counties, the State should contact Regional EPA personnel to extend the approved program to additional counties until May 31, 1974. A maximum of 500 strychnine baits will be placed within each 3-mile radius where rabid skunks are detected, provided this radius encompasses areas of human habitation. The exemption stipulated that paraffin lard baits could be used in lieu of egg baits until April 10, 1974, in locations where climatic conditions would cause egg baits to be ineffective. The Wyoming Department of Agriculture will supervise the program. State trappers trained for such work will prepare, place, and retrieve the bait. No Federal lands are involved in the program. This exemption was granted in accordance with, and is subject to, the provisions of 40 CFR Part 166, issued December 3, 1973 (38 FR 33303), which prescribes requirements for exemption of Federal and State agencies for the use of pesticides under emergency conditions.

The purpose of this rabid skunk control program is to prevent further exposure of domestic animals and man to rabid skunks, thereby preventing, so far as is possible, domestic animal deaths and the need for post-exposure human antirabies treatment.

Trapping and poisoning are considered the principal means of controlling rabies among wild animals. Trapping is less specific and less humane than is poisoning with scented baits placed judiciously where the target animal is likely to frequent. Further, trapping requires far greater manpower, as each site must be visited daily.

No irreversible adverse environmental effects have been detected in previous use of strychnine in similar programs

nor are any anticipated as a result of use in this rabid skunk control program. Because of the emergency nature of the situation and the epizootic proportions, a poisoning program as outlined above is deemed to be the best possible alternative. This program has been authorized with the concurrence and support of the Center for Disease Control, Atlanta, Georgia.

The exemption is valid only through May 31, 1974, provided the control is necessary beyond the winter months; it is subject to withdrawal if it is determined by the Administrator (EPA) that the State of Wyoming is not complying with the governing regulations or if such action is necessary to protect man or the environment.

The official file on this subject will be available for review by interested parties during regular working hours (8 a.m. to 4:30 p.m.) and will be maintained in the Office of the Director, Registration Division, Office of Pesticide Programs, Environmental Protection Agency, Room 347, East Tower, Waterside Mall, 401 M Street SW., Washington, D.C. 20460.

Dated: May 9, 1974.

JAMES L. AGEE,
Acting Assistant Administrator
for Water and Hazardous Materials.

[FR Doc. 4-11272 Filed 5-15-74; 8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 19897, etc.; File No. BP-19073, etc.; FCC 74R-164]

CAVALLARO BROADCASTING CORP., ET AL.

Memorandum Opinion and Order Modifying Issue

In re applications of Cavallaro Broadcasting Corp., San Juan, Puerto Rico, Docket No. 19897, File No. BP-19073; Boricua Broadcasting Corp., San Juan, Puerto Rico, Docket No. 19898, File No. BP-19201; Summit Broadcasting of Puerto Rico, Inc., San Juan, Puerto Rico, Docket No. 19899, File No. BP-19202; Jose A. Figueroa and Antonio L. Ochoa d/b as Figueroa and Associates, Rio Grande, Puerto Rico, Docket No. 19900, File No. BP-19203; Vieques Radio Corp., Isabel Segunda, Vieques, Puerto Rico, Docket No. 19901, File No. BP-19204, for construction permits.

1. By Commission Order, FCC 73-1310, 39 FR 1107, published January 4, 1974, the above-captioned mutually exclusive applications to construct a new standard broadcast station in San Juan, Puerto Rico, were designated for consolidated hearing on several issues, including a financial issue (Issue 4) against Boricua Broadcasting Corporation (Boricua).¹

¹ Issue 4 states, in part:

"To determine with respect to the application of the Boricua Broadcasting Corporation:

(a) Whether sufficient funds are available to stock subscribers to meet their commitments to purchase stock."

The Commission concluded that the balance sheets of a majority of the stock subscribers did not reflect sufficient cash or liquid assets in excess of current liabilities to meet their commitments, and, therefore, the Commission sought to adduce evidence of the availability of additional funds. Now before the Review Board is a petition to delete Issue 4, filed January 21, 1974, by Boricua.²

2. Petitioner maintains that the Commission's designation of the financial issue failed to reflect consideration of an amended financial plan submitted September 5, 1972, by Boricua, in which the applicant substituted a bank loan commitment for its stock subscription plan as a means of financing its proposed station.³ Petitioner points out that the designation Order only states: "Boricua plans to meet its costs with cash on hand or in banks in the amount of \$21,201; stock subscriptions receivable, \$215,000; and loans from stock subscribers, \$266,000." Boricua contends that its September amendment shows that the proceeds from its bank loan make its total available capital \$438,698,⁴ and that this amount is more than sufficient to meet its first-year construction and operating costs of \$434,000.⁵ Thus, Boricua argues, the issue relating to its financial qualifications should be deleted. In a comment, filed January 28, 1974, Cavallaro Broadcasting Corporation urges that Boricua's petition be granted.

3. In opposition, the Broadcast Bureau contends that in only one respect are Boricua's allegations correct: the financial issue as presently framed fails to take into consideration the financial amendment submitted by Boricua in September, 1972. Accordingly, the Bureau recommends modification, rather than deletion, of the financial issue. With respect to the alleged deficiencies in Boricua's petition, the Bureau notes, first, that the bank commitment letter fails to specify what, if any, collateral or security will be required, citing paragraph 4(e), section III, FCC Form 301. Second,

² The following related pleadings are also before the Board: (a) comment, filed January 28, 1974, by Cavallaro Broadcasting Corporation; (b) opposition, filed March 1, 1974, by the Broadcast Bureau; and (c) reply, filed April 5, 1974, by Boricua.

³ The amendment in question was actually filed with the Commission on September 11, 1972. A further amendment containing, *inter alia*, information that Mr. Raphael Vizcaronda and Mr. Enrique Soler had elected to withdraw as stockholders and changing the amount of paid-in capital from \$21,201 to \$18,001, was filed on September 27, 1972.

⁴ In Boricua's amendment, filed September 27, 1972, total available capital was reduced to \$435,498, consisting of paid-in capital of \$18,001, deferred credit in the amount of \$67,497, and the \$350,000 bank loan.

⁵ Boricua takes no exception to the estimates (set forth in the designation Order) of the applicant's construction costs and initial operating expenses of \$434,000. This total includes: down payment on equipment, \$38,125; first-year payments on equipment with interest, \$43,375; land, \$84,000; building, \$6,000; miscellaneous, \$112,500; and working capital (first year), \$150,000.

the Bureau points out that Boricua has erroneously relied on paid-in capital totalling \$21,201, since Boricua had previously amended the amount of paid-in capital to \$18,001 on September 27, 1972. See footnote 3, *supra*. Finally, asserts the Bureau, Boricua may not claim credit for \$67,497 in deferred credit since the Commission included only a portion of the \$152,500 in equipment costs (*i.e.*, the amounts allocated for down payment, principal and interest) as part of the \$434,000 estimated first-year costs of construction and operation. The Bureau concludes that Boricua will have only a questionable \$350,000 bank loan and \$18,001 in paid-in capital to meet \$434,000 in construction and first-year operating costs. Since Boricua would, therefore, require \$66,000 in additional funds, the Bureau proposes modification of Issue 4 to permit an inquiry into Boricua's financial qualifications.

4. Boricua, in reply, reiterates its position that the financial issue should be deleted. Initially, Boricua argues that the Bureau should not be permitted to request modification of the designated issue without filing a formal petition to modify. In response to the substance of the Bureau's opposition, petitioner avers that none of the three grounds set forth by the Bureau sufficiently supports the Bureau's position. Boricua submits that the bank letter sets forth sufficient information to enable the Commission to determine the propriety of the available loan. Although Boricua concedes that the amount of paid-in capital should have read \$18,001 rather than \$21,201, it suggests that the difference of approximately \$3,000 does not significantly affect its financial qualifications. Boricua also contends that the \$67,497 in deferred credit should be considered in determining its financial resources to meet first-year construction and operating costs.

5. The petition to delete Issue 4 will be denied; however, on the Review Board's own motion,⁶ the existing financial issue will be modified to permit inquiry into the availability to Boricua of the \$350,000 bank loan from Banco Credito Y Ahorro Ponceno and the availability of additional funds to meet the proposed construction and first-year operating expenses. The Board has held on numerous occasions that it will not delete issues designated by the Commission "absent a compelling showing of unusual circumstances." Charles W. Holdt, 37 FCC 2d 64, 65-66, 24 RR 2d 1002, 1005 (1972); Jacksonville Broadcasting Company, 31 FCC 2d 751, 754, 22 RR 2d 1046, 1050 (1971). Clearly, petitioner has failed to show that the facts presented here warrant deletion of the financial issue. Despite the fact that the Commission appears to have overlooked Boricua's September, 1972 financial amendments, petitioner has not established that this

⁶ The Board's authority to consider matters on its own motion has been well established. See Athens Broadcasting Co., Inc., 37 FCC 2d 374, 388, 25 RR 2d 483, 500 (1972); Charles County Broadcasting Co., Inc., FCC 63-821, 25 RR 903, 906 (1963).

omission obviates the necessity for inquiry into its financial qualifications. Even assuming the availability of the \$350,000 bank loan and \$18,001 in paid-in capital, the applicant's financial resources, totalling \$368,001, fall far short of the amount needed to meet its estimated \$434,000 first-year costs of construction and operation.⁷ In addition, since the bank loan is now essential to Boricua's financial qualifications and there is no indication as to what, if any, collateral or security the Banco Credito Y Ahorro Ponceno will require before advancing the \$350,000 to Boricua, an inquiry is appropriate to clarify the applicant's financial status. See *Viking Television, Inc.*, 16 FCC 2d 1018, 1021, 15 RR 2d 954, 958 (1969); *Christian Voice of Central Ohio*, 15 FCC 2d 303, 14 RR 2d 785 (1968). Cf. *Western Communications, Inc. (KORK-TV)*, 39 FCC 2d 1077, 26 RR 2d 1456 (1973), request for clarification dismissed FCC 73R-157, released April 13, 1973, review denied FCC 74-175, released February 21, 1974; *WWKY, Inc.*, 44 FCC 2d 239, 28 RR 2d 1551 (1973).

6. Accordingly, It is ordered, That the petition to delete issue, filed January 21, 1974, by Boricua Broadcasting Corporation, is denied; and

7. It is further ordered, That, on the Board's own motion, issue 4 is modified to read:

(4) To determine with respect to the application of the Boricua Broadcasting Corporation:

(a) The terms and conditions of the proposed bank loan from Banco Credito Y Ahorro Ponceno, whether Boricua Broadcasting Corporation can meet those terms and conditions, and whether, in light thereof, the proposed loan will in fact be available to it;

(b) Whether the applicant will have sufficient additional funds to construct and operate its proposed station; and

(c) In the light of the evidence adduced pursuant to (a) and (b), whether Boricua Broadcasting Corporation is financially qualified to construct and operate its proposed station.

Adopted: May 3, 1974.

Released: May 8, 1974.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.74-11303 Filed 5-15-74;8:45 am]

FEDERAL MARITIME COMMISSION

BOARD OF COMMISSIONERS OF THE
PORT OF NEW ORLEANS AND PUBLIC
GRAIN ELEVATOR OF NEW ORLEANS

Notice of Agreements Filed

Notice is hereby given that the following agreements have been filed with the

⁷ Boricua's estimated first-year costs of \$434,000 only included that portion of its \$152,500 equipment costs, i.e., down payment, principal and interest, which must be paid in the first year and, therefore, Boricua is not entitled to use the \$67,497 in deferred credit in determining its financial resources to meet first-year construction and operating costs.

Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, (46 U.S.C. 814)).

Interested parties may inspect and obtain a copy of the agreements at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreements at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before June 5, 1974. Any person desiring a hearing on the proposed agreements shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreements (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Mr. Cyrus C. Guidry
Port Counsel

Board of Commissioners of the Port of New Orleans
Post Office Box 60046
New Orleans, Louisiana 70160

Agreement No. T-590-7, between the Board of Commissioners of the Port of New Orleans (Port) and the Public Grain Elevator of New Orleans (Elevator), modifies the basic agreement which provides for the lease of grain elevator facilities in the City of New Orleans. The purpose of the modification is to (1) extend the term of the lease for an additional five years, commencing on July 27, 1974, (2) modify the insurance provisions of the lease agreement, (3) provide for capital improvements to be made by Port, as well as Elevator, and (4) increase the current rental by ten (10) percent.

By order of the Federal Maritime Commission.

Dated: May 13, 1974.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.74-11280 Filed 5-15-74;8:45 am]

CITY OF MILWAUKEE AND HANSEN SEAWAY SERVICE, LTD.

Notice of Agreements Filed

Notice is hereby given that the following agreements have been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763 (46 U.S.C. 814)).

Interested parties may inspect and obtain a copy of the agreements at the

Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreements at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before June 5, 1974. Any person desiring a hearing on the proposed agreements shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreements (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

J. L. Haskell, Deputy Port Director
Board of Harbor Commissioners
City of Milwaukee
Room 606—City Hall
Milwaukee, Wisconsin 53202

Agreement No. T-2955, between the City of Milwaukee (City) and Hansen Seaway Service, Ltd. (Hansen) provides for the lease to Hansen of an area known as the open dock on the North Side of South Pier No. 1. The term of this lease will be for a period of one year and seven months with renewal options. As compensation, City will receive and annual rental of \$12,500.00 plus certain wharfage fees as more specifically described in the basic agreement. Hansen will utilize these facilities for the purposes of receiving, shipping, storing and handling all general commodities.

By order of the Federal Maritime Commission.

Dated: May 13, 1974.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.74-11281 Filed 5-15-74;8:45 am]

FINANCIAL RESPONSIBILITY TO MEET LIABILITY INCURRED FOR DEATH OR INJURY TO PASSENGERS OR OTHER PERSONS ON VOYAGES

Notice of Issuance of Certificate [Casualty]

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility to Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages pursuant to the provisions of section 2, Pub. L. 89-777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Black Sea Steamship Company
(Black Sea Shipping Company)

c/o March Shipping Passenger Services
19 Rector Street
New York, New York 10006

Dated: May 13, 1974.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.74-11282 Filed 5-15-74;8:45 am]

INDEMNIFICATION OF PASSENGERS FOR NONPERFORMANCE OF TRANSPORTATION

Notice of Issuance of Certificate [Performance]

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation pursuant to the provisions of section 3, Pub. L. 89-777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Black Sea Steamship Company
(Black Sea Shipping Company)
c/o March Shipping Passenger Services
19 Rector Street
New York, New York 10006

Dated: May 13, 1974.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.74-11283 Filed 5-15-74;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. RP74-56]

CASCADE NATURAL GAS CORP.

Notice of Further Extension of Time and Postponement of Hearing

MAY 9, 1974.

On May 3, 1974, Staff Counsel filed a motion for a further extension of the procedural dates fixed by Notice issued March 21, 1974, in the above-designated matter. The motion states that Cascade, the only party to the proceeding, has no objection to the motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are further modified as follows:

Service of evidence by Staff, June 6, 1974.
Hearing, June 17, 1974 (10 a.m. e.d.t.).

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11235 Filed 5-15-74;8:45 am]

[Docket No. RP73-93]

COLORADO INTERSTATE GAS CO.

Order Approving Settlement Agreement

MAY 10, 1974.

On January 9, 1974, Colorado Interstate Gas Company (CIG) filed a motion for approval of its proposed Stipulation and Agreement of Settlement (Agreement).¹ The Agreement purports to resolve all but two issues arising in this docket, those two issues being reserved for hearing as discussed below. This docket arises from CIG's filing on March 30, 1973, of a proposed increase in annual

jurisdictional revenues of approximately \$19.8 million above the settlement rates approved by order issued July 5, 1973, in Docket No. RP72-113.

In its filing, CIG stated that \$9.8 million of the proposed increase was necessary to cover increases in costs of capital, taxes, operating expenses, increased rate base, and capital advances for new sources of gas supply. The remaining \$10.1 million of the proposed increase was related to CIG's proposed transfer of its production facilities to a subsidiary, then pending Commission approval in Docket Nos. CP73-184, et al. On April 27, 1973, the Commission accepted the proposed increase of filing, suspended its effectiveness for five months, and established hearing procedures. As the proposed transfer of production facilities had not yet been approved at the time the proposed rates became effective, CIG amended this filing on September 17, 1973, to reflect only the \$9.8 million increase.²

The Commission Staff filed its testimony and exhibits on September 7, 1973, and the prehearing conference was held on October 3, 1973. The record in this case consists of CIG's filing as amended, testimony and exhibits by its witnesses and those of the Commission Staff.

The Agreement provides for a reduction of approximately \$5 million from the \$9.8 million increase still subject to refund in this docket and would allow an increase of \$4.8 million effective October 1, 1973. The Agreement is based on a jurisdictional cost of service of \$102,217,779 for the twelve months ended December 31, 1972, as adjusted.³ The Agreement provides for an overall rate of return of 8.55 percent with a return on equity of 12 percent, based on a capital structure as of June 30, 1973.⁴ Included in the 8.55 percent overall rate return is an allowance of .28 percent for CIG's continuation of flow-through accounting. The settlement cost of service is allocated in accordance with the unmodified *Seaboard* method.⁵

The principal provisions of the Agreement are as follows:

(1) *Matters Reserved for Hearing.* The parties have agreed to reserve for hearing issues concerning the maintenance of the present 44¢ per Mcf demand rate differential between CIG's Rate Schedules P-1 and G-1 and the propriety of including coal and water option payments in CIG's cost of service. Refunds and rate adjustments may be required if final Commission determination is adverse to CIG on the coal and water op-

tion. Any final order on the P-1, G-1 rate issue is to have prospective application only.⁶

(2) *Rates.* Within 30 days after an order approving the settlement becomes final and non-appealable, CIG will file the settlement rates reflected in Appendix C, to become effective October 1, 1973. These rates reflect the 44¢ per Mcf demand rate differential and the coal and water option payments discussed above. The rates in Appendix C will yield revenues of \$102,246,640 and reflect an annual revenue increase of \$4,781,107, 4.91 percent in excess of the rates approved in Docket No. RP72-113. The revenues are based on the settlement annual jurisdictional sales of 326,706,500 Mcf.

(3) *Refunds.* CIG will refund, with 7 percent interest, amounts collected from its jurisdictional customers in excess of the settlement rates. Additional refunds and interest may be required by the final decision on the coal and water option payments, as discussed above. Any refunds received by CIG from its gas suppliers will be passed on to the jurisdictional customers pursuant to the Company's purchased gas adjustment clause (PGA).

(4) *Moratorium.* Except for certain rate filings required by the Agreement and CIG's PGA clause, CIG agrees not to seek increased rates to become effective prior to October 1, 1974. CIG may, however, file to pass on costs related to advance payments, research and development expenditures pursuant to Order No. 483,⁷ or to recover costs related to the transfer of its producing properties. (As noted above, a filing to recoup these last described costs has been made and approved.)

(5) *Flow-through Accounting.* CIG agrees to continue to use liberalized tax depreciation and flow-through accounting to the extent permitted by law on both pre-1970 and post 1969 property, passing on the benefits of liberalized tax depreciation (estimated by CIG at \$2,192,000 annually) to its customers during the term of the Agreement.

(6) *Advance Payments.* CIG may file increased commodity rates reflecting advance payments as of December 31, 1973, consistent with Order No. 499.⁸ Additional filings may be made twice a year to reflect net gas supply advances; such filing to be 45 days prior to the effective dates of April 1 and October 1, provided the jurisdictional portion of the cost of service change is at least \$250,000. The method of computation of the adjustment is specified in the Agreement and the details of such adjustment are to accompany its filing. Such a filing is subject to a one day suspension if the Commission deems it appropriate.

(7) *Conjunctive Billing.* All parties, including the Commission Staff, agree to defer consideration of the conjunctive

¹ The proposed transfer of production facilities was eventually approved in Docket No. CP73-184, et al., by order issued on January 7, 1974. On January 30, 1974, CIG filed to recoup the \$10.1 million originally requested in this docket. By letter order of March 1, 1974, in Docket No. RP74-68, this request was accepted for filing and permitted to become effective.

² See Appendix A.

³ See Appendix B.

⁴ Atlantic Seaboard, et al., 11 FPC 43 (1952).

⁵ These issues were tried on January 15, 1974, and are presently pending before the Presiding Administrative Law Judge for his initial decision.

⁶ Docket No. R-462, issued April 30, 1973.

⁷ Docket No. RM-74-4, issued December 28, 1973.

⁸ The Agreement was filed on January 7, 1974.

billing procedures on CIG's system with the understanding that all parties will address themselves to this issue in CIG's next rate increase filing.

(8) *Conditions.* The Agreement is subject to Commission approval of all its terms and conditions and waiver by the Commission of any of its Regulations to the extent required to permit effectuation of the provisions of the Agreement. The Agreement is not intended to change existing obligations under prior agreements, nor is any party bound by any method used in determining cost or rates in the Agreement. The Agreement terminates when new rates become effective under Section 4 or 5 of the Natural Gas Act.

Notice of CIG's motion for approval of the Agreement was issued on January 16, 1974, providing for all interested parties to file comments on or before February 8, 1974. No comments have been received.

As noted previously, the Agreement provides for rates reflecting an unmodified Seaboard method of cost classification, cost allocation, and rate design. On October 31, 1973, the Commission issued United Gas Pipeline Company, Opinion No. 671, in Docket No. RP72-75. In that opinion we discussed our policy of considering competitive fuel levels in setting commodity rate levels, as well as the effects of the present natural gas shortage on existing rate structures. We concluded that as a first step in attempting to reconcile historical revenue patterns with exigencies of the present situation of gas supplies, two-part rates based upon the classification of 75 percent of fixed costs to commodity and 25 percent of fixed costs to demand were appropriate. As our decision in United was issued after the discussions leading to this Agreement were concluded, we shall approve the use of the Seaboard method only for the purposes of this settlement. In any future rate filings, however, the burden shall be upon CIG to justify any commodity rate levels reflecting the inclusion of less than 75 percent of Seaboard fixed costs as prescribed in United.⁹

As discussed above, the Agreement provides for an overall rate of return of 8.55 percent, including a .28 percent increment to allow for CIG's continuation of flowing through the tax benefits of liberalized depreciation. The .28 percent represents approximately one-half of the additional amount CIG could collect from its rate payers if it chose to adopt a normalized method of accounting. The effect of such an allowance is to return to CIG one-half the benefits the customers receive as a result of CIG's election to continue flow-through accounting. Nevertheless, we think it is appropriate to make such an allowance on the record of this case. As we have stated above, however, CIG has transferred its production facilities to a subsidiary corporation. Such a

transfer will obviously affect the costs of CIG, including its depreciable property and tax liability. As all of these issues will be addressed in CIG's recent filing, we will not address ourselves to the propriety of continuing the allowance for flow-through accounting at this time. That matter can be more properly dealt with in the more recent filing. We emphasize that our approval of such an allowance in this Agreement is limited to and based on the record of this proceeding.

Finally, we note that the proposed settlement rates include coal and water option payments which we specifically excluded in our order approving the settlement in Docket No. RP72-113. However, as the issue is presently before the Presiding Administrative Law Judge and subject to refund pursuant to the terms of the Agreement, we shall defer any decision thereon pending the initial decision.

Based upon our review of the terms and provisions of the Agreement and the record in this proceeding, we conclude that the proposed Agreement provides a reasonable and appropriate resolution of the issues raised herein and that the public interest would be served by our approval of the settlement.

The Commission finds:

Approval of the proposed Stipulation and Agreement of Settlement, filed by CIG on January 7, 1974, is just and reasonable in the public interest in carrying out the provisions of the Natural Gas Act and the Agreement should be made effective.

The Commission orders:

(A) The proposed Stipulation and Agreement of Settlement is incorporated herein by reference and made effective subject to the terms and conditions of this order.

(B) CIG shall comply fully with each of the provisions of the Agreement and the terms and conditions of this order.

(C) The rates contained in the proposed settlement are approved subject to such modification and refund as may be required by final Commission decision on the reserved issues as specified in the Agreement.

(D) This order is without prejudice to any findings or orders which have been made or will be made by the Commission, and is without prejudice to any claims or contentions which may be made by the Commission, its Staff, CIG, or any party or person affected by this order, in any proceeding now pending or hereinafter instituted by or against CIG or any other person or party.

(E) Within 30 days of the issuance of this order, CIG shall file appropriate tariff sheets reflecting the terms of the Agreement as herein approved.

(F) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.¹⁰

[SEAL]

MARY B. KIDD,
Acting Secretary.

[FR Doc. 74-11243 Filed 5-15-74; 8:45 am]

¹⁰ Appendices filed as part of original document.

[Docket Nos. GP73-223, etc.; RP73-86]

COLUMBIA GAS TRANSMISSION CORP. Order Granting Limited Extension of Time and Denying Motion To Consolidate

MAY 9, 1974.

On March 29, 1974, Columbia Gas Transmission Corporation (Columbia) filed a motion requesting that the above-titled certificate proceedings be consolidated with the Columbia rate case now pending in Docket No. RP73-86. In the alternative, Columbia requests that the hearing scheduled by our order of January 7, 1974 in Docket No. CP73-223 be postponed until June 11, 1974.¹

In support of its request for consolidation, Columbia contends that the only issue remaining in Docket No. CP73-223 pertains to the rate treatment contemplated for the service there proposed. Columbia cites a portion of its own prepared testimony in Docket No. CP73-223, stating that it would be appropriate to consider the Docket No. CP73-223 rate issues in the context of the rate proceedings in Docket No. RP73-86.

In support of its alternative request that hearings in Docket No. CP73-223 be postponed, Columbia contends that its staff is so deeply involved in efforts to reach settlement in the rate proceedings that they could not effectively participate in the certificate hearing already scheduled. Accordingly, Columbia requests a two-month delay.

Our order scheduling hearings in Docket No. CP73-223 was issued in response to urgent requests for expedition, with which Columbia's present motion seems at odds.² Consolidation of Columbia's certificate proposal with its pending rate case could only delay final disposition of the authorizations requested. Furthermore, while the rate for the service contemplated here may eventually become an issue in Docket No. RP73-86, it would be inappropriate to dispose of the application pending in Docket No. CP73-223 without a record concerning the initial rate which is a proper subject of that certificate proceeding. Columbia's motion for consolidation is, accordingly, denied.

Nor are we impressed by Columbia's professed inability to proceed to hearing in Docket No. CP73-223, particularly because its direct testimony, involving only one witness, has already been filed, the April 15 hearing date originally scheduled has already been deferred, and no hearing is scheduled in the rate proceeding with which a conflict is claimed until July 9, 1974. Columbia's motion that hearings be postponed until June 11, 1974, again appears contradictory to its earlier demands for expedition and lacking good cause should be denied. We shall, therefore, reschedule the hearing to commence on May 13, 1974.

¹ The April 15, 1974 hearing date set by our January 7 order has already been deferred by notice issued April 9, 1974.

² Columbia has stressed the need for expedited action on its Green Springs synthetic gas project from the time it was first proposed in July 1971 (Docket No. CP72-8).

⁹ We note that on March 29, 1974, CIG filed a new proposed rate increase in Docket No. RP74-77, reflecting unmodified Seaboard costs. The discussion above is particularly pertinent to this filing.

So that we may be guided by timely information, Columbia shall present at the hearing herein scheduled, in addition to the evidence already served, a complete statement from its witness or witnesses concerning its ability to proceed with the service proposed, and that of its affiliate, Columbia LNG Corporation, whose gas it seeks authorization to transport.

The Commission finds:

(1) It is neither necessary nor appropriate in the public interest that Columbia's motion for consolidation be granted.

(2) Neither the public interest nor expedition will be served by granting the full extension of time requested by Columbia.

(3) Proper disposition of these proceedings requires detailed, updated information concerning Applicants' ability to proceed.

The Commission orders:

(A) Columbia's motion for consolidation is denied.

(B) A public hearing as originally scheduled by our order of January 7, 1974 in Docket Nos. CP73-223, et al., will be held in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C., commencing at 10 a.m. on May 20, 1974.

(C) Columbia shall present for the record of the hearing herein scheduled additional evidence encompassing a complete report on the status of its proposal, the ability of itself and Columbia LNG Corporation to proceed, and the scheduling and level of service now proposed.

By the Commission.

[SEAL] MARY B. KIDD,
Acting Secretary.

[FR Doc. 74-11240 Filed 5-15-74; 8:45 am]

[Docket No. RP74-32]

CONSOLIDATED GAS SUPPLY CORP.

Notice Changing Date of Hearing

MAY 9, 1974.

On May 3, 1974, Staff Counsel filed a motion to change the date of hearing fixed by Order issued January 7, 1974, in the above-designated matter.

Upon consideration, notice is hereby given that the hearing in the above matter is changed to May 29, 1974.

MARY B. KIDD,
Acting Secretary.

[FR Doc. 74-11241 Filed 5-15-74; 8:45 am]

[Docket No. RI74-222]

ESTATE OF FRANK MARTIN PORTER, DECEASED

Notice of Petition for Special Relief

MAY 9, 1974.

Take notice that on May 3, 1974, Estate of Frank Martin Porter, Deceased (Petitioner), 305 Penn Square National Bank Bldg., Oklahoma City, Oklahoma 73118, filed a petition for special relief in Docket No. RI74-222 pursuant to § 2.76 of the Commission's General Policy and Interpretations. Petitioner seeks approval of

a rate increase to 35 cents per Mcf, plus an annual 1.0 cent per Mcf escalation, for the sale of its gas to Kansas-Nebraska Natural Gas Company, Inc. from the Bradshaw Field, Hamilton County, Kansas. These wells are jointly owned by Petitioner and LVO Corporation (LVO). Petitioner states that LVO previously obtained similar relief by order issued April 22, 1974, in Docket No. CI74-19, and that the cost data and information submitted therein also supports the relief requested here.

Any person desiring to be heard or to make any protest with reference to said petition should on or before June 3, 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 party 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.

MARY B. KIDD,
Acting Secretary.

[FR Doc. 74-11239 Filed 5-15-74; 8:45 am]

[Docket No. E-8760]

IOWA PUBLIC SERVICE CO.

Notice of Extension of Agreement

MAY 9, 1974.

Take notice that on April 25, 1974 Iowa Public Service Company (IPS) tendered for filing an amendment to its Participation-Unit Agreement with Iowa Electric Light and Power Company (Iowa), designated as IPS Rate Schedule FPC No. 53. IPS states the purpose of the said amendment is to provide 100,000 kw of capability to Iowa during the month of May, 1974, under the terms and conditions of the Participation-Unit Agreement.

IPS requests an effective date of May 1, 1974 for said amendment.

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 May 17, 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.

MARY B. KIDD,
Acting Secretary.

[FR Doc. 74-11231 Filed 5-15-74; 8:45 am]

[Docket No. CI74-596]

JAMES M. FORGOTSON, SR.

Notice of Application

MAY 9, 1974.

Take notice that on April 26, 1974, James M. Forgotson (Applicant), 409 Beck Building, Shreveport, Louisiana 71101, filed in Docket No. CI74-596 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to United Gas Pipe Line Company (United), from the Roanoke Field, Jefferson Davis Parish, Louisiana, 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 an average daily quantity of up to 5,000 Mcf of natural gas to United from subject acreage for six months after September 4, 1974, or from the date of issuance of appropriate authorization by the Commission, whichever is later, at a rate of 55.0 cents per Mcf at 15.025 psia, plus reimbursement for all taxes, subject to upward adjustment from a base of 1,050 Btu per cubic foot and downward adjustment from a base of 1,000 Btu per cubic foot, pursuant to a contract between the parties dated April 5, 1974, within the contemplation of § 2.70 of the Commission's general policy and interpretations (18 CFR 2.70).

The sale of the gas to United from subject acreage is currently authorized until September 4, 1974, by a certificate of public convenience and necessity issued by the Commission in Docket No. CI73-847 on September 4, 1973, at a price of 40.0 cents per Mcf.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 3, 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.

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11236 Filed 5-15-74; 8:45 am]

[Docket N. CI74-595]

JAMES M. FORGOTSON, SR.
Notice of Application

MAY 9, 1974.

Take notice that on April 26, 1974, James M. Forgotson, Sr. (Applicant), 409 Beck Building, Shreveport, Louisiana 71101, filed in Docket No. CI74-595 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to United Gas Pipe Line Company (United) from certain unspecified wells in Anse La Butte Field, St. Martin Parish, Louisiana, all as more fully set forth in the application, which is on file with the Commission and open to public inspection.

Applicant states that he commenced the sale of an average daily quantity of up to 10,000 Mcf of natural gas from the subject acreage on March 24, 1974, within the contemplation of § 157.29 of the Regulations under the Natural Gas Act (18 CFR 157.29) at a price of 45 cents per Mcf at 15.025 psia, plus reimbursement for all taxes and subject to upward Btu adjustment from a base of 1,050 Btu per cubic foot and downward from a base of 1,000 Btu per cubic foot. Applicant proposes to continue said sale for six months from the date Applicant receives appropriate authorization from the Commission at a price of 55 cents per Mcf, plus reimbursement for all taxes and subject to Btu adjustment, 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 June 3, 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.

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11237 Filed 5-15-74; 8:45 am]

**NATIONAL POWER SURVEY TECHNICAL
ADVISORY COMMITTEE ON FINANCE**
Meeting

Agenda for a meeting of the Technical Advisory Committee on Finance to be held at the Federal Power Commission Offices, 825 North Capitol Street, N.E., Washington, D.C., May 23, 1974, 10:00 a.m., Room 5200.

1. Meeting called to order by FPC Coordinating Representative.

2. Objectives and purposes of meeting.

A. Approval of minutes of January 15, and May 9, 1974, meetings.

B. Consideration of draft of Committee's report to the Federal Power Commission.

C. Review revised computer runs by the Task Force—Future Financial Requirements.

D. Review open drafting assignments.

E. Other business.

F. Date for next meeting.

3. Adjournment.

This meeting is open to the public. Any interested person may attend, appear before, or file statements with the committee—which statements, if in written form, may be filed before or after the meeting, or, if oral, at the time and in the manner permitted by the committee.

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11245 Filed 5-15-74; 8:45 am]

[Docket Nos. E-8465 and E-8389]

**NEW YORK STATE ELECTRIC AND GAS
CORP.**

Order Approving Settlement Agreement

MAY 10, 1974.

On March 4, 1974, New York State Electric and Gas Corporation (NYSEG) filed a proposed settlement agreement in the above captioned dockets. The proposed agreement provides for an adjustment from \$74.97 per megawatt per day to \$73.09 per megawatt per day for two agreements between NYSEG and Central Hudson Gas and Electric Corpora-

tion (Hudson) covering service to Hudson.

On September 10, 1973, NYSEG tendered for filing a Supplement No. 3 to its Rate Schedule FPC No. 55 which provided for the sale of 23 MW of short term firm power and associated energy to Hudson during September, 1973, in Docket No. E-8389. By Commission order dated October 10, 1973, this filing was suspended for one day, permitted to become effective September 1, 1973, and the matter was set for hearing. NYSEG, on October 29, 1973, tendered for filing an agreement dated October 19, 1973, designated as its Rate Schedule FPC No. 57, which provided for the sale of 50 MW of power and associated energy to Hudson during the period October 28, 1973 to April 27, 1974, in Docket No. E-8465. On November 8, 1973, NYSEG tendered for filing in Docket No. E-8482 Notice of Cancellation of its Rate Schedule FPC No. 55 to be effective as of September 30, 1973.

By Commission order, dated November 30, 1973, the proceedings in Docket Nos. E-8389 and E-8465 were consolidated for purposes of hearing and decision. The Commission stated that the proposed charges in both dockets included an overall rate of return of 8.3% and a return on common equity of 13% which appeared to be excessive. For this reason, a hearing was set to determine the just and reasonable rate of return for NYSEG. The Commission, by the same order, accepted for filing the Notice of Cancellation filed in Docket No. E-8482 effective September 30, 1973. The filing in Docket No. E-8465 was accepted for filing and permitted to take effect on October 29, 1973, subject to refund.

Public notice of the filing of the settlement agreement was issued April 3, 1974, with comments due on or before April 15, 1974. No comments were received.

The proposed settlement agreement tendered for filing March 4, 1974, adjusts the capacity charge for the service provided by NYSEG to Hudson under NYSEG's Rate Schedules FPC No. 55, Supplement No. 3 and FPC No. 57 from \$74.97 per megawatt per day to \$73.09 per megawatt per day. This reflects an overall rate of return of 8%, including a 12.12% return on common equity.¹ The proposed agreement further calls for the refund of an estimated \$1,297.20, based on excess charges already collected from Hudson in the amount of \$1.88 per megawatt per day.

Based on our review of the record in this proceeding, including the filings made by NYSEG and the settlement agreement, we find that the rates and other terms and provisions of the settlement agreement are reasonable and that the agreement represents a reasonable resolution of the issues in this proceeding in the public interest and accordingly should be approved.

¹ See Appendix A which is filed as part of original document.

The Commission finds:

Approval as hereinafter ordered of the settlement in this proceeding on the basis of the agreement filed March 4, 1974, is necessary and appropriate in the public interest in carrying out the provisions of the Federal Power Act.

The Commission orders:

(A) The settlement agreement filed herein on March 4, 1974, is incorporated herein by reference and approved, as hereinafter conditioned.

(B) Within 30 days from the date of this order, the Company shall file a revised rate schedule to conform with the settlement agreement and the terms and conditions of this order.

(C) This order is without prejudice to any findings or orders which have been made or which will hereafter be made by the Commission, and is without prejudice to any claims or contentions which may be made by the Commission, its staff, or any party or person affected by this order, in any proceeding now pending or hereafter instituted by or against the Company or any other person or party.

(D) NYSEG shall comply with the provisions of the settlement agreement and with the terms and conditions of this order.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11242 Filed 5-15-74; 8:45 am]

[Docket No. E-7160]

SOUTHEASTERN POWER ADMINISTRATION

Notice of Extension of Time

MAY 9, 1974.

On April 26, 1974, the Cities of Alachua, Florida, et al., requested an extension of time to submit comments to the filing by the Southeastern Power Administration, Department of Interior, in the above-designated matter.

Upon consideration, notice is hereby given that the time is extended to and including May 6, 1974, within which to file comments in the above-designated matter.

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11232 Filed 5-15-74; 8:45 am]

[Docket No. E-8514]

SOUTHERN SERVICES, INC.

Order Accepting for Filing and Suspending Proposed Amendment To Interchange Agreement, Permitting Intervention and Establishing Procedures

MAY 8, 1974.

On November 23, 1973, Southern Services, Inc., (Southern) filed its annual revision to the interchange agreement between itself and the participating companies (Alabama Power Company, Georgia Power Company, Gulf Power

Company, and Mississippi Power Company) who are all affiliates of the Southern Company, which is a holding company organized pursuant to the provisions of the Public Utility Holding Company Act of 1935.¹ The proposed revision would realign the pooled costs among the participating companies, but would not cause any net decrease or increase in revenues to the combined companies.

By letter dated December 21, 1973, the Secretary of the Federal Power Commission informed Southern that its initial filing was deficient because it failed to provide adequate support for the increase in the fixed charge rate used to determine the participating companies' pooled costs. Additional data was supplied by Southern on January 25, 1974. By letter dated February 26, 1974, the Secretary of the Federal Power Commission again informed Southern that its filing was deficient because it failed to provide the specific data concerning the fixed charges for each participating company as requested earlier. On April 8, 1974, Southern submitted the data which completed the filing.

Southern submitted a comparison of the weighted average cost of senior securities issued by each participating company during 1971-1973. When related to a 9 percent overall cost of money, Southern states that such costs give rise to returns on common equity of 10.63 percent, 11.69 percent, 11.88 percent, and 11.25 percent for Alabama, Georgia, Gulf, and Mississippi Power Companies, respectively.

Notice of the original filing was issued on December 3, 1973, with comments or petitions to intervene due on or before December 19, 1973. On December 19, 1973, petitions to intervene were filed by several municipal customers of Georgia Power² and the Georgia Municipal Association, Inc., (Cities) and by the Water, Light, and Sinking Fund Commission of the City of Dalton, Georgia (Petitioner).

Cities, in their petition, make the following allegations: (1) The charges for power between the participating Companies of the interchange agreement are not based on actual costs; (2) the legality of the agreement has never been deter-

¹ These affiliated companies and Southern are parties to an interconnection agreement which provides for the companies' coordinated operation under an Operating Committee consisting of a representative of each party to the agreement, with Southern acting as their agent in effecting agreements with outside utility systems and among affiliated companies for pool related transactions.

² The Cities of Acworth, Adel, Albany, Barnesville, Blakely, Braselton, Brinson, Buford, Cairo, Camilla, Cartersville, College Park, Commerce, Covington, Doerun, Douglas, East Point, Elberton, Ellaville, Fairburn, Fitzgerald, Forsyth, Fort Valley, Grantville, Griffin, Hampton, Hogansville, Jackson, LaFayette, LaGrange, Lawrenceville, Mansfield, Marietta, Monroe, Monticello, Moultrie, Newnan, Norcross, Palmetto, Sandersville, Sylvester, Thomasville, Thomasville, Washington, West Point, and Whigham, Georgia.

mined; and (3) the agreement is not an adequate cost allocation tool. Cities requests that the filing be suspended for the full statutory period pending a hearing on the lawfulness of the proposed rates pursuant to the authority conferred upon the Commission by section 205(e) of the Federal Power Act. On January 14, 1974, Southern tendered for filing an answer to the petitions to intervene asserting: (1) The Cities and Petitioner are not parties to the agreement and have no direct interest that would be adversely affected by this proceeding; (2) the rates charged under the agreement are based upon acceptable cost of service concepts; (3) since each participating company separately runs its generating and transmission facilities, there is no need to roll the participating companies' bulk costs together and reallocate them; and (4) if the proposed changes are not granted, and inequitable apportionment of the benefits of interconnected and coordinated operation will occur. We believe that Cities and Petitioner have demonstrated an interest of such nature that their intervention would be appropriate in the proceeding instituted hereinafter.

Our review of Southern's filing and the issues raised by Cities and Petitioner indicates that the proposed amendment has not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory, preferential or otherwise unlawful. Accordingly, we shall suspend the proposed amendment for one day and establish hearing procedures to determine the justness and reasonableness of the proposed change in rates, terms, and conditions contained therein.

(1) The proposed amendment, tendered by Southern on November 23, 1973, should be accepted for filing as of April 8, 1974, as hereinafter ordered.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Federal Power Act that the Commission enter upon a proceeding pursuant to section 205 to determine the reasonableness of the proposed amendment filed by Southern and that the proposed changes in rates, terms, and conditions proposed therein be suspended as hereinafter provided.

(3) Good cause exists to permit the intervention of the above-named intervenors.

(4) The disposition of the proceeding ordered herein should be expedited in accordance with the procedure set forth below.

The Commission orders:

(A) Pending a hearing and a decision, thereon, Southern's proposed amendment, tendered on November 23, 1973, is accepted for filing as of April 8, 1974, and is hereby suspended for one day and the use thereof deferred until May 10, 1974, or until such time as it is made effective in the manner provided in the Federal Power Act.

(B) Pursuant to the authority of the Federal Power Act, particularly section 205 thereof, and the Commission's rules of practice and procedure and the regulations under the Federal Power Act (18

CFR, Chapter I), a public hearing shall be held on September 18, 1974, at 10:00 a.m. in a hearing room of the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, concerning the lawfulness of the Company's proposed amendment to its interchange agreement.

(C) On or before July 17, 1974, the Company shall serve its prepared testimony and exhibits concerning the proposed amendment. Any prepared testimony and exhibits of the intervening parties shall be served on or before August 2, 1974. Any prepared testimony and exhibits of the Commission Staff shall be served on or before August 19, 1974. Any rebuttal evidence by the Company shall be served on or before September 3, 1974.

(D) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's rules of practice and procedure.

(E) The parties designated above are hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such intervenors shall be limited to matters affecting the rights and interest specifically set forth in the respective petitions to intervene; and *Provided, further,* That the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(F) The Secretary of the Commission shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] MARY B. KIDD,
Acting Secretary.
[FR Doc.74-11244 Filed 5-15-74;8:45 am]

[Docket No. RP74-35]

UNITED NATURAL GAS CO.

Notice of Proposed PGA Rate Adjustment MAY 9, 1974.

Take notice that on April 29, 1974, United Natural Gas Company (United), tendered for filing as part of its FPC Gas Tariff, Original Volume No. 1, Fifth Revised Sheet No. 3-A to be effective May 1, 1974.

United states that the sole purpose of this revised tariff sheet is to adjust United's rates pursuant to the PGA provision in section 16 of the General Terms and Conditions approved by the Commission's Order issued December 10, 1973, in Docket No. RP74-35. United further states that such tariff sheet reflects an adjustment in United's rates of .28¢ per Mcf on Fifth Revised Sheet No. 3-A, an increase of \$126,974 annually.

In addition, United requests waiver of Section 16.6 of the General Terms and Conditions of its FPC Tariff relating to the 45-day notice requirement of a rate change due to not receiving its suppliers revised rates in sufficient time to make a timely filing. United also requests waiver of any Commission rules and regulations necessary to permit Fifth Revised Sheet No. 3-A to become effective May 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 May 24, 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.

MARY B. KIDD,
Acting Secretary.

[FR Doc.74-11238 Filed 5-15-74;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 May 13, 1974 (44 U.S.C. 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

Agriculture Research Service, Fruit Germplasm Resources Inventory, Form ARS 185, Occasional, Lowry Institutional & private fruit variety collections.
Statistical Reporting Service, Formula Feed and Dry Granular Fertilizer Transportation Survey, Form ----, Single time, Lowry/Foster, Formula Feed & fertilizer shippers.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Alcohol, Drug Abuse, and Mental Health Administration, 1974 Inventory of Costs, Reimbursements, and Funding, Form ADAMMH 0508, Single time, HRD/Caywood/Lowry, Operating federally funded OMHC's.

Health Resources Administration, Evaluation of the Effectiveness of CHPS Agency Assessments and Technical Assistance Activities, Form HRABHRD 0425, Single time, HRD/Caywood, State & areawide CHP agencies.

Evaluation of the Effectiveness and Efficiency of the Section 1122 Review Process, Form HRABHRD 0424, Single time, HRD/Caywood, Govt. agencies.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social Security Administration, Letter to a Relative of a Beneficiary for Whom a State Mental Institution is Representative Payee, Form SSA-L 9744, Single time, Caywood, Individuals.

REVISIONS

DEPARTMENT OF THE INTERIOR

Bureau of Mines, Magnesium Compounds, Form 6-1232-A, Annual, Weiner, Producers of magnesium compounds.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Community Planning and Development, Annual Report on Real Property Acquisition (Under Uniform Relocation Assistance and Real Property Acquisition Policy Act of 1970), Form HUD 6501, Annual, CVA, Local public bodies & housing auth.

VETERANS ADMINISTRATION

Educational Plan (Chapter 35, Title 38, U.S.C.), Form 22-5490a, Occasional, Caywood, Children of deceased or totally disabled veterans.

EXTENSIONS

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service, Regulations other than Rules of Practice under PACA, Form ----, Occasional, Evinger, Commission merchant dealers, brokers.

DEPARTMENT OF COMMERCE

Bureau of East-West Trade, Statement by Ultimate Consignee in Support of Project License Application, Form DIB 620P, Occasional, Evinger (x).

Commodities and Technical Data to be Used in Designing, Developing, Fabricating, or Testing Nuclear Weapons or Nuclear Explosive Devices, Form EAR 378, Occasional, Evinger (x).

ENVIRONMENTAL PROTECTION AGENCY

Fuel Manufacturing Notification, Fuel Manufacturing Notification of Change, Fuel Manufacturing Report of Additive Usage, Form EPA 269 etc., Semi annual, Evinger, Petroleum industry.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.74-11365 Filed 5-15-74;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

ADVISORY COMMITTEE ON THE IMPLEMENTATION OF A CENTRAL MARKET SYSTEM

Notice of Meeting

This is to give notice, pursuant to section 10(a) of the Federal Advisory Com-

mittee Act, 5 U.S.C. App. I 10(a), that the Securities and Exchange Commission Advisory Committee on the Implementation of a Central Market System (the "Committee") will conduct open meetings on May 31, 1974 at 500 North Capitol Street, Washington, D.C. 20549 in Room 776, beginning at 9 a.m.

Members of the Committee are:

Mr. Alexander Yearley, IV, Chairman.
Mr. Kenneth Axelsson.
Mr. M. Colyer Crum.
Mr. Robert Gardiner.
Mr. C. Rader McCulley.
Mr. Ray F. Myers.
Mr. Felix Rohatyn.
Mr. Donald Stone.

The summarized agenda for the meeting is as follows:

- (1) Outline the mandate from the Commission.
- (2) Establish a series of questions to be addressed.
- (3) Identify data needed for analysis.
- (4) Arrange future meeting plans.
- (5) Establish Committee procedures.
- (6) Arrange for staff support.

Further information may be obtained by writing:

Andrew P. Steffan, Director, Office of Policy Planning, United States Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549.

Dated: May 16, 1974.

GEORGE A. FITZSIMMONS,
Advisory Committee
Management Officer.

[FR Doc.74-11219 Filed 5-15-74; 8:45 am]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area 1061]

NEBRASKA

Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of April, because of the effects of a certain disaster, damage resulted to property located in the State of Nebraska;

Whereas, the Small Business Administration has investigated and received reports of other investigations of conditions in the areas affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such areas constitute a catastrophe within the purview of the Small Business Act, as amended:

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property situated in Valley County, and adjacent affected areas, suffered damage or destruction resulting from a tornado which occurred April 20, 1974.

Office: Small Business Administration, District Office, 215 North 17th Street, Omaha, Nebraska 68102.

2. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to July 8, 1974.

Dated: May 6, 1974.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.74-11249 Filed 5-15-74; 8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 509]

ASSIGNMENT OF HEARINGS

MAY 13, 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 May 16, 1974.

MC 99610 Sub-15, Ross Neely Express, Inc., now assigned June 4, 1974, at Birmingham, Ala., is cancelled and the application is dismissed.

W-406 Sub 11, Ohio Barge Line, Inc., is continued to June 6, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 14552 Sub 53, J. V. McNicholas Transfer Company, now being assigned hearing June 10, 1974 (2 weeks), in Room 1112, New Federal Bldg., 1000 Liberty Avenue, Pittsburgh, Pa.

MC 109891 Sub 22, Infinger Transportation Company, Inc., Extension Savannah, Ga., now assigned May 14, 1974, at Atlanta, Ga., is postponed indefinitely.

MC 128951 Sub 7, Robert H. Dittich, d.b.a. Bob Dittich Trucking, now being assigned hearing July 8, 1974 (2 days), at St. Paul, Minn., in a hearing room to be later designated.

MC 95876 Sub 143, Anderson Trucking Service, Inc., now being assigned hearing July 10, 1974 (3 days), at St. Paul, Minn., in a hearing room to be later designated.

I&S No. 8939, Seasonal Rates on Grain to Minnesota and Wisconsin, now being assigned hearing July 15, 1974 (5 days), at St. Paul, Minn., in a hearing room to be later designated.

MC-139176, Cascade Mobile Home Transport, Inc., now assigned June 10, 1974, at Salem, Oreg., is cancelled and the application is dismissed.

MC 107129 Sub-9, E. K. Motor Service, Inc., now assigned June 17, 1974; MC-F-12047, Howard N. Dahlsten—Purchase—(Portion) Stauffer Truck Service, Inc., and MC 115669 Sub-138, Howard N. Dahlsten, d.b.a. Dahlsten Truck Line, now assigned June 19, 1974; and MC 111375 Sub-67, Pirkle Refrigerated Freight Lines, Inc., now assigned June 24, 1974, at Chicago, Ill., will be held in Room 1086A, Everett McKinley Dirksen Building, 219 S. Dearborn Street, No. 35796, Bus Fares, Between New York, N.Y., and New Jersey Points, now assigned

June 3, 1974, at New York, N.Y., is postponed to July 29, 1974, at New York, N.Y., in a hearing room to be later designated. MC 28573 Sub 34, Burlington Northern, Inc., now assigned June 3, 1974, at Helena, Mont., will be held in Room 324, U.S. Post Office and Federal Building, Park and 6th Street.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc.74-11312 Filed 5-15-74; 8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

MAY 13, 1974.

An application, as summarized below, has been filed requesting relief from the requirements of section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1100.40) and filed by May 31, 1974.

FSA No. 42833—Class and Commodity Rates Between Points in Texas. Filed by Texas-Louisiana Freight Bureau, Agent (No. 679), for interested rail carriers. Rates on blackstrap molasses, in tank carloads, and rubber, artificial, synthetic or neoprene, in carloads, as described in the application, from, to and between points in Texas, over interstate routes through adjoining states.

Grounds for relief—Maintenance of depressed rates published to meet intrastate competition without use of such rates as factors in constructing combination rates.

Tariff—Supplement 49 to Texas-Louisiana Freight Bureau, Agent, tariff 87-J, ICC No. 1159. Rates are published to become effective on June 11, 1974.

By the Commission.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc.74-11313 Filed 5-15-74; 8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY-ELIMINATION OF GATEWAY LETTER NOTICES

MAY 13, 1974.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's gateway elimination rules (49 CFR 1065.1(a)), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission by May 27, 1974. A copy must also be served upon applicant or its repre-

sentative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC-25798 (Sub-No. E5), filed April 15, 1974. Applicant: CLAY HYDER TRUCKING LINES, INC., P.O. Box 1186, Auburndale, Fla. 33823. Applicant's representative: Tony G. Russell, P.O. Box 1186, Auburndale, Fla. 33823. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen food products* in containers, in vehicles equipped for temperature control, from Charleston, S.C., to points in Tennessee, Rhode Island, Massachusetts, Pennsylvania, on and west of a line beginning at the intersection of the Pennsylvania-Maryland State line and U.S. Highway 15, thence along U.S. Highway 15 to its intersection with U.S. Highway 11, thence north on U.S. Highway 11 to its intersection with Interstate Highway 80, thence east on Interstate Highway 81, thence north on Interstate Highway 81 to the Pennsylvania-New York State line, New York on west, and north of a line beginning at the New York-New Jersey State line and U.S. Highway 209, thence along U.S. Highway 209 to its intersection with Interstate Highway 87, thence north on Interstate Highway 87, to its intersection with Interstate Highway 90, thence east on Interstate Highway 90, to the New York-Massachusetts State line, Connecticut on and east of a line beginning at the Atlantic Ocean and Connecticut Highway 85 thence along Connecticut Highway 85 to its intersection with Connecticut Highway 2, thence north on Connecticut Highway 2 to its intersection with Connecticut Highway 3, thence along Connecticut Highway 3 to its intersection with Interstate Highway 91, thence north on Interstate Highway 91 to the Connecticut-Massachusetts State line. The purpose of this filing is to eliminate the gateway of Hendersonville, N.C.

No. MC-25798 (Sub-No. E25), filed May 2, 1974. Applicant: CLAY HYDER TRUCKING LINES, INC., P.O. Box 1186, Auburndale, Fla. 33823. Applicant's representative: Tony G. Russell, P.O. Box 1186, Auburndale, Fla. 33823. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen vegetables*, from Baltimore, Md., to points in Florida. The purpose of this filing is to eliminate the gateway of points in Henderson County, N.C.

No. MC-30280 (Sub-No. E4), filed May 1, 1974. Applicant: WATKINS CAROLINA EXPRESS, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Paul Daniel (same as above). 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, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from those points in Georgia on, west, and northwest of a line beginning at the Georgia-Florida State line, thence along Georgia Highway 97 to Camilla, thence along U.S. Highway 19 to Albany, thence along Georgia Highway 257 to Cordele, thence along Interstate Highway 75 to Macon, thence along U.S. Highway 129 to junction U.S. Highway 441, thence along U.S. Highway 441 to Eatonton, thence along Georgia Highway 44 to Union Point, thence along Georgia Highway 77 to Elberton, thence along Georgia Highway 72 to the Georgia-South Carolina State line, to those points in South Carolina on and north of a line beginning at Rocky Bottom, S.C., thence along U.S. Highway 178 to Easley, thence along U.S. Highway 23 to Greenville, thence along South Carolina Highway 146 to Cross Anchor, thence along South Carolina Highway 49 to Lockart, thence along South Carolina Highway 9 to Lake View. The purpose of this filing is to eliminate the gateway of Greenville, S.C.

No. MC-30280 (Sub-No. E6), filed May 3, 1974. Applicant: WATKINS CAROLINA EXPRESS, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Paul Daniel (same as above). 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, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from Columbia, Ga., to those points in South Carolina on and north of the line beginning at the North Carolina-South Carolina State line, thence along U.S. Highway 178 to junction Interstate Highway 85, thence along Interstate Highway 85 to junction U.S. Highway 76-123, thence along U.S. Highway 76-123 to Anderson, thence along Georgia Highway 28 to Abbeville, thence along Georgia Highway 72 to Greenwood, thence along Georgia Highway to Columbia, thence along U.S. Highway 76-378 to Sumter, thence along U.S. Highway 378 to junction Georgia Highway 527, thence along Georgia Highway 527 to junction with U.S. Highway 52, thence along U.S. Highway 52 to Kings-tree, thence along Georgia Highway 261 to Yauhannan, thence along U.S. Highway 701 to Conway, thence along Georgia Highway 544 to Murrell's Inlet. The purpose of this filing is to eliminate the gateway of Greenville, S.C.

No. MC-30280 (Sub-No. E9), filed May 2, 1974. Applicant: WATKINS CAROLINA EXPRESS, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Paul Daniel (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over

irregular routes, transporting: *Cotton*, from Norfolk, Va., to those points in North Carolina on and west of a line beginning at the Virginia-North Carolina State line, thence along U.S. Highway 52 to Pilot Mountain, thence along North Carolina Highway 268 to Cross Roads, thence along U.S. Highway 601 to Salisbury, thence along U.S. 601 to the North Carolina-South Carolina State line. The purpose of this filing is to eliminate the gateway of Elkin, N.C.

No. MC-30280 (Sub-No. E13), filed May 2, 1974. Applicant: WATKINS CAROLINA EXPRESS, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Paul Daniell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Textile products*, from points in Georgia to Baltimore, Md. The purpose of this filing is to eliminate the gateway of Gastonia, N.C.

No. MC-30280 (Sub-No. E14), filed May 2, 1974. Applicant: WATKINS CAROLINA EXPRESS, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Paul Daniell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Textile products*, from those points in that part of North Carolina on and west of a line beginning at the Tennessee-North Carolina State line, thence along U.S. Highway 321 to junction U.S. Highway 301, thence along U.S. Highway 301 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction North Carolina Highway 16, thence along North Carolina Highway 16 to North Carolina Highway 150, thence along North Carolina Highway 150 to junction North Carolina Highway 152 to junction U.S. Highway 29/601, thence along U.S. Highway 29/601, continuing along U.S. Highway 601 to junction U.S. Highway 74, thence along U.S. Highway 74 to Junction North Carolina Highway 151, thence along North Carolina Highway 151 to the North Carolina-South Carolina State line, to Beverly, N.J., and points in Hudson, Bergen, Passaic, Essex, Union, and Middlesex Counties, N.J. The purpose of this filing is to eliminate the gateway of Gastonia, N.C.

No. MC-95540 (Sub-No. E106), filed April 19, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen vegetables*, from points in Florida on and east of a line beginning at the Florida-Georgia State line, and thence south along U.S. Highway 319 to the intersection with U.S. Highway 98, thence east along U.S. Highway 98 to St. Teresa on the Gulf of Mexico, to points in Texas and, south and west of a line beginning at the Sabine River, and thence west along Texas Highway 12 to its intersection with In-

terstate Highway 10, thence along Interstate Highway 10 to its intersection with U.S. Highway 75, thence along U.S. Highway 75 to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC-95540 (Sub-No. E109), filed April 19, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Prattville, N.Y., to points in Florida. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC-95540 (Sub-No. E120), filed April 19, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, from points in Delaware to points in Mississippi on and south of a line beginning at the Mississippi-Alabama State line, and west along U.S. Highway 78 to New Albany, thence along Mississippi Highway 30 to Oxford, thence along Mississippi Highway 6 to Clarksdale, thence along Mississippi Highway 322 to Sherard, thence north on Mississippi Highway 1 to its intersection with an unnumbered highway, thence along said unnumbered highway to Friars Point, a point on the Mississippi River. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC-95540 (Sub-No. E126), filed April 22, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products*, as described in Section A of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles), from Jacksonville, Fla., to points in Colorado. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC-95540 (Sub-No. E127), filed April 22, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meats and frozen meat products*, from Jacksonville, Fla., to points in Wyoming. The purpose of this filing is to eliminate the gateway of Tifton, Ga., and points in Tennessee.

No. MC-95540 (Sub-No. E128), filed April 22, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meats and frozen meat products*, from Jacksonville, Fla., to points in Idaho. The purpose of this filing is to eliminate the gateway of Tifton, Ga., and points in Tennessee.

No. MC-95540 (Sub-No. E129), filed April 22, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meats and frozen meat products*, from Jacksonville, Fla., to points in Missouri. The purpose of this filing is to eliminate the gateway of Tifton, Ga., and Florence, Ala.

No. MC-100666 (Sub-No. E46), filed April 21, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May, P.O. Box 7666, Shreveport, La. 71107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition lumber*, from Pineland, Tex., to points in Colorado, Iowa, Nebraska, New Mexico, North Carolina, South Carolina, Virginia, and West Virginia. The purpose of this filing is to eliminate the gateway of Briar, Ark., Duke, Okla., and Urania, La.

No. MC-100666 (Sub-No. E49), filed April 22, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May, P.O. Box 7666, Shreveport, La. 71107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition lumber*, from Silsbee, Tex., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, North Dakota, Ohio, Pennsylvania, Rhode Island, South Dakota, Vermont, and Wisconsin, and the District of Columbia. The purpose of this filing is to eliminate the gateways of points in Stone County, Miss., Gifford, Ark., Pittsburg, Kans., and Crossett, Ark.

No. MC-100666 (Sub-No. E51), filed April 22, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May, P.O. Box 7666, Shreveport, La. 71107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition lumber*, from Silsbee, Tex., to points in Colorado, Iowa, Nebraska, New Mexico, North Carolina, South Carolina, Virginia, and West Virginia. The purpose of this filing is to

eliminate the gateways of Briar, Ark., Duke, Okla., and Urania, La.

No. MC-100666 (Sub-No. E52), filed April 23, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe and plastic conduit*, from Waco, Tex., to points in that part of Missouri on, west and north of a line beginning at the junction of Interstate Highway 67 and the Missouri-Arkansas State line, thence north on Interstate Highway 67 to the junction of Interstate Highway 67 and Interstate Highway 60, thence east on Interstate Highway 60 to the Mississippi River (excluding Popular Bluff and Sikeston). The purpose of this filing is to eliminate the gateway of Pittsburg, Kans.

No. MC-100666 (Sub-No. E54), filed April 23, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wallboard, fiberboard, particleboard, and sheathing*, from Memphis, Tenn., to points in Michigan, North Carolina, Ohio, Pennsylvania, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateway of Covington, Tenn.

No. MC-100666 (Sub-No. E56), filed April 23, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition lumber* from Pineland, Tex., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, Michigan, Minnesota, and New Hampshire, and the District of Columbia. The purpose of this filing is to eliminate the gateways of points in Stone County, Miss., Clifford and Crossett, Ark., and Pittsburg, Kans.

No. MC-100666 (Sub-No. E57), filed April 24, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition board*, from Trumann, Ark., to points in Colorado, Nebraska, New Mexico, North Dakota, South Carolina, and South Dakota. The purpose of this filing is to eliminate the gateway of Covington, Tenn.

No. MC-105457 (Sub-No. E1), filed May 1, 1974. Applicant: THURSTON MOTOR LINES, INC., P.O. Box 10638, Charlotte, N.C. 28201. Applicant's representative: John V. Luckadoo (same as above). 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, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), (A) Between Columbia, Tenn., on the one hand, and, on the other, points in that part of Virginia, on and east of a line beginning at the Maryland-Virginia State Line, thence along U.S. Highway 522 to Front Royal, thence along U.S. Highway 340 to junction U.S. Highway 33 at or near Elkton, thence along U.S. Highway 33 to junction Virginia Highway 810, thence along Virginia Highway 810 to junction Virginia Highway 601, thence along Virginia Highway 601 to Charlottesville, thence along U.S. Highway 29 to Lynchburg, thence along U.S. Highway 460 to Bedford, thence along Virginia Highway 122 to junction Virginia Highway 40, thence along Virginia Highway 40 to Woolwine, thence along Virginia Highway 8 to the North Carolina-Virginia State Line; (B) Between Cookeville, Tenn., on the one hand, and, on the other, points in that part of Virginia, on and east of a line beginning at the Maryland-Virginia State Line thence along U.S. Highway 15 to Gilberts Corner, thence along U.S. Highway 50 to Middleburg, thence along Virginia Highway 626 to The Plains, thence along Virginia Highway 55 to junction Virginia Highway 647 at or near Marshall, thence along Virginia Highway 647 to Flint Hill, thence along U.S. Highway 522 to junction Virginia Highway 231 at or near Sperryville, thence along Virginia Highway 231 to Madison, thence along U.S. Highway 29 to junction Virginia Highway 24, thence along Virginia Highway 122, thence along Virginia Highway 122 to Rocky Mount, thence along U.S. Highway 220 to the North Carolina-Virginia State Line;

(C) Between Murfreesboro, Tenn., on the one hand, and, on the other, points in that part of Virginia on and east of a line beginning at the Maryland-Virginia State Line, thence along U.S. Highway 340 to junction Virginia Highway 255, thence along Virginia Highway 255 to junction U.S. Highway 17, thence along U.S. Highway 17 to junction Virginia Highway 688, thence along Virginia Highway 688 to junction Virginia Highway 647, thence along Virginia Highway 647 to Flint Hill, thence along U.S. Highway 522 to junction Virginia Highway 231 at or near Sperryville, thence along Virginia Highway 231 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction Virginia Highway 24, thence along Virginia Highway 122, thence along Virginia Highway 122 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction Virginia Highway 623, thence along Virginia Highway 623 to junction Virginia Highway 57, thence along Virginia Highway 57 to junction Virginia Highway 8, thence along Virginia Highway 8 to the North Carolina-Virginia State Line; and, (D) Between Nashville, Tenn., on the one hand, and,

on the other, points in that part of Virginia on and east of a line beginning at the Maryland-Virginia State Line, thence along U.S. Highway 522 to junction Virginia Highway 231 at or near Sperryville, thence along Virginia Highway 231 to Madison, thence along U.S. Highway 29 to junction Virginia Highway 24, thence along Virginia Highway 122, thence along Virginia Highway 122 to Rocky Mount, thence along Virginia Highway 40 to Woolwine, thence along Virginia Highway 8 to the North Carolina-Virginia State Line; restricted in (A), (B), (C), and (D), against the transportation of any traffic moving between any of the points authorized in No. MC-105457 (Sub-No. 19A) to be served in the carrier's regular-route operations. The purpose of this filing is to eliminate the gateways of (1) points in North Carolina, (2) Charlotte, N.C., and/or (3) Roanoke Rapids, N.C.

No. MC-107295 (Sub-No. E10), filed May 5, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heating and cooling systems* (except refrigerated show-cases), from Pequannock, N.J., to points in Arizona, Nevada, and Utah. The purpose of this filing is to eliminate the gateway of Kansas City, Mo.

No. MC-113362 (Sub-No. E4), filed May 2, 1974. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, Iowa 50533. Applicant's representative: Melton D. Adams, P.O. Box 562, Austin, Minn. 55912. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meat*, from the plantsites and warehouse facilities (1) of Sterling Colorado Beef Packers, at or near Sterling, Colo., and (2) of American Beef Packers, Inc., at or near Ft. Morgan, Colo., to points in Connecticut, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont, restricted to the transportation of traffic originating at the plantsites and warehouse facilities specified above. The purpose of this filing is to eliminate the gateway of Cedar Rapids, Iowa.

No. MC-114045 (Sub-No. E1), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart, P.O. Box 5842, Dallas, Tex. 75222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen poultry, including boned or boned and stuffed poultry*, from Pomfret Center, Conn., to points in Washington, Oregon, Idaho, Utah, and Wyoming. The purpose of this filing is to eliminate the gateways of Hillsboro, Hutchinson, or Wichita, Kans.

No. MC-114045 (Sub-No. E2), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas,

Tex. 75222. Applicant's representative: J. B. Stuart (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts*, as described in Section A of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles and hides) from the plant sites and warehouses of Sterling Colorado Beef Packers, at or near Sterling, Colorado, and the plant sites and warehouses of American Beef Packers, Inc., at or near Fort Morgan, Colorado, to points in Alabama, Connecticut, Florida, Georgia, Indiana, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the above-named plant sites and warehouses. The purpose of this filing is to eliminate the gateway of Dodge City, Kans.

No. MC-114045 (Sub-No. E4), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, as described in Section B of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, and *commodities partially exempt* from regulation under section 203(b) (6) of the Interstate Commerce Act, when moving in the same vehicle at the same time with dairy products as described above, from points in Kent County, Del., to points in Washington, Oregon, Utah, and Idaho. The purpose of this filing is to eliminate the gateway of Oklahoma City, Okla.

No. MC-114045 (Sub-No. E5), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, from points in Delaware to points in California. The purpose of this filing is to eliminate the gateways of Cleveland, Ohio, and points in Oklahoma, Texas, or Arkansas.

No. MC-114045 (Sub-No. E6), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned meat*, from points in Pike and Spalding Counties, Ga., to points in Idaho, Montana, Nevada, Oregon, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of Dodge City, Kans.

No. MC-114045 (Sub-No. E7), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas,

Tex. 75222. Applicant's representative: J. B. Stuart (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, from Hartford, Norwalk, and Wethersfield, Conn., to points in Kansas, Mississippi, Colorado, and California. The purpose of this filing is to eliminate the gateway of points in Texas, Arkansas, or Oklahoma.

No. MC-114045 (Sub-No. E8), filed May 3, 1974. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 5842, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Canned fruits and canned fruit juices*, in containers, from points in Florida to Muscatine, Iowa. The purpose of this filing is to eliminate the gateway of points in Indiana.

No. MC-118831 (Sub-No. E11), filed May 4, 1974. Applicant: CENTRAL TRANSPORT, INC., P.O. Box 5044, High Point, N.C. 27622. Applicant's representative: Richard E. Shaw, P.O. Box 5044, High Point, N.C. 27622. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petrochemicals, fertilizer, and vegetable oils), in bulk, in tank vehicles, from points in South Carolina (except Charleston) to points in Mississippi. The purpose of this filing is to eliminate the gateway of Lanett, Ala.

No. MC-127042 (Sub-No. E7), filed April 14, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and 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 Blue Ribbon Beef Packing Inc., near Le Mars, Iowa, to points in Idaho, and Baker and Malheur Counties, Ore. The purpose of this filing is to eliminate the gateway of Omaha, Nebr.

No. MC-127042 (Sub-No. E8), filed April 14, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and 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 utilized by Wilson & Co., Inc., at or near Cherokee, Iowa, to points in

North Dakota and South Dakota. The purpose of this filing is to eliminate the gateway of Luverne, Minn.

No. MC-127042 (Sub-No. E10), filed April 14, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products and 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 in bulk, in tank vehicles), from the plant site and storage facilities of Missouri Beef Packers, Inc., at or near Phelps City, Mo., to points in Montana. The purpose of this filing is to eliminate the gateway of Omaha, Nebr.

No. MC-127042 (Sub-No. E11), filed April 14, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and 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 Missouri Beef Packers, Inc., at or near Phelps City, Mo., to points in Idaho, and Malheur and Baker Counties, Ore. The purpose of this filing is to eliminate the gateway of Omaha, Nebr.

No. MC-127042 (Sub-No. E12), filed April 14, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey (same as above). 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), from points in South Dakota on and South of U.S. Highway 14 to Omaha, Fremont, and Lincoln, Nebraska. The purpose of this filing is to eliminate the gateway of Sioux City, Iowa.

No. MC-127042 (Sub-No. E16), filed April 14, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey, P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products and 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 Emporia, Kans., to points in Montana. The purpose of this filing is to eliminate the gateway of West Point, Nebr.

No. MC-127042 (Sub-No. E17), filed April 19, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey, P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dairy products* (except commodities in bulk, in tank vehicles), from points in Wisconsin to points in Colorado. The purpose of this filing is to eliminate the gateway of Clinton, Iowa.

No. MC-127042 (Sub-No. E22), filed April 19, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey, P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products and 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 Omaha, Nebr., to St. Louis, Mo. The purpose of this filing is to eliminate the gateway of Denison, Iowa.

No. MC-127042 (Sub-No. E24), filed April 19, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey, P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dairy products*, from Clinton, Iowa, to points in Idaho, Montana, Wyoming, and Baker and Malheur Counties, Ore. The purpose of this filing is to eliminate the gateway of Omaha, Nebr.

No. MC-127042 (Sub-No. E25), filed April 19, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey, P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dairy products*, from Clinton, Iowa, to points in South Dakota. The purpose of this filing is to eliminate the gateway of Sioux City, Iowa.

No. MC-127042 (Sub-No. E26), filed April 19, 1974. Applicant: HAGEN, INC., P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey, P.O. Box 98, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat prod-*

ucts and 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 plantsite of Armour and Company, near Worthington, Minn., to points in Kansas and Missouri. The purpose of this filing is to eliminate the gateway of Luverne, Minn.

No. MC-128383 (Sub-E41), filed May 1, 1974. Applicant: Pinto Trucking Service, Inc., 1414 Calcon Hook Road, Sharon Hill, Pa. 19079. Applicant's representative: Gerald K. Gimmel, 303 N. Frederick Ave. Gaithersburg, Md. 20760. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk and automobiles), between Bradley International Airport, Hartford County, Conn., and Newark Airport, Newark, N.J., restricted to the transportation of traffic having a prior or subsequent movement by air. The purpose of this filing is to eliminate the gateway of Tweed-New Haven Airport, New Haven County, Conn.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-11320 Filed 5-15-74; 8:45 am]

[No. AB-53]

KANSAS AND MISSOURI RAILWAY AND TERMINAL CO.

Abandonment of Railroad Line

Upon consideration of the record in the above-entitled proceeding and of a staff-prepared environmental threshold assessment survey which is available for public inspection upon request; and

It appearing, that no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969, 42 U.S.C. 4321, et seq.; and good cause appearing therefore:

It is ordered, That applicant be, and is hereby, directed to publish the appended notice in a newspaper of general circulation in Wyandotte County, Kans., within 15 days of the date of service of this order, and certify to this Commission that this has been accomplished.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 6th day of May, 1974.

By the Commission, Commissioner Tuggle.

[SEAL] ROBERT L. OSWALD,
Secretary.

KANSAS AND MISSOURI RAILWAY AND TERMINAL COMPANY ABANDONMENT BETWEEN THE IN- TERSECTION OF 3RD AND NEW JERSEY AVENUE AND APPLICANT'S MATOON YARD, KANSAS CITY, WYANDOTTE COUNTY, KANSAS

The Interstate Commerce Commission hereby gives notice that by order dated May 6, 1974, it has been determined that the proposed abandonment of the line of Kansas and Missouri Railway and Terminal Company between the intersection of 3rd and New Jersey Avenue and Mattoon Yard, Kansas City, Kans., a distance of approximately 3.57 miles, if approved by the Commission, does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4321, et seq., and that preparation of a detailed environmental impact statement will not be required under section 4332(2)(c) NEPA.

It was concluded, among other things, that traffic over this line has not been substantial and has been decreasing, alternate rail service for the major shipper on the line will be available from Missouri Pacific Railroad Company and overhead traffic will be handled by Kansas City Southern Railway Company.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available for public inspection upon request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-6989.

Interested parties may comment on this matter by the submission of representations to the Interstate Commerce Commission, Washington, D.C. 20423, on or before May 31, 1974.

[FR Doc.74-11314 Filed 5-15-74; 8:45 am]

[Notice 81]

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 June 5, 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-75111. By order of May 9, 1974, the Motor Carrier Board approved the transfer to Kaler Freight Lines, Inc., Mason City, Iowa, of the operating rights in Certificate No. MC-63973 and sub-numbers thereunder issued June 27, 1950, and on subsequent dates, to Harry Kaler, doing business as Kaler Freight Line, Mason City, Iowa, authorizing the trans-

portation of general commodities, with the usual exceptions, over regular routes, between Mason City, Iowa, and other named points in Iowa. James R. Brown, 19½ East State Street, P.O. Box 1282, Mason City, Iowa 50401, Attorney for applicants.

No. MC-FC-75125. By order entered May 9, 1974, the Motor Carrier Board approved the transfer to Barton Transfer & Storage, Inc., Wichita, Kans., of the operating rights set forth in Certificate No. MC-123621, issued July 19, 1961, to Cassell Transfer & Storage Co., Inc., Wichita, Kans., authorizing the transportation of household goods, between points in Kansas, on the one hand, and, on the other, Kansas City, Mo.; between Wichita, Kans., and Denver, Colo.; and between points in a defined area in Kansas on the one hand, and, on the other, points in Oklahoma. Robert S. Wunsch, Wunsch Law Building, Kingman, Kans. 67068, Attorney for applicants.

No. MC-FC-75132. By order of May 10, 1974, the Motor Carrier Board approved the transfer to Tip-Top Trucking, Inc., Springfield, Mass., of the operating rights in Certificate No. MC-3504 issued April 14, 1949, to William H. Bresnahan, doing business as W. H. Bresnahan Transfer, Springfield, Mass., authorizing the transportation of general commodities, with exceptions, between Springfield, Mass., and points in Hampden County, Mass. Patrick A. Doyle, Cottage Hill Plaza, Springfield, Mass., 01104, Attorney for applicants.

No. MC-FC-75133. By order entered May 9, 1974, the Motor Carrier Board approved the transfer to Prentice Truck Line, Inc., Stigler, Oklahoma, of the operating rights set forth in Certificates Nos. MC-40084, MC-40084 (Sub-No. 1), and MC-40084 (Sub-No. 4), issued February 7, 1950, December 1, 1941, and May 7, 1958, respectively, to A. B. Campbell, Stigler, Okla., authorizing the transportation of fresh vegetables, cotton seed, canned goods, calcium arsenic, sulphur, glassware, paper and paper articles, lumber and lumber mill products, cotton ties, cotton bagging, farm machinery and farm implements, empty produce baskets, agricultural commodities, cotton seed meal, cotton seed cake, cotton seed hulls, fertilizer, feed, flour, livestock, cotton, cotton-gin machinery, parts, accessories, and tool boxes, from, to, or between specified points and places in Arkansas, Kansas, Oklahoma, and Missouri; household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Haskell and Le Flore Counties, Okla., on the one hand, and, on the other, points in Arkansas and those in Missouri on and west of U.S. Highway 65; and general commodities, with the usual exceptions, over specified routes, between Muskogee, Okla., and Stigler, Okla., serving all intermediate points. Hershel M. Prentice, 120 S. Bwyd, Stigler, Okla. 74462, and A. B. Campbell, 102 N.E. 3, Stigler, Okla.

74462, representatives for transferee and transferor, respectively.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 74-11317 Filed 5-15-74; 8:45 am]

[Notice 38]

MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FORWARDER APPLICATIONS

MAY 10, 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 Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d) (3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d) (4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in

¹ Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

No. MC 200 (Sub-No. 264), filed March 25, 1974. Applicant: RISS INTERNATIONAL CORPORATION, 903 Grand Ave., Kansas City, Mo. 64106. Applicant's representative: Ivan E. Moody, 12th Floor, Temple Bldg., 903 Grand Ave., Kansas City, Mo. 64106. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat byproducts, and articles distributed by meat packing houses* (except hides and commodities in bulk), as defined in Section A and C of Appendix 1 to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and warehouse facilities of Wilson & Co., Inc., at Cedar Rapids, Iowa, to points in Indiana, Michigan, and Ohio, 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 Kansas City, Mo., or Oklahoma City, Okla.

No. MC 381 (Sub-No. 5), filed April 5, 1974. Applicant: GENOVA EXPRESS LINES, INC., 484 Clayton Road, Williamstown, N.J. 08094. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Glassware and plastic articles*, between Williamstown and Millville, N.J., on the one hand, and, on the other, points in New York, Connecticut, Rhode Island, Pennsylvania, Maryland, Massachusetts, New Jersey, Delaware, Virginia, and the District of Columbia, (2) *materials, equipment, and supplies* used or useful in the manufacture and sale of glassware and plastic articles, from the above named destination points, to Williamstown and Millville, N.J.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 2202 (Sub-No. 463), filed April 8, 1974. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Blvd., P.O. Box 471, Akron, Ohio 44309. Applicant's representative: William Slabaugh (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 warehouse site of Western Electric, located at or near Goddard, Kans., as an off-route point in connection with the 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 5888 (Sub-No. 37), filed April 5, 1974. Applicant: MID-AMERICAN LINES, INC., 127 West 10th Street, 11th Floor, Kansas City, Mo. 64105. Applicant's representative: Louis A. Hoyer (same address as applicant). 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 installation, erection, and construction of buildings, building panels or building parts, from Wathena, Kans., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Ohio, Wisconsin, and points on and east of U.S. Highway 81 in Nebraska and South Dakota.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Washington, D.C.

No. MC 10343 (Sub-No. 25), filed April 10, 1974. Applicant: CHURCHILL TRUCK LINES, INC., U.S. Highway 36 West, Chillicothe, Mo. 64601. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64601. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment). Between Meadville, Mo., and Springfield, Mo.: From Meadville over U.S. Highway 36 to Chillicothe, thence over U.S. Highway 65 to Springfield, Mo., and return over the same route, serving no intermediate points but serving Chillicothe, Mo., for the purposes of joinder only.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 20783 (Sub-No. 100), filed April 8, 1974. Applicant: TOMPKINS MOTOR LINES, INC., P.O. Box 1830, Gadsden, Ala. 35902. 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: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Columbus Junction and Waterloo, Iowa, to

points in Alabama, Georgia, Kentucky, North Carolina, South Carolina, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Des Moines, Iowa.

No. MC 20992 (Sub-No. 30), filed April 5, 1974. Applicant: DOTSETH TRUCK LINE, INC., Knapp, Wis. 54749. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Vegetable harvesting and handling equipment* (except commodities in bulk, and those which by reason of size or weight require the use of special equipment), from Clear Lake, Wis., to points in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, District of Columbia, Florida, Georgia, Idaho, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, Oklahoma, Oregon, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming; and (2) *materials, equipment, and supplies* used in the manufacturing, production, and distribution of vegetable harvesting and handling equipment (except commodities in bulk and those which by reason of size or weight require the use of special equipment), from points in the above-named destination states to Clear Lake, Wis.; (1) and (2) above, restricted to traffic originating at or destined to Clear Lake, Wis.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 29079 (Sub-No. 70), filed April 8, 1974. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., 1210 South Union St., Kokomo, Ind. 46901. Applicant's representative: Chandler L. Van Orman, 704 Southern Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron or steel, plate or sheet, flat or in coils*, between the plant-site and warehouses of Roll Coater Company, at or near Kingsbury, Ind., on the one hand, and, on the other, points in Indiana, Illinois, Michigan, Ohio, Missouri, those points in New York, on and west of U.S. Highway 62; those points in Pennsylvania on and west of U.S. Highway 219, and those in West Virginia on and north of U.S. Highway 40.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind. or Washington, D.C.

No. MC 29079 (Sub-No. 71), filed April 10, 1974. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., 1210 South Union, P.O. Box 395, Kokomo, Ind. 46901. Applicant's representative: Chandler L. Van Orman, 704 Southern Bldg., 15th & H Sts. NW., Washington,

D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between the plantsite and warehouses of The Singer Company, at or near Red Bud, Ill., on the one hand, and, on the other, points in Indiana, those points in Michigan on and south of a line beginning at Ludington, Mich., and extending along U.S. Highway 10 to Bay City, thence along the Saginaw River to Saginaw Bay; those points in New York on and west of U.S. Highway 62; Ohio; those points in Pennsylvania on and west of U.S. Highway 219; those points in West Virginia on and north of U.S. Highway 40; and Louisville, Ky.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 30605 (Sub-No. 153), filed April 10, 1974. Applicant: THE SANTA FE TRAIL TRANSPORTATION COMPANY, a Corporation, 433 East Waterman St., P.O. Box 56, Wichita, Kans. 67202. Applicant's representative: L. D. McFadden (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 warehouse site of Western Electric, located at or near Goddard, Kans., as an off-route point in connection with applicant's regular route operations at Wichita, Kans.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Wichita, Kans.

No. MC 30844 (Sub-No. 502), filed April 8, 1974. Applicant: KROBLIN REFRIGERATED EXPRESS, INC., 2125 Commercial Street, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bakery goods* not frozen, from Elizabeth, Findern, and Metuchen, N.J., to points in Colorado, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Texas, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 31879 (Sub-No. 33), filed April 11, 1974. Applicant: EXHIBITORS FILM DELIVERY AND SERVICE, INC., 101 West 10th Avenue, North Kansas City, Mo. 64116. Applicant's representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, Tenn. 38137. Authority sought to operate as a *common carrier*, by motor vehicle, over

irregular routes, transporting: *General commodities* (except Classes A and B explosives, household goods defined by the Commission, commodities in bulk, and livestock), between points in Missouri, points in Illinois located in the St. Louis, Mo., Commercial Zone and points in Cook, Kane, Du Page, and Will Counties, Ill., points in Boone and Carroll Counties, Ark., points in Lee County, Iowa, points in Kansas, points in Nebraska, points in Weld, Adams, Denver, Jefferson, Douglas, El Paso, Fremont, Pueblo, Huerfano, Las Animas, Logan, Sedgwick, Phillips, Morgan, Washington, Yuma, Arapahoe, Elbert, Lincoln, Kit Carson, Cheyenne, Crowley, Kiowa, Otero, Bent, Prowers, and Baca Counties, Colo., points in Laramie and Goshen Counties, Wyo., and points in New Mexico in and on a line beginning at the northwest corner of Colfax County, N. Mex., at its intersection with the Colorado-New Mexico State Boundary Line; over the western boundary of Colfax County to the western Boundary of Mora County, N. Mex., thence over the western boundary of Mora County to the boundary of Santa Fe County, N. Mex., thence in a north and westerly direction over the Santa Fe County boundary to the boundary of Los Alamos County, N. Mex., thence in a north and westerly direction over the Los Alamos County Boundary until that boundary meets the Santa Fe County Boundary at the southern tip of Los Alamos County, thence along the Santa Fe County boundary to junction combined U.S. Highway 85 and Interstate Highway 25, thence along combined U.S. Highway 85 and Interstate Highway 25 to junction U.S. Highway 60, thence along U.S. Highway 60 to the New Mexico-Texas State Boundary Line, thence along the New Mexico State Boundary Line in a north and westerly direction to the point of beginning, restricted so that no service shall be rendered in the transportation of parcels, packages, or articles weighing in the aggregate more than 200 pounds from any one consignor, at any one location, to any one consignee, at any one location, on any one day, and further restricted, against the transportation of any single parcel, package, or article weighing more than 100 pounds.

NOTE.—Common control may be involved. The purpose of this application is to raise weight limits in Boone and Carroll Counties, Ark., and St. Louis, Mo., and its commercial zone to 100-pound single items and 200-pound aggregate shipments. It would also add new authority between those Missouri Counties not named above, Lee County, Iowa, and Cook, Kane, Du Page, and Will Counties, Ill. If granted, the applicant would surrender the general commodity portions of Sub-Nos. 23, 28, 29, and 32. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo., at St. Louis, Mo., and also at Chicago, Ill.

No. MC 35737 (Sub-No. 9), filed April 11, 1974. Applicant: CASSELL TRUCK LINES, INC., 1515 North Washington Street, Wichita, Kans. 67201. Applicant's representative: John E. Jandera, 641 Harrison, Topeka, Kans. 66603. Author-

ity 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 warehouse site of Western Electric Company located at or near Goddard, Kans., as an off-route point in connection with applicant's operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 35831 (Sub-No. 4), filed April 11, 1974. Applicant: E. A. HOLDER, INC., P.O. Box 6625, Fort Worth, Tex. 76115. Applicant's representative: Billy R. Reid, 6108 Sharon Road, Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel bar joists, and accessories, anchors, bridging, bolts and nuts*, when moving in mixed shipments with steel bar joists, from the plantsite of Vulcraft Division of Nucor Corporation, at or near Grapeland, Tex., to points in Arkansas, Arizona, Louisiana, New Mexico, and Oklahoma.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Fort Worth, or Dallas, Tex.

No. MC 42919 (Sub-No. 10), filed April 9, 1974. Applicant: N. C. COASTAL MOTOR LINES, INC., P.O. Box 17226, Raleigh, N.C. 27609. Applicant's representative: Thomas F. Kilroy, P.O. Box 624, Springfield, Va. 22150. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and bottled foodstuffs*, from Wilson, N.C., to points in New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Delaware, Pennsylvania (except points in the Philadelphia Commercial Zone) and those points in Maryland east of the Chesapeake Bay and south of the Chesapeake-Delaware Canal.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Raleigh, N.C., or Washington, D.C.

No. MC 51146 (Sub-No. 374), filed April 11, 1974. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, P.O. Box 2298, Green Bay, Wis. 54304. Applicant's representative: Charles Singer, Suite 1000, 327 South La Salle Street, Chicago, Ill. 60604. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corrugated fiberboard, and pulpboard products*, from the plantsite of Hoerner Waldorf Corporation, located near Channahon, Ill., to points in Indiana, and Ohio.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 52110 (Sub-No. 141), filed April 11, 1974. Applicant: BRADY MOTORFRATE, INC., P.O. Box 1000, Staunton, Va. 24401. Applicant's repre-

sentative: Francis W. McInerney, 1000 16th 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), serving the plantsite and warehouse facilities of Scott, Foresman & Company, located at or near Pinola, Ind., as an off-route point in connection with carrier's authorized regular route operations, between South Bend, Ind., and Chicago, Ill.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 69116 (Sub-No. 167), filed April 9, 1974. Applicant: SPECTOR FREIGHT SYSTEM, INC., 205 West Wacker Drive, Chicago, Ill. 60606. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and facilities of Hiram Walker and Sons, Inc., at or near Delavan, Ill., as an off-route point in connection with applicant's regular route operations. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 71593 (Sub-No. 1), filed April 8, 1974. Applicant: C. G. POTTER, doing business as MAUMEE EXPRESS, Box 1073, Secaucus, N.J. 07094. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and cheese*, from the facilities of Reefer Terminals, Inc., at Port Newark, N.J., to points in New Jersey, New York, Pennsylvania, Maryland, Delaware, Virginia, North Carolina, South Carolina, Georgia, Tennessee, Kentucky, West Virginia, Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, and Kansas, restricted to traffic having a prior movement by water.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

No. MC 72069 (Sub-No. 5), filed April 5, 1974. Applicant: BLUE HEN LINES, INC., Box 565, Milford, Del. 19963. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients*, from Laurel, Del., to points in Caroline, Cecil, Dorchester, Kent, Somerset, Tal-

bot, Worcester, Wicomico, and Queen Anne Counties, Md., and points in Accomack and Northampton Counties, Va.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 78400 (Sub-No. 37), filed April 9, 1974. Applicant: BEAUFORT TRANSFER COMPANY, a Corporation, P.O. Box 102, Gerald, Mo. 63037. Applicant's representative: Thomas F. Kilroy, P.O. Box 624, Springfield, Va. 22150. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ground clay*, in tote bins, from Mayfield, Ky., to Owensville, Mo.; (2) *silica sand*, in tote bins, from Ottawa, Ill., to Owensville, Mo.; and (3) *tote bins*, from Owensville, Mo., to Mayfield, Ky., and Ottawa, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Pittsburgh, Pa., or St. Louis, Mo.

No. MC 79142 (Sub-No. 3), filed April 8, 1974. Applicant: T & T TRUCKING & TRANSPORTATION CO., INC., a New York Corporation, 43-06 54th Road, Maspeth, N.Y. 11378. Applicant's representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by persons in the business of marketing petroleum products and materials, supplies, and equipment used in the conduct of such business (except in bulk)*, from the facilities of Mobil Oil Corporation in Brooklyn, N.Y., to points in Fairfield County, Conn., Hudson, Bergen, Monmouth, Mercer, Union, Somerset, Essex, Middlesex, Hunterdon, Sussex, Warren, Morris, and Passaic Counties, N.J., and returned shipments in the opposite direction.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 83835 (Sub-No. 115), filed April 8, 1974. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used creosoted railway cross-ties*, between points in Alabama, Arizona, Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, and West Virginia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Houston, Tex.

No. MC 94350 (Sub-No. 346), filed April 5, 1974. Applicant: TRANSIT HOMES, INC., P.O. Box 1628, Haywood Rd. and Transit Dr., Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr., P.O. Box 1628, Green-

ville, S.C. 29602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial shipments, from points in Delaware County, Okla., to points in Alabama, Arkansas, Illinois, Kansas, Louisiana, Mississippi, Missouri, and Texas.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Oklahoma City, Okla.

No. MC 102567 (Sub-No. 171), filed April 8, 1974. Applicant: MCNAIR TRANSPORT, INC., 4295 Meadow Lane, P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, 816 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pulp mill liquids and their derivatives and by-products*, in bulk, in tank vehicles, (a) between points in Adams and Warren Counties, Miss.; Cass County, Tex.; Webster, Morehouse, and Ouachita Parishes, La.; and Ouachita, Jefferson, Ashley, and Little River Counties, Ark.; and (b) from points in Webster Parish, La., to points in Alabama, Arkansas, Georgia, Kansas, Michigan, Mississippi, Oklahoma, Tennessee, and Texas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Houston, Tex., or New Orleans, La.

No. MC 103051 (Sub-No. 303), filed April 5, 1974. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Ave. North, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils*, in bulk, in tank vehicles, from Macon, Ga., to Berryville, Ark.; Elgin, Ill.; Jackson, Miss.; Cincinnati, Ohio; Marysville, Ohio; Baton Rouge, La.; Detroit, Mich.; Staten Island, N.Y.; Bristol, Chattanooga, Jackson, and Shelbyville, Tenn.; and Dallas, Tex.

NOTE.—Dual operations and common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Nashville, Tenn., or Atlanta, Ga.

No. MC 106644 (Sub-No. 177), filed March 29, 1974. Applicant: SUPERIOR TRUCKING COMPANY, INC., 2770 Peyton Road NW., Atlanta, Ga. 30318. Applicant's representative: W. Randall Tye, 1550 Candler Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Commodities* which, because of size, weight, or shape, require the use of special equipment or special handling; and (b) *attachments, parts, machinery, materials, and supplies* related to the commodities named in (1) (a) above, and moving in connection therewith, from points in Florida, to points in California, Oregon, and Washington; (2) *commodities* which, because of size, weight, or

shape, do not require the use of special handling or special equipment when transported as part of the same shipment with *commodities* which because of size, weight, or shape require the use of special equipment or special handling, from points in Florida to points in California, Oregon, and Washington; and (3) *pipe or tubing, iron or steel*, from Wildwood, Fla., to points in California.

NOTE.—Applicant intends to tack with the lead certificate, at points in Florida, to provide a through service from Alabama, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee to points in California, Oregon, and Washington; and, by combining Sub-No. 41 with the lead docket, at points in North Carolina, to provide a through service from Virginia, Maryland, Pennsylvania, New Jersey, New York, Massachusetts, and Rhode Island to points in California, Oregon, and Washington. If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla., or Atlanta, Ga.

No. MC 106674 (Sub-No. 133), filed April 11, 1974. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, Ind. 47977. Applicant's representative: Jerry L. Johnson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid fertilizer solutions* in bulk, in tank vehicles, from Breese, Valmeyer, and West York, Ill., to points in Indiana, Kentucky, and Missouri; and from Dublin and Jordan, Ind., to points in Illinois, Kentucky, Michigan, and Ohio; and (2) *dry fertilizer, dry fertilizer materials*, in bags and in bulk, and *pesticides* in containers from Nashville, Tenn., to points in Kentucky.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Indianapolis, Ind.

No. MC 107295 (Sub-No. 707), filed April 3, 1974. Applicant: PRE-FAB TRANSIT CO., a Corporation, 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: *Rough weldment*, from Youngstown, Ohio, to points in the United States including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 107515 (Sub-No. 895) (Correction), filed February 14, 1974, published in the FEDERAL REGISTER issue, April 4, 1974, and republished as corrected this issue. 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, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia; (2) *woodpulp*, in packages, from Weyco, N.C., to the destination states named in (1) above; and (3) *returned shipments of the above described commodities and packaging materials*, from the destination states named in (1) and (2) above, to Plymouth and Weyco, N.C., the authority in (1), (2), and (3) above is restricted against the transportation of commodities in bulk.

NOTE.—The purpose of this republication is to correct part (3) above as stated herein. 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 Charlotte or Raleigh, N.C., or Atlanta, Ga.

No. MC 107743 (Sub-No. 27), filed April 8, 1974. Applicant: SYSTEM TRANSPORT, INC., P.O. Box 3456TA, Spokane, Wash. 99220. Applicant's representative: James Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed and fertilizer ingredients, ground ores and iron oxide, and mortar and cement coloring*, in bags, from Quincy and Springfield, Ill., to points in Montana, Wyoming, Utah, Colorado, Nevada, California, Idaho, Washington, and Oregon.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Springfield, Ill., or St. Louis, Mo.

No. MC 108393 (Sub-No. 74), filed April 10, 1974. Applicant: SIGNAL DELIVERY SERVICE, INC., 201 East Ogden Avenue, Hinsdale, Ill. 60521. Applicant's representative: J. A. Kundtz, 1100 National City Bank Building, Cleveland, Ohio 44114. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Electrical and gas appliances, parts of electrical and gas appliances, and equipment, materials, and supplies* used in the manufacture, distribution, and repair of electrical and gas appliances, between Danville, Ky., and Ft. Smith, Ark., under continuing contract or contracts with Whirlpool Corporation.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 108449 (Sub-No. 373), filed April 8, 1974. Applicant: INDIANHEAD TRUCK LINE, INC., 1947 West County Road C, St. Paul, Minn. 55113. Applicant's representative: W. A. Myllenbeck (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gas*, in bulk, from the storage facilities of Northern Propane Gas Company at or near Rosemount, Minn., to points in Wis-

consin, Iowa, North Dakota, South Dakota, Minnesota, and Upper Peninsula Michigan.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 108676 (Sub-No. 65), filed April 5, 1974. Applicant: A. J. METLER HAULING AND RIGGING, INC., 117 Chicamauga Avenue NE., Knoxville, Tenn. 37917. Applicant's representative: Carl U. Hurst, P.O. Box E, Bowling Green, Ky. 42101. 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 of commodities named in parts (1) and (2) above*; and (4) *metal pre-fabricated structural components and panels*, from Portland, Tenn., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn., or Louisville, Ky.

No. MC 109478 (Sub-No. 133), filed April 10, 1974. Applicant: WORSTER MOTOR LINES, INC., Gay Road, R.D. #1, North East, Pa. 16428. Applicant's representative: Joseph P. MacKrell, 23 West Tenth Street, Erie, Pa. 16501. Authority sought to operate as a common carrier, by motor vehicles, over irregular routes, transporting: *Foodstuffs*, from Bangor, Maine, to points in New York, Pennsylvania, West Virginia, Ohio, Indiana, Michigan, Illinois, Iowa, Nebraska, Wisconsin, Minnesota, South Dakota, and Missouri.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111302 (Sub-No. 74), filed April 4, 1974. Applicant: HIGHWAY TRANSPORT, INC., P.O. Box 10470, Knoxville, Tenn. 37919. Applicant's representative: Jerome F. Marks, 1940 Monroe Drive NE., P.O. Box 1636, Atlanta, Ga. 30301. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Limestone, limestone products, and calcium carbonate*, from points in Luttrell, Tenn., to points in Alabama, Georgia, North Carolina, Kentucky, South Carolina, Virginia, and Tennessee.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111651 (Sub-No. 13), filed April 11, 1974. Applicant: MIDDLEWEST FREIGHTWAYS, INC., 6810 Prescott Avenue, St. Louis, Mo. 63147. Applicant's representative: John E. Jandera, 641 Harrison, Topeka, Kans. 66603. 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 warehouse site of Western Electric, located at or near Goddard, Kansas, as an off-route point in connection with applicant's operations via Wichita, Kans.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 111729 (Sub-No. 428), filed April 1, 1974. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records, audit and accounting media of all kinds*, between Piscataway, N.J., and Bethlehem, Pa.; (2) *proofs, cuts, copy, manuscripts, printing plates, business papers, records, and audit and accounting media of all kinds*, restricted to packages or articles weighing in the aggregate no more than 75 pounds, from one consignor to one consignee on any one day, between Crawfordville, Ind., and Dwight, Ill.; and (3) *business papers, records, audit and accounting media of all kinds, and emergency replacement parts*, restricted to packages or articles weighing in the aggregate more than 25 pounds, from one consignor to one consignee on any one day, between Alsip, Ill., and Elkton, Ky.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 111729* (Sub-No. 432), filed April 1, 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. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Payroll checks and management reports*, between Indianapolis, Ind., and Hamilton, Mich.; (2) *business papers, records, audit and accounting media of all kinds*, between Bluefield, W. Va., on the one hand, and, on the other, Cumberland, Md.; Coeburn, Norfolk, Richmond, Roanoke, and Salem, Va.; Kingsport, Tenn.; Cincinnati, Cleveland, Columbus, Dayton, Hopedale, Toledo, and Youngstown, Ohio; and Monroeville, Pa.; (3) *computer parts, business machine parts, assemblies and supplies pertaining thereto*, restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day, (a) From Pittsburgh, Pa., to Clarksburg, Fairmont, and Morgantown, W. Va., and (b) from Cleveland, Ohio, to Clarksburg, Fairmont, and Morgantown, W. Va. and McKeesport, and Monroeville, Pa., and (4) *exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies, and advertising material related thereto* (excluding motion picture film used primarily for commercial theatre, and tele-

vision exhibition) between Chamblee, Ga., on the one hand, and, on the other, points in Tennessee, in and west of the counties of Dickson, Hickman, Lawrence, Lewis, and Montgomery.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 111981 (Sub-No. 19), filed April 5, 1974. Applicant: ROBIDEAU'S EXPRESS, INC., S.E.C. Front & Oregon Ave., Philadelphia, Pa. 19148. Applicant's representative: Alan Kahn, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Food and food products*, in vehicles equipped with mechanical refrigeration from the facilities of the Clearfield Cheese Co., Inc., in Curwensville, Clearfield County, Pa., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, and the District of Columbia; (2) *food and food products and materials, supplies, and equipment* used in the manufacture, processing, and distribution of food and food products, in vehicles equipped with mechanical refrigeration, from the above described destination territory, to the facilities of Clearfield Cheese Co., Inc., in Curwensville, Clearfield County, Pa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 112304 (Sub-No. 78), filed April 5, 1974. Applicant: ACE DORAN HAULING & RIGGING CO., a corporation, 1601 Blue Rock Street, Cincinnati, Ohio 45223. Applicant's representative: R. F. Baum (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Tractors*, other than truck, self-propelled, from the plant site and warehouse facilities of Allis-Chalmers Corporation located at or near Milwaukee, Wis., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Milwaukee, Wis.

No. MC 112617 (Sub-No. 315), filed April 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., 1292 Fern Valley Road, P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Leonard A. Jaskiewicz, 1730 M Street NW., Suite 501, Washington, D.C. 20036. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer solutions*, in bulk, in tank vehicles, from Breese, Valmeyer, and West York, Ill., to points in Indiana, Kentucky, and Missouri; and from Dublin and Jordan, Ind.,

to points in Illinois, Kentucky, Michigan, and Ohio.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 113362 (Sub-No. 274), filed April 10, 1974. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, Iowa 50533. Applicant's representative: James Ellsworth, 4500 North State Line Road, Texarkana, Ark. 75501. 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, commodities in bulk, in tank vehicles), from the plantsite of and storage facilities utilized by American Beef Packers, Inc., at or near Cactus, Tex. (Moore County), to points in Maryland, District of Columbia, Delaware, New Jersey, New York, Pennsylvania, Connecticut, Rhode Island, and Massachusetts, restricted to traffic originating at, and destined to the above named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Amarillo, Tex., or Dallas, Tex.

No. MC 113908 (Sub-No. 317), filed April 11, 1974. Applicant: ERICKSON TRANSPORT CORPORATION, 2105 East Dale Street, P.O. Box 3180 G.S.S., Springfield, Mo. 65804. Applicant's representative: B. B. Whitehead (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Brandy, cordial, liqueur, and wine, their products and ingredients*, in bulk; and (2) *alcoholic liquors, neutral grain spirits, distilled spirits, and alcohol in bond*, in bulk, between Delavan and Peoria, Ill., on the one hand, and, on the other, points in California.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., Chicago, Ill., or Washington, D.C.

No. MC 114011 (Sub-No. 6), filed April 8, 1974. Applicant: PETER SADOWSKI, doing business as PETE'S SERVICE AND TRUCK RENTAL, 640 South Century Avenue, St. Paul, Minn. 55119. Applicant's representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, Minn. 55403. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from Milwaukee, Wis., to Anoka, Minn.; and (2) *used empty containers*, on return.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 114019 (Sub-No. 254), filed April 5, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 South Pulaski Road, Chicago, Ill. 60629. Applicant's representative: Arnold L. Burke, 127 North Dearborn Street, Chi-

cago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Building, roofing, and insulating materials*, from Erie, Pa., to points in New York on and east of New York Highway 14.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 114019 (Sub-No. 255), filed April 5, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 South Pulaski Road, Chicago, Ill. 60629. Applicant's representative: Arnold L. Burke, 127 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the plantsite of Bethlehem Steel Corporation at Lackawanna, N.Y., to points in Illinois, Indiana, and Michigan (lower peninsula).

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114273 (Sub-No. 175), filed April 8, 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 Bldg., 2720 First Avenue NE., P.O. Box 1943, Cedar Rapids, Iowa 52406. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* as defined by the Commission 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 liquid commodities in bulk), from Fergus Falls, Minn., to points in Illinois, Missouri, Indiana, Ohio, Michigan, Kentucky, Pennsylvania, Virginia, West Virginia, Maryland, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, Maine, New Hampshire, and North Carolina, restricted to traffic originating at the plantsite and facilities utilized by John Morrell & Co.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114273 (Sub-No. 176), filed April 8, 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 Bldg., 2720 First Avenue NE., P.O. Box 1943, Cedar Rapids, Iowa 52406. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat byproducts and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk in tank vehicles), from the plant-

sites and warehouses of Sterling Colorado Beef Packers, at or near Sterling, Colo., to points in Illinois, Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, West Virginia, Virginia, and the District of Columbia, restricted to the transportation of shipments originating at the plantsites and warehouses of Sterling Colorado Beef Packers, at or near Sterling, Colo.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114273 (Sub-No. 177), filed April 8, 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 NE., P.O. Box 1943, Cedar Rapids, Iowa 52406. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from points in Glenshaw, Pa., to points in Iowa, Nebraska, and South Dakota.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114273 (Sub-No. 179), filed April 5, 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 NE., P.O. Box 1943, Cedar Rapids, Iowa 52406. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Glass products*, from the plantsite of PPG Industries, Inc., located at Ford City, Pa., to Bayport, Minn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 114334 (Sub-No. 26), filed April 8, 1974. Applicant: BUILDERS TRANSPORTATION COMPANY, a Corporation, 3710 Tulane Road, Memphis, Tenn. 38116. Applicant's representative: Dale Woodall, 900 Memphis Bank Building, Memphis, Tenn. 38103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Wire mesh*, from points in Memphis, Tenn., to points in Missouri, and (2) *brick*, from points in Fayette County, Tenn., to points in Mississippi, Arkansas, and Missouri.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 114457 (Sub-No. 188), filed March 11, 1974. Applicant: DART TRANSIT COMPANY, a Corporation, 780 N. Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: James C. Hardman, Suite 1133, 127 N. Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes transporting: *Frozen foods*, from Grand Island, York, and Omaha, Nebr., to points

in North Dakota, South Dakota, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, Pennsylvania, Maryland, New Jersey, and New York.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn., Omaha, Nebr., or Chicago, Ill.

No. MC 115311 (Sub-No. 164), filed March 7, 1974. Applicant: J & M TRANSPORTATION CO., INC., P.O. Box 488, Milledgeville, Ga. 31061. Applicant's representative: K. Edward Wolcott, Suite 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Lumber*, from the plantsite and warehouse facilities of International Paper Company, located in Georgetown County, S.C., to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, Tennessee, and Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 115331 (Sub-No. 363), filed April 1, 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. 62202. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plastics and plastic products, plastic coated metals, and magnesium engraver's plates*, from the plant site and warehouse facilities of Dow Chemical U.S.A. Findlay, Ohio, to points in Illinois, Indiana, Iowa, Kentucky, Missouri, Tennessee, Arkansas, Oklahoma, Texas, Colorado, Kansas, Nebraska, Minnesota, and Wisconsin, restricted against transportation of commodities in bulk.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 115601 (Sub-No. 23), filed April 8, 1974. Applicant: BROOKS ARMORED CAR SERVICE, INC., 13 East 35th Street, Wilmington, Del. 19802. Applicant's representative: L. Agnew Myers, Jr., 734 15th St. NW., Suite 406, Washington, D.C. 20005. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Coin; currency; stocks; bonds; securities, negotiable and non-negotiable; and valuable documents*, between Wilmington, Del., on the one hand and, on the other points in Pennsylvania, under contract with Girard Bank of Philadelphia, Pa.

NOTE.—Applicant holds common carrier authority in MC 128570 (Sub-No. 2), and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Wilmington, Del., or Philadelphia, Pa.

No. MC 115654 (Sub-No. 26), filed April 5, 1974. Applicant: TENNESSEE CARTAGE CO., INC., P.O. Box 1193, Nashville, Tenn. 37219. Applicant's representative: Walter Harwood, P.O. Box 15214, Nashville, Tenn. 37215. Authority sought to operate as a common carrier,

by motor vehicle, over irregular routes, transporting: (1) *Dairy products, imitation cream and imitation fruit drinks, ice cream, ice cream products, water ices, ice mixes, water ice bars, sherbet, frozen desserts, and delicatessen products*, in vehicles equipped with mechanical refrigeration, from the manufacturing and warehouse facilities of Kroger Co., at or near St. Louis, Mo., and Indianapolis, Ind., to warehouses and stores of Kroger Co., in Alabama, Kentucky, and Tennessee; and (2) *empty containers and packing materials and returned shipments of commodities named in (1) above*, on return.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 116446 (Sub-No. 5), filed April 11, 1974. Applicant: HAROLD SCHUGEL, doing business as HAROLD SCHUGEK MILLING SUPPLIES, 301 North Water Street, New Ulm, Minn. 56073. Applicant's representative: Charles E. Nieman, 1110 Northwestern Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients*, from New Ulm, Minn., to Cedar Rapids, Iowa, under contract with International Multifoods Corporation.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis or St. Paul, Minn.

No. MC 116763 (Sub-No. 275), filed April 5, 1974. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: H. M. Richters (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Food and foodstuffs* (except frozen and commodities in bulk), from Wildwood, N.J., to points in Connecticut, Colorado, Georgia, Iowa, Illinois, Indiana, Maine, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, Rhode Island, Texas, West Virginia, Kentucky, and Ohio, restricted to traffic originating at facilities of Snow Food Products at Wildwood, N.J., and destined to the above named states.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 117574 (Sub-No. 238), filed April 8, 1974. Applicant: DAILY EXPRESS, INC., P.O. Box 39, Carlisle, Pa. 17013. Applicant's representative: E. S. Moore, Jr. (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Self-propelled articles weighing 15,000 lbs. or more, attachments, accessories, and parts for such self-propelled articles*, between Baltimore, Md., and Spotsylvania County, Va., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York,

North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 117664 (Sub-No. 9), filed April 5, 1974. Applicant: DENTON TRUCKING, INC., P.O. Box 33, Denton, Md. 21629. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients*, from Hopewell and Norfolk, Va., to points in Caroline County, Md., and Sussex County, Del.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 117686 (Sub-No. 148), filed April 8, 1974. Applicant: HIRSCHBACH MOTOR LINES, INC., 3324 U. W. Hwy. 75 North, Sioux City, Iowa 51102. Applicant's representative: George L. Hirschbach, 309 Badgerow Bldg., Sioux City, Iowa 51101. 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, in tank vehicles), from the plantsite of and storage facilities utilized by American Beef Packers, Inc., at or near Cactus, Tex. (Moore County), to points in North Dakota, South Dakota, Nebraska, Kansas, Missouri, Iowa, and Minnesota, restricted to traffic originating at, and destined to the above named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.; Chicago, Ill.; or Washington, D.C.

No. MC 117940 (Sub-No. 124), filed April 11, 1974. Applicant: NATION-WIDE CARRIERS, INC., P.O. Box 104, Maple Plain, Minn. 55359. Applicant's representative: Donald L. Stern, Suite 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: *Salt in packages, pepper in packages*, in mixed shipments with salt in packages, and materials and supplies used in the agricultural, water treatment, food processing, wholesale grocery, and institutional supply industries in mixed shipments with salt in packages from the facilities of Morton Salt Company, Division of Morton-Norwich Products, Inc., at Rittman, Ohio, to points in the District of Columbia, Maryland, Virginia, and North Carolina.

NOTE.—Applicant holds contract carrier authority in MC-114789 Sub-No. 1 and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Philadelphia, Pa.

No. MC 118142 (Sub-No. 68), filed April 5, 1974. Applicant: M. BRUENGER & CO., INC., 6250 North Broadway, Wichita, Kansas 67219. Applicant's representative: Lester C. Arvin, 814 Century Plaza Building, Wichita, Kansas 67202. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dairy products and pizza ingredients* (such commodities as are used in the manufacturing of pizzas), from the plant site and warehouses of Dorskocil Sausage Company at or near Hutchinson, Kans., to points in Georgia and Florida.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Wichita, Kans.

No. MC 118989 (Sub-No. 106), filed February 7, 1974. Applicant: CONTAINER TRANSIT, INC., 5223 South 9th Street, Milwaukee, Wis. 53221. Applicant's representative: Robert H. Levy, 29 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Metal containers, container ends, container accessories, and materials and supplies* used in the manufacture and distribution of metal containers, container ends, and container accessories (except commodities in bulk or those which because of size or weight require the use of special equipment), from Elwood, Ind., to Jackson, Tenn.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Cincinnati or Columbus, Ohio.

No. MC 119639 (Sub-No. 13), filed April 8, 1974. Applicant: INCO EXPRESS, INC., 3600 South 124th, Seattle, Wash. 98168. Applicant's representative: Joseph O. Earp, 607 3rd Avenue, 411 Lyon Bldg., Seattle, Wash. 98104. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cloth or fabric coated with plastic and liquid plastic in containers*, from points in Los Angeles, Alameda, and Contra Costa Counties, Calif., to points on the International Boundary Line between the United States and Canada, located at or near Blaine and Sumas, Wash.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 119641 (Sub-No. 122), filed April 5, 1974. Applicant: RINGLE EXPRESS, INC., 450 East Ninth Street, Fowler, Ind. 47944. Applicant's representative: Robert C. Smith, P.O. Box 2278, Collee Station, Ft. Lauderdale, Fla. 33303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the plantsite of Bethlehem Steel Corporation, located at or near Lackawanna, N.Y., to points in Illinois, Indiana, Michigan (Lower Peninsula), Minnesota, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 119656 (Sub-No. 29), filed April 5, 1974. Applicant: NORTH EXPRESS, INC., 219 East Main Street, Winamac, Ind. 46996. Applicant's representative: Alki E. Scopelitis, 815 Merchants Bank Building, Indianapolis, Indiana 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the plantsite of Bethlehem Steel Corporation at Lackawanna, N.Y., to points in Illinois, Indiana, and the lower peninsula of Michigan.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 119767 (Sub-No. 311), filed April 1, 1974. Applicant: BEAVER TRANSPORT CO., a Corporation, P.O. Box 186, Pleasant Prairie, Wis. 53158. Applicant's representative: David A. Petersen (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Frozen potatoes and potato products*, from Portage County, Wis., to points in Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Tennessee; and (2) *foodstuffs* (except in bulk), from Greenville, Ill., to Bowling Green, Ky.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 119777 (Sub-No. 271) (amendment), filed August 20, 1973, published in the FEDERAL REGISTER issue of October 31, 1973, and republished as amended this issue. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Carl U. Hurst, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles, aluminum and aluminum articles, and pipe*, (1) between points in Illinois, Indiana, and Kentucky; and (2) between points in Kentucky, on the one hand, and, on the other, points in Ohio, Pennsylvania, West Virginia, Tennessee, and New York, N.Y.

NOTE.—The purpose of this republication is to amend the tacking as stated below in (a).

Common control was approved in Docket No. MC-F-8759. Dual operations may be involved. Applicant states that the requested authority can be tacked: (a) At Kentucky, with (1) and (2) above, to provide service between points in Illinois and Indiana, on the one hand, and, on the other, points in Ohio, Pennsylvania, West Virginia, Tennessee, and New York, N.Y.; (b) at points in Hopkins County, Ky., to provide a through service from points in Illinois, Indiana, and Kentucky, to points in Alabama; (c) at Kokomo, Ind., to provide a through service from points in Illinois, Indiana, and Kentucky, to

points in Arkansas, Georgia, Kansas, Mississippi, Missouri, Nebraska, Oklahoma, and Texas; (d) at Fairbury, Ill., to provide a through service from points in Illinois, Indiana, and Kentucky, to points in Florida, North Carolina, South Carolina, Alabama, Georgia, Louisiana, and Mississippi; and (e) at Flora, Ill., to provide a through service from points in Illinois, Indiana, and Kentucky to points in Arizona, New Mexico, North Carolina, South Carolina, Florida, Alabama, Georgia, Louisiana, and Mississippi.

No. MC 119789 (Sub-No. 200), filed April 8, 1974. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, 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: *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, in tank vehicles), from the plantsite of and storage facilities utilized by American Beef Packers, Inc., at or near Cactus (Moore County), Tex., to points in Illinois, Indiana, Michigan, Kentucky, Ohio, West Virginia, Virginia, Maryland, Delaware, New Jersey, New York, Pennsylvania, Connecticut, Rhode Island, Vermont, New Hampshire, Massachusetts Maine, and the District of Columbia, restricted to traffic originating at, and destined to, the named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Amarillo, Tex., or Chicago, Ill.

No. MC 119808 (Sub-No. 10), filed April 8, 1974. Applicant: DUBOIS TRUCKING, INC., P.O. Box 502, Montpelier, Vt. 05602. Applicant's representative: John P. Monte, Box 568, Barre, Vt. 05641. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Grain and feed*, from St. Albans, Vt., to points in New Hampshire.

NOTE.—Applicant holds contract carrier authority in MC-129876 Sub-Nos. 3 and 5, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Montpelier, Vt.; Boston, Mass.; or Washington, D.C.

No. MC 120737 (Sub-No. 28), filed April 5, 1974. Applicant: STAR DELIVERY AND TRANSFER, INC., P.O. Box 39, Canton, Ill. 61520. Applicant's representative: Donald W. Smith, Suite 2465, One Indiana Square, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) (a) *Castings, forgings, engines, and tractor and engine parts*, from Louisville, Ky., to Libertyville and West Chicago, Ill.; (b) *tractor parts, agricultural implement parts, and castings*, from Rock Island, Ill., to Louisville, Ky., and Memphis,

Tenn.; and (c) *agricultural implement parts, tractor and road making machinery parts, castings and forgings*, from Memphis, Tenn., to points in Canton, Rock Island, East Moline, Libertyville, and Melrose Park, Ill., restricted to traffic originating at and destined to the plant sites and facilities of International Harvester Company at the named origins and destinations; (2) *tractors parts*, between Chicago, Ill., on the one hand, and, on the other, Hamlet, Ind., restricted to traffic originating at or destined to the facilities of International Harvester Company at Chicago, Ill.; (3) *castings, forgings, engines, and tractor and engine parts*, (a) from the International Harvester Company facilities at Melrose Park and Chicago, Ill., and Ingersoll Products Co. at Chicago, Ill., to the International Harvester Company facilities at Louisville, Ky.; and (b) from the facilities of International Harvester Company at Louisville, Ky., to Galva and Melrose Park, Ill., restricted to traffic originating at and destined to the traffic originating at and destined to the named origins and named destinations; and (4) (a) *materials and supplies* used in the manufacture of tractors, agricultural machinery, freight vehicles, grading and road making machinery, internal combustion engines, and lawn and garden equipment; and (b) *parts and attachments* for the foregoing, between the facilities of International Harvester Company at Memphis, Tenn., and Louisville, Ky., on the one hand, and, on the other, facilities used by International Harvester Company at Chicago, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123169 (Sub-No. 9) (Amendment), filed August 27, 1973, published in the FEDERAL REGISTER issue of October 31, 1973, and republished as amended this issue. Applicant: McKEVITT TRUCKING LIMITED, P.O. Box 567, Station P, Thunder Bay, Ontario, Canada. Applicant's representative: Val M. Higgins, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plywood*, from the ports of entry on the International Boundary line between the United States and Canada located at or near Pigeon River, Minn., and Sault Ste. Marie, Mich., to points in Minnesota, Wisconsin, Illinois, and Indiana, under contract with Multi-Plywoods Limited.

NOTE.—The purpose of this republication is to restrict the origin points to Pigeon River Minn., and Sault Ste. Marie, Mich., and to indicate the addition of Indiana as a destination state. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 123389 (Sub-No. 20), filed March 18, 1974. Applicant: CROUSE CARTAGE COMPANY, P.O. Box 151, Carroll, Iowa 51401. Applicant's representative: William S. Rosen, 630 Osborn Building, St. Paul, Minn. 55102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Appliances and parts, materials, equipment, and supplies* used in the manufacture and repair of appliances, between Webster City and Fort Dodge, Iowa, and points in the United States (except Alaska and Hawaii), in non-radial movements. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Omaha, Nebr.

No. MC 123407 (Sub-No. 169), filed April 8, 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: *Air conditioners, air coolers, refrigeration evaporators, condensers, and heating apparatus*, from Faribault, Minn., to points in Kansas, Oklahoma, Texas, Iowa, Missouri, Arkansas, Louisiana, Mississippi, and Florida, restricted to traffic originating at Faribault, Minn., and further restricted against commodities in bulk.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Washington, D.C.

No. MC 123407 (Sub-No. 170), filed April 8, 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: (1) *Bentonite clay, processed clay, foundry molding sand treating compound, foundation water impedance boards, nails, lignite coal—treated and untreated*, from American Colloid plantsites at or near Belle Fourche, S. Dak.; Upton and Lovell, Wyo.; and Gascoyne, N. Dak.; to points in Maine, New Hampshire, Massachusetts, Vermont, Rhode Island, Connecticut, New York, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Delaware, Kentucky, Tennessee, Georgia, Florida, Alabama, New Jersey, Mississippi, Louisiana, Texas, Arkansas, and the District of Columbia; and (2) *bentonite clay, processed clay, foundry molding sand treating compound, ground iron ore, and wood flour*, from American Colloid plantsites at or near Aberdeen, Miss.; Letohatchee, Ala.; and White Springs, Miss., to points in Iowa, Minnesota, Wisconsin, Illinois, Michigan, Indiana, Ohio, Pennsylvania, New York, Maryland, District of Columbia, Delaware, New Jersey, Massachusetts, Rhode Island, Connecticut, Vermont, New Hampshire, and Maine.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 123408 (Sub-No. 21), filed April 4, 1974. Applicant: FOOD HAULERS, INC., 600 York Street, Elizabeth, N.J. 07201. Applicant's representative: Bert Collins, 5 World Trade Center, Suite 6193, New York, N.Y. 10048. Authority

sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses, and in connection therewith *equipment, materials, and supplies* used in the conduct of such business (except in bulk), between points in Pennsylvania, on the one hand, and, on the other, points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Rhode Island, Virginia, and the District of Columbia, under contract with Wakefern Food Corp.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 123580 (Sub-No. 2), filed April 8, 1974. Applicant: CLYDE H. JOHNSON, 222 South Chicago Ave., Geneseo, Ill. 61254. Applicant's representative: Robert T. Lawley, 300 Reisch Bldg., Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dry animal and poultry feeds and dry ingredients thereof*, in bags, (1) between Geneseo, Ill., on the one hand, and, on the other, Harrisonville, Mo.; and (2) from Norfolk, Nebr., to Harrisonville, Mo., and Storm Lake and Atlantic, Iowa, under a continuing contract or contracts with Columbian Hog and Cattle Powder Co., restricted to traffic originating at or destined to the plant-sites and warehouse facilities of Columbian Hog and Cattle Powder Co., at Geneseo, Ill., Harrisonville, Mo., Norfolk, Nebr., Storm Lake and Atlantic, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill., or St. Louis, Mo.

No. MC 123639 (Sub-No. 156), filed April 11, 1974. Applicant: J. B. MONTGOMERY, INC., 5150 Brighton Boulevard, Denver, Colo. 80216. Applicant's representative: John F. DeCock (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buffing, polishing, cleaning, scouring, washing, and bleaching compounds; animal litter; and cooking oils* (except commodities in bulk, and those requiring special equipment), from Kansas City, Mo., to points in Colorado, Kansas, and Nebraska, restricted to traffic originating at the plant-site and storage facilities of the Clorox Co., located in the Kansas City, Missouri-Kansas, Commercial Zone, as defined by the Commission, and destined to the named destinations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Denver, Colo.

No. MC 123965 (Sub-No. 9), filed April 3, 1974. Applicant: KEAL DRIVE-AWAY COMPANY, a Corporation, 852 East 73rd Street, Cleveland, Ohio 44103. Applicant's representative: Robert A. Shaffer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over ir-

regular routes, transporting: *Motor vehicles and motor vehicle chassis*, in initial movements, in driveway and truck-away service, and *bodies, cabs, and parts of and accessories* for such vehicles, from Macungie (Lehigh County), Pa., to points in the United States including Alaska but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 124078 (Sub-No. 590), filed April 11, 1974. Applicant: SCHWERTMAN TRUCKING CO., a Corporation, 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: James R. Ziperski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid rosin*, in bulk, from Charleston, S.C., to Nitro, W. Va.; and (2) *liquid feed supplements* in bulk, in tank vehicles, from Nashville, Tenn., to points in Alabama, Arkansas, Georgia, Kentucky, and Mississippi.

NOTE.—Applicant holds contract carrier authority in MC-113832 Sub. 68, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn., or Atlanta, Ga.

No. MC 124579 (Sub-No. 10), filed April 8, 1974. Applicant: WIKEL BULK EXPRESS, INC., Route 1, Huron, Ohio 44839. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Milk, milk products, fruit juices, and materials and supplies* used in the manufacture and processing thereof between Akron, Alliance, Brewster, Cleveland, Farmdale, Lima, Orrville, Sandusky, Toledo, and Youngstown, Ohio; Coldwater, Detroit, and Lansing, Mich.; Ft. Wayne and Goshen, Ind.; Clearfield, Erie, Pittsburgh, and Porterville, Pa.; and Wheeling, W. Va.

NOTE.—The purpose of this application is to convert the contract carrier authority in MC-114377 to common carrier authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 124947 (Sub-No. 25), filed April 11, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 2338, East Peoria, Ill. 61611. 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: *Fresh or green salted hides and pelts, pickled skins, chromed hides, and blue chrome splits* (partially tanned hides and skins), from points in Colorado, Kansas, Missouri, New Mexico, Oklahoma, and Texas, to points in Illinois, Indiana, Iowa, those points in the lower peninsula of Michigan, points in Ohio, and Wisconsin, and those points in Minnesota on and south of Minnesota Highway 95, and on and east of Minnesota Highway 15.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Denver, Colo., or Dallas, Tex.

No. MC 125385 (Sub-No. 4), filed April 1, 1974. Applicant: AUGIE PAS-SIEU TRUCKING, INC., Box 53, Cecil, Pa. 15321. Applicant's representative: John A. Vuono, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Roof deck*, from Heidelberg, Pa., to points in Maryland, Tennessee, Virginia, Wisconsin, and Ohio, and (2) *metal siding*, from Emsworth, Pa., to points in Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, Ohio, Tennessee, Virginia, and Wisconsin, under continuing contract or contracts with Elwin G. Smith Division of Cyclops Corporation.

NOTE.—Dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 127042 (Sub-No. 143), filed April 5, 1974. Applicant: HAGEN, INC., 3232 Highway 75 North, P.O. Box 93, Leeds Station, Sioux City, Iowa 51108. Applicant's representative: Joseph W. Harvey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products, and articles distributed by meat packinghouses*, 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, in tank vehicles), from the plant site of, and storage facilities utilized by American Beef Packers, Inc., located at or near Cactus (Moore County), Tex., to points in Nebraska, Kansas, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Michigan, and Ohio, restricted to traffic originating at the above-named origin points and destined to the above-named destination points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex., or Kansas City, Kans.

No. MC 127303 (Sub-No. 14), filed April 4, 1974. Applicant: HENRY ZELL-MER, doing business as, ZELLMER TRUCK LINES, P.O. Box 996, Granville, Ill. 61326. Applicant's representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by wholesale, retail, and chain grocery and food business houses* (except commodities in bulk), from points in Iowa City and Muscatine, Iowa, to points in Illinois, Wisconsin, Minnesota, and those points in Missouri on and east of U.S. Highway 63, restricted to the transportation of traffic originating at the named origins and destined to points in the named destination area.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 127840 (Sub-No. 39), filed April 8, 1974. Applicant: MONTGOMERY TANK LINES, INC., P.O. Box 382, 17730 S. Chicago Ave., Lansing, Ill. 60438. Applicant's representative: William H. Towle, 127 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal fats, animal oils, vegetable oils, and blends and products of animal fats, animal oils, and vegetable oils*, in bulk, in tank vehicles, between Fort Worth and Denison, Tex., on the one hand, and, on the other, points in Arkansas, Colorado, Illinois, Iowa, Kansas, Louisiana, Missouri, Nebraska, and Oklahoma.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 128383 (Sub-No. 53) (Correction), filed April 1, 1974, published in the FEDERAL REGISTER issue of May 9, 1974, and republished as corrected this issue. Applicant: PINTO TRUCKING SERVICE, INC., 1414 Calcon Hook Road, Sharon Hill, Pa. 19079. Applicant's representative: Gerald K. Gemmel, 303 N. Frederick Ave., Gaithersburg, Md. 20760. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, Classes A and B explosives and motor vehicles requiring the use of special equipment), between Logan International Airport, located at or near Boston, Mass., John F. Kennedy International Airport, located at or near New York, N.Y., Newark Airport, located at Newark, N.J., Philadelphia International Airport, Philadelphia, Pa., Baltimore-Washington International Airport, located in Anne Arundel County, Md., Washington National Airport, located at Gravelly Point, Va., Dulles International Airport, located in Loudon and Fairfax Counties, Va., Douglas Municipal Airport, located at or near Charlotte, N.C., Hartsfield International Airport, located at or near Atlanta, Ga., Miami International Airport, located at or near Miami, Fla., Detroit Metropolitan Airport, located at or near Detroit, Mich., Cleveland Hopkins International Airport, located at or near Cleveland, Ohio, the Greater Cincinnati Airport, located at or near Cincinnati, Ohio, Memphis International Airport, located at or near Memphis, Tenn., New Orleans International Airport, located at or near New Orleans, La., Chicago O'Hare International Airport, located at or near Chicago, Ill., General Mitchell Field, located at or near Milwaukee, Wis., Minneapolis-St. Paul International Airport, located at or near Minneapolis, Minn., points in California, Portland International Airport, located at or near Portland, Oreg., Spokane International Airport, located at or near Spokane, Wash., the Seattle-Tacoma International Airport, located at or near Seattle, Wash., and Boeing Field International

Airport, located at or near Seattle, Wash., Kansas City International Airport, located at or near Kansas City, Mo., on the one hand, and, on the other, Tulsa International Airport, Tulsa, Okla., Will Rogers World Airport, located at or near Oklahoma City, Okla., Wiley Post Airport, located at or near Oklahoma City, Okla., and points in Texas, restricted to traffic having a prior or subsequent movement by air or moving in substitute for air service.

NOTE.—The purpose of this republication is to include the tacking and to correct the commodity restriction as stated herein.

Applicant intends to tack the requested authority: (1) With the existing authority, at Kennedy International Airport or Philadelphia International Airport to provide service between La Guardia Airport, located at or near New York, N.Y., points in southern New Jersey, points in Chester, Delaware, Montgomery, Philadelphia, Bucks, Allegheny, Erie, Pike, Washington, and Wyoming Counties, Pa., points in Delaware, Weir-Cook Airport, located at or near Indianapolis, Ind., and Vandalia Airport, located at or near Dayton, Ohio; (2) with the existing authority, at Friendship International Airport to provide service between points in Delaware and Virginia; (3) with the existing authority, at Chicago O'Hare Airport, to provide service between Weir-Cook Airport, located at or near Indianapolis, Ind.; (4) with pending authority, at Philadelphia International Airport or Friendship International Airport, to serve points in Maryland, points in the District of Columbia, points in North Carolina, and points in South Carolina; (5) with pending authority, at Kansas City International Airport, to provide service between points in Arizona, California, Nevada, and those in New Mexico on, west of Interstate Highway 25; (6) with pending authority, at Chicago O'Hare Airport or Detroit Metropolitan Airport, to provide service between the Greater Buffalo International Airport, located at or near Buffalo, N.Y., Clarence E. Hancock Airport, located in Onondago County, N.Y., and points of entry on the International Boundary line between United States and Canada, located in Michigan and New York; and (7) with pending authority, at Philadelphia International Airport, to provide service between Bradley International Airport, located at or near Windsor Locks, Conn., and Tweed-New Haven Airport, New Haven, Conn.; (1) through (7) above inclusive, on the one hand, and, on the other, Tulsa International Airport, located at or near Tulsa, Okla., Will Rogers World Airport, located at or near Oklahoma City, Okla., the Wiley Post Airport, located at or near Oklahoma City, Okla., and points in Texas. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 128981 (Sub-No. 8), filed February 21, 1974. Applicant: LAND-AIR DELIVERY, INC., 1736 North 79th Street, Kansas City, Kans. 66112. Appli-

cant's representative: Warren H. Sapp, 101 West Eleventh Street, Suite 910 Fairfax Bldg., Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* moving in substitute for air service, between Kansas City International Airport, Kansas City Municipal Airport, and Fairfax Airport, all located within the Kansas City, Mo.-Kans. Commercial Zone, and points in the United States on and east of the western boundaries of Minnesota, Iowa, Missouri, Arkansas, and Louisiana, in non-radial movement.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 129862 (Sub-No. 6), filed April 8, 1974. Applicant: RAJOR, INC., P.O. Box 756, Franklin, Tenn. 37064. Applicant's representative: William J. Monheim, P.O. Box 1257, City of Industry, Calif. 91749. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Motorcycles, motorcycle parts, and materials, equipment, and supplies* used in the manufacture, operation, sale, and distribution of motorcycles and motorcycle parts, between Milwaukee, Wis., and York, Pa.; (2) *motorcycles*, from Pennsauken, N.J., and York, Pa., to points in Arizona, California, Colorado, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, and Washington; (3) *motorcycle parts and accessories and motorcycle riding equipment*, from Milwaukee, Wis., to Berkeley, Los Angeles, and San Francisco, Calif., Denver, Colo., Portland, Ore., and Arlington, Tex.; and (4) *materials, equipment and supplies* used in the manufacture, operation, sale, and distribution of motorcycles, and motorcycle parts and accessories, from points in Arizona, California, Colorado, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, and Washington, to York, Pa., and Milwaukee, Wis., under a continuing contract, or contracts with AMF, Incorporated, and affiliates, restricted against the transportation of commodities in bulk, and those which, by reason of size or weight, require the use of special equipment.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis.

No. MC 129876 (Sub-No. 11), filed April 8, 1974. Applicant: DUBOIS TRUCKING, INC., P.O. Box 502, Montpelier, Vt. 05602. Applicant's representative: John P. Monte, Box 568, Barre, Vt. 05641. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Albany, New York, Commercial Zone, Newington, N.H., So. Portland, Maine, and Comstock, N.Y., to Barre, Barre Town, Berlin, Montpelier, Northfield, and Williamstown, Vt., under contract with Vermont Petroleum, Inc., at Montpelier, Vt.

NOTE.—Applicant holds common carrier authority in MC 119808 Subs 2 and 3, therefore

dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Montpelier, Vt., Boston, Mass., or Washington, D.C.

No. MC 129932 (Sub-No. 3), filed April 5, 1974. Applicant: R & C CORPORATION, INC., doing business as WHEEL ESTATE MOVERS, 1/2 Mile Old Richardson Highway, Fairbanks, Alaska 99707. Applicant's representative: Joseph W. Sheehan, P.O. Box 906, Fairbanks, Alaska 99707. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated houses and buildings*, set up or in set sections, moving on wheeled undercarriages equipped with ball hitch, pintle hitch, or drop pin connectors, between points in Alaska.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Fairbanks or Anchorage, Alaska.

No. MC 129973 (Sub-No. 12), filed April 8, 1974. Applicant: FIELD MARKETING SERVICES, INC., 825 Third Avenue, New York, N.Y. 10022. Applicant's representative: William J. Lippman, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Books and educational materials, equipment, and supplies*, between points in Hudson, Essex, and Union Counties, N.J., and New York City, N.Y., on the one hand, and, on the other, points in Nassau, Orange, Rockland, Suffolk, and Westchester Counties, N.Y., and points in New Jersey, under contract with Field Enterprises Educational Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 133220 (Sub-No. 10), filed April 10, 1974. Applicant: RECORD TRUCK LINE, INC., P.O. Box 2646, Jackson, Tenn. 38301. Applicant's representative: R. Connor Wiggins, Jr., 909-100 North Main Building, Memphis, Tenn. 38103. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe*, from Slocum, Ala., and Colfax, N.C., to points in the United States (except Alaska and Hawaii).

NOTE.—Applicant holds common carrier authority in MC-125227 Sub-No. 7 and 10, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Nashville, Tenn.

No. MC 134145 (Sub-No. 47), filed April 8, 1974. Applicant: NORTH STAR TRANSPORT, INC., Rt. 1, Highway 1 and 59 West, Thief River Falls, Minn. 56701. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Machines, computing, and parts, materials, and supplies* (except commodities in bulk), used in the manufacturing or operation thereof, (1) from Cambridge, Ohio, to Rochester and Mount Clemens, Mich.; and (2) from Mayville, Wis., to

Rochester and Mount Clemens, Mich., and Nashville, Tenn., under continuing contract with Computer Peripherals, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 134922 (Sub-No. 71), filed April 3, 1974. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: L. C. Cypert (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Candy and confectionery products* (except in bulk) and *advertising equipment, materials, and supplies and advertising premiums*, from points in Bryan, Ohio, to points in Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming, Utah, Colorado, Arizona, and New Mexico.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Toledo, Ohio, or Little Rock, Ark.

No. MC 134922 (Sub-No. 72), filed April 4, 1974. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: L. C. Cypert (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *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, in tank vehicles), from the plantsite and storage facilities utilized by American Beef Packers, Inc., at or near Cactus, Tex. (Moore County), to points in California, Oregon, Washington, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, Tennessee, North Carolina, South Carolina, Illinois, Indiana, Kentucky, Michigan, Ohio, Virginia, Maryland, New Jersey, New York, Pennsylvania, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Little Rock, Ark.

No. MC 134922 (Sub-No. 74), filed April 8, 1974. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: L. C. Cypert (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and B 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, in tank vehicles), from Green Bay and Chippewa Falls, Wis., to points in California.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Madison, Wis., or Little Rock, Ark.

No. MC 135082 (Sub-No. 5), filed March 29, 1974. Applicant: BURSCHE TRUCKING, INC., doing business as,

ROADRUNNER TRUCKING, INC., 415 Rankin Road NE., Albuquerque, N. Mex. 87107. Applicant's representative: Edwin E. Piper, Jr., 1115 Simms Building, Albuquerque, N. Mex. 87101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Chemicals* (except in bulk in tank vehicles), from the plantsites, warehouses, and storage facilities of McKesson Chemical Company at or near Phoenix (Glendale) and Tucson, Ariz., to points in New Mexico, and *return shipments of such chemicals* (except in bulk in tank vehicles); and (2) *empty containers*, from points in New Mexico to the plantsites, warehouses, and storage facilities of McKesson Chemical Company at or near Phoenix (Glendale) and Tucson, Ariz.

NOTE.—Common control may be involved. Applicant holds contract carrier authority in MC 115524 Sub 1 and others, therefore dual operations may also be involved. If a hearing is deemed necessary, applicant requests it be held at Albuquerque, N. Mex.

No. MC 135185 (Sub-No. 17), filed April 8, 1974. Applicant: COLUMBINE CARRIERS, INC., 5925 East Evans Avenue, P.O. Box 22198, Denver, Colo. 80222. Applicant's representative: Charles J. Kimball, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80202. Authority sought to operate as a contract 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, in tank vehicles), from the plantsite and storage facilities utilized by American Beef Packers, Inc., at or near Cactus, Tex. (Moore County), to points in Maryland, New Jersey, New York, Pennsylvania, Connecticut, Rhode Island, Massachusetts, Illinois, Indiana, Michigan, Ohio, and the District of Columbia, under contract with American Beef Packers, Inc., restricted to traffic originating at, and destined to, the named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 135535 (Sub-No. 6), filed April 2, 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 the plantsite and storage facilities of El Dorado Industries, Inc., at or near Minneapolis, Kans., on the one hand, and, on the other, points in Alabama, Arkansas, Colorado, 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, Wyoming, and the District of Columbia, under a continuing contract with El Dorado Inc., at Minneapolis, Kans.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 135819 (Sub-No. 2), filed April 11, 1974. Applicant: WILLIAM H. PHILLIPS AND WILLIAM L. PHILLIPS, doing business as PHILLIPS & PHILLIPS TRUCKING COMPANY, Box 1304, Storm Lake, Iowa 50588. Applicant's representative: Arlyn L. Westergren, Suite 530 Univac Bldg., 7100 W. Center Road, Omaha, Nebr. 68106. 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 described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and storage facilities of Hygrade Food Products Corporation, at Storm Lake and Cherokee, Iowa, to points in Ohio, Pennsylvania, New York, North Carolina, South Carolina, Tennessee, Georgia, and Missouri.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Chicago, Ill.

No. MC 135874 (Sub-No. 40) (Amendment), filed March 20, 1974, published in the FEDERAL REGISTER issue, May 2, 1974, and republished as amended this issue. Applicant: LTL PERISHABLES, INC., 132nd and "Q" Streets, Omaha, Nebr. 68137. Applicant's representative: Donald L. Stern, 530 Univac Bldg., 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), from the plantsite and warehouse facilities of Jen's, Inc., located at Duluth, Minn., and Superior, Wis., to points in Iowa, Kansas, Nebraska, South Dakota, and Missouri, restricted to traffic destined to the named states.

NOTE.—The purpose of this republication is to add Superior, Wis., as a point of origin. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 135874 (Sub-No. 41), filed April 10, 1974. Applicant: LTL PERISHABLES, INC., 9949 J Street, P.O. Box 37468, Omaha, Nebr. 68137. Applicant's representative: Donald L. Stern, 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68124. 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 defined by the Commission 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 liquid commodities), from the plantsite and/or facilities utilized by John Morrell and Company at or near Fergus Falls, Minn., to points in Illinois, Indiana, Iowa, Kansas, Missouri, Nebraska, North Dakota, and South Dakota, restricted to traffic originating at the named origin and destined to the above named states.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis-St. Paul, Minn., or Chicago, Ill.

No. MC 135874 (Sub-No. 42), filed April 10, 1974. Applicant: LTL PERISHABLES, INC., 9949 J Street, Box 37468, Omaha, Nebr. 68137. Applicant's representative: Donald L. Stern, 530 Univac Building, 7100 W. Center Road, Omaha, Nebr. 68124. 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* (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 plantsite and warehouse facilities of Wilson and Co., Inc., at Albert Lea, Minn., to points in Illinois, Iowa, Kansas, and Missouri, restricted to the transportation of traffic originating at the above named origins and destined to the named destinations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 136211 (Sub-No. 23) (Correction), filed March 21, 1974, published in the FEDERAL REGISTER issue of May 2, 1974, as Docket Number MC-136221 (Sub-No. 23), and corrected, in part, by notice, this issue. Applicant: MERCHANTS HOME DELIVERY SERVICE, INC., 210 St. Mary's Drive, Suite G, P.O. Box 5067, Oxnard, Calif. 93030. Applicant's representative: Joseph E. Rebmman, 1230 Boatmen's Building, 314 N. Broadway, St. Louis, Mo. 63102.

NOTE.—The purpose of this partial correction is to indicate the correct Docket Number assigned to this proceeding in No. MC-136211 (Sub-No. 23). The rest of the notice remains as previously published.

No. MC 136212 (Sub-No. 9), filed April 4, 1974. Applicant: JENSEN TRUCKING COMPANY, INC., 213 S. Washington Street, P.O. Box 37, Papillion, Nebr. 68046. Applicant's representative: Frederick J. Coffman, 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 packing-houses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Cactus (Moore County), Tex., to points in Colorado, Nebraska, Kansas, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Kentucky, Michigan,

and Ohio, restricted to traffic originating at and destined to the above named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 136658 (Sub-No. 3), filed April 5, 1974. Applicant: ARALDO C. RICHIE, doing business as A. R. TRUCKING, 738 Franklin Avenue, Nutley, N.J. 07110. Applicant's representative: Morton E. Kiel, 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: *Electric and gas household appliances*, in retail delivery service, from Edison, N.J., to New York, N.Y., and returned or damaged shipments, from New York, N.Y., to Edison, N.J., under contract with Westinghouse Electric Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 136777 (Sub-No. 9), filed April 5, 1974. Applicant: POPELKA TRUCKING CO., doing business as, THE WAGGONERS, P.O. Box 990, Livingston, Mont. 59047. Applicant's representative: Jacob P. Billig, 1126 16th Street, NW, Washington, D.C. 20036. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Flattened vehicles and scrap metal for recycling*, (1) from points in Montana, Wyoming, North Dakota, South Dakota, Nebraska, Idaho, Colorado, and Kansas, to Spokane, Seattle, Renton and Kent, Wash.; Portland, Oreg.; San Francisco, Los Angeles, and San Diego, Calif.; Phoenix, Ariz.; Salt Lake City and Provo, Utah; Denver and Pueblo, Colo.; Norfolk and Omaha, Nebr.; Kansas City, Kans.; St. Louis, Mo.; Council Bluffs, Des Moines, Waterloo, Davenport, and Centerville, Iowa, St. Paul, and Minneapolis, Minn.; Beloit and Milwaukee, Chicago, Rockford, Sterling and Alton, Ill., and the International Boundary line between the United States and Canada, located in Washington, Idaho, Montana, North Dakota, and Minnesota, and (2) from points in Iowa, Minnesota, Missouri, Kansas and Wisconsin, to St. Paul and Minneapolis, Minn., Beloit and Milwaukee, Wis.; Council Bluffs, Des Moines, Waterloo, Davenport, and Centerville, Iowa; Norfolk and Omaha, Nebr.; Chicago, Rockford, Sterling, and Alton, Ill.; and Kansas City, Kans.; and Kansas City and St. Louis, Mo.; (1) and (2) above, under contract with Krushette Kleen.

NOTE.—Applicant holds common carrier authority in MC 26396 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Missoula, Mont.

No. MC 136803 (Sub-No. 2) (Amendment), filed March 12, 1974, published in the FEDERAL REGISTER issue of April 25, 1974, and republished as amended this issue. Applicant: SIOUX CITY BULK FEED SERVICE, INC., 2815 Outer Drive South, P.O. Box 2766, Sioux City, Iowa 51106. Applicant's representative: Brad-

ford E. Kistler, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dry animal and poultry feeds, dry animal and poultry feed ingredients, and animal poultry health aids* (except in bulk, in tank vehicles), from the plantsite of Ralston Purina, located at or near Iowa Falls, Iowa, to points in Minnesota, Illinois, Nebraska, and Wisconsin.

NOTE.—The purpose of this republication is to include Wisconsin as a destination point. If a hearing is deemed necessary, the applicant requests it be held at either Des Moines, Iowa, or Omaha, Nebr.

No. MC 136803 (Sub-No. 3), filed April 5, 1974. Applicant: SIOUX CITY BULK FEED SERVICE, INC., 2815 Outer Drive South, P.O. Box 2766, Sioux City, Iowa 51106. Applicant's representative: Bradford E. Kistler, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Dry animal and poultry feed and dry animal and poultry feed supplements* (except in bulk, in tank vehicles), from Colfax, Ill., to points in Iowa, Minnesota, Nebraska, North Dakota, and South Dakota; and (2) *pesticides and rodenticides*, from Alton and Hoppers, Iowa, to points in Illinois, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Des Moines, Iowa.

No. MC 136916 (Sub-No. 9), filed April 5, 1974. Applicant: LENAPE TRANSPORTATION CO., INC., P.O. Box 227, Lafayette, N.J. 07848. Applicant's representative: Bert Collins, 5 World Trade Center, Suite 6193, New York, N.Y. 10048. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (A) *Top and potting soil, and humus (exempt)*, in single or mixed shipments, (1) from points in Dutchess County, N.Y., 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; (2) from points in Sussex, Warren, and Morris Counties, N.J., to the District of Columbia; and (B) *rejected and returned shipments*, on return.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 138328 (Sub-No. 11), filed April 8, 1974. Applicant: CLARENCE L. WERNER, doing business as WERNER ENTERPRISES, 805 32nd Avenue, P.O. Box 831, Council Bluffs, Iowa 51501. Applicant's representative: Charles J. Kimball, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80202. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dry feed and dry feed ingredients*, between Omaha

and Beemer, Nebr.; Council Bluffs, Iowa; and Frankfort, Ind., on the one hand, and, on the other, points in Arkansas, Illinois, Indiana, Iowa, Colorado, Kansas, Minnesota, Missouri, Nebraska, Oklahoma, South Dakota, and Wisconsin.

NOTE.—Applicant holds contract carrier authority in MC 133233 (Sub-No. 1), and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 138530 (Sub-No. 9), filed March 29, 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: *Copper and copper alloy, material used in the manufacture of copper and copper alloys*, from Leetsdale, Pa., to points in California, Colorado, Delaware, District of Columbia, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Minnesota, Nebraska, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, Washington, and West Virginia, under contract with Hussey Metals Division/Copper Range Company, Eminence, Ky.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., Washington, D.C., or Columbus, Ohio.

No. MC 138988 (Sub-No. 2), filed April 11, 1974. Applicant: WESTERN GENERAL TRUCKING, INC., P.O. Box 20374, Billings, Mont. 59102. Applicant's representative: J. F. Meglen, P.O. Box 1581, Billings, Mont. 59103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat and packinghouse products, fresh or frozen*, from ports of entry on the International Boundary line between the United States and Canada located at or near Peace Garden and Pembina, N. Dak., and Noyes, Minn., to points in Arizona, California, Idaho, Nevada, Oregon, Utah, and Washington.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Billings, Mont.

No. MC 139268 (Sub-No. 1), filed April 10, 1974. Applicant: NAAKYENS TRANSPORT, LIMITED, 104 1st Street South, Beausejour, Manitoba, Canada ROE OCO. Applicant's representative: E. J. Hanson, Box 1177, Grand Forks, N. Dak. 58201. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Reactor coolant* (hydrogenated terphenyl), in bulk, in tank vehicles, between the ports of entry on the International Boundary line in the United States and Canada, in Minnesota, on the one hand, and, on the other, Anniston, Ala., under contract with Atomic Energy of Canada, Limited, Whiteshell Nuclear Research Establishment, at Pinawa, Manitoba, Canada, restricted to the transportation of shipments having an immediately prior to subsequent movement in foreign commerce.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Grand Forks, or Fargo, N. Dak.

No. MC 139297 (Sub-No. 1), filed April 5, 1974. Applicant: HAPPY HOUSE TRANSPORT, INC., 2703 West Dudley Street, Fresno, Calif. 93728. Applicant's representative: Michael J. Stecher, 140 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Home decorations and accessories*, (1) from San Diego, Calif., to points in San Diego County, Calif.; (2) from Sacramento, Calif., to points in Alameda, Contra Costa, Marin, Mapa, San Mateo, Santa Clara, Sonoma, Yolo, Solano, San Francisco, San Joaquin, Sacramento, Placer, Sutter, El Dorado, Yuba, Butte, Colusa, Stanislaus, Humboldt, Shasta, Mendocino, Tehama, and Nevada Counties, Calif.; (3) from Los Angeles, Calif., to points in Los Angeles, Orange, and Ventura Counties, Calif.; (4) from Fresno, Calif., to points in Fresno, Stanislaus, Merced, Mariposa, Madera, Kings, Tulare, and Kern Counties, Calif.; (5) from Ben Lomond, Calif., to points in Monterey, Santa Cruz, and San Benito Counties, Calif.; and (6) from Ontario, Calif., to points in San Bernardino and Riverside Counties, Calif.; (1) through (6) above, inclusive, under contract with Home Interiors and Gifts, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at San Francisco or Fresno, Calif.

No. MC 139528 (Sub-No. 1) (Amendment) filed March 22, 1974, published in the FEDERAL REGISTER issue of May 2, 1974, and republished, as amended, this issue. Applicant: SCOVILLE OIL COMPANY, a Corporation, P.O. Box 248, London, Ky. 40741. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) *Gasoline*, in bulk, in tank vehicles, from Knoxville, Tenn., to London, Corbin, Livingston, and Mt. Vernon, Ky.; and (2) *No. 1 fuel oil and No. 2 fuel oil*, in bulk, in tank vehicles, from Knoxville, Tenn., to London, Ky., under contract with Curry Oil Company.

NOTE.—The purpose of this republication is to amend applicant's requested authority. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 139639 (Sub-No. 1), filed April 4, 1974. Applicant: FREDDIE E. SMITH, doing business as FREDDIE'S TOWING SERVICE, 114 S. Tekoppel, Evansville, Ind. 47712. Applicant's representative: Frank M. Maley, 1060 Consolidated Building, 115 North Pennsylvania Street, Indianapolis, Ind. 46204. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Industrial ovens, spray booths, washing machines, duct work, compressors and chillers, custom industrial equipment, such as but*

not limited to, conveyors and other related commodities, the raw materials used in the manufacture of these commodities, and the tools and equipment used in their installation, between points in Vanderburgh County, Ind., and points in the United States, including Alaska but excluding Hawaii, restricted to a transportation service to be performed under a continuing contract or contracts with George Koch Sons, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Evansville, Ind.

No. MC 139678 (Sub-No. 1), filed April 8, 1974. Applicant: RONALD THILL, doing business as COURTLAND HAULING AND INSTALLING, Courtland, Minn. 56021. Applicant's representative: James Malecki, One South State Street, New Ulm, Minn. 56073. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Pre-cast concrete slabs, floor panels, with and without electrical conduit, carry beams, and free stalls*, to be transported exclusively in vehicles equipped with electric-hydraulic loading and unloading booms, from Courtland, Minn., to points in Iowa, Wisconsin, and South Dakota, under contract with Courtland Concrete Products, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either New Ulm, Mankato, or Minneapolis, Minn.

No. MC 139693 filed April 5, 1974. Applicant: BONNIE LEASING, INC., P.O. Box 13, Loogootee, Ind. 47553. Applicant's representative: Walter F. Jones, Jr., 601 Chamber of Commerce Bldg., Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Malt beverages and empty bottles*, between Milwaukee, Wis., Cincinnati, Ohio, Detroit, Mich., Louisville and Newport, Ky., St. Louis, Mo., and Peoria, Ill., on the one hand, and, on the other, Princeton, French Lick, Evansville, Bedford, Bloomfield, Linton, and Washington, Ind.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Louisville, Ky.

No. MC 139696, filed April 11, 1974. Applicant: DOOR TO DOOR TRANSPORT, INC., 8300 Military Rd. So., Seattle, Wash. 98108. Applicant's representative: Jerry Jarrett, 3600 South 124th, Seattle, Wash. 98168. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Household goods*, as defined by the Commission; and (2) *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 the use of special equipment), between points in the Seattle Commercial Zone, as defined by the Commission, and points in King County, Wash.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Seattle or Olympia, Wash.

No. MC 139698, filed April 11, 1974. Applicant: MAUJER TRUCKING CORP., 1015 Greene Avenue, Brooklyn, N.Y. 11221. Applicant's representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel* (except garments on hangers) and *accessories, dry goods* (except carpets), *fabrics, yarns, and home knitting accessories*, between the New York, N.Y., Commercial Zone, and points in Nassau, Suffolk, and Westchester Counties, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 139738, filed April 25, 1974. Applicant: COMMERCIAL AIR FRATE, INC., 1031 East Summit Street, P.O. Box 334, Crown Point, Ind. 46307. Applicant's representative: Ronald J. Janowicz, 12406 Hemlock Lane, Crown Point, Ind. 46307. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* in substitution for air service (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 points in the United States including Alaska and Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Washington, D.C., South Bend, Ind., or Chicago, Ill.

PASSENGER APPLICATIONS

No. MC 107367 (Sub-No. 1), filed March 22, 1974. Applicant: WILLIAM P. BOWMAN, doing business as BOWMAN'S BUS SERVICE, R.D. #2, Box 75, Milford, Del. 19963. Applicant's representative: Chester A. Zyblut, 1522 K Street, NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers, in round trip charter operations, beginning and ending at points in Kent County, Del., located on and south of Delaware State Highway 12, and extending to points in Maryland, New Jersey, New York, Pennsylvania, Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Wilmington or Dover, Del.

No. MC 126667 (Sub-No. 1), filed April 5, 1974. Applicant: BRUSH HILL TRANSPORTATION CO., INC., 31 Milk Street, Boston, Mass. 02109. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers*, in special operations, between Hyannis, Plymouth, Kingston, Hanover, Hingham, Brockton, Milford, Quincy, Boston, Chelsea, Revere, Malden, Saugus, Lynn, Salem, and Danvers, Mass.,

on the one hand, and, on the other, the race track, located on New Hampshire Highway 107 at or near Seabrook (Rockingham County), N.H.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 138252 (Sub-No. 2), filed March 26, 1974. Applicant: COURTESY BUS RENTAL SYSTEM, INC., Route 3, Box 617, Brandywine, Md. 20613. Applicant's representative: Daniel B. Johnson, 1123 Munsey Building, 1329 E. Street, NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers, in special operations, between St. Charles City, Md., and the District of Columbia: From St. Charles City, Md., over U.S. Highway 301 to junction Maryland Highway 5; thence over Maryland Highway 5 to its junction with Interstate Highway 495; thence over Interstate Highway 495 in an easterly direction to its junction with Interstate Highway 295; thence over Interstate Highway 295 in a northerly direction to the District of Columbia, and return over the same route, restricted to the loading and discharging of passengers at St. Charles City and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Charles City, Md.

No. MC 139673, filed April 5, 1974. Applicant: JAMES H. STEGER, doing business as STEGER BUS LINES, 4150 Aldebran Way, Mobile, Ala. 36609. Applicant's representative: Robert E. Tate, P.O. Box 517, Evergreen, Ala. 36401. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers*, who are shipyard workers employed at Ingall's Shipyard, Pascagoula, Miss., between Mobile, Ala., and Pascagoula, Miss.; from Mobile over Interstate Highway 10 to the Mississippi-Alabama State Boundary line and junction U.S. Highway 90, thence over U.S. Highway 90 to Ingall's Shipyard at Pascagoula and return over the same route.

NOTE.—If a hearing is deemed necessary, applicant requests it to be held at Mobile, Ala., or Pascagoula, Miss.

FREIGHT FORWARDER APPLICATIONS

No. FF-449, filed March 3, 1974. Applicant: FERNSTROM STORAGE AND VAN COMPANY OF VIRGINIA, a Corporation, 4403 Wheeler Avenue, P.O. Box 9430, Alexandria, Va. 22304. Applicant's representative: Alan F. Wohlstetter, 1700 K Street NW., Washington, D.C. 20006. Authority sought to engage in operation, in interstate commerce, as a *freight forwarder*, through use of the facilities of common carriers by motor, water, rail, and express, in the transportation of (1) *Used household goods and unaccompanied baggage*, and (2) *Used automobiles*, between points in the United States including Hawaii, but excluding Alaska,

restricted in (2) above to the transportation of import-export traffic.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. FF-450, filed April 4, 1974. Applicant: RELIANCE FORWARDING CORPORATION, P.O. Box 166, Bala-Cynwyd, Pa. 19004. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to engage in operation, in interstate commerce, as a *freight forwarder*, through use of the facilities of common carriers by railroad, motor vehicle, water, and express, in the transportation of *Used household goods, unaccompanied baggage, and used automobiles*, between points in the United States, including Hawaii, but excluding Alaska, restricted to the transportation of import-export traffic.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Trenton or Camden, N.J.

By the Commission.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc.74-11205 Filed 5-15-74; 8:45 am]

[Notice 67]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MAY 9, 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 Commerce Act provided for under the new rules of Ex Parte No. MC-67, (49 CFR Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 340 (Sub-No. 32 TA), filed April 30, 1974. Applicant: QUERNER TRUCK LINES, INC., 1131 Austin Street,

San Antonio, Tex. 78208. Applicant's representative: M. Ward Bailey, 2412 Continental Life Bldg., Fort Worth, Tex. 76102. 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 packing-houses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and storage facilities utilized by American Beef Packers, Inc., at or near Cactus (Moore County), Tex., to points in California, Texas, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, Tennessee, North Carolina, South Carolina, Illinois, Indiana, Kentucky, Michigan, Ohio, New York, New Jersey, Pennsylvania, Connecticut, Rhode Island, and Massachusetts, restricted to traffic originating at and destined to the named points, for 180 days. SUPPORTING SHIPPER: American Beef Packers, Inc., 7000 W. Center Road, Omaha, Nebr. 68106. SEND PROTESTS TO: Richard H. Dawkins, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 301 Broadway, Room 206, San Antonio, Tex. 78205.

No. MC 25399 (Sub-No. 12 TA), filed April 30, 1974. Applicant: A-P-A TRANSPORT CORP., 2100 88th Street, North Bergen, N.J. 07047. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and commodities requiring special equipment) between points in Middlesex County, N.J., and Philadelphia, Pa., commercial zone as defined by the Commission, on the one hand, and, on the other, points in Salem, Atlantic, Cumberland, and Cape May Counties, N.J., for 180 days.

NOTE.—Applicant also indicates that the requested authority will be tacked at points in Middlesex County, N.J., and Philadelphia, Pa., and points in its commercial zone as defined by the Commission to provide service between points in New Jersey, New York, Connecticut, Massachusetts, Rhode Island, New Hampshire, and Pennsylvania.

SUPPORTING SHIPPERS: There are approximately 78 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. SEND PROTESTS TO: District Supervisor Robert E. Johnston, Interstate Commerce Commission, Bureau of Operations, 9 Clinton Street, Newark, N.J. 07102.

No. MC 42828 (Sub-No. 7 TA), filed April 29, 1974. Applicant: THEODORE

ROSSI TRUCKING CO., INC., 9 South Vine Street, Barre, Vt. 05641. Applicant's representative: James W. Conner, 431 Keith Avenue, Akron, Ohio 44313. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer* (except commodities in bulk), from points in Massachusetts, New York, and Pennsylvania, to points in Vermont and New Hampshire, for 180 days. SUPPORTING SHIPPER: Vermont Organics, South Royalton, Vt. 05068. SEND PROTESTS TO: District Supervisor Paul D. Collins, Interstate Commerce Commission, Bureau of Operations, P.O. Box 548, Montpelier, Vt. 05602.

No. MC 78643 (Sub-No. 59 TA), filed April 30, 1974. Applicant: HART MOTOR EXPRESS, INC., 2417 No. Cleveland Avenue, St. Paul, Minn. 55113. Applicant's representative: James L. Nelson, 325 Cedar Street, St. Paul, Minn. 55101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment, other than those requiring special handling because of size or weight), serving all intermediate points between Fargo, N. Dak., and Grand Forks, N. Dak., in connection with carrier's regular route operations over U.S. Highways 29 and 81; serving all intermediate points between Grand Forks, N. Dak., and Minot, N. Dak., in connection with carrier's regular route operations over U.S. Highway 2; and serving New Rockford, N. Dak., on U.S. Highway 281 as an off-route point in connection with carrier's regular route operations between Jamestown, N. Dak., and Minot, N. Dak., over U.S. Highway 52, for 180 days.

NOTE.—The authority sought herein is co-extensive with North Dakota intrastate regular route common carrier authority recently acquired by the applicant. The applicant presently holds interstate authority to transport general commodities, with the usual exceptions, over U.S. Highway 81 between Fargo, N. Dak., and Grand Forks, N. Dak., but service is not presently authorized as intermediate points. The applicant holds similar authority to operate over U.S. Highway 2 between Grand Forks, N. Dak., and Minot, N. Dak., but the only presently authorized intermediate point on this route is Devils Lake, N. Dak. The applicant also presently holds authority to operate between Jamestown, N. Dak., and Minot, N. Dak., over U.S. Highway 52, serving all intermediate points. New Rockford, N. Dak., is an off-route point to which authority is sought in connection with this regular route operation. Applicant will tack or join with existing authority (MC 78643) and interline over gateways served.

SUPPORTING SHIPPER: There are approximately 23 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. SEND PROTESTS TO: Raymond T.

Jones, District Supervisor, Interstate Commerce Commission, 448 Federal Bldg., 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 103051 (Sub-No. 309 TA), filed April 29, 1974. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Avenue North, P.O. Box 90408, Nashville, Tenn. 37209. Applicant's representative: William G. North (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from Belle Glade, Fla., to Atlanta, Ga., for 180 days. SUPPORTING SHIPPER: GCC Beverages, Inc., P.O. Box 3577, Miami, Fla. 33159. SEND PROTESTS TO: District Supervisor Joe J. Tate, Interstate Commerce Commission, Bureau of Operations, 803—1808 West End Building, Nashville, Tenn. 37203.

No. MC 106163 (Sub-No. 33 TA), filed April 29, 1974. Applicant: RED LINE TRANSFER AND STORAGE COMPANY, INC., 132 Legion Street, P.O. Box 1516, Johnson City, Tenn. 37601. Applicant's representative: H. M. Cook (same address as above). 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, in tank vehicles, and those requiring special equipment), serving the plant site and warehouse facilities of Mahaffy-Apollo Enterprises, Inc., at or near Swan Lake, Jefferson County, Ark., as an off-route point in connection with applicant's regular route authority to and from Pine Bluff, Ark., for 180 days.

NOTE.—Applicant intends to tack authority sought herein to MC 106163 and subs, and interline with other carriers at Memphis, Tenn., Little Rock, Ark., Monroe, La., and Dallas, Tex.

SUPPORTING SHIPPER: Mahaffy-Apollo Enterprises, Inc., Route 1, Alt-heimer, Ark. 72004. SEND PROTESTS TO: Joe J. Tate, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 803—1808 West End Building, Nashville, Tenn. 37203.

No. MC 110988 (Sub-No. 310 TA), filed April 30, 1974. Applicant: SCHNEIDER TANK LINES, INC., 200 West Cecil Street, Neenah, Wis. 54956. Applicant's representative: Neil A. DuJardin (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sodium hypochlorite*, from Milwaukee, Wis., to points in Illinois, for 180 days. SUPPORTING SHIPPER: Hydrite Chemical Co., 1273 West Bruce Street, Milwaukee, Wis. 53204 (Edward A. Wex, Exec. Vice Pres., Exec. Mgr.). SEND PROTESTS TO: John E. Ryden, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 111045 (Sub-No. 115 TA), filed April 29, 1974. Applicant: REDWING CARRIERS, INC., 7809 Palm River Road, P.O. Box 426, Tampa, Fla. 33601. Applicant's representative: J. V. McCoy (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mineral spirits*, in bulk, in tank vehicles, between Douglasville, Ga., on the one hand, and, on the other, Orlando, Tampa, Largo, Pompano Beach, and Jacksonville, Fla., for 180 days. SUPPORTING SHIPPER: Arivee Chemicals, Inc., P.O. Box 54, Douglasville, Ga. 30134. SEND PROTESTS TO: District Supervisor Joseph B. Teichert, Bureau of Operations, Interstate Commerce Commission, Palm Coast II Building, Suite 208, 5255 NW. 87th Avenue, Miami, Fla. 33166.

No. MC 117243 (Sub-No. 3 TA), filed April 30, 1974. Applicant: MR. MESSENGER, INC., 10 Messenger Drive, Warwick, R.I. 02888. Applicant's representative: Thomas W. Murrett, 342 North Main Street, West Hartford, Conn. 06116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise* as dealt in by retail stores in a retail store delivery service, between points in Rhode Island, New London, Windham, New Haven, Hartford, Middlesex, and Tolland Counties, Conn.; Bristol, Norfolk, Plymouth, Worcester, and Barnstable Counties, Mass., and Boston, Mass., for 180 days. SUPPORTING SHIPPERS: American Delivery Systems Inc., 300 East Seven Mile Road, Detroit, Mich. 48203; Popular Services, Inc., 128 Dayton Avenue, Passaic, N.J. 07055; Outlet Company, 176 Weybosset Street, Providence, R.I. 02903; Cherry & Webb Company, 789 Waterman Avenue, East Providence, R.I. 02914; T. W. Rounds Company, 52 Washington Street, Providence, R.I. 02903; Tilden-Thurber Corporation, Westminster Mall, Providence, R.I. 02903; Filene's, Warwick, R.I. 02886; and Avon Products, Inc., Midland and Peck Avenues, Rye, N.Y. 10580. SEND PROTESTS TO: Gerald H. Curry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 187 Westminster Street, Providence, R.I. 02903.

No. MC 120800 (Sub-No. 56 TA), filed April 30, 1974. Applicant: CAPITOL TRUCK LINE, INC., 2500 North Alameda, Compton, Calif. 90222. Applicant's representative: David P. Christianson, 825 City National Bank Bldg., 606 South Olive Street, Los Angeles, Calif. 90014. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulfur hexafluoride*, from points in Massac County, Ill., to points in Los Angeles County, Calif., for 180 days. SUPPORTING SHIPPER: Air Products and Chemicals, Inc., 2021 E. Rosecrans Ave., El Segundo, Calif. 90245. SEND PROTESTS TO: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 7708 Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 127834 (Sub-No. 103 TA), filed April 30, 1974. Applicant: CHEROKEE HAULING & RIGGING, INC., 540-42 Merritt Avenue, Nashville, Tenn. 37203. Applicant's representative: M. Bryan Stanley (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), for 180 days. SUPPORTING SHIPPER: Ford Motor Company, Nashville Glass Plant, P.O. Box 1355, Nashville, Tenn. 37202. SEND PROTESTS TO: Joe J. Tate, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 803-1808 West End Building, Nashville, Tenn. 37203.

No. MC 129600 (Sub-No. 18 TA), filed April 29, 1974. Applicant: POLAR TRANSPORT, INC., 176 King Street, P.O. Box 44, Hanover, Mass. 02339. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Frozen onion rings* made from diced fresh onion, when moving in mixed shipments with agricultural commodities exempt from economic regulation under Section 203(b)(6) of the Act, from Boston, Gloucester, Lawrence, Brockton, and Worcester, Mass., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia for 180 days. SUPPORTING SHIPPER: Boston Bonnie, Inc., Trilling Way, Boston, Mass. 02210. SEND PROTESTS TO: John B. Thomas, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 150 Causeway Street, Boston, Mass. 02114.

No. MC 133485 (Sub-No. 12 TA), filed April 30, 1974. Applicant: INTERNATIONAL DETECTIVE SERVICE, INC., 1828 Westminster Street, Providence, R.I. 02909. Applicant's representative: Morris J. Levin, 1620 Eye Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Special nuclear materials*, in armored vehicles, between Wood River Junction, R.I., on the one hand, and, on the other, Sargents, Ohio and Oak Ridge, Tenn., for 180 days. SUPPORTING SHIPPER: Edlow International Co., 1100 17 Street NW., Washington, D.C. 20036. SEND PROTESTS TO: Gerald H. Curry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 187 Westminster Street, Providence, R.I. 02903.

No. MC 113678 (Sub-No. 542 TA), filed April 29, 1974. Applicant: CURTIS, INC., Off: 4810 Pontiac Street, Commerce City, Colo. 80022, and Mail: P.O. Box 16004, Stockyards Station, Denver, Colo. 80216. Applicant's representative: David L. Metzler (same address as above). Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Blood plasma*, from Colorado Spring, Colo., to Berkeley and Oakland, Calif., for 180 days. SUPPORTING SHIPPER: Cutter Laboratories, Inc., Fourth and Parker Streets, Berkeley, Calif. 94710. SEND PROTESTS TO: District Supervisor Herbert C. Ruoff, Bureau of Operations, Interstate Commerce Commission, 2022 Federal Bldg., Denver, Colo. 80202.

No. MC 133788 (Sub-No. 7 TA), filed May 1, 1974. Applicant: E Z MESSENGER SERVICE, INC., 61 Voorhis Lane, Hackensack, N.J. 07601. Applicant's representative: Edward F. Bowes, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Costume jewelry and component parts thereof*, in containers, limited to not more than 500 pounds per shipment, between Hillburn, N.Y., on the one hand, and, on the other, Providence, Warren, and Hope Valley, R.I.; Staughton, Attleboro, and North Attleboro, Mass.; Bridgeport and Naugatuck, Conn., for 180 days. SUPPORTING SHIPPER: Avon Products, Inc., Division Street, Suffern, N.Y. 10901. SEND PROTESTS TO: District Supervisor Joel Morris, Interstate Commerce Commission, Bureau of Operations, 9 Clinton St., Newark, N.J. 07102.

No. MC 135963 (Sub-No. 2 TA), filed April 30, 1974. Applicant: J. T. F. SHUTTLE CO., INC., 345 Soundview Avenue, Bronx, N.Y. 10472. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are sold by retail mail order houses, for the account of Bevis Industries, between points in the New York, N.Y., Commercial Zone, as described by the Commission in the report in *New York, N.Y., Commercial Zone*, 1 M.C.C. 665, on the one hand, and, on the other, Baltic, Conn., for 180 days. SUPPORTING SHIPPER: Bevis Industries, Inc., 39 Westmoreland Ave., White Plains, N.Y. 10606. SEND PROTESTS TO: Marvin Kampel, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 138527 (Sub-No. 2 TA), filed April 29, 1974. Applicant: HESS, INC., P.O. Box 533, Fairbury, Nebr. 68352. Applicant's representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from St. Louis, Mo., to Fairbury, Nebr., and (2) *Empty bottles and containers* used in the transportation of the commodities mentioned in (1) above, from Fairbury, Nebr., to St. Louis, Mo., restricted against the transportation of commodities in bulk, in tank vehicles and further restricted to a transportation service to be performed under a continuing contract or contracts with

NOTICES

REPORTING MARKS

Fairbury Sales Company for 180 days.
SUPPORTING SHIPPER: Lyle B. Quinn, Fairbury Sales Company, 704 "D" Street, Fairbury, Nebr. 68352. SEND PROTESTS TO: Max H. Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 320 Federal Building & Court House, Lincoln, Nebr. 68508.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-11318 Filed 5-15-74;8:45 am]

[Rule, 19, EX PARTE NO. 241; Exemption No. 70]

NORFOLK AND WESTERN RAILWAY CO. Mandatory Car Service Exemption

To: Erie Lackawanna Railway Company Thomas F. Patton and Ralph S. Tyler, Jr. Trustees.

It appearing, that the Erie Lackawanna Railway Company Thomas F. Patton and Ralph S. Tyler, Jr., Trustees (EL) and the Norfolk and Western Railway Company (NW) have each agreed to the unrestricted use by the other of its plain gondola cars less than 61 ft. in length; and that such mutual use of gondola cars will increase car utilization by reductions in switching and movements of empty gondola cars.

It is ordered, That, pursuant to the authority vested in me by Car Service Rule 19, plain gondola cars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 391, issued by W. J. Trezise, or successive issues thereof, as having mechanical designations "GA", "GB", "GD", "GE", "GH", "GRA", "GS", and "GW", which are less than 61 ft. 0 in. long, and which bear the reporting marks listed herein, may be used by the EL and the NW without regard to the requirements of Car Service Rules 1 and 2.

EL:
EL
ERIE
DLW
N&W:
NKP
P&WV
VGN
WAB

Effective: May 6, 1974.

Expires: July 31, 1974.

Issued at Washington, D.C., May 6, 1974.

INTERSTATE COMMERCE
COMMISSION,
R. D. PFAHLER,
Agent.

[SEAL]

[FR Doc.74-11319 Filed 5-15-74;8:45 am]

[No. AB-81]

NORWOOD AND ST. LAWRENCE RAILROAD CO.

Abandonment of Railroad Line

Upon consideration of the record in the above-entitled proceeding and of a staff-prepared environmental threshold assessment survey which is available for public inspection upon request; and

It appearing that no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969, 42 U.S.C. 4321 et seq.; and good cause appearing therefor:

It is ordered, That applicant be, and is hereby, directed to publish the appended notice in a newspaper of general circulation in St. Lawrence County, N.Y., within 15 days of the date of service of this order, and certify to this Commission that this has been accomplished.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Com-

mission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 6th day of May, 1974.

By the Commission, Commissioner Tuggle.

[SEAL]

ROBERT L. OSWALD,
Secretary.

NORWOOD AND ST. LAWRENCE RAILROAD COMPANY ABANDONMENT BETWEEN NORWOOD AND WADDINGTON, IN ST. LAWRENCE COUNTY, N.Y.

The Interstate Commerce Commission hereby given notice that by order dated May 6, 1974 it has been determined that the proposed abandonment of the entire line of the Norwood and St. Lawrence Railroad Company between Norwood and Waddington, N.Y., a distance of approximately 18 miles, if approved by the Commission, would not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4321, et seq., and that preparation of a detailed environmental impact statement will not be required under section 4332 (2) (C) of the NEPA.

It was concluded, among other things, that there is adequate motor carrier service and nearby rail access available for the involved traffic and the abandonment is consistent with State and local land use plans in the involved area. Further, the Ogdensburg Bridge and Port Authority is negotiating with the applicant to acquire the rail line's assets in order to continue rail operations.

The determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available for public inspection upon request at the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-6989.

Interested parties may comment on this matter by the submission of representations to the Interstate Commerce Commission, Washington, D.C. 20423, on or before May 31, 1974.

[FR Doc.74-11315 Filed 5-15-74;8:45 am]

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