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

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A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1974, and specifies how they are affected.

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MEMORANDUM OF JUNE 21, 1974

[Presidential Determination No. 74–21]

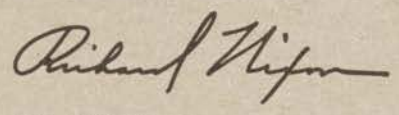
Authorization Under Foreign Assistance Act of 1961, as Amended—Egypt

Memorandum for the Under Secretary of State for Political Affairs

THE WHITE HOUSE,
Washington, June 21, 1974.

Pursuant to the authority vested in me by section 614(a) of the Foreign Assistance Act of 1961, as amended, I hereby authorize the unobligated balance of funds made available by my determination of April 19, 1974 (Presidential Determination No. 74–16, 39 FR 14693) as security supporting assistance to Egypt to be used for the purpose of providing assistance in clearing the Suez Canal of wrecked ships and other debris as well as for the purpose of clearing the Suez Canal of mines and providing technical and advisory assistance in disposing of unexploded ordnance in the Canal and along its banks. This authorization amends my above-cited determination and my determination of May 16, 1974 (Presidential Determination No. 74–20, 39 FR 19769).

This authorization shall be published in the FEDERAL REGISTER.



[FR Doc.74–15612 Filed 7–3–74;3:18 pm]

MEMORANDUM OF JUNE 21, 1974

[Presidential Determination No. 74-22]

International Narcotics Control; Determination and Authorization under the Foreign Assistance Act

Memorandum for the Under Secretary of State for Political Affairs

THE WHITE HOUSE,
Washington, June 21, 1974.

Pursuant to the authority vested in me by Section 614(a) of the Foreign Assistance Act of 1961, as amended, I hereby

(a) determine that the obligation of not to exceed $15,900,000 of funds available in the fiscal year 1974 for International Narcotics Control, without regard to the requirements of Section 102 of the Foreign Assistance and Related Programs Appropriation Act, 1974, is important to the security of the United States; and

(b) authorize such use of not to exceed $15,900,000 of funds available in the fiscal year 1974 for international narcotics control.

This Determination shall be published in the FEDERAL REGISTER.

Richard Nixon

[FR Doc.74-15613 Filed 7-3-74;3:18 pm]

rules and regulations

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

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

Title 5—Administrative Personnel

CHAPTER I—CIVIL SERVICE COMMISSION

PART 213—EXCEPTED SERVICE

Export-Import Bank of the United States

Section 213.3342 is amended to show that one position of Private Secretary to the Special Assistant to the President and Chairman who serves as Economic Adviser to the Chairman and Board of Directors is excepted under Schedule C.

Effective on July 8, 1974, § 213.3342(h) is amended as set out below.

§ 213.3342 Export-Import Bank of the United States.

* * * * *

(h) One Private Secretary to the Special Assistant to the President and Chairman who serves as Economic Adviser to the Chairman and Board of Directors.

((5 U.S.C. secs. 3301, 3302); E.O. 10577, 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–15503 Filed 7–5–74;8:35 am]

PART 213—EXCEPTED SERVICE

National Aeronautics and Space Administration

Section 213.3348 is amended to show that one position of Secretary to the Special Assistant to the Assistant Administrator for Institutional Management is excepted under Schedule C.

Effective on July 8, 1974, § 213.3348(l) is added as set out below.

§ 213.3348 National Aeronautics and Space Administration.

* * * * *

(l) One Secretary to the Special Assistant to the Assistant Administrator for Institutional Management.

((5 U.S.C. secs. 3301, 3302); E.O. 10577; 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–15502 Filed 7–5–74;8:45 am]

PART 213—EXCEPTED SERVICE

Department of Housing and Urban Development

Section 213.3384 is amended to show that one position of Director of Special Projects, Operation "Breakthrough", is no longer excepted under Schedule C. This section is further amended to show that one position of Special Assistant for Research Dissemination is excepted under Schedule C.

Effective on July 8, 1974, §§ 213.3384 (g)(3) is revoked and (g)(4) is added as set out below.

§ 213.3384 Department of Housing and Urban Development.

* * * * *

(g) *Office of the Assistant Secretary for Research and Technology.* * * *

(3) [Revoked]

(4) One Special Assistant for Research Dissemination.

* * * * *

((5 U.S.C. secs. 3301, 3302); E.O. 10577, 3 CFR 1954–58, comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–15504 Filed 7–5–74;8:45 am]

PART 213—EXCEPTED SERVICE

Department of Housing and Urban Development

Section 213.3384 is amended to show that one position of Secretary to the Special Assistant to the Secretary is reestablished under Schedule C.

Effective on July 8, 1974, § 213.3384 (a)(31) is amended as set out below.

§ 213.3384 Department of Housing and Urban Development.

(a) *Office of the Secretary.* * * *

(31) One Special Assistant to the Secretary, one Administrative Aide and one Secretary to the Special Assistant.

* * * * *

((5 U.S.C. secs. 3301, 3302); E.O. 10577, 3 CFR 1954–58 comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.74–15505 Filed 7–5–74;8:45 am]

Title 7—Agriculture

CHAPTER VII—AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE (AGRICULTURAL ADJUSTMENT), DEPARTMENT OF AGRICULTURE

SUBCHAPTER A—AGRICULTURAL CONSERVATION PROGRAMS

PART 701—NATIONAL RURAL ENVIRONMENTAL CONSERVATION PROGRAM FOR 1974 AND SUBSEQUENT YEARS

The title of Part 701 is revised to read as set forth above and the part is revised, effective with the 1974 program, to set forth the regulations governing the Rural Environmental Conservation Program for 1974 and subsequent years. The material previously apearing in these sections remains in full force and effect with respect to the National Rural Environmental Assistance Programs for 1971 thorugh 1973.

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AUTHORITY: Sec. 4, 49 Stat. 164, secs. 7–17, 49 Stat. 1148, as amended, 71 Stat. 176, 71 Stat. 426, 72 Stat. 864, 75 Stat. 225, 86 Stat. 676; (16 U.S.C. 590d, 590g–590q) except the provisions relating to the Forestry Incentive Program issued under sec. 1009, 87 Stat. 245, (16 U.S.C. 1509).

§ 701.1 Introduction.

(a) Through the rural environmental conservation program for 1974 and subsequent years (referred to in this part as the "program") administered by the Department of Agriculture, the Federal Government will share with farmers, ranchers, and other eligible private landowners in the United States, Puerto Rico, and the Virgin Islands the cost of carrying out: (1) Approved soil and water conservation practices, including related wildlife conservation practices, and (2) approved forestry practices, in accordance with the provisions of this part and such modifications thereof as may hereafter be made.

(b) Cost-sharing may be available through (1) annual cost-share agreements; or (2) long-term cost-share agreements.

(c) Cost-sharing may be available (1) for soil and water conservation practices under the regular program phase; (2) for forestry practices under the regular and forestry incentive program phases; and (3) for practices to correct damage to land or conservation practices caused by natural disasters under the regular and emergency conservation measures program phases.

(d) Information with respect to the several practices for which cost will be shared, the exact specifications and rates of cost-sharing for such practices, and the eligibility requirements for participating in the program, may be obtained from the agricultural stabilization and conservation county committee, (called county committee in this part) for the county in which the farm, ranch or other eligible land is located or from the agricultural stabilization and conservation State committee (called State committee in this part).

§ 701.2 Program objective.

(a) The objective of the program is to improve the quality of life for all people by providing the maximum public benefits, increasing timber production, preventing or abating environmental pollution, and conserving the land and related natural resources. These actions are to assure the continued supply of food and fiber necessary for the maintenance of a strong and healthy people and economy, and to provide for environmental enhancement.

(b) The program has been developed and is to be carried out to attain this objective through efforts to: (1) Reduce significantly the loss of agricultural soil, water, woodland, or wildlife resources and assure their efficient multipurpose use in providing an adequate supply of food, fiber, water and wildlife for the future and for the general improvement of man's total environment; (2) increase the production of timber products by small woodland owners; (3) prevent or abate agricultural-related pollution of water, land and air for community benefit and the general public; (4) encourage enduring conservation practices in sound land use systems to deal with critical conservation and water, land or air pollution problems on farms and ranches, especially on average to small size family farms; and (5) achieve annually established goals and priorities in a manner consistent with community and national needs.

DEFINITIONS

§ 701.3 Definitions.

(a) "County program development group" consists of the county committee; the county extension agent; a representative of the Soil Conservation Service; a representative of the U.S. Forest Service; and, in each county where cost-sharing is offered for forestry practices, a representative of the State forestry agency or its equivalent, when he accepts an invitation to be a member of the group; and shall have the responsibility stated in § 701.12.

(b) "Farm" or "ranch" means that area of land considered as a farm under the regulations governing reconstitution of farms, allotments, and bases Part 719 of this chapter, as amended, except that, for Hawaii, Puerto Rico, and the Virgin Islands, "farm" or "ranch" means that area of land considered as a farm under the regulations governing determination of farms, Part 826, 827, and 828 of this title respectively and that, for the forestry incentive program phase of the program, "farm" or "ranch" means eligible ownership tracts of forest land as provided in § 701.21.

(c) "National Policy Board" consists of the Under Secretary (Chairman); the Assistant Secretary for International Affairs and Commodity Programs; the Assistant Secretary for Conservation, Research, and Education; the Assistant Secretary for Rural Development; the Director of Agricultural Economics; and the General Counsel; with the responsibility for developing policy and program guidelines, and program recommendations annually for consideration and approval by the Secretary.

(d) "National program development group" consists of representatives of the Agricultural Stabilization and Conservation Service; Soil Conservation Service; Forest Service; Extension Service; Economic Research Service; Farmers Home Administration; Agricultural Research Service; Office of the General Counsel; Office of Planning and Evaluation; and Office of Management and Finance; with responsibility for developing annually program recommendations for consideration by the National Policy Board, recommendations with respect to changes in administrative procedures and policy guidelines, and annual evaluations of program effectiveness and operating arrangements.

(e) "Person" means:

(1) For all phases of the rural environmental conservation program, except the forestry incentive program phase, a farmer or rancher who as an individual, partnership, association, corporation, estate, trust, or other business enterprise, or other legal entity (excluding Federal agencies, States and State agencies, but not excluding political subdivisions of a State) and, as an owner, landlord, tenant, or sharecropper, participates in the operation of a farm or ranch.

(2) For the forestry incentive program phase, a private individual, group, association, corporation, or other legal entity which owns "nonindustrial" private forest lands capable of producing industrial wood crops, excluding private entities which regularly engage in the business of manufacturing forest products or providing public utilities services of any type, or the subsidiaries of such entities.

(f) "Program year" means the period designated in the National Program during which practices or components thereof must be carried out to be eligible for cost-sharing.

(g) "State" means any one of the United States, Puerto Rico, and the Virgin Islands.

(h) "State program development group" consists of the State committee, the State director of extension; the State Conservationist of the Soil Conservation Service; a representative of the U.S. Forest Service; and a representative of the

State forestry department, or its equivalent, when he accepts an invitation to be a member of the group; and has the responsibility stated in § 701.11.

(i) In the regulations in this part and in all instructions, forms, and documents in connection therewith, all other words and phrases shall, unless the context or subject matter otherwise requires, have the meanings assigned to them in the regulations governing reconstitution of farms, allotments, and bases, Part 719 of this chapter, as amended.

DISTRIBUTION AND AVAILABILITY OF FUNDS

§ 701.4 State funds.

(a) Funds available for practices to be performed under the rural environmental conservation program (except the forestry incentive program phase) for a program year will be distributed among States on the basis of conservation needs, but the proportion allocated for use in any State will not be reduced more than 15 percent from its proportionate distribution for the preceding program year.

(b) Funds available for practices to be performed under the forestry incentive phase of the program for a program year will be distributed on the basis of the forest production opportunities in each State, considering the acreage of private commercial forest lands, the number of eligible owners, the potential productivity of such lands and the need for reforestation, timber stand improvement, or other forestry management needs.

(c) National limitations on the amount of funds which may be obligated under long-term agreements will be apportioned to States on the same basis as the allocation of funds for the rural environmental conservation program (excluding the forestry incentive program phase) as provided in § 701.4(a).

(d) Funds for the emergency conservation measures program will be allocated to a State based on the estimated amount of such funds needed to correct the damage in areas designated by the Secretary as natural disaster areas in accordance with § 701.25.

(e) The distribution of funds under this section will not include the amount required for increases in small Federal cost-shares in § 701.47.

§ 701.5 County funds.

The State committee will allocate the funds available for practices, including practices under the forestry incentive program phase, and apportion the long-term agreement limitations among the counties within the State consistent with the program goal and objectives, and will give particular consideration to the furtherance of special rural environmental conservation program projects, watershed conservation projects, resource conservation development projects, and other conservation projects sponsored by local people and organizations.

§ 701.6 Availability of funds.

(a) The provisions of the program are necessarily subject to such legislation as the Congress of the United States may hereafter enact; the paying of the cost-shares provided herein is contingent upon such appropriation as the Congress may hereafter provide for such purpose; and the amounts of such cost-shares will necessarily be within the limits finally determined by such appropriation.

(b) The funds provided for a particular program year will not be available for paying cost-shares for which applications are filed in the county office after December 31 of the year following that program year.

(c) The regulations in Part 796 of this chapter prohibiting the making of payments to program participants who harvest or knowingly permit to be harvested for illegal use, marijuana or other such prohibited drug-producing plants on any part of the land owned or controlled by them are applicable to this program.

PROGRAM APPLICABILITY AND DELEGATION OF AUTHORITY

§ 701.7 Program applicability.

(a) The program (except for the forestry incentive program phase) is applicable to: (1) Privately owned lands; (2) land owned by a State or political subdivision of a State; (3) lands owned by corporations which are partly owned by the United States; (4) lands temporarily owned by the United States or a corporation wholly owned by it, which were not acquired or reserved for conservation purposes, including lands administered by the Farmers Home Administration, The U.S. Department of Defense, or by any other Government agency designated by the Deputy Administrator, Programs; (5) any cropland farmed by private persons which is owned by the United States or a corporation wholly owned by it; (6) Indian lands, except that where grazing operations are carried out on Indian lands administered by the Department of the Interior, such lands are within the scope of the program only if covered by a written agreement approved by the Department of the Interior giving the operator an interest in the grazing and forage growing on the land and a right to occupy the land in order to carry out the grazing operations; and (7) noncropland owned by the United States for performance by private persons of practices which directly conserve or benefit nearby or adjoining privately owned lands of such persons who maintain and use such federally owned noncropland under agreement with the Federal agency having jurisdiction thereof.

(b) The forestry incentive program phase of the program is applicable only to privately owned non-industrial forest lands which is capable of producing crops of industrial wood. It does not apply to publicly owned lands or land owned by private entities which regularly engage in the business of manufacturing forest products or providing public utilities services of any type, or the subsidiaries of such entities.

(c) The program is not applicable to: (1) Any department or bureau of the U.S. Government or any corporation wholly owned by the United States; (2) any State or State agency (other than political subdivisions of a State); (3) noncropland owned by the United States which was acquired or reserved for conservation purposes, or which is to be retained permanently under Government ownership, including, but not limited to, grazing lands administered by the Forest Service of the U.S. Department of Agriculture, or by the Bureau of Land Management (including lands administered under the Taylor Grazing Act), or the Fish and Wildlife Service of the U.S. Department of the Interior, except as indicated in paragraph (a)(7) of this section; and (4) nonprivate persons for performance of practices on any land owned by the United States or a corporation wholly owned by it.

§ 701.8 Delegation of authority.

No delegation contained in this program to a State or county committee shall preclude the Deputy Administrator, Programs or his designee, from determining any question arising under the program or from reversing or modifying any determination made by a State or county committee.

CONSERVATION PRACTICES FOR STATE AND COUNTY PROGRAMS

§ 701.9 Conservation Practices.

The following National practices and practice authorities are available for developing State and county rural environmental conservation programs (except for the emergency conservation measures program):

(a) National program practices:

(1) *Practice RE1.* Establishing permanent vegetative cover.

(2) *Practice RE2.* Improving permanent vegetative cover.

(3) *Practice RE3.* Planting trees.

(4) *Practice RE4.* Improving a stand of forest trees.

(5) *Practice RE5.* Water impoundment reservoirs.

(6) *Practice RE6.* Stripcropping.

(7) *Practice RE7.* Terrace Systems.

(8) *Practice RE8.* Diversions.

(9) *Practice RE9.* Streambank stabilization.

(10) *Practice RE10.* Permanent wildlife habitat.

(11) *Practice RE11.* Sediment retention, erosion or water control structures.

(12) *Practice RE12.* Sediment, chemical or water runoff control measures.

(13) *Practice RE13.* Windbreaks or shelterbelts.

(14) *Practice RE14.* Reorganizing irrigation systems.

(b) *Practices authorities*—(1) *N Practices. Practices to meet new conservation problems.* Practices may be approved by the Director, Environmental Quality and

Land Use Division, ASCS, to correct critical conservation problems on farms caused by unusual weather conditions but not widespread enough to warrant designating the county as a natural disaster area for the emergency conservation measures program. Such practices may be approved only upon the recommendation of the State and county program development groups and their findings that the practices are needed and are adequate to meet the conservation problems and that treatment of the problems cannot be safely delayed.

(2) *S Practices. Special Conservation Practices.* Special permanent type erosion and sediment control practices may be approved by the Director, Environmental Quality and Land Use Division, ASCS, where needed to solve a significant and unique local conservation problem for which national program practices are not adequate. Such practices may be approved for inclusion in county programs only upon the recommendation of the county program development group with the concurrence of the State committee.

STATE, NATIONAL AND COUNTY RURAL ENVIRONMENTAL CONSERVATION PROGRAMS

§ 701.10 National program.

The National rural environmental conservation program is based on recommendations developed by the National program development group and the National policy board.

§ 701.11 Development of State programs.

(a) A State rural environmental conservation program (referred to in this part as "State program") shall be developed in each State in accordance with the provisions contained in this part and in the National program and such modifications thereof as may thereafter be made. The program shall be developed by the State program development group. The chairman of the State committee shall invite the following persons, or their designees, to participate in the deliberations on the State program: The Governor of the State, the president of the land-grant college, the State director of the Farmers Home Administration, and the heads of the State soil conservation committee (board or commission), the State agricultural extension service, the State and Federal agencies having responsibility for wildlife conservation, the State agency having responsibility for pollution control or general quality of the environment and other State and Federal agricultural and environmental agencies. The chairman of the State committee may also invite others with conservation interests to participate in such deliberations.

(b) The program for the State shall be that recommended by the State program development group and approved by the Director, Environmental Quality and Land Use Division, ASCS after consulting the Soil Conservation Service and the Forest Service.

§ 701.12 Development of county programs.

(a) A county rural environmental conservation program (referred to in this part as "county program") shall be developed in each county in accordance with the provisions of the State program and such modifications thereof as may be made. The county program shall be developed by the county program development group. The county program development group, working with the governing body of the conservation district, the forestry agency representatives of the State, the county supervisor of the Farmers Home Administration, and others with conservation and environmental interest, shall develop recommendations for the county program.

(b) A recommended program for the county shall be formulated by the county program development group in consultation with the governing body of the conservation district on the overall conservation and rural environmental problems in the county, and especially, on the work plans of the conservation district and of the Federal agencies involved to assure the most effective use of the available technical assistance and funds for cost-sharing.

(c) The program for the county shall be that recommended by the county program development group and approved by the State committee based on policies established by the State program development group.

§ 701.13 Selection of practices.

The practices to be included in the State program or in the county program shall be only those practices for which cost-sharing is essential to permit accomplishment of the objective of the program.

§ 701.14 Adaptation of practices.

(a) The practices included in the State program must meet the conditions and requirements of the national program. National program provisions may be modified or deleted to make practices more restrictive where such changes will still result in the practices effectively solving the conservation and environmental problems in the State.

(b) The practices included in the county program must meet the conditions and requirements of the State program. State program provisions may be modified or deleted to make practices more restrictive where such changes will still result in the practices effectively solving the conservation and environmental problems in the county.

§ 701.15 Practice specifications.

(a) Minimum specifications which practices must meet to be eligible for cost-sharing shall be set forth in the State handbook or in the county program, or incorporated therein by specific reference to a standard publication or other written document containing such specifications.

(b) Practice specifications shall represent those levels of performance which are needed in order for the practice to be effective in meeting the conservation and environmental problems and which are not in excess of levels for which cost-sharing can be justified.

(c) Specifications for wildlife conservation practice shall be developed in consultation with the State agency having responsibility for wildlife conservation.

(d) Specifications for sediment and chemical control practices shall be developed in consultation with the State agency having responsibility for pollution control or general quality of the environment.

§ 701.16 Responsibility for technical phases of practices.

The Soil Conservation Service and Forest Service are responsible for the technical phases of the practices as assigned in the National program and such assignment will be specified in State and county programs.

(a) The State conservationist of the Soil Conservation Service may utilize assistance from private, State or Federal agencies in carrying out the assigned responsibilities. Responsibilities will not be assigned for counties with respect to which the Deputy Administrator, Programs and the Administrator, SCS, agree that it would not be administratively practicable for the Soil Conservation Service to discharge these responsibilities. In such counties, these responsibilities shall be assumed by the county committees. The Soil Conservation Service will utilize to the full extent available resources of the State forestry agencies in carrying out assigned responsibilities for practices involving the establishment of windbreaks or shelterbelts on farmland to prevent wind erosion.

(b) The Forest Service is responsible for the technical phases of practices or components of practices involving the planting of trees for forestry purposes and those involving the improving or protecting of a stand of forest trees, as specified in State and county programs. The Forest Service may utilize the assistance of private, State or Federal agencies in carrying out these assigned responsibilities, but services of State forestry agencies will be utilized to the full extent that such services are available.

(c) The technical assistance to be furnished in servicing assigned practices will include, where appropriate, the following technical phases: (1) Determining whether the practice is needed and practicable; (2) selecting the site (if necessary), determining the specific measures needed, and performing any required layout work for the practice; (3) supervising the installation of the practice if needed to assure conformity with specifications; and (4) certifying the extent performed and whether the specifications for the practice have been met. The technical agency shall perform all four phases for all practices in State and county programs, except as may be provided in instructions issued by the Deputy Administrator, Programs.

§ 701.17 Rates of cost-sharing.

(a) The maximum cost-share for each practice shall be the percentage of the average cost of performing the practice considered necessary to obtain the needed performance of the practice, but which will be such that the participant will make a significant contribution to the cost of performing the practice.

(b) Rates of cost-sharing shall not be in excess of 75 percent nor less than 50 percent of the average cost for all practices as approved by the State committee, except that the State committee may approve rates of cost-sharing up to 80 percent of the average cost for N practices (§ 701.9(b)(1)) which are identical to EC practices (§ 701.26(b)) and the Director, Environmental Quality and Land Use Division, ASCS, shall approve any rate in excess of 50 percent of the average cost for S practices (§ 701.9 (b)(2)) and for those N practices which are not identical to EC practices. (See § 701.36 for special provisions for low-income farmers and § 701.26 for emergency conservation measures.)

(c) For the purpose of establishing rates of cost-sharing, the average cost of performing a practice may be the average cost for a State, a county, or a part of a county, as determined by the State committee.

(d) The rates of cost-sharing for practices included in the county program may be lower than the rates approved for general use in the State.

§ 701.18 Items of cost on which rates of cost-sharing may be based.

Except as otherwise provided by the wording of the practices contained in the National or State program, the cost of any direct and significant factor in the performance of a practice may be considered in establishing the rate of cost-sharing for the practice.

§ 701.19 Handbooks, bulletins, instructions, and forms.

The Deputy Administrator, Programs is authorized to prepare and issue handbooks, bulletins, instructions, and forms required in administering the program. Copies of handbooks, bulletins, instructions and forms containing detailed information with respect to the program as it applies to specific States, counties, areas, farms, ranches, and other eligible ownerships will be available in the office of the State committee and the office of the county committee.

FORESTRY INCENTIVE PROGRAM

§ 701.20 Designated counties.

The State committee, in consultation with the State forester, will designate the counties in which the forestry incentive program phase of the rural environmental conservation program will be operated. The following data, provided by the State forester, will be considered in making the selections:

(a) The total acreage in the county devoted to desirable types of softwood and hardwood timber.

(b) The estimated area in the county that is under eligible ownership.

(c) The estimated acreage suitable for the production of forest products.

§ 701.21 Eligible persons and ownerships.

(a) Eligible persons are as defined in § 701.3(e)(2).

(b) Eligible ownerships are tracts of land of not more than 500 acres. The Director, Environmental Quality and Land Use Division, ASCS, after consultation with appropriate representative of the Forest Service, may approve tracts of more than 500 acres. Such land must be suitable for afforestation of open areas, reforestation of cutover and other nonstocked and understocked forest lands, or intensive multipurpose management and protection of forest resources in order to provide for timber production and related benefits.

§ 701.22 Forestry Incentive Program Funds.

(a) *National.* Funds will be provided annually (not to exceed $25,000,000) for the forestry incentive program from the funds made available for that purpose through the rural environmental conservation program.

(b) *States and counties.* Each State and designated county will receive a share of the funds provided nationally for the forestry incentive program. The State committee will consult with the State forester when determining the allocation of such funds to the designated counties. (See § 701.4(b).)

§ 701.23 Eligible practices and cost-share requirements.

(a) Cost-sharing with forestry incentive program funds is limited to practices RE3, Planting Trees and RE4, Improving a Stand of Forest Trees.

(b) A forest management plan is required as a condition of cost-sharing for practices RE3 and RE4 in designated counties. The plan will be developed in consultation with the land owner, approved by the service forester, and will contain information for accurate evaluation of practice effectiveness. The participant will be required to perform those measures in the plan which are essential to the effectiveness of the practice for which costs are shared.

(c) Cost-sharing will not be authorized in designated counties for planting trees under practice RE3 on land from which a stand of trees has been harvested by the current owner during any one of the past five years. This provision may be waived by the county committee where the service forester verifies that the harvest was the result of any of the following:

(1) Salvage cutting necessitated by damage from insect or disease attacks, wind or ice storms, wildfire, or other such causes.

(2) Cutting of an understocked or unproductive stand preparatory to reforestation with the same species.

(3) Cutting of a stand of relatively unproductive species in the course of conversion to a more productive timber type.

§ 701.24 Other program provisions.

All other provisions of the rural environmental conservation program as contained in this Part 701 apply to the forestry incentive program phase except as modified by §§ 701.20, 701.21, 701.22, and 701.23.

EMERGENCY CONSERVATION MEASURES PROGRAM

§ 701.25 Designation of disaster areas.

(a) An area is eligible for disaster designation by the Secretary where wind erosion, floods, hurricanes, or other natural disasters have created new conservation problems on farmland which, if not treated: (1) Will impair or endanger the land; (2) materially affect the productive capacity of the land; (3) represent damage which is unusual in character and, except for wind erosion, is not the type which would recur frequently in the same area; and (4) will be so costly to rehabilitate that Federal assistance is required to return the land to productive agricultural use.

(b) The county committee, after an assessment of the damage and after consulting with other Federal, State and county agencies, will recommend whether the area affected should be designated as a disaster area by the Secretary, the practices needed to correct the damage, and the amount of emergency conservation measures funds which should be provided. The State committee, in consultation with other Federal and State agencies, will analyze and evaluate the information and recommendations from the county committee and make its recommendations to the National disaster committee through the Director, Environmental Quality and Land Use Division, ASCS. The National disaster committee will review the data and will recommend to the Secretary whether the area affected should be designated as a disaster area and the amount of emergency conservation measures funds which should be allocated to correct the damage.

§ 701.26 Emergency conservation measures.

(a) Cost-sharing may be offered for emergency conservation measures only to replace or restore a practice or to restore the land to a condition similar to that existing prior to the natural disaster; and may not be offered for the solution of conservation problems existing prior to the disaster involved.

(b) Emergency conservation measures or practices for which cost-sharing may be authorized are:

(1) *Practice EC1.* Removing debris from farmland, including farmsteads and roadways.

(2) *Practice EC2.* Grading, shaping, releveling or similar measures to restore farmland.

(3) *Practice EC4.* Restoring structures and other installations.

(4) *Practice EC5.* Emergency wind erosion control measures.

(5) *Practice EC6.* Drought emergency measures.

(6) *Practice EC7.* Other emergency conservation measures.

(c) The emergency conservation measures, practices or components of practices for which cost-sharing may be offered in connection with a specific disaster shall be approved by the Director,

Environmental Quality and Land Use Division, ASCS. The maximum cost-share rate for emergency conservation measures is 80 percent of the average cost.

(d) To be eligible for cost-sharing, approved measures must be carried out during the program year for which the practice approval was issued.

(e) Cost-sharing must be requested within 30 days after the practice is approved for use in the county if the practice has been started or completed before the end of such 30 day period. After the 30 day period has expired, the request must be filed before starting the practice, but no later than the final date for accepting requests as announced by the county committee.

§ 701.27 Cost-share limitations for emergency conservation measures.

The cost-share computed for any person for emergency conservation measures shall not be increased in accordance with § 701.47, and shall not be included with the cost-shares computed for such person for other practices in applying the maximum cost-share limitation in § 701.48. The total of all cost-shares for emergency conservation measures paid to any person with respect to farms and ranches in any one county shall not exceed the sum of $5,000, except that, with the written prior approval of the State committee or the Deputy Administrator, Programs, as applicable, a higher maximum may be approved in individual cases upon justification by the person of exceptional financial need and his inability to otherwise carry out the work. In accordance with the preceding sentence, the State committee may authorize a maximum not in excess of $10,000.

§ 701.28 Other program provisions.

All other provisions of the rural environmental conservation program as contained in this Part 701 apply to the emergency conservation measures program, except as modified by §§ 701.25, 701.26, and 701.27.

APPROVAL OF CONSERVATION PRACTICES ON INDIVIDUAL FARMS, RANCHES, OR ELIGIBLE OWNERSHIPS

§ 701.29 Opportunity for requesting cost-shares.

Each farmer, rancher, or eligible landowner, regardless of his race, creed, color, or national origin, shall be given an opportunity to request that the Federal Government share in the cost of those practices which he considers he needs on his farm, ranch, or other eligible land. The county committee, taking into consideration the request and any conservation plan developed for the land involved with the assistance of any State or Federal agency, and without regard to the race, creed, color, or national origin of the person, shall direct the available funds for cost-sharing to those practices where cost-sharing is considered most essential to the accomplishment of the program goal and objectives.

§ 701.30 Prior request for cost-sharing.

Costs will be shared only for those practices, or components of practices, for which cost-sharing is requested before performance thereof is started, except that the Director, Environmental Quality and Land Use Division, ASCS, may authorize the acceptance of requests for cost-sharing filed within a reasonable period after performance is started for emergency conservation measures needed as the result of a natural disaster. For practices for which approval was given under the preceding year's program, performance was started but not completed during that program year, and the county committee believes the extension of the approval to the current year's program is justified under the provisions of the current year's program, the filing of the request for cost-sharing under the preceding year's program shall be regarded as meeting the requirement of the current year's program that a request for cost-sharing be filed before performance of the practice is started.

§ 701.31 Method of approval.

The county committee will determine the extent to which Federal funds will be made available to share the cost of each approved practice, taking into consideration the county allocation, the conservation environmental problems in the county and of the land involved, and the practices for which requested cost-sharing is considered by the county committee as most needed. The method approved shall provide for the issuance of notices of approval showing for each approved practice the number of units of the practice for which the Federal Government will share in the cost and the amount of the cost-share for the performance of that number of units of the practice. To the extent practicable, notices of approved practices shall be issued before performance of the practice is started. No practice may be approved for cost-sharing except as authorized by the national, State or county program, or in accordance with procedures incorporated therein. Available funds for cost-sharing shall not be allocated on a pro-rata basis, but shall be directed to the accomplishment of the most enduring benefits attainable.

(a) Cost-sharing may be approved under annual agreements or long-term agreements, except that emergency conservation measures will not be included in long-term agreements.

(b) Annual agreements may be approved in all counties. Long-term agreements are limited to farms or ranches which are within Soil Conservation Districts (or comparable districts) through which the Soil Conservation Service provides planning and technical services, except:

(1) Farms and ranches located within a county designated for the Great Plains Conservation Program are ineligible for long-term agreements under this program during the 1974 program year.

(2) Farms and ranches not located within a Soil Conservation District (or comparable district) may be eligible, provided conservation plans of operations are developed by the farmer or rancher in cooperation with the Soil Conservation Service and approved by an appropriate State official or, in cases where an appropriate State official is not available, approved by the Soil Conservation Service.

(c) The same practices, cost-share rates and general program provisions apply to both annual agreements and long-term agreements.

§ 701.32 Long-term agreements.

(a) The period of a long-term agreement will be for not less than three (3) program years not more than ten (10) program years. The county committee and the signatories to the agreement in consultation with the Soil Conservation Service representative, will mutually determine the scheduling of essential practices and practice cost-sharing over the period of the agreement.

(b) The long term agreement will be based on a conservation plan of operations for the farm or ranch which has been approved by the Soil Conservation District (or comparable district) or, for farms or ranches not located in a Soil Conservation District (or comparable district), by an appropriate State official or the Soil Conservation Service, as applicable.

(c) The long-term agreement will provide that the farmer or rancher will carry out those measures in the conservation plan of operations which are determined to be essential to meeting the basic conservation needs of the farm or ranch, whether or not cost-sharing is approved for such measures.

(d) The owner of the farm or ranch will be required to be a signatory to a long-term agreement, whether or not he contributes to the cost of approved practices thereon.

(e) Any signatory to a long-term agreement who is not an owner of the farm or ranch must provide assurance that he will have control of the land for the duration of the period of the agreement.

(f) The rate of cost-sharing initially approved for a practice included in a long-term agreement will be the rate in effect for the beginning year of the agreement. The rate of cost-sharing for payment purposes for such practice will be based on the average cost of performing the practice at the time the practice is performed.

(g) A long-term agreement may be canceled for failure to comply with the terms of the agreement if, after consulting with the Soil Conservation District (or comparable district) board or, if none exists, with a representative of the Soil Conservation Service, the county committee and State committee find that the seriousness of the irregularities warrant such action. If the agreement is canceled, the signatories to the agreement are jointly and severally responsible for refunding all cost-shares paid and will

forfeit all rights to further payments under the agreement. In such a case, no other refund or forfeiture provisions of these regulations apply.

(h) A long-term agreement may be revised in accordance with instructions issued by the Deputy Administrator, Programs where there is a change in status of the participants, the land under agreement, or farming operations.

(i) An eligible person who acquires control of land under an approved agreement may elect to become a successor in interest under such agreement.

(j) An agreement will be terminated with respect to land for which loss of control has occurred and where the person acquiring control of such land elects not to become a successor in interest under the agreement. If the loss of control is for reasons beyond the control of the signatories to the agreement, the county committee will determine whether or not any cost-shares previously paid shall be refunded, but in no event shall the refund be greater than would be required in cases where loss of control is voluntary. If the loss of control is voluntary on the part of the signatories to the agreement, the signatories will be jointly and severally responsible for refunding all cost-shares paid and will forfeit all rights to further payments, with respect to the land for which control is lost: *Provided*, That, a refund will not be required for cost-shares where, after consulting with the Soil Conservation District (or comparable district) board or, if none exist, with a representative of the Soil Conservation Service, the county committee and the State committee determine that failure to perform the remaining practices in the agreement will not impair the effectiveness of the practices which have been performed and that the completed practices will provide conservation benefits consistent with the cost-shares which have been paid.

(k) An agreement may be terminated by the Deputy Administrator, Programs, if, after considering the recommendation of the Soil Conservation District (or comparable district) board or, if none exists, with a representative of the Soil Conservation Service, the county committee recommends and the State committee concurs that such action is in the public interest. In such case, the Deputy Administrator, Programs, will determine the amount of cost-shares previously paid that shall be refunded.

§ 701.33 Establishment or installation of practices.

(a) Cost-sharing may be authorized under the program only for the establishment of installation of the practices contained in this part. Cost-sharing may not be authorized for repeating any of the practices in this part with the same person on the same acreage, except as provided in paragraph (b) of this section.

(b) Cost-sharing may be authorized for the replacement, enlargement, or restoration of practices for which cost-sharing has been allowed under the program only if all of the following conditions exist:

(1) Replacement, enlargement, or restoration of the practice is needed to solve the problem;

(2) The failure of the original practice was not due to the lack of proper maintenance by the current operator; and

(3) The county committee believes that the replacement, enlargement, restoration of the practice merits consideration under the program to an equal extent with other practices.

§ 701.34 Repair, upkeep, and maintenance of practices.

Cost-sharing is not authorized for repairs or for normal upkeep or maintenance of any practice.

§ 701.35 Pooling agreements.

Farmers, ranchers, or eligible landowners in any local area may agree in writing, with the approval of the county committee, to perform designated amounts of practices which, by conserving or improving resources of the community, will solve a mutual conservation, pollution, or other environmental problem on the land of the participants. For purposes of eligibility for cost-sharing, practices carried out under such an approved written agreement shall be regarded as having been carried out on the land of the persons who performed the practices.

§ 701.36 Special provisions for low-income farmers and ranchers.

(a) Notwithstanding any other provision of this subpart, the county committee may approve, in the case of low-income farmers and ranchers as defined in this section, rates of cost-sharing of up to 80 percent of the average cost of performing practices, and cost-sharing for Christmas trees plantings under practice RE3 on any farmland owned and operated by them.

(b) A low-income farmer or rancher is one who, as determined by the county committee, is a small producer who is largely dependent on the farm or ranch for his livelihood, and whose prospective income and financial resources for the current year are such that he could not reasonably be expected to perform needed conservation practices at the rates of cost-sharing applicable to other persons in the county.

(c) In approving requests for cost-sharing the county committee shall give special consideration to requests filed by low-income farmers and ranchers.

(d) This section shall not be applicable to the Forestry Incentive Program phase.

Practice Completion Requirements

§ 701.37 Public benefits when installing practices.

Persons responsible for any aspect of performing practices are to be encouraged to install the practices in such a way to promote public benefits by improving or preserving environmental quality and ecological balance by preventing or abating pollution and other environmental degradation; benefiting the community by means such as preserving open space, or enhancing the appearance of the area; benefiting wildlife and other desirable life forms; preserving historic archeological, or scenic sites of interest; and avoiding the creation of hazards to persons or animals.

§ 701.38 Completion of practices.

Cost-sharing for the practices contained in this part is conditioned upon the performance of the practices in accordance with all applicable specifications and program provisions. Except as provided in §§ 701.39 to 701.41, practices must be completed during the program year in order to be eligible for cost-sharing.

§ 701.39 Practices substantially completed during program year.

Approved practices may be deemed, for purposes of payment of cost-shares, to have been carried out during a program year, if the county committee determines that they are substantially completed by the end of that program year. However, no cost-shares for such practices shall be paid until they have been completed in accordance with all applicable specifications and program provisions, except as provided in § 701.40.

§ 701.40 Practices requiring more than one program year for completion.

Cost-shares approved under a program will not be considered as earned until all components of the approved practice are completed in accordance with all applicable specifications and program provisions. Cost-shares for completed components may be paid only after the practice is substantially completed, and only on the condition that the farmer, rancher, or eligible landowner will complete the remaining components of the practice within the time prescribed by the county committee and regardless of whether cost-sharing therefor is offered unless he is prevented from doing so because of reasons beyond his control.

§ 701.41 Practice involving the establishment or improvement of vegetative cover.

Costs for practices involving the establishment or improvement of vegetative cover, including trees, may be shared even though a good stand is not established, if the county committee determines, in accordance with standards approved by the State committee, that the practice was carried out in a manner which would normally result in the establishment of a good stand, and that failure to establish a good stand was due to weather or other conditions beyond the control of the operator. The county committee may require as a condition of cost-sharing in such cases that the area be reseeded or replanted or that other needed protective measures be carried out. Cost-sharing in such cases may be approved also for repeat applications of measures

previously carried out or for additional eligible measures. Cost-sharing for such measures shall be approved to the extent such measures are needed to assure a good stand even though less than that required by the applicable practice wording for initial approvals.

§ 701.42 Failure to meet minimum requirements.

Notwithstanding other provisions of the program, costs may be shared for performance actually rendered even though the minimum requirements for a practice are not met, if the farmer, rancher, or eligible landowner establishes to the satisfaction of the county committee and the county representative of any other agency having responsibility for technical phases of the practice that he made a reasonable effort to meet the minimum requirements, and that the practice as performed adequately solves the problem.

PROVISIONS RELATING TO COST-SHARING

§ 701.43 Conservation materials and services.

(a) *Availability.* Part or all of the cost-share for an approved practice may be in the form of conservation materials or services furnished through the program for use in carrying out the practice. Materials or services may not be furnished to persons who are indebted to the Federal Government, as indicated by the debt record maintained in the office of the county committee, except in those cases where the agency to which the debt is owed waives its rights to setoff in order to permit the furnishing of materials and services.

(b) *Cost to farmer or rancher.* The farmer or rancher shall be responsible for paying that part of the cost of the material or service which is in excess of the amount to be advanced toward the purchase of the material or service. The maximum amount which may be advanced toward the purchase of the material or services is the cost-share attributable to the use of the material or service, or, upon request by the farmer or rancher and approval by the county committee, the cost-share for all components of the practice which likely will be completed during the program year, plus any applicable small cost-share increase, but not in excess of the cost of the material or service.

(c) *Responsibility for materials and services.* (1) If the materials or services are improperly used in carrying out the practice with respect to which they were furnished, recovery of the amount advanced toward the purchase of the materials or services will be made from the persons who share in the cost-share payment for the practice, in the proportion in which they share in the cost-share payment. If the materials or services are not used for the purpose for which they were furnished, the person to whom they were furnished shall be indebted to the Federal Government for the amount advanced toward the cost of the materials or services.

(2) Any person to whom materials are furnished shall be responsible to the Federal Government for any damage to the materials, unless he shows that the damage was caused by circumstances beyond his control. If materials are abandoned or not used during the program year, they may, in accordance with instructions issued by the Deputy Administrator, Programs, be transferred to another person or otherwise disposed of at the expense of the person who abandoned or failed to use the material; or be retained by the person for use in a subsequent program.

(d) *Eligibility to furnish conservation materials and services.* (1) To be eligible to furnish conservation materials or services on the basis of purchase orders issued by the county committee, a vendor must agree that he will fill purchase orders without regard to the race, religion, color, or national origin of the person to whom the purchase order is issued. A vendor shall not be eligible to furnish conservation materials and services if he has performed any of the actions which would warrant suspension by the State committee as stated in paragraph (d)(3) of this section.

(2) A vendor who is found by the State committee to have knowingly misused a purchase order will be subject to payment of liquidated damages for such misuse, in addition to being jointly and severally responsible with the farmer to refund any overpayment made to the vendor by the Government. The liquidated damages will be determined by the State committee in accordance with instructions issued by the Deputy Administrator, Programs. The assessment of liquidated damages is not in lieu of other remedies and will in no way bar, mitigate, or be a substitute for any other remedies the Government may have against a vendor for knowingly misusing a purchase order. If the facts warrant it, the vendor will be suspended from furnishing conservation materials and services.

(3) A vendor shall be suspended by the State committee from furnishing conservation materials and services if:

(i) His name is currently on the Department's list of debarred, ineligible, and suspended bidders or contractors or is currently suspended or debarred under CCC Suspension and Debarment Regulations;

(ii) He knowingly misused a purchase order contrary to his vendor's agreement and such misuse has a material and significant adverse effect on the administration of the program;

(iii) He is currently suspended or debarred under any other Department program; or

(iv) He has committed acts of misconduct, including but not limited to fraudulent activities, showing such serious lack of business integrity as to warrant suspension.

(4) A vendor's employee who has performed any of the actions which would warrant suspension of a vendor as stated in paragraph (d)(3) of this section shall be prohibited from handling purchase orders for an otherwise eligible vendor.

(5) The State committee will determine the period during which a vendor shall be declared ineligible to furnish conservation materials and services in accordance witht paragraph (d)(1) of this section; a vendor shall be suspended in accordance with paragraph (d)(3) of this section; or an employee of a vendor shall be prohibited from handling purchase orders in accordance with paragraph (d)(4) of this section. The length of the period will be based on the nature, gravity, and extent of the irregularities involved, but in no case will the ineligibility be permanent.

§ 701.44 Practices carried out with aid from ineligible persons.

The entire cost-share for a practice carried out with aid from an ineligible person, including a State or Federal agency, shall be credited to the eligible persons who contributed to the cost of carrying out the practice: *Provided*, That, the cost-share credited to an eligible person shall not exceed his contribution to the cost of carrying out the practice.

§ 701.45 Division of cost-shares.

(a) The cost-share for a practice shall be credited to the person who carried out the practice. If more than one person contributed to the carrying out of a practice, the cost-share for the practice shall be divided among such persons in the proportion that the county committee determines they contributed to the carrying out of the practice. In making this determination, the county committee shall take into consideration the value of the labor, equipment, or material contributed by each person toward the carrying out of the practice, and shall assume that each contributed equally unless it is established to the satisfaction of the county committee that their respective contributions thereto were not in equal proportion. Advances toward the cost of materials or services under § 701.43, the furnishing of land, and the furnishing of the right to use water will not be considered as a contribution to the carrying out of any practice.

(b) The allowance by an eligible person of a credit to another eligible person in the form of an adjustment in rental or an exchange of cash or other consideration will not be considered as a contribution to the carrying out of any practice unless it is established to the satisfaction of the county committee that such credit is directly related to the cost or cost-share for the practice. A person will not be considered as having contributed to the carrying out of a practice if the county committee determines that he has been or is to be fully reimbursed for contributions he made to the performance of the practice, through an adjustment in rental or an exchange of cash or other consideration between eligible persons directly related to the cost or cost-share for the practice.

§ 701.46 Death, incompetency, or disappearance.

In case of death, incompetency, or disappearance of any person, any cost-shares due him shall be paid to his suc-

cessor, determined in accordance with the provisions of the regulations in Part 707 of this chapter, as amended.

§ 701.47 Small cost-share increases.

For practices other than practices performed under the Emergency Conservation Measures Program, if the sum of the cost-shares computed (dropping all fractions of a dollar except where the payment is less than $1) for any person with respect to any farm, ranch or other eligible ownership would be:

(a) Not more than $20, the payment shall be increased by 40 percent;

(b) More than $20 but not more than $40, the payment shall be increased by $8, plus 20 percent of the excess over $20;

(c) More than $40 but not more than $60, the payment shall be increased by $12, plus 10 percent of the excess over $40;

(d) More than $60 but not more than $186, the payment shall be increased by $14; or

(e) More than $186 but less than $200, the payment shall be increased to $200.

§ 701.48 Maximum cost-share limitation.

(a) For each program year, for practices other than emergency conservation measures, the total of all cost-shares to any person with respect to farms and ranches (§ 701.3(b)) in the United States, Puerto Rico, and the Virgin Islands for approved practices which are not carried out under pooling agreements shall not exceed the sum of $2,500, and those carried out under pooling agreements, shall not exceed the sum of $10,000.

(b) All or any part of any cost-share which otherwise would be due any person for a program year may be withheld, or required to be refunded, if, with respect to that program year, he has adopted, or participated in adopting, any scheme or device, including the dissolution, reorganization, revival, formation or use of any corporation, partnership, estate, trust or any other means, designed to evade the provisions of this section.

(c) For the purpose of applying the maximum cost-share limitation, the rules in subparagraphs (1) through (9) of this paragraph shall apply in determining whether certain individuals who may have an interest in the ownership or operation of a farm or ranch are to be considered as one person or as separate persons. In cases where more than one rule would appear to be applicable, the rule which is most restrictive as to the number of persons shall apply.

(1) *Husband and wife.* Husband and wife shall be considered as one person for all farms in which either has an interest except that a husband or wife shall be considered a separate person with respect to any farm as to which all of the conditions set forth in subparagraph (9) of this paragraph are met.

(2) *Family groups.* Members of the same family shall be considered as one person for all farms in which any member has an interest except that any member shall be considered as a separate person with regard to any farm as to which all the conditions set forth in subparagraph (9) of this paragraph are met.

(3) *Partnerships.* A partnership and its members shall be considered as one person for all farms in which the partnership or any member thereof has an interest except that the partnership or any member thereof shall be considered a separate person with respect to any farm as to which all the conditions st forth in subparagraph (9) of this paragraph are met: *Provided,* That in no event shall cost-sharing be approved for both the partnership and the individual members thereof on the same farm.

(4) *Corporation.* A corporation (including a grazing association) and its shareholders or members shall be considered as one person for all farms in which the corporation or any shareholder or member has an interest except that the corporation or any shareholder or member thereof shall be considered a separate person with respect to any farm as to which all the conditions set forth in subparagraph (9) of this paragraph are met: *Provided,* That in no event shall cost-sharing be approved for both the corporation and the individual shareholders or members thereof on the same farm.

(5) *Trust.* The trustees of a trust and the beneficiaries of the trust shall be considered as one person on all farms in which the trustee or any beneficiary of the trust has an interest except that the trustee or any beneficiary of the trust shall be considered a separate person with respect to any farm as to which all the conditions of subparagraph (9) of this paragraph are met: *Provided,* That in no event shall cost-sharing be approved for both the trustee and the beneficiaries of the trust on the same farm.

(6) *Estates.* The administrator or executor of an estate and the heirs thereof shall be considered as one person on all farms in which the administrator or executor or any heir thereof has an interest except that the administrator or executor or any heir of the estate shall be considered a separate person with respect to any farm as to which all the conditions of subparagraph (9) of this paragraph are met: *Provided,* That in no event shall cost-sharing be approved for both the administrator or executor and the heirs of the estate on the same farm.

(7) *Tenants in common and joint tenants.* All persons owning a farm as tenants in common or as joint tenants shall be considered as one person with respect to such farm except that the owners shall be considered separate persons if all the conditions set forth in subparagraph (9) of this paragraph are met.

(8) *Joint undertakings.* Two or more individuals acting as a group under an arrangement which, although lacking the legal elements of a corporation or partnership, is in the nature of a joint undertaking shall be considered as one person with respect to any farm to which the joint undertaking applies. If any of the individuals has a separate interest in a farm with which the group is not involved, the payment limitation shall apply to the total of the payment earned by such individual and his share of the payment to the joint undertaking.

(9) *Exception.* The conditions which must be met in order for an individual or other entity referred to in subparagraph (1), (2), (3), (4), (5), (6), or (7) of this paragraph to be considered a separate person are as follows:

(i) The interest of such individual or other entity in the farm and income therefrom must be separate and distinct from the interest therein of the other individuals or entity referred to in the applicable subparagraph;

(ii) Such individual or other entity must exercise, separate from the other individuals or entity referred to in the applicable subparagraph, responsibility for management of such separate interests; and

(iii) The contribution of such individual or other entity to the cost of performing practices must be made from a fund or account separate from that of any other individual or entity referred to in the applicable subparagraph.

(d) For the purpose of applying the cost-share limitation, a corporation or partnership shall be considered as a separate person from any other corporation or partnership which may participate in the program, even though there are common stockholders or members, with respect to any farm as to which all the following conditions are met: (1) The interests of such corporation or partnership in the farm and the income therefrom must be separate and distinct from the interest therein of the other corporation or partnership; (2) such corporation or partnership must exercise, separate from the other corporation or partnership, responsibility for management of such separate interest; and (3) the contribution of such corporation or partnership to the cost of performing practices must be made from a fund or account separate from that of the other corporation or partnership: *Provided,* That, in no event shall cost-sharing be approved on the same farm for more than one corporation or partnership having common stockholders or members.

§ 701.49 Persons eligible to file application for payment of cost-shares.

Any person who bore a part of the cost of an approved practice is eligible to file an application for payment of the cost-share due him.

§ 701.50 Time and manner of filing application and required information.

(a) It shall be the responsibility of persons participating in the program to submit to the county office forms and information needed to establish the extent of the performance of approved practices and compliance with applicable program provisions. Time limits with regard to the

submission of such forms and information shall be established where necessary for efficient administration of the program. Such time limits shall afford a full and fair opportunity to those eligible to file the forms or information within the period prescribed. At least 2 weeks notice to the public shall be given of any general time limits prescribed. Such notice shall be given by mailing notice to the office of each county committee and making copies available to the press. Other means of notification, including radio announcements and individual notices to persons affected, shall be used to the extent practicable. Notice of time limits which are applicable to individual persons, such as time limits for reporting performance of approved practices, shall be issued in writing to the persons affected. Exceptions to time limits may be made in cases where failure to submit required forms and information within the applicable time limits is due to reasons beyond the control of the farmer or rancher.

(b) Payment of cost-shares will be made only upon application submitted on the prescribed form to the county office by December 31 of the year following the current program near or such earlier date as is prescribed by the Deputy Administrator, Programs. Any application for payment may be rejected if any form or information required of the applicant is not submitted to the county office within the applicable time limit.

§ 701.51 Appeals.

Any person may obtain reconsideration and review of determinations affecting his participation in the program, in accordance with Part 780 of this chapter, as amended.

§ 701.52 Performance based upon advice or action of county or State committee.

Cases involving performance rendered in good faith in reliance upon action or advice of an authorized representative of a county committee or State committee shall be handled in accordance with Part 790 of this chapter.

§ 701.53 Compliance with regulatory measures.

Persons who carry out practices under the program shall be responsible for obtaining the authorities, rights, easements, or other approvals necessary to the performance and maintenance of the practices in keeping with applicable laws and regulations. The person with whom the cost of the practice is shared shall be responsible to the Federal Government for any losses it may sustain because he infringes on the rights of others or fails to comply with applicable laws or regulations.

§ 701.54 Maintenance and use of practices.

The sharing of costs for the performance of approved practices on any farm or ranch under the program shall be subject to the condition that the person with whom the costs are shared will maintain and use such practices for the purposes for which cost-sharing was authorized throughout their normal lifespans as determined by the county committee, as long as the land on which they are carried out is under his control, unless the State or county committee determines that good farming practice does not require such maintenance and use or that the failure to so maintain and use the practices was due to conditions beyond his control. If the State or county committee finds that there has not been compliance with this provision, with respect to any practice, the person with whom costs for the practice were shared shall be required to refund all of the cost-share for the practice, or such part thereof as the State or county committee may determine.

§ 701.55 Practices defeating purposes of program.

If the county committee finds with the concurrence of the State committee, or if the State committee finds, that any person has adopted or participated in any practice which tends to defeat the purposes of the program, including, but not limited to, failure to maintain, in accordance with good farming or forest management practices, practices carried out during a previous program year, it may withhold, or require to be refunded, all or any part of the cost-share which otherwise would be due him for the program year in which he adopted or participated in the practice which tends to defeat the purposes of the program.

§ 701.56 Depriving others of cost-shares.

If the State committee finds that any person has employed any scheme or device (including coercion, fraud, or misrepresentation), the effect of which would be or has been to deprive any other person of the cost-shares due that person, under the program, it may withhold, in whole or in part, from the person participating in or employing such a scheme or device, or require him to refund in whole or in part, the cost-share which otherwise would be due him for the program year in which the scheme or device was employed.

§ 701.57 Filing of false claims.

If the State committee finds that any person has knowingly supplied false information, or has knowingly filed a false claim, including a claim for payment of the cost-share under the program for practices not carried out or for practices carried out in such a manner that they do not meet the required specifications therefor, such person shall not be eligible for any cost-share under the program year with respect to which the false information or false claim was filed, and shall refund all amounts that may have been paid to him under that program year. The withholding or refunding of cost-shares will be in addition to and not in substitution of any other penalty or liability which might otherwise be imposed by law.

§ 701.58 Misuse of purchase orders.

If the State committee finds that any person has knowingly used a purchase order issued to him for conservation materials or services for a purpose other than that for which it was issued and that such misuse of the purchase order tends to defeat the purpose for which it was issued, such person shall not be eligible for any cost-share for the program year with respect to which the purchase order was issued, and shall refund all amounts that may have been paid to him under that program year. The withholding or refunding of cost-shares will be in addition to and not in substitution of any other penalty or liability which might otherwise be imposed by law.

§ 701.59 Cost-shares not subject to claims.

Any cost-share, or portion thereof, due any person shall be determined and allowed, without regard to questions of title under State law; without deductions of claims for advances except as provided in § 701.60, and without regard to any claim or lien against any crop, or proceeds thereof, in favor of the owner or any other creditor. The regulations issued by the Secretary governing setoffs and withholdings, Part 13 of this title, as amended, shall be applicable to the program.

§ 701.60 Assignments.

Any person who may be entitled to any cost-share under the program may assign his right thereto, in whole or in part, in accordance with the regulations governing the assignment of payments, Part 709 of this chapter, as amended.

Effective date. Since farmers are now completing their plans for the 1974 program year, it is essential that the foregoing regulations governing the Rural Environmental Conservation Program for 1974 and subsequent years be made effective as soon as possible. It is hereby found and determined that compliance with the notice, public procedure, and 30-day effective date provisions of 5 U.S.C. 553 is impracticable and contrary to the public interest. Accordingly the regulations shall become effective on July 8, 1974.

Signed at Washington, D.C., on June 28, 1974.

EARL L. BUTZ,
Secretary.

[FR Doc.74-15474 Filed 7-5-74;8:45 am]

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

[Lemon Reg. 646]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period July 7–13, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total

available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

§ 910.946 Lemon Regulation 646.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons in Midwest is good for 115's and larger, however is off on 140's and smaller lemons. Average f.o.b. price was $6.13 per carton the week ended June 29, 1974 compared to $6.07 per carton the previous week. Track and rolling supplies at 240 cars were down 2 cars from last week.

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

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 533) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on July 2, 1974.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period July 7, 1974, through July 13, 1974, is hereby fixed at 250,000 cartons.

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

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

Dated: July 3, 1974.

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

[FR Doc.74-15627 Filed 7-5-74;8:45 am]

[Lime Reg. 7]

PART 911—LIMES GROWN IN FLORIDA

Limitation of Handling

This regulation fixes the quantity of Florida limes that may be shipped to fresh market during the weekly regulation period July 7–July 13, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 911. The quantity of limes so fixed was arrived at after consideration of the total available supply of Florida limes, the quantity currently available for market, lime prices, and the relationship of season average returns to the parity price for Florida limes.

§ 911.407 Lime Regulation 7.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 911, as amended (7 CFR Part 911; 37 FR 10497), regulating the handling of limes grown in Florida, 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 Florida Lime 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 limes, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

(i) The committee has submitted its recommendation with respect to the quantity of limes which it deems advisable to be handled during the succeeding week. Such recommendation results from consideration of the factors enumerated in the order. The committee further reports the fresh market demand for limes is currently very weak due to poor retail movement of limes. Shipping point prices for fresh limes have been steady in recent weeks at season low levels. Fresh shipments for the weeks ended June 29, 1974 and June 22, 1974, were 27,138 bushels and 24,954 bushels, respectively.

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

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Florida limes, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such limes; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on July 2, 1974.

(b) *Order.* (1) The quantity of limes grown in Florida which may be handled during the period July 7, 1974 through

July 13, 1974 is hereby fixed at 18,000 bushels.

(2) As used in this section, "handled" and "limes" have the same meaning as when used in said amended marketing agreement and order, and "bushel" means 55 pounds of limes.

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

Dated: July 3, 1974.

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

[FR Doc.74–15626 Filed 7–5–74;8:45 am]

CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1970 and Subsequent Crops, Barley Supplement, Amdt. 3]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1970 and Subsequent Crops Barley Loan and Purchase Program

STORAGE CHARGES

The regulations issued by Commodity Credit Corporation (CCC) published in the FEDERAL REGISTER at 35 FR 11166 and 11902, as amended, containing provisions for price support loans and purchases applicable to the 1970 and subsequent crops of barley are further amended as follows:

Section 1421.56 is being amended to delete the provisions relating to warehouse receipts and the barley represented thereby being subject to liens for handling and storage charges and to the deduction of storage charges. A new paragraph replaces paragraphs (a) and (b) and requires prepayment of storage charges through the loan maturity date as a loan eligibility requirement on all barley tendered as collateral for CCC warehouse storage loans. The amended § 1421.56 reads as follows:

§ 1421.56 Warehouse charges.

Beginning with the 1974 and subsequent crops of barley, warehouse receipts representing barley to be placed under warehouse storage loans or for purchase must indicate that (a) storage charges through the loan maturity date have been prepaid or, (b) that the producer has arranged with the warehouseman for the payment of storage charges through loan maturity and the warehouseman enters an endorsement in substantially the following form on the warehouse receipt; "Warehouse storage charges through (the applicable maturity date) accrued or to accrue prior to the acquisition of the barley by CCC on barley represented by this warehouse receipt have been paid or otherwise prvided for and a lien for such charges will not be asserted by the warehouseman against CCC or against any subsequent holder of the warehouse receipt."

Since 1974 crop barley is being harvested in parts of the barley-producing area and the provisions of this amendment are needed to carry out the loan program more effectively, compliance with the notice of proposed rulemaking would be impracticable and contrary to the public interest. Therefore, this amendment is issued without following such procedure.

(Sec. 4, 62 Stat. 1070, as amended, (15 U.S.C. 714b). Interpret or apply sec. 5, 62 Stat. 1072, (15 U.S.C. 714c); secs. 105, 401, 63 Stat. 1051, as amended, (7 U.S.C. 1421, 1441))

Effective date: July 8, 1974.

Signed at Washington, D.C., on June 28, 1974.

GLENN A. WEIR,
Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc.74–15472 Filed 7–5–74;8:45 am]

[CCC Grain Price Support Regs., 1970 and Subsequent Crops Flaxseed Supplement, Amdt. 2]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1970 and Subsequent Crops Flaxseed Loan and Purchase Program

STORAGE CHARGES

The regulations issued by Commodity Credit Corporation (CCC) published in the FEDERAL REGISTER at 35 FR 11456, as amended, containing provisions for price support loans and purchases applicable to the 1970 and subsequent crops of flaxseed are further amended as follows:

Section 1421.157 is being amended to delete the provisions relating to warehouse receipts and the flaxseed represented thereby being subject to liens for handling and storage charges and to the deduction of storage charges. A new paragraph replaces paragraphs (a) and (b) and requires prepayment of storage charges through the loan maturity date as a loan eligibility requirement on all flaxseed tendered as collateral for CCC warehouse storage loans. The amended § 1421.157 reads as follows:

§ 1421.157 Warehouse charges.

Beginning with the 1974 and subsequent crops of flaxseed, warehouse receipts representing flaxseed to be placed under warehouse storage loan or for purchase by CCC, must indicate that (a) storage charges through the loan maturity date have been prepaid or, (b) that the producer has arranged with the warehouseman for the payment of storage charges through loan maturity and the warehouseman enters an endorsement in substantially the following form on the warehouse receipt, "Warehouse storage charges through (the applicable maturity date) accrued or to accrue prior to the acquisition of the flaxseed by CCC on flaxseed represented by this warehouse receipt have been paid or otherwise provided for and a lien for such charges will not be asserted by the warehouseman against CCC or against any subsequent holder of the warehouse receipt."

Since 1974 crop flaxseed is being harvested in parts of the flaxseed-producing area and the provisions of this amendment are needed to carry out the loan program more effectively, compliance with the notice of proposed rulemaking would be impracticable and contrary to the public interest. Therefore, this amendment is issued without following such procedure.

(Sec. 4, 62 Stat. 1070, as amended (15 U.S.C. 714b). Interpret or apply sec. 5, 62 Stat. 1072 (15 U.S.C. 714c); secs. 107, 401, 63 Stat. 1051, 1054 (7 U.S.C. 1441, 1421))

Effective date: July 8, 1974.

Signed at Washington, D.C., on June 28, 1974.

GLENN A. WEIR,
Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc.74–15469 Filed 7–5–74;8:45 am]

[CCC Grain Price Support Regs, 1970 and Subsequent Crops, Oats Supplement, Amdt. 3]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1970 and Subsequent Crops, Oats Loan and Purchase Program

STORAGE CHARGES

The regulations issued by Commodity Credit Corporation (CCC) published in the FEDERAL REGISTER at 35 FR 8340, as amended, containing provisions for price support loans and purchases applicable to the 1970 and subsequent crops of oats are further amended as follows.

Section 1421.252 is being amended to delete the provisions relating to warehouse receipts and the oats represented thereby being subject to liens for handling and storage charges and to the deduction of storage charges. A new paragraph replaces paragraphs (a) and (b) and requires prepayment of storage charges through the loan maturity date as a loan eligibility requirement on all oats tendered as collateral for CCC warehouse storage loans. The amended § 1421.252 reads as follows:

§ 1421.252 Warehouse charges.

Beginning with the 1974 and subsequent crops of oats, warehouse receipts representing oats to be placed under warehouse storage loan or for purchase must indicate that (a) storage charges through the loan maturity date have been prepaid or, (b) that the producer has arranged with the warehouseman for the payment of storage charges through loan maturity and the warehouseman enters an endorsement in substantially the following form on the warehouse receipt "Warehouse storage charges through (the applicable maturity date) accrued or to accrue prior to the acquisition of the oats by CCC on oats represented by this warehouse receipt have been paid or otherwise provided for and a lien for such charges will not be asserted by the

warehouseman against CCC or against any subsequent holder of the warehouse receipt".

Since 1974 crop oats are being harvested in parts of the oat-producing area and the provisions of this amendment are needed to carry out the loan program more effectively, compliance with the notice of proposed rulemaking would be impracticable and contrary to the public interest. Therefore, this amendment is issued without following such procedure.

(Sec. 4, 62 Stat. 1070, as amended, (15 U.S.C. 714b). Interpret or apply sec. 5, 62 Stat. 1072, (15 U.S.C. 714c); secs. 105, 401, 63 Stat. 1051, as amended, (7 U.S.C. 1421, 1441))

Effective date: July 8, 1974.

Signed at Washington, D.C., on June 28, 1974.

GLENN A. WEIR,
Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc.74-15466 Filed 7-5-74;8:45 am]

[CCC Grain Price Support Regs., 1970 and Subsequent Crops Wheat Supplement, Amdt. 4]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1970 and Subsequent Crops Wheat Loan and Purchase Program

STORAGE CHARGES

The regulations issued by Commodity Credit Corporation (CCC) published in the FEDERAL REGISTER at 35 FR 8204, as amended, containing provisions for price support loans and purchases applicable to the 1970 and subsequent crops of wheat are further amended as follows.

Section 1421.466 is being amended to delete the provisions relating to warehouse receipts and the wheat represented thereby being subject to liens for handling and storage charges and to the deduction of storage charges. A new paragraph replaces paragraphs (a) and (b) and requires prepayment of storage charges through the loan maturity date as a loan eligibility requirement on all wheat tendered as collateral for CCC warehouse storage loans. The amended § 1421.466 reads as follows:

§ 1421.466 Warehouse charges.

Beginning with the 1974 and subsequent crops of wheat, warehouse receipts representing wheat to be placed under warehouse storage loan or for purchase by CCC, must indicate that (a) storage charges through the loan maturity date have been prepaid or, (b) that the producer has arranged with the warehouseman for the payment of storage charges through loan maturity and the warehouseman enters an endorsement in substantially the following form on the warehouse receipt, "Warehouse storage charges through (the applicable maturity date) accrued or to accrue prior to the acquisition of the wheat by CCC on wheat represented by this warehouse receipt have been paid or otherwise provided for and a lien for such charges will not be asserted by the warehouseman against CCC or against any subsequent holder of the warehouse receipt".

Since 1974 crop wheat is being harvested in parts of the wheat-producing area and the provisions of this amendment are needed to carry out the loan program more effectively, compliance with the notice of proposed rulemaking would be impracticable and contrary to the public interest. Therefore, this amendment is issued without following such procedure.

(Sec. 4, 62 Stat. 1070, as amended (15 U.S.C. 714b). Interpret or apply sec. 5, 62 Stat. 1072 (15 U.S.C. 714c); Secs. 107, 401, 63 Stat. 1051, 1054 (7 U.S.C. 1441, 1421))

Effective date: July 8, 1974.

Signed at Washington, D.C. on June 28, 1974.

GLENN A. WEIR,
Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc.74-15468 Filed 7-5-74;8:45 am]

[CCC Grain Price Support Regs., 1970 and Subsequent Crops Rye Supplement, Amdt. 3]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1970 and Subsequent Crops Rye Loan and Purchase Program

STORAGE CHARGES

The regulations issued by Commodity Credit Corporation (CCC) published in the FEDERAL REGISTER at 35 FR 10355, as amended, containing provisions for price support loans and purchases applicable to the 1970 and subsequent crops of rye are further amended as follows:

Section 1421.342 is being amended to delete the provisions relating to warehouse receipts and the rye represented thereby being subject to liens for handling and storage charges and to the deduction of storage charges. A new paragraph replaces paragraphs (a) and (b) and requires prepayment of storage charges through the loan maturity date as a loan eligibility requirement on all rye tendered as collateral for CCC warehouse storage loans. The new amended § 1421.342 reads as follows:

§ 1421.342 Warehouse charges.

Beginning with the 1974 and subsequent crops of rye, warehouse receipts representing rye to be placed under warehouse storage loans or for purchase must indicate that (a) storage charges through the loan maturity date have been prepaid or, (b) that the producer has arranged with the warehouseman for the payment of storage charges through loan maturity and the warehouseman enters an endorsement in substantially the following form on the warehouse receipt; "Warehouse storage charges through (the applicable maturity date) accrued or to accrue prior to the acquisition of the rye by CCC on rye represented by this warehouse receipt have been paid or otherwise provided for and a lien for such charges will not be asserted by the warehouseman against CCC or against any subsequent holder of the warehouse receipt."

Since 1974-crop rye is being harvested in parts of the rye-producing area and the provisions of this amendment are needed to carry out the loan program more effectively, compliance with the notice of proposed rulemaking would be impracticable and contrary to the public interest. Therefore, this amendment is issued without following such procedure.

(Sec. 4, 62 Stat. 1070, as amended, (15 U.S.C. 714b). Interpret or apply sec. 5, 62 Stat. 1072, (15 U.S.C. 714c); secs. 105, 401, 63 Stat. 1051, as amended, (7 U.S.C. 1421, 1441))

Effective date: July 8, 1974.

Signed at Washington, D.C., on June 28, 1974.

GLENN A. WEIR,
Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc.74-15471 Filed 7-5-74;8:45 am]

[CCC Grain Price Support Regs., 1970 and Subsequent Crops Grain Sorghum Supplement, Amdt. 2]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1970 and Subsequent Crops Grain Sorghum Loan and Purchase Program

STORAGE CHARGES

The regulations issued by Commodity Credit Corporation (CCC) published in the FEDERAL REGISTER at 35 FR 10745, as amended, containing provisions for price support loans and purchases applicable to the 1970 and subsequent crops of grain sorghum (hereinafter referred to as "sorghum") are further amended as follows:

Section 1421.216 is being amended to delete the provisions relating to warehouse receipts and the sorghum represented thereby being subject to liens for handling and storage charges and to the deduction of storage charges. A new paragraph replaces paragraphs (a) and (b), and requires prepayment of storage charges through the loan maturity date as a loan eligibility requirement on all sorghum tendered as collateral for CCC warehouse storage loans. The amended § 1421.216 reads as follows:

§ 1421.216 Warehouse charges.

Beginning with the 1974 and subsequent crops of grain sorghum, warehouse receipts representing sorghum to be placed under warehouse storage loan or for purchase by CCC, must indicate that (a) storage charges through the loan maturity date have been prepaid, or (b) that the producer has arranged with the warehouseman for the payment of storage charges through loan maturity and the warehouseman enters an endorsement in substantially the following form on the warehouse receipt, "Warehouse storage charges through (the applicable maturity date) accrued or to accrue prior to the acquisition of the sorghum by CCC

on sorghum represented by this warehouse receipt have been paid or otherwise provided for and a lien for such charges will not be asserted by the warehouseman against CCC or against any subsequent holder of the warehouse receipt."

Since 1974 crop sorghum is being harvested in parts of the sorghum-producing area and the provisions of this amendment are needed to carry out the loan program more effectively, compliance with the notice of proposed rulemaking would be impracticable and contrary to the public interest. Therefore, this amendment is issued without following such procedure.

(Sec. 4, 62 Stat. 1070, as amended (15 U.S.C. 714b). Interpret or apply sec. 5, 62 Stat. 1072 (15 U.S.C. 714c); secs. 107, 401, 63 Stat. 1051, 1054 (7 U.S.C. 1441, 1421))

Effective date: July 8, 1974.

Signed at Washington, D.C., on June 28, 1974.

GLENN A. WEIR,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR Doc.74-15470 Filed 7-5-74;8:45 am]

PART 1464—TOBACCO

Subpart A—Tobacco Loan Program

1974 CROP-FLUE-CURED TOBACCO, LOAN RATE SCHEDULE

On June 6, 1974, there was published in the FEDERAL REGISTER (39 FR 20071) a notice of proposed rule making setting forth the proposed price support grade loan rates for 1974 crop flue-cured tobacco. Interested parties were given the opportunity to submit, not later than June 21, 1974, data, views and recommendations pertaining to the grade loan rates.

No unfavorable comments have been received and the proposed loan rates are hereby adopted without change and are set forth below. The material previously appearing under § 1464.16 remains applicable to the crop to which it refers.

Effective date: July 8, 1974.

Signed at Washington, D.C. on June 26, 1974.

GLENN A. WEIR,
Acting Executive Vice President,
Commodity Credit Corporation.

§ 1464.16 1974 Crop—Flue-cured tobacco, types 11–14, loan schedule.[1]

[Dollars per hundred pounds, farm sales weight]

Grade	Loan rate	Grade	Loan rate
A1F	106	B2F	95
A2F	104	B3F	92
B1L	100	B4F	90
B2L	95	B5F	88
B3L	92	B6F	84
B4L	90	B1FR	99
B5L	88	B2FR	94
B6L	84	B3FR	91
B1F	100	B4FR	88
B5FR	86	H3FR	92
B6FR	82	H4FR	89
B3R	82	H5FR	86
B4R	77	H6FR	83
B5R	72	H4K	88
B6R	68	H5K	85
B3K	88	H6K	81
B4K	85	C1L	98
B5K	82	C2L	96
B6K	78	C3L	94
B3LV	90	C4L	92
B4LV	86	C5L	91
B5LV	83	C1F	98
B3FV	90	C2F	96
B4FV	86	C3F	94
B5FV	83	C4F	92
B3LS	86	C5F	91
B4LS	83	C4LV	91
B5LS	80	C4FV	91
B6LS	74	C4LS	89
B3FS	85	C5LS	86
B4FS	82	C4KL	89
B5FS	79	C4KF	89
B6FS	73	C4KM	89
B3KL	81	C4KR	91
B4KL	79	X1L	94
B5KL	76	X2L	92
B6KL	71	X3L	91
B3KF	80	X4L	89
B4KF	78	X5L	85
B5KF	75	X1F	94
B6KF	70	X2F	92
B3KM	84	X3F	91
B4KM	82	X4F	89
B5KM	79	X5F	85
B6KM	74	X3LV	88
B3KR	87	X4LV	85
B4KR	84	X3FV	88
B5KR	81	X4FV	85
B4KV	81	X3LS	88
B5KV	76	X4LS	84
B6KV	72	X3FS	86
B5RR	69	X4FS	83
B4GL	83	X4KL	84
B5GL	80	X4KF	84
B6GL	75	X4KV	82
B4GF	82	X3KM	88
B5GF	78	X4KM	84
B6GF	74	X4KR	88
B4GR	76	X4G	81
B5GR	70	X5G	76
B6GR	65	X4GK	80
B4GK	78	P2L	89
B5GK	73	P3L	87
B6GK	69	P4L	85
B5RG	66	P5L	81
B4GG	69	P2F	89
B5GG	65	P3F	87
H1L	98	P4F	85
H2L	95	P5F	81
H3L	93	P4G	77
H4L	91	P5G	71
H5L	89	N1L	73
H6L	85	N1XL	77
H1F	98	N1K	74
H2F	95	N1R	65
H3F	93	N1GL	67
H4F	91	N1GF	67
H5F	89	N1GR	62
H6F	85	N1GG	57

Tobacco graded "W" (doubtful keeping order), "U" (unsound), "N2", "No-G" or "scrap" will not be accepted. The cooperative association through which advances are made available is authorized to deduct $1 per hundred pounds to apply against overhead costs.

[FR Doc.74-15473 Filed 7-5-74;8:45 am]

[1] The loan rates listed are applicable to tied and untied flue-cured tobacco which is (1) eligible tobacco as defined in the regulations and (2) identified by a marketing card which does not bear the notation "Discount Variety-Limited Support". Rates for eligible tobacco identified by a marketing card, which bears the notation "Discount Variety-Limited Support," are 50 percent of the loan rates listed plus fifty cents ($0.50) per hundred pounds. Tobacco is eligible for advance only if consigned by the original producer.

Title 10—Energy

CHAPTER II—FEDERAL ENERGY ADMINISTRATION

PART 211—MANDATORY PETROLEUM ALLOCATION REGULATIONS

Allocation of Unleaded Gasoline

A notice of proposed rulemaking containing a proposed § 211.108, *Allocation of unleaded gasoline*, was issued on May 23, 1974 (39 FR 18665). Comments were invited from interested persons by June 10, 1974. In response more than 25 comments were received by FEA. The amendment published herewith reflects FEA's consideration of those comments and other relevant information and incorporates substantial changes.

In view of the possible competitive advantage which will accrue to those firms which will have unleaded gasoline available for sale, FEA is requiring all motor gasoline suppliers to offer to their wholesale purchasers and end-users with allocation levels an equitable share of their unleaded gasoline supplies. Wholesale purchaser-resellers must, of course, have facilities suitable for storage and delivery of unleaded gasoline. Similarly, due to the uncertainty surrounding the introduction of unleaded gasoline for sale, no purchaser may be required by its supplier to accept any quantity of unleaded gasoline as part of its allocation entitlement to motor gasoline. Each supplier will be required to allocate unleaded gasoline to retail sales outlets and other purchasers to which it supplies motor gasoline pursuant to supplier/purchaser relationships required by FEA regulations without regard to whether the supplier has previously supplied unleaded gasoline to the purchaser.

Due to the time needed by suppliers to prepare delivery systems for unleaded gasoline, those retail sales outlets not now under an EPA mandate to offer unleaded gasoline for sale on July 1, 1974, will not be eligible to receive a supplier's initial offer of unleaded gasoline until October 1, 1974. Suppliers are required to offer unleaded gasoline for sale to all other wholesale purchasers, and end-users entitled to an allocation level as of July 1, 1974.

Each supplier will calculate an "allocation ratio" for unleaded gasoline which will be the ratio of the supplier's supply of unleaded gasoline to the supplier's total motor gasoline supply for a month. Each of its eligible purchasers for that month will be entitled to receive as part of its allocation entitlement from that supplier the same ratio of unleaded gasoline to total motor gasoline as its supplier's allocation ratio. The supplier will then be required to offer any remaining unleaded gasoline to those of its purchasers which have indicated a desire to purchase additional quantities of unleaded gasoline. Certain classes of wholesale purchaser-consumers, such as new

car manufacturers and fleet operators requiring fuel suitable for large numbers of 1975 model automobiles will have first priority for quantities of unleaded gasoline in this second offering. All retail sales outlets, whether or not required to sell unleaded gasoline by EPA, are also eligible purchasers for the second offering. Written approval from FEA must be obtained prior to disposing of unleaded gasoline remaining after the second offering.

The total allocation entitlement of any wholesale purchaser to motor gasoline (leaded and unleaded) under this proposal will remain constant. Only the percentage of unleaded gasoline may change.

Purchasers which are unable to find a supplier of unleaded gasoline apply to the appropriate regional FEA office for assignment of a supplier of unleaded gasoline. FEA may require recipients of assigned quantities of unleaded gasoline to provide leaded gasoline in exchange for the assigned product.

The State set-aside for motor gasoline will contain an appropriate percentage of unleaded gasoline.

Many comments received by FEA expressed concern that not all refiners capable of manufacturing unleaded gasoline would choose to do so and thereby cause supply and distribution problems. Although FEA does not anticipate this to be a serious problem, FEA intends to monitor this situation and, if circumstances warrant, is prepared to take any necessary corrective action such as requiring the production of unleaded gasoline via a mandatory refinery yield control program.

It should also be emphasized that normal business practices apply to the supply, sale, transfer, or other furnishing of unleaded gasoline. A "Further notice of proposed rulemaking and extension of interim rule" concerning the pricing of unleaded gasoline is being issued this day.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93–159; Federal Energy Administration Act of 1974, Pub. L. 93–275; E.O. 11790, 39 FR 23185)

In consideration of the foregoing, Chapter II of Title 10 of the Code of Federal Regulations is amended as set out herein, effective July 1, 1974.

Issued in Washington, D.C., on July 1, 1974.

ROBERT E. MONTGOMERY, Jr.,
Acting General Counsel,
Federal Energy Administration.

Section 211.108 is renumbered as § 211.109 and a new § 211.108 added to Subpart F of Part 211 to read as follows:

§ 211.108 Allocation of unleaded gasoline.

(a) *General.* All the provisions of this subpart shall apply to all substances meeting the definition of motor gasoline, including unleaded gasoline, premium and regular gasoline without regard to the different characteristics of those substances except as provided in this section with respect to unleaded gasoline. In addition to the provisions of § 211.105, a supplier of unleaded gasoline shall further allocate unleaded gasoline in accordance with the provisions of this section to retail sales outlets and other purchasers which are entitled to receive motor gasoline (whether leaded or unleaded) from that supplier without regard to whether the supplier has previously supplied unleaded gasoline to that purchaser.

(b) *Definitions.* "Allocation entitlement" means for a wholesale purchaser-reseller, its allocation entitlement as described in § 211.12(b)(1) and for a wholesale purchaser-consumer or an end user, its allocation entitlement as described in § 211.12(b)(2).

"Allocation ratio" means that ratio of a supplier's total supply of unleaded gasoline to the supplier's total supply of motor gasoline (leaded and unleaded).

"Unleaded gasoline" means unleaded gasoline as defined by the Environmental Protection Agency.

(c) *Method of allocation for unleaded gasoline.* (1) (i) For a period which corresponds to a base period, each supplier shall make available to each of its purchasers which are entitled to receive motor gasoline from that supplier a volume of unleaded gasoline which bears the same ratio to that purchaser's allocation entitlement as the supplier's allocation ratio for that period. Suppliers may refuse to supply unleaded gasoline to any wholesale purchaser-reseller which does not have facilities suitable for the storage and delivery of unleaded gasoline, as required by the provisions of 40 CFR Ch. I, Part 80, Subpart B.

(ii) This subparagraph (1) applies as of July 1, 1974, to all of a supplier's wholesale purchasers and end-users which are entitled to receive motor gasoline from that supplier except retail sales outlets not required to sell unleaded gasoline pursuant to 40 CFR Ch. I, Part 80, Subpart B. The date this subparagraph becomes applicable for such retail sales outlets is October 1, 1974.

(2) No purchaser may be required to accept any quantity of unleaded gasoline in lieu of part or all of its allocation entitlement to motor gasoline for a period which corresponds to a base period.

(3) (i) After its initial offer of unleaded gasoline pursuant to subparagraph (1) of this paragraph a supplier shall offer any of its supply of unleaded gasoline which remains only to its purchasers which are entitled to receive motor gasoline from that supplier and which desire to purchase unleaded gasoline. Automobile manufacturers, new car dealers, fleet owners or operators, or any other wholesale purchaser-consumers which require unleaded gasoline as a greater proportion of their allocation entitlement than the supplier's allocation ratio shall have first priority to any such additional quantities of unleaded gasoline.

(ii) Any supplier with a motor gasoline allocation fraction less than or equal to one (1.0) which has a supply of unleaded gasoline that none of its purchasers entitled to receive motor gasoline from that supplier desire to purchase shall notify FEA and may dispose of such supply only with the written consent of FEA.

(iii) Any supplier with an allocation fraction greater than one (1.0) shall comply with the provisions of § 211.10 (g) except that within the volume of surplus product available the ratio of the amount of unleaded gasoline to the total amount of motor gasoline (leaded and unleaded) shall not be greater than that supplier's allocation ratio.

(4) The total volume of leaded and unleaded gasoline which a supplier allocates to a purchaser for a period which corresponds to a base period shall equal the total amount of motor gasoline which the supplier could otherwise allocate to that purchaser pursuant to this subpart without regard to the provisions of this section.

(5) Any purchaser which has been notified that its supplier will not supply it with unleaded gasoline and which with reasonable diligence cannot otherwise obtain a supply of unleaded gasoline under the provisions of this part, may apply to the appropriate FEA regional office in accordance with FEA forms and instructions for assignment of a supplier of unleaded gasoline.

(6) FEA may require recipients of assigned quantities of unleaded gasoline to provide leaded gasoline in exchange for the assigned product.

(d) *Apportionment among retail sales outlets.* Notwithstanding the provisions of § 211.106(b), entities operating two or more retail sales outlets may apportion their entitlements of unleaded gasoline for those outlets between and among those retail sales outlets without restriction: *Provided,* That no retail sales outlets shall be supplied a total volume of motor gasoline (leaded and unleaded) which exceeds the total amounts of motor gasoline which the supplier could otherwise allocate to that retail sales outlet pursuant to this subpart without regard to the provisions of this section.

(e) *Prime suppliers.* Prime suppliers shall make available in their State set-aside a ratio of unleaded gasoline to all motor gasoline equal to their allocation ratio.

(f) *Relationship to EPA regulations.* Nothing in this section shall be interpreted to supersede any regulation concerning unleaded gasoline issued by the Environmental Protection Agency.

[FR Doc.74-15476 Filed 7-5-74;8:45 am]

Title 12—Banks and Banking

CHAPTER V—FEDERAL HOME LOAN BANK BOARD

SUBCHAPTER B—FEDERAL HOME LOAN BANK SYSTEM

[No. 74-596]

PART 522—ORGANIZATION OF THE BANKS

Compensation of Bank Officers and Legal Counsel

JUNE 28, 1974.

Section 522.71 of the regulations for the Federal Home Loan Bank System (12 CFR 522.71) requires that the board of

directors of each Bank "annually adopt and submit to the Board [for approval] appropriate resolutions showing the contemplated compensation of officers and legal counsel, to be effective during the next calendar year". While the Board desires to continue this procedure as to compensation of a Bank president and "outside" legal counsel (lawyers engaged in private practice) who may be retained to represent the Bank, it also desires to amend said § 522.71 so as to permit a Bank's board of directors to fix the compensation of the remainder of its officers and "inside" legal counsel (staff attorneys employed by the Bank) without specific approval of the Board. The following amendment permits the board of directors to do so as long as such compensation as to officers, other than the president, does not exceed the maximum limits of ranges established for these purposes by the Board, and that the total of compensation for both officers and employees does not exceed the limitation for such compensation set forth in the Bank's budget, as approved by this Board.

Accordingly, the Board hereby amends said § 522.71 by revising paragraph (a), deleting the provisions of paragraph (b) as no longer applicable, and substituting new provisions therefor, to read as follows, effective July 8, 1974.

§ 522.71 Compensation.

(a) The board of directors of each Bank shall annually adopt and submit to the Board appropriate resolutions showing the contemplated compensation of its President and outside legal counsel, to be effective during the next calendar year. The Board will, as to each Bank, either approve or disapprove, in whole or in part, such proposed compensation and will advise the Bank of such action.

(b) The board of directors of each Bank may fix the compensation for each officer other than President in an amount not to exceed the maximum of the pertinent ranges for such compensation established by the Board and within the total limits for such compensation set forth in the Bank's approved budget. Each Bank also may establish the amount and form of compensation of all other employees (which may include inside legal counsel) within the limits set forth in its approved budget. No bonus shall be paid by any Bank to any director, officer, employee, or other persons.

Since affording notice and public procedure on the above amendment would delay it from becoming effective for a period of time and since it is in the public interest that the authority contained in the amendment become effective as soon as possible, the Board hereby finds that notice and public procedure on said amendment are contrary to the public interest under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and since the amendment relieves restriction, publication for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date of the amendment is unnecessary; and the Board hereby provides that the amendment shall become effective as hereinbefore set forth.

(Secs. 7, 12, 17, 47 Stat. 730, 735, 736, as amended; 12 U.S.C. 1427, 1432, 1437; Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1947 Supp.)

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary.

[FR Doc.74-15520 Filed 7-5-74;8:45 am]

[No. 74-594]

SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM

PART 545—OPERATIONS

Annual Meetings

JUNE 28, 1974.

By Resolution No. 73-1767, dated November 28, 1973, and published in the FEDERAL REGISTER on December 5, 1973 (38 FR 33456), the Federal Home Loan Bank Board adopted amendments to Part 544 of the rules and regulations for the Federal Savings and Loan System (12 CFR Part 544) for the purpose of making more flexible certain bylaw and charter provisions of Federal savings and loan associations that relate to meetings of members. In this connection, section 3 of the prescribed bylaws for Federal associations have Charters N or K (rev.) in § 544.5 was amended to change the requirements for giving notice of annual and special meetings of members by extending the maximum notice period from "not more than 30 days" prior to the meeting to "not more than 45 days".

Section 545.27 of the rules and regulations of the Federal Savings and Loan System (12 CFR 545.27) sets forth requirements under which a Federal association is to give notice to its members of the annual meeting of members. It has been pointed out to the Board that the reference in § 545.27 to a notice period of "not more than 30 days" should have been changed to "not more than 45 days" in connection with the adoption of the amendments contained in said Resolution No. 73-1767. The Board has concluded, however, that § 545.27 may be revoked because each of its provisions are duplicated in section 3 of the required bylaws for Federal associations (12 CFR 544.1 and 544.5).

§ 545.27 [Revoked]

Accordingly, the Board hereby revokes said § 545.27 effective July 8, 1974.

Since the above amendment is corrective in nature, the Board hereby finds that notice and public procedure with respect to said amendment are unnecessary under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and since publication of said amendment for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date of said amendment would in the opinion of the Board be unnecessary for the same reason, the Board hereby provides that said amendment shall become effective as hereinbefore set forth.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943-48 Comp., p. 1071)

Effective date: July 8, 1974.

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary.

[FR Doc.74-15521 Filed 7-5-74;8:45 am]

[No. 74-589]

PART 545—OPERATIONS

Service Corporations; Correction

The Federal Home Loan Bank Board hereby corrects FEDERAL REGISTER Document No. 74-13606, amending § 545.9-1 of the rules and regulations for the Federal Savings and Loan System (12 CFR 545.9-1), which was published in the issue dated June 13, 1974, at 39 FR 20678, by making the following changes:

1. The phrase "the new paragraph (c) of proposed § 545.9-1(b)(3)(ii)" in the first sentence of the tenth paragraph of the preamble preceding the regulatory language is deleted and the phrase "the new paragraph (c) of proposed § 545.9-1(b)(3)(i)" is substituted therefore;

2. The phrase "a new paragraph (d) in § 545.9-1(b)(ii)" in the second sentence of said tenth paragraph of said preamble is deleted and the phrase "a new paragraph (d) in § 545.9-1(b)(3)(i)" is substituted therefor;

3. The reference to "§ 549.9-1" in the first sentence of the eleventh paragraph of said preamble is changed to read "§ 545.9-1";

4. The phrase "net worth" in paragraphs 545.9-1(b)(3)(i) (*a*) and (*b*) of the regulation is deleted and the phrase "consolidated net worth" is substituted therefore; and

5. In paragraph 545.9-1(b)(3)(iii) of the regulation, the period is removed after the phrase "the approval of the Board is required for any investment", and upper case is changed to lower case in the first letter of the word "by" used in both §§ 545.9-1(b)(iii) (*a*) and (*b*) and in the word "if" directly succeeding § 545.9-1(b)(iii)(*b*).

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary.

[FR Doc.74-15519 Filed 7-5-74;8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 74-GL-2, Amdt. 39-1894]

PART 39—AIRWORTHINESS DIRECTIVES

General Electric CF6-6 Engines

A proposal to amend Part 39 of the Federal Aviation Regulations to include an Airworthiness Directive requiring the installation of improved blade retainers in the fifth stage of the low pressure

turbine of General Electric Models CF6-6D, 6D1, and 6H Turbofan Engines was published in the FEDERAL REGISTER dated May 1, 1974.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (31 FR 13697 and 14 CFR 11.89), § 39.13 of the Federal Aviation Regulations is amended by adding the following new Airworthiness Directive:

GENERAL ELECTRIC. Applies to Models CF6-6D, 6D1 and 6H Turbofan Engines. Compliance required by September 30, 1974.

To prevent expulsion from the engine of fifth stage low pressure turbine blades, unless already accomplished, install improved blade retainer P/N 9083M19PO7 per the instructions of General Electric Service Bulletin (CF6-6) 72-399 Revision 1 dated March 20, 1974, or subsequent FAA approved revision.

This amendment becomes effective July 12, 1974.

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

Issued in Des Plaines, Ill., on June 28, 1974.

HAROLD N. POGGEMEYER,
Acting Director,
Great Lakes Region.

[FR Doc.74-15420 Filed 7-5-74;8:45 am]

[Docket No. 74-GL-11, Amdt. 39-1893]

PART 39—AIRWORTHINESS DIRECTIVES

Grumman-American Aviation Corp. Formerly American Aviation Model AA-1B Aircraft

Amendment 39-1421, Airworthiness Directive 72-7-10 requires the inspection of the shear link for loose rivets and for excessive wear on the elevator bungee housing assembly. A design change has been instituted by Grumman-American specifying hard anodizing of the bungee housing to prevent wear. This change has been instituted on aircraft S/N AA1A-0451 and applies to all AA-1B aircraft. Since the implementation of this design change, there have been no reports of service difficulties concerning wear on the housing. Therefore, this portion of the Airworthiness Directive is not applicable to the AA-1B aircraft.

Since the shear link design for the model AA-1B aircraft is the same type design as the models AA-1 and AA-1A aircraft, loose rivets in the shear link could occur. Therefore, Airworthiness Directive 72-7-10 is being amended to include the model AA-1B aircraft.

In addition, due to the change in the Federal Aviation Administration regional boundaries, the cognizant region for this manufacturer is now the Great Lakes Region.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impractical and good cause exists for making this amendment 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) § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-1421 is further amended to read as follows:

72-7-10 AMERICAN AVIATION, presently GRUMMAN-AMERICAN AVIATION CORPORATION. Amendment 39-1421 as amended by Amendment 39-1893. Applies to American Aviation Models AA-1, AA-1A, and A-1B certificated in all categories as listed below:

Compliance required within the next 25 hours in service after the effective date of this Airworthiness Directive unless already accomplished within the last 75 hours and thereafter at intervals not to exceed 100 hours in service from the last inspection.

(a) To detect loose rivets in the shear link and excessive wear on the outer surface of the elevator bungee housing assembly, accomplish the following:

(1) Visually inspect shear link for loose rivets. (Models AA-1, AA-1A, and AA-1B.)

(2) Visually inspect the bungee housing outer surface at the support bearing for excessive wear. (Models AA-1 and AA-1A only.)

(b) Loose rivets or bungee housing outer surface worn more than 0.016 inches deep must be replaced with a part of the same part number or a Federal Aviation Administration approved equivalent part before further flight, except that the airplane may be flown in accordance with FAR 21.197 to a base where the repair can be performed.

(c) Upon submission of substantiating data by an owner or operator through a Federal Aviation Administration Maintenance Inspector, the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Great Lakes Region, may adjust the repetitive inspection interval specified in this airworthiness directive. Federal Aviation Administration approved equivalent parts will be approved by the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Great Lakes Region.

NOTE: American Aviation Service Letter No. 71-11A covers this same subject.

This amendment becomes effective July 10, 1974.

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

Issued in Des Plaines, Ill., on June 26, 1974.

HAROLD N. POGGEMEYER,
Acting Director,
Great Lakes Region.

[FR Doc.74-15421 Filed 7-5-74;8:45 am]

[Airworthiness Docket No. 74-WE-15-AD, Amdt. 39-1895]

PART 39—AIRWORTHINESS DIRECTIVES

Sierra Engineering Co. Model 289-601 Series Passenger Oxygen Masks

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring installation of a retaining disk to secure the reservoir to the facepiece on Sierra Model 289-601 series passenger oxygen masks was published in 39 FR 14725.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all comments received in response to the above notice, insofar as they relate to matters within the scope of the notice.

Two comments were strongly opposed to AD action on the basis of only one reported failure in three years of airlines service, and, a voluntary compliance program. The same comments indicated that should the AD be issued, the compliance time be extended from 1000 to 3000 hours to permit installation at scheduled mask maintenance periods. A third comment suggested that the compliance time be reduced from 1000 to 500 hours in the interest of passenger and crew safety. The agency does not find sufficient justification for withdrawal of AD action. The compliance time adopted in the rule has been changed from 1000 hours to one year after the effective date of the AD. An extension to 3000 hours would, in some instances, result in an unnecessarily extended period within which to accomplish the AD, based on service utilization. The time adopted provides for adequate lead time not only to coordinate the installation of the disk per the AD with scheduled mask maintenance periods, but should also provide the operators time within which to perform other modifications to the system which may be the subject of future AD's. Also, the agency recognizes that the accomplishment of un-coordinated installations in numerous steps, requiring, among other things, the repetitive repacking of the system, could induce the malfunction which AD action is to prevent.

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

SIERRA ENGINEERING CO. Applies to Sierra Engineering Company Model 289-601 series passenger oxygen masks installed in aircraft certificated in all categories, including, but not limited to DC-8, DC-9, DC-10 and L-1011 aircraft.

Compliance required within one year after the effective date of this AD, unless already accomplished.

To prevent separation of the reservoir from the mask facepiece, accomplish the following:

(a) Install a retaining disk to secure the reservoir to the facepiece on Sierra Model 289-601 series passenger oxygen masks in accordance with Sierra Engineering Company Service Bulletins No. 289-601-35-1, dated February 11, 1974, and No. 289-601-35-2 dated March 1, 1974, or later FAA-approved revisions.

(b) Equivalent installations may be approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(c) Aircraft may be flown to a base for the performance of that maintenance required by this AD per FAR's 21.197 and 21.199.

This amendment becomes effective August 15, 1974.

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

Issued in Los Angeles, Calif., on June 28, 1974.

JAMES V. NIELSEN,
Acting Director,
FAA Western Region.

[FR Doc.74-15419 Filed 7-5-74;8:45 am]

[Airspace Docket No. 74-NW-1]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On April 30, 1974, a notice of proposed rulemaking (NPRM) was published in the FEDERAL REGISTER (39 FR 15046) stating that the Federal Aviation Administration (FAA) was considering an amendment to Part 73 of the Federal Aviation Regulations that would alter the time of designation for Restricted Area R-6701, Admiralty Inlet, Wash.

Interested persons were afforded an opportunity to participate in the proposed rulemaking through the submission of comments. Only one comment was received and it interposed no objection to the proposal.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., September 12, 1974, as hereinafter set forth.

In § 73.67 (39 FR 692 and 16339).

The time of designation for R-6701 Admiralty Inlet, Wash., is amended to read as follows:

Time of designation. Sunrise to sunset, Monday through Friday. Saturday and Sunday as published by NOTAM 24 hours in advance.

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

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

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

[FR Doc.74-15404 Filed 7-5-74;8:45 am]

[Docket No. 13886, Amdt. 923]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (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 $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

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

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

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, effective August 15, 1975:

Cartersville, Ga.—Cartersville Arpt., VOR/DME-A, Orig.
Granbury, Tex.—Granbury Municipal Arpt., VOR-A, Orig.
Honolulu, Hawaii—Honolulu Int'l. Arpt., VOR Rwy 8 (TAC), Amdt. 8
Jackson, Tenn.—McKellar Field, VOR Rwy 2, Amdt. 10
Kahului, Hawaii—Kahului Arpt., VOR Rwy 2 (TAC), Orig.
Kahului, Hawaii—Kahului Arpt., VOR Rwy 20 (TAC), Amdt. 5
Kahului, Hawaii—Kahului Arpt., VORTAC-A, Amdt. 2
Kahului, Hawaii—Kahului Arpt., VORTAC Rwy 20, Amdt. 2, canceled
Lafayette, La.—Lafayette Regional Arpt., VOR Rwy 1, Amdt. 11
Madison, Ind.—Madison Municipal Arpt., VOR/DME Rwy 3, Amdt. 1
Ozark, Ala.—Blackwell Field, VOR Rwy 30, Amdt. 1
Raleigh, N.C.—Raleigh-Durham Arpt., VOR Rwy 5, Amdt. 10
Raleigh, N.C.—Raleigh-Durham Arpt., VOR Rwy 23, Amdt. 11
Vandalia, Ill.—Vandalia Municipal Arpt., VOR Rwy 18, Amdt. 6

* * * effective July 18, 1974:

Fresno, Calif.—Fresno Air Terminal, VORTAC Rwy 29R, Amdt. 3
Thief River Falls, Minn.—Thief River Falls Public Arpt., VOR Rwy 13, Amdt. 3
Thief River Falls, Minn.—Thief River Falls Public Arpt., VOR Rwy 31, Amdt. 4

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, effective August 15, 1974:

Houston, Tex.—William P. Hobby Aprt., LOC (BC) Rwy 21, Amdt. 15
Houston, Tex.—Houston Intercontinental Arpt., LOC/DME (BC) Rwy 32, Orig.
Jackson, Tenn.—McKellar Field, LOC (BC) Rwy 20, Amdt. 1
Kahului, Hawaii—Kahului Arpt., LOC/DME (BC) Rwy 20, Amdt. 2
Lafayette, La.—Lafayette Regional Arpt., LOC (BC) Rwy 1, Amdt. 4

* * * effective July 18, 1974:

Fresno, Calif.—Fresno Air Terminal, LOC (BC) Rwy 11L, Amdt. 3

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, effective August 15, 1974:

Houston, Tex.—William P. Hobby Arpt., NDB Rwy 21, Amdt. 7, canceled
Kahului, Hawaii—Kahului Arpt., NDB (ADF) Rwy 20, Amdt. 4, canceled
Lafayette, La.—Lafayette Regional Arpt., NDB Rwy 19, Amdt. 6
Lafayette, La.—Lafayette Regional Arpt., NDB Rwy 28, Amdt. 2
Madison, Ind.—Madison Municipal Arpt., NDB Rwy 3, Amdt. 2
Miami, Fla.—Dade-Collier Training and Transition Arpt., NDB Rwy 9, Amdt. 7
Raleigh, N.C.—Raleigh-Durham Arpt., NDB Rwy 5, Amdt. 15
Raleigh, N.C.—Raleigh-Durham Arpt., NDB Rwy 23, Amdt. 8
Rochester, Ind.—Fulton County Arpt., NDB Rwy 29, Amdt. 4
Williamsport, Pa.—Williamsport-Lycoming Co. Arpt., NDB-A, Amdt. 2

* * * effective July 18, 1974:

Fairview, Okla.—Fairview Municipal Arpt., NDB Rwy 17, Orig.

* * * effective July 11, 1974:

Philipsburg, Pa.—Mid-State Arpt., NDB Rwy 16, Amdt. 1

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, effective August 15, 1974:

Atlanta, Ga.—The William B. Hartsfield Atlanta Int'l. Arpt., ILS Rwy 9R, Amdt. 5
Kahului, Hawaii—Kahului Arpt., ILS Rwy 2, Amdt. 8
Lafayette, La.—Lafayette Regional Arpt., ILS Rwy 19, Amdt. 7
Miami, Fla.—Dade-Collier Training and Transition Arpt., ILS Rwy 9, Amdt. 7
Raleigh, N.C.—Raleigh-Durham Arpt., ILS Rwy 5, Amdt. 16

* * * effective July 18, 1974:

Fresno, Calif.—Fresno Air Terminal, ILS Rwy 29R, Amdt. 22

* * * effective July 11, 1974:

Philipsburg, Pa.—Mid-State Arpt., ILS Rwy 16, Amdt. 1

5. Section 97.31 is amended by originating, amending, or canceling the following RADAR SIAPs, effective August 15, 1974:

Atlanta, Ga.—The William B. Hartsfield Atlanta Int'l. Arpt., RADAR-1, Amdt. 22
Jacksonville, Fla.—Herlong Arpt., RADAR-A, Orig.
Orlando, Fla.—Herndon Arpt., RADAR-1, Amdt. 15
Raleigh, N.C.—Raleigh-Durham Arpt., RADAR-1, Amdt. 1

6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, effective August 15, 1974:

Dayton, Ohio—James M. Cox, Dayton Municipal Arpt., RNAV Rwy 6R, Orig.
Dayton, Ohio—James M. Cox, Dayton Municipal Arpt., RNAV Rwy 24L, Orig.
Jackson, Miss.—Hawkins Field, RNAV Rwy 16, Amdt. 1

Correction:

In Docket No. 13842, Amendment 922, to Part 97 of the Federal Aviation Regulations, published in the FEDERAL REGISTER under §§ 97.23, 97.25, 97.27 and 97.29, effective August 8, 1974—Change effective date of Lake Charles, La.—Lake Charles Municipal Arpt., VOR–A, Amdt. 9; VORTAC–B, Amdt. 4; LOC (BC) Rwy 33, Amdt. 10; NDB Rwy 15, Amdt. 13, and ILS Rwy 15, Amdt. 13, to July 18, 1974.

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

Issued in Washington, D.C., on June 27, 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.74-15418 Filed 7-5-74;8:45 am]

Title 15—Commerce and Foreign Trade

CHAPTER III—DOMESTIC AND INTERNATIONAL BUSINESS ADMINISTRATION, DEPARTMENT OF COMMERCE

PART 377—SHORT SUPPLY CONTROLS

Licensing Exports of Ferrous Scrap in Third Quarter 1974

The FEDERAL REGISTER of December 6, 1973 announced that a quota system would be established for exports of ferrous scrap during 1974 in order to provide for a more equitable distribution of export licenses. The FEDERAL REGISTER also advised that in order for an exporter to be eligible to receive shares of the quotas to be established, he should submit statements of past participation.

The details of the quota system including the manner of allocating shares of country quotas to individual exporters and the method of issuing licenses were announced for the first quarter of 1974 in the FEDERAL REGISTER for January 8, and March 13, 1974, respectively. The quota system was continued essentially unchanged for the second quarter of 1974 as published in the FEDERAL REGISTER for May 1, 1974.

This issue announces the ferrous scrap quotas by country for the third quarter of 1974. The overall quota will again be 2,100,000 short tons. Of this amount, 150,000 short tons will be reserved for contingencies and 50,000 short tons for vessels sold by the U.S. Maritime Administration for scrapping abroad. The remaining 1,900,000 short tons will be allotted to most countries in the same amounts as in the second quarter. The redistribution of the quota for the European Community among its member countries is being held in abeyance pending consultation with the Community on this matter. The redistribution will be announced subsequently.

Licenses issued in the third quarter will be valid for 90 days from the date of issuance. Requests for extensions of the validity period will not normally be approved.

Accordingly, the Export Administration Regulations (15 CFR Part 377) are amended by revising Supplement No. 1 to Part 377 to read as follows:

SUPPLEMENT NO. 1

COMMODITIES SUBJECT TO SHORT SUPPLY LICENSING CONTROLS

Ferrous scrap subject to quotas

Type A*

Schedule B No.	*Commodity description*
282.0010	No. 1 heavy-melting steel scrap, except stainless
282.0020	No. 2 heavy-melting steel scrap, except stainless
282.0030	No. 1 bundles steel scrap, except stainless
282.0080	Iron scrap, except borings, shovelings, and turnings

Type B

282.0040	No. 2 bundles steel scrap, except stainless
282.0050	Borings, shovelings and turnings, iron and steel, except stainless
282.0065	Shredded steel scrap
282.0078	Other steel scrap, including tinplated and terne plate
282.0090	Rerolling material of iron or steel

Ferrous scrap not subject to quotas

282.0060	Stainless steel scrap

*Cut plate and structurals are included in Type A.

Shipping Tolerance: 5%.

Submission Dates:

Orders must call for shipment during the quarter indicated. Submit applications no earlier than first day of the quarter and not later than dates indicated below:

3d quarter, 1974

Historical exporters	Sept. 10, 1974.
Exceptions	Sept. 30, 1974.
Stainless steel scrap exporters	At any time.

INDIVIDUAL FOREIGN COUNTRY QUOTES (IN SHORT TONS)

Country	*3d quarter, 1974*
Angola	900
Argentina	34,800
Bangladesh	3,830
Brazil	5,200
Canada	200,300
Chile	1,600
China, People's Republic of	9,400
Colombia	700
Dominican Republic	1,300
European Community (to be subsequently redistributed to member countries)	197,400
Greece	22,800
Hong Kong	2,600
Japan	723,300
Korean Republic	123,700
Mexico	165,000
New Zealand	5,200
Pakistan	4,340
Peru	1,000
Philippines	2,600
Singapore	1,900
Spain	182,000
Sweden	7,700
Taiwan	100,700
Thailand	14,800
Turkey	27,600
Venezuela	50,000
Yugoslavia	7,000
All other countries	2,400
Ships for scrapping (Maritime Administration)	50,000
Contingencies	150,000

Effective date of action: June 25, 1974.

RAUER H. MEYER,
Director,
Office of Export Administration.

[FR Doc.74-15416 Filed 7-5-74;8:45 am]

Title 21—Food and Drug

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

SUBCHAPTER A—GENERAL

PART 8—COLOR ADDITIVES

PART 9—COLOR CERTIFICATION

D&C Violet No. 2; Confirmation of Effective Date of Order Listing Subject to Certification

An order was published in the FEDERAL REGISTER of April 12, 1974 (39 FR 13266), listing D&C Violet No. 2 as a safe color additive for use in sutures subject to certification (§ 8.4152 (21 CFR 8.4152)) and revising the identity and specifications of D&C Violet No. 2 (§ 9.270 (21 CFR 9.270)) to conform with those in the listing for suture use.

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706 (b), (c), and (d), 74 Stat. 399–403; 21 U.S.C. 376 (b), (c), and (d)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), notice is given that no objections or requests for hearing were filed in response to the subject order. Accordingly, the amendments promulgated thereby shall be effective on June 11, 1974.

Dated: June 24, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner for Compliance.

[FR Doc.74-15428 Filed 7-5-74;8:45 am]

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

REVOCATION OF USE OF TWO BOILER WATER ADDITIVES

In the FEDERAL REGISTER of February 25, 1974 (39 FR 7181), the Commissioner of Food and Drugs proposed that the food additive regulations, § 121.1088 (c) (21 CFR 121.1088(c)) be amended to delete the items "monobutyl ether of polyoxyethylene glycol" and "monobutyl ether of polyoxypropylene glycol." These

substances were listed as a result of a food additive petition wherein the proposed additive, monobutyl ethers of polyethylene-polypropylene glycol, was inadvertently identified in the petition as the individual polyglycol ethers cited above. There are no supporting petition data for the individual polyglycol ethers.

No comments were received in response to the proposal. Accordingly, the Commissioner concludes that the proposed revocation should be adopted without change.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 409, 701(a), 52 Stat. 1055, 72 Stat. 1785–1788; as amended; 21 U.S.C. 348, 701(a)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.1088 *Boiler water additives* is amended by deleting from paragraph (c) the items "Monobutyl ether of polyoxyethylene glycol" and "Monobutyl ether of polyoxypropylene glycol."

Any person who will be adversely affected by the foregoing order may at any time on or before August 7, 1974, file with the Hearing Clerk, Food and Drug Administration, Rm. 6–86, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the above office during working hours, Monday through Friday.

Effective date. This order shall be effective July 8, 1974.

(Secs. 409, 701(a), 52 Stat. 1055, 72 Stat. 1785–1788 as amended; (21 U.S.C. 348, 371 (a)))

Dated: June 24, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner for Compliance.

[FR Doc.74–15429 Filed 7–5–74;8:45 am]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

ADHESIVES

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 4B2944) filed by E. I. duPont de Nemours & Co., Inc., Wilmington, DE 19898, and other relevant material, concludes that the food additive regulations should be amended as set forth below to provide for the safe use of a tetrapolymer of ethylene, propylene, 1,4-hexadiene, and 2,5-norbornadiene as a component of food-packaging adhesives.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2520(c)(5) is amended by alphabetically inserting in the list of substances a new item as follows:

§ 121.2520 Adhesives.

* * * * *

(c) * * *
(5) * * *

COMPONENTS OF ADHESIVES

Substances	*Limitations*
* * * * *	
Ethylene, propylene, 1,4-hexadiene and 2,5-norbornadiene tetrapolymer.	-----
* * * * *	

Any person who will be adversely affected by the foregoing order may at any time on or before August 7, 1974 file with the Hearing Clerk, Food and Drug Administration, Rm. 6–86, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the above office during working hours, Monday through Friday.

Effective date. This order shall become effective July 8, 1974.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348 (c)(1))

Dated: June 28, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner for Compliance.

[FR Doc.74–15442 Filed 7–5–74;8:45 am]

SUBCHAPTER L—REGULATIONS UNDER CERTAIN OTHER ACTS ADMINISTERED BY THE FOOD AND DRUG ADMINISTRATION

PART 1220—REGULATIONS UNDER THE TEA IMPORTATION ACT

Tea Standards

Pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Tea Importation Act (secs. 3, 10, 29 Stat. 605, 607, 41 Stat. 712, 54 Stat. 1237, 67 Stat. 631; 21 U.S.C. 43, 50) and delegated to the Commissioner of Food and Drugs (21 CFR 2.120), the regulations for the enforcement of the act (21 CFR Part 1220) are amended by revising § 1220.40(a) to read as follows:

§ 1220.40 Tea standards.

(a) Samples for standards of the following teas, prepared, identified, and submitted by the Board of Tea Experts on March 5, 1974, are hereby fixed and established as the standards of purity, quality, and fitness for consumption under the Tea Importation Act for the year beginning May 1, 1974, and ending April 30, 1975:

(1) Formosa Oolong.

(2) Black Tea other than China, Formosa, Japan Type (to be used for all black teas except those from China, Formosa and Japan).

(3) Black Tea, China, Formosa, Japan Type (to be used for black teas from China, Formosa, and Japan).

(4) Green Tea (to be used for all green teas).

(5) Canton Oolong Type (to be used for all Canton type teas of Formosa or China origin).

(6) Scented Black Tea.

(7) Spiced Tea.

These standards apply to tea shipped from abroad on or after May 1, 1974. Tea shipped prior to May 1, 1974 will be governed by the standards that became effective on May 1, 1973.

* * * * *

As this amendment is based upon the recommendation of the Board of Tea Experts, which is comprised of tea experts drawn from the Food and Drug Administration and the tea trade, to be representative of the trade as a whole, the Commissioner therefore finds that notice and public procedure are not necessary prerequisites to the promulgation of this order.

Effective date. This order became effective May 1, 1974.

(Secs. 3, 10, 29 Stat. 605, 607, 41 Stat. 712, 54 Stat. 1237, 67 Stat. 631; 21 U.S.C. 43, 50)

Dated: June 27, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner for Compliance.

[FR Doc.74–15443 Filed 7–5–74;8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

PART 80—REGULATIONS OF FUELS AND FUEL ADDITIVES

Lead and Phosphorus Test Procedures

On January 10, 1973, regulations were published in the FEDERAL REGISTER (38 FR 1254) which, among other measures, required certain retail service stations to offer for sale at least one grade of gasoline containing no more than prescribed trace levels of lead and phosphorus. Section 80.3 of the regulations provided that test methods would be prescribed by the Administrator. Appendices are herein added to 40 CFR Part 80 prescribing test methods for trace lead and phosphorus

in gasoline. These methods are to be used to enforce the trace lead and phosphorus levels as required by the regulations for lead free gasoline.

At the time the original regulations were published, no test methods for trace lead and phosphorus were available which had been accepted by EPA and the scientific community. Consequently, EPA considered proposing tests which were in general use but had not been standardized by any formal body. However, the American Society for Testing and Materials (ASTM) was already working on suitable test methods and indicated that the methods would probably be standardized by September 1973. EPA recognized that there were benefits to using standardized tests and met with ASTM on February 5, 1973, to discuss the ASTM program and EPA needs. The result of that meeting were an ASTM commitment to expedite the approval procedure and an EPA decision to defer test proposal until ASTM standardization. ASTM conducted an extensive review period which enabled industry to evaluate and comment on the methods prior to their final acceptance by ASTM.

EPA proposed test methods for lead and phosphorus in gasoline on December 11, 1973, (38 FR 34126). These methods were virtually identical to "Standard Method of Test for Phosphorus in Gasoline", #D 3231–73, and "Standard Method of Test for Lead in Gasoline by Atomic Spectrometry", #D 3237–73 published by ASTM.

Interested parties were invited to participate in the rulemaking by submitting comments on the proposed test methods. EPA received comments from five parties including three corporations, one trade association, and one Federal Agency. These comments are available for public inspection at the Freedom of Information Center, Waterside Mall, 401 M Street Southwest, Washington, D.C. 20460.

Commenters agreed that the methods are generally satisfactory. Several errors of a typographical and editorial nature were pointed out. These errors are corrected here.

In Appendix A, which describes the phosphorus test method, typographical errors have been corrected. One commenter suggested that in section 7.2, for 0.0037 to 0.05 gram phosphorus per gallon samples, a 10 ml aliquote be used rather than the indicated 3 ml aliquote. EPA did not adopt this suggestion, because this would be a departure from the procedure of ASTM method #D 3231–73.

In Appendix B, which describes the lead test method, typographical errors in numerical values have been corrected in sections 4.9, and 5.1.

Some wording is changed to clarify meanings and procedures in sections 3.1, 3.2, 3.3, 4.4, 4.5, 4.6, 4.8, and 5.1.1. Section 4.7 has been omitted since isooctane is not used anywhere in the method. Sections 4.8 through 4.13 have been renumbered to reflect this omission. In section 4.8, the reference to the specific product Indolene HO has been deleted and the more general term "Lead Sterile Gasoline" has been added. Two footnotes which EPA added to the proposed method have been combined into one here, and an additional footnote has been added. The footnotes are not intended to modify the methods but only to clarify procedures to be followed.

With the corrections noted above, the test methods promulgated herein are still essentially the same as "Standard Method of Test for Phosphorus in Gasoline" #D 3231–73 and "Standard Method of Test for Lead in Gasoline by Atomic Absorption Spectrometry" #D 3237–73 published by ASTM. EPA, however, is not bound by any change which ASTM may subsequently make in its test methods. EPA will consider adopting future changes that ASTM may make in the test methods to improve them.

Because the regulations requiring general availability of unleaded gasoline are effective on July 1, 1974, and the test methods for lead and phosphorus are being promulgated to determine compliance with these regulations, the Administrator finds that there is good cause to make these test procedures effective on July 8, 1974.

These regulations are issued under the authority of section 211 of the Clean Air Act as amended (42 U.S.C. 1856f–6c).

Dated: June 28, 1974.

JOHN QUARLES,
Acting Administrator.

40 CFR Part 80 is amended herein as follows:

1. Section 80.3 is revised to read as follows:

§ 80.3 Test methods.

The lead and phosphorus content of gasoline shall be determined in accordance with test methods set forth in the Appendices to this Part. These methods are essentially identical to ASTM "Method of Test for the Determination of Phosphorus in Gasoline," #D3231–73, and the "Standard Method of Test for Lead in Gasoline by Atomic Absorption Spectrometry," #D3237–73.

2. Appendices A and B are added as follows:

APPENDIX A

TEST FOR THE DETERMINATION OF PHOSPHORUS IN GASOLINE

1. *Scope.* 1.1 This method was developed for the determination of phosphorus generally present as pentavalent phosphate esters or salts, or both, in gasoline. This method is applicable for the determination of phosphorus in the range from 0.0008 to 0.15 g P/U.S. gal, or 0.2 to 49 mg P/litre.

2. *Applicable documents.* 2.1 ASTM Standards:

D 1100 Specification for Filter Paper for Use in Chemical Analysis.

3. *Summary of method.* 3.1 Organic matter in the sample is decomposed by ignition in the presence of zinc oxide. The residue is dissolved in sulfuric acid and reacted with ammonium molybdate and hydrazine sulfate. The absorbance of the "Molybdenum Blue" complex is proportional to the phosphorus concentration in the sample and is read at approximately 820 nm in a 5-cm cell.

4. *Apparatus.* 4.1 Buret, 10-ml capacity, 0.05-ml subdivisions.

4.2 Constant-Temperature Bath, equipped to hold several 100-ml volumetric flasks submerged to the mark. Bath must have a large enough reservoir or heat capacity to keep the temperature at 180 to 190° F (82.2 to 87.8° C) during the entire period of sample heating.

NOTE 1: If the temperature of the hot water bath drops below 180° F (82.2° C) the color development may not be complete.

4.3 Cooling Bath, equipped to hold several 100-ml volumetric flasks submerged to the mark in ice water.

4.4 Filter Paper, for quantitative analysis, Class G for fine precipitates as defined in Specification D 1100.

4.5 Ignition Dish—Coors porcelain evaporating dish, glazed inside and outside, with pourout (size no. 00A, diameter 75mm, capacity 70 ml).

4.6 Spectrophotometer, equipped with a tungsten lamp, a red-sensitive phototube capable of operating at 830 nm and with absorption cells that have a 5-cm light path.

4.7 Thermometer, range 50 to 200° F (10 to 105° C).

4.8 Volumetric Flask, 100-ml with ground-glass stopper.

4.9 Volumetric Flask, 1000-ml with ground-glass stopper.

4.10 Syringe, Luer-Lok, 10-ml equipped with 5-cm. 22-gage needle.

5. *Reagents.* 5.1 Purity of Reagents—Reagent grade chemicals shall be used in all tests. Unless otherwise indicated, it is intended that all reagents shall conform to the specifications of the Committee on Analytical Reagents of the American Chemical Society, where such specifications are available. Other grades may be used, provided it is first ascertained that the reagent is of sufficiently high purity to permit its use without lessening the accuracy of the determination.

5.2 Purity of Water—Unless otherwise indicated, references to water shall be understood to mean distilled water or water of equal purity.

5.3 Ammonium Molybdate Solution—Using graduated cylinders for measurement add slowly (Note 2), with continuous stirring, 225 ml of concentrated sulfuric acid to 500 ml of water contained in a beaker placed in a bath of cold water. Cool to room temperature and add 20 g of ammonium molybdate tetrahydrate ($(NH_4)_6Mo_7O_{24}\cdot 4H_2O$). Stir until solution is complete and transfer to a 1000-ml flask. Dilute to the mark with water.

NOTE 2: Wear a face shield,, rubber gloves, and a rubber apron when adding concentrated sulfuric acid to water.

5.4 Hydrazine Sulfate Solution—Dissolve 1.5 of hydrazine sulfate ($H_2NNH_2\cdot H_2SO_4$) in 1 litre of water, measured with a graduated cylinder.

NOTE 3: This solution is not stable. Keep it tightly stoppered and in the dark. Prepare a fresh solution after 3 weeks.

5.5 Molybdate-Hydrazine Reagent—Pipet 25 ml of ammonium molybdate solution into a 100-ml volumetric flask containing approximately 50 ml of water, add by pipet 10 ml of $N_2NNH_2\cdot H_2SO_4$ solution, and dilute to 100 ml with water.

NOTE 4: This reagent is unstable and should be used within about 4 h. Prepare it immediately before use. Each determination (including the blank) uses 50 ml.

5.6 Phosphorus, Standard Solution (10.0 μg P/ml)—Pipet 10 ml of stock standard phosphorus solution into a 1000-ml volumetric flask and dilute to the mark with water.

5.7 Phosphorus, Stock Standard Solution (1.00 mg P/ml)—Dry approximately 5 g of potasium dihydrogen phosphate (KH_2PO_4) in an oven at 221 to 230° F (105 to 110° C) for 3 h. Dissolve 4.393±0.002 g of the reagent

in 150 ml, measured with a graduated cylinder, of H_2SO_4(1+10) contained in a 1000-ml volumetric flask. Dilute with water to the mark.

5.8 Sulfuric Acid (1+10)—Using graduated cylinders for measurement add slowly (Note 2), with continuous stirring, 100-ml of concentrated sulfuric acid (H_2SO_4, sp gr 1.84) to 1 litre of water contained in a beaker placed in a bath of cold water.

5.9 Zinc Oxide.

NOTE 5: High-bulk density zinc oxide may cause spattering. Density of approximately 0.5 g/cm³ has been found satisfactory.

6. *Calibration.* 6.1 Transfer by buret, or a volumetric transfer pipet, 0.0, 0.5, 1.0, 1.5, 2.0, 3.0, 3.5, and 4.0 ml of phosphorus standard soultion into 100-ml volumetric flasks.

6.2 Pipet 10 ml of H_2SO_4 (1+10) into each flask. Mix immediately by swirling.

6.3 Prepare the molybdate-hydrazine solution. Prepare sufficient volume of reagent based on the number of samples being analyzed.

6.4 Pipet 50 ml of the molybdate-hydrazine solution to each volumetric flask. Mix immediately by swirling.

6.5 Dilute to 100 ml with water.

6.6 Mix well and place in the constant-temperature bath so that the contents of the flask are submerged below the level of the bath. Maintain bath temperature at 180 to 190°F (82.2 to 87.8°C) for 25 min (Note 1).

6.7 Transfer the flask to the cooling bath and cool the contents rapidly to room temperature. Do not allow the samples to cool more than 5°F (2.8°C) below room temperature.

NOTE 6: Place a chemically clean thermometer in one of the flasks to check the temperature.

6.8 After cooling the flasks to room temperature, remove them from the cooling water bath and allow them to stand for 10 min at room temperature.

6.9 Using the 2.0-ml phosphorus standard in a 5-cm cell, determine the wavelength near 820 nm that gives maximum absorbance. The wavelength giving maximum absorbance should not exceed 830nm.

6.9.1 Using a red-sensitive phototube and 5-cm cells, adjust the spectrophotometer to zero absorbance at the wavelength of maximum absorbance using distilled water in both cells. Use the wavelength of maximum absorbance in the determination of calibration readings and future sample readings.

6.9.2 The use of 1-cm cells for the higher concentrations is permissible.

6.10 Measure the absorbance of each calibration sample including the blank (0.0 ml phosphorus standard) at the wavelength of maximum absorbance with distilled water in the reference cell.

NOTE 7: Great care must be taken to avoid possible contamination. If the absorbance of the blank exceeds 0.04 (for 5-cm cell), check for source of contamination. It is suggested that the results be disregarded and the test be rerun with fresh reagents and clean glassware.

6.11 Correct the absorbance of each standard solution by subtracting the absorbance of the blank (0 ml phosphorus standard).

6.12 Prepare a calibration curve by plotting the corrected absorbance of each standard solution against micrograms of phosphorus. One millilitre of phosphorus standard solution provides 10 μg of phosphorus.

7. *Sampling.* 7.1 Selection of the size of the sample to be tested depends on the expected concentration of phosphorous in the sample. If a concentration of phosphorus is suspected to be less than 0.0038 g/gal (1.0 mg/litre), it will be necessary to use 10 ml of sample.

NOTE 8: Two grams of zinc oxide cannot absorb this volume of gasoline. Therefore the 10-ml sample is ignited in aliquots of 2 ml in the presence of 2 g of zinc oxide.

7.2 The following table serves as a guide for selecting sample size:

Phosphorus, milligrams per liter	Equivalent, grams per gallon	Sample size, millilitre
2.5 to 40	0.01 to 0.15	1.00
1.3 to 20	0.005 to 0.075	2.70
0.9 to 13	0.0037 to 0.05	3.00
1 or less	0.0038 or less	10.00

8. *Procedure.* 8.1 Transfer 2±0.2 g of zinc oxide into a conical pile in a clean, dry, unetched ignition dish.

NOTE 9: In order to obtain satisfactory accuracy with the small amounts of phosphorus involved, it is necessary to take extensive precautions in handling. The usual precautions of cleanliness, careful manipulation, and avoidance of contamination should be scrupulously observed; also, all glassware should be cleaned before use, with cleaning acid or by some procedure that does not involve use of commercial detergents. These compounds often contain alkali phosphates which are strongly adsorbed by glass surfaces and are not removed by ordinary rinsing. It is desirable to segregate a special stock of glassware for use only in the determination of phosphorus.

8.2 Make a deep depression in the center of the zinc oxide pile with a stirring rod.

8.3 Pipet the gasoline sample (Note 10) (see 7.2 for suggested sample volume) into the depression in the zinc oxide. Record the temperature of the fuel if the phosphorus content is required at 60° F (15.6° C) and make correction as directed in 9.2.

NOTE 10: For the 10-ml sample use multiple additions and a syringe. Hold the tip of the needle at approximately ⅔ of the depth of the zinc oxide layer and slowly deliver 2 ml of the sample: fast sample delivery may give low results. Give sufficient time for the gasoline to be absorbed by the zinc oxide. Follow step 8.6. Cool the dish to room temperature. Repeat steps 8.3 and 8.6 until all the sample has been burned. Safety—cool the ignition dish before adding the additional aliquots of gasoline to avoid a flash fire.

8.4 Cover the sample with a small amount of fresh zinc oxide from reagent bottle (use the tip of a small spatula to deliver approximately 0.2 g). Tap the sides of the ignition dish to pack the zinc oxide.

8.5 Prepare the blank, using the same amount of zinc oxide in an ignition dish.

8.6 Ignite the gasoline, using the flame from a bunsen burner. Allow the gasoline to burn to extinction (NOTE 10).

8.7 Place the ignition dishes containing the sample and blank in a hot muffle furnace set at a temperature of 1150 to 1300° F (621 to 704° C) for 10 min. Remove and cool the ignition dishes. When cool gently tap the sides of the dish to loosen the zinc oxide. Again place the dishes in the muffle furnace for 5 min. Remove and cool the ignition dishes to room temperature. The above treatment is usually sufficient to burn the carbon. If the carbon is not completely burned off place the dish into the oven for further 5-min. periods.

NOTE 11: Step 8.7 may also be accomplished by heating the ignition dish with a Meker burner gradually increasing the intensity of heat until the carbon from the sides of the dish has been burned, then cool to room temperature.

8.8 Pipet 25 ml of H_2SO_4 (1+10) to each ignition dish. While pipeting, carefully wash all traces of zinc oxide from the sides of the ignition dish.

8.9 Cover the ignition dish with a borosilicate watch glass and warm the ignition dish on a hot plate until the zinc oxide is completely dissolved.

8.10 Transfer the solution through filter paper to a 100-ml volumetric flask. Rinse the watch glass and the dish several times with distilled water (do not exceed 25 ml) and transfer the washings through the filter paper to the volumetric flask.

8.11 Prepare the molybdate-hydrazine solution.

8.12 Add 50 ml of the molybdate-hydrazine solution by pipet to each 100-ml volumetric flask. Mix immediately by swirling.

8.13 Dilute to 100 ml with water and mix well. Remove stoppers from flasks after mixing.

8.14 Place the 100-ml flasks in the constant-temperature bath for 25 min so that the contents of the flasks are below the liquid level of the bath. The temperature of the bath should be 180 to 190°F (82.2 to 87.8°C) (NOTE 1).

8.15 Transfer the 100-ml flasks to the cooling bath and cool the contents rapidly to room temperature (NOTE 6).

8.16 Allow the samples to stand at room temperature before measuring the absorbance.

NOTE 12: The color developed is stable for at least 4 h.

8.17 Set the spectrophotometer to the wavelength of maximum absorbance as determined in 6.9. Adjust the spectrophotometer to zero absorbance, using distilled water in both cells.

8.18 Measure the absorbance of the samples at the wavelength of maximum absorbance with distilled water in the reference cell.

8.19 Subtract the absorbance of the blank from the absorbance of each sample (NOTE 7).

8.20 Determine the micrograms of phosphorous in the sample, using the calibration curve from 6.12 and the corrected absorbance.

9. *Calculations.* 9.1 Calculate the milligrams of phosphorus per litre of sample as follows:

$$P, \text{ mg/litre} = P/V$$

where:

P = micrograms of phosphorus read from calibration curve, and

V = millilitres of gasoline sample.

To convert to grams of phosphorus per U.S. gallon of sample, multiply mg P/litre by 0.0038.

9.2 If the gasoline sample was taken at a temperature other than 60°F (15.6°C) make the following temperature correction:

$$\text{mg P/litre at } 15.6°C = [\text{mg P/litre at } t][1+0.001\,(t-15.6)]$$

where:

t = observed temperature of the gasoline, °C.

9.3 Concentrations below 2.5 mg/litre or 0.01 g/gal should be reported to the nearest 0.01 mg/litre or 0.0001 g/U.S. gal.

9.3.1 For higher concentrations, report results to the nearest 1 mg P/litre or 0.005 g P/U.S. gal.

10. *Precision.* 10.1 The following criteria should be used for judging the acceptability of results (95 percent confidence):

10.2 Repeatability—Duplicate results by the same operator should be considered suspect if they differ by more than the following amounts:

g P/U.S. gal (mg P/litre)	Repeatability
0.0008 to 0.005 (0.2 to 1.3).	0.0005 g P/U.S. gal (0.13 mg P/litre).
0.005 to 0.15 (1.3 to 40)	13% of the mean.

10.3 Reproducibility—The results submitted by each of two laboratories should not be considered suspect unless they differ by more than the following amounts:

g P/U.S. gal (mg P/litre)	Reproducibility
0.0008 to 0.005 (0.2 to 1.3).	0.0002 g P/U.S. gal (0.05 mg P/litre).
0.005 to 0.15 (1.3 to 40)	7% of the mean.

APPENDIX B

TEST FOR LEAD IN GASOLINE BY ATOMIC ABSORPTION SPECTROMETRY

1. *Scope.* 1.1 This method covers the determination of the total lead content of gasoline within the concentration range of 0.010 to 0.10 g of lead/U.S. gal. The method compensates for variations in gasoline composition and is independent of lead alkyl type.

2. *Summary of method.* 2.1 The gasoline sample is diluted with methyl isobutyl ketone and the alkyl lead compounds are stabilized by reaction with iodine and a quarternary ammonium salt. The lead content of the sample is determined by atomic absorption flame spectrometry at 2833 A, using standards prepared from reagent grade lead chloride. By the use of this treatment, all alkyl lead compounds give identical response.

3. *Apparatus.* 3.1 Atomic Absorption Spectometer, capable of scale expansion and nebulizer adjustment, and equipped with a slot burner and premix chamber for use with an air-acetylene flame.

3.2 Volumetric Flasks, 50-ml, 100-ml, 250-ml, and one litre sizes.

3.3 Pipets, 2-ml, 5-ml, 10-ml, 20-ml, and 50-ml sizes.

3.4 Micropipet, 100-μl, Eppendorf type or equivalent.

4. *Reagents.* 4.1 Purity of Reagents—Reagent grade chemicals shall be used in all tests. Unless otherwise indicated, it is intended that all reagents shall conform to the specifications of the Committee on Analytical Reagents of the American Chemical Society, where such specifications are available. Other grades may be used, provided it is first ascertained that the reagent is of sufficiently high purity to permit its use without lessening the accuracy of the determination.

4.2 Purity of Water—Unless otherwise indicated, references to water shall be understood to mean distilled water or water of equal purity.

4.3 Aliquat 336 (tricapryl methyl ammonium chloride).

4.4 Aliquat 336/MIBK Solution (10 percent v/v)—Dissolve and dilute 100 ml (88.0 g) of Aliquat 336 with MIBK to one liter.

4.5 Aliquat 336/MIBK Solution (1 percent v/v)—Dissolve and dilute 10 ml (8.8 g) of Aliquat 336 with MIBK to one liter.

4.6 Iodine Solution—Dissolve and dilute 3.0 g iodine crystals with Toluene to 100 ml.

4.7 Lead Chloride.

4.8 Lead-Sterile Gasoline—Gasoline containing less than 0.005 g Pb/gal.

4.9 Lead, Standard Solution (5.0 g Pb/gal)—Dissolve 0.4433 g of lead chloride ($PbCl_2$) previously dried at 105°C for 3 h in about 200 ml of 10 percent Aliquat 336/MIBK solution in a 250-ml volumetric flask. Dilute to the mark with the 10 percent Aliquat solution, mix, and store in a brown bottle having a polyethylene-lined cap. This solution contains 1,321 μg Pb/ml, which is equivalent to 5.0 g Pb/gal.

4.10 Lead, Standard Solution (1.0 g Pb/gal)—By means of a pipet, accurately transfer 50.0 ml of the 5.0 g Pb/gal solution to a 250-ml volumetric flask, dilute to volume with 1 percent Aliquat/MIBK solution. Store in a brown bottle having a polyethylene-lined cap.

4.11 Lead, Standard Solutions (0.02, 0.05, and 0.10 g Pb/gal)—Transfer accurately by means of pipets 2.0, 5.0, and 10.0 ml of the 1.0-g Pb/gal solution to 100-ml volumetric flasks; and 5.0 ml of 1 percent Aliquat 336 solution to each flask; dilute to the mark with MIBK. Mix well and store in bottles having polyethylene-lined caps.

4.12 Methyl Isobutyl Ketone (MIBK). (4-methyl-2-pentanone).

5. *Calibration.* 5.1 Preparation of Working Standards—Prepare three working standards and a blank using the 0.02, 0.05, and 0.10-g Pb/gal standard lead solutions described in 4.11.

5.1.1 To each of four 50-ml volumetric flasks containing 30 ml of MIBK, add 5.0 ml of low lead standard solution and 5.0 ml of lead-free gasoline. In the case of the blank, add only 5.0 ml of lead-free gasoline.

5.1.2 Add immediately 0.1 ml of iodine/toluene solution by means of the 100-μl Eppendorf pipet. Mix well.[1]

5.1.3 Add 5 ml of 1 percent Aliquat 336 solution and mix.

5.1.4 Dilute to volume with MIBK and mix well.

5.2 Preparation of Instrument—Optimize the atomic absorption equipment for lead at 2833 A. Using the reagent blank, adjust the gas mixture and the sample aspiration rate to obtain an oxidizing flame.

5.2.1 Aspirate the 0.1-g Pb/gal working standard and adjust the burner position to give maximum response. Some instruments require the use of scale expansion to produce a reading of 0.150 to 0.170 for this standard.

5.2.2 Aspirate the reagent blank to zero the instrument and check the absorbances of the three working standards for linearity.

6. *Procedure.* 6.1 To a 50 ml volumetric flask containing 30 ml MIBK, add 5.0 ml of gasoline sample and mix.[2]

6.1.1 Add 0.10 ml (100 μl) of iodine/toluene solution and allow the mixture to react about 1 min.[1]

6.1.2 Add 5.0 ml of 1 percent Aliquot 336/MIBK solution and mix.

6.1.3 Dilute to volume with MIBK and mix.

6.2 Aspirate the samples and working standards and record the absorbance values with frequent checks of the zero.

7. *Calculations.* 7.1 Plot the absorbance values versus concentration represented by the working standards and read the concentrations of the samples from the graph.

8. *Precision.* 8.1 The following criteria should be used for judging the acceptability of results (95 percent confidence):

8.1.1 Repeatability—Duplicate results by the same operator should be considered suspect if they differ by more than 0.005 g/gal.

8.1.2 Reproductibility—The results submitted by each of two laboratories should not be considered suspect unless the two results differ by more than 0.01 g/gal.

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[1] EPA practice will be to mix well by shaking vigorously for approximately one minute.

[2] The gasoline should be allowed to come to room temperature (25°C).

SUBCHAPTER N—EFFLUENT GUIDELINES AND STANDARDS

PART 416—PLASTICS AND SYNTHETICS MANUFACTURING POINT SOURCE CATEGORY

Standards of Performance and Pretreatment Standards; Correction

The FEDERAL REGISTER for April 5, 1974, (39 FR 12501 et seq.) contained final effluent limitations quidelines for existing sources and standards of performance and pretreatment standards for new sources in the Plastics and Synthetics Point Source Category. The publication contained several typographical errors and other incorrect references. In addition, review of the limitations indicated that computational errors had been made in determining several of the final standards. The computational error consisted of failure to include revised variability factors in the calculations of the effluent limitations defining best available technology economically achievable and the new source performance standards for subcategories F through M. The effect of applying the correct variability factors is to increase the maximum permissible discharge of BOD5 and COD. The increases range from approximately 12 percent to 37 percent depending on which major group the product subcategory was in and whether the limitation was daily or 30-day. It may appear that the correction below decreases the limitations on BOD5 and COD, as well as TSS, in the best available technology guidelines for the continuous processing polyester resin and fiber subcategory § 416.93(c). This is because the tables in §§ 416.93(c) and 416.93(d) were inadvertently reversed in the publication of the final regulation. After correcting that error, the proper variability factor does in fact result in an increase in the permissible discharge of BOD5 and COD in §§ 416.93(c) and 416.93(d), as thus corrected. The changes set forth below correct these errors.

In FR Doc. 74-7512 appearing on pages 12502 through 12522 in the issue of April 5, 1974, make the following changes:

1. Page 12503, in the third column, line 63 which reads, "(17) A commenter stated that for," shall be deleted.

2. Page 12504, in the third column, revision (4) shall be corrected to read as follows: "The chemical oxygen demand (COD) for BADT was changed from a COD/BOD5 ratio basis to a COD concentration basis as demonstrated by biological treatment systems."

3. Page 12504, in the third column, revision (4) shall be corrected to read as follows: "The BOD5 limitations for BPCTCA were adjusted for major subcategory I to reflect the average of variability factors from several plants."

4. In § 416.32(a), page 12509, the BOD5 effluent limitations, Maximum for any one day; Metric units shall be corrected to read: "0.43."

5. In § 416.33(a), on page 12509, the TSS effluent limitations, average of daily values for 30 consecutive days shall not exceed—English units shall be corrected to read: ".16."

6. § 416.53(c), on page 12512, the TSS effluent limitations, Maximum for any one day English units, shall be corrected to read: ".043", and Average of daily values for 30 consecutive days shall not exceed, English units shall be corrected to read: ".037."

7. In § 416.62, on page 12513, the pH effluent limitations, Metric units shall be

corrected to read: "Within the range of 6.0 to 9.0."

8. Pages 12502 to 12504, in "(a) Summary of Major Comments.", the reference to Development Document page number in comments 1, 2, 3, 5, 8, 17, 18, 22, 23, and 25 shall be deleted.

9. The tables representing best available technology economically achievable for §§ 416.63, 416.73, 416.83, 416.93 (a), (b), (c), (d); 416.103 (a), (b), (c); 416.113 (a), (b), (c); 416.123 (a), (b), (c); and 416.133 shall be corrected to read as follows:

§ 416.63 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

* * * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	7.9	5.1
COD	68.3	43.9
TSS	3.75	3.19
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	7.9	5.1
COD	68.3	43.9
TSS	3.75	3.19
pH	Within the range 6.0 to 9.0.	

§ 416.73 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

* * * * *

Effluent Characteristic	Effluent Limitations: Maximum for any one day	Effluent Limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	4.4	2.8
COD	37.9	24.4
Zinc	0.210	0.105
TSS	2.08	1.77
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	4.4	2.8
COD	37.9	24.4
Zinc	0.210	0.105
TSS	2.08	1.77
pH	Within the range 6.0 to 9.0.	

§ 416.83 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

* * * * *

Effluent Characteristic	Effluent Limitations: Maximum for any one day	Effluent Limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.70	.45
COD	5.1	3.3
TSS	0.33	0.28
Total Chromium	0.0084	0.0042
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.70	.45
COD	5.1	3.3
TSS	0.33	0.28
Total Chromium	0.0084	0.0042
pH	Within the range 6.0 to 9.0.	

§ 416.93 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.59	.44
COD	3.1	2.3
TSS	0.16	0.13
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.59	.44
COD	3.1	2.3
TSS	0.16	0.13
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.59	.44
COD	3.1	2.3
TSS	0.16	0.13
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.59	.44
COD	3.1	2.3
TSS	0.16	0.13
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.47	.34
COD	2.4	1.8
TSS	0.13	0.11
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.47	.34
COD	2.4	1.8
TSS	0.13	0.11
pH	Within the range 6.0 to 9.0.	

(d) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.2	.87
COD	6.2	4.5
TSS	0.32	0.27
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	1.2	.87
COD	6.2	4.5
TSS	0.32	0.27
pH	Within the range 6.0 to 9.0.	

§ 416.103 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.5	.37
COD	2.6	1.9
TSS	0.13	0.11
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.5	.37
COD	2.6	1.9
TSS	0.13	0.11
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.44	.32
COD	2.3	1.7
TSS	0.12	0.10
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.44	.32
COD	2.3	1.7
TSS	0.12	0.10
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.94	.69
COD	4.9	3.6
TSS	0.25	0.21
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.94	.69
COD	4.9	3.6
TSS	0.25	0.21
pH	Within the range 6.0 to 9.0.	

§ 416.113 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	2.45	1.8
COD	12.7	9.3
TSS	0.65	0.55
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	2.45	1.8
COD	12.7	9.3
TSS	0.65	0.55
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.25	.92
COD	6.5	4.8
TSS	0.33	0.28
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	1.25	.92
COD	6.5	4.8
TSS	0.33	0.28
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	3.7	2.7
COD	19.2	14.1
TSS	0.98	0.84
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	3.7	2.7
COD	19.2	14.1
TSS	0.98	0.84
pH	Within the range 6.0 to 9.0.	

§ 416.123 Effluent limitations guidelines representing the degree of effluent reduction attainable by the best available technology economically achievable.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	2.35	1.7
COD	12.2	8.9
TSS	0.63	0.53
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	2.35	1.7
COD	12.2	8.9
TSS	0.63	0.53
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	2.35	1.7
COD	12.2	8.9
TSS	0.63	0.53
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 of product		
BOD5	2.35	1.7
COD	12.2	8.9
TSS	0.63	0.53
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	4.7	3.4
COD	24.4	17.8
TSS	1.26	1.06
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	4.7	3.4
COD	24.4	17.8
TSS	1.26	1.06
pH	Within the range 6.0 to 9.0.	

§ 416.133 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.2	.89
COD	6.3	4.7
TSS	0.33	0.27
Phenolic Compounds	0.0032	0.0016
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 of product		
BOD5	1.2	.89
COD	6.3	4.7
TSS	0.33	0.27
Phenolic Compounds	0.0032	0.0016
pH	Within the range 6.0 to 9.0.	

10. The tables representing standards of performance for new sources in §§ 416.65, 416.75, 416.85, 416.95(a)(b)(c)(d), 416.105(a)(b)(c), 416.115(a)(b)

(c), 416.125(a), (b), (c) and 416.135 shall be corrected to read as follows:

§ 416.65 Standards of performance for new sources.

* * * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	7.41	3.6
COD	98	48
TSS	3.3	2.27
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	7.41	3.6
COD	98	48
TSS	3.3	2.27
pH	Within the range 6.0 to 9.0.	

* * * * *

§ 416.75 Standards of performance for new sources.

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	4.17	2.0
COD	97	47
Zinc	0.15	0.075
TSS	1.9	1.28
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	4.17	2.0
COD	97	47
Zinc	0.15	0.075
TSS	1.9	1.28
pH	Within the range 6.0 to 9.0.	

§ 416.85 Standards of performance for new sources.

* * * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.88	.43
COD	6.5	3.1
TSS	0.40	0.27
Total Chromium	0.0080	0.0040
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.88	.43
COD	6.5	3.1
TSS	0.40	0.27
Total Chromium	0.0080	0.0040
pH	Within the range 6.0 to 9.0.	

§ 416.95 Standards of performance for new sources.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.79	.44
COD	7.3	4.0
TSS	0.19	0.13
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.79	.44
COD	7.3	4.0
TSS	0.19	0.13
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.79	.44
COD	7.3	4.0
TSS	0.19	0.13
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.79	.44
COD	7.3	4.0
TSS	0.19	0.13
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.46	.25
COD	4.2	2.32
TSS	0.12	0.078
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.46	.25
COD	4.2	2.32
TSS	0.12	0.078
pH	Within the range 6.0 to 9.0.	

(d) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.58	.87
COD	14.6	8.0
TSS	0.4	0.27
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	1.58	.87
COD	14.6	8.0
TSS	0.4	0.27
pH	Within the range 6.0 to 9.0.	

§ 416.105 Standards of performance for new sources.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.67	.37
COD	4.8	2.6
TSS	0.16	0.11
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.67	.37
COD	4.8	2.6
TSS	0.16	0.11
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	.58	.32
COD	4.2	2.3
TSS	0.15	0.10
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	.58	.32
COD	4.2	2.3
TSS	0.15	0.10
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.25	.69
COD	9.0	4.95
TSS	0.31	0.21
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	1.25	.69
COD	9.0	4.95
TSS	0.31	0.21
pH	Within the range 6.0 to 9.0.	

§ 416.115 Standards of performance for new sources.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	2.75	1.51
COD	28.6	15.7
TSS	0.69	0.47
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	2.75	1.51
COD	28.6	15.7
TSS	0.69	0.47
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.42	.78
COD	14.7	8.1
TSS	0.35	0.24
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	1.42	.78
COD	14.7	8.1
TSS	0.35	0.24
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	4.17	2.29
COD	43.4	23.9
TSS	1.1	0.71
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	4.17	2.29
COD	43.4	23.9
TSS	1.1	0.71
pH	Within the range 6.0 to 9.0.	

§ 416.125 Standards of performance for new sources.

(a) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	2.08	1.15
COD	20	11
TSS	0.51	0.35
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	2.08	1.15
COD	20	11
TSS	0.51	0.35
pH	Within the range 6.0 to 9.0.	

(b) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	2.08	1.15
COD	20	11
TSS	0.51	0.35
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	2.08	1.15
COD	20	11
TSS	0.51	0.35
pH	Within the range 6.0 to 9.0.	

(c) * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	4.17	2.29
COD	40	22
TSS	1.1	0.71
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	4.17	2.29
COD	40	22
TSS	1.1	0.71
pH	Within the range 6.0 to 9.0.	

§ 416.135 Standards of performance for new sources.

* * * * *

Effluent characteristic	Effluent limitations: Maximum for any one day	Effluent limitations: Average of daily values for thirty consecutive days shall not exceed
(Metric units) kg/kkg of product		
BOD5	1.58	.87
COD	30.4	16.7
TSS	0.4	0.27
Phenolic Compounds	0.0032	0.0016
pH	Within the range 6.0 to 9.0.	
(English units) lb/1000 lb of product		
BOD5	1.58	.87
COD	30.4	16.7
TSS	0.4	0.27
Phenolic Compounds	0.0032	0.0016
pH	Within the range 6.0 to 9.0.	

Dated: June 28, 1974.

JOHN QUARLES,
Acting Administrator.

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Title 41—Public Contracts and Property Management

CHAPTER I—FEDERAL PROCUREMENT REGULATIONS

[FPR Amdt. 129]

PART 1-5—SPECIAL AND DIRECTED SOURCES OF SUPPLY

Procurement of Products of the Blind and Other Severely Handicapped

This amendment of the Federal Procurement Regulations adds a new Subpart 1-5.8, Procurement of Products of the Blind and Other Severely Handicapped. The amendment prescribes policies and procedures for the procurement of products and services produced or provided by qualified workshops for the

blind and other severely handicapped. The provisions of Pub. L. 92–28, approved June 23, 1971, and the rules and regulations of the Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped issued pursuant thereto (41 CFR 51, 38 FR 16316, June 21, 1973, as amended by 38 FR 19045, July 17, 1973), are implemented by the amendment. Similar procedures on purchases from Federal Prison Industries, Inc. will be issued shortly in Subpart 1–5.4.

The table of contents of Part 1–5 is changed to add Subpart 1–5.8, Procurement of Products and Services of the Blind and Other Severely Handicapped.

Subpart 1–5.8—Procurement of Products of the Blind and Other Severely Handicapped

Sec.

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AUTHORITY: Sec. 205(c), 63 Stat. 390; (40 U.S.C. 486(c).)

§ 1–5.800 Scope of subpart.

This subpart prescribes policies and procedures for carrying out the requirements of the Wagner-O'Day Act, as amended (Pub. L. 92–28, 85 Stat. 77 (41 U.S.C. 46–48c)), and the rules of the Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped (41 CFR Part 51, 38 FR 16316, June 21, 1973, as amended by 38 FR 19045, July 16, 1973).

§ 1–5.801 General.

(a) The Wagner-O'Day Act provides for the procurement of certain commodities and services from workshops for the blind and other severely handicapped by all entities of the Federal Government.

(b) A listing of commodities and services which shall be purchased from workshops for the blind and other severely handicapped is contained in the Procurement List published by the Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped and distributed by GSA. Copies of the Procurement List may be obtained by submitting GSA Form 457, FSS Publications Mailing List Application, to the General Services Administration, Building 41, Federal Center, Denver, Colorado 80225. The Procurement List is identified by Mailing Code 00SC–0002. All other correspondence to the Committee should be addressed to the Executive Director of the Committee at the address listed on the inside front cover of the Procurement List.

§ 1–5.802 Definitions.

As used in this subpart, the following terms have the meanings stated.

(a) "Act" means the Wagner-O'Day Act of June 25, 1938, as amended by Pub. L. 92–28, June 23, 1971, 85 Stat. 77 (41 U.S.C. 46–48c).

(b) "Committee" means the Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped.

(c) "Central nonprofit agency" means an agency organized under the laws of the United States or of any State, operated in the interest of the blind or other severely handicapped, the net income of which does not inure in whole or in part to the benefit of any shareholder or other individual, and designated by the Committee to facilitate the distribution (by direct allocation, subcontract, or other means) of orders of the Government for commodities and services on the Procurement List among workshops for the blind or workshops for other severely handicapped, and to assist the Committee in administering these regulations.

(d) "Government" and "entity of Government" mean any entity of the Legislative branch or Judicial branch, any executive agency, military department, Government corporation or independent establishment, U.S. Postal Service or any nonappropriated fund instrumentality of the Armed Forces.

(e) "Ordering office" means any activity in an entity of the Government that places orders for the procurement of any commodity or service on the Procurement List.

(f) "Military resale commodities" means commodities on the Procurement List sold for the private, individual use of authorized patrons of Armed Forces commissaries or exchanges, or like activities of other Government departments and agencies.

(g) "Procurement List" means a list of (1) the commodities, including military, resale commodities, produced by any workshop for the blind or by any workshop for other severely handicapped, and (2) the services provided by any such workshop, which the Committee determines are suitable for procurement by the Government pursuant to these regulations.

(h) "Qualified nonprofit agency for the blind" (hereinafter workshop for the blind) means an agency organized under the laws of the United States or of any State, operated in the interest of blind individuals, the net income of which does not inure in whole or in part to the benefit of any shareholder or other individual; which complies with applicable occupational health and safety standards prescribed by the Secretary of Labor; and which in the production of commodities and the provision of services (whether or not the commodities or services are procured under these regulations) during the fiscal year employs blind individuals for not less than 75 percent of the man-hours of direct labor required for the production or provision of the commodities or services.

(i) "Qualified nonprofit agency for other severely handicapped" (hereinafter workshop for other severely handicapped) means an agency organized under the laws of the United States or of any State, operated in the interests of severely handicapped individuals who are not blind, and the net income of which does inure in whole or in part to the benefit of any shareholder or other individuals, which complies with applicable occupational health and safety standards prescribed by the Secretary of Labor; and which in the production of commodities and the provision of services (whether or not the commodities or services are procured under these regulations) during the fiscal year employs severely handicapped (including the blind) for not less than 75 percent of the man-hours of direct labor required for the production or provision of the commodities or services.

(j) "Allocation" means the action taken by a central nonprofit agency to designate the workshop(s) that will produce definite quantities of commodities or perform specific services upon receipt of an order from the ordering office.

§ 1–5.803 Policy.

§ 1–5.803–1 Mandatory procurement of products and services.

The Wagner-O'Day Act provides that entities of the Federal Government must procure any commodity or service listed on the Procurement List from a qualified nonprofit agency for the blind or other severely handicapped, if such a commodity or service is available within the period required. When identical products and services are available from workshops for the blind and other severely handicapped and from Federal Prison Industries, Inc. within the period required, the following order of preferences shall be observed:

(a) Commodities shall be procured in accordance with the following order of preference:

(1) Federal Prison Industries, Inc. in accordance with the requirements of 18 U.S.C. 4121–4128 and the provisions of Subpart 1–5.4 of the FPR;

(2) Workshops for the blind and other severely handicapped consistent with the provisions of this Subpart 1–5.8; and

(3) Commercial sources.

(b) Services shall be procured in accordance with the following order of preference:

(1) Workshops for the blind and other severely handicapped, in accordance with the priorities set forth in § 1–5.803–2; and

(2) Federal Prison Industries, Inc. or other commercial sources.

§ 1–5.803–2 Preferences between workshops for the blind and workshops for other severely handicapped.

(a) In the purchase by the Government of commodities, including military resale commodities, which are produced or offered for sale by workshops for the blind and workshops for other severely handicapped, priority shall be given to commodities produced or offered for sale by workshops for the blind.

(b) In the purchase by the Government of services which are offered by workshops for the blind and workshops for other severely handicapped, priority shall until December 31, 1976, be accorded to services offered for sale by workshops for the blind.

§ 1–5.803–3 Optional procurement of products and services.

(a) Where a commodity or service not contained on the Procurement List is to be procured, the ordering office should forward a solicitation to any central nonprofit agency which is or may be qualified to provide the product or service required.

(b) Supplies and services may be procured from the central nonprofit agency or workshop for the blind or other severely handicapped when such activity is the low responsive, responsible offeror under a solicitation issued in accordance with other authorized procurement methods.

§ 1–5.804 Central nonprofit agencies.

§ 1–5.804–1 Responsibilities.

Under the rules of the Committee, each central nonprofit agency is responsible for taking actions for its participating workshops as follows:

(a) Represent them in dealings with the Committee under the Act;

(b) Evaluate the qualifications and capabilities of its workshops and provide the Committee with pertinent data concerning its workshops, their status as qualified nonprofit agencies, their manufacturing or service capabilities, and other information required by the Committee;

(c) Recommend to the Committee with appropriate justification (including suggested prices) suitable commodities and services for procurement from its workshops;

(d) Distribute orders from Government activities among its workshops (by direct allocation, subcontract or other means) according to the Committee's policy guidelines;

(e) Maintain necessary records to allow for equitable allocation of orders; and

(f) Enter as required into contracts with Federal procuring activities (ordering offices) for the furnishing of commodities or services provided by its workshops.

§ 1–5.804–2 Names and addresses.

The following central nonprofit agencies represent all workshops providing commodities or services for sale in the Procurement List:

Agency	*Symbol*
Goodwill Industries of America, GI 9200 Wisconsin Ave. NW., Washington, DC 20014.	
International Association of Rehabilitation Facilities, 5530 Wisconsin Ave. NW., Washington, DC 20015.	RF
Jewish Occupational Council, 114 Fifth Ave., New York, NY 10011.	JO
National Association for Retarded Citizens, 2709 Avenue E, East Arlington, TX 76011.	RC
National Easter Seal Society for Crippled Children and Adults, 2023 West Ogden Ave., Chicago, IL 60612.	ES
National Industries for the Blind, 1511 K St. NW., Washington, DC 20005.	IB
United Cerebral Palsy Association, 66 East 34th St., New York, NY 10016.	CP

All letter requests for allocations shall be submitted to the appropriate nonprofit agency, as indicated on the Procurement List.

§ 1–5.805 Procurement procedures.

§ 1–5.805–1 General.

(a) Ordering offices shall obtain commodities and services on the Procurement List from the central nonprofit agency indicated on the list or its designated workshop(s), except for commodities identified on the Procurement List as available through General Services Administration (GSA) supply distribution facilities. Orders for articles stocked in GSA supply distribution facilities shall be submitted to GSA in accordance with procedures of the department concerned.

(b) GSA supply distribution facilities shall also obtain commodities on the Procurement List from the central nonprofit agency indicated on the list or its designated workshop(s).

§ 1–5.805–2 Allocation and orders.

(a) Central nonprofit agencies may authorize ordering offices to transmit orders for specific commodities or services directly to the workshop(s) concerned without requesting an allocation for each order. In these cases the central nonprofit agency shall specify the normal leadtime required for orders transmitted directly to the workshop(s). This method should be used whenever possible since it eliminates double handling and decreases the order processing time.

(b) Requests for allocations for commodities and services shall include the following:

(1) *Commodities.* Name, stock number, latest specification, quantity, unit price, weight per shipping container and place and time of delivery.

(2) *Services.* Type and location of service required, latest specification, work to be performed, estimated volume, and time for completion.

(c) Ordering offices shall request allocations in sufficient time for the central nonprofit agency to reply, for orders to be placed, and for the workshop to produce the commodity or provide the service (including a reasonable allowance of time for the purchase of materials, production or preparation and completion or delivery of the commodities involved).

(d) When a commodity on the Procurement List also appears on the Schedule of Products made in the Federal Penal and Correctional Institutions, the ordering office shall first obtain clearance from Federal Prison Industries, Inc. (FPI) before requesting an allocation or placing an order directly with the workshop(s).

(e) The responsible central nonprofit agency shall make allocations to the appropriate workshop(s) upon receipt of a request from the ordering office and instruct the ordering office to forward the order to the central nonprofit agency or direct to the workshop(s). All requests for allocations shall be acknowledged promptly by the central nonprofit agency. If the request for an allocation provides a delivery schedule that cannot be met, the central nonprofit agency shall immediately request a revision, which the ordering office shall grant if feasible, or the central nonprofit agency shall issue a purchase exception authorizing procurement from commercial sources, as authorized in § 1–5.805–3.

NOTE: An allocation is not an obligation to supply any commodity or service, or an obligation for an ordering office to issue an order. A workshop is not authorized to commence production until an order has been received.

(f) Upon receipt of an allocation the ordering office shall promptly submit an order to the appropriate central nonprofit agency or designated workshop(s). Where this cannot be done promptly the ordering office shall immediately so advise the central nonprofit agency and the workshop(s). The ordering office shall provide to the central nonprofit agency concerned a copy of all orders to workshops.

(g) The central nonprofit agency shall keep the ordering office informed of any changes in leadtime experienced by its workshops in order to minimize requests for extensions once an order is placed by the ordering office. Where, due to unusual conditions, an order does not provide sufficient leadtime, the central nonprofit agency or workshop, whichever received the order, may request an extension of the delivery or completion date which should be granted if feasible. If extension of the delivery or completion date is not feasible, the ordering office shall notify the appropriate central nonprofit agency or workshop(s) and request the central nonprofit agency to reallocate, or to issue a purchase exception, authorizing procurement from commercial sources as authorized in § 1–5.805–3.

§ 1–5.805–3 Purchase exceptions.

(a) Central nonprofit agencies will grant purchase exceptions authorizing ordering offices to procure commodities or services on the Procurement List from commercial sources when both of the following conditions exist:

(1) The central nonprofit agency cannot furnish a commodity or service within the period specified, and

(2) The commodity or service is available from commercial sources in the quantities required and at an earlier time than it is available from the workshop(s).

(b) The central nonprofit agency may grant a purchase exception when the quantity involved cannot be produced or provided economically by the workshop(s).

(c) When the conditions in paragraphs (a) or (b) are met, the central nonprofit agency will provide a purchase exception promptly and will specify the quantities and delivery period covered by the exception. The central nonprofit agency will inform the Committee prior to issuing a purchase exception to procure a commodity or service from commercial sources when the value of the procurement is $2,500 or more.

(d) When a purchase exception permitting procurement from commercial sources is granted under paragraph (a) above:

(1) The purchase action shall be taken within 15 days following the date of the purchase exception or within such additional time as may be provided by the central nonprofit agency with the concurrence of the Committee.

(2) A copy of the solicitation shall be provided to the appropriate central nonprofit agency at the time it is issued.

§ 1–5.805–4 Shipping and packing.

(a) Commodities, except those for military resale, shall be delivered aboard the vehicle of the initial carrier at the point of production (f.o.b. shipping point) for transportation to destination on Government bills of lading. Delivery is accomplished when a shipment is placed aboard the vehicle of the initial carrier. Time of delivery is the date shipment is released to and accepted by the initial carrier. Bills of lading may accompany orders or be otherwise furnished, but they must be supplied promptly. Failure by an ordering office to furnish bills of lading promptly may result in an excusable delay in delivery.

(b) Standard pack information is stated in item descriptions. In ascending order, standard pack is given in multiples of the unit of issue contained within the inner wrap(s) and the outer shipping container pack.

(c) Shipping weights, where available, are included in the procurement list. The weight indicated applies to the last quantity shown in the information on standard pack.

§ 1–5.805–5 Payments.

Payments for products or services of the blind or other severely handicapped shall normally be made within 20 days, but in no event later than 30 days, after shipment or receipt of a correct invoice or voucher.

§ 1–5.805–6 Adjustment and cancellation of orders.

When a central nonprofit agency or a workshop fails to comply with the terms of a Government order, the ordering office shall make every effort to negotiate an adjustment before taking action to cancel the order. When a Government order is canceled for failure of the workshop to comply with the terms of the order, the central nonprofit agency shall be notified, and, if practicable, requested to reallocate the order. The central nonprofit agency shall notify the Committee of any cancellation of an order and the reasons therefor.

§ 1–5.805–7 Quality of merchandise.

(a) Commodities furnished under Government specification by blind or other severely handicapped workshops shall be manufactured in strict compliance with such specifications. Where no specifications exist, commodities produced shall be of the highest quality and equal to similar items available on the commercial market. Commodities shall be inspected utilizing nationally recognized test methods and procedures for sampling and inspection.

(b) Services provided by blind or other severely handicapped workshops shall be performed in accordance with Government specifications and standards. Where no Government specification or standard exists, the services shall be performed in accordance with good commercial practices.

§ 1–5.805–8 Quality complaints.

(a) When the quality of a commodity received is not considered satisfactory by the using activity, the activity shall take the following actions as appropriate:

(1) For commodities received from DSA supply centers or GSA supply distribution facilities, notify the supplying agency in accordance with that agency's procedures.

(2) For commodities received from blind or other severely handicapped workshops, address complaints to the workshop involved with a copy to the central nonprofit agency with which it is affiliated.

(b) When the quality of a service is not considered satisfactory by the using activity, the activity shall address complaints to the workshop involved with a copy to the central nonprofit agency with which it is affiliated.

(c) In those instances where quality problems cannot be resolved by the workshop and the using activity, the Committee and the central nonprofit agency shall be advised.

§ 1–5.805–9 Specification changes.

(a) Specifications cited in the Procurement List may undergo a series of changes, indicated by successive suffix letters, to keep current with industry changes and agency needs. Since it is not feasible to show the latest revision current on the publication data, only the basic specification is referenced in the Procurement List. Procurement agencies shall notify the central nonprofit agency concerned of the latest applicable specification.

(b) When a Government department or agency is changing the design or construction of a commodity on the Procurement List that involves the assignment of a new Federal stock number, the Committee and the central nonprofit agency concerned shall normally be permitted to comment on such change and shall be notified of the change prior to its effective date.

§ 1–5.805–10 Pricing policies.

(a) The prices included in the Procurement List are fair market prices established by the Committee. Civilian agencies having responsibility for procurement of commodities or services generally will be requested by the Committee to assist in establishing fair market prices when a new commodity or service is proposed by a central nonprofit agency for addition to the Procurement List or when a price revision is requested by a central nonprofit agency. It is within the Committee's authority, however, to establish prices without prior coordination with the responsible procurement agency.

(b) Recommendations for price revisions for commodities or services on the Procurement List may be made at any time to the Committee by the procuring activities concerned.

(c) Price changes for commodities and services shall apply to all orders placed on or after the effective date of the changes and in special cases, with the concurrence of the purchasing activity, shall apply to undelivered orders on hand at the workshop on the effective date of the change.

(d) Prices for commodities, except military resale commodities, are for delivery aboard the vehicle of the initial carrier at the point of production (f.o.b. shipping point), and include packaging, packing, and marking as shown on the Procurement List.

(e) If an ordering office desires packing, packaging, or marking of products other than the standard pack or as provided in the Procurement List, the difference in cost thereof, if any, shall be added to the purchase price.

(Sec. 205(c), 63 Stat. 390 (40 U.S.C. 486(c)))

Effective date. This regulation is effective July 29, 1974, but may be observed earlier.

Dated: June 26, 1974.

DWIGHT A. INK,
Acting Administrator of General Services.

[FR Doc.74–15482 Filed 7–5–74;8:45 am]

CHAPTER 14—DEPARTMENT OF THE INTERIOR

PART 14–18—PROCUREMENT OF CONSTRUCTION CONTRACTS

Buy American Act Provisions

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301, Part 14–18 of Chapter 14 of Title 41 of the Code of Federal Regulations is hereby amended.

It is the general policy of the Department of the Interior to allow time for interested parties to participate in the

rulemaking process. However, the amendments herein provide administrative instructions that implement existing regulations and clarify existing instructions and procedures. Therefore, the public rulemaking process is waived in this particular instance and these changes will become effective immediately.

RICHARD R. HITE,
Deputy Assistant Secretary of the Interior.

JULY 1, 1974.

1. The Interior Procurement Regulations are amended by deleting Subpart 14–18.6 of Part 14–18, as published in 37 FR 7322, April 13, 1972, and by substituting the following therefor:

Subpart 14–18.6—Buy American Act

§ 14–18.604 Invitation provision.

(a) It has been determined that the following commodities are not mined, produced, or manufactured in the United States in sufficient and reasonably available quantities and of a satisfactory quality; therefore, purchases of such commodities may be made without regard to the provisions of the Buy American Act (41 U.S.C. 10a-d):

Acetylene black.
Asbestos, amosite.
Bismuth.
Books, pamphlets, newspapers, magazines, periodicals, printed briefs, and films which are not printed in the United States and for which domestic editions are not available.
Cadmium, ores and flue dust.
Calcium cyanamide.
Chrome ore or chromite.
Cobalt, in cathodes, rondelles, or other primary forms.
Cocoa beans.
Cork, wood or bark and waste.
Diamonds, industrial, stones.
Fair linen, altar.
Fibers of the following types: Abace, agave, coir, jute, and palmyra.
Goat and kid skins.
Graphite, natural.
Mica.
Nickel, primary, in ingots, pigs, shot, cathodes, or similar forms; nickel oxide and nickel salts.
Petroleum, crude oil; unfinished oils and finished products.
Platinum and platinum group metals refined, as sponge, powder, ingots, or cast bars.
Quartz crystals.
Radium salts.
Rubber, crude and latex.
Sperm oil.
Talc, block steatite.
Tin in bars, blocks and pigs.
Wax, carnauba.
Woods of the following species: Angelique, balsa, ekki, greenheart, lignum vitae, mahogany, and teak.

(b) Invitations for bids and requests for proposals shall include as excepted construction materials or components, the commodities listed in § 14–18.604(a). The commodities should be stated under paragraph (a) of the provision required by § 1–18.604 of this title.

(c) Solicitations should require that each bid or proposal will include the representation contained in this § 14–18.604 (c). The representation refers to commodities and paragraphs on the reverse. Therefore, the reverse of the representation shall contain the provision required by § 1–18.604 of this title and the list of exempt commodities contained in paragraph (a) of this § 14–18.604. The representation will read as follows:

NOTE.—Unless bidder intends to furnish nondomestic construction materials it is unnecessary to complete this form, but it should be returned with the bid.

REPRESENTATIONS BY BIDDER PURSUANT TO BUY AMERICAN ACT

Bidder represents that all construction materials to be used, other than those specifically exempt from the requirements of the Buy American Act as listed on the back of this form, will be domestic materials conforming to Clause No. 19, "Buy American," of the General Provisions (Standard Form 23–A) except as noted below:

Name of each item of nondomestic material	Quantity (weight, feet, number, etc.)	Cost delivered to the jobsite
		$
Total		

The contractor will be limited in the use of nondomestic materials to those listed above and those specifically exempted from the requirements of the Buy American Act as listed on the back of this form.

List below the lowest cost of domestic material comparable to each item of nondomestic material shown above, based upon bidder's canvass of domestic suppliers (as required by paragraph (b)(2) on the back of this form).

Name of each item of domestic material comparable to offered nondomestic material	Quantity (weight, feet, number, etc.)	Cost delivered to the jobsite
		$
Total		

If nondomestic construction materials are listed above, an alternative bid may be submitted offering comparable domestic materials as described in paragraph (b)(3) on the reverse hereof. However, unless the bidder specifically states alternative bid prices for specific items of the schedule, based upon use of comparable domestic materials, the bid will be evaluated only on the basis of the foreign materials listed above.

[FR Doc.74–15459 Filed 7–5–74;8:45 am]

Title 43—Public Lands: Interior

CHAPTER II—BUREAU OF LAND MANAGEMENT, DEPARTMENT OF THE INTERIOR

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 5424]

[Colorado 13075]

COLORADO

Powersite Restoration No. 732; Partial Revocation of Powersite Reserves Nos. 5, 121, and 721

By virtue of the authority contained in the Act of March 3, 1879, 20 Stat. 377, 394; 43 U.S.C. 31 (1970), and Reorganization Plan No. 3, 64 Stat. 1262; 5 U.S.C. 133z–15 (1964), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831), and the determination of the Federal Power Commission in DA–499, issued October 3, 1973, it is ordered as follows:

1. The Executive Orders of July 2, 1910, creating Powersite Reserve No. 5, as construed by Powersite Interpretation No. 117 of May 17, 1928; and Powersite Reserve No. 121, as construed by Powersite Interpretation No. 315 of October 12, 1942; and Executive Order of July 11, 1919, creating Powersite Reserve No. 721, as construed by Powersite Interpretations Nos. 117 and 120 of May 17, 1928, and June 29, 1928, respectively, are hereby revoked so far as they affect the following described lands:

SIXTH PRINCIPAL MERIDIAN

POWERSITE RESERVE NO. 5

T. 8 N., R. 103 W.,
Sec. 1, E½SE¼;
Sec. 11, NE¼SE¼, S½SE¼;
Sec. 12, NE¼NE¼, S½NE¼, S½;
Sec. 13, W½;
Sec. 14, NE¼, E½SE¼;
Sec. 23, NE¼NE¼, S½N½, N½S½, S½SW¼, SW¼SE¼;
Sec. 24, NW¼, NW¼SW¼;
Sec. 26, NW¼NE¼, NW¼;
Sec. 27, SE¼SE¼;
Sec. 32, SE¼;
Sec. 33, S½;
Sec. 34, NE¼, SE¼NW¼, S½.

POWERSITE RESERVE NO. 121

T. 6 N., R. 99 W.,
Sec. 17, S½SW¼;
Sec. 18, lots 7, 8, NE¼SW¼, SE¼;
Sec. 19, NE¼NE¼;
Sec. 20, lots 1, 4, W½NE¼, SE¼NE¼, N½NW¼, SE¼SW¼;
Sec. 21, lots 1, 3, 5, 7, 10, 12, 14, NE¼SE¼;
Sec. 27, lot 5;
Sec. 29, NE¼NE¼.

POWERSITE RESERVE NO. 721

T. 6 N., R. 100 W.,
Sec. 13, E½SW¼, SE¼;
Sec. 16, lots 7, 14, 15, SW¼NW¼, W½SW¼;
Sec. 17, SE¼NE¼, S½;
Sec. 18, lots 6, 7, 8, E½SW¼, SE¼;
Sec. 19, lot 5, E½NE¼, NW¼NE¼, NE¼NW¼;
Sec. 20, N½, N½SW¼, NW¼SE¼;
Sec. 21, lots 2, 4, S½NE¼, N½SE¼, SE¼SE¼;
Sec. 22, lot 4, S½N½, S½;
Sec. 23, S½NE¼, S½;
Sec. 24, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼;
Sec. 26, N½N½, SW¼NW¼;
Sec. 27, NE¼, N½NW¼, SE¼NW¼.

T. 6 N., R. 101 W.,
Every legal subdivision in unsurveyed secs. 3 thru 7, secs. 10 thru 15, any portion of which will, when surveyed, lie within a quarter of a mile of either bank of Yampa River; also every legal subdivision of secs. 8, 9, 16, 17, not included in segregated Tract No. 37, which will when surveyed, lie within one quarter of a mile of either bank of Yampa River.

T. 7 N., R. 101 W.,
Every legal Subdivision in unsurveyed secs. 31 and 32, any portion of which will when surveyed, lie within a quarter of a mile of either bank of Yampa River.

T. 6 N., R. 102 W.,
Sec. 15, S½, and every legal subdivision in unsurveyed N½ of sec., any portion of which will, when surveyed, lie within one quarter mile of either bank of the Yampa River;
Sec. 17, NW¼NE¼, NW¼, NW¼SW¼;
Sec. 18, lots 5, 6, 7, NE¼, E½NW¼, NE¼SW¼, N½SE¼.
Every legal subdivision of unsurveyed secs. 1 thru 14, 20, 21, 22, any portion of which will when surveyed, lie within one quarter mile of either bank of Yampa River.
T. 7 N., R. 102 W.,
Every legal subdivision in unsurveyed sec. 35 any portion of which will, when surveyed, lie within a quarter mile of either bank of the Yampa River.

The lands described aggregate approximately 16,143 acres in Moffatt County.

2. All of the above-described lands are within the exterior boundaries of the Dinosaur National Monument established by Presidential Proclamation No. 2290 of July 14, 1938, as revised by the Act of September 8, 1960, 74 Stat. 857, and are withdrawn from all forms of appropriation under the public land laws, including the mining laws, 30 U.S.C., Ch. 2, and from leasing under the mineral leasing laws.

Of the lands described under paragraph 1, the following are privately owned:

T. 6 N., R. 102 W.,
Tract 38 (unsurveyed sec's. 21, 22);
Sec. 18, S½NE¼, E½NW¼.

3. At 10 a.m. on August 2, 1974, the lands described in paragraph 1 shall be relieved of the segregative effect of the Powersite Reserves Nos. 5, 121, and 721, for the purpose of allowing said lands to be recommended for inclusion in the National Wilderness Preservation System, 16 U.S.C. 1131 (1970).

Inquiries concerning the lands should be addressed to the State Director, Bureau of Land Management, 700 Colorado State Bank Building, 1600 Broadway, Denver, Colorado 80202.

JACK O. HORTON,
Assistant Secretary of the Interior.

JUNE 27, 1974.

[FR Doc.74-15480 Filed 7-5-74;8:45 am]

[Public Land Order 5425]

ALASKA

Amendment of Public Land Order Nos. 5411, 5174, 5180, and Any Order Amending the Foregoing Orders

By virtue of the authority vested in the Secretary of the Interior by sections 11(a)(3) and 17(d)(1), of the Alaska Native Claims Settlement Act of December 18, 1971 (hereinafter referred to as the "Act") (43 U.S.C. 1610(a)(3), 1616(d)(1), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831)), it is ordered as follows:

1. Public Land Order (PLO) 5174, dated March 9, 1972, as amended by PLO 5255, dated September 12, 1972, and PLO 5411, dated February 7, 1974, withdrawing lands for selection under section 12 of the Act by the village corporations and the regional corporation for the approximate area covered by the operation of the Cook Inlet Regional Corporation, is hereby further amended to:

a. Delete the following described lands from paragraph 1a of Public Land Order No. 5174 of March 9, 1972, and add them to the listed lands in paragraph 2 of said order, as amended:

SEWARD MERIDIAN, ALASKA

T. 13 N., Rs. 17 thru 20 W.
T. 14 N., Rs. 19 and 20 W.
T. 15 N., Rs. 19 and 20 W.
T. 16 N., Rs. 19 and 20 W.
T. 17 N., Rs. 19 and 20 W.
T. 18 N., R. 19 W.

b. Delete the letters a, b, and c and the names of the Native villages listed in paragraph 1 of Public Land Order No. 5174, as amended by Public Land Order No. 5411, dated February 7, 1974, leaving the lands described therein withdrawn for selection under section 12 of the Act by any of the eligible village corporations entitled to select land withdrawn under section 11(a)(3) of the Act within the Cook Inlet Region.

c. Delete the following lands from paragraph 2 of Public Land Order No. 5174, which were added thereto by Public Land Order No. 5411, and add them to paragraph 1 of Public Land Order No. 5174:

SEWARD MERIDIAN, ALASKA

T. 1 S., Rs. 26 thru 29 W.
T. 1 N., Rs. 26 thru 29 W.
T. 2 N., Rs. 26 thru 30 W.
T. 3 N., Rs. 28 thru 31 W.
T. 4 N., Rs. 30 and 31 W.

2. Public Land Order No. 5174, as amended, is further amended to delete the following described lands from paragraph 1:

SEWARD MERIDIAN, ALASKA

T. 14 N., Rs. 16 thru 18 W.
T. 15 N., R. 15 W.
T. 16 N., R. 15 W.
T. 17 N., R. 15 W.
T. 18 N., R. 15 W.
T. 19 N., Rs. 15 and 16 W.
T. 20 N., Rs. 15 thru 17 W.

Subject to valid existing rights, all the above lands are added to paragraph 1 of Public Land Order No. 5180, dated March 9, 1972, as amended, and immediately become subject to all of the terms and conditions of that order including withdrawal of the lands from selection by the State of Alaska under the Alaska Statehood Act, 72 Stat. 339, and from location and entry under the mining laws (except for metalliferous minerals), 30 U.S.C., Ch. 2, and from leasing under the Mineral Leasing Act of February 25, 1920, as amended, 30 U.S.C. sections 181–287 (1970). So long as these lands remain so withdrawn, they shall be subject to administration by the Secretary of the Interior under the applicable laws and regulations as provided for by paragraph 2 of Public Land Order No. 5180.

3. The purpose of this order is to supplement Public Land Order No. 5174, as amended, by designating specific lands for selection by the regional corporation and by adding and designating lands for selection by any appropriate village corporation within the Cook Inlet Region.

4. It has been determined that the promulgation of this public land order is not a major Federal action significantly affecting the quality of the human environment and that no detailed statement pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, 42 U.S.C. section 4332(2)(C), is required.

JOHN C. WHITAKER,
Under Secretary of the Interior.

JUNE 28, 1974.

[FR Doc.74-15479 Filed 7-5-74;8:45 am]

[Public Land Order 5426]

[ES-13567]

SOUTH CAROLINA

Adding Lands to Sumter National Forest

By virtue of the authority vested in the President by section 24 of the Act of March 3, 1891, as amended, 16 U.S.C. 471 (1970), and the Act of June 4, 1897, 16 U.S.C. 473 (1970), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831), and upon recommendation of the Secretary of Agriculture, it is ordered as follows:

Subject to valid existing rights, the following described lands in South Carolina are hereby added to and made parts of the Sumter National Forest, and hereafter shall be subject to all laws and regulations applicable to the said national forest:

TRACT NO. 1

All that tract or parcel of land lying and being situated in Sleepy Hollow Township, Aiken County, South Carolina, bounded on the southwest by lands of USAEC Savannah River Plant, on the northwest by lands of J. C. Green, H. Holly, James J. Greene, Mrs. B. M. Colclough, H. O. Heath, Hattie Heath, J. T. Johnson, Leo R. Green, and J. J. Johnson, on the east by Road SRP 2, and other lands of USAEC, and on the southeast by Road SRP-1 and other lands of USAEC, and being more particularly described as follows:

Beginning at AEC boundary Monument No. SRO 35 having a coordinate value of N. 556,224.87 and E. 1,775,157.09 on the S. C. Lambert Coordinate System; thence N. 26°-10' E. 2,676.0 feet to Monument No. SRO 36; thence S. 34°35' E. 1,284.8 feet to Monument SRO 37; thence N. 6°53' E. 1,791.3 feet to Monument SRO 38, having a coordinate value of N. 559,347.18 and E. 1,776,851.59; thence N. 85°09' E. 3,228.4 feet to Monument SRO 39; thence N. 21°59' E. 543 feet to Monument SRO 40; thence N. 4°35' E. 1,281.4 feet to Monument SRO 41, having a coordinate value of N. 561,400.99 and E. 1,780,-374.05; thence in a southeasterly direction with the centerline of a dirt road approximately 1,460 feet to Monument SRO 42; thence N. 53°24' E. 2,723.4 feet to Monument No. SRO 43; thence N. 36°47' E. 1,346.2 feet to Monument No. SRO 44 having a coordinate value of N. 564,046.01 and E. 1,784,823.53; thence S. 62°8' E. 886.1 feet to Monument No. SRO 45; thence N. 32°54' E. 1,111.1 feet to Monument No. SRO 46; thence S. 81°20' E. 849.1 feet to Monument No. SRO 47; thence N. 15°38' E. 2,116.1 feet to Monument No. SRO 48; thence S. 41°02' E. 977.9 feet to

Monument No. SRO 49; thence N. 67°35' E. 1,925.2 feet to Monument No. SRO 50; thence N. 11°33' E. 890.4 feet to Monument No. SRO 51; thence S. 73°6' E. 716.8 feet to Monument No. SRO 52 located on west right-of-way of Road SRP 2 and having a coordinate value of N. 567,135.24 and E. 1,790,905.76; thence south along the right-of-way of Road SRP 2 a distance of 1,430 feet to a point at the intersection of the right-of-way of Road SRP 1; thence continuing in a southwesterly direction along the northwest right-of-way of Road SRP 1 a distance of approximately 17,500 feet to an iron stake "corner X" having a coordinate value of N. 555,411.31 and E. 1777, 144.97; thence N. 67°45' W. 2,147.9 feet to the point of beginning and containing 706 areas more or less.

TRACT 2

All that tract or parcel of land lying and being situate in Sleepy Hollow Township, near the town of Jackson, Aiken County, South Carolina, bounded on the southwest by S. C. Highway No. 125, on the northwest by S.C. Highway No. 62 and lands now or formerly owned by Eugene Bates, Fred Stallings, J. L. Steed and R. L. Ivy, or northeast by other lands of U.S. Atomic Energy Commission, Savannah River Plant, and on the southeast by Road SRP No. 1 and other lands of U.S. Atomic Energy Commission, and being more particularly described as follows:

Beginning at AEC Concrete Boundary Monument No. SRO 27 having a coordinate value of N. 552,825.14 and E. 1,768,668.13 on the S.C. Lambert Coordinate System; thence from the point of beginning S. 10°45' E. 5,010.8 feet to iron pipe corner "Z", located on the northwest right-of-way of Road SRP-1 and having a coordinate value of N. 547,902.3 and E. 1,769,603.0; thence in a southwesterly direction along the right-of-way of Road SRP-1 a distance of approximately 8,370 feet to an iron stake at the intersection of the northwest right-of-way of Road SRP-1 and the southeast right-of-way of S. C. Highway No. 125; thence in a northwesterly direction along the right-of-way of S. C. Highway 125, a distance of approximately 1,280 feet to a point on the centerline of S. C. Highway No. 62, said point being referenced by SRO Monument No. 25 which is located 27' southeast of said point; thence in a northeasterly direction along the centerline of S. C. Highway No. 62 and a portion of the old road a distance of approximately 11,100 feet to AEC Monument No. SRO 26; thence North 32°19' E. 287 feet to the point of beginning and containing 535 acres more or less.

TRACT NO. 3

All that tract or parcel of land lying and being situated in Silverton Township, Aiken County, South Carolina, bounded North by lands of Jarrel Brown; on the east by other lands of U.S. Atomic Energy Commission, Savannah River Plant, on the south and southwest by the Savannah River and being more particularly described as follows:

Beginning at AEC Concrete Monument No. SRO 1 located on the bank of Savannah River and having a coordinate value of N. 510,405.70 and E. 1,745,801.68 on the S. C. Lambert coordinate system; thence from point of beginning N. 34°23' E. 5,058.2 to AEC Concrete Monument No. SRO 2, said monument having a coordinate value of N. 514,580.17 and E. 1,748,658.16; thence S. 59°13' E. 647.9 feet to Monument SRO 3; thence N. 35°08' E. 1,406.5 feet to Monument SRO 4; thence N. 62°33' E., a distance of 3,449.1 feet to Monument SRO 4-A; thence N. 39°09' E. 654.1 feet to SRO 4-B; thence N. 58°52' E. 10,175.5 feet to Monument SRO 4-D having a coordinate value of N. 522,755.76 and E. 1,762,208.66; thence S. 4°18' E. 8,770.4 feet to TWE Monument No. 142 having a coordinate value of N. 514,010.10 and E. 1,762,867.12; thence S. 24°24' W. 233.6 feet to TWE Monument No. 143; thence S. 15°16' W. 827.8 feet to TWE Monument No. 144; thence S. 17°01' W. 1,410.8 feet to TWE Monument No. 145; thence S. 48°32' W. 2,161.1 feet to TWE Monument No. 149 having a coordinate value of N. 510,218.51 and E. 1,760,520.61; thence S. 5°04' E. approximately 4,948 feet to point No. 149-A on the Savannah River bank near the outfall from Dead Mans Lake; thence in a southerly, westerly, and northwesterly direction along the bank of Savannah River a distance of approximately 24,900 feet to the point of beginning and containing 4,780 acres more or less.

The lands described aggregate approximately 6,021 acres in Aiken County.

JOHN C. WHITAKER,
Acting Secretary of the Interior.

JUNE 28, 1974.

[FR Doc.74-15478 Filed 7-5-74;8:45 am]

Title 46—Shipping

CHAPTER IV—FEDERAL MARITIME COMMISSION

SUBCHAPTER B—REGULATIONS AFFECTING MARITIME CARRIERS AND RELATED ACTIVITIES

[Docket No. 71-74; General Order 32]

PART 546—QUARTERLY REPORTS OF CARGO LOSS AND DAMAGE CLAIMS

On August 11, 1971, the Federal Maritime Commission published in the FEDERAL REGISTER (36 FR 14765) a notice of proposed rulemaking, whereby a new rule requiring the filing of reports of cargo loss and damage claims was proposed. The rule as adopted requires the filing of quarterly reports of cargo loss and damage claims by all common carriers by water in the United States foreign and domestic offshore commerce. However, the effective date of this rule as to common carriers by water in the United States foreign commerce and domestic offshore commerce will not be the same. This rule shall become effective August 5, 1974 as to common carriers by water in the United States domestic offshore commerce and shall become effective as to common carriers by water in the United States foreign commerce on such future date as the Commission shall determine is proper provided that not less than thirty (30) days notice of the effectiveness of this rule will be given to such common carriers by water in the United States foreign commerce. This approach is necessary to enable the Commission staff to gain experience in the operation of this rule and to assess the value of the information elicited by this rule in a controlled environment with a view toward a more comprehensive effectuation of the rules at a later date.

The purpose of the new rule is to provide the Commission with information which will enable it to carry out its functions under sections 14 and 17 of the Shipping Act, 1916; in addition, the rule will provide the Commission, as well as other governmental agencies, legislative committees and Federal and local law enforcement agencies with the type of information which will have a beneficial effect on the entire industry. Thus, the information elicited will enable the industry to pinpoint areas where problems exist in combatting the iniquitous problem of cargo security.

Written comments on the proposed rule were invited and received from interested parties. A reply to these comments was filed by the Commission's Hearing Counsel and answers to Hearing Counsel's reply were also received. The Commission has considered each and every one of these comments and the final rule promulgated herein has been drafted with the parties' comments in mind. Certain of these comments have been adopted or substantially satisfied by editorial changes, deletions from, or additions to the rule. These and other comments are discussed below.

The two objections most frequently raised by the commentators are those of lack of jurisdiction to promulgate this rule and the undue burden to which those required to file the reports would be subjected. With respect to the jurisdictional issue, those commenting on it have argued that this Commission lacks specific statutory authority to implement a rule requiring the filing of reports dealing with loss and damage claims. This is said to follow from the fact that the Commission has no authority to adjudicate such claims for loss and damage.

There can be no quarrel with the proposition that in order to promulgate a rule under section 43 of the Shipping Act, 1916, some specific substantive grant of authority must exist elsewhere in the statute. We find such a specific substantive grant of authority in at least two sections of the Shipping Act, sections 14 Fourth (c) and 17. We feel that the information to be elicited by this rule will enable us to carry out our duties of assuring the fair and nondiscriminatory adjustment and settlement of claims as well as our function of ensuring that every carrier establishes, observes, and enforces just and reasonable regulations and practices related to the receiving, handling, storing, and delivering of property. The cause of theft, robbery, loss and damage of cargo can oftentimes be laid to unreasonable practices in the receiving, handling, storing, or delivering of property. Thus, in order for the Commission to determine, prescribe and order enforced practices to alleviate this problem, which it is by law mandated to do, the Commission must perforce have the information which this rule will produce.

As for the complaint that the rule will constitute an undue burden, we are of the opinion that any burden that might be imposed (and we are unwilling to concede that any undue burden would exist) will be far outweighted by the benefits to be derived from the information received. Many of the opposing comments dealing with the burden of the rule will be eliminated by the changes which have been made, such as the exemption of claims below a certain dollar value, claims which NVOCC's have filed against the underlying carrier, and claims for loss

or damage to used household goods. These and other changes to the rule as originally proposed are discussed next.

1. The title of the rule has been changed by substituting the word "cargo" for the word "freight". Similar changes have been made throughout the rule where necessary.

2. All references to "other persons subject to the Act" in § 546.1 *Scope* have been deleted. This eliminates "other persons subject to the Act" from those required to file the reports.

3. The definition of a nonvessel operating common carrier (NVOCC) has been inserted in § 546.2 *Definitions*. In paragraph (i) of § 546.2, the definition of "shipper/consignee loss claimed" when no invoice exists was changed to read "* * * shall be the amount claimed." This will reflect the dollar amount of claims as originally filed.

4. A new § 546.3 *Exemption of certain claims from reporting requirements* has been added. This section eliminates any international aspects of the rule by providing that claims filed outside the territorial limits of the United States, its territories, districts, or possessions, or the Commonwealth of Puerto Rico shall not be reported. This section also eliminates claims filed for loss or damage to used household goods and claims filed for loss or damage which do not exceed specified dollar amounts, i.e., $100 for loss and $500 for damage.

5. A new § 546.4 *Special provisions for nonvessel operating common carriers* has been added. This eliminates the requirement that an NVOCC file reports with this Commission when the NVOCC files a claim for cargo loss or damage with the underlying carrier.

6. Original § 546.3 *Schedule A—Quarterly Summary Report of Cargo Loss and Damage Claims Paid* has been renumbered as § 546.5 and the requirement for data with respect to revenue has been eliminated.

7. Original § 546.4 *Schedule B—Quarterly Report of Cargo Loss and Damage Claims, Report of Theft and Robbery* has been renumbered as § 546.6.

8. Original § 546.5 *Schedule C—Quarterly Report of Cargo Loss and Damage Claims, Analysis of Claims Processed* has been renumbered as § 546.7. Paragraph (f) has been revised to read "Items 6 through 9 are self-explanatory.", and all subsequent paragraphs have been deleted. Items 6 through 9 have also been revised with respect to the time periods.

9. Original § 546.6 Certification has been renumbered as § 546.8.

10. Original § 546.7 Lists of commodity description and numerical designation for use in reporting loss and damage claims has been renumbered as § 546.9.

11. Original § 546.8 Filing has been renumbered as § 546.10 and the "Office of Industry Economics" has been changed to the "Bureau of Industry Economics".

12. A new § 546.11 Confidentiality of individual carrier data contained in reports has been added to the rule. The purpose of this section is self-explanatory.

13. Other minor changes to the text have been made as procedural matters. The Attachments have likewise been revised to reflect the textual changes.

The TSUS list of commodity descriptions and numerical designations has been retained for the simple reason that it is a standardized tariff already used for foreign import commerce in Customs Form 5931.

Therefore, pursuant to sections 14 Fourth, 17, 21, and 43 of the Shipping Act, 1916 (46 U.S.C. 812, 816, 820, 841a) and sections 3 and 4 of the Administrative Procedure Act (5 U.S.C. 552, 553), Title 46 CFR is hereby amended by the addition of a new Part 546 as follows:

Sec.

546.1 Scope.
546.2 Definitions.
546.3 Exemption of certain claims from reporting requirements.
546.4 Special Provisions for nonvessel operating common carriers.
546.5 Schedule A—Quarterly Summary Report of Cargo Loss and Damage Claims Paid.
546.6 Schedule B—Quarterly Report of Cargo Loss and Damage Claims, Report of Theft and Robbery.
546.7 Schedule C—Quarterly Report of Cargo Loss and Damage Claims, Analysis of Claims Processed.
546.8 Certification.
546.9 Lists of commodity description and numerical designation for use in reporting loss and damage claims.
546.10 Filing.
546.11 Confidentiality of individual carrier data contained in reports.

AUTHORITY: Secs. 14 Fourth, 17, 21, and 43 of the Shipping Act, 1916; (46 U.S.C. 812, 816, 820, 841a).

§ 546.1 Scope.

The regulations contained in this part set forth the procedures whereby common carriers by water in the United States foreign and domestic offshore commerce shall be required to furnish quarterly reports of cargo loss and damage claims.

§ 546.2 Definitions.

As used in this part, the following terms shall have the meanings indicated:

(a) *Person.* The term person includes individuals, firms, partnerships, corporations, companies, associations, joint stock associations, trustees, receivers, assignees, or personal representatives.

(b) *Carrier.* The term carrier means a common carrier by water as defined in section 1 of the Shipping Act, 1916.

(c) *Nonvessel Operating Common Carrier.* The term nonvessel operating common carrier means a nonvessel operating common carrier by water as defined in § 510.21(d) of General Order 4 (46 CFR 510.21(d)).

(d) *Shortage.* The term shortage means a failure to deliver all or part of a shipment to a consignee in a situation where the reasons for such failure are unknown.

(e) *Theft or pilferage.* The term theft or pilferage means all known stealing without use of force or the threat of force.

(f) *Robbery.* The term robbery means all stealing involving the use of force or the threat of force.

(g) *Concealed Damage.* The term concealed damage means physical damage to freight discovered after delivery of shipment to the consignee in apparent good order without visible evidence of damage.

(h) *Visible Damage.* The term visible damage means delivery of shipment reflecting open damage observable by the consignee at the time of delivery.

(i) *Shipper/consignee loss claimed.* The term shipper/consignee loss claimed means total dollar amount on claims as actually filed by claimant supported by invoices or other documents. For claims covering shipments where no invoices exist, the shipper/consignee loss claimed shall be the amount claimed.

§ 546.3 Exemption of certain claims from reporting requirements.

Any claim for cargo loss or damage in one or more of the following categories shall not be reported:

(a) Claims filed outside the territorial limits of the United States, its territories, districts, or possessions, or the Commonwealth of Puerto Rico,

(b) Claims for loss or damage to used household goods,

(c) Claims where the shipper/consignee loss claimed as a result of shortage, theft or pilferage, or robbery is $100.00 (one-hundred dollars) or less, and

(d) Claims where the shipper/consignee loss claimed as a result of concealed or visible damage is $500.00 (five-hundred dollars) or less.

§ 546.4 Special provisions for nonvessel operating common carriers.

A nonvessel operating common carrier shall not report any claim filed against it for cargo loss or damage if it files a claim or claims for the same cargo loss or damage against any other common carrier subject to the Shipping Act, 1916, the Federal Aviation Act, or the Interstate Commerce Act.

§ 546.5 Schedule A—Quarterly Summary Report of Cargo Loss and Damage Claims Paid. (FMC 283–A) (Attachment A)

(a) This schedule shall be prepared for each quarter ending March 31, June 30, September 30, and December 31, of each calendar year.

(b) The data reported on this schedule shall be a summary report of cargo loss and damage claims paid, set forth by commodity description specified in § 546.9.[1]

(c) Separate reports shall be submitted for the foreign export, foreign import, domestic export, and domestic import shipments.

[1] See Attachments D and E, which are filed as part of the original document.

(d) The dollar amounts reported in this schedule shall be rounded to the nearest whole dollar omitting cents.

§ 546.6 Schedule B—Quarterly report of cargo loss and damage claims, report of theft and robbery. (FMC 283–B) (Attachment B)

(a) This schedule shall be prepared for each quarter ending March 31, June 30, September 30, and December 31, of each calendar year.

(b) The data reported on this schedule shall set forth the individual report of theft and/or robbery by commodity description specified in § 546.9 and shall specify the theft and/or robbery by port and by pier designation.

(c) Separate reports shall be submitted for the foreign export, foreign import, domestic export, and domestic import shipments.

(d) The dollar amounts reported on this schedule shall be rounded to the nearest whole dollar omitting cents.

§ 546.7 Schedule C—Quarterly Report of Cargo Loss and Damage Claims, Analysis of Claims Processed. (FMC 283–C) (Attachment C)

(a) This schedule shall be prepared for each quarter ending March 31, June 30, September 30, and December 31, of each calendar year.

(b) The data reported under Items 1, 2, and 3, respectively, will indicate the number of claims on hand at the beginning of the reporting quarter, claims received during the reporting quarter, and the total on hand for processing at the end of the reporting quarter, distributed according to the column headings enumerated on the schedule. In column (4) indicate the horizontal totals of the number of claims reported in column (1), (2), and (3), and in column (5) indicate the total dollar value of these claims.

(c) Item 4(a)—indicate the number and dollar amounts of claims paid during the reporting quarter distributed according to the column headings.

(d) Item 4(b)—indicate the number and dollar amounts of all claims denied or otherwise closed during the reporting quarter, distributed according to the reason specified for denial in Item 4(b) (1), (2), (3), or (4). The number and dollar amount reported in Item 4 should balance both vertically and horizontally.

(e) Item 5—Amounts reported for this item should be carried forward as Item 1 in the next quarterly report. Any difference should be explained in detail under "remarks."

(f) Items 6 through 9 are self-explanatory.

§ 546.8 Certification.

Reports submitted pursuant to this part must be certified as true and complete by an officer in charge of the accounts pertaining to loss and damage claims. For this purpose a certificate form is located on Schedule C [2] and the certification shall pertain to all schedules including Schedules A and B submitted under these rules.

§ 546.9 Lists of commodity description and numerical designation for use in reporting loss and damage claims.

For use in this part there is attached a list of commodity descriptions and numerical designations setting forth the commodities and numerical designations to be utilized in reporting cargo loss and damage claims on Schedules A and B.[2] These lists are set forth both in TSUS designation (Attachment D), and by alphabetical designation (Attachment E).

The TSUS designation is the commodity number and description as contained in the tariff schedules of the United States published by the United States Tariff Commission. These commodity descriptions are by and large identical with the ones presently being utilized by carriers and/or their agents to file Customs Form 5931 "Discrepancy Report and Declaration".

§ 546.10 Filing.

Schedules A, B, and C shall be filed with the Federal Maritime Commission, Bureau of Industry Economics, 1100 L Street, NW., Washington, D.C. 20573, in triplicate, no later than 30 days after the close of each quarter.

§ 546.11 Confidentiality of individual carrier data contained in reports.

All individual carrier data contained in the cargo loss and damage reports required in this part shall be withheld from public disclosure and shall be treated as "confidential information" in the files of the Federal Maritime Commission: *Provided, however,* That nothing in this section shall prevent the distribution of such data to federal, state, or local government agencies or the use of such data as a basis for or evidence in any legal proceeding and, Provided Further, that nothing in this section shall prevent public disclosure of industry or area wide compilations of such data.

Effective date. This rule shall become effective August 5, 1974 as to common carriers by water in the United States domestic offshore commerce with the first quarterly reports to be submitted no later than thirty (30) days after September 30, 1974, as required by § 546.10. This rule shall become effective as to common carriers by water in the United States foreign commerce on such future date as the Commission shall determine is proper. *Provided,* That not less than thirty (30) days notice of the effectiveness of this rule will be given to such common carriers by water in the United States foreign commerce by appropriate publication in the FEDERAL REGISTER.

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

By the Commission.

[SEAL] FRANCIS C. HURNEY, *Secretary.*

[FR Doc.74-15402 Filed 7-5-74;8:45 am]

[2] Filed as part of the original document.

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 19811; FCC 74-674]

PART 73—RADIO BROADCAST SERVICES

FM Broadcast Stations in Certain Cities in Florida

Report and order. (Proceeding terminated). In the matter of amendment of § 73.202(b), *Table of assignments,* FM Broadcast Stations. (Melbourne and Satellite Beach, Florida), Docket No. 19811, RM–2013, RM–2271.

1. The Commission here considers conflicting proposals for the assignment of FM Channel 292A to either Melbourne or Satellite Beach and correspondingly amending the FM Table of Assignments (§ 73.202(b) of the Commission's rules and regulations). This proceeding was initiated by a notice of proposed rulemaking, adopted September 6, 1973, based on the petition of Radio Melbourne, Inc. (Radio Melbourne), licensee of AM Station WMEL,[1] seeking assignment of Channel 292A as a third assignment to Melbourne (FCC 73–912; 38 FR 26211). Beach Broadcasting (Beach) filed a petition (and supplement thereto) proposing assignment of the same channel to Satellite Beach (as its first assignment) which has been accepted as a counterproposal.

2. Both Melbourne, population 40,236, and Satellite Beach, population 6,558, are located in Brevard County, population 230,006.[2] Brevard County is located in the east central portion of Florida. Satellite Beach is located on the east bank of the Indian River (Intercoastal Waterway) across from Melbourne. There are five aural broadcast services at Melbourne: FM Stations WYRL (Channel 272A) and WTAI–FM (Channel 296A), and AM Stations WTAI (daytime-only), WMEL, and WMMB. There are no aural broadcast facilities at Satellite Beach. The county, approximately 67.5 miles long, is the location of the Kennedy Air Space Center. The principal cities (in a north-south direction) are Titusville, population 30,515 (the county seat), Cocoa Beach, population 9,952, Cocoa, population 16,110, Rockledge, population 10,523, Satellite Beach, and Melbourne. In addition to the petitioners, also filing comments and reply comments are: the First Baptist Church of Melbourne (Church); Paul E. Sharpe; Broadcast Enterprises, Inc., licensee of Stations WMMB and WYRL(FM) at Melbourne (Broadcast Enterprises); and the National Association for Uniformed Services (NAUS). The Church and Sharpe favor assignment of Channel

[1] By letter, dated May 8, 1974, Elyria-Lorain Broadcasting Co. (Elyria-Lorain) advised that it has agreed to purchase Radio Station WMEL from Radio Melbourne (BHPL–448); the agreement includes a three year no-competition covenant. Elyria-Lorain states that it supports the rulemaking proposal and it will apply for the channel if assigned.

[2] All population data are from the 1970 U.S. Census unless otherwise indicated.

292A to Melbourne while Broadcast Enterprises and NAUS oppose it.[3]

3. The Notice expressed a concern about the proposed assignment of Channel 292A to Melbourne because Oliver Broadcasting Company, licensee of daytime-only AM Station WIPC, Lake Wales, Florida, in informal comments opposed the petition because the asserted needs for nighttime service at Lake Wales and its intention to petition for reassignment of Channel 292A from Avon Park to Lake Wales (population 8,240). The latter issue is not before us, since neither Oliver Broadcasting nor anyone else petitioned for such a change.[4] Thus, our present concerns are the arguments as between Radio Melbourne and Broadcast Enterprises and Beach.

4. We first discuss Radio Melbourne's contentions. Radio Melbourne variously argues that a third assignment is merited on the basis of a 236 percent increase in Melbourne's population between 1960 and 1970, a 106 percent increase in population of Brevard County, and the small amount of local programming over Stations WTAI–FM (easy listening) and WYRL(FM) (country and western music format). Radio Melbourne urges that Beach's petition is unnecessary and superfluous, inasmuch as Beach could apply for the channel for use at Satellite Beach under the 10-mile rule (§ 73.203 (b)) if Channel 292A is assigned to Melbourne, while if the channel is assigned to Satellite Beach, one may not similarly apply for its use at Melbourne.[5] Radio Melbourne finds fault with Beach because it does not state that it will apply for the channel if the assignment is made to Satellite Beach and construct a station if the application is granted. It also states that Beach has failed to show that Satellite Beach is self-sufficient, and has a complement of local services, local organizations, and local sources of revenue. Radio Melbourne alleges that Satellite Beach has no water or utility system of its own (these, we are told, are supplied from Melbourne), that whatever land is developed in Satellite Beach is devoted to homes, and that Beach's claim of population growth during the tourist season is a glib assertion in view of the fact that there is only a single motel in Satellite Beach. Radio Melbourne says that Satellite Beach is a primarily residential area in an urban complex in "south" Brevard County and that the area's businesses are located in the larger cities (Melbourne, Cocoa Beach, Cocoa, Rockledge, Palm Bay (population 7,176) and Titusville), all of which except Rockledge and Palm Bay have FM channel assignments.[6] Radio Melbourne argues that because of Satellite Beach's location across the Indian River from Melbourne, a station at Satellite Beach clearly would depend on Melbourne for advertising revenue. In short, Radio Melbourne avers that the Commission should not assign a channel to Satellite Beach on the basis of sketchy information, especially when the proposals are not truly mutually exclusive. In the latter respect, the contention is that if Channel 292A is assigned to Melbourne, one may apply for a station at Satellite Beach or for one of the other communities in various directions under the provisions of § 73.-203(b) while because of the isolated location of Satellite Beach assignment to it would not permit the same sort of flexibility.

5. Broadcast Enterprises, licensee of Stations WMMB and WYRL(FM), opposes the assignment of another channel to Melbourne. Firstly, it argues that such an assignment is violative of the population criteria which would assign 1 or 2 channels to communities of less than 50,000 population.[7] It points out that the purported 236 percent growth figure for Melbourne between 1960 and 1970 is artificial in view of the fact that Melbourne and Eau Gallie merged in 1969 and that their total 1960 population was 24,282, so that the actual population increase is only 65.7 percent, significantly less than the 106 percent growth figure for the county and in contrast to the 117.4 percent for Vero Beach and Vero Beach South, which it claims merits a first competitive FM service.[8] Broadcast Enterprises also argues that Melbourne cannot support another aural broadcast station; reference is made to the AM–FM financial data for 1971 showing a total broadcast loss of $6,072 for the Melbourne market (the figures for 1972 show a profit of $1,279 for the five stations and for 1973 there is a loss of about $8,500). It is also argued that between 1960 and 1970 the number of broadcast services in Melbourne have outpaced growth by a ratio of 2.5 (2 stations to 5 stations), while the population growth was only 65.7 percent and the county's radio station growth is 130 percent (from 7 to 16 stations). Broadcast Enterprises contends that it would be arbitrary, capricious, and contrary to the public interest to aggravate the economic situation and diminish the program service of those stations currently serving the community, a situation which is exacerbated by the large-scale cutbacks at the Kennedy Space Flight Center.

6. Radio Melbourne and Broadcast Enterprises also filed reply comments. Radio Melbourne says that there has been a substantial population increase for both Melbourne and Brevard County since 1970 (11.9 percent and 11 percent respectively), and, thus, it argues that Melbourne in a few years will have the 50,000 population within its city limits. As to the contentions about the economics of the radio market, it is urged that the figure for 1971 relied on by Broadcast Enterprises is an erroneous one because of the poor financial showing of Station WTAI for that year which, has since measureably been improved, which circumstance the annual summary for 1972 would reflect. Radio Melbourne also deems it significant that WTAI did not file comments opposing the requested assignment and that Broadcast Enterprises' 1972 renewal application for its AM–FM operation showed an "operating profit" of $24,000 for the first nine months. Finally, Radio Melbourne attacks Broadcast Enterprises' position as a self-serving effort to protect its own position.

7. Radio Melbourne attacks Beach's petition as failing to furnish hard facts. It is argued that Satellite Beach is located in the midst of beach communities with a total of over 25,000 population, but that no explanation is given as to business activity needed to support a station, and Beach's submission about providing a community grade signal to part of Melbourne[9] strongly suggests that the more flexible course of action is to make an assignment to Melbourne which would be available for use there or at Satellite Beach (under the 10-mile rule).

8. Broadcast Enterprises take issue with Radio Melbourne's various contentions. Repeated are the arguments about the true population increase, about the comparison of radio growth and populations, the financial inability of Melbourne to support another station, and the deprivation of an assignment to Vero Beach. As to Radio Melbourne's characterization of WYRL(FM)'s programming, Broadcast Enterprises says that

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[3] NAUS' main objection is primarily directed at Radio Melbourne's action in a specific instance. This is not of decisional consequence, since the channel, if assigned, may be applied for by any party. Also, as noted, Radio Melbourne has agreed to dispose of Station WMEL (see footnote 1).

[4] We do not consider assignments to cities of less than 10,000 population unless there is an expressed demand.

[5] The Notice, in discussing preclusion to four communities if Channel 292A is assigned to Melbourne, mentioned that three of the four are contiguous to Melbourne and an applicant from any of those communities could apply for use of Melbourne Channel 292A under the "10-mile" rule Section 73.203 (b)). One of these three is Satellite Beach. The other two are Indialantic (population 2,685) and Indian Harbour (population 5,371). The fourth precluded community is Vero Beach, population 11,908, which already has Channels 228A and 288A assigned to it (see Report and Order in Docket No. 19772, adopted May 22, 1974 (FPC 74–532), F.C.C. 2d).

[6] We might have considered an assignment to Rockledge, but Channel 292A, the only channel available in the area, is precluded by mileage separations. As to Palm Bay, we would not consider an FM channel assignment absent evidence of demand (see footnote 4).

[7] See Paragraph 4 of the Further Notice of Proposed Rule Making in Docket No. 14185, adopted June 25, 1962 (FCC 62–867), and incorporated by reference in paragraph 25 of the Third Report, Memorandum Opinion and Order (40 F.C.C. 747, 758 (1963)).

[8] The argument about Vero Beach is no longer apropos since a second channel (288A) was assigned there since the Broadcast Enterprise pleading was filed. See footnote 5, supra.

[9] Beach also claims that a station at Satellite Beach would cover Patrick Air Force Base, South Patrick Shores (an unincorporated community with a population of 10,313) and Indian Harbour Beach City (population 5,371) with a community grade signal.

Radio Melbourne confuses local programming with programming format, and data are submitted to evidence the adequacy of its local programming. Broadcast Enterprises also takes issue with Church principally that the data adduced does not show an ability of Melbourne to support a sixth radio station and also that Church fails to disclose what its interest is.

9. We do not detail Beach's petition for rule making and supplement. We agree that in many respects it is not as precise as it might be. For example, there is a vague statement that Satellite Beach is located in the midst of a group of beach communities with a total of 25,000 population; on the other hand, the 1970 Census discloses that Satellite Beach is located in the Indialantic-Melbourne Beach Division with a total population of 33,247, and, as asserted, Satellite Beach's growth was phenomenal—from 825 in 1960 to 6,558 in 1970. No data are furnished to support its contention of being a tourist center. Moreover, while its comments may not be specific in this respect, we view them as evidencing an intent on the part of Beach to apply for Channel 292A, if assigned to Satellite Beach, and that if an application is granted that it will construct a station.

10. The fundamental issue is whether Satellite Beach is entitled to a first local aural service or whether a third FM channel should be added to a community which already has two (both in operation), and three AM stations. In this respect, Beach's pleadings might have been more cogent on many points, but, as noted above, the fair interpretation is that Beach is ready, willing, and able to proceed to apply for a channel if assigned there and to promptly build if that application is granted. However, there are more important overall considerations on the basis of which we conclude that the public interest, convenience, and necessity are better served by the assignment of Channel 292A to Melbourne because this affords the greatest flexibility of use, that is, either at Melbourne or Satellite Beach (under the 10-mile rule). Satellite Beach receives an abundance of primary radio service from the five aural broadcast stations at Melbourne to which Satellite Beach is adjacent. Thus, the first channel priority is not compelling.[10] As concerns the assignment of Channel 292A to Melbourne, an important consideration is that it is the only channel available for assignment to a small area in or near Melbourne because of the assignment of the same channel to Avon Park.[11] In our view, assignment to Melbourne affords maximum usage flexibility. As to Broadcast Enterprises reliance on population criteria, we pointed out in the Notice that they are only a guideline which must be considered in balancing all considerations. Whether the number of radio stations at Melbourne have increased between 1960 and 1970 at a rate greater than its population or that of Brevard County is of little consequence, and such a correlation is meaningless other than to evidence increased interest in the broadcast media.[12] The argument that Melbourne cannot support another radio station is a question normally deferred for resolution at the application stage rather than in a rule making context. See "FCC v. Sanders Brothers Radio Station," 309 U.S. 470 (1940); "Carroll Broadcasting Co. v. FCC," 258 F 2d 440 (D.C. Cir. 1958); and "Adrian, Mich.," 37 F.C.C. 2d 1021 (1972).

11. Authority for the action taken herein is contained in sections 4(i), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended.

12. In accordance with the foregoing, it is ordered, That the FM Table of Assignments (§ 73.202(b) of the Commission's rules and regulations) is amended effective August 9, 1974, as concerns Melbourne, Florida, to read as follows:

City	*Channel No.*
Melbourne, Florida	272A, 292A, and 296A

13. *It is further ordered,* That the petition of Beach Broadcasting, Inc. to assign Channel 292A to Satellite Beach, Florida, is denied.

14. *It is further ordered,* That this proceeding is terminated.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; (47 U.S.C. 154, 303, 307))

Adopted: June 25, 1974.

Released: July 2, 1974.

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

[FR Doc.74-15485 Filed 7-5-74;8:45 am]

[Docket No. 19805; FCC 74-662]

PART 81—STATIONS ON LAND IN THE MARITIME SERVICES AND ALASKA-PUBLIC FIXED STATIONS

Frequency Coordination

Report and order. (Proceeding terminated). In the matter of amendment of Part 81 of the Commission's rules, governing Stations on Land in the Maritime Services, to require frequency coordination for the use of marine limited coast very high frequency and single sideband stations, Docket No. 19805, RM No. 1966, RM No. 2180.

1. A notice of proposed rulemaking in the above-captioned matter was released September 13, 1973 (FCC 73-898). The time for filing comments and reply comments has passed.

2. Comments were received from the Central Committee on Communication Facilities of the American Petroleum Institute ("Central Committee"), the Northern California Marine Radio Council ("NCMRC") and Collins Radio Company (Collins). The NCMRC comment was one of general support for the proposal.

COMMENTS OF COLLINS RADIO COMPANY

3. Collins, in its comments, was in general agreement with the concept of requiring frequency coordination, at least with respect to VHF assignments. Collins objected to requiring frequency coordination prior to granting applications for medium frequency (MF) and high frequency (HF) and objected to the application of the proposed 50-mile criteria to these classes of station because of the differences in propagation characteristics between VHF and M/HF frequencies. Collins also objects on the ground that the number of M/HF frequencies is small relative to VHF and requires substantially different coordination procedures. We agree with Collins and will delete MF and HF stations from the requirements of the rules herein adopted.

4. Collins also had reservations regarding organizations to be recognized as frequency coordinating committees. Collins' reservations were of two types: (a) That national organizations, rather than local or regional organizations should be prefered, and (b) organizations like the Southern California Marine Radio Council (SCMRC) and the Hawaiian Marine Radio Council (HMRC) would not adequately represent licensees of MF and HF stations. Regarding the type and adequacy of an organization to be recognized as a frequency coordination committee, such problems can and should be raised at the time such organizations apply for recognition. Therefore, we feel that these problems may be deferred and considered during ad hoc determinations of this type, however, we know of no national organizations constituted to perform this function. Collins second reservation is moot, since we have agreed that MF and HF stations should not be subject to these requirements.

5. Collins also suggested that frequency coordination only be required of applicants where a frequency coordinating committee exists and has been recognized by the Commission. This suggestion is satisfied by the proposed rules because the rules only require a frequency coordination where the application is for a station "to be located in an area having a recognized frequency advisory committee." (See § 81.359(a)).

COMMENTS OF THE CENTRAL COMMITTEE ON COMMUNICATION FACILITIES OF THE AMERICAN PETROLEUM INSTITUTE

6. The Central Committee also opposed requiring frequency coordination for MF and HF assignments. As stated above,

[10] Indeed, the Third Report, Memorandum Opinion and Order in Docket No. 14185, said that the priorities were not firm promises to be kept but a list of internally inconsistent goals forming the basis for action by judicious balancing. 40 F.C.C. 747, 753-4 (1963). It also recognized the inadequacy of a mechanistic attempt to turn desirable goals into absolute requirements. Ibid.

[11] Pending are two applications for Channel 292A at Avon Park: Tri-County Stereo, Inc. (BPH-8523); and Morison Enterprises of Polk County (BPH-8782).

[12] We note that Brevard County's population growth is almost three times that of the state as a whole (37.1%) and that there seem to be substantial changes of population groupings. In addition to the consolidation of Eau Gallie and Melbourne, the 1970 Census reports the incorporation of three communities and many annexations.

with respect to Collins' comments, we agree this objection is valid and will not apply these requirements to stations of this types.

7. The Central Committee also objected to requiring frequency coordination with respect to VHF assignments. The Central Committee cited two reasons for its objections: (a) The limited number of VHF channels available for assignments to limited coast stations, and (b) the fact that the use of these channels "has developed in a statistically acceptable pattern." We do not agree with the Central Committee regarding these objections. It was for these very reasons that the Commission adopted its notice of proposed rulemaking, i.e., because the number of channels is limited and because use patterns have not been and are not successful.

8. The Central Committee also has reservations concerning the makeup of the frequency coordinating committees to be recognized. As we stated above, with respect to Collins' objections on this subject, these objections need not prevent providing for such committees. Rather, they should be raised at the time that recognition of a given frequency coordinating committee is being considered. Public Notice of the filing of an application for recognition as the designated frequency advisory committee will be given. Also, in accordance with § 81.359 (d) of the rule herein adopted, the applicant committee must be representative of all persons eligible for VHF stations within the service area of the committee. This is clarified by the addition of appropriate language to the subparagraph. Further, even if a committee should be recognized, which is not entirely or perfectly representational, objections can be made to its recognition on an ad hoc basis. In this connection, it is important to note that the advice of such committees will be advisory only and will not bind the Commission in any way.

9. In view of the foregoing, we find that the proposed rule changes as modified above in response to the comments received are necessary and in the public interest.

10. *Accordingly, it is ordered,* Pursuant to the authority contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, that the Commission's rules are amended, effective August 9, 1974, as set forth below.

11. *It is further ordered,* That this proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082 (47 U.S.C. 154, 303))

Adopted: June 25, 1974.

Released: July 2, 1974.

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

Subpart J of Part 81 of Chapter I of Title 47 of the Code of Federal Regulations is amended by adding a new § 81.359 as follows:

§ 81.359 Frequency coordination.

(a) Except as provided in paragraphs (b) and (c) of this section each application for a new VHF limited coast station license or renewal or modification of an existing license to be located in an area having a recognized frequency advisory committee shall be accompanied by:

(1) A report based on a field study, indicating the degree of probable interference to existing stations operating in the same area. The applicant shall consider all stations operating on the working frequency or frequencies requested or assigned within 50 miles of the proposed station location, and

(2) The report shall include a written statement that all existing licensees within the frequency and mileage limits contained in subparagraph (1) of paragraph (a) of this section and the frequency advisory committee as defined in subparagraph (2) of paragraph (c) of this section have been notified of the applicant's intention to file an application. The notice of intention to file shall provide the licensees concerned and the advisory committee with the following information: the frequency and emission; transmitter location and power; and, antenna height proposed by the applicant.

(b) Applications for modification need not be accompanied by evidence of frequency coordination, where the modification does not involve any change in frequency(ies), power, emission, antenna height, antenna location or area of operation.

(c) (1) In lieu of the requirements specified in paragraph (a) of this section, a statement from a frequency advisory committee may be submitted with the application. The committee shall comment on the frequency or frequencies requested or the proposed changes in the authorized station and give the opinion of the committee regarding the probable interference of the proposal to existing stations. The committee shall consider, as a minimum, all stations operating on the frequency or frequencies requested or assigned within 50 miles of the proposed station location. The frequency advisory committee statement shall also recommend a frequency or frequencies, which in the opinion of the committee, will result in the least amount of interference to proposed and existing stations. In addition, committee recommendations may appropriately include comments on other technical factors and may contain recommended conditions or restrictions which it believes should appear on authorization to lessen the possibility of interference.

(2) A frequency advisory committee must be so organized that it is representative of all persons who are eligible for VHF limited coast stations within the service area of the recognized frequency advisory committee. A statement of organization, service area and composition of the committee must be submitted to the Commission for approval. The functions of any advisory committee shall be purely advisory in character to the applicant and the Commission, and its recommendations cannot be considered as binding upon either the applicant or the Commission.

[FR Doc.74-15486 Filed 7-5-74;8:45 am]

[FCC 74-663]

PART 97—AMATEUR RADIO SERVICE

Deletion of Certain Log Requirements

Order. In the matter of amendment of Part 97 to delete certain amateur radio station log requirements, RM-2382.

1. The purpose of this order is to amend the rules for the Amateur Radio Service to delete requirements for certain information to be entered into the log for an amateur radio station.

2. The Maryland FM Association, Inc., in petition RM-2382, requests amendment of § 97.103 in order to effect such deletions. Petitioner claims the practical aspects of maintaining a station log at times can be very cumbersome and inconvenient. They point out other services regulated by the Commission where logs are not required, and question if amateur station logs are essential to the Commission's task in inspecting amateur stations and reviewing their operation.

3. The logs required by § 97.103 do not, in fact, play a major role in the Commission's enforcement efforts, and we have no information on the role they play in the amateurs' self-enforcement efforts. A station log is sometimes presented to the Commission by an amateur operator attempting to prove, or disprove, some aspect of his past operation. For instance, he may wish to prove his station was not in operation during a period for which a complaint was received or a violation of the rules was observed. Or he may wish to prove he had accumulated the operating time required by § 97.13(a) at the time of license renewal. A well kept log can, therefore, serve the amateur operator. For this reason, we feel most amateurs will probably continue to log data in addition to that required, a conclusion shared by the petitioner.

4. The present rules do provide exceptions to the logging requirements, most notably for those stations in mobile operation. The underlying purpose for this exception is safety considerations during times the amateur is simultaneously driving an automobile and operating an amateur station. There has been no noticeable impact resulting from this exception, and based upon this experience, it can be predicted there will be no significant degradation of the Service by extending the relaxation.

5. Petitioner recommends rule provisions such that, in specific instances, a station may be required to enter additional information into the log as may be deemed necessary by the Commission. We are in agreement with their suggestion. Furthermore, we believe the following should be logged: the location

and dates for any operation, except mobile; signatures of visiting control operators; and third party traffic. Petitioner states his agreement with these requirements.

6. The amendments are given below. It should be noted the requirements for logging certain technical data in § 97.111 (f) remains unchanged. The amendments adopted herein are editorial revisions, and deletions and relaxations of existing rules provisions which we consider no longer necessary. We believe they will inure to the benefit of many and to the detriment of none, and they will better serve the public interest. Therefore, prior notice of rule making and effective date requirements are unnecessary, pursuant to the Administrative Procedure and Judicial Review provisions of 5 U.S.C. 553(b)(3)(B).

7. *Therefore, it is ordered,* That, pursuant to sections 4(i) and 303(j) and (r) of the Communications Act of 1934, as amended, Part 97 of the Commission's rules and regulations are amended as set forth below, effective July 10, 1974: *It is further ordered,* That RM-2382 is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Adopted: June 25, 1974.

Released: July 2, 1974.

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

Section 97.103 of Chapter I of Title 47 of the Code of Federal Regulations is amended to read as follows:

§ 97.103 **Station log requirements.**

An accurate legible account of station operation shall be entered into a log for each amateur radio station. The following items shall be entered as a minimum:

(a) The call sign of the station, the signature of the station licensee, or a photocopy of the station license.

(b) The locations and dates upon which fixed operation of the station was initiated and terminated. If applicable, the location and dates upon which portable operation was initiated and terminated at each location.

(1) The date and time periods the duty control operator for the station was other than the station licensee, and the signature and primary station call sign of that duty control operator.

(2) A notation of third party traffic sent or received, including names of all third parties, and a brief description of the traffic content. This entry may be in a form other than written, but one which can be readily transcribed by the licensee into written form.

(3) Upon direction of the Commission, additional information as directed shall be recorded in the station log.

[FR Doc.74-15487 Filed 7-5-74;8:45 am]

Title 49—Transportation

CHAPTER I—DEPARTMENT OF TRANSPORTATION

SUBCHAPTER A—HAZARDOUS MATERIALS REGULATIONS BOARD

[Docket No. HM-100; Amdt. Nos. 173-82, 179-14]

PART 173—SHIPPERS

PART 179—SPECIFICATIONS FOR TANK CARS

Ethylene Oxide; Opening in Tank Car Heads

On April 5, 1972, the Hazardous Materials Regulations Board ("the Board") published a notice of proposed rulemaking, Docket No. HM-100; Notice No. 72-4 (37 FR 6871), which proposed these amendments. The reasons for all these amendments were discussed in that notice of proposed rulemaking. Interested persons were invited to give their views and several comments were received by the Board.

The purpose of these amendments is to authorize the shipment of ethylene oxide in insulated portable tanks and to upgrade the requirements of filling and the specifications of tank cars authorized for ethylene oxide. In addition, Association of American Railroads specification ARA-IV-A and ARA-IV, and DOT specification 104 and 104W, tank cars are no longer authorized to be used for the transportation of ethylene oxide.

Gas padding. Several comments were received regarding the adequacy of the requirements proposed by the Board in Notice No. 72-4 covering gas padding. Several commenters pointed out that there are a number of gases that are suitable for padding. However, because of differences in solubility of these gases in liquid ethylene oxide, differences in loading temperatures and other factors, different amounts of padding gas (and hence different charging pressures) are required to provide the same level of safety for these different loading conditions. The Board agrees that the proposed pressure range of 35 to 60 p.s.i.g. at 70° F. does not completely reference the range of padding pressures producing safe loading and transportation conditions. The Board also agrees with one commenter's suggestion that it is more appropriate to state the padding gas requirements in the form of performance criteria. As a consequence, §§ 173.124(a)(5) and (a)(6) have been changed from what was proposed in accordance with these recommendations.

Fusible plugs on portable tanks. In Notice No. 72-4, the Board proposed requirements for portable tanks to be used in the transportation of ethylene oxide. The proposal was based on extensive experience gained by one shipper under special permit. Essentially, the proposal was based on the conditions existing in the special permit. One commenter, the special permit holder, suggested increasing the proposed thickness of the tank shell material since permit experience was with heavier gauge tanks. The Board agrees with this suggestion and has so provided in § 173.124(a)(6). With respect to these portable tanks, the Board proposed to require that the tanks be equipped with safety relief valves or frangible discs. Under the special permit, these tanks have been equipped with fusible plugs, and not safety relief valves or frangible discs. This same commenter requested that fusible plugs, in addition to safety relief valves or frangible discs, be permitted for such small tanks (maximum 300 gallons) designed according to the same basic criteria as are DOT-5P insulated drums which are used for liquefied petroleum gases. The commenter pointed out that the DOT-5P drum specification was established based on extensive fire testing to determine the proper sizing of the fuse plugs to prevent rupture of the container under fire exposure and that the surface to volume ratio of his portable tanks is the same as that of a DOT-5P drum. The Board agrees that, with more specific requirements applicable to the fusible plug and to performance criteria for the insulation, fusible plugs may be permitted in this size packaging. Section 173.124(a)(6) specifies the requirements accordingly.

Gaskets. The Manufacturing Chemists Association, Inc., the submitter of the petition upon which Docket No. HM-100 was based, pointed out that it did not recommend Teflon, or interwoven stainless steel and Teflon, as the only acceptable resilient materials for gaskets in ethylene oxide service. It stated that it wished to merely identify these materials as being among those suitable for ethylene oxide transportation service. It noted that to list all of the suitable materials in the regulations would not be practicable nor desirable since to do so could place unnecessary restraints on the development of technology in this application. It stated that it believed that it would be more appropriate to specify the materials that are not suitable (neoprene, natural rubber, and asbestos) and to state the requirements for gaskets on a performance criterion basis. In a related observation, the Board notes that the Coast Guard has successfully applied this philosophy to gasketing materials for use on ethylene oxide barges. (See 46 CFR 40.05-40, valves, fittings, and accessories.) in consideration of these factors, the requirements concerning gaskets have been restated in performance terms. Certain undesirable materials, including asbestos, have been prohibited. One commenter objected to the absence of approval for compressed asbestos gaskets stating that such gaskets have been in use and he has found no evidence to support their prohibition. The Board has been advised that asbestos is not suitable because it significantly lowers the autoignition temperature of ethylene oxide. In addition, neoprene and natural rubber are considered unsuitable for use because of their undesirable reaction to ethylene oxide. Another commenter stated that

the prohibition of certain materials and the establishment of performance criteria for gaskets were fully justifiable but concluded that the effective date of these requirements should be delayed for 18 months after the effective date of the amendments in this docket. The Board does not agree with such a delay. Since the hazards of neoprene, natural rubber, and asbestos with ethylene oxide have been recognized, there is no justification for delaying their replacement for what would be over two years.

In consideration of the foregoing, 49 CFR Parts 173 and 179 are amended as follows:

A. In § 173.119, the last sentence of paragraphs (a)(12), (e)(2), and (f)(3) is amended to read as follows. Notes 1, 2, and 3 following paragraph (f)(3), remain unchanged.

§ 173.119 Flammable liquids not specifically provided for.

(a) * * *

(12) * * * Openings in tank heads to facilitate application of lining are authorized on tank cars constructed before January 1, 1975. These openings must be closed in an approved (§ 179.3 of this subchapter) manner.

* * * * *

(e) * * *

(2) * * * Openings in tank heads to facilitate application of lining are authorized on tank cars constructed before January 1, 1975. These openings must be closed in an approved (§ 179.3 of this subchapter) manner (See Note 1 of paragraph (f)(3) of this section).

* * * * *

(f) * * *

(3) * * * Openings in tank heads to facilitate application of lining are authorized on tank cars constructed before January 1, 1975. These openings must be closed in an approved (§ 179.3 of this subchapter) manner.

* * * * *

B. In § 173.124, paragraph (a)(5) is amended; Note 1 and paragraph (b) are deleted; paragraph (a)(6) is added to read as follows:

§ 173.124 Ethylene oxide.

(a) * * *

(5) Specification 105A100W or 111A-100W4 (§§ 179.100, 179.200 of this subchapter) tank car. Each 105A***W series tank car must be equipped with a 75 p.s.i.g. safety valve and must be stenciled 105A100W. Each tank car must be stenciled, in letters not less than 1½ inches high, "ETHYLENE OXIDE ONLY" near the car specification number. Outage of each tank must be sufficient to prevent the tank from becoming entirely filled with liquid at 105° F. Each tank, loaded or empty, must be padded with dry nitrogen or other suitable dry inert gas in sufficient quantity to render the vapor phase in the tank nonflammable at a temperature up to 105° F. Consideration must be given to the lading temperature and the solubility of the gas in ethylene oxide as well as the partial pressure required of the padding gas used to provide this protection. The gas must be free of impurities which may cause the ethylene oxide to rearrange chemically or to polymerize, decompose, or undergo other violent chemical reaction. See §§ 179.102–12 and 179.202–18 of this subchapter for special requirements for tank cars authorized for ethylene oxide. Openings in tank heads to facilitate application of nickel lining are authorized on tank cars constructed before January 1, 1975. These openings must be closed in an approved (§ 179.3 of this subchapter) manner (See Note 1 of § 173.119(f)(3)).

NOTE 1 [Deleted]

(6) Specification 51 (§ 178.245 of this subchapter) portable tank. Each tank, loaded or empty, must be padded with dry nitrogen or other suitable dry inert gas in sufficient quantity to render the vapor phase in the tank nonflammable at a temperature up to 105° F. Consideration must be given to the lading temperature and the solubility of the gas in ethylene oxide as well as the partial pressure required of the padding gas used to provide this protection. The gas must be free of impurities which may cause the ethylene oxide to rearrange chemically or to polymerize, decompose, or undergo other violent chemical reaction. Each tank must be constructed to be in compliance with the following requirements:

(i) The tank must be insulated with mineral wool or glass fiber of sufficient thickness so that the thermal conductance at 60°F. is not more than 0.075 B.t.u. per hour, per square foot, per degree Fahrenheit temperature differential. When a tank is equipped with fusible plugs instead of a safety relief valve or frangible disc, insulation must meet the requirements of paragraph (a)(6)(iii) of this section.

(ii) The insulating material of the tank must be protected by a steel jacket having a minimum thickness of 12 gauge. This jacket must be applied to prevent moisture from coming in contact with the insulation.

(iii) Each tank must be equipped with a safety relief valve or frangible disc, meeting the requirements of § 173.315, set to relieve at 75 p.s.i.g. Instead of a safety relief valve or frangible disc, a tank may be equipped with safety devices of the fusible plug type with threaded straight base oriface, with yield temperature of 157° to 170°F., having a minimum vent area of 0.0012 square inch per pound of water capacity of the container. When a fusible plug is used instead of a safety relief valve or frangible disc, the tank must be insulated with mineral wool or glass fiber of such insulating properties and required additional thickness that the tank filled as for shipment will not rupture in a fire

(iv) Filling must be such that the tank will not be liquid full below 185°F.

(v) Copper, silver, mercury, magnesium, or their alloys may not be used in any part of the tank or appurtenances if that part or appurtenance is normally in contact with ethylene oxide liquid or vapor.

(vi) Neoprene, natural rubber, and asbestos gaskets are prohibited. All packings and gaskets must be constructed of materials which do not react spontaneously with or lower the autoignition temperature of ethylene oxide.

(vii) The capacity of the tank may not exceed 300 gallons.

(b) [Deleted]

C. In § 173.314 paragraph (c) Table, Note 16 following table is amended to read as follows:

§ 173.314 Requirements for compressed gases in tank cars.

* * * * *

(c) * * *

NOTE 16: Openings in tank heads to facilitate application of nickel lining are authorized on tank cars constructed before January 1, 1975. These openings must be closed in an approved (§ 179.3 of this subchapter) manner.

* * * * *

D. In § 173.354, the last sentence of paragraph (a)(4) is amended to read as follows:

§ 173.354 Motor fuel antiknock compound or tetraethyl lead.

(a) * * *

(4) * * * Openings in tank heads to facilitate application of nickel lining are authorized on tank cars constructed before January 1, 1975. These openings must be closed in an approved (§ 179.3 of this subchapter) manner.

* * * * *

A. In § 179.102, §§ 179.102–6(a)(3) and 179.102–17 are deleted; §§ 179.102–12 and 197.102–20 are amended to read as follows:

§ 179.102 Special commodity requirements for pressure tank car tanks.

§ 179.102–6 Vinyl chloride or vinyl methyl ether, inhibited.

(a) * * *

(3) [Deleted]

* * * * *

§ 79.102–12 Ethylene oxide.

(a) Each tank car used to transport ethylene oxide must be constructed to be in compliance with the following special requirements:

(1) The tank must be constructed in accordance with the DOT–105A * * * W specification, and its jacket stenciled "DOT–105A100W" and "Ethylene Oxide Only." "Ethylene Oxide Only" must appear on both sides of the tank and in letters not less than 1½ inches high.

(2) Each safety relief valve must be in compliance with the requirements specified in the DOT–105A100W tank car specification. Each safety relief valve must have its discharge piped to the top of the manway bonnet assembly. Vapor exit from the assembly must be provided through a full opening weather cap located directly above the safety valve vent pipe. Compliance with this provision is required after January 31, 1975 except that tank cars which are

not in compliance and were built before January 31, 1975, must be in compliance by January 31, 1976.

(3) Copper, silver, mercury, magnesium, or their alloys may not be used in any part of the tank or appurtenances if that part of appurtenance is normally in contact with ethylene oxide liquid or vapor.

(4) Interior pipes of liquid discharge valves, vapor lines, gaging devices (when the device provides a means for passage of the lading from the interior to the exterior of the tank) and sampling lines must be equipped with excess flow valves of an approved design.

(5) Each tank must be equipped with a thermometer well.

(6) Each tank must be insulated with glass fiber except tank cars built before January 31, 1975, are authorized in this service when insulated with cork.

(7) The manway protective housing and cover must be insulated with glass fiber or other material that will provide protection against heat deterioration of the valves and any resilient material contained within the housing. Compliance with this provision is required after January 31, 1975, except that tank cars which are not in compliance and were built before January 31, 1975, must be in compliance by January 31, 1976.

(8) Neoprene, natural rubber, and abestos gaskets are prohibited. All O-rings, packings and gaskets must be constructed of materials which do not react spontaneously with or lower the autoignition temperature of ethylene oxide.

§ 179.102–17 [Deleted]

§ 179.102–20 Dimethyl hydrazine unsymmetrical.

Class DOT–105AW tank cars used to transport dimethyl hydrazine unsymmetrical must be stenciled DOT–105A-100W. Tanks must be equipped with steel or stainless steel safety relief valves of the type and size used on specification DOT–105A100W tank cars.

B. In § 179.201–1 paragraph (a) table, footnote 2 is added and reference thereto replaces § 173.314(c), the second entry in the column headed 111A100W4:

§ 179.201 Individual specification requirements applicable to nonpressure tank car tanks.

§ 179.201–1 Individual specification requirements.

(a) * * *

[2] See § 173.314(c) of this subchapter for compressed gases and § 173.116 of this subchapter for flammable liquids, unless otherwise specified in Part 173, Subpart C.

§ 179.201–1 [Amended]

C. In § 179.202, § 179.202–1 is amended by deleting the second sentence which begins with the word "Openings"; § 179.-202–18 is amended to read as follows:

§ 179.202 Special commodity requirements for non-pressure tank car tanks.

§ 179.202–18 Ethylene oxide.

(a) Each tank car used to transport ethylene oxide must be constructed to be in compliance with the following special requirements:

(1) The tank must be constructed in accordance with the DOT–111A100W4 specification and its jacket stenciled on both sides "ETHYLENE OXIDE ONLY" in letters not less than 1½ inches high.

(2) The safety relief valve, if not located on the manway nozzle, must be protected by an approved and insulated protective housing. Each safety relief valve must have its discharge piped to the top of the manway bonnet assembly or protective housing. Vapor exit from the manway bonnet assembly or protective housing must be provided through a full opening weather cap located directly above the safety valve vent pipe. Compliance with this provision is required after January 31, 1975, except that tank cars which are not in compliance and were built before January 31, 1975, must be in compliance by July 31, 1976.

(3) Copper, silver, mercury, magnesium, or their alloys may not be used in any part of the tank or appurtenances if that part or appurtenance is normally in contact with ethylene oxide liquid or vapor.

(4) Interior pipes of liquid discharge valves, vapor lines, gaging devices (when the device provides a means for passage of the lading from the interior to the exterior of the tank) and sampling lines must be equipped with excess flow valves of an approved design.

(5) Each tank must be equipped with a thermometer well.

(6) Each tank must be insulated with glass fiber except tank cars built before January 31, 1975, are authorized in this service when insulated with cork.

(7) Manway nozzle, cover plate, and protective housing must be of approved design. The manway protective housing and cover must be insulated with glass fiber or other material that will provide protection against heat deterioration of the valves and any resilient material contained within the housing. Compliance with this provision is mandatory after January 31, 1975, except that tank cars which are not in compliance and were built before January 31, 1975, must be in compliance by July 31, 1976.

(8) Neoprene, natural rubber, and asbestos gaskets are prohibited. All valve stem packings, O-rings, and gaskets must be constructed of materials which do not react spontaneously with or lower the autoignition temperature of ethylene oxide.

(9) Vacuum relief valves are prohibited.

These amendments are effective January 31, 1975. However, compliance with the regulations as amended herein is authorized immediately.

(Transportation of Explosives Act (18 U.S.C. 831–835); sec. 6 of the Department of Transportation Act (49 U.S.C. 1655))

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

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

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

[FR Doc.74–15414 Filed 7–5–74;8:45 am]

Title 50—Wildlife and Fisheries

CHAPTER I—U.S. FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

SUBCHAPTER B—TAKING, POSSESSION, TRANSPORTATION, SALE, PURCHASE, BARTER, EXPORTATION, AND IMPORTATION OF WILDLIFE

PART 20—MIGRATORY BIRD HUNTING

Hunting Seasons for Puerto Rico and the Virgin Islands—1974–75

By notice of proposed rulemaking published in the FEDERAL REGISTER of March 18, 1974 (39 FR 10158), notification was given that the Secretary of the Interior proposed to amend Part 20, Title 50, Code of Federal Regulations. These amendments would specify open seasons, shooting hours, and bag and possession limits for migratory game birds for the 1974–75 hunting seasons.

Interested persons were invited to submit their views, data, or arguments regarding such matters in writing to the Director, Bureau of Sport Fisheries and Wildlife, U.S. Department of the Interior, Washington, D.C. 20240, by May 15, 1974. After consideration of the responses received, hunting seasons are prescribed for the Virgin Islands and Puerto Rico. Since these amendments benefit the public by relieving existing restrictions, they shall become effective on August 1, 1974.

Accordingly, Title 50, Chapter I, Subchapter B, Part 20, Subpart K, § 20.101, is amended to read:

§ 20.101 Seasons, limits, and shooting hours for Puerto Rico and the Virgin Islands.

Subject to the applicable provisions of the preceding sections of this part, the open seasons (dates inclusive), the shooting hours, and the daily bag and possession limits on the species designated in this section are prescribed as follows:

(a) *Puerto Rico.*

	Doves	Pigeons
Daily bag limits	10 singly or in the aggregate of all permitted species.	5 singly or in the aggregate of all permitted species.
Possession limit	10 singly or in the aggregate of all permitted species.	5 singly or in the aggregate of all permitted species.
Open season dates.	August 15 to October 13, 1974.	
Shooting hours	One-half hour before sunrise to sunset daily.	
Restrictions	Only the following species of doves and pigeons may be hunted during the open season: Zenaida dove (*Tortola cardosantera*); White-winged dove (*Tortola aliblanca o cubanita*); Mourning dove (*Tortola rabilarga o rabiche*); Scaly-naped pigeon (*Paloma turca o torcaz*); White-crowned pigeon (*Paloma cabeciblanca*). No open season is prescribed for pigeons on Mona Island. No open season is prescribed for doves and pigeons on Culebra Island and in those areas of the Municipalities of Rio Grande and Loiza delineated as follows: (1) all lands lying east of Route 186 (from the town of El Verde in the north to the southernmost extent of Route 186) to the boundary of the Luquillo Experimental Forest; (2) all lands between Route 186 and Route 956 extending from an east-west line through the town of El Verde, south; (3) all lands lying west of Route 186 for one (1) kilometer from the juncture of Routes 186 and 956 south to the southernmost point on Route 186; and (4) all lands within the Caribbean National Forest property line whether private or public lands; nor is there an open season prescribed for doves and pigeons of any species in the Municipality of Cidra, Puerto Rico, said Municipality being composed of the following Wards: Bayamon, Arenas, Monte Llano, Sud, Beatriz, Ceiba, Rio Abajo, Rincon, Toita, Honduras, Rabanel, and Salto. Check Commonwealth regulations for additional restrictions.	

(b) *Puerto Rico.*

	Ducks	Coots	Gallinules	Common snipe (Wilson's)
Daily bag limits	4	6	6	6
Possession limit	8	12	12	12
Open season dates.	December 1, 1974, through January 24, 1975.			
Shooting hours	One-half hour before sunrise until sunset daily.			
Restrictions	No open season for waterfowl on Culebra Island. The season on Bahama pintail is closed by Commonwealth law. Check Commonwealth regulations for additional restrictions.			

(c) *Virgin Islands.*

Zenaida Doves

Daily bag limit	10.
Possession limit	10.
Open season dates.	August 1, 1974, through September 29, 1974.
Shooting hours	One-half hour before sunrise until sunset daily.
Restrictions	No open season is prescribed for watefowl, ground or quail doves, or pigeons in the Virgin Islands.

Check Territorial regulations for additional restrictions.

NOTE: Local names for game birds: Zenaida dove (*Zenaida aurita*)—mountain dove; Bridled quail dove (*Geotrygon mystacea*)—Perdiz, Barbary dove (protected); Ground dove (*Columbigallina passerina nigrirostris*)—stone dove, tobacco dove, rola, tortolita (protected).

(40 Stat. 755 (16 U.S.C. 703 et seq.))

Effective date: August 1, 1974.

LYNN A. GREENWALT,
Director,
U.S. Fish and Wildlife Service.

JULY 2, 1974.

[FR Doc.74-15518 Filed 7-5-74;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 AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 52]

FROZEN BROCCOLI

Proposed United States Standards for Grades

Correction

In FR Doc. 74–14249 appearing at page 22959 in the issue of Tuesday, June 25, 1974, in the third line of § 52.640(b)(1)(iii), the figure now reading "25" should read "35".

[7 CFR Part 930]

CHERRIES GROWN IN CERTAIN STATES

Proposed Approval of Expenses and Fixing of Rate of Assessment for 1974–75 Fiscal Period and Carryover of Unexpended Funds

This notice invites written comment relative to proposed expenses of $131,300 and a rate of assessment of $1.00 per ton of first handled cherries to cover expenses of the Cherry Administrative Board for administration of Marketing Order 930 for the 1974–75 fiscal period. The Board is the agency established under the order to administer the terms and provisions thereof.

Consideration is being given to the following proposals submitted by the Cherry Administrative Board, established under Order No. 930 (7 CFR Part 930), regulating the handling of cherries grown in Michigan, New York, Wisconsin, Pennsylvania, Ohio, Virginia, West Virginia, and Maryland. Said order is effective under the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

(1) Expenses that are reasonable and likely to be incurred by the Cherry Administrative Board, during the 1974–75 fiscal period, May 1, 1974, through April 30, 1975, will amount to $131,300.

(2) The rate of assessment for such period, payable by each first handler in accordance with § 930.41 to be fixed at $1.00 per ton of cherries.

(3) Unexpended assessment funds in excess of expenses incurred during the fiscal period ended April 30, 1974, shall be carried over as a reserve in accordance with § 930.42(a) of said marketing order.

Terms used in the order shall, when used herein, have the same meaning as is given to the respective term in said order and "ton of cherries" shall mean 2,000 pounds of raw cherries.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file the same, in quadruplicate, with the Hearing Clerk, United States Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than July 22, 1974. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: July 1, 1974.

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

[FR Doc.74–15465 Filed 7–5–74;8:45 am]

Packers and Stockyards Administration

[9 CFR Part 201]

MEAT AND MEAT FOOD PRODUCTS

Purchasers To Pay Promptly

Notice is hereby given, in accordance with the Administrative Procedure Provisions of 5 U.S.C., section 553, that pursuant to the authority conferred by section 407(a) of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 228(a)), the Administrator of the Packers and Stockyards Administration is considering the amendment of the regulations under the Act (9 CFR Part 201) by adding a new § 201.43(d) pertaining to packers regarding the time of payment for meat and meat food products.

It has come to the attention of the Packers and Stockyards Administration that a problem exists in the meat packing industry concerning payment practices for meat. Regulation 201.43(b) requires meat packers to pay for livestock before the close of the next business day unless otherwise agreed between parties. At the present time, some packers are unable to collect for meat for a period of 16 to 18 days. As they must pay promptly for livestock purchases and are unable to collect on the same basis for meat sold, they are required to unfairly finance the operation of other meat packers which results in an extreme financial burden. Members of the industry estimate that this burden may exceed hundreds of millions of dollars annually above the financing costs normally expected to arise out of the extension of credit traditional to this industry. This unnecessary financial burden results in an added marketing cost which ultimately must be shared by livestock producers and consumers.

In an effort to correct this situation, the following proposed regulation is being considered by the Administration. It is designed to apply to the operations of any firm defined as a meat packer under the Packers and Stockyards Act which is purchasing meat in commerce. A packer is defined in the Act as a firm purchasing livestock for slaughter purposes in commerce or manufacturing or preparing meat or meat food products for sale or shipment in commerce. This definition would include meat processors, fabricators, boners, sausage makers, portion control companies, hotel, restaurant and institutional firms, chainstores, cooperatives, etc., whose operations meet the above definition.

The proposed § 201.43(d) would read as follows:

§ 201.43(d) Purchasers to pay promptly for meat and meat food products.

Each packer shall, before the close of two business days after the meat or meat food products purchased are available for unloading, pay the full amount of the purchase price, unless otherwise expressly agreed between the parties before the purchase of the product. Any such agreement shall be disclosed on the invoice and/or confirmation of sale covering the purchase. In case of contract disputes or other situations requiring negotiation, the parties shall follow the procedure specified in Policy Statement 203.7.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendment may do so by filing them in duplicate with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, on or before September 6, 1974.

All written submissions made pursuant to this notice will be made available for public inspection during normal business hours at the Office of the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C.

Done at Washington, D.C., June 28, 1974.

MARVIN L. MCLAIN,
Administrator, Packers and Stockyards Administration.

[FR Doc.74–15467 Filed 7–5–74;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 1002]

RECORDS AND REPORTS

Proposed Applicability of Requirements to Manufacturers of Sunlamps and Medical Ultraviolet Lamps

The Commissioner of Food and Drugs proposes to amend Part 1002 (21 CFR Part 1002) by adding a new paragraph (a)(5) to § 1002.61 (21 CFR 1002.61) list-

ing sunlamps and certain types of medical ultraviolet lamps in the group of specific products for which manufacturers are required to submit initial reports under § 1002.10 (21 CFR 1002.10). It is also proposed to amend § 1002.10 to require submission of an initial report within 90 days of the effective date of listing a new product in § 1002.61, if such product has already been introduced into commerce. This change would provide, for newly listed products, the same 90-day period originally allowed when the current initial reporting requirements became effective.

The Food and Drug Administration has obtained data indicating potential hazard in the use of sunlamps and various medical lamps designed to emit light of wavelength less than 320 nanometers. Data compiled by the National Electronic Injury Surveillance System (NEISS) of the Consumer Product Safety Commission show numerous sunlamp-related injuries occurring nationwide. Although manufacturers of such lamps are required by the provisions of § 1002.20 (21 CFR 1002.20) to report any known injuries resulting from their use to the Bureau of Radiological Health, Food and Drug Administration, information is needed on the design and emission characteristics of these lamps to enable the Bureau to evaluate the need for promulgating a radiation safety performance standard for such products.

To obtain this needed information, the proposed amendment would require the submission of initial reports on all lamps and products containing such lamps, designed to emit light within the specified spectral range for inducement of a cosmetic change in the human body or for irradiation of the human body in the practice of the healing arts, including dental applications. Manufacturers would not be required to submit annual reports or maintain records under §§ 1002.11 and 1002.30 (21 CFR 1002.11 and 1002.30) on such lamps or lamp products. Initial reports on the products would be required to be submitted within 90 days of the effective date of this proposed amendment or prior to introduction of a lamp product into commerce, whichever is later. It is proposed to make this amendment effective 30 days after date of publication in the FEDERAL REGISTER of the final rule.

Pertinent background data and information supporting the Commissioner's conclusions with respect to the proposal herein are on file in the office of the Hearing Clerk, Food and Drug Administration, Rm. 6–86, 5600 Fishers Lane, Rockville, MD 20852.

Therefore, pursuant to provisions of the Public Health Service Act, as amended by the Radiation Control for Health and Safety Act of 1968 (sec. 360A, 82 Stat. 1182–1184; 42 U.S.C. 263i) and under authority delegated to the Commissioner of Food and Drugs, it is proposed to amend Part 1002 of Subchapter J as follows:

1. In § 1002.10 by revising the introductory text to read as follows:

§ 1002.10 Initial reports.

Every manufacturer of a product listed under § 1002.61, shall submit an initial report to the Director, Bureau of Radiological Health, Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852, in accordance with this section. The report shall be submitted within 90 days following the effective date of listing such product under § 1002.61 or prior to the introduction of such product into commerce, whichever is later. The report shall be distinctly marked "Initial Report of (Name of Manufacturer)", and shall:

* * * * *

2. In § 1002.61 by adding thereto a new paragraph (a)(5) to read as follows:

§ 1002.61 List of specific product groups.

(a) *Group A.* * * *

(5) Lamps and products containing lamps intended for irradiation of any part of the living human body by light of wavelength in air less than 320 nanometers to induce skin "tanning" or other cosmetic change or to perform a diagnostic or therapeutic function.

* * * * *

Interested persons may, on or before September 6, 1974, file with the Hearing Clerk, Food and Drug Administration, Rm. 6–86, 5600 Fishers Lane, Rockville, MD 20852, written comments (preferably in quintuplicate) regarding this proposal. 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: June 24, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner for Compliance.

[FR Doc.74–15423 Filed 7–5–74;8:45 am]

Public Health Service

[42 CFR Part 100]

FEDERAL PARTICIPATION FOR CAPITAL EXPENDITURES

Proposed Limitations

Correction

In FR Doc. 74–14717, appearing on page 23270, in the issue for Thursday, June 27, 1974, the following should be inserted after the fifth line of the third paragraph: "1974, and it is not anticipated that those programs will be extended in their present form. There will therefore be no fiscal".

Social and Rehabilitation Service

[45 CFR Part 249]

MEDICAL ASSISTANCE PROGRAM

Intermediate Care and Skilled Nursing Facility Services-Provider Agreements

Notice is hereby given that the regulations set forth in tentative form below are proposed by the Administrator, Social and Rehabilitation Service, with the approval of the Secretary of Health, Education, and Welfare. The proposed regulation sets forth the basis for examining the validity of provider agreements under title XIX of the Social Security Act (Medicaid) between State agencies and facilities, and for withholding Federal financial participation in payments to those facilities found to be unqualified.

Specifically, the regulation provides that such agreements will not be considered valid when the Secretary establishes that (1) the State survey agency failed to apply Federal standards or to use Federal forms and methods for the certification of a facility; (2) the survey agency failed to follow the certification rules and procedures, or to perform its required functions; or (3) the agreement terms and conditions do not meet Federal requirements. The Secretary may base such determinations on on-site validation surveys, other types of Federal review, State certification records, or other appropriate reports. Provision is included for reconsideration of the Secretary's determination upon request by a State.

Prior to adoption of the proposed regulations, consideration will be given to any comments, suggestions, or objections thereto which are received in writing by the Administrator, Social and Rehabilitation Service, Department of Health, Education, and Welfare, P.O. Box 2366, Washington, D.C. 20013, on or before Aug. 7, 1974. Such comments received will be available for public inspection in room 5224 of the Department's offices at 330 C Street, SW., Washington, D.C., on Monday through Friday of each week from 8:30 a.m. to 5 p.m. (area code 202–245–0950).

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))
(Catalog of Federal Domestic Assistance Program No. 13.714, Medical Assistance Program)

Dated: February 8, 1974.

JAMES S. DWIGHT, Jr.,
Administrator, Social and Rehabilitation Service.

Approved: July 2, 1974.
CASPAR W. WEINBERGER,
Secretary.

Part 249, Chapter II, Title 45, Code of Federal Regulations is amended as set forth below.

1. Section 249.10(b)(4)(i)(*b*) is revised to read as follows:

§ 249.10 Amount, duration, and scope of medical assistance.

* * * * *

(b) *Federal financial participation.*
* * *

(4)(i) * * *

(*b*) Provided by a facility or distinct part of a facility which is certified to meet all of the requirements for participation pursuant to § 249.33 as evidenced by an agreement, executed in accordance with the certification provisions of § 249.33, between the single State agency and the facility for

the provision of skilled nursing facility services and the making of payments under the plan; except that with respect to skilled nursing facility services furnished by a skilled nursing facility whose provider agreement has expired or has otherwise terminated, the State agency may continue to claim Federal financial participation in payments on behalf of eligible individuals for such services furnished by such institution during a period not to exceed 30 days starting with the date of expiration or other termination of its provider agreement, but only if such individuals were admitted to the facility before the date of expiration or other termination of its provider agreement, and if the State agency makes a showing satisfactory to the Secretary that it has made reasonable efforts to facilitate the orderly transfer of such individuals from such institution to another facility.

The provider agreement referred to in this paragraph (b) (4) (i) (*b*) shall not be considered valid evidence that the facility meets all requirements for certification pursuant to § 249.33 if the Secretary establishes on the basis of on-site validation surveys or other Federal reviews, or State certification records, or such other reports as he may prescribe that:

(*1*) The survey agency failed to apply the Federal standards for the certification of a skilled nursing facility required under § 249.33(a) (1) (i);

(2) The survey agency failed to follow the rules and procedures for the certification of a skilled nursing facility set forth under § 249.33(a) (4) (i) through (v);

(3) The survey agency in connection with its duties in determining whether a facility meets Federal standards, failed to perform any one of the functions in § 249.33(a) (5);

(4) The survey agency failed to use the Federal standards and the forms, methods and procedures required under § 250.100(c) (1); or

(5) The terms and conditions of a provider agreement do not meet the requirements of § 249.33(a) (6), (9) and (10).

States upon request shall receive a reconsideration of the Secretary's determination under the provisions of this subdivision in accordance with section 1116(d) of the Act.

2. Section 249.10(b) (15) is amended by adding a new subdivision (vi) as set forth below:

§ 249.10 Amount, duration, and scope of medical assistance.

* * * * *

(b) Federal financial participation.

* * *

(15) *Intermediate care facility services (other than such services in an institution for tuberculosis or mental diseases) for individuals who are determined, in accordance with section 1902 (a) (31) (A) of the Act, to be in need of such care.*

* * * * *

(vi) The provider agreement referred to in paragraph (b) (15) (i) (*e*) of this section shall not be considered valid evidence that the facility meets all requirements for certification pursuant to § 249.33 of this chapter if the Secretary establishes on the basis of on-site validation surveys or other Federal reviews, or State certification records, or such other reports as he may prescribe that:

(*a*) The survey agency failed to apply the Federal standards for certification of an intermediate care facility required under § 249.33(a) (2);

(*b*) The survey agency failed to follow the rules and procedures for the certification of an intermediate care facility set forth under § 249.33(a) (4) (ii) through (v);

(*c*) The survey agency in connection with its duties in determining whether a facility meets Federal standards, failed to perform any one of the functions in § 249.33(a) (5);

(*d*) The survey agency failed to use the Federal standards and the forms, methods and procedures required under § 250.100(c) (1); or

(*e*) The terms and conditions of a provider agreement do not meet the requirements of § 249.33(a) (6), (7), (8) and (10).

States upon request shall receive a reconsideration of the Secretary's determination under the provisions of this subdivision in accordance with section 1116(d) of the Act.

* * * * *

[FR Doc.74-15498 Filed 7-5-74;8:45 am]

Social Security Administration

[20 CFR Part 404]

[Regs. 4]

FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE

Child's Benefits

Notice is hereby given, pursuant to the Administrative Procedure Act (5 U.S.C. 553), that the amendments to regulations set forth in tentative form below are proposed by the Commissioner of Social Security, with the approval of the Secretary of Health, Eductaion, and Welfare. The proposed amendments update the regulations with respect to child's benefits provisions by incorporating therein the provisions of sections 108, 109, 111, 112, 113, 115, and 145 of Pub. L. 93-603 (enacted October 30, 1972) and section 240 of Pub. L. 93-66 (enacted July 9, 1973). The substance of these provisions is as follows:

(a) Section 108 (Pub. L. 92-603)—

(1) Permits an individual who is under a disability which began before age 22 (rather than before age 18) to qualify for child's benefits; and

(2) Permits reentitlement of an individual to child's benefits whose entitlement to such benefits ended because he was not disabled and who later became disabled after age 18 and before age 22; and

(3) Permits reentitlement of an individual to child's benefits whose entitlement to such benefits ended because he ceased to be under a disability, provided that he again becomes disabled before the end of the 84th month following the month in which his most recent entitlement to childhood disability benefits ended due to cessation of his disability; and

(4) Provides that no payment may be made to an individual entitled to childhood disability benefits who has attained age 55 and who meets the definition of disability on the basis of "statutory blindness" for any month in which that individual engages in substantial gainful activity.

(b) Section 109 (Pub. L. 92-603) provides that where a student child is in full-time attendance and has not completed the requirements for or received an undergraduate degree in the month in which he attains age 22, his entitlement will not end until the month after the month in which the quarter or semester ends. If the school does not operate on a quarter or semester system, the student's entitlement will continue through the month in which the course of study ends or until the third month after the month in which he attains age 22, whichever occurs first.

(c) Section 111 (Pub. L. 92-603) sets out the dependency requirements for a child adopted by an individual after the individual became entitled to old-age or disability insurance benefits.

(d) Section 112 (Pub. L. 92-603) provides for the continued entitlement of a child who has been adopted and for reentitlement of a child whose benefits were terminated due to adoption.

(e) Section 113 (Pub. L. 92-603) sets out the conditions and requirements for entitlement of a child on the account of a grandparent, stepgrandparent, or the spouse of a grandparent or stepgrandparent.

(f) Section 115 (Pub. L. 92-603) provides for the waiver of the duration-of-relationship requirement for qualifying as a "widow," "widower," "mother," or "stepchild" of the insured individual where the surviving spouse (in the case of the "widow," "widower," or "mother") or the stepchild's parent (in the case of the "stepchild") had previously been married to the insured individual such marriage had ended in divorce and the duration-of-relationship requirements would have been satisfied at the time of the divorce if the previous marriage had ended in the death of the insured individual rather than in divorce.

(g) Section 145 (Pub. L. 92-603) modifies the provisions for waiving the duration-of-relationship requirements for a "widow," "widower," "mother," or "stepchild" where the insured individual's death was accidental or occurred in the line of duty while serving on active duty as a member of a uniformed service.

(h) Section 240 (Pub. L. 93-66) provides for an alternative support period for an adopted child where the child is adopted by an insured individual after insured individual's entitlement to re-

tirement or disability benefits and the child is the grandchild of the insured individual or his spouse.

Prior to the final adoption of the proposed amendments, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in triplicate to the Commissioner of Social Security, Department of Health, Education, and Welfare Building, Fourth and Independence Avenue SW., Washington, D.C. 20201, on or before August 7, 1974.

Copies of all comments received in response to this notice will be available for public inspection during regular business hours at the Washington Inquiries Section, Office of Public Affairs, Social Security Administration, Department of Health, Education, and Welfare, North Building, Room 4146, 330 Independence Avenue SW., Washington, D.C. 20201.

The proposed amendments are to be issued under the authority contained in sections 202, 205, 216, and 1102, 49 Stat. 623, as amended, 53 Stat. 1368, as amended, 68 Stat. 1080, as amended, 49 Stat. 647, as amended (42 U.S.C. 402, 405, 416, and 1302).

(Catalog of Federal Domestic Assistance Program Nos. 13.802, Social Security—Disability Insurance; 13.803, Social Security—Retirement Insurance; 13.805, Social Security—Survivors Insurance)

Dated: June 10, 1974.

J. B. CARDWELL,
Commissioner of Social Security.

Approved: July 1, 1974.

CASPAR W. WEINBERGER,
Secretary of Health, Education, and Welfare.

Part 404 of Chapter III of Title 20 of the Code of Federal Regulations is amended as follows:

1. Section 404.320 is revised to read as follows:

§ 404.320 Child's insurance benefits; conditions of entitlement.

(a) *Entitlement.* A child is entitled to a child's insurance benefit if he:

(1) Is the child (as defined in § 404.1109) of:

(i) An individual entitled to old-age insurance benefits or disability insurance benefits; or

(ii) An individual who was fully insured (see §§ 404.108–404.113) or currently insured (see § 404.114) at the time of death; and

(2) Has filed application for, except as provided in § 404.353(d), the child's insurance benefits; and

(3) Is unmarried at the time such application is filed; and

(4) At the time such application is filed:

(i) Has not attained age 18, or

(ii) Has not attained the age of 22 (except as provided in paragraph (c)(4) of this section) and is a full-time student (as defined in paragraph (c)(1) of this section), or

(iii) Is under a disability which began before attainment of age 22, and

(5) Was dependent (see §§ 404.324–404.327a) at a time specified in § 404.323, upon the individual on whose earnings child's insurance benefits are claimed.

(b) *Reentitlement.* A child whose entitlement to benefits terminated with the month before the month in which he attained age 18 or later, may thereafter, provided he has not been married since his last entitlement (see § 404.321(b)(2)), again become entitled to such benefits upon filing application for such reentitlement beginning with:

(1) The first month after such termination in which he is a full-time student and has not attained the age of 22 (except as provided in paragraph (c)(4) of this section); or

(2) The first month after such termination in which he is under a disability if he became disabled prior to attainment of age 18; or

(3) The first month after such termination in which he is under a disability but no earlier than January 1973, if he became disabled prior to attainment of age 22, except that if he was not entitled to a monthly benefit under section 202 of the Act for December 1972, the application for reentitlement must be filed after September 1972; or

(4) The first month after such termination in which he is under a disability but no earlier than January 1973 if he became disabled before the close of the 84th month following the month in which his most recent entitlement to child's benefits terminated because his disability ceased, except that if he was not entitled to a monthly benefit under section 202 of the Act for December 1972, the application for reentitlement must be filed after September 1972; or

(5) November 1972 if such termination was due to the child's adoption, provided that the application for reentitlement is filed after October 30, 1972.

(c) *Definitions of terms*—(1) *Full-time student.* The term "full-time student" means a student who is in full-time attendance (as defined in subparagraph (2) of this paragraph) at an educational institution (as defined in subparagraph (5) of this paragraph), except that no student shall be considered a full-time student if he is paid by his employer while attending an educational institution at his employer's request or pursuant to a requirement of his employer.

(2) *Full-time attendance.* Ordinarily, a student is in "full-time attendance" at an educational institution if he is enrolled in a noncorrespondence course and is carrying a subject load which is considered full time for day students under the institution's standards and practices. However, a student will not be considered in "full-time attendance" (i) if he is enrolled in a junior college, college, or university in a course of study of less than 13 school weeks' duration; or, (ii) if he is enrolled in any other educational institution and either the course of study is less than 13 school weeks' duration or his scheduled attendance is at the rate of less than 20 hours a weeks. A student whose full-time attendance begins or ends in a month is in full-time attendance for that month except that a student will not be considered in full-time attendance in the month in which he graduates if he completed his course of study and ceased carrying a full-time subject load in a month before the month immediately preceding the month of graduation.

(3) *Deemed full-time student during period of nonattendance.* An individual will be deemed a full-time student during any period of nonattendance (including part-time attendance) at an educational institution if the period is 4 consecutive calendar months or less, and the individual:

(i) Establishes that he intends to be in full-time attendance at an educational institution in the month immediately following such period, or

(ii) Is in full-time attendance at an educational institution in the month immediately following such period.

However, an individual will not be deemed a full-time student during any period of nonattendance if the nonattendance is due to expulsion or suspension, notwithstanding such individual intends to, or does in fact, resume full-time attendance within 4 calendar months after the beginning of such period of nonattendance.

(4) *Attainment of age 22 while in full-time attendance.* A full-time student (as defined in subparagraph (1) of this paragraph) who, in the month in which he attains age 22, has not completed the requirements for, or received, a degree from a four-year college or university will be deemed, beginning January 1973, to attain age 22 on the first day of the month following the month in which ends the quarter or semester for which he was enrolled full-time in the month in which he attains age 22. If such college or university or other educational institution (as defined in subparagraph (5) of this paragraph) does not operate on a quarter or semester system, a full-time student will be deemed to attain age 22 on either the first day of the month following the completion of the course in which he was enrolled full-time in the month in which he attained age 22, or if earlier, the first day of the third month following the month in which he attained age 22.

(5) *Educational institution.* An educational institution, as used in this paragraph (c), is a school (including a technical, trade, or vocational school), junior college, college, or university which meets any of the conditions described in the following subdivisions (i), (ii), and (iii) of this subparagraph (5):

(i) It is operated or directly supported by the United States or by any State or local government or political subdivision thereof; or

(ii) It is approved by a State or accredited by a State-recognized or nationally recognized accrediting agency or body. A nationally recognized accrediting agency or body is an agency or body that has been determined to be

such by the U.S. Commissioner of Education. A State-recognized accrediting agency or body is an agency or body designated or recognized by a State as proper authority for accrediting schools, colleges, or universities as meeting educational standards. Approval by a State includes approval of a school, college, or university as an educational institution, or of one or more of the school's, college's, or university's courses, by a State agency or subdivision of the State. This approval may be indirect, as, for example, if attendance at the school satisfies the State's compulsory education laws, or if the school has a tax exemption as a school, or if the school receives financial aid, loans, or scholarship allowances; or

(iii) In the case of a nonaccredited school, college, or university, its credits are accepted, on transfer, by not less than three institutions which have been accredited by a State-recognized or nationally recognized accrediting agency or body, for credit on the same basis as if transferred from an institution so accredited. Acceptance of credits on transfer includes, in addition to acceptance of laterally transferred credits between similar educational institutions, acceptance of credits completed in an institution at a lower grade level for entrance into an institution at a higher grade level.

2. In § 404.321, paragraph (a)(6) is revised, new paragraphs (a)(7) and (a)(8) are added, and paragraph (b) is revised to read as follows:

§ 404.321 Child's insurance benefits; duration of entitlement.

(a) A child is entitled to a child's insurance benefit for each month beginning with the first month in which all of the conditions of entitlement described in § 404.320 (a) or (b) are met. However, no entitlement to child's benefits may be established for any month:

* * * * *

(6) Before January 1973, if the child's entitlement is based on his disability which began after attainment of age 18 and before attainment of age 22, or if the child's reentitlement is based on his disability which began before the close of the 84th month following the month in which his most recent entitlement to child's benefits terminated because his disability ceased.

(7) Before January 1973, if the child's entitlement is based on his status as a grandchild or stepgrandchild (as defined in § 404.1109(c)).

(8) Before the month of the child's birth.

(b) The last month for which a child is entitled to a child's insurance benefit is the month before the month in which any one of the following events first occurs:

(1) The child dies;

(2) The child marries (except as provided in paragraph (d) of this section);

(3) The child attains age 18, and

(i) Is not under a disability at that time, and

(ii) Is not a full-time student (as defined in § 404.320(c)) during any part of the month in which he attains age 18;

(4) If the child's entitlement is based on his status as a full-time student, the earlier of:

(i) The first month during no part of which he is a full-time student, or

(ii) The month in which he attains age 22, or a later month under the circumstances described in § 404.320(c)(4);

(5) If the child's entitlement is based on his disability, the third month following the month in which he ceases to be under a disability, unless he is a full-time student during any part of such third month and has not attained age 22 in or before such month. (See subparagraph (4) of this paragraph);

(6) The insured individual on whose earnings the child's entitlement to benefits is based ceases to be entitled to disability insurance benefits for reasons other than death or attainment of age 65.

* * * * *

Section 404.323 is revised to read as follows:

§ 404.323 Child's insurance benefits; time at which child must be dependent upon insured individual.

(a) *Months after September 1972 (or months after December 1967 based on an application filed after September 30, 1972, and before May 1, 1973).* For months after September 1972, the dependency requirements must be met:

(1) If the insured individual is living, at the time the application is filed, subject to the limitations in subparagraph (4) of this paragraph; or

(2) If the insured individual is deceased, at the time of such insured individual's death; or

(3) Subject to the limitations in subparagraph (4) of this paragraph, if the insured individual had established a period of disability which continued until he became entitled to disability or old-age insurance benefits (or, if he died, such period of disability continued until his death), at the beginning of such period of disability, or at the time he became entitled to such benefits.

(4) If the child of an insured individual was adopted after the insured individual became entitled to old-age or disability insurance benefits, the dependency of such child may not be established at the times specified in subparagraph (1) or (3) of this paragraph unless such child:

(i) Is the natural child or stepchild of such insured individual (including a natural child or stepchild who was legally adopted by such insured individual), or

(ii)(A) Was legally adopted by such insured individual in an adoption decreed by a court of competent jurisdiction within the United States, and

(B) Had not attained the age of 18 before he began living with such insured individual; and

(C) Was living with such insured individual in the United States and receiving at least one-half of his support from such insured individual:

(1) If the insured individual is an individual entitled to old-age insurance benefits (other than an individual referred to in (2) of this subparagraph (4)(ii)(C)), for the year immediately before the month in which such individual became entitled to old-age insurance benefits, or if such insured individual had a period of disability which continued until he became entitled to old-age insurance benefits, the month in which such period of disability began; or

(2) If the insured individual is an individual entitled to disability insurance benefits, or an individual entitled to old-age insurance benefits who was entitled to disability benefits for the month preceding the first month for which he was entitled to old-age insurance benefits, for the year immediately before the month in which began the period of disability of such individual which still exists at the time of the adoption (or, if such child was adopted by such individual after such individual attained age 65, the period of disability of such individual which existed in the month preceding the month in which he attained age 65), or the month in which such individual became entitled to disability insurance benefits; or

(3) Effective for months after July 1973 based on an application filed on or after July 1973, for the year immediately before the month in which the child's application is filed if the child is the grandchild (as defined in § 404.1109(c) but not including a stepgrandchild) of the individual upon whose wages and self-employment income his application is based or the grandchild (as defined above) of that individual's spouse.

(4) If the child was born during the applicable 1 year period described in (1), (2), or (3) of this subparagraph (4)(ii)(C), such child shall be deemed to meet the requirements of (1), (2), or (3), of this subparagraph (4)(ii)(C) if, as of the close of such period, such child has lived with such insured individual in the United States and received at least one-half of his support from such individual for "substantially all" (as defined in (5) of this paragraph (a)(4)(ii)(C)) of the period which begins on the date of birth of such child.

(5) For purposes of § 404.327a(b) and subparagraph (4)(ii)(C)(4) of this paragraph, the requirement that a child must have been living with an individual and receiving at least one-half support from such individual for "substantially all" of the period beginning with the date of birth of such child will be met if the period during which the child did not live with such individual or receive one-half support from such individual did not exceed the lesser of 3 months or one-half of the period beginning with the date of birth of such child, provided the child is living with such individual and receiving one-half support for such individual as of the close of such period.

(b) *Months after August 1958 and before October 1972.* For months after August 1958 and before October 1972, the dependency requirement must be met:

(1) If the parent is living, at the time the application for child's insurance benefits is filed, subject to the limitations in subparagraphs (4), (5), and (6) of this paragraph; or

(2) If the parent is deceased, at the time of the parent's death; or

(3) Subject to the limitation in subparagraph (5) of this paragraph, if the parent had a period of disability which continued until he became entitled to disability or old-age insurance benefits (or, if he had died, until the month of his death), at the beginning of such period of disability, or at the time he became entitled to such benefits.

(4) With respect to applications for child's insurance benefits filed before July 30, 1965, if the parent is entitled to disability insurance benefits, dependency of the child may not be established at the time specified in subparagraph (1) of this paragraph unless such child:

(i) Is the natural child or stepchild of such parent (including a natural child or stepchild of such parent who was legally adopted by such parent); or

(ii) Was legally adopted by such parent before the end of the 24-month period beginning with the month after the month in which the parent most recently became entitled to disability insurance benefits, and (A) proceedings for such adoption had been instituted by the parent in or before the month in which such parent's period of disability began, and such period of disability still existed at the time of such adoption, or (B) such adopted child was living with such parent in the month in which such period of disability began.

(5) Effective with applications for child's insurance benefits filed on or after July 30, 1965, but before October 1, 1972, if the parent is entitled to disability insurance benefits, or is entitled to old-age insurance benefits and was entitled to disability insurance benefits for the month preceding the first month for which he was entitled to old-age insurance benefits, and the child had been adopted by such parent after he became entitled to the disability insurance benefits, such child shall be deemed not to meet the dependency requirements at the times specified in subparagraphs (1) and (3) of this paragraph unless such child:

(i) Is the natural child or stepchild of such parent (including a natural child or stepchild who was legally adopted by such parent), or

(ii) Was legally adopted by such parent before the end of the 24-month period beginning with the month after the month in which such parent most recently became entitled to disability insurance benefits: *Provided,* (A) The proceedings for the adoption of the child had been instituted by such parent in or before the month in which such parent's period of disability began, and such period of disability still existed at the time of adoption (or, if such child was adopted by the parent after he attained age 65, such period of disability existed in the month before the month in which he attained age 65), or (B) such adopted child was living with such parent in the month in which the period of disability began; or

(iii) For benefits for months after January 1968, but only on the basis of an application for child's insurance benefits filed after January 2, 1968 and before October 1, 1972, was legally adopted by such parent at any time after he became entitled to disability insurance benefits, and provided that such adoption: (A) took place under the supervision of a public or private child-placement agency as defined in paragraph (d) of this section, and (B) was decreed by a court of competent jurisdiction within the United States and immediately preceding the date of the adoption such parent had continuously resided for not less than 1 year in the United States, and (C) took place at a time prior to such child's attainment of age 18.

(6) Effective with applications for child's insurance benefits filed on or after July 30, 1965, but before October 1, 1972, if the parent is entitled to old-age insurance benefits but is not a parent included under subparagraph (5) of this paragraph and the child had been adopted by such parent after he became entitled to the old-age insurance benefits, such child shall be deemed not to meet the requirements of subparagraph (1) of this paragraph unless such child:

(i) Is the natural child or stepchild of such parent (including a natural child or stepchild who was legally adopted by such parent), or

(ii) Was legally adopted by such parent before the end of the 24-month period beginning with the month after the month in which such parent became entitled to old-age insurance benefits (however, this time limit does not apply if the child was adopted before August 1966): *Provided,* (A) Such child had been receiving at least one-half of his support from such parent for the year before such parent filed his application for old-age insurance benefits, or if such parent had a period of disability which continued until he became entitled to old-age insurance benefits, for the year before such period of disability began, and (B) either the proceedings for the adoption of the child had been instituted by such parent in or before the month in which the parent filed his application for old-age insurance benefits, or such adopted child was living with such parent in the month he filed his application for old-age insurance benefits.

(c) *Months before September 1958.* For benefits for months before September 1958, the points in time at which the dependency requirement might be met were the time of filing of the application for child's insurance benefits, or, if the parent was deceased, the time of such parent's death.

(d) *Adoption under the supervision of a public or private child-placement agency.*—(1) *Public child-placement agency.* For the purposes of paragraph (b)(5)(iii) of this section, the term "public child-placement agency" means any governmental agency authorized by a State (incuding the District of Columbia and the Commonwealth of Puerto Rico), or local governmental agency or component of either to place children in a private home for adoption. The term does not include a court; it also does not include a court investigator, juvenile officer, probation officer, or other governmental official or agency appointed solely for the purpose of conducting an investigation for the court in an adoption proceeding unless such governmental official or agency has the authority to place children in private homes for adoption.

(2) *Private child-placement agency.* For the purposes of paragraph (b)(5)(iii) of this section, the term "private child-placement agency" means any individual, corporation, organization, or institution licensed or approved by a State or local governmental agency or component of either to place children in a private home for adoption. The term does not include any other individual, corporation, organization, or institution undertaking an investigation or appointed by a court in an adoption proceeding unless such individual or entity is authorized to place children in a private home for adoption.

(3) *Supervision by a child-placement agency.* For purposes of paragraph (b)(5)(iii) of this section, the term "supervision of a public or private child-placement agency" means that such agency as defined in subparagraphs (1) and (2) of this paragraph, prior to the final decree of adoption, was significantly involved in the adoption by making an investigation to determine the suitability of the adopting parent and the eligibility of the child for adoption, or by issuing a report of such suitability and eligibility, or by making recommendations based on such suitability and eligibility, to the court having jurisdiction of the adoption proceedings. This requirement is not met if such investigation, report, or recommendation by such an agency was not made, whether because it was waived, or because it is not required under applicable State law, or for other reason.

4. Section 404.324 is revised to read as follows:

§ 404.324 Child's insurance benefits; determining dependency upon insured individual; in general.

The test used in determining whether a child is dependent at one of the applicable times indicated in § 404.323, depends on the relationship between the child and the insured individual, i.e., whether the insured individual (or the insured individual's spouse in the case of a grandchild or stepgrandchild) is the child's father or mother, adopting father or adopting mother, stepfather or stepmother, or grandparent or stepgrandparent. The tests are described in § 404.325–404.327a.

5. Following § 404.327, a new § 404.327a is added to read as follows:

§ 404.327a **Child's insurance benefits; dependency upon grandparent or stepgrandparent or spouse of grandparent or stepgrandparent.**

(a) *Support period defined.* A child who is the grandchild or stepgrandchild of an individual or the grandchild or stepgrandchild of an individual's spouse (as defined in § 404.1109(c)) shall be deemed not to be dependent on such individual at the time determined under the provisions of § 404.323(a) unless:

(1) Such child was living with such individual in the United States and receiving at least one-half of his support from such individual for the year immediately preceding the month in which such individual became entitled to old-age insurance benefits or disability insurance benefits or died, or if such individual had a period of disability which continued until he had become entitled to old-age insurance benefits or disability insurance benefits or died, for the year immediately before the month in which such period of disability began, and

(2) The period during which such child was living with such individual began before the child attained age 18.

(b) *Exception to support period.* In the case of a child who was born in the 1 year period during which such child must have been living with and receiving at least one-half of his support from such individual, such child shall be deemed to meet such requirements prescribed in paragraph (a) of this section for such period if, as of the close of such period, such child has lived with such individual in the United States and received at least one-half of his support from such individual for "substantially all" (as defined in § 404.323(a)(5)) of the period which begins on the date of such child's birth.

6. Section 404.467 is revised to read as follows:

§ 404.467 **Nonpayment of benefits; individual entitled to disability insurance benefits or childhood disability benefits based on statutory blindness is engaging in substantial gainful activity.**

(a) *Disability insurance benefits.* An individual who has attained age 55 and who meets the definition of disability for disability insurance benefits purposes based on "statutory blindness," as defined in § 404.1501, may be entitled to disability insurance benefits for months in which he is engaged in certain types of substantial gainful activity. No payment, however, may be made to the individual or to beneficiaries entitled to benefits on his earnings record for any month in which such individual engages in any type of substantial gainful activity.

(b) *Childhood disability benefits.* An individual who has attained age 55 and who meets the definition of disability prescribed in § 404.1501(a)(1)(ii) for childhood disability benefits on the basis of statutory blindness may be entitled to childhood disability benefits for months in which he engages in certain types of substantial gainful activity. However, no payment may be made to such individual for any month after December 1972 in which such individual engages in substantial gainful activity.

7. Section 404.705 is revised to read as follows:

§ 404.705 **Presumption of death.**

(a) *General.* Whenever it is necessary to determine the death of an individual in order to determine the right of another to a monthly benefit or a lump-sum death payment under section 202 of the Act, and such individual has been unexplainedly absent from his residence and unheard of for a period of 7 years, the Administration, upon satisfactory establishment of such facts and in the absence of any evidence to the contrary, will presume that such individual has died.

(b) *Grandchild claims.* For purposes of § 404.1109(c)(1)(ii), the evidence required by § 404.704 or paragraph (a) of this section will be sufficient to determine that the grandchild's (or stepgrandchild's) parent is deceased provided the identity of the parent can be established. The identity of the parent will be established, absent information to the contrary, based on a statement of parentage by the grandchild's known parent, or by the applicant if the known parent is deceased, incompetent, or unavailable. However, where there is a question concerning the identity of the parent, additional evidence of parentage is required. If the identity of the grandchild's parent is unknown, the Administration will presume that such individual was deceased at the appropriate time as prescribed by § 404.1109(c)(1)(ii)(A) or (B).

8. In § 404.1109 paragraph (c) is revised and a new paragraph (d) is added to read as follows:

§ 404.1109 **Definition of child.**

The term "child" means a claimant who:

* * * * *

(c) Is the grandchild or stepgrandchild of the individual upon whose wages and self-employment income his application is based or the grandchild or stepgrandchild of that individual's spouse. For purposes of this paragraph a child is the grandchild or stepgrandchild of such individual or his spouse if:

(1) (i) The child is related to an individual as the individual's biological child, legally adopted child or stepchild by reason of a valid marriage between the child's biological or legally adopting parent and the individual, and this individual in turn, is a child (as defined in paragraphs (a), (b), or (d) of this section) of the individual upon whose wages and self-employment income the grandchild's application is based or who is a child (as defined in paragraphs (a), (b), or (d) of this section) of such individual's spouse (providing the spouse is assumed to be the insured individual); and

(ii) The child's natural mother and father or, if the child has been adopted, the child's adoptive mother and father are either deceased (see § 404.705(b) when the identity or whereabouts of one or both parents is in question) or disabled (as defined in § 404.1501):

(A) In the month in which the individual upon whose wages and self-employment income the grandchild's application is based became entitled to old-age insurance benefits or disability insurance benefits, or died; or

(B) In the month in which such individual's period of disability began, if such individual had a period of disability which continued until he had become entitled to old-age insurance benefits or disability insurance benefits or died; or

(2) The grandchild or stepgrandchild of the individual or his spouse meets the requirement of paragraph (c)(1)(i) of this section and the child was legally adopted by the surviving spouse of the individual upon whose wages and self-employment income the grandchild's application is based in an adoption decreed by a court of competent jurisdiction within the United States and the child's natural or adopting parent or stepparent was not living in the household of such individual and making regular contributions to the child's support at the time such individual died; or

(d) Is neither the stepchild, legally adopted child, grandchild, or stepgrandchild of the individual upon whose wages and self-employment income his application is based or the grandchild or stepgrandchild of such individual's spouse but has the status of a child of such individual under applicable State law as described in § 404.1101 (a) and (b)(1), or is deemed to have the status of a child of such individual pursuant to § 404.1101 (c) or (d).

9. In § 404.1113, paragraph (a) is revised and a new paragraph (c) is added to read as follows:

§ 404.1113 **"Living with" and "living in such individual's household."**

(a) *Defined.* "Living with" as used in sections 202(d)(3), 202(d)(4), 202(d)(8), 202(d)(9), and 216(h)(3) of the Act as amended and "living in such individual's household" as used in section 216(e) of the Act mean the parent and child are sharing the same residence and that the parent is exercising or has the right to exercise parental control and authority over the child. As used in this section, the term "parent" includes a natural parent, legally adopting parent, stepparent, the foster parent as to whom the child-claimant has the status of "child" under a theory of "equitable adoption," and the grandparent or stepgrandparent.

* * * * *

(c) *Time when "living with" and "living in such individual's household" had to exist.* For purposes of sections 202(d)(3) and 202(d)(4) of the Act the determination as to whether the child was "living with" his parent shall be based on the facts and circumstances at the times prescribed in § 404.323(a). For purposes of section 216(h)(3) of the Act, the determination shall be based on the facts and circumstances at the times prescribed in § 404.1101(d). For purposes of

section 216(e) of the Act the determination as to whether the child was "living in such individual's household" shall be based on the facts and circumstances at the time such individual died. For purposes of sections 202(d)(8) and 202(d)(9) of the Act, the determination as to whether the child was "living with" his parent (including his grandparent or stepgrandparent) shall be based on the facts and circumstances for the year immediately preceding the month prescribed in §§ 404.323(a)(4)(ii)(C) and 404.327a respectively, but only if "living with" began before the child attained age 18. If section 202(d)(8) or 202(d)(9) of the Act applies, the child must have been "living with" his parent in each month of the year except if the child were born during the applicable year, in which case the child must have been "living with" his parent for substantially all of the year prescribed in §§ 404.323(a)(4)(ii)(C) and 404.327a respectively.

10. In § 404.1114, paragraphs (a) and (c) are revised to read as follows:

§ 404.1114 Waiver of 9-month requirement for widow, stepchild, or widower.

(a) *General.* Except as provided in paragraph (c) of this section, the requirement in § 404.1104(e) or § 404.1107(e) that the surviving spouse of an individual have been married to such individual for a period of not less than 9 months immediately prior to the day on which such individual died in order to qualify as such individual's widow or widower, and the requirement in § 404.1109(b) that the stepchild of a deceased individual have been such stepchild for not less than 9 months immediately preceding the day on which such individual died in order to qualify as such individual's child, shall be deemed to be satisfied, where such individual dies within the applicable 9-month period if:

(1) His or her death is accidental (as defined in paragraph (b) of this section), or

(2) His or her death occurs in line of duty while he or she is a member of a uniformed service serving on active duty (as defined in § 404.1013(f)(2) and (3)), or

(3) The surviving spouse had been previously married to the individual for at least 9 months or the surviving stepchild had been the stepchild of such individual for at least 9 months during a previous marriage of such stepchild's parent to the individual; and (i) the previous marriage between the individual and the surviving spouse (or the stepchild's parent) ended in divorce, and (ii) the surviving spouse (or the stepchild's parent) had been remarried to the individual at the time of his death.

* * * * *

(c) *Applicability.* (1) The provisions of this section apply with respect to monthly benefits under title II of the Act for months after December 1972, except that such provisions shall not apply if the Administration determines that at the time of the marriage involved, the individual involved could not have reasonably been expected to live for 9 months.

(2) The provisions of paragraph (a)(1) and (2) of this section shall also apply for months after January 1968 and before January 1973 if, in the case of the surviving spouse, he or she was married to the individual for a period of not less than 3 months prior to the day on which such individual died or, in the case of the stepchild, he or she had been such stepchild for not less than 3 months immediately preceding the day on which the individual died. In either case, the provisions shall not apply if the Secretary determines that at the time of the marriage involved, the individual could not have reasonably been expected to live for 9 months.

[FR Doc.74-15500 Filed 7-5-74;8:45 am]

[20 CFR Part 405]

[Reg. 5]

FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED

Admissions to Skilled Nursing Facilities More Than 14 Days After Discharge From Hospital.

Notice is hereby given pursuant to the Administrative Procedure Act (5 U.S.C. 553) that the amendments set forth in tentative form below are proposed by the Commissioner of Social Security with the approval of the Secretary of Health, Education, and Welfare. The purpose of these revisions is to reflect the changes made by section 248 of Pub. L. 92-603, the Social Security Amendments of 1972, approved on October 30, 1972. The proposed amendments provide that services furnished eligible beneficiaries in skilled nursing facilities may be covered if admission to the skilled nursing facility occurred more than 14 days after discharge from a hospital in the following situations: (a) where an individual who required extended care services within 14 days of his discharge from a hospital was unable to be admitted to a skilled nursing facility within such 14 days because of a shortage of appropriate bed space in the geographic area in which he resides, provided he entered the skilled nursing facility within 28 days of his hospital discharge, or (b) where an individual whose condition is such that covered skilled nursing facility care would not be medically appropriate within 14 days after discharge from a hospital was admitted to a skilled nursing facility within such time as it would be medically appropriate to begin an active course of treatment in such a facility.

This change is effective for skilled nursing facility admissions occurring on or after October 30, 1972.

Prior to final adoption of the proposed amendments, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in triplicate to the Commissioner of Social Security, Department of Health, Education, and Welfare Building, Fourth and Independence Avenue, SW., Washington, D.C. 20201, on or before August 7, 1974.

Copies of all comments received in response to this notice will be available for public inspection during regular business hours at the Washington Inquiries Section, Office of Public Affairs, Social Security Administration, Department of Health, Education, and Welfare, North Building, Room 4146, 330 Independence Avenue, SW., Washington, D.C. 20201.

The proposed amendments are to be issued under the authority contained in sections 1102, 1861(i), and 1871, 49 Stat. 647, as amended, 79 Stat. 314; 42 U.S.C. 1302, 1395x(i), and 1395hh.

(Catalog of Federal Domestic Assistance Program No. 13.800, Health Insurance for the Aged—Hospital Insurance)

Dated: May 30, 1974.

J. B. CARDWELL,
Commissioner of Social Security.

Approved: July 1, 1974.

CASPAR W. WEINBERGER,
Secretary of Health, Education, and Welfare.

Regulations No. 5 of the Social Security Administration (20 CFR Part 405), are further amended as set forth below:

1. Paragraph (a)(1) of § 405.120 is amended by deleting the phrase "within 14 days (as defined in paragraph (d) of this section)" and inserting in its place the phrase "within the time specified in paragraph (d) of this section."

2. Paragraph (d) of § 405.120 is revised to read as follows:

§ 405.120 Posthospital extended care services; scope of benefits.

* * * * *

(d) *Timely admission to a skilled nursing facility.* To be eligible for extended care services an individual must be admitted to a skilled nursing facility within a specified time period.

(1) *Skilled nursing facility admissions prior to October 30, 1972.* With respect to skilled nursing facility admissions occurring prior to October 30, 1972, an individual must have been admitted to the skilled nursing facility and received required post-hospital extended care (see § 405.126) within 14 days after his discharge from a hospital (see paragraph (d)(3) of this section for method of counting days).

(2) *Skilled nursing facility admissions on or after October 30, 1972.* With respect to skilled nursing facility admissions occurring on or after October 30, 1972, an individual must (i) be admitted to the skilled nursing facility and receive required post-hospital extended care (see § 405.126) within 14 days after discharge from a hospital, or (ii) be admitted to the skilled nursing facility within 28 days after such discharge, in the case of an individual who was unable to be admitted to a skilled nursing facility within 14 days because of a shortage of appropriate bed space in the geographic area in which he resides provided he required posthospital extended care (see § 405.126) within 14 days of the hospital

discharge and continued to require such care through the time of his admission to the facility, or (iii) must be admitted to the skilled nursing facility within such time as it would be medically appropriate to begin an active course of treatment in such a facility, in the case of an individual whose condition is such that post-hospital extended care (see § 405.126) would not be medically appropriate within 14 days after discharge from a hospital (see paragraph (d)(3) of this section for method of counting days).

(3) *Counting days.* For the purpose of this section, "within 14 days" or "within 28 days" means the period of 14 or 28 consecutive calendar days (including Saturdays, Sundays, legal holidays, and days, all or part of which is declared to be a nonworkday for Federal employees by statute or Executive order) beginning with the calendar day following the day of discharge from the hospital or, where paragraph (b)(2) of this section applies, beginning with the calendar day following the day of discharge from a skilled nursing facility.

* * * * *

[FR Doc.74-15499 Filed 7-5-74;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 75]

[Airspace Docket No. 74-EA-42]

JET ROUTES

Proposed Alteration

The Federal Aviation Administration (FAA) is considering an amendment to Part 75 of the Federal Aviation Regulations that would realign Jet Route 55 between Flat Rock, Va., and Sea Isle, N.J., Jet Routes 80 and 110 between Bellaire, Ohio, and Kennedy, N.Y., and Jet Route 95 between Huguenot, N.Y., and Buffalo, N.Y.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received on or before August 7, 1974, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

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

The FAA is considering realigning the following jet routes as indicated below.

1. Jet Route 55 from Flat Rock, Va.; via the intersection of the Flat Rock 025°T(031°M) and Gordonsville, Va., 059°T(065°M) radials; the intersection of the Gordonsville, Va., 059°T(065°M) and Sea Isle, N.J., 253°T (262°M) radials; to Sea Isle.

2. Jet Route 80 from Bellaire, Ohio, via the intersection of the Bellaire 090°T(094°M) and Robbinsville, N.J., 264°T(274°M) radials; Robbinsville; to Kennedy, N.Y.

3. Jet Route 95 from Huguenot, N.Y., via the intersection of the Huguenot 301°T(312°M) and Buffalo, N.Y., 113°T(121°M) radials; to Buffalo.

4. Jet Route 110 from Bellaire, Ohio; via the intersection of the Bellaire 090°T(094°M) and Robbinsville, N.J., 264°T(274°M) raradials; Robbinsville; to Kennedy, N.Y.

The proposed changes would reduce route mileages, route complexities, and in some cases cockpit workload.

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

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

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

[FR Doc.74-15422 Filed 7-5-74;8:45 am]

CIVIL AERONAUTICS BOARD

[14 CFR Parts 207, 208, 212, 214, 217, 241, 249, 369, 389]

[EDR-276; SPDR-37; ODR-8; Docket No. 26810]

CHARTER FLIGHTS

Notice of Proposed Rulemaking

Correction

In FR Doc. 74-14399, appearing at page 22430, in the issue of Monday, June 24, 1974, make the following changes:

1. Directly above the text on page 22430 add the date "June 18, 1974" on the right side of the column.

2. In the second column on page 22431 under "Definition of 'Special Event' ", in the sixth line, insert a comma between "sporting" and "social".

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

STATE OF NEBRASKA

Proposed Revision to Implementation Plan

On February 22, 1974, the State of Nebraska Environmental Control Council adopted amendments to the State Air Pollution Control Rules and Regulations. These amendments were subjected to a public hearing held in Lincoln, Nebraska, on December 14, 1973. The amended regulations became effective on February 26, 1974.

The application of emission limitations has been expanded to the entire state instead of just Douglas, Lancaster and Sarpy Counties. Lancaster County has been designated as a subregion of the Lincoln-Beatrice-Fairbury Intrastate Air Quality Control Region.

The procedures for preconstruction review have been expanded to include those facilities which cause mobile source related emissions by attracting large quantities of traffic. These facilities are termed "complex sources" by the state. This is the same type of source that has been termed as an "indirect source" by the Environmental Protection Agency.

A new provision has been added to the procedure for disapproving a construction permit application. A permit will not be issued if the proposed source will emit more than one ton per hour of particulate matter or sulfur dioxide, if it is located within 20 miles or less of another source emitting one ton per hour or more of the same pollutant.

The particulate emission standards for fuel burning sources have been changed. This includes eliminating the provisions for determining the allowable emissions depending on the number of stacks.

A new sulfur dioxide emission standard (2.5 pounds per million BTU heat input) has been added for fuel burning equipment. The sulfur dioxide regulation remains the same for all other equipment.

The nitrogen dioxide emission standard for fuel burning equipment has been deleted.

The open fire regulation has been altered. Some open burning operations which were previously exempt, must now apply for a permit.

A visible emissions regulation for diesel-powered motor vehicles has been added.

A "final date for compliance" has been added to the list of incremental dates required in a compliance schedule. The provision that a source must be notified to report to the state has been deleted. A source must now be in conformance with the regulation within 180 days from the effective date of these amendments if it has not applied for and received a variance.

All sources in the Omaha-Council Bluffs Interstate Air Quality Control Region, the Lancaster County subregion, and any source whose emissions prevent the attainment or mainntenance of primary air quality standards must comply with emission standards as expeditiously as practicable, but not later than July 31, 1975. All other sources must be in compliance by July 31, 1976.

The National Emission Standards for Hazardous Air Pollutants, published April 6, 1973 (38 FR 8820), have been adopted.

These changes, with the exceptions noted, constitute a proposed revision to the State of Nebraska Implementation Plan, pursuant to § 51.8 of this chapter. This notice is issued to advise the public of the receipt of this proposed change and to request public comment. The Administrator's decision to approve or disapprove revisions to a plan is based on whether they meet the requirements of section 110(a)(2)(A)(H) of the Clean Air Act and 40 CFR 51, Requirements for preparation, adoption, and submittal of state implementation plans.

All comments should be addressed to the Regional Administrator, Environmental Protection Agency, Region VII, 1735 Baltimore, Kansas City, Missouri 64108. Only comments received on or

before August 7, 1974 will be considered. Copies of the proposed revision to the State of Nebraska Implementation Plan are available for public inspection during normal business hours at the office of EPA, Region VII, 1735 Baltimore, Kansas City, Missouri 64108; the Freedom of Information Center, EPA, 401 M Street SW., Washington, D.C. 20460; and at the Nebraska Department of Environmental Control, 1424 P Street, Lincoln, Nebraska 68509.

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

Dated: June 26, 1974.

JEROME H. SVORE,
Regional Administrator.

[FR Doc.74-15539 Filed 7-5-74;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 19982]

TV BROADCAST STATIONS IN MOUNTAIN VIEW, ARKANSAS

Proposed Table of Assignments; Order Extending Time for Filing Reply Comments

In the matter of amendment of § 73.606 (b), *Table of assignments*, TV Broadcast Stations. (Mountain View, Arkansas), Docket No. 19982, RM-2297.

1. In response to a petition for rule making filed by the Arkansas Educational Television Commission (AETC), the Commission, on March 22, 1974, issued a notice of proposed rulemaking in the above-entitled matter which was published in the FEDERAL REGISTER on April 1, 1974 (39 FR 11931). The date for filing comments has past and the date for filing reply comments is presently July 1, 1974.

2. On June 27, 1974, counsel for the Arkansas Educational Television Commission filed a request for an extension of the reply comment date from July 1, to July 5, 1974. Counsel states that the additional time is required in order to further evaluate the pleadings filed in this proceeding. Counsel further states that these parties have indicated that they have no objection to the grant of this request.

3. We are of the view that the public interest would be served by extending the time for filing reply comments in this proceeding. *Accordingly, it is ordered,* That the date for filing reply comments in this proceeding is extended to and including July 5, 1974.

4. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

Adopted: June 28, 1974.

Released: July 1, 1974.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.74-15488 Filed 7-5-74;8:45 am]

[47 CFR Part 97]

[Docket No. 20092; FCC 74-688]

AMATEUR EXTRA CLASS OPERATORS

Proposed Assignment of Call Signs

In the matter of amendment of Part 97 to make special call signs available to stations licensed to Amateur Extra Class operators, Docket No. 20092.

1. Notice of proposed rulemaking is hereby given in the above captioned matter.

2. Frequently, the Commission receives a request from an amateur radio operator asking to have a specific call sign, or call sign format, assigned to his amateur radio station. The reasons given to justify these requests vary, but the requests in themselves indicate the very special significance a station call sign can hold for an amateur operator. Under the present rules, there are no provisions for satisfying requests of this type.

3. While we would like to be able to assign every amateur station the exact call sign of the licensee's choice, there are practical limitations imposed by administrative considerations. The assignment of station call signs on a request basis would require new processing systems requiring more clerical manpower, since most call sign assignments are now made by automatic data processing methods. Additionally, more manpower would be required to resolve conflicts arising from the inevitable cases of several amateurs desiring to obtain the same particular call sign. For reasons such as these, under our present systems and resources, we could not possibly offer to assign call signs on a request basis to all of the 265,000 amateur radio stations now licensed.

4. Until such time as the necessary systems and resources may become available, we believe it is possible to satisfy at least some of these requests. The Amateur Extra Class deserves first consideration in this matter. This group represents the highest skill level licensed in the Amateur Radio Service. Since they also represent the operator class having the smallest number of stations (over 14,000), and since many, if not most, of these stations already have preferred call signs or call signs of long standing, the number of requests for special call signs should come within reasonable limits. Making special call signs available to this group should provide amateurs, and the Commission, with information and experience in this matter so any future possibility of expanding the system can be better considered. Moreover, it would offer amateurs a way to obtain the call sign of their choice for their station.

5. Therefore, we propose to amend the applicable sections of Part 97, as shown below. The current 25 year eligibility requirement for a 1X2 (single letter prefix, two letter suffix) call sign would be deleted. The amateurs meeting the 25 year requirement have had ample opportunity to exercise this option. The manpower recovered from deleting this provision can be applied to administering the proposed new system. Under these proposals, any Amateur Extra Class licensee would be eligibile to apply for and receive any available station call sign of his choice, including 1X2, 1X3, or 2X3 formats, consistent with the numeral designated for the area. The limitations on only one 1X2 format call sign per licensee, except for those already holding more than one, would remain. However, the same licensee would be eligible to also hold one or more 1X3 or 2X3 format station call signs.

6. The proposals would undoubtedly result in the limited number of 1X2 format call signs becoming rapidly exhausted. This eventuality is only a few years off anyway, since the number of amateurs completing 25 years in the Amateur Radio Service should begin to increase sharply, reflecting changes in the operator license structure in the early 1950's. For this reason, we are proposing to delete the availability of in memoriam call signs to club stations. This will make a few more 1X2, and even desirable 1X3, format call signs available for the proposed system. Additionally, verification that the deceased former licensee was actually a member of the organization has, at times, been difficult for both the club and the Commission. Again, the manpower recovered from this deletion can be applied to the proposed new system.

7. The Commission has a number of petitions on file concerning the assignment of amateur station call signs. This proposal is not intended to preempt future consideration of those petitions. In fact, should our proposal be adopted, the resulting experience will enable us to better consider these petitions. Only call signs having prefixes in the series now normally assigned to primary and secondary stations would be available initially, although additional prefix series may be added at a future date. Available immediately would be those having the prefix K, W, WA, and WB, in addition to those call signs normally assigned to stations not within the 48 contiguous United States. For stations outside the 48 contiguous United States, only a choice of call sign suffix could be made.

8. Authority for the proposed rule changes herein is contained in sections 4(i) and 303 of the Communications Act of 1934, as amended.

9. Pursuant to applicable procedures set forth in § 1.415 of the Commission's Rules, interested persons may file comments on or before October 9, 1974 and reply comments on or before October 24, 1974. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision on the rules which are proposed herein, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this Notice.

10. In accordance with the provision of § 1.419 of the Commission's rules and regulations, an original and 14 copies of all comments, pleadings, briefs, or other

documents shall be furnished the Commission.

11. All filing in this proceeding will be available for examination by interested parties during regular business hours in the Commission's public reference room at its headquarters in Washington, D.C. (1919 M Street, NW.)

Adopted: June 26, 1974.

Released: July 2, 1974.

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

Part 97, of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 97.51(a)(3) is deleted and reserved, and § 97.51(a) and §97.51(a)(5) are amended to read as follows:

§ 97.51 Assignment of call signs.

(a) The Commission will systematically assign every amateur radio station a call sign consisting of a sequence of two letters, a numeral, and three letters, with the following exceptions:

* * * * *

(3) [Reserved]

* * * * *

(5) Upon request for a Special Call Sign, any available unassigned station call sign may be assigned to a primary or secondary station licensed to an Amateur Extra Class operator.

* * * * *

2. Section 97.53 is revised to read as follows:

§ 97.53 Policies and procedures applicable to the assignment of call signs.

(a) An eligible licensee will be permitted to hold only one two-letter call sign. However, licensees who, by reason of former rule provisions, presently hold more than one such call sign may continue to hold those call signs in the same call sign areas.

(b) Subject to availability, a primary station will be assigned the same type of call sign as the one relinquished, upon modification of license to show the fixed station operation location in a different call sign area.

(1) Stations will not be assigned specific call signs of the licensee's choice, nor counterpart call signs (call signs having identical suffix letters), under this provision. However these limitations will not preclude qualification for a Special Call Sign.

(2) When a two-letter call sign is not available in the new call sign area, an eligible licensee may be assigned an available unspecified three-letter call sign.

(c) Call signs which have been unassigned for more than one year will normally be available for reassignment.

[FR Doc.74-15489 Filed 7-5-74;8:45 am]

FEDERAL ENERGY ADMINISTRATION

[10 CFR Part 212]

PRICING OF UNLEADED GASOLINE

Further Notice of Proposed Rulemaking and Revised Interim Price Rule

On May 29, 1974, the Federal Energy Office (now the Federal Energy Administration) issued a notice of proposed rulemaking with regard to the allocation and pricing of unleaded gasoline (39 FR 18665, May 29, 1974). At the same time, FEO published an interim price rule for sales of unleaded gasoline during June, 1974 by firms which did not sell that product on May 15, 1973, and requested comments on the appropriate price rule for final promulgation (39 FR 18638, May 29, 1974).

FEA is today issuing, in a separate document, 39 FR 24884 a final regulation to provide for the allocation of unleaded gasoline and is issuing this revised interim price rule for unleaded gasoline and soliciting further comments on this subject. The revised interim rule provides that the basis to be used for pricing unleaded gasoline by refiners that did not market the product on May 15, 1973, is to be their May 15, 1973 price for leaded regular grade gasoline, plus one cent, and that resellers and retailers will sell unleaded gasoline at prices that reflect their May 15, 1973 margins on sales of leaded regular grade gasoline.

The interim price rule was issued because there was confusion as to the lawful price which could be charged for unleaded gasoline by refiners that did not sell unleaded gasoline on May 15, 1973, and for the month of June, 1974, such suppliers were permitted by the interim rule to use their May 15, 1973 prices for premium grade gasoline as a basis for determining prices for unleaded gasoline. In announcing the interim price rule for June, FEO made clear that it might adjust the rule at the conclusion of the rulemaking proceeding.

Several of the comments received by FEA have raised substantial questions concerning the cost justifications for pricing unleaded gasoline based on prices of premium gasoline. In general, most comments approved of the June interim rule, which permitted the use of an adjusted premium grade price, but they did not provide data to show why such a price would be advisable.

The comments which were submitted in opposition to the interim price rule for June indicated that the cost patterns related to refining unleaded gasoline do not vary significantly from the cost patterns associated with refining leaded gasoline of a similar octane grade. A study undertaken for the Environmental Protection Agency, for instance, concluded that unleaded refining costs are only slightly above leaded refining costs. The study reports little or no economic penalty to refiners for producing unleaded gasoline to comply with EPA regulations (see: "Impact of Motor Gasoline Lead Additive Regulations on Petroleum Refineries and Energy Resources—1974–1980, Phase I" prepared by Arthur D. Little Inc., May 1974).

The comments received, as noted, offered no cost or other economic data which would support the higher price levels of premium grade leaded gasoline. At the time the interim rule for June was issued, FEA lacked any specific data on the costs associated with refining unleaded gasoline, but was generally of the view that there were additional costs which could be taken into account with a rule that permitted use of a premium grade gasoline price. In light of the comments received, however, the FEA believes the lack of data on cost justification indicates that some lower price level is a more appropriate price rule to adopt at this time.

Because the comments received by FEA concerning the June rule and an appropriate final rule leave substantial doubt concerning the need for a higher price, FEA has decided to request further comments before adopting a final price rule. In the meantime, FEA is adopting, effective July 1, 1974, a revised interim rule which permits the May 15, 1973 price for the same or nearest octane number of leaded gasoline plus one cent, to be applied by refiners subject to the rule, in pricing unleaded gasoline.

The one cent adjustment by refiners to prices over regular is intended to reflect FEA's preliminary view, based on the data that was submitted in this proceeding that the costs of refining unleaded gasoline are only slightly greater than those associated with refining regular grade gasoline. It should be emphasized that the price level specified under this rule could be revised in either direction, depending on the results of FEA's further analysis of existing and additional data.

This new interim rule conforms more closely to the EPA study noted above. FEA is aware that some members of the petroleum industry dispute the conclusions reached there. For this reason, FEA invites further comment on the rule issued today with special attention paid to the actual refining cost comparison between leaded and unleaded gasoline. Major elements of this comparison include additional capital investment at the refinery level attributable to unleaded gasoline production requirements; the need to accommodate "substitution" or "opportunity" costs related to decreased output of that grade or grades of gasoline to be foregone in favor of unleaded gasoline; and the processing costs associated with unleaded gasoline compared to leaded gasoline on a cost-per-octane basis.

The revised interim rule issued today provides that resellers and retailers will receive the same margin on sales of unleaded gasoline as they do on sales of

regular grade gasoline. FEA is aware that such resellers and retailers will incur additional non-product costs in handling unleaded gasoline, but does not have any exact data on what the extent of these costs is likely to be. In the absence of such data, FEA has tentatively concluded that price increases previously authorized to take into account increased non-product costs should, in most cases, be adequate to cover the increased non-product cost of handling unleaded gasoline. Comment on the question of increased marketing costs attributable to handling unleaded gasoline at the wholesale and retail level is, however, specifically requested.

Comment is also requested on whether all suppliers should be subject to the rule that is ultimately adopted, or just those which were not marketing unleaded gasoline on May 15, 1973.

FEA recognizes that there may be various grades of unleaded gasoline produced, in addition to the minimum grade specified by the EPA, and comment is also requested on how such grade differentials should be taken into account.

Interested persons are invited to participate in this extension of the comment period by submitting new or additional written data, views, or arguments with respect to the new regulation set forth in this amendment to the Executive Secretariat, Federal Energy Administration, Box AL, Washington, D.C. 20461.

To the maximum extent practicable, all information submitted in the comment period will be placed on the public record. When, however, a person possesses information which is relevant to the cost analyses sought, and which he believes comes within the exception for trade secrets, commercial or financial information contained in 5 U.S.C. 552 or which contains or relates to a trade secret or other matters referred to in 18 U.S.C. 1905, and which he wishes to have withheld from public disclosure, he should separately identify and separately submit such information. FEA will treat such information as confidential to the extent that it is entitled to such confidentiality under the Freedom of Information Act or Section 205 of the Economic Stabilization Act of 1970, as amended. Aggregate data which does not permit the identification of individual companies may be placed in the public record.

Comments should be identified on the outside envelope and on the documents submitted to the Federal Energy Administration Executive Secretariat, with the designation "Unleaded Gasoline: Price Rule." Fifteen copies should be submitted. All comments received by July 22, 1974, and all other relevant information will be considered by the FEA.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159, 87 Stat. 627; Federal Energy Administration Act of 1974, Pub. L. 93-275, E.O. 11790, 39 FR 23185)

In consideration of the foregoing, Part 212 of Chapter II, Title 10 of the Code of Federal Regulations is amended as set forth below, effective July 1, 1974.

Issued in Washington, D.C., July 1, 1974.

ROBERT E. MONTGOMERY, Jr.,
Acting General Counsel,
Federal Energy Administration.

Subpart H is amended by revising § 212.112 to read as follows:

§ 212.112 Unleaded gasoline.

(a) *Scope.* This section prescribes the method for calculating the maximum price which may be charged in sales of unleaded gasoline by refiners, resellers, reseller-retailers and retailers which did not sell unleaded gasoline on May 15, 1973, or within the 30-day period prior thereto.

(b) *Rule.* Notwithstanding the provisions of § 212.111, a firm offering for sale after June 30, 1974, gasoline which is unleaded gasoline as described by the Environmental Protection Agency (40 CFR Ch. I, Part 80), shall determine prices of that item in accordance with the provisions of Subpart E or Subpart F of this part, as appropriate, provided, however, that:

(1) For purposes of determining, under § 212.82(f), the weighted average price at which unleaded gasoline was lawfully priced in transactions with the class of purchaser concerned on May 15, 1973, a refiner shall use a price not in excess of the weighted average price at which leaded gasoline of the same or nearest octane number was lawfully priced by it in transactions with that class of purchaser on May 15, 1973 plus 1 cent; and,

(2) For purposes of determining, under § 212.93(a), the weighted average price at which unleaded gasoline was lawfully priced by the seller in transactions with the class of purchaser concerned on May 15, 1973, a reseller, reseller-retailer, or retailer shall use a price not in excess of the weighted average price at which leaded gasoline of the same or nearest octane number was lawfully priced by it in transactions with that class of purchaser on May 15, 1973; and

(3) For purposes of computing under § 212.92 the "increased costs" of unleaded gasoline, a reseller, reseller-retailer, or retailer shall use the difference between the weighted average unit cost of unleaded gasoline in inventory and the weighted average unit cost of leaded gasoline of the same or nearest octane number in inventory on May 15, 1973.

[FR Doc.74-15475 Filed 7-5-74;8:45 am]

FEDERAL TRADE COMMISSION

[16 CFR Part 301]

ARTIFICIALLY COLORED FURS AND FUR PRODUCTS

Notice of Reopening of Record

On January 7, 1969, the Federal Trade Commission issued a Notice of Amendment of §§ 301.19 (Rule 19), 301.39 (Rule 39) and 301.41 (Rule 41) of Title 16, Part 301, rules and regulations under the Fur Products Labeling Act. Said document was published as FR Doc. 69-326 and appeared at page 380 of the Friday, January 10, 1969 issue of the FEDERAL REGISTER.

The amendment to § 301.19 (Rule 19) reads, in pertinent part:

(h)(2) When any fur or fur product is dressed, processed or treated with a solution or compound containing iron or copper and after processing any of the hair, fleece or fur fiber contains more than 300 parts per million of iron or more than 75 parts per million of copper, such fur or fur product shall be described in labeling, invoicing and advertising as "color altered" or "color added."

Upon application of an interested party, the trade association, American Fur Industry, the record on § 301.19(h)(2) (Rule 19(h)(2)) is being reopened for the purpose of reconsidering the feasibility and reasonableness of the limitations on iron and copper in furs set by the rule. The petition alleged that technical problems make compliance with the rule extremely burdensome, and requested the hearing to avoid serious and imminent financial injury to the mink industry.

Views, arguments or other pertinent data may be submitted in writing on or before the date of the public hearing to the Secretary, Federal Trade Commission, Washington, D.C. 20580, or they may be presented orally at the hearing, which will be held in New York City and scheduled in a subsequent Notice.

The action in this proceeding is taken pursuant to the authority given to the Federal Trade Commission under paragraph (b) of section 8 of the Fur Products Labeling Act (65 Stat. 179; (15 U.S.C. 69f)) which provides:

(b) The Commission is authorized and directed to prescribe rules and regulations governing the manner and form of disclosing information required by this Act, and such further rules and regulations as may be necessary and proper for purposes of administration and enforcement of this Act.

By direction of the Commission.

CHARLES A. TOBIN,
Secretary.

Issued: June 25, 1974.

[FR Doc.74-15432 Filed 7-5-74;8:45 am]

DEPARTMENT OF LABOR

Office of the Secretary

[29 CFR Parts 5, 5a]

TRAINEE AND APPRENTICESHIP

Proposed Revocation and Requirements Provision

This Department has under consideration amendments to its regulations which would revise its present policy with regard to the employment and training of apprentices and trainees on Federal and federally assisted construction. It is proposed to revoke Part 5a of Subtitle A of Title 29 of the Code of Federal Regulations and to amend Part 5 of the subtitle by the addition of a new § 5.15 as indicated below, with conforming changes in §§ 5.2, 5.5 and 5.6.

The original purpose of Part 5a was to promote under Federal auspices the employment of trainees and apprentices thereby increasing productivity in the construction industry and combating inflation. These same objectives can be just as effectively accomplished by the proposed changes which would eliminate those 5a procedures requiring, in all cases, the maximum employment of trainees and apprentices which have sometimes proved inconsistent with established practices in the construction industry and have often been found to be impractical of enforcement. Thus, the proposed changes would (1) revoke provisions (i.e., Part 5a) requiring, among other things, the employment of maximum ratios (to journeymen) of apprentices or trainees, and (2) state the policy which we propose to adopt in lieu of Part 5a.

Editorial changes are proposed in §§ 5.6 and 5.11 to provide for a review by the Administrator of the Wage and Hour Division in lieu of the review of the Solicitor of Labor; to make clear the fact that the Secretary may order hearings on his own motion; and to reflect changes in organizational terminology now in use.

Interested parties are invited to submit written comments to Warren D. Landis, Acting Administrator, Wage and Hour Division, Employment Standards Administration, Department of Labor, Washington, D.C. 20210. All comments received on or before August 7, 1974, will be considered.

The following amendments are proposed.

PART 5—LABOR STANDARDS PROVISIONS APPLICABLE TO CONTRACTS COVERING FEDERALLY AND ASSISTED CONSTRUCTION (ALSO LABOR STANDARDS PROVISIONS APPLICABLE TO NON-CONSTRUCTION CONTRACTS SUBJECT TO THE CONTRACT WORK HOURS AND SAFETY STANDARDS ACT)

1. Paragraph (c) of § 5.2 of Part 5 is proposed to be revised to read as follows:

§ 5.2 Definitions.

* * * * *

(c) The terms journeyman, apprentice, and trainee are defined as follows:

(1) "Journeyman" means a worker competent in a full range of skills in an occupation that is commonly recognized throughout the construction industry as encompassing a family of related tasks and skill requirements;

(2) "Apprentice" means (i) a person employed and individually registered in a bona fide apprenticeship program registered with the U.S. Department of Labor, Manpower Administration, Bureau of Apprenticeship and Training, or with a State Apprenticeship Agency recognized by the Bureau, or (ii) a person in his first 90 days of probationary employment as an apprentice in such an apprenticeship program, who is not individually registered in the program, but who has been certified by the Bureau of Apprenticeship and Training or a State Apprenticeship Agency (where appropriate) to be eligible for probationary employment as an apprentice;

(3) "Trainee" means a person receiving on-the-job training in a construction occupation under a program which has received prior approval (but is not necessarily sponsored) by an agency of the U.S. Department of Labor authorized to approve such programs, and which is reviewed from time to time by the Department to insure that the training meets adequate standards.

* * * * *

2. Section 5.5 is proposed to be revised as follows:

§ 5.5 Contract provisions and related matters.

(a) * * *

(1) *Minimum wages.* * * *

(ii) The contracting officer shall require that any class of laborers or mechanics, which is not listed in the wage determination and which is to be employed under the contract, shall be classified or reclassified conformably to the wage determination and a report of the action taken shall be sent by the Federal agency to the Secretary of Labor. In the event the interested parties cannot agree on the proper classification or reclassification of a particular class of laborers and mechanics, to be used, the question accompanied by the recommendation of the contracting officer shall be referred to the Secretary for final determination.

* * * * *

(4) *Apprentices and trainees*—(i) *Apprentices.* Apprentices will be permitted to work as such only when they are employed and individually registered in a bona fide apprenticeship program registered with the U.S. Department of Labor, Manpower Administration, Bureau of Apprenticeship and Training, or with a State Apprenticeship Agency recognized by the Bureau, or if a person is employed in his first 90 days of probationary employment as an apprentice in such an apprenticeship program, who is not individually registered in the program, but who has been certified by the Bureau of Apprenticeship and Training or a State Apprenticeship Agency (where appropriate) to be eligible for probationary employment as an apprentice. The allowable ratio of apprentices to journeymen in any craft classification shall not be greater than the ratio permitted to the contractor as to his entire work force under the registered program. Any employee listed on a payroll at an apprentice wage rate, who is not a trainee as defined in subdivision (ii) of this subparagraph or is not registered or otherwise employed as stated above, shall be paid the wage rate determined by the Secretary of Labor for the classification of work he actually performed. The contractor or subcontractor will be required to furnish to the contracting officer written evidence of the registration of his program and apprentices as well as the appropriate ratios and wage rates (expressed in percentages of the journeyman hourly rates), for the area of construction prior to using any apprentices on the contract work. The wage rate paid apprentices shall be not less than the appropriate percentage of the journeyman's rate contained in the applicable wage determination.

(ii) *Trainees.* Trainees will be permitted to work as such when they are bona fide trainees employed pursuant to a program which has received prior approval by the U.S. Department of Labor as outlined in Secretary of Labor's regulation, § 5.15.

(iii) [Reserved]

* * * * *

3. Section 5.6 is proposed to be revised as follows:

§ 5.6 Enforcement.

(a) * * *

(2) The Federal agency shall make such examination of the submitted payrolls and statements as may be necessary to assure compliance with the labor standards clauses required by the regulations contained in this part and the applicable statutes listed in § 5.1. In connection with such examination particular attention should be given to the correctness of classifications and disproportionate employment of laborers, helpers, apprentices or trainees. Such payrolls and statements shall be preserved by the agency for a period of 3 years from the date of completion of the contract and shall be produced at the request of the Secretary of Labor at any time during the 3-year period.

(3) In addition to the examination of payrolls and statements required by paragraph (a)(2) of this section, the Federal agency shall cause investigations to be made as may be necessary to assure compliance with the labor standards clauses required by the regulations contained in this part and the applicable statutes listed in § 5.1. Projects where the contract is of short duration (6 months or less) shall be investigated before the work is accepted, if feasible. In the case of contracts which extend over a long period of time the investigation shall be made with such frequency as may be necessary to assure compliance. Such investigations shall include interviews with employees and examinations of payroll data to determine the correctness of classifications and disproportionate employment of laborers, helpers, apprentices or trainees. Complaints of alleged violations shall be given priority and statements, written or oral, made by an employee shall be treated as confidential and shall not be disclosed to his employer without the consent of the employee.

(b)(1) Whenever any contractor or subcontractor is found by the Secretary of Labor or the Agency Head with the concurrence of the Secretary of Labor to be in aggravated or willful violation of the labor standards provisions of any of the applicable statutes listed in § 5.1, other than the Davis-Bacon Act, such contractor or subcontractor or any firm, corporation, partnership, or association in which such contractor or subcontractor has a substantial interest shall be

ineligible for a period not to exceed 3 years (from the date of publication by the Comptroller General of the name or names of said contractor or subcontractor on the ineligible list as provided below) to receive any contracts subject to any of the statutes listed in § 5.1. *Provided, however,* That the Administrator of the Wage and Hour Division shall direct the removal from the debarred bidders list of any contractor or subcontractor whom he has found to have demonstrated a current responsibility to comply with the labor standards provisions applicable to Federal contracts and federally assisted construction work subject to any of the applicable statutes listed in § 5.1. In cases arising under contracts covered by the Davis-Bacon Act, the ineligibility provision prescribed in that act shall govern.

(2) The Agency Head shall furnish to the Secretary of Labor for transmittal to the Comptroller General the names of the persons or firms who have been found to have disregarded their obligations to employees. The Comptroller General will distribute a list to all Departments of the Government giving the names of such ineligible persons or firms.

(c) (1) Whenever as a result of an investigation conducted by the Agency or the Department of Labor, the Deputy Administrator of the Wage and Hour Division, Department of Labor, finds reasonable cause to believe that a contractor or subcontractor has committed willful or aggravated violations of the labor standards provisions of any of the statutes listed in § 5.1 (other than the Davis-Bacon Act), or has committed violations of the Davis-Bacon Act which constitute a disregard of its obligations to employees or subcontractors under section 3(a) thereof, he shall promptly notify by registered or certified mail the contractor or subcontractor and its responsible officers, if any (and any firms in which the contractor or subcontractor are known to have a substantial interest), of the finding and afford such contractor or subcontractor and any other parties notified an opportunity to present such reasons or considerations as they have to offer relating to why debarment action should not be taken under paragraph (b) of this section or section 3(a) of the Davis-Bacon Act. The Deputy Administrator shall furnish to those notified a summary of the investigative findings, and shall make available to them any information disclosed by the investigation which is not privileged or found confidential for good cause. If this opportunity is requested, an informal proceeding shall be held before an administrative law judge, an Assistant Regional Director for Employment Standards, or any other departmental officer of appropriate ability. At the conclusion of the informal proceeding, the presiding officer shall issue his decision which shall be served by registered or certified mail upon the interested parties.

(2) Within 30 days after service of the decision, any party may file objections to the decision with the Administrator, Wage and Hour Division, United States Department of Labor, Washington, D.C. 20210. Such objections shall be specific, and shall be accompanied by reasons or bases therefor. In his discretion, the Administrator may permit oral argument. If no objections are filed, the decision of the presiding officer shall be final, except in cases under section 3 of the Davis-Bacon Act as to any action to be taken by the Comptroller General under that section.

(3) The decision of the Administrator shall show a ruling upon each objection presented, and shall include a statement of (i) the findings and conclusions, as well as the reasons or bases therefor, upon all material issues of fact, law, or discretion presented on the record, and (ii) an appropriate order or recommendation. The decision of the Administrator shall be final, except in cases accepted for review, upon petition, by the Wage Appeals Board and in cases under section 3 of the Davis-Bacon Act as to any action to be taken by the Comptroller General under that section.

(d) Any person or firm debarred under § 5.6(b) may in writing request removal from the debarment list. The procedure for removal shall be substantially similar to the debarment procedure set forth in paragraph (c) of this section. That is, the person or firm shall have an opportunity to demonstrate in an informal proceeding a current responsibility to comply with the labor standards provisions applicable to Federal contracts and to federally assisted construction work and to file objections to the presiding officer's decision for consideration by the Administrator.

4. Section 5.11 is proposed to be revised to read as follows:

§ 5.11 Department of Labor investigations, hearings.

* * * * *

(b) In the event of disputes concerning the payment of prevailing wage rates or proper classifications which involve significant sums of money, large groups of employees, or novel or unusual situations, the Secretary of Labor may, upon request by a Federal agency or on his own motion, direct a hearing to be held. For the purpose of the hearing the Chief Administrative Law Judge shall, in writing, designate an administrative law judge who shall, after notice to all interested parties, make such investigation and conduct such hearings as may be necessary and render a decision embodying his findings and conclusions and if wages are found to be due, the amounts thereof. The administrative law judge's decision shall be sent to the interested parties and shall be final unless a petition for review of the decision by the Administrator of the Wage and Hour Division is filed by any such parties in quadruplicate with the Chief Administrative Law Judge, United States Department of Labor, Washington, D.C. 20036, within 20 days after receipt thereof. The petition for review must set out separately and particularly each objection asserted. The petition for review and the record which shall include the administrative law judge's decision then shall be certified by the administrative law judge to the Administrator. The petitioner may file a brief (original and four copies) in support of his petition within the 20-day period and any interested party upon whom the administrative law judge's decision has been served may within 10 days after the expiration of the time for filing the petition for review, file a brief in support of, or in opposition to the administrative law judge's decision. The Administrator's decision shall be subject to such further review by the Wage Appeals Board, as it may provide in its discretion.

5. A new § 5.15 of Part 5 is proposed to be added to read as follows:

§ 5.15 Bona fide training programs.

To meet the increasing demand for trained laborers and mechanics in the construction industry and to facilitate a fuller participation in bona fide youth, poverty, and other manpower training programs, this Department, as a matter of policy, will not take exception to the practice of paying enrollees or trainees in such bona fide programs at rates (not less than the minimum rate currently required under the Fair Labor Standards Act) authorized for such programs which are less than those found to be prevailing by this Department under the Davis-Bacon Act and related statutes for journeymen employed in work of the character for which such individuals are being trained. Such bona fide training programs include, for example, programs adopted pursuant to Federal legislation encouraging the employment and training of persons indigenous to blighted areas where housing and urban renewal projects are undertaken, programs established and approved in order to comply with the policies of the Office of Federal Contract Compliance, Department of Labor, and other similar manpower training programs. This policy will be observed in those instances where agreements for such programs have been negotiated by labor and management, and it may also be extended in appropriate cases to situations where organized labor does not participate in the development of the training arrangement if the sponsor submits the proposal in advance of its implementation. Such proposals should be submitted for approval by the Assistant Secretary for Employment Standards in consultation with the Assistant Secretary for Manpower. The Assistant Secretary for Manpower shall review the substance of the training program and determine whether it is a bona fide program. The Assistant Secretary for the Employment Standards Administration shall be notified of this determination and shall notify the sponsor in writing whether such program is approved for purposes of the Davis-Bacon Act and related statutes. A copy of the notice must be furnished by the sponsor to the concerned contracting agency. Contractors employing such trainees under either of these circumstances shall include a notation on the first weekly submission of certified payrolls to the contracting agency that their

employment is pursuant to such a bona fide program, and identifying such program.

6. Part 5a is proposed to be deleted in its entirety.

PART 5a—[DELETED]

(Sec. 1, 50 Stat. 664, as amended; 20 U.S.C. 50; sec. 2, 48 Stat. 948, as amended; 40 U.S.C. 276c; 5 U.S.C. 301; Reorganization Plan No. 14 of 1950, 64 Stat. 1267; 3 CFR 1949–53 Comp., p. 1007; sec. 10, 61 Stat. 89; 29 U.S.C. 258)

Signed at Washington, D.C., this 2d day of July 1974.

PETER J. BRENNAN,
Secretary of Labor.

[FR Doc.74–15507 Filed 7–5–74;8:45 am]

notices

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

DEPARTMENT OF JUSTICE

[Civil Action No. 58 C 613]

UNITED STATES OF AMERICA, AND SWIFT AND CO., ARMOUR AND CO., WILSON AND CO., INC., AND CUDAHY CO., ET AL.

Hearing on Proposed Modification of Antitrust Consent Decree

Notice is hereby given that a hearing will be held on a proposed modification of the Packers consent decree on September 10, 1974. The details of the hearing are set forth below.

Dated: June 28, 1974.

THOMAS E. KAUPER,
Assistant Attorney General,
Antitrust Division.

In the United States District Court for the Northern District of Illinois Eastern Division.

[Civil Action No. 58 C 613]

UNITED STATES OF AMERICA, PLAINTIFF, *v.* SWIFT & COMPANY, ARMOUR AND COMPANY, WILSON & CO., INC., AND CUDAHY COMPANY, ET AL., DEFENDANTS

NOTICE OF HEARING CONCERNING PROPOSED MODIFICATION OF PACKERS CONSENT DECREE (ENTERED FEBRUARY 27, 1920 AND PREVIOUSLY MODIFIED DECEMBER 20, 1971)

Pursuant to order of the Honorable Julius J. Hoffman, Senior Judge, United States District Court for the Northern District of Illinois, Eastern Division, a hearing shall be held at 10 a.m. on September 10, 1974 before the Honorable Judge Hoffman in Room 1719 of the United States Court House, 219 South Dearborn Street, Chicago, Illinois 60604, for the purpose of considering the joint motion of plaintiff, United States of America, and defendants, Swift & Company, Armour and Company and Cudahy Company, for entry of an order entitled "Modified and Supplemental Final Judgment—II" in the aforesaid proceeding. The effect of the aforesaid Modified and Supplemental Final Judgment—II would be to permit the defendants, subject to all applicable antitrust laws, to enter into the production, distribution and sale of the following non-food commodities listed in Paragraph Four, Subparagraph 13, of the Final Judgment entered in this action on February 27, 1920; cigars, china, furniture, bluing, starch, fence posts and wire fences, alfalfa meal, babbitt, bar iron, binding and twine, brass castings for heavy ordnance, brick, builders' hardware, bumping posts for railroads, cement, lime, plaster, doors and windows, dried brewers' grains, lath, pitting and fruit handling machinery, roofing, sand and gravel, shingles, soda fountains or parts thereof, structural steel, tile and waste. The proposed Modified and Supplemental Final Judgment—II does not alter any of the now existing provisions of the Final Judgment of February 27, 1920, as modified on December 20, 1971, which restrict or prohibit entry by any of the defendants into the food business, including the retailing of meats.

Additional information about said hearing may be obtained by contacting one of the undersigned attorneys for the United States:

BERNARD M. HOLLANDER,
Chief, Judgments and Judgment Enforcement Section,
Antitrust Division,
United States Dept. of Justice,
Washington, D.C. 20530
202-739-2494.

JOHN E. SARBAUGH,
Chief, Midwest Office,
Antitrust Division,
United States Dept. of Justice,
219 South Dearborn Street,
Chicago, Illinois 60604,
312-353-7538.

Dated: June 18, 1974.

[FR Doc.74-15477 Filed 7-5-74;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

LIAISON OFFICER, NEW YORK FIELD OFFICE

Delegation of Authority

JULY 1, 1974.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2 (32 FR 13938).

This delegation is issued under the authority delegated to the Commissioner by the Secretary in section 25 of Secretary's Order 2508 (10 BIAM 2.1).

Section 5.4 of 10 BIAM was published on page 9245 of the May 6, 1972, FEDERAL REGISTER (37 FR 9245). Section 5.4 is being revised to reflect a recent change in title of the head of the New York Field Office. The title "Special Liaison Representative" was changed to "Liaison Officer."

Section 5.4 is amended to read as follows:

5.4 *Seneca Nation.* The Liaison Officer, New York Filed Office, is authorized to approve leases of tribal lands to individual members of the Seneca Nation and to issue commitments of approval of mortgages and approve mortgages of leashold interest of such members given as security for home purchase or home improvement loans with or without FHA or VA insurance when such loans are made by any of the following institutions:

A. Any National or State bank,

B. Any building and loan association operating under authority of the law of any State,

C. Any insurance company authorized by law to engage in making such loans in the State of New York, or

D. Any Federal agency.

The Liaison Officer is authorized to otherwise perform on behalf of the members of the Seneca Nation those functions of the Commissioner of Indian Affairs which are specifically outlined in the memorandum of understanding between the Commissioner of Indian Affairs and the Commissioner, Federal Housing Administration, dated March 30, 1962.

RAYMOND V. BUTLER,
Acting Deputy Commissioner
of Indian Affairs.

[FR Doc.74-15461 Filed 7-5-74;8:45 am]

ROADS OF THE BUREAU OF INDIAN AFFAIRS

Maximum Speed Limit of 55 M.P.H.

JUNE 28, 1974.

This notice is published in exercise of the authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2 (32 FR 13938).

The maximum speed limit on the Bureau of Indian Affairs roads should be in compliance with the policies established by section 2(a) of the Emergency Highway Energy Conservation Act, Pub. L. 93-239.

At locations which are under the jurisdiction of the Court of Indian Offenses (25 CFR 11), those Bureau roads that are subject to high speed traffic will be posted with a maximum speed limit of 55 miles per hour unless the tribal governing body takes action to alter this limit within their reservation.

I strongly encourage those tribes who have adopted their own ordinances and courts to adopt a 55 miles per hour maximum speed limit ordinance on those Bureau roads serving high speed traffic.

Bureau offices shall erect the necessary signs in compliance with such tribally adopted ordinances and with the determinations made by this directive.

The policies contained herein shall be effective so long as it is the National policy to establish maximum highway speed limits for purposes of the conservation of energy.

This order shall become effective July 8, 1974.

RAYMOND V. BUTLER,
Acting Deputy Commissioner
of Indian Affairs.

[FR Doc.74-15462 Filed 7-5-74;8:45 am]

Bureau of Land Management

[M 1793]

MONTANA

Partial Termination of Proposed Withdrawal and Reservation of Lands

JUNE 27, 1974.

Notice of the Department of Transportation's application, M 1793, for with-

drawal and reservation of lands for highway construction, was published as F.R. Doc. No. 67-6063 on page 7921 of the issue for June 1, 1967. The applicant agency has canceled its application insofar as it affects the following described land:

PRINCIPAL MERIDIAN, MONTANA

T. 2 S., R. 9 W.,
Sec. 10, E½E½NE¼.
T. 3 S., R. 9 W.,
Sec. 12, SW¼SW¼;
Sec. 14, E½NE¼; and
Sec. 26, W½NW¼ and NW¼SW¼.

The areas described aggregate 280 acres.

Therefore, pursuant to the regulations contained in 43 CFR Part 2091.2-5(b), the land at 10 a.m. on August 5, 1974, will be relieved of the segregative effect of the above-mentioned application.

KENNETH J. SIRE,
Acting Chief, Branch of Lands and Mineral Operations.

[FR Doc.74-15444 Filed 7-5-74;8:45 am]

[New Mexico 21689]

NEW MEXICO

Pipeline Application

JUNE 13, 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. 28 N., R. 7 W.,
Sec. 22, SE¼SW¼.

This pipeline will convey natural gas across .052 miles of national resource land in Rio Arriba County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

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.74-15445 Filed 7-5-74;8:45 am]

RAWLINS DISTRICT ADVISORY BOARD

Notice of Meeting

JUNE 27, 1974.

Notice is hereby given that the Rawlins District Advisory Board will hold a special meeting on July 19, 1974 at the Rawlins District Office, Bureau of Land Management, 1300 Third Street, Rawlins, Wyoming. The agenda for the meeting will include the following items:

Seven-Lakes Allotment.
Proposed '75 fiscal year Soil-Watershed and Range Improvement Program.
Outline of Program Thrusts Scheduled for fiscal year 1975.
Resume of Progress under the Wild Horse and Burro Act.
Advisory Board Representation according to class of livestock.
Afternoon tour of Stratton Hydrology Study Area.

The meeting will be open to the public as space is available. Time will be available for a limited number of brief statements by members of the public. Those wishing to make an oral statement should inform the Advisory Board Chairman prior to the meeting of the Board. Any interested person may file a written statement with the Board for its consideration.

Written statements and requests to appear before the Board should be submitted to Curtis Rochelle, Chairman, c/o District Manager, Bureau of Land Management, P.O. Box 670, Rawlins, Wyoming 82301.

FRED WOLF,
District Manager.

[FR Doc.74-15458 Filed 7-5-74;8:45 am]

National Park Service

[Order No. 5]

ADMINISTRATIVE OFFICER, ET AL., GRAND TETON NATIONAL PARK, WYOMING

Delegation of Authority

SECTION 1. *Administrative Officer.* The Administrative Officer may execute and approve contracts and/or purchase orders not in excess of $100,000 for construction, supplies, equipment or services in conformity with applicable regulations and statutory authority and subject to availability of appropriated funds. This authority may be exercised on behalf of any office or area under the supervision of the Superintendent of Grand Teton National Park.

SEC. 2. *Procurement and Property Management Officer.* The Procurement and Property Management Officer may execute and approve contracts and/or purchase orders not in excess of $50,000 for construction, supplies, equipment or services in conformity with applicable regulations and statutory authority and subject to availability of appropriated funds. This authority may be exercised on behalf of any office or area under the supervision of the Superintendent of Grand Teton National Park.

SEC. 3. *Procurement and Property Management Assistant.* The Procurement and Property Management Assistant may execute and approve contracts and/or purchase orders not in excess of $2,500 for construction, supplies, equipment or services in conformity with applicable regulations and statutory authority and subject to availability of appropriated funds. The Procurement and Property Management Assistant is also authorized to make local open market purchases with the use of imprest funds in accordance with applicable regulations. This authority may be exercised on behalf of any office or area under the supervision of the Superintendent of Grand Teton National Park.

SEC. 4. *Revocation.* This order supersedes Order No. 4 dated June 23, 1972 and published in 37 FR 15442 on August 2, 1972.

(National Park Service Order No. 77 (38 FR 7478) as amended; Rocky Mountain Region Order No. 1 (39 FR 12369))

Dated: May 2, 1974.

GARY E. EVERHARDT,
Superintendent, Grand Teton National Park.

[FR Doc.74-15435 Filed 7-5-74;8:45 am]

Office of the Secretary

BIG VALLEY RANCHERIA IN CALIFORNIA AND INDIVIDUAL MEMBERS THEREOF

Notice of Termination of Federal Supervision Over Property

Notice is hereby given that the name of the following dependent member of the immediate family of a distributee is being deleted from those listed in the November 11, 1965, approved Notice of Termination of Federal Supervision Over the Property of the Big Valley Rancheria in California and Individual Members Thereof.

Deletion of dependent family member	Date of birth	Address	Relationship to distributee	Distributee
Mario Williams	Aug. 10, 1954	Lakeport, Calif.	None	Curtis John.

This notice, with respect to the abovenamed Mario Williams only, rescinds pro tanto and as of November 11, 1965, the Notice of Termination approved November 3, 1965, which became effective on publication on page 14222 of the November 11, 1965, FEDERAL REGISTER (30 FR 14222). This notive becomes effective on July 8, 1974.

JOHN C. WHITAKER,
Acting Secretary of the Interior.

JUNE 19, 1974.

[FR Doc.74-15460 Filed 7-5-74;8:45 am]

[INT FES 74-38]

CHEMEHUEVI SHORELINE, CALIFORNIA

Availability of Final Environmental Statement

Pursuant to section 102(2)(c) of the National Environmental Policy Act, the Department of the Interior has prepared a final environmental statement for a Proposed Secretarial Order for the Resolution of Title to the Chemehuevi Shoreline, California.

The environmental statement considers human and physical environmental affects associated with the proposed action by the Secretary of the Interior to recognize or establish equitable fee title to certain lands riparian to Lake Havasu, San Bernardino County, California, in the Chemehuevi Tribe of Indians. This final environmental statement was transmitted to CEQ on July 1, 1974.

Copies are available for inspection at the following locations:

Bureau of Indian Affairs,
Division of Trust Facilitation,
Room 3042,
Washington, D.C. 20245,
Telephone (202) 343-4004.

Bureau of Indian Affairs,
Phoenix Area Office,
Room 105,
124 West Thomas,
Phoenix, Ariz. 85011,
Telephone (602) 261-4195.

Bureau of Indian Affairs,
Colorado River Agency Office,
Parker, Ariz. 85344,
Telephone (602) 669-2134.

Single copies of the final environmental statement are available without charge from the Bureau of Indian Affairs, Phoenix Area Office, Room 105, 124 West Thomas, Phoenix, Arizona.

STANLEY D. DOREMUS,
Deputy Assistant Secretary of the Interior.

[FR Doc.74-15481 Filed 7-5-74;8:45 am]

DEPARTMENT OF AGRICULTURE

Forest Service

BIG LEVELS UNIT

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 Big Levels Planning Unit, George Washington National Forest, Virginia, USDA-FS-R8-FES (Adm.)-74-2.

This environmental statement concerns the proposed management direction and resource allocation for a portion of the Pedlar Ranger District, George Washington National Forest, known as the Big Levels Planning Unit.

This final environmental statement was transmitted to CEQ on June 27, 1974.

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

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

USDA, Forest Service,
1720 Peachtree Road NW., Room 804,
Atlanta, Ga. 30309.

USDA, Forest Service,
George Washington National Forest,
Harrisonburg, Va. 22801.

A limited number of single copies are available upon request to Robert W. Cermak, Forest Supervisor, George Washington National Forest, P.O. Box 233, Harrisonburg, Virginia 28801.

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

DAVID F. JOLLY,
Regional Environmental Coordinator.

[FR Doc.74-15440 Filed 7-5-74;8:45 am]

MOCCASIN BASIN AND CALF CREEK-PAPOOSE CREEK TIMBER SALES

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 Moccasin Basin and Calf Creek-Papoose Creek Timber Sales, Bridger-Teton National Forest and Shoshone National Forest, Wyoming. The Forest Service report number is USDA-FS-DES (Adm) R4-74-9.

The environmental statement evaluates the environmental effects of timber harvesting and road construction activities planned within the timber sales.

This draft environmental statement was transmitted to CEQ on June 27, 1974.

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

Regional Planning Office,
USDA Forest Service,
Federal Building, Room 4403,
324-25th Street,
Ogden, Utah 84401.

USDA, Forest Service,
South Agriculture Building, Room 3230,
12th Street and Independence Avenue SW.,
Washington, D.C. 20250.

Forest Supervisor,
Bridger-Teton National Forest,
Forest Service Building,
P.O. Box 1888,
Jackson, Wyo. 83001.

District Forest Ranger,
Gros Ventre Ranger District,
Forest Service Building,
P.O. Box 1888,
Jackson, Wyo. 83001.

A limited number of single copies are available upon request to Regional Forester Vern Hamre, Federal Office Building, 324-25th Street, Ogden, Utah 84401.

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 Regional Forester Vern Hamre, Federal Office Building, 324-25th Street, Ogden, Utah 84401. Comments must be received by September 2, 1974, in order to be considered in the preparation of the final environmental statement.

Dated: June 27, 1974.

P. M. REES,
Acting Regional Forester.

[FR Doc.74-15446 Filed 7-5-74;8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

NEW YORK BIGHT MESA ADVISORY COMMITTEE

Notice of Public Meeting

Pursuant to section 10(a)(2) of 5 U.S.C. App. I and section 8(b) of Office of Management and Budget Circular No. A-63 (March 27, 1974), notice is hereby given of the meeting of the New York Bight MESA (for Marine Ecosystems Analysis) Advisory Committee (the "Committee") and its Information User Advisory Panel (the "User Panel"), Scientific and Technical Advisory Panel (the "S&T Panel"), and Citizen and Industrial Advisory Panel (the "C&I Panel") on Tuesday, July 16, 1974. The Committee meeting, in joint session with the User Panel, S&T Panel, and C&I Panel, will commence at 9:45 a.m. and adjourn at 12 noon in Room 231 of the Stony Brook Union Building, State University of New York, Stony Brook, New York 11790. The User Panel, S&T Panel, and C&I Panel will each meet separately from 1:30 p.m. until 4:30 p.m. in Rooms 214, 216, and 223, respectively of the Stony Brook Union Building.

The topics for discussion by the Committee in plenary session with the panels include the following:

9:45 a.m.—Welcome and Opening Ceremonies.
10:00 a.m.—MESA Program Objectives and Activities.
11:30 a.m.—Purpose of the Committee and Panels.
11:45 a.m.—Description of the MESA Program Development Plan.
12:00 noon—Questions and Discussions Regarding the MESA Program.
12:30 p.m.—Adjourn.

The topics for discussion by the User Panel, S&T Panel, and C&I Panel in their separate meetings include the following:

1:30 p.m.—Purpose of the Panel and Its Relation to the Committee.
1:45 p.m.—MESA Program Development Plan as It Relates to the Panel.
2:00 p.m.—New York Bight Concerns of Representatives and Their Organizations (Brief presentation by each representative).
3:00 p.m.—Advisory Actions and Topics Suggested by Representatives.
3:45 p.m.—Future Meeting Schedule and Agenda Items.
4:00 p.m.—Public Participation (if any—see below).
4:30 p.m.—Adjourn.

Interested persons are invited to attend and to submit written statements before or after the meeting or by mailing such statements within five days after the date of the meeting to: Executive Secretary, New York Bight MESA Advisory

Committee, MESA Project Office, Building J—Room 121, State University of New York, Stony Brook, New York 11790. Interested persons will be permitted to make oral statements to each Panel between 4:00 p.m. and 4:30 p.m., subject to the procedures which follow. Persons must register with the Panel meeting rapporteur between 1:15 p.m. and 1:30 p.m. in the panel meeting room and provide their name, legal address, a list of any affiliations relevant to the topic(s) to be addressed, and a brief, written description of their proposed topic(s). Because of limited time available, it may be necessary to limit the number of persons permitted to speak to five, to limit the length of oral statements to no more than five minutes each, and to give preference to individuals based upon the relevance of their proposed topic(s), as judged by the Panel Chairman. The submission of written versions of oral statements within five days after the date of the meeting to the address above is encouraged. All statements received in typewritten form will be forwarded with the minutes of the meeting to Committee and Panel members for their consideration.

Dated: July 2, 1974.

JOHN W. TOWNSEND, Jr.,
Acting Administrator, National Oceanic and Atmospheric Administration.

[FR Doc.74-15510 Filed 7-5-74;8:45 am]

AQUALAND, INC.

Issuance of Permit for Marine Mammals

On April 17, 1974, notice was published in the FEDERAL REGISTER (39 FR 13793) that an application had been filed with the National Marine Fisheries Service by Aqualand, Incorporated, R.F.D. #1, Bar Harbor, Maine 04609, for a permit to take seven (7) Atlantic harbor seals (*Phoca vitulina concolor*) for public display.

Notice is hereby given that, on June 28, 1974, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service issued a permit for four (4) Atlantic harbor seals (*Phoca vitulina concolor*) to Aqualand, Inc., subject to certain conditions set forth therein. The Permit is available for review by interested persons in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, and in the Office of the Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930.

JACK W. GEHRINGER,
Acting Director, National Marine Fisheries Service.

JUNE 28, 1974.

[FR Doc.74-15515 Filed 7-5-74;8:45 am]

ALASKA DEPARTMENT OF FISH AND GAME

Issuance of Permit for Marine Mammals

On May 3, 1974, notice was published in the FEDERAL REGISTER (39 FR 15518), that an application had been filed with the National Marine Fisheries Service by the Alaska Department of Fish and Game, Subport Building, Juneau, Alaska 99801, for a scientific research permit to conduct research on belukha whales (*Delphinapterus leucas*) in the Bristol Bay area of Alaska.

Notice is hereby given that, on June 28, 1974, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service issued a permit to the Alaska Department of Fish and Game, subject to certain conditions set forth therein. The permit is available for review by interested persons in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, and in the Office of the Regional Director, National Marine Fisheries Service, Alaska Region, P.O. Box 1668, Juneau, Alaska 99801.

JACK W. GEHRINGER,
Acting Director, National Marine Fisheries Service.

JUNE 28, 1974.

[FR Doc.74-15514 Filed 7-5-74;8:45 am]

PITTSBURGH ZOOLOGICAL SOCIETY

Issuance of Permit for Marine Mammals

On April 3, 1974, notice was published in the FEDERAL REGISTER (39 FR 12148) that an application had been filed with the National Marine Fisheries Service by the Pittsburgh Zoological Society, P.O. Box 5072, Pittsburgh, Pennsylvania 15206, for a public display permit to import two Atlantic harbor seals (*Phoca vitulina concolor*).

Notice is hereby given that, on July 1, 1974, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service issued a Permit to the Pittsburgh Zoological Society, subject to certain conditions set forth therein. The permit is available for review by interested persons in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, and in the Office of the Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930.

JACK W. GEHRINGER,
Acting Director, National Marine Fisheries Service.

JULY 1, 1974.

[FR Doc.74-15516 Filed 7-5-74;8:45 am]

SEA WORLD, INC.

Receipt of Application for Public Display Permit

Notice is hereby given that the following applicant has applied in due form for a permit to take marine mammals for the purpose of public display, as authorized by the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407) and the Regulations Governing the Taking and Importing of Marine Mammals.

Sea World, Incorporated, 1720 South Shores Road, Mission Bay, San Diego, California 92109, to take six (6) bottlenosed dolphins (either *Tursiops truncatus or Tursiops gilli*) and four (4) pilot whales (*Globicephala macrorhyncha*) for public display.

The Atlantic bottlenosed dolphins (*Tursiops truncatus*) would be taken from offshore waters of Florida and other southeastern coastal states by means of an encircling net operated from several small boats.

The Pacific bottlenosed dolphins (*Tursiops gilli*) would be taken from coastal waters of the State of California and Baja California by means of a breakaway hoop net or encircling net.

The pilot whales will be taken from coastal waters of southern California. They will be taken by means of a hoop net.

All of the animals will be taken by Sea World personnel, under the direct supervision of Lanny H. Cornell, D.V.M., Sea World veterinarian and Curator of Mammals, who has worked with captive marine mammals for ten years. The animals will be transported to the San Diego, California, Cleveland, Ohio, and/or Orlando, Florida facilities, by means of trucks or chartered airplanes.

The requested animals would be maintained at any of the following Sea World facilities in any of the holding and display tanks indicated below:

SEA WORLD OF OHIO

a. Whale/Dolphin Performing Tank—227,000 gallons, 40 feet wide 75 feet long, 18 feet deep.

b. Whale Holding Tank—62,000 gallons, 35 feet in diameter, 8 feet deep.

c. Dolphin Holding Tank—33,000 gallons, 35 feet in diameter, 4 feet deep.

SEA WORLD OF FLORIDA

a. Whale and Dolphin Performance Pool—534,000 gallons, 105 feet 10 inches long, 45 feet wide, 24 feet deep.

b. Whale Holding Tank—93,000 gallons, 35 feet in diameter, 12 feet deep.

c. Dolphin Holding Tank—93,000 gallons, 35 feet in diameter, 12 feet deep.

d. Dolphin and Whale Medical Pool—40,800 gallons, 35 feet in diameter, 6 feet deep.

SEA WORLD OF SAN DIEGO

a. Holding Tanks (7)—from 6,700 to 45,000 gallons each; from 18 feet in diameter, 5 feet deep to 35 feet in diameter, 8 feet deep.

b. Underwater Theater Tank—165,000 gallons, 44 feet in diameter, 13 feet deep.

c. Killer Whale Holding Tanks (2)—190,000 gallons each, 50 feet in diameter, 13 feet 5 inches deep.

d. Killer Whale Performance Tank—620,000 gallons, 125 feet long, 50 feet wide, 25 feet deep.

e. Lagoon—2,000,000 gallons, 280 feet wide, 330 feet long, 10 feet deep.

The requested animals will be housed in the areas described at any of the Sea World facilities in San Diego, Ohio or

Florida. The dolphins will be kept in any of the listed tanks with not less than one nor more than six companion dolphins in any given tank. In addition, it is possible in the development of any show concept that one or two of the dolphins may be kept in the company of one or two killer whales in the whale stadium area only, or, in the case of the lagoon at San Diego, several of the dolphins may be kept in the company of six to eight other *Tursiops* in the 2,000,000 gallon lagoon area and/or two to four pilot whales in the 2,000,000 gallon lagoon area. The arrangements of any show concepts for the next several years period will determine the exact usage these animals will undergo. Consequently, the development of these new concepts cannot be made, nor can the dolphins be assigned to these specific areas, until the animals are collected and their individual talents undergo an opportunity for development. Thus it could be as long as one year before any of the animals have adopted and been given an opportunity for the development of their individual abilities for display in any of the areas mentioned.

Again, in the development of new show concepts, up to two pilot whales may be kept in the killer whale stadium area along with the killer whales in order to develop concepts to illustrate the dissimilarities of those whales classified as medium-sized toothed whales with dorsal fins. The concept of this display will not be determined until the individual psychological makeup of each animal has been given a chance to develop in a collected environment. Thus the assignment of a specific animal to a specific area at this time would be impractical and in fact could be unsafe for the animals. Therefore, this sort of decision will be delayed until such time as the veterinary medical and curatorial staff has an opportunity to evaluate the collected animals individually to determine the safest method of display. All of the animals will be given the same opportunity for psychological diversification as has been developed at Sea World and is now used by most of the other marine parks. All due care will be taken to ensure that the animals are given companionship with those animals they are compatible with, depending on their individual natures, so as not to allow for undue stress or health hazards.

The requested animals are desired to provide sufficient flexibility in the Sea World marine mammal inventory to permit alternation of performing animals, expansion of display programs, and variations in the nature of the displays. Sea World is visited by 5,000,000 persons annually.

The arrangements and facilities for transporting and maintaining the marine mammals requested in the above application have been inspected by a licensed veterinarian, who has certified that such arrangements and facilities are adequate to provide for the well-being of the animals.

Documents submitted in connection with this application are available as follows:

Office of the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235 (telephone 202–343–7780).

Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731 (telephone 213–548–2575).

Regional Director, National Marine Fisheries Service, Southeast Region, Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702 (telephone 813–893–3145).

Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930 (telephone 617–281–0640).

Concurrent with the publication of this notice in the FEDERAL REGISTER, the Secretary of Commerce is sending copies of the application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Interested parties may submit written data or views on this application within 30 days of the publication of this notice to the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235.

All statements and opinions contained in this notice in support of this application are those of the Applicant and do not necessarily reflect the views of the National Marine Fisheries Service.

JACK W. GEHRINGER,
Acting Director,
National Marine Fisheries Service.

JULY 1, 1974.

[FR Doc.74–15517 Filed 7–5–74;8:45 am]

BERND G. WUERSIG

Scientific Research Permit; Amendment

On April 3, 1974, notice was published in the FEDERAL REGISTER (39 FR 12149) that the National Marine Fisheries Service issued a scientific research permit, under the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–1407), to Bernd G. Wuersig, Division of Biological Sciences, University of New York, Stony Brook, New York 11790, to take, tag, release, and track eleven (11) dusky dolphins (*Lagenorhynchus obscurus*) within one-half mile of the shore of Golfo San Jose, Chubut, Argentina.

The permit is hereby amended in the following manner:

Amendment No. 1 will authorize the tagging of fifty (50) dusky dolphins with visual tags, and the tagging and subsequent tracking of another eleven (11) dusky dolphins with both radiosonic and visual tags. The permit, as amended, is available for review in the Office of the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235 and in the Office of the Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930.

JACK W. GEHRINGER,
Acting Director,
National Marine Fisheries Service.

JUNE 28, 1974.

[FR Doc.74–15513 Filed 7–5–74;8:45 am]

UNITED STATES NAVY, NAVAL UNDERSEA CENTER

Scientific Research Permit; Amendment

On March 13, 1974, notice was published in the FEDERAL REGISTER (39 FR 9686) that on March 7, 1974, the National Marine Fisheries Service issued a Scientific Research Permit, under the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–1407), to the United States Navy, Naval Undersea Center, Biosystems Research Department, Code 40, San Diego, California 92132.

The Permit is hereby amended in the following manner:

1. Amendment No. 1 authorizes the taking of forty-two (42) Atlantic bottlenosed dolphins (*Tursiops truncatus*) from the wild and one (1) such dolphin curently held in captivity, rather than taking forty-one (41) Atlantic bottlenosed dolphins from the wild and two (2) such dolphins currently held in captivity, as originally specified in the Permit issued on March 7, 1974. This amendment provides for the replacement of one captive dolphin which died before the Naval Undersea Center assumed custody;

2. Amendment No. 2 specifies that stranded, beached, sick and injured odontocete cetaceans, rather than all species of cetaceans, may be taken, nursed back to health, and upon approval of the Director, released or maintained in captivity. This specification will preclude potential conflicts under the prohibitions of the Endangered Species Act of 1973 (Pub. L. 93–205). In addition, moribund or dead odontocete cetaceans and California sea lions (*Zalophus californianus*) may be taken for identification of disease causing agents and/or assessment of pollutant levels in body organs and tissues. The Permit, as amended, is available for review in the Office of the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235 and in the Office of the Regional Director, National Marine Fisheries Service, Southwest Region, 305 South Ferry Street, Terminal Island, California 90731.

JACK W. GEHRINGER,
Acting Director,
National Marine Fisheries Service.

JUNE 28, 1974.

[FR Doc. 74–15512 Filed 7–5–74;8:45 am]

SIX FLAGS OVER GEORGIA

Denial of Permit Application for Marine Mammals

On April 3, 1974, notice was published in the FEDERAL REGISTER (39 FR 12148) that an application had been filed with the National Marine Fisheries Service by Six Flags Over Georgia, P.O. Box 43187, Atlanta, Georgia 30336, for a permit to take four (4) California sea lions (*Zalophus Californianus*) for public display.

Notice is hereby given that, pursuant to the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–

1407), after having considered the application and all other pertinent information and facts with regard thereto, the National Marine Fisheries Service determined, on June 28, 1974, that the permit request submitted by Six Flags Over Georgia should be denied.

JACK W. GEHRINGER,
Acting Director,
National Marine Fisheries Service.

JUNE 28, 1974.

[FR Doc.74-15511 Filed 7-5-74;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[DESI 1546; Docket No. FDC-D-697; NDA 1-546]

GUANIDINE HYDROCHLORIDE

Drugs for Human Use; Drug Efficacy Study Implementation; Amendment of Previous Notice and Opportunity for Hearing

In a notice (DESI 1546) published in the FEDERAL REGISTER of March 27, 1970 (35 FR 5190), the Commissioner of Food and Drugs announced his conclusions pursuant to evaluation of a report received from the National Academy of Sciences, National Research Council, Drug Efficacy Study Group concerning the following drug product:

Guanidine Hydrochloride Tablets containing 0.125 gram guanidine hydrochloride; Davies, Rose-Hoyt, Pharmaceutical Div. of the Kendall Co., 633 Highland Ave., Needham Heights, MA 02194 (NDA 1-546).

In addition to the holder(s) of the new drug application(s) specifically named above, this notice applies to all persons who manufacture or distribute a drug product, not the subject of an approved new drug application, which is identical, related, or similar to a drug product named above, as defined in 21 CFR 310.6. It is the responsibility of every drug manufacturer or distributor to review this notice to determine whether it covers any drug product he manufactures or distributes. Any person may request an opinion of the applicability of this notice to a specific drug product he manufactures or distributes that may be identical, related, or similar to a drug product named in this notice by writing to the Food and Drug Administration, Bureau of Drugs, Office of Compliance (HFD-300), 5600 Fishers Lane, Rockville, MD 20852.

The notice stated that there was lack of substantial evidence that the drug is effective for its only labeled indication, myasthenia gravis. No data in support of that indication have been received. In its review, the panel of the NAS/NRC had commented that the drug is useful in the treatment of the myasthenic syndrome, when associated with carcinoma. That indication was not in the labeling reviewed by the Academy. Based upon the panel's comments, and since there is no other available product for treatment of this rare and serious syndrome, guanidine hydrochloride has been allowed to remain on the market pending completion of studies to determine its effectiveness for that indication (37 FR 26623; December 14, 1972).

The Food and Drug Administration has reviewed available clinical information and consulted with outside experts on neurological drugs and the Director of the Bureau of Drugs now concludes that guanidine hydrochloride is effective in the treatment of the myasthenic syndrome of Eaton-Lambert. Accordingly, the notice of March 27, 1970 is amended as set forth below.

Such drugs are regarded as new drugs (21 U.S.C. 321(p)). Supplemental new drug applications are required to revise the labeling in and to update previously approved applications providing for such drugs. A new drug application is required from any person marketing such drug without approval.

A. *Effectiveness classification.* The Food and Drug Administration has considered the Academy's report, as well as other available evidence, and concludes that:

1. The drug is effective for the indication described in the labeling conditions below.

2. The drug lacks substantial evidence of effectiveness for myasthenia gravis.

B. *Conditions for approval and marketing.* The Food and Drug Administration is prepared to approve abbreviated new drug applications and abbreviated supplements to previously approved new drug applications under conditions described herein.

1. *Form of drug.* Guanidine hydrochloride preparations are in tablet form suitable for oral administration.

2. *Labeling conditions.* a. The label bears the statement, "Caution: Federal law prohibits dispensing without prescription."

b. The drug is labeled to comply with all requirements of the Act and regulations promulgated thereunder and those parts of its labeling indicated below are substantially as follows:

DESCRIPTION: GUANIDINE HYDROCHLORIDE

Chemically aminomethanamidine hydrochloride is a crystalline powder freely soluble in water and alcohol. The aqueous solution is neutral. The structural formula is: (to be supplied by the manufacturer).

ACTIONS

Guanidine apparently acts by enhancing the release of acetylcholine following a nerve impulse. It also appears to slow the rates of depolarization and repolarization of muscle cell membranes.

INDICATIONS

Guanidine is indicated for the reduction of the symptoms of muscle weakness and easy fatigability associated with the myasthenic syndrome of Eaton-Lambert. It is not indicated for treating myasthenia gravis. The Eaton-Lambert syndrome is ordinarily differentiated from myasthenia gravis by its usual association with a small cell carcinoma of the lung, but myography may be necessary to make the diagnosis.

CONTRAINDICATIONS

Guanidine is contraindicated in individuals with a history of intolerance or allergy to this drug.

WARNINGS

Fatal bone marrow suppression, apparently dose related, can occur with guanidine.

Safe use of guanidine hydrochloride in pregnancy has not been established. Therefore, the benefits of therapy must be weighed against the potential hazards. Guanidine is excreted in milk so patients on this drug should discontinue breast feeding.

Since there is inadequate experience in children who have received this drug, safety and efficacy in children have not been established.

PRECAUTIONS

Baseline blood studies should be followed by frequent red and white blood cell and differential counts. The drug should be discontinued upon appearance of bone-marrow suppression. Treatment should not be continued longer than necessary. Concurrent therapy with other drugs that may cause bone-marrow suppression should be avoided where possible. There is evidence that renal function may be affected in some patients receiving guanidine. Patients should therefore have regular urine examinations and serum creatinine determinations while taking this drug.

ADVERSE REACTIONS

Bone marrow depression with anemia, leukopenia and thrombocytopenia attributable to guanidine has been reported. Other adverse reactions which have been observed are:

GENERAL

Sore throat, rash, fever

NEUROLOGIC

Paresthesia of lips, face, hands, feet
Cold sensations in hands and feet
Nervousness, light-headedness, jitteriness
Increased irritability
Tremor, trembling sensation
Ataxia
Emotional lability
Psychotic state

GASTROINTESTINAL

Gastric irritation
Anorexia, nausea
Diarrhea
Abdominal cramping

DERMATOLOGIC

Rash
Flushing or pink complexion
Folliculitis
Petechiae, purpura, ecchymoses
Sweating

RENAL

Elevation of blood creatinine
Uremia

HEPATIC

Abnormal liver function tests

CARDIAC

Palpitation, tachycardia
Atrial fibrillation and hypotension

DOSAGE AND ADMINISTRATION

Initial dosage is usually between 10 and 15 mg/kg (5 to 7 mg/pound) of body weight per day in 3 or 4 divided doses. This dosage may be gradually increased to a total daily dosage of 35 mg/kg (16/pound) of body weight per day or up to the development of side effects. As individual tolerance is highly variable, the dosage must be carefully titrated. Once a tolerable dose has been established it should be continued. Occasionally removal of the primary neoplastic lesion may result in an improvement of symptoms, permitting the discontinuance of guanidine.

OVERDOSAGE

Mild gastrointestinal disorders, such as anorexia, increased peristalsis, or diarrhea are early warnings that tolerance is being exceeded. These symptoms may be relieved by atropine, but nevertheless note should be taken of these symptoms and dosage reductions considered. Slight numbness or tingling of the lips and finger tips shortly after taking a dose of guanidine has been reported. This per se is not an indication to discontinue treatment and/or reduce dosage.

Severe guanidine intoxication is characterized by nervous hyper-irritability, fibrillary tremors and convulsive contractions of muscle, salivation, vomiting, diarrhea, hypoglycemia, and circulatory disturbances. Administration of intravenous calcium gluconate may control the neuromuscular and convulsive symptoms and provide some relief of other toxic manifestations.

Atropine is more effective than calcium in relieving the G.I. symptoms, circulatory disturbances and changes in blood sugar.

3. *Marketing status.* Marketing of such drugs may be continued under the conditions described in the notice entitled "Conditions for Marketing New Drugs Evaluated in Drug Efficacy Study," published in the FEDERAL REGISTER of July 14, 1970 (35 FR 11273), as follows:

a. For holders of "deemed approved" new drug applications (i.e., an application which became effective on the basis of safety prior to October 10, 1962), the submission of a supplement for revised labeling and an abbreviated supplement for updating information as described in paragraphs (a)(1) (i) and (iii) of the notice of July 14, 1970.

b. For any person who does not hold an approved or effective new drug application, the submission of an abbreviated new drug application as described in paragraph (a)(3)(i) of that notice.

c. For any distributor of the drug, the use of labeling in accord with this announcement for any such drug shipped within the jurisdiction of the Act as described in paragraph (b) of that notice.

C. *Notice of opportunity for hearing.* On the basis of all the data and information available to him, the Director of the Bureau of Drugs is unaware of any adequate and well-controlled clinical investigation, conducted by experts qualified by scientific training and experience, meeting the requirements of section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and 21 CFR 314.111 (a)(5), demonstrating the effectiveness of the drug(s) for the indication(s) lacking substantial evidence of effectiveness referred to in paragraph A.2 of this notice.

Notice is given to the holder(s) of the new drug application(s), and to all other interested persons, that the Director of the Bureau of Drugs proposes to issue an order under section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)), withdrawing approval of the new drug application(s) (or, if indicated above, those parts of the application(s) providing for the drug product(s) listed above) and all amendments and supplements thereto providing for the indication(s) lacking substantial evidence of effectiveness referred to in paragraph A.2 of this notice on the ground that new information before him with respect to the drug product(s), evaluated together with the evidence available to him at the time of approval of the application(s), shows there is a lack of substantial evidence that the drug product(s) will have all the effects it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in the labeling. An order withdrawing approval will not issue with respect to any application(s) supplemented, in accord with this notice, to delete the claim(s) lacking substantial evidence of effectiveness.

In addition to the ground for the proposed withdrawal of approval stated above, this notice of opportunity for hearing encompases all issues relating to the legal status of the drug products subject to it (including identical, related, or similar drug products as defined in § 310.6), e.g., any contention that any such product is not a new drug because it is generally recognized as safe and effective within the meaning of section 201(p) of the act or because it is exempt from part or all of the new drug provisions of the act pursuant to the exemption for products marketed prior to June 25, 1938, contained in section 201 (p) of the act, or pursuant to section 107 (c) of the Drug Amendments of 1962; or for any other reason.

In accordance with the provisions of section 505 of the act (21 U.S.C. 355) and the regulations promulgated thereunder (21 CFR 310, 314), the applicant(s) and all other persons who manufacture or distribute a drug product which is identical, related, or similar to a drug product named above (21 CFR 310.6), are hereby given an opportunity for a hearing to show why approval of the new drug application(s) providing for the claim(s) involved should not be withdrawn and an opportunity to raise, for administrative determination, all issues relating to the legal status of a drug product named above and all identical, related, or similar drug products.

If an applicant or any person subject to this notice pursuant to 21 CFR 310.6 elects to avail himself of the opportunity for a hearing, he shall file (1) on or before August 7, 1974, a written notice of appearance and request for hearing, and (2) on or before September 6, 1974, the data, information, and analyses on which he relies to justify a hearing, as specified in 21 CFR 314.200. Any other interested person may also submit comments on this proposal to withdraw approval. The procedures and requirements governing this notice of opportunity for hearing, a notice of appearance and request for hearing, a submission of data, information, and analyses to justify a hearing, other comments, and a grant or denial of hearing, are contained in 21 CFR 130.14 as published and discussed in detail in the FEDERAL REGISTER of March 13, 1974 (39 FR 9750), recodified as 21 CFR 314.200 on March 29, 1974 (39 FR 11680).

The failure of an applicant or any other person subject to this notice pursuant to 21 CFR 310.6 to file timely written appearance and request for hearing as required by 21 CFR 314.200 constitutes an election by such person not to avail himself of the opportunity for a hearing concerning the action proposed with respect to such drug product and a waiver of any contentions concerning the legal status of such drug product. Any such drug product labeled for the indication(s) lacking substantial evidence of effectiveness referred to in paragraph A.2 of this notice may not thereafter lawfully be marketed, and the Food and Drug Administration will initiate appropriate regulatory action to remove such drug products from the market. Any new drug product marketed without an approved NDA is subject to regulatory action any time.

A request for a hearing may not rest upon mere allegations or denials, but must set forth specific facts showing that there is a genuine and substantial issue of fact that requires a hearing. If it conclusively appears from the face of the data, information, and factual analyses in the request for the hearing that there is no genuine and substantial issue of fact which precludes the withdrawal of approval of the application, or when a request for hearing is not made in the required format or with the required analyses, the Commissioner will enter summary judgment against the person(s) who requests the hearing, making findings and conclusions, denying a hearing.

All submissions pursuant to this notice of opportunity for hearing shall be filed in quintuplicate. Such submissions, except for data and information prohibited from public disclosure pursuant to 21 U.S.C. 331(j) or 18 U.S.C. 1905, may be seen in the office of the Hearing Clerk (address given below) during regular business hours, Monday thru Friday.

Communications forwarded in response to this announcement should be identified with the reference number DESI 1546, directed to the attention of the appropriate office listed below, and addressed to the Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852:

Supplements (identify with NDA number): Office of Scientific Evaluation (HFD-100), Bureau of Drugs.

Original abbreviated new drug applications (identify as such): Generic Drug Staff (HFD-107), Office of Scientific Evaluation, Bureau of Drugs.

Submissions pursuant to the notice of opportunity for hearing (identify with docket number): Hearing Clerk, Food and Drug Administration (HFC-20), Room 6-86, Parklawn Building.

Requests for the Academy's report: Drug Efficacy Information Activity (HFD-8), Bureau of Drugs.

All other communications regarding this announcement: Drug Efficacy Study Implementation Project Manager (HFD-101), Bureau of Drugs.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050-53, as amended; 21 U.S.C. 352, 355) and under authority delegated to the Director of the Bureau of Drugs (21 CFR 2.121).

Dated: June 24, 1974.

J. RICHARD CROUT,
Director, Bureau of Drugs.

[FR Doc.74-15425 Filed 7-5-74;8:45 am]

[DESI 5960; Docket No. FDC-D-112; NDA 9-965 etc.]

NADIN CO. AND USV PHARMACEUTICAL CORP.

Drugs Containing Rutin, Quercetin, Hesperidin, or Any Bioflavonoids; Opportunity for Hearing on Proposal To Withdraw Approval of New Drug Applications

The National Academy of Sciences-National Research Council, Drug Efficacy Study Group evaluated the effectiveness of a number of drugs containing rutin, quercetin, and citrus bioflavonoid compound including some of the drugs described below, found the drugs to be less than effective, and submitted its reports to the Commissioner of Food and Drugs. Copies of the reports have been made publicly available and are on display at the office of the Food and Drug Administration's Hearing Clerk. After reviewing the Academy's reports and the available data and information, the Commissioner concluded that the drugs were less than effective and in the FEDERAL REGISTER of January 23, 1968 (33 FR 818) published his conclusion that there is no evidence that rutin, quercetin, hesperidin, or bioflavonoids are effective for use in man for any condition.

On July 10, 1968, there was published in the FEDERAL REGISTER, 33 FR 9908, a notice of opportunity for hearing in which the Commissioner of Food and Drugs proposed to issue an order under the provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)) withdrawing approval of new drug applications listed therein on the ground that there is a lack of substantial evidence that rutin, quercetin, hesperidin, or any bioflavonoid has the effect which the drugs purport or are represented to have under the conditions of use prescribed, recommended, or suggested in the labeling thereof, or that such articles alone, or as added components with other drugs, are effective for use in man for any condition.

On July 3, 1970, there was published in the FEDERAL REGISTER, 35 FR 10872, a notice of withdrawal of approval of new drug applications on the basis that the firms listed therein, with their address, respective drug, and new drug application number, have waived opportunity for a hearing on the proposed withdrawal of said new drug applications in that they have affirmatively indicated in writing their intention not to avail themselves of the opportunity for a hearing.

On July 3, 1970, there was also published in the FEDERAL REGISTER, 35 FR 10873, another notice of withdrawal of approval of new drug applications on the basis that the firms listed therein with their address, respective drug, and new drug application number, have waived opportunity for a hearing on the proposed withdrawal of said new drug applications, in that no response has been received.

The following firms, listed with their address, respective drug, and new drug application number, elected to avail themselves of the opportunity for a hearing.

NDA No.	Drug Name	NDA Holder
9-965	C.V.P. Capsules and Syrup; C.V.P. w/Vitamin K Tablets and Syrup; Duo-C.V.P. Capsules.	USV Pharmaceutical Corp., 1 Scarsdale Rd., Tuckahoe, N.Y. 10707.
10-013	Bio-Flav capsules	Nadin Co., 1815 Flower St., Glendale, Calif. 91201.
11-474	Prednyl tablets	Arlington-Funk Laboratories, Division of USV Pharmaceutical Corp., 1 Scarsdale Rd., Tuckahoe, N.Y. 10707.
11-475	Prednis-C.V.P. capsules	Arlington-Funk Laboratories, Division of USV Pharmaceutical Corp., 1 Scarsdale Rd., Tuckahoe, N.Y 10707.

By letters of July 7, 1970, the Food and Drug Administration notified the above firms that their requests for a hearing should be amended to comply with the regulations published in the FEDERAL REGISTER of May 8, 1970 (35 FR 7250) describing the scientific content of adequate and well-controlled clinical investigations and setting forth the procedural requirements for requesting public hearings and demonstrating that there is a genuine and substantial issue of fact that requires a hearing. Nadin Company submitted data purporting to comply, which data was inadvertently misplaced until recently.

USV Pharmaceutical Corporation submitted no data and brought an action in the United States District Court for the Eastern District of Virginia seeking a declaratory judgment that the firm's products named in the notice of July 10, 1968 were exempt from the efficacy requirements of the Drug Amendments of 1962, 76 Stat. 780.

On April 1, 1971 the District Court held that USV's products were exempt from the new drug procedures. On appeal, the United States Court of Appeals for the Fourth Circuit reversed the District Court's decision. "USV Pharmaceutical Corp. v. Richardson," 461 F. 2d 223. On June 18, 1973, the United States Supreme Court affirmed the decision of the Fourth Circuit. "USV Pharmaceutical Corp. v. Weinberger," 412 U.S. 655.

On October 17, 1970, an order was published in the FEDERAL REGISTER (35 FR 16332) withdrawing approval of the three new drug applications held by USV for such products.

USV in the meantime petitioned the United States Court of Appeals for the District of Columbia for review of the Commissioner's order of October 17, 1970 withdrawing approval of the new drug applications. On August 14, 1972, that Court set aside the order and remanded the case for further proceedings. "USV Pharmaceutical Corp. v. Secretary of Health, Education, and Welfare," 466 F. 2d 455.

The Director of the Bureau of Drugs concludes that, in the light of the foregoing, it is appropriate to issue a new notice of opportunity for hearing with respect to the drugs specifically listed herein. New submissions should be made in the formats and with the analyses required by 21 CFR 314.200 with respect to such drugs.

On the basis of all the data and the information available to him, the Director of the Bureau of Drugs is unaware of any adequate and well-controlled clinical investigation conducted by experts qualified by scientific training and experience meeting the requirements of section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and 21 CFR 314.111(a)(5) and 21 CFR 3.86, demonstrating the effectiveness of the drugs.

Therefore, notice is given to the holders of the new drug applications specifically listed herein and to all other interested persons that the Director of the Bureau of Drugs proposes to issue an order under section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)), withdrawing approval of the new drug applications (or if indicated above, those parts of the applications providing for the drug products listed above) and all amendments and supplements thereto on the ground that new information before him with respect to the drug products, evaluated together with the evidence available to him at the time of approval of the applications, shows there is a lack of substantial evidence that the drug products will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in the labeling.

In addition to the holders of the new drug applications specifically named above, this notice of opportunity for hearing applies to all persons who manufacture or distribute a drug product which is identical, related, or similar to a drug product named above, as defined in 21 CFR 310.6. It is the responsibility of every drug manufacturer or distributor to review this notice of opportunity for hearing to determine whether it covers any drug product he manufactures or distributes. Any person may request an opinion of the applicability of this notice to a specific drug product he manufactures or distributes that may be identical, related, or similar to a drug product named in this notice by writing the Food and Drug Administration, Bureau of Drugs, Office of Compliance (HFD-300), 5600 Fishers Lane, Rockville, Maryland 20852.

In addition to the grounds for the proposed withdrawal of approval stated above, this notice of opportunity for hearing encompasses all issues relating to the legal status of the drug products subject to it (including identical, related, or similar drug products as defined in § 310.6), e.g., any contention that any such product is not a new drug because it is generally recognized as safe and effective within the meaning of section 201(p) of the act or because it is exempt from part or all of the new drug provisions of the act pursuant to the exemption for products marketed prior to June 25, 1938, contained in section 201(p) of the act, or pursuant to section 107(c) of the Drug Amendments of 1962; or for any other reason.

In accordance with the provisions of section 505 of the act (21 U.S.C. 355) and the regulations promulgated thereunder (21 CFR 310, 314), the applicants and all other persons subject to this notice pursuant to 21 CFR 310.6 are hereby given an opportunity for a hearing to show why approval of the new drug applications should not be withdrawn and an opportunity to raise, for administrative determination, all issues relating to the legal status of a drug product named above and of all identical, related, or similar drug products.

If an applicant or any other person subject to this notice pursuant to 21 CFR 310.6 elects to avail himself of the opportunity for a hearing, he shall file (1) on or before August 7, 1974, a written notice of appearance and request for hearing, and (2) on or before September 6, 1974, the data, information, and analyses on which he relies to justify a hearing, as specified in 21 CFR 314.200. Any other interested person may also submit comments on this notice. The procedures and requirements governing this notice of opportunity for hearing, a notice of appearance and request for hearing, a submission of data, information, and analyses to justify a hearing, other comments, and a grant or denial of hearing, are contained in 21 CFR 130.14 as published and discussed in detail in the FEDERAL REGISTER of March 13, 1974 (39 FR 9750), recodified as 21 CFR 314.200 on March 29, 1974 (39 FR 11680).

The failure of an applicant or any other person subject to this notice pursuant to 21 CFR 310.6 to file timely written appearance and request for hearing as required by 21 CFR 314.200 constitutes an election by such person not to avail himself of the opportunity for a hearing concerning the action proposed with respect to such drug product and a waiver of any contentions concerning the legal status of any drug product. Any such drug product may not thereafter lawfully be marketed, and the Food and Drug Administration will initiate appropriate regulatory action to remove such drug products from the market. Any new drug product marketed without an approved NDA is subject to regulatory action at any time.

A request for a hearing may not rest upon mere allegations or denials, but must set forth specific facts showing that there is a genuine and substantial issue of fact that requires a hearing. If it conclusively appears from the face of the data, information, and factual analyses in the request for the hearing that there is no genuine and substantial issue of fact which precludes the withdrawal of approval of the application, or when a request for hearing is not made in the required format or with the required analyses, the Commissioner will enter summary judgment against the persons who requests the hearing, making findings and conclusions, denying a hearing.

All submissions pursuant to this notice shall be filed in quintuplicate with the Hearing Clerk, Food and Drug Administration (HFC–20), Room 6–86, 5600 Fishers Lane, Rockville, Maryland 20852.

All submissions pursuant to this notice, except for data and information prohibited from public disclosure pursuant to 21 U.S.C. 331(j) or 18 U.S.C. 1905, may be seen in the office of the Hearing Clerk during regular business hours, Monday through Friday.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (Sections 505, 52 Stat. 1052–53, as amended; 21 U.S.C. 355), and under authority delegated to the Director of the Bureau of Drugs (21 CFR 2.121).

Dated: June 10, 1974.

J. RICHARD CROUT,
Director, Bureau of Drugs.

[FR Doc.74–15424 Filed 7–5–74;8:45 am]

[DESI 6012; Docket No. FDC–D–681; NDA 6–012]

DRUGS CONTAINING FOLIC ACID WITH FERROUS SULFATE OR CYANOCOBALAMIN

Drugs for Human Use; Drug Efficacy Study Implementation; Announcement and Opportunity for Hearing

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, on the following drugs for oral use:

1. Folvron Tablets containing folic acid (pteroylglutamic acid) and ferrous sulfate; Lederle Laboratories, Division of American Cyanamid Co., Pearl River, NY 10965 (NDA 6–012).

2. Rubrafolin Capsules containing folic acid (pteroylglutamic acid) and cyanocobalamin; E. R. Squibb & Sons, Georges Road, New Brunswick, NJ 08903 (NDA 7–290).

Not reviewed by the Academy, but provided for in NDA 6–012 and covered by this notice are other dosage forms of Folvron: Capsules and elixir.

Such drugs are regarded as new drugs (21 U.S.C. 321(p)). Supplemental new drug applications are required to revise the labeling in and to update previously approved applications providing for such drugs. A new drug application is required from any person marketing such drug without approval.

In addition to the holder(s) of the new drug application(s) specifically named above, this notice applies to all persons who manufacture or distribute a drug product, not the subject of an approved new drug application, which is identical, related, or similar to a drug product named above, as defined in 21 CFR 310.6. It is the responsibility of every drug manufacturer or distributor to review this notice to determine whether it covers any drug product he manufactures or distributes. Any person may request an opinion of the applicability of this notice to a specific drug product he manufactures or distributes that may be identical, related, or similar to a drug product named in this notice by writing to the Food and Drug Administration, Bureau of Drugs, Office of Compliance (HFD–300), 5600 Fishers Lane, Rockville, MD 20852.

A. *Effectiveness classification.* The Food and Drug Administration has considered the Academy's reports, as well as other available evidence, and concludes that:

1.a. Preparations containing folic acid (pteroylglutamic acid) and ferrous sulfate in appropriate amounts are effective for use in the prevention and treatment of megaloblastic anemia associated with iron deficiency as may be found in sprue, megaloblastic anemia of pregnancy, and megaloblastic anemia of infants.

b. Preparations containing folic acid (pteroylglutamic acid) and ferrous sulfate lack substantial evidence of effectiveness for use in the prevention and treatment of megaloblastic anemia of pellagra; and in such vague, unspecific conditions as: Gastrointestinal megaloblastic anemia and other similar anemias; and so-called "secondary" or iron-deficient anemias, as nutritional anemia, post-infectious anemia, primary microcytic anemia, and the iron-deficient anemia of pregnancy.

2. Preparations containing folic acid (pteroylglutamic acid) and cyanocobalamin in appropriate amounts are effective for use in the treatment of nutritional megaloblastic anemia associated with vitamin B–12 deficiency and in tropical and non-tropical sprue.

As stated in a notice (DESI 5897) published in the FEDERAL REGISTER of April 9, 1971 (36 FR 6843) and amended August 2, 1973 (38 FR 20750), the Food and Drug Administration has concluded that there is no evidence that daily doses of folic acid (pteroylglutamic acid) greater than 1 mg. have greater efficacy than do those of 1 mg. The usual oral therapeutic dose is up to 1.0 mg. daily. It is well documented, also, that 200 mg. elemental iron is an effective daily dose associated with a minimum of the adverse effects inherent in oral iron therapy.

B. *Conditions for approval and marketing.* The Food and Drug Administration is prepared to approve abbreviated new drug applications and abbreviated supplements to previously approved new drug applications under conditions described herein.

1. *Form of drug.* a. Drugs containing folic acid (pteroylglutamic acid) with ferrous sulfate are in tablet or capsule form containing 0.33 mg. folic acid and 67 mg. elemental iron per tablet or capsule, or in elixir or other appropriate liquid dosage form containing 0.2 mg. folic acid and 30 mg. elemental iron per 5 ml., and are suitable for oral administration.

b. Drugs containing folic acid (pteroylglutamic acid) with cyanocobalamin are in capsule form suitable for oral administration and contain 1 mg. folic acid and 25 mcg. cyanocobalamin per capsule.

2. *Labeling conditions.* a. The labels bear the statement, "Caution: Federal law prohibits dispensing without prescription."

b. The drugs are labeled to comply with all requirements of the Act and regulations and those parts of the label-

ing indicated below are substantially as follows:

(i) For preparations containing folic acid (pteroylglutamic acid) and ferrous sulfate:

DESCRIPTION

(Descriptive information to be included by the manufacturer or distributor should be confined to an appropriate description of the physical and chemical properties of the drug(s) and the formulation.)

ACTIONS

Folic acid (pteroylglutamic acid) is necessary for the growth and reproduction of cells and for hematopoiesis. Iron is a necessary element in the biosynthesis of hemoglobin.

INDICATIONS

For the prevention and treatment of megaloblastic anemia associated with iron deficiency anemia as may be found in sprue, megaloblastic anemia of pregnancy, and megaloblastic anemia of infants.

CONTRAINDICATIONS

Folic acid (pteroylglutamic acid) is contraindicated in patients with untreated and uncomplicated pernicious anemia, and in those with anaphylactic sensitivity to folic acid. Iron therapy is contraindicated in patients with hemachromatosis and patients with iron storage disease or the potential for iron storage disease due to chronic hemolytic anemia (e.g., inherited anomalies of hemoglobin structure or synthesis and/or red cell enzyme deficiencies, etc.), pyridoxine responsive anemia, or cirrhosis of the liver.

WARNINGS

Patients with untreated pernicious anemia may show hematologic improvement with low daily therapeutic doses of folic acid (pteroylglutamic acid); this can occur with therapeutic doses as low as 0.4 mg./day. In such cases, degenerative lesions of the spinal cord may progress irreversibly after 3 months, despite the absence of anemia. In patients with suspected pernicious anemia, pernicious anemia must be ruled out prior to folic acid (pteroylglutamic acid) therapy, by means of a Schilling test and a vitamin B-12 blood level determination.

Resistance to treatment may be due to depressed hematopoiesis, alcoholism, the presence of antimetabolic drugs, and to deficiencies of vitamins B-6, B-12, C, and E.

Iron deficiency anemia may be due to occult blood loss, the cause of which should be determined and treated appropriately.

Prolonged therapeutic use of iron salts may produce iron storage disease.

PRECAUTIONS

Folic acid (pteroylglutamic acid) and vitamin B-12 microbiological blood assays are invalidated by the administration of most antibiotics, methotrexate, and pyrimethamine. Folic acid (pteroylglutamic acid) is not effective in reversing the toxic effects of methotrexate. Folinic acid (5-formyltetrahydrofolic acid) must be used in that situation. Black tarry stools may be due either to occult GI bleeding or iron therapy or both.

ADVERSE REACTIONS

Allergic sensitivity reactions and gastrointestinal disturbances may occur.

DOSAGE AND ADMINISTRATION

Adults: 1 tablet (or 1 capsule or 2 teaspoonfuls) before meals three times daily, for two to three months beyond the time of hemoglobin restoration to allow for repletion of stores. This will provide the usual adult dosage of 1 mg. folic acid (pteroylglutamic acid) and 200 mg. elemental iron a day.

Children: 1 teaspoonful (5 ml.) up to four times daily.

Infants: ½ to 1 ml. three times daily.

The general rules for administration are as follows. Absorption of iron is enhanced when the iron is administered on an empty stomach. After hemorrhage, there is a "lag phase" in iron absorption of approximately 3 days. Depleted body iron stores are usually replenished in two to three months. Reticulocytosis is a sign of hematopoiesis, and is usually observed by the tenth day of therapy. Hemoglobin determinations should be made at least at monthly intervals. In cases of depressed hematopoiesis, the cause must be ascertained and treated. Poor dietary habits should be corrected and a well balanced diet prescribed.

OVERDOSAGE

The average human lethal dose of iron is about 200–250 mg. iron/kg. body weight. In the case of a 4-kg. infant, this is about 800 mg. iron or about 2 grams anhydrous ferrous sulfate.

HOW SUPPLIED

Information is to be supplied by the manufacturer.

(ii) For preparations containing folic acid (pteroylglutamic acid) and cyanocobalamin:

DESCRIPTION

(Descriptive information to be included by the manufacturer or distributor should be confined to an appropriate description of the physical and chemical properties of the drug(s) and the formulation.)

ACTIONS

Folic acid (pteroylglutamic acid) and cyanocobalamin (vitamin B-12) are essential for the growth and reproduction of cells and for hematopoiesis.

INDICATIONS

For the treatment of nutritional megaloblastic anemia associated with vitamin B-12 deficiency and in tropical and nontropical sprue.

CONTRAINDICATIONS

Folic acid (pteroylglutamic acid) is contraindicated in patients with untreated and uncomplicated pernicious anemia, and in those with anaphylactic sensitivity to folic acid. Cyanocobalamin is contraindicated in patients with sensitivity to cobalt or to cyanocobalamin (vitamin B-12).

WARNINGS

Patients with untreated pernicious anemia may show hematologic improvement with low daily therapeutic doses of folic acid (pteroylglutamic acid); this can occur with therapeutic doses as low as 0.4 mg/day. In such cases, degenerative lesions of the spinal cord may progress irreversibly after 3 months, despite the absence of anemia. In patients with suspected pernicious anemia, pernicious anemia must be ruled out prior to folic acid therapy, by means of a Schilling test and a vitamin B-12 blood level determination.

Resistance to treatment may be due to depressed hematopoiesis, alcoholism, the presence of antimetabolic drugs, and to deficiences of vitamins B-6, C, and E.

PRECAUTIONS

Folic acid (pteroylglutamic acid) and vitamin B-12 microbiological blood assays are invalidated by the administration of most antibiotics, methotrexate, and pyrimethamine. Folic acid (pteroylglutamic acid) is not effective in reversing the effects of methotrexate. Folinic acid (5-formyl-tetrahydrofolic acid) must be used in that situation.

ADVERSE REACTIONS

Allergic sensitivity reactions have been reported.

DOSAGE AND ADMINISTRATION

The dosage is 1 mg. folic acid (pteroylglutamic acid) and 25 mcg. cyanocobalamin (one capsule) daily. The general rules for administration are as follows. Reticulocytosis is a sign of hematopoiesis, and is usually observed by the tenth day of therapy. In cases of depressed hematopoiesis, the cause must be ascertained and treated. Poor dietary habits should be corrected and a well balanced diet prescribed.

OVERDOSAGE

There have been no reports of toxicity due to excessive intake of either folic acid or cyanocobalamin.

HOW SUPPLIED

Information is to be supplied by the manufacturer.

3. *Marketing status.* Marketing of such drugs may be continued under the conditions described in the notice entitled "Conditions for Marketing New Drugs Evaluated in Drug Efficacy Study," published in the FEDERAL REGISTER July 14, 1970 (35 FR 11273), as follows:

a. For holders of "deemed approved" new drug applications (i.e., an application which became effective on the basis of safety prior to October 10, 1962), the submission by January 7, 1975, of (1) a supplement for revised labeling fully in accord with this notice and (2) a supplement to contain updating information, as needed, to provide for an oral dosage form containing the amounts of active ingredients specified in paragraph B. above, and to make the application current to the extent required for abbreviated new-drug applications (21 CFR 314.1(f)) for items 6 (components), 7 (composition), and 8 (methods, facilities and controls) of the new-drug application form FD-356H (21 CFR 314.1(f)).

b. For any person who does not hold an approved or effective new drug application, the submission of an abbreviated new drug application (21 CFR 314.1(f)) by January 7, 1975, providing for a dosage form containing the amounts of active ingredients specified in paragraph B. above.

c. For each distributor, the use of labeling, in advance of approval, for any such drug shipped within the jurisdiction of the Act after September 6, 1974, which is in accord with the labeling sections set forth in paragraph B. above, except that revision of the "Dosage and Administration" section may await reformulation.

C. *Notice of opportunity for hearing.* On the basis of all the data and information available to him, the Director of the Bureau of Drugs is unaware of any adequate and well-controlled clinical investigation, conducted by experts qualified by scientific training and experience, meeting the requirements of section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and 21 CFR 314.111 (a)(5), and 21 CFR 3.86 demonstrating the effectiveness of the drug(s) for the indication(s) lacking substantial

evidence of effectiveness referred to in paragraph A.1. of this notice.

Notice is given to the holder(s) of the new drug application(s), and to all other interested persons, that the Director of the Bureau of Drugs proposes to issue an order under section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)), withdrawing approval of the new drug application(s) (or, if indicated above, those parts of the application(s) providing for the drug product(s) listed above) and all amendments and supplements thereto providing for the indication(s) lacking substantial evidence of effectiveness referred to in paragraph A.1. of this notice on the ground that new information before him with respect to the drug product(s), evaluated together with the evidence available to him at the time of approval of the application(s), shows there is a lack of substantial evidence that the drug product(s) will have all the effects it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in the labeling. An order withdrawing approval will not issue with respect to any application(s) supplemented, in accord with this notice, to delete the claim(s) lacking substantial evidence of effectiveness.

In addition to the ground for the proposed withdrawal of approval stated above, this notice of opportunity for hearing encompasses all issues relating to the legal status of the drug products subject to it (including identical, related, or similar drug products as defined in § 310.6), e.g., any contention that any such product is not a new drug because it is generally recognized as safe and effective within the meaning of section 201(p) of the act or because it is exempt from part or all of the new drug provisions of the act pursuant to the exemption for products marketed prior to June 25, 1938, contained in section 201(p) of the act, or pursuant to section 107(c) of the Drug Amendments of 1962; or for any other reason.

In accordance with the provisions of section 505 of the act (21 U.S.C. 355) and the regulations promulgated thereunder (21 CFR 310, 314), the applicant(s) and all other persons who manufacture or distribute a drug product which is identical, related, or similar to a drug product named above (21 CFR 310.6), are hereby given an opportunity for a hearing to show why approval of the new drug application(s) providing for the claim(s) involved should not be withdrawn and an opportunity to raise, for administrative determination, all issues relating to the legal status of a drug product named above and all identical, related, or similar drug products.

If an applicant or any person subject to this notice pursuant to 21 CFR 310.6 elects to avail himself of the opportunity for a hearing, he shall file (1) on or before August 7, 1974, a written notice of appearance and request for hearing, and (2) on or before September 6, 1974, the data, information, and analyses on which he relies to justify a hearing, as specified in 21 CFR 314.200. Any other interested person may also submit comments on this proposal to withdraw approval. The procedures and requirements governing this notice of opportunity for hearing, a notice of appearance and request for hearing, a submission of data, information, and analyses to justify a hearing, other comments, and a grant or denial of hearing, are contained in 21 CFR 130.14 as published and discussed in detail in the FEDERAL REGISTER of March 13, 1974 (39 FR 9750), recodified as 21 CFR 314.200 on March 29, 1974 (39 FR 11680).

The failure of an applicant or any other person subject to this notice pursuant to 21 CFR 310.6 to file timely written appearance and request for hearing as required by 21 CFR 314.200 constitutes an election by such person not to avail himself of the opportunity for a hearing concerning the action proposed with respect to such drug product and a waiver of any contentions concerning the legal status of such drug product. Any such drug product labeled for the indication(s) lacking substantial evidence of effectiveness referred to in paragraph A.1 of this notice may not thereafter lawfully be marketed, and the Food and Drug Administration will initiate appropriate regulatory action to remove such drug products from the market. Any new drug product marketed without an approved NDA is subject to regulatory action any time.

A request for a hearing may not rest upon mere allegations or denials, but must set forth specific facts showing that there is a genuine and substantial issue of fact that requires a hearing. If it conclusively appears from the face of the data, information, and factual analyses in the request for the hearing that there is no genuine and substantial issue of fact which precludes the withdrawal of approval of the application, or when a request for hearing is not made in the required format or with the required analyses, the Commissioner will enter summary judgment against the person(s) who requests the hearing, making findings and conclusions, denying a hearing.

All submissions pursuant to this notice of opportunity for hearing shall be filed in quintuplicate. Such submissions, except for data and information prohibited from public disclosure pursuant to 21 U.S.C. 331(j) or 18 U.S.C. 1905, may be seen in the office of the Hearing Clerk (address given below) during regular business hours, Monday through Friday.

Communications forwarded in response to this announcement should be identified with the reference number DESI 6012, directed to the attention of the appropriate office listed below, and addressed to the Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852.

Supplements (identify with NDA number): Office of Scientific Evaluation (HFD-100), Bureau of Drugs.

Original abbreviated new drug applications (identify as such): Generic Drug Staff (HFD-107), Office of Scientific Evaluation, Bureau of Drugs.

Request for Hearing (identify with Docket Number): Hearing Clerk (HFC-20), Room 6-86, Parklawn Building.

Requests for the Academy's report: Drug Efficacy Information Activity (HFD-84), Bureau of Drugs.

All other communications regarding this announcement: Drug Efficacy Study Implementation Project Manager (HFD-101), Bureau of Drugs.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050-53, as amended; 21 U.S.C. 352, 355) and under the authority delegated to the Director of the Bureau of Drugs (21 CFR 2.121).

Dated: June 6, 1974.

J. RICHARD CROUT,
Director, Bureau of Drugs.

[FR Doc.74-15427 Filed 7-5-74;8:45 am]

[DESI 12177; Docket No. FDC-D-675; NDA 12-177]

STRASENBURGH LABORATORIES, DIVISION OF PENNWALT CORP.

Dimethacol Capsules; Withdrawal of Approval of New Drug Application

On January 3, 1974 there was published in the FEDERAL REGISTER (39 FR 841) a notice of opportunity for hearing (DESI 12177) in which the Commissioner of Food and Drugs proposed to issue an order under section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)) withdrawing approval of NDA 12-177 for Dimethacol Capsules containing methscopolamine resin and methaqualone resin (formerly called Akalon-T "5" Capsules and Akalon-T "10" Capsules); Strasenburgh Laboratories, Division of Pennwalt Corporation, Post Office Box 1710, Rochester, NY 14603.

The basis of the proposed action was the lack of substantial evidence that the drug is effective for its labeled indications.

Neither the holder of the application nor any person filed a written appearance of election as provided by said notice. The failure to file such an appearance constitutes election by such persons not to avail themselves of an opportunity for hearing. Strasenburgh has informed the Food and Drug Administration that marketing of the drug has been discontinued.

All identical, related, or similar products, not subject of an approved new drug application, are covered by the new drug application reviewed and are subject to this notice (21 CFR 310.6). Any person who wishes to determine whether a specific product is covered by this notice should write to the Food and Drug Administration, Bureau of Drugs, Office of Compliance (HFD-300), 5600 Fishers Lane, Rockville, MD 20852.

The Director of the Bureau of Drugs, pursuant to the provisions of the Federal

Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1053, as amended; 21 U.S.C. 355), and under authority delegated to him (21 CFR 2.121), finds that on the basis of new information before him with respect to the drug product(s), evaluated together with the evidence available to him when the application was approved, there is a lack of substantial evidence that the drug product(s) will have the effects it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in the labeling thereof.

Therefore, pursuant to the foregoing finding, approval of new drug application No. 12-177 and all amendments and supplements applying thereto is withdrawn effective on July 18, 1974.

Shipment in interstate commerce of the above-listed drug product(s) or of any identical, related, or similar product, not subject of an approved new drug application, will thereafter be unlawful.

Dated: June 24, 1974.

J. RICHARD CROUT,
Director, Bureau of Drugs.

[FR Doc.74-15426 Filed 7-5-74;8:45 am]

PANEL ON REVIEW OF ANTIMICROBIAL AGENTS

Notice of Meetings

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; (5 U.S.C. App.)), the Food and Drug Administration announces the following public advisory committee meetings and other required information in accordance with provisions set forth in section 10(a) (1) and (2) of the act:

Committee name	Date, time, place	Type of meeting and contact person
1: Panel on Review of Antimicrobial Agents.	July 26 and 27, 9 a.m., Conference Room I, Parklawn Bldg. 5600 Fishers Lane, Rockville, Md.	Open July 26, 9 a.m. to 12 noon, closed July 26 after 12 noon, closed July 27. Michael D. Kennedy, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

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

Agenda. Open session: Comments and presentations by interested persons. Closed session: Initial meeting to begin the study of the safety and efficacy of the ingredients submitted to the Antimicrobial II Drug Products Panel.

Agenda items are subject to change as priorities dictate.

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

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

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

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

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

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

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

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

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

Dated: June 25, 1974.

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

[FR Doc.74-15430 Filed 7-5-74;8:45 am]

NEUROLOGIC DRUGS AND PSYCHOPHARMACOLOGICAL AGENTS ADVISORY COMMITTEES

Notice of Establishment

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; (5 U.S.C. App)), the Food and Drug Administration announces the establishment by the Secretary, Department of Health, Education, and Welfare, on June 4, 1974, of the following advisory committees:

Designation. Neurologic Drugs Advisory Committee.

Purpose. The committee will (1) review and evaluate all available data concerning the safety and effectiveness of currently marketed and new prescription drug products proposed for marketing for the treatment of neurologic disease and (2) advise the Commissioner of Food and Drugs regarding current advances, changing concepts, and trends in the field.

Designation. Psychopharmacological Agents Advisory Committee.

Purpose. The committee will (1) review and evaluate all available data concerning the safety and effectiveness of currently marketed and new prescription drug products proposed for marketing for use in the practice of physchiatry and related fields and (2) advise the Commissioner of Food and Drugs regarding current advances, changing concepts, and trends in the field.

Authority for both committees will expire June 4, 1976, unless the Secretary formally determines that continuance is in the public interest.

Concurrent with this action, the Food and Drug Administration Neuropharmacology Advisory Committee established on August 27, 1970, was abolished.

Dated: June 25, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner for Compliance.

[FR Doc.74-15431 Filed 7-5-74;8:45 am]

RADIOLOGICAL HEALTH ADVISORY COMMITTEES

Request for Nominations for Members

The Secretary of Health, Education, and Welfare and, by delegation, the Commissioner of Food and Drugs, and the Director, Bureau of Radiological Health, are charged with the administration of those portions of the Public Health Service Act (42 U.S.C. 217a, 222, 263b) which are designed to protect the public health from hazardous radiation emissions.

The Technical Electronic Product Radiation Safety Standards Committee (TEPRSSC), the Medical Radiation Advisory Committee (MRAC), and the Radiation Bio-Effects and Epidemiology Advisory Committee (RBEAC) are charged with advising and consulting with the Commissioner of Food and Drugs on matters related to radiological health as described below.

All interested persons are invited to nominate qualified candidates for consideration as members of these Committees.

TECHNICAL ELECTRONIC PRODUCT RADIATION SAFETY STANDARDS COMMITTEE

The Technical Electronic Product Radiation Safety Standards Committee, established by the Secretary pursuant to section 358(f)(1)(A) of the Radiation Control for Health and Safety Act of 1968 (42 U.S.C. 263f), must be consulted before prescribing any performance standards for electronic product radiation safety.

Since its inception in 1969, the TEPRSSC has provided valuable technical and scientific advice to the Bureau of Radiological Health, Food and Drug Administration, on the development of electronic product radiation safety performance standards. Thus far, regulatory performance standards have been issued under 21 CFR Ch. I, Subchapter J, for television sets, cold cathode gas discharge tubes, microwave ovens, diagnostic x-ray systems and their major components, and cabinet x-ray equipment (including x-ray baggage inspection devices for use at airports and similar facilities). The Committee meets approximately twice each year and occasionally reviews documents transmitted by mail.

A proposed performance standard for laser products was published in the FEDERAL REGISTER of December 10, 1973 (38 FR 34084). Other electronic products for which performance standards may be issued in the future include equipment used for ultrasound therapy, microwave diathermy, ultraviolet irradiation, and electron microscopy.

Pursuant to section 358(f) of the act, members will be appointed by the Commissioner after consultation with public and private agencies concerned with the technical aspect of electronic product radiation safety. Each member shall be technically qualified by training and experience in one or more fields of science or engineering applicable to electronic product radiation safety. As required by the act, the Committee is composed of fifteen members selected as follows:

1. Five from governmental agencies including State and Federal governments;

2. Five from the affected industry after consultation with industry representatives; and

3. Five from the general public of which at least one shall be representative of organized labor.

Effective December 31, 1974, one member from industry, two from the public sector (including the representative of organized labor), and two members from the governmental sector will complete their terms and may be replaced.

Nominations are solicited for engineers or scientists qualified in electronic product radiation safety to fill these vacancies for a 3-year term. Nominations are invited from consumer, industry, and professional organizations, and should be sent with accompanying information to:

Mr. Marshall S. Little, Executive Secretary, TEPRSSC,
Food and Drug Administration,
Bureau of Radiological Health (HFX-440),
5600 Fishers Lane,
Rockville, MD 20852.

MEDICAL RADIATION ADVISORY COMMITTEE

The Medical Radiation Advisory Committee was established under the name Medical X-ray Advisory Committee on October 31, 1963, pursuant to section 222 of the Public Health Service Act (42 U.S.C. 217a). It was renamed the Medical Radiation Advisory Committee on June 25, 1970. The Committee advises and consults with the Commissioner of Food and Drugs on the formulation of policy and development of a coordinated national program relating to application of ionizing radiation to obtain maximum diagnostic information and therapeutic benefit per unit of radiation exposure to the public.

The MRAC meets approximately twice each year and has provided advice to the Bureau of Radiological Health, Food and Drug Administration, on programs related to medical and dental use of x-ray, training of medical radiation users, nuclear medicine, and the development of policy statements on the effective use of medical radiation.

Current Committee emphasis is directed toward qualifications of operators of x-ray equipment and radiological training programs; equipment requirements and standards; examination and procedural efficacy; and the evaluation of computer applications in radiology operations.

The Committee consists of thirteen members including the chairman. Members are selected and the chairman is appointed by the Commissioner of Food and Drugs from authorities knowledgeable in the fields of medicine, dentistry, health sciences, engineering, public health, and related technology. Members are invited to serve 4-year terms. Effective July 1, 1974, there will be a total of five vacancies on this Committee. Interested persons are invited to submit names of qualified candidates and accompanying information to:

William S. Cole, M.D., Executive Secretary, MRAC,
Food and Drug Administration,
Bureau of Radiological Health (HFX-4),
5600 Fishers Lane,
Rockville, MD 20852.

RADIATION BIO-EFFECTS AND EPIDEMIOLOGY ADVISORY COMMITTEE

The Radiation Bio-Effects and Epidemiology Advisory Committee was established on October 21, 1971, in accordance with 42 U.S.C. 217a, 263b. The Committee consists of fifteen members, including the chairman, selected by the Commissioner of Food and Drugs, from among authorities knowledgeable in the fields of pathology, radiology, physiology, psychology, genetics, biometrics, epidemiology, toxicology, biophysics, and electronic engineering.

The Committee advises the Commissioner concerning the research bases for electronic product emission standards and radiological health practices. The RBEAC meets approximately twice each year. It has provided the Bureau of Ra-

diological Health, Food and Drug Administration, advice on the progress on ongoing bio-effects research projects, and recommended priorities for future bio-effects research needs.

Five members will complete their terms on January 31, 1975. Nominations for these vacancies are now solicited to serve a term of not less than 2 years nor more than 4 years. The qualifications are indicated above. Names of qualified candidates and accompanying information should be sent to:

Richard K. Fred, D.D.S., Ph.D., Executive Secretary, RBEAC,
Food and Drug Administration,
Bureau of Radiological Health (HFX-100),
5600 Fishers Lane,
Rockville, MD 20852.

NOMINATIONS AND ACCOMPANYING INFORMATION

To be considered for any of these three Committees, nominations of qualified persons must be received on or before August 22, 1974, and be accompanied by curriculum vitae which provides detailed evidence of qualifications of the nominee, including current employment, professional affiliations, and where the nominee may be contacted. This information should be sent to the Executive Secretary of the Committee for which the person is being nominated as set forth above. Nominations must also state that the person nominated is aware of the nomination, is interested in becoming involved in the effort, and appears to have no conflict of interest.

Dated: July 1, 1974.

SAM D. FINE,
Associate Commissioner for Compliance.

[FR Doc.74-15441 Filed 7-5-74;8:45 am]

Office of the Secretary

PUBLIC HEALTH SERVICE

Statement of Organization, Functions, and Delegations of Authority

This amendment to the statement of organization, functions, and delegations of authority of the Department of Health, Education, and Welfare, corrects certain minor omissions and mistakes contained in the recently published organization and functions statement for the Health Services Administration (39 FR 10463, March 20, 1974). It also reflects the transfer of the Parklawn Computer Center from the Office of Systems Management, Health Services Administration to the Food and Drug Administration.

Part 3, Health Services Administration, in the statement of organization, functions, and delegations of authority of the Department of Health, Education, and Welfare is hereby amended by replacing the current organization and functions statements with revised statements for the following Health Services Administration organizations and by correcting the order of succession to reflect the new organization titles.

Sec. 3-B *Organizations and functions.—Office of Communication and Public Affairs (3AA3)*. Under the direction of the Associate Administrator for Communications and Public Affairs, who is a member of the Administrator's immediate staff: (1) Provides leadership and general policy and program direction, conducts and coordinates communications and public affairs activities of the Health Services Administration; (2) provides communications and public affairs expertise, and staff advice and support to the Administrator in program and policy formulation and execution consistent with policy direction established with the Assistant Secretary for Public Affairs; (3) develops and implements policies related to external media relations and internal employee communications; (4) establishes and implements procedures for development, review, processing, quality control, and dissemination of HSA communications materials; (5) serves as Communications and Public Affairs Officer for the Administrator including the establishment and maintenance of productive relationships with the communications media; (6) provides central communications services to all HSA programs in such areas as graphics and audiovisual; and (7) serves as focal point for coordination of HSA communications activities with those of other health agencies within HEW and with regional, State, local, voluntary and professional organizations.

Office of Systems Management (3AA913). (1) Serves as the focal point in HSA for the development of Agency-wide systems and for ADP policy, planning, and evaluation; (2) facilitates coordination within the Administration to ensure compatibility between Administration and PHS ADP activities; (3) develops HSA information systems; (4) develops and implements an HSA ADP evaluation program to evaluate ADP resource utilization and to assess the utility of computer application systems; (5) establishes the Data Base Administration program with HSA; (6) participates in the development of Public Health Service-wide information systems; (7) participates in audits of information systems; (8) participates in the development and implementation of a PHS Nationwide communications network.

BUREAU OF MEDICAL SERVICES (3U00)

Office of the Director (3U10). (1) Provides leadership and general direction to Bureau activities, including Equal Employment Opportunity and the control of written communication, and provides guidance and coordination to each major Bureau component by acting as a central point of reference for program continuity and information; (2) establishes Bureau policies, goals, and objectives; (3) communicates and interprets program policies, guidelines, and priorities to the PHS Regional Offices; (4) coordinates and evaluates development and progress of the Bureau activities; (5) develops and directs a comprehensive medical program for prisoners in Federal prisons and correctional institutions; (6) maintains relationships with other HEW operating agencies, other Federal agencies, State and local governments, consumer groups, and national organizations concerned with health affairs.

Office of Program Development (3U41). Provides staff support to the Bureau Director for: (1) program planning and evaluation, including development of improved methodologies for planning and evaluation; (2) consultation and guidance in policy development for the Bureau; (3) leadership, guidance, and coordination for Bureau professional and technical health manpower development responsibilities; (4) the formulation, implementation, coordination, and evaluation of legislation, regulations, policies, instructions, and procedures as they affect the Bureau.

Office of Program Support (3U19). Plans, directs, and coordinates the Bureau's management activities, including: (1) The development, coordination, and evaluation of administrative program, policies and procedures; (2) the conduct and coordination of the Bureau's financial management, material management, and data management programs; (3) participation in administrative staff recruitment, training and assignment; (4) provision of consultative services to and continuing liaison with other programs of the Public Health Service; (5) provision of architectural and engineering services in collaboration with the PHS Office of Resource Management.

Division of Federal Employee Health (3U45). (1) Provides consultation on, and stimulates the development of improved occupational health and safety programs throughout the Government; (2) evaluates upon request Federal agency occupational health services in relation to standards; (3) administers employee occupational health programs for other Federal agencies on a reimbursable basis; (4) conducts research studies, training and demonstration projects; (5) develops occupational medical standards and methods for Federal employee occupational health programs; (6) promotes activities designed to protect the working health and safety of Federal employees in order to maximize their productivity.

Sec. 3-C *Order of Succession.* During the absence or disability of the Administrator or in the event of a vacancy in that office the first official listed below who is available shall act as Administrator, except that during a planned period of absence the Administrator may specify a different order of succession.

(1) Deputy Administrator; (2) Associate Administrator; (3) Director of the Indian Health Service; (4) Director of the Bureau of Medical Services; (5) Director of the Bureau of Community Health Services; and (6) Director of the Bureau of Quality Assurance.

Dated: July 1, 1974.

JOHN OTTINA,
Assistant Secretary for Administration and Management.

[FR Doc.74-15497 Filed 7-5-74;8:45 am]

ACTION

FOSTER GRANDPARENT AND SENIOR COMPANION PROGRAMS

Income Eligibility Level Guidelines

By virtue of the authority vested in me by sections 211 (a) and (b), 402(14), 420, and 421(4) of the Domestic Volunteer Service Act of 1973, Pub. L. 93–113, 87 Stat. 402, 407, and 414, I hereby determine that the income eligibility level for persons seeking to serve as Volunteers in the Foster Grandparent Program and the Senior Companion Program shall be raised in each State by the amount such State supplements the Federal Supplemental Security Income (SSI) payment. Sections 211 (a) and (b) and 421 (4) limit eligibility for such program to persons whose annual income from all sources, other than stipends received as a Volunteer, does not exceed the poverty line as set forth in the currently applicable guideline published by the Office of Economic Opportunity, pursuant to section 625 of the Economic Opportunity Act of 1964, as amended (42 U.S.C. 2971 (a)). However, the Director of ACTION may raise this income level to reflect the higher cost of living in the geographic area to be served by the project. His determination may be based on local price, cost-of-living, income or similar guidelines which effectively establish the level of income below which residents of the area are deemed to be poor. The State supplement is an acceptable measure of such local poverty conditions.

The following is a list by State of the income eligibility levels for single individuals and couples reflecting State supplements, where available. (The amounts of State supplements have been computed as of March 22, 1974 and from Social Security Administration figures.)

State	Individuals	Couples
Alabama	$2,330	$3,310
Alaska	3,450	4,740
Arizona	2,330	3,070
Arkansas	2,330	3,070
California	3,470	5,830
Colorado	2,630	4,510
Connecticut	3,506	3,982
Delaware	2,330	3,070
District of Columbia	2,330	3,070
Florida	2,330	3,070
Georgia	2,330	3,070
Hawaii	2,980	3,986
Idaho	2,954	3,358
Illinois	2,750	3,166
Indiana	2,330	3,070
Iowa	2,330	3,070
Kansas	2,330	3,070
Kentucky	2,330	3,070
Louisiana	2,330	3,070
Maine	2,330	3,070
Maryland	2,330	3,070
Massachusetts	3,602	5,038
Michigan	2,570	3,430
Minnesota	2,330	3,070
Mississippi	2,330	3,070
Missouri	2,330	3,070
Montana	2,330	3,070
Nebraska	3,134	3,910
Nevada	2,874	4,126
New Hampshire	2,690	3,370
New Jersey	2,834	3,550
New Mexico	2,330	3,070
New York	3,134	4,090
North Carolina	2,330	3,070
North Dakota	2,330	3,070
Ohio	2,330	3,070
Oklahoma	2,510	3,430
Oregon	2,606	3,382
Pennsylvania	2,450	3,250
Rhode Island	2,702	3,754
South Carolina	2,330	3,070
South Dakota	2,330	3,070
Tennessee	2,330	3,070
Texas	2,330	3,070
Utah	2,330	3,070
Vermont	3,098	3,658
Virginia	2,330	3,070
Washington:		
King, Pierce, Snohomish	2,690	3,466
All other counties	2,522	3,142
West Virginia	2,330	3,070
Wisconsin	3,242	4,498
Wyoming	2,330	3,070
Puerto Rico	2,330	3,070

In that material contained herein is a matter related to general agency policy, the relevant provisions of the Administration Procedure Act (5 U.S.C. 553) requiring notice of proposed rule making, opportunity for public participation and delay in effective date are inapplicable. Pursuant to 420 of Pub. L. 93–113 this policy will be effective August 7, 1974.

In accordance with the spirit of the public policy set forth in 5 U.S.C. 553, interested persons may submit written comments or suggestions to the Director of ACTION, 806 Connecticut Ave., NW., Washington, D.C. 20525, Attention: Deputy Associate Director, Older Americans Volunteer Programs. Material thus submitted will be evaluated and acted upon in the same manner as if this document were a proposal. Until such time as further changes are made, however, this instruction as set forth herein shall remain in effect.

MICHAEL P. BALZANO, Jr.,
Director, ACTION.

[FR Doc.74–15439 Filed 7–5–74;8:45 am]

ATOMIC ENERGY COMMISSION

[Docket Nos. 50–3, 50–10, 50–409, 50–206]

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC., COMMONWEALTH EDISON CO., DAIRYLAND POWER COOPERATIVE, SOUTHERN CALIFORNIA EDISON CO.

Determination With Respect to Variances From the Interim Acceptance Criteria

On May 24, 1974, the Director of Regulation published (39 FR 19257) Notice of Request for Variance involving Provisional Operating License No. DPR–5 regarding Unit No. 1 of Indian Point Station operated by Consolidated Edison Company of New York, Inc. (licensee). On June 12, 1974, and June 13, 1974, the Director of Regulation published similar Notices (39 FR 20834, 39 FR 21003) regarding Unit No. 1 of Dresden Nuclear Power Station operated by Commonwealth Edison Company (licensee) and La Crosse Boiling Water Reactor operated by Dairyland Power Cooperative (licensee). On June 12, 1974, the Director of Regulation published (39 FR 20835) Notice of Consideration of Variance involving Facility Provisional Operating License No. DPR–13 regarding San Onofre Unit 1 operated by Southern California Edison Company (licensee). The above notices advise that the Director of Regulation is considering granting for the above licensees a variance from the July 1, 1974, requirement for achieving compliance with the Interim Acceptance Criteria for Emergency Core Cooling Systems for light-water reactors set forth in the Commission's Interim Policy Statement (36 FR 12247), June 29, 1971). The notices requested the submission of views and comments by any interested persons. No comments have been received regarding the consideration of variances for the above licensees.

The Commission's Interim Acceptance Criteria (IAC) provide that reactors granted operating licenses prior to January 1, 1968, are required to comply with such criteria by July 1, 1974. The IAC also provide for variances in certain circumstances. Each of the above licensees received operating licenses prior to January 1, 1968, but have not yet completed the necessary equipment modifications for compliance with the IAC. The Director of Regulation is considering granting each of the above licensees a variance which would extend the July 1, 1974, deadline for achieving such compliance.

Although compliance with the IAC was not required until July 1, 1974, an analysis of the performance of emergency core cooling systems (ECCS) for these facilities was required to be submitted to the Commission by January 1, 1972, and a program for improvements to their ECCS was required to be submitted to the Commission no later than July 1, 1972. In addition, requirements for immediate augmentation of the inservice inspection and leak monitoring program for these facilities were also imposed. Taking into account these steps and, in particular, the relatively short period of time involved between issuance of the IAC and July 1, 1974, the Commission concluded that these requirements provided adequate protection to the public health and safety.

It should be recognized that, as set forth in the Interim Policy Statement, protection against a highly unlikely loss-of-coolant accident has long been an essential part of the defense-in-depth concept used by the nuclear power industry and the AEC to assure the safety of nuclear power plants. In this concept, the primary assurance of safety is accident prevention by correctly designing, constructing, and operating the reactor. Nevertheless, deviations from expected behavior are postulated to occur, and protective systems are installed to take corrective actions as required in such events. Notwithstanding all this, the occurrence of serious accidents is postulated, in spite of the fact that they are highly unlikely, and engineered safety features are installed to mitigate the consequences of these unlikely events. The loss-of-coolant accident is such a postulated improbable accident, the ECCS is one of the engineered safety features installed to mitigate its consequences.

Each of the above licensees, for which a variance is now being considered, have submitted the analyses required by the IAC and have provided a program and schedule for effecting improvements to the existing ECCS for their facilities. These facilities, which generally involve earlier reactor designs, required the de-

velopment of an ECCS evaluation model, and accompanying ECCS performance analysis, which had to be tailored to each of the specific reactor designs. This involved an extended period of time in order to perform and evaluate the various computations. In addition, delivery and installation time for items and equipment necessary to provide full compliance with the IAC, including consideration of the single failure criterion, extend beyond July 1, 1974. Each of the above licensees have indicated that, due to considerations such as the foregoing factors, application of the IAC to their facilities is not practicable by July 1, 1974.

The Commission's acceptance criteria for evaluating the performance of ECCS for reactors having zirconium clad fuel elements require compliance by August 5, 1974 (39 FR 1001, January 4, 1974). There are approximately 50 reactors which must comply with the modified acceptance criteria by the above date unless an extension or exemption has been granted, including one of the subject facilities for which a variance from the IAC has been requested. In the interests of avoiding unnecessary duplication in the administrative review process and permitting the consideration of all requests for variances, extensions or exemptions from applicable ECCS criteria at the same time, the determination of whether a further variance should be granted to the above licensees should be made at the same time the determinations are made for all other reactors in order to permit a uniform and consistent treatment.

In view of the foregoing considerations, good cause exists for authorizing variances from compliance with the IAC until August 5, 1974, for the above licensees.

There is reasonable assurance that the operation of these facilities for an additional period of approximately one month will not adversely affect the health and safety of the public. Based on operating experience with these facilities since promulgation of the IAC, primary reliance on the conservative design practices utilized for these facilities will continue to afford suitable protection to the health and safety of the public. In addition, the augmented inservice inspection requirement of the IAC, which will continue in effect, will provide further assurance during this interim period until August 5, 1974. The likelihood of a loss of coolant accident during this period of time, based on operating experience to date, is so small that it can be considered to be negligible. In view of the foregoing, there is reasonable assurance that the authorization of a variance until August 5, 1974, for the above facilities will not adversely affect the health and safety of the public.

Accordingly, based on the foregoing considerations, the Director of Regulation has granted a variance for each of the above-captioned facilities which extends the date for compliance with the requirements of the Interim Acceptance Criteria from July 1, 1974, until August 5, 1974.

Dated at Bethesda, Maryland, this 28th day of June, 1974.

For the Atomic Energy Commission.

CLIFFORD K. BECK,
Acting Director of Regulation.

[FR Doc.74-15450 Filed 7-5-74;8:45 am]

[Docket No. 50-155]

CONSUMERS POWER CO.

Determination With Respect to Variance From the Interim Acceptance Criteria

On June 12, 1974, the Director of Regulation published (39 FR 20835) a Notice of Request for Variance involving Facility Operating License No. DPR-6 regarding the Big Rock Point Nuclear Plant operated by Consumers Power Company (licensee). The above Notice advised that the Director of Regulation is considering granting the licensee a variance from the July 1, 1974, requirement for achieving compliance with the Interim Acceptance Criteria for Emergency Core Cooling Systems for light-water reactors set forth in the Commission's Interim Policy Statement (36 FR 12247, June 29, 1971). The Notice requested the submission of views and comments by any interested persons. Similar notices were also published with respect to four other facilities: (Indian Point Unit No. 1, 39 FR 19257; Dresden Unit 1, 39 FR 20834; LaCrossee Boiling Water Reactor, 39 FR 21003; San Onofre Unit 1, 39 FR 20835).

The Commission's Interim Acceptance Criteria (IAC) provide that reactors granted operating licenses prior to January 1, 1968, are required to comply with such criteria by July 1, 1974. The IAC also provide for variances in certain circumstances. The Big Rock Point Plant was issued an operating license prior to January 1, 1968, but has not yet completed the necessary equipment modifications for compliance with the IAC. The Director of Regulation is considering granting a variance which would extend the July 1, 1974 deadline for achieving such compliance.

Although compliance with the IAC was not required until July 1, 1974, for plants licensed before January 1, 1968, an analysis of the performance of emergency core cooling systems (ECCS) for these facilities was required to be submitted to the Commission by January 1, 1972, and a program for improvements to their ECCS was required to be submitted to the Commission no later than July 1, 1972. In addition, requirements for immediate augmentation of the inservice inspection and leak monitoring program for these facilities were also imposed. Taking into account these steps and, in particular the relatively short period of time involved between issuance of the IAC and July 1, 1974, the Commission concluded that these requirements provided adequate protection to the public health and safety.

It should be recognized that, as set forth in the Interim Policy Statement, protection against a highly unlikely loss-of-coolant accident has long been an essential part of the defense-in-depth concept used by the nuclear power industry and the AEC to assure the safety of nuclear power plants. In this concept, the primary assurance of safety is accident prevention by correctly designing, constructing, and operating the reactor. Nevertheless, deviations from expected behavior are postulated to occur, and protective systems are installed to take corrective actions as required in such events. Notwithstanding all this, the occurrence of serious accidents is postulated, in spite of the fact that they are highly unlikely, and engineered safety features are installed to mitigate the consequences of these unlikely events. The loss-of-coolant accident is such a postulated improbable accident, the ECCS is one of the engineered safety features installed to mitigate its consequences.

The licensee submitted the analyses required by the IAC and has provided a program and schedule for effecting improvements to the existing ECCS for the Big Rock Point Facility. This facility, like the other facilities for which variances from the IAC have been requested, generally involve earlier reactor designs, which required the development of an ECCS evaluation model, and accompanying ECCS performance analysis, which had to be tailored to each of the specific reactor designs. This involved an extended period of time in order to perform and evaluate the various computations. In addition, delivery and installation time for items and equipment necessary to provide full compliance with the IAC, including consideration of the single failure criterion, extend beyond July 1, 1974. The licensee has indicated that its schedule for implementation of and compliance with the requirements of the IAC has been affected by the foregoing factors and that application of the IAC to their facilities is not practicable by July 1, 1974.

The Commission's acceptance criteria for evaluating the performance of ECCS for reactors having zirconium clad fuel elements require compliance by August 5, 1974 (39 FR 1001, January 4, 1974). There are approximately 50 reactors which must comply with the modified acceptance criteria by the above date unless an extension or exemption has been granted, including the facilities for which a variance from the IAC has been requested. In the interests of avoiding unnecessary duplication in the administrative review process and permitting the consideration of all requests for variances, extensions or exemptions from applicable ECCS criteria at the same time, the determination of whether a further variance should be granted to the licensee should be made at the same time the determinations are made for all other reactors in order to permit a uniform and consistent treatment.

variance from compliance with the IAC until August 5, 1974.

There is reasonable assurance that the operation of this facility for an additional period of approximately one month will not adversely affect the health and safety of the public. Based on operating experience with the Big Rock Point facility, and the other facilities for which variances have been requested, since promulgation of the IAC, primary reliance on the conservative design practices utilized for these facilities will continue to afford suitable protection to the health and safety of the public. In addition, the augmented inservice inspection requirement of the IAC, which will continue in effect, will provide further assurance during this interim period until August 5, 1974. The likelihood of a loss-of-coolant accident during this period of time, based on operating experience to date, is so small that it can be considered to be negligible. In view of the foregoing, there is reasonable assurance that the authorization of a variance until August 5, 1974, for the Big Rock Point facility will not adversely affect the health and safety of the public.

Comments have been received only from the West Michigan Environmental Action Council, Inc. (WMEAC). WMEAC is an intervenor in the Matter of Consumers Power Company (Big Rock Point Nuclear Plant) (38 FR 9104, April 10, 1973), a hearing involving the issuance to Consumers Power Company of Amendment 4 to DPR–6, on December 6, 1972, which authorized an increase in the use of the mixed plutonium oxide-uranium dioxide fuel in the Big Rock Point facility. WMEAC refers to this proceeding in its comments.

WMEAC's comments are directed to two principal areas. First, WMEAC opposes the issuance of the variance on the grounds the applicant has not shown good cause and has not shown that there is reasonable assurance that the granting of the variance will not adversely affect the health and safety of the public. WMEAC asserts that applicant's assertions of delays are not substantial and that applicant has not justified the need for the limited amount of power generated by the Big Rock facility. WMEAC's second area involves the effect of the variance on a similar question of compliance with the Commission's Acceptance Criteria which WMEAC asserts is in issue in the presently pending proceeding relating to the use of the mixed oxide fuel in the Big Rock facility.

With respect to WMEAC's comment that the applicant has not provided adequate support for the reasons given in support of the variance, the limited variance authorized herein is not based upon acceptance or rejection of applicant's assertions as to the length of time that may be necessary for such equipment; rather, the variance provided herein will enable the applicant's request to be considered along with other requests for variances from the interim acceptance criteria and requests for extensions or exemptions from the final acceptance criteria to be considered on a uniform basis. Any consideration of a variance for a longer period or of an exemption from the final acceptance criteria will fully consider the adequacy of applicant's assertion of good cause as well as WMEAC's comments. Contrary to WMEAC's assertion, for the reasons outlined above, there is reasonable assurance that the operation of the facility for the limited periods involved in the variance granted herein (some 35 days), will not adversely affect the health and safety of the public.

With respect to WMEAC's assertion regarding the pending hearing, the variance herein issued would in no way affect WMEAC's rights in such proceeding, and would in no way affect the Board's authority to determine any matter relating to proper compliance with the IAC and the reasonableness of any extension or deviation from such criteria with respect to the use of mixed plutonium oxide-uranium dioxide fuel in the Big Rock Point facility.

Accordingly, based on the foregoing considerations, the Director of Regulation has granted a variance for the above-captioned facility which extends the date for compliance with the requirements of the Interim Acceptance Criteria from July 1, 1974, until August 5, 1974.

Dated at Bethesda, Md., this 28th day of June 1974.

For the Atomic Energy Commission.

CLIFFORD K. BECK,
Acting Director of Regulation.

[FR Doc.74–15451 Filed 7–5–74;8:45 am]

[Docket Nos. 50–450, 50–451]

DELMARVA POWER & LIGHT CO. AND PHILADELPHIA ELECTRIC CO.

Notice of Hearing

Please take notice that a public hearing will be held before an Atomic Safety and Licensing Board (the Board), pursuant to the Atomic Energy Act of 1954, as amended, and the Commission's regulations (Title 10, Code of Federal Regulations, Parts 2 and 50), to consider the application of the DelMarVa Power and Light Company and the Philadelphia Electric Company (the applicants) for construction permits to build two high temperature gas-cooled nuclear reactors to be designated the Summit Power Station, Units 1 and 2 (the facilities). Each of the units is designed for initial operation at approximately 2000 megawatts thermal (MWt) with a net electrical output of approximately 785 megawatts (MWe). The proposed facilities would be located in New Castle County, Delaware, near the Chesapeake and Delaware Canal, about 15 miles southwest of Wilmington.

The public hearing will start at 9:30 a.m. e.d.t. on August 1, 1974 at the following location:

U.S. District Court,
Courtroom #2,
844 King Street,
Wilmington, Del. 19801.

The issues to be considered at this hearing are those environmental and "NEPA" [1] issues set forth in the Commission's "Notice of Hearing on Application for Construction Permits" issued August 24, 1973 (38 FR 23547, Aug. 31, 1973), as well as the issue of site suitability as prescribed in the Commission's regulations regarding preconstruction permit activities. (See, particularly, 10 CFR 50.10(e)(1) and (e)(2)(ii), amendments published April 24, 1974, 39 FR 14506.) The radiological health and safety issues will be considered at a separate session to be scheduled later.

After a brief pre-hearing conference with counsel, the first day of the hearing will be devoted to receiving the written and oral statements of limited appearance speakers, so that the Board and parties may receive the benefit of the views of members of the public. (Due to the large number of speakers, the Board requests that all speakers limit their oral presentations to ten minutes. There is no limit on the length of written limited appearances to be submitted to the Board.) The hearing will then be adjourned to resume again at the same location 9:30 a.m., e.d.t. August 20, 1974, then to continue day-to-day until completed. The two-week adjournment will give all parties an opportunity to review in detail the transcript of the limited appearance statements, and to be prepared to respond more fully to the questions and concerns exhibited by the limited appearance speakers. These responses will be given on the record immediately upon resumption of the public hearing on August 20th.

Written direct testimony is to be exchanged by the parties and filed with the Board (deposited in the mail) no later than COB August 9, 1974.

It is so ordered.

Issued at Bethesda, Md., this 1st day of July 1974.

For the Atomic Safety and Licensing Board.

THOMAS W. REILLY,
Chairman.

[FR Doc.74–15452 Filed 7–5–74;8:45 am]

[Docket Nos. 50–424, 50–425, 50–426, 50–427]

GEORGIA POWER CO.

Assignment of Members of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority in 10 CFR 2.787(a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for these proceedings:

Alan S. Rosenthal, Chairman
Dr. John H. Buck, Member
Dr. W. Reed Johnson, Member

Dated: July 1, 1974.

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

[FR Doc.74–15455 Filed 7–5–74;8:45 am]

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[1] National Environmental Policy Act of 1969, Pub. L. 91–190, 42 U.S.C. 4321 et seq., 83 Stat. 852 et seq.

[Docket Nos. 50-275, 50-323]

PACIFIC GAS AND ELECTRIC CO.

Order Extending Construction Completion Dates

Pacific Gas and Electric Company is the holder of Construction Permits CPPR-39 and CPPR-69 issued by the Atomic Energy Commission on April 23, 1968 and December 9, 1970, respectively, for construction of the Diablo Canyon Nuclear Power Plant, Units 1 and 2, presently under construction on the applicant's site in San Luis Obispo County, California.

On May 15, 1974, Pacific Gas and Electric Company filed a request, which was supplemented on June 14, 1974, for an extension of the completion dates because construction has been delayed due to (1) strikes and unsanctional walkouts by organized labor, (2) low labor productivity, (3) difficulty in obtaining qualified craftsmen, (4) design modifications, (5) delays in delivery of materials, and (6) the implementation of quality assurance procedures.

This action involves no significant hazards consideration; good cause has been shown for the delays; and the requested extension is for a reasonable period, the bases for which are set forth in a staff evaluation dated June 28, 1974.

It is hereby ordered, That the latest completion date for CPPR-39 is extended from July 1, 1974 to July 1, 1975 for Unit 1 and the latest completion date for CPPR-69 is extended from December 31, 1974 to July 31, 1976 for Unit 2.

Date of issuance: June 28, 1974.

For the Atomic Energy Commission.

R. C. DeYOUNG,
Assistant Director for Light Water Reactors Group 1, Directorate of Licensing.

[FR Doc.74-15453 Filed 7-5-74;8:45 am]

[Docket Nos. 50-275, 50-323]

PACIFIC GAS AND ELECTRIC CO.

Assignment of Members of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority in 10 CFR 2.787(a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for these proceedings:

Richard S. Salzman, Chairman
William C. Parler, Member
Dr. Lawrence R. Quarles, Member

Dated: July 1, 1974.

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

[FR Doc.74-15454 Filed 7-5-74;8:45 am]

REGULATORY GUIDES

Notice of Issuance and Availability

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

The revised guide is in Division 1, "Power Reactors". Regulatory Guide 1.21 "Measuring, Evaluating and Reporting Radioactivity in Solid Wastes and Releases of Radioactivity in Liquid and Gaseous Effluents from Light Water Nuclear Power Plants", which is a revised and rewritten version of Regulatory Guide 1.21 (formerly Safety Guide 21) dated December 29, 1971, describes acceptable programs for measuring, evaluating and reporting releases of radioactive material in liquid and gaseous effluents and solid wastes from nuclear power plants. It also provides guidelines for calculating potential annual radiation doses to individuals and populations using appropriate models and parameters and pertinent recorded effluent and meteorological data.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Comments and suggestions in connection with (1) items for inclusion in guides currently being developed (listed below) or (2) improvements in any published guides are encouraged and should be sent to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceeding Staff. Requests for single copies of the issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director of Regulatory Standards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted, and Commission approval is not required to reproduce them.

Other Division 1 Regulatory Guides currently being developed include the following:

Tornado Design Classification
Availability of Electric Power Sources
Requirements for Instrumentation to Assess Nuclear Power Plant Conditions During and Following an Accident for Water-Cooled Reactors
Shared Emergency and Shutdown Power Systems at Multi-Unit Sites
Isolation of Low Pressure Systems Connected to the Reactor Coolant Pressure Boundary
Requirements for Collection, Storage, and Maintenance of Nuclear Power Plant Quality Assurance Records
Requirements for Assessing Ability of Material Underneath Nuclear Power Plant Foundations to Withstand Safe Shutdown Earthquake
Fire Protection Criteria for Nuclear Power Plants
Protective Coatings for Light Water Nuclear Reactor Containment Facilities
Inservice Surveillance of Grouted Prestressing Tendons
Seismic Input Motion to Uncoupled Structural Model
Primary Reactor Containment (Concrete) Design and Analysis
Quality Assurance Requirements for Installation, Inspection, and Testing of Mechanical Equipment and Systems
Quality Assurance Requirements for Installation, Inspection, and Testing of Structural Concrete and Structural Steel
Fracture Toughness Requirements for Vessels Under Overstress Conditions
Material Limitations for Component Supports
Protection Against Postulated Events and Accidents Outside of Containment
Requirements for Auditing of Quality Assurance Programs for Nuclear Power Plants
Assumptions Used for Evaluating the Potential Radiological Consequences of a Gas Holdup Tank Failure in a Boiling Water Reactor
Quality Assurance Requirements for Procurement of Equipment, Materials, and Services
Quality Assurance Requirements for Lifting Equipment
Maintenance and Testing of Batteries
Qualification of Class I Electrical Equipment
Type Tests for Class IE Cables, Connections, and Field Splices for Nuclear Power Plants
Seismic Qualification of Class I Electric Equipment
Fracture Toughness Requirements for Materials for Class 2 and 3 Components
Maintenance of Water Purity in PWR Secondary Systems
Main Steam Line Sealing System Design Guidelines for Boiling Water Reactors
Criteria for Heat-up and Cool-down Procedures
Effects of Residual Elements on Predicted Radiation Damage
Inservice Inspection and Testing of Steam Generators Tubing
Component Design Criteria for Elevated Temperature Reactors
Preoperational Testing of Emergency Core Cooling Systems for Pressurized Water Reactors
Fuel Oil Supplies for Standby Diesel-Generators
Assumptions Used for Evaluating the Habitability of a Nuclear Power Plant Control Room During a Postulated Toxic Chemical Release
Assumptions Used for Evaluating the Potential Radiological Consequences of a Liquid Radioactive Waste System Accident
Code Case Acceptability for ASME Section III Materials
Sumps for Emergency Core Cooling and Containment Spray Systems
Surveillance and Examination and Testing of Irradiated Fuel Rods
Elevated Temperature Inservice Surveillance Tests for HTGR Plants
Design Load Combinations for Component Supports
Termination of Nuclear Reactor Operating Licenses
Preoperational Testing of Instrument Air Systems
Requirements for Containment Isolation
Probable Maximum Storm Surge Flooding on Lakes and Sea Shores
Requirements for Concrete Reactor Vessels and Containments (ASME Section III Division 2)
Instrument Span and Trip Setting
Failed Fuel Detection System for Nuclear Power Plants
Code Case Acceptability—ASME Section III Design and Fabrication
Code Case Acceptability—ASME Section III Nonmetallic Materials
Design, Qualification Test and Installation Requirements for Class 2 and 3 Safety-Related Pumps

Seismic Response Combination of Modes and Spatial Components
Analysis of Seismic Recorded Data
Protection of Nuclear Power Plant Control Room Operators Against an Onsite Chlorine Release
Self-Operated and Power Operated Safety-Related Valves Functional Specification
Nuclear Power Plant Environment Characteristics for Designated Sites

Dated at Rockville, Md., this 26th day of June 1974.

For the Atomic Energy Commission.

LESTER ROGERS,
Director of Regulatory Standards.

[FR Doc.74-15456 Filed 7-5-74;8:45 am]

REGULATORY GUIDES

Notice of Issuance and Availability

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

Regulatory Guide 5.26, "Selection of Material Balance Areas and Item Control Areas," describes the bases for the selection of material balance areas and item control areas to assist in maintaining control of nuclear materials within a plant. Regulatory Guide 5.28, "Evaluation of Shipper-Receiver Differences in the Transfer of Special Nuclear Material," identifies concepts, principles and referenced methods that are acceptable for determining significant shipper-receiver differences. Regulatory Guide 5.36, "Recommended Practice for Dealing with Outlying Observations," endorses ASTM E173-74, "Recommended Practice for Dealing with Outlying Observations," and describes acceptable methods to determine if an outlying observation is an aberrant value or an extreme manifestation of the random variability in the data.

Comments and suggestions in connection with improvements in all guides are encouraged at any time. Comments on Regulatory Guides 5.26, 5.28, and 5.36 will, however, be particularly useful in evaluating the need for an early revision if received by August 23, 1974. Comments should be sent to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Staff.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. Comments and suggestions in connection with (1) items for inclusion in guides currently being developed (listed below) or (2) improvements in any published guides are encouraged and should be sent to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Staff. Requests for single copies of the issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director of Regulatory Standards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

Other Division 5 Regulatory Guides currently being developed include the following:

Minimizing Nuclear Material Holdup in Dry Process Operations
Organization for Materials and Plant Protection
Management Review of Materials and Plant Protection Program and Activities
Standards for Physical Barrier Construction
Plant Security Force Duties
Personnel Selection and Screening
Perimeter Intrusion Alarms
Coordination of Response Plan with Law Enforcement Authority
Monitoring Transfers of Special Nuclear Material
Internal Transfers of Nuclear Material
Material Control in Unirradiated Scrap Recovery Facilities
Dynamic Inventory Techniques
Prior Measurement Verification
Materials Protection Contingency Measures for Uranium and Plutonium Processing and Fuel Fabrication Plants
Evaluation of Material Unaccounted For (MUF)
Resolution of Shipper-Receiver Differences
Measurement Control Program for Materials Accounting in Nuclear Material Processing Plants
Determination of Random Measurement Errors
Determination of Measurement Bias and Systematic Errors
Training and Qualifying Measurement Control Personnel
Methods for the Accountability of Plutonium Oxide Powder
Methods for the Accountability of High-Enriched UO_2
Chemical, Nuclear, and Radiochemical Analysis of $UO_2(NO_3)_2$ Solutions
Guide for Mass and Scales Calibration
Guide for Mixing and Sampling Nuclear Materials
Preparation of $Pu(NO_3)_4$ Solution as a Working Standard
Preparation of $UO_2(NO_3)_2$ Solution as a Working Standard
Radiometric Calibration Techniques
Calorimetric Assay of Pu-Bearing Solids
Nondestructive Assay of Plutonium-Bearing Fuel Rods by Gamma-Ray Spectroscopy
Nondestructive Assay of High-Enriched Uranium Fuel Plates
Nondestructive Assay of Plutonium by Spontaneous Fission Coincidence Detection
Nondestructive Assay of High-Enrichment Uranium Scrap by Active Neutron Interrogation
Nondestructive Assay of Uranium Residual Holdup
Nondestructive Assay of Plutonium by Gamma-Ray Spectroscopy
Specifications for Ge(Li) Spectroscopy Systems for Material Protection—Part II: Data Reduction
Radionuclide Analysis of Specially Prepared Samples by Gamma-Ray Spectroscopy
Protection of Nuclear Power Plants Against Industrial Sabotage
Verification of Prior Measurement by NDA
Radionuclide Analysis by Nondestructive Gamma-Ray Spectroscopy
Shipping and Receiving Control of Nuclear Materials

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

Dated at Rockville, Md., this 25th day of June 1974.

For the Atomic Energy Commission.

LESTER ROGERS,
Director of Regulatory Standards.

[FR Doc.74-15457 Filed 7-5-74;8:45 am]

[Docket Nos. 50-466, 50-467]

HOUSTON LIGHTING AND POWER COMPANY

Availability of AEC Draft Environmental Statement for the Allens Creek Nuclear Generating Station, Units 1 and 2

Pursuant to the National Environmental Policy Act of 1969 and the United States Atomic Energy Commission's regulations in Appendix D to 10 CFR Part 50, notice is hereby given that a draft environmental statement prepared by the Commission's Directorate of Licensing related to the proposed Allens Creek Nuclear Generating Station, Units 1 and 2, by Houston Lighting and Power Company to be located in southern Austin County, Texas, west of the Brazos River, 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 Sealy Public Library, 415 Main Street, Sealy, Texas. The Draft Statement is also being made available at the Houston-Galveston Area Council, 3311 Richmond Avenue, Houston, Texas 77006. Copies of the Commission's draft environmental statement may be obtained by request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

The Applicant's Environmental Report, as supplemented, submitted by Houston Lighting and Power Company is also available for public inspection at the above-designated locations. Notice of availability of the Applicant's Environmental Report was published in the FEDERAL REGISTER on January 18, 1974 (39 FR 2289).

Pursuant to 10 CFR Part 50, Appendix D, interested persons may submit comments on the Applicant's environmental report, as supplemented, and the draft environmental statement, for the Commission's consideration. Federal and state agencies are being provided with copies of the applicant's environmental report and the draft environmental statement (local agencies may obtain these documents upon request). Comments are due by August 19, 1974. Comments by Federal, state and local officials or other persons received by the Commission will be made available for public inspection at the Commission's Public Document Room in Washington, D.C. and the Sealy Public Library, 415

Main Street, Sealy, Texas. Upon consideration of comments submitted with respect to the draft environmental statement, the Regulatory staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Comments on the draft environmental statement from interested members of the public should be addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Md., this 5th day of July 1974.

For the Atomic Energy Commission.

GORDON K. DICKER,
Chief, Environmental Projects, Branch 2, Directorate of Licensing.

[FR Doc.74-15547 Filed 7-3-74;11:46 am]

LIGHT WATER BREEDER REACTOR PROGRAM

Preparation of Environmental Impact Statement and Plans for Public Hearing

Notice is hereby given that the U.S. Atomic Energy Commission has commenced the preparation of a draft environmental impact statement on its Light Water Breeder Reactor (LWBR) program.

The objective of this program, which began in 1965, is to develop the technology necessary to improve significantly the fuel utilization of pressurized water reactors. To achieve this objective, this technology is being evolved by developing, designing, and then fabricating a small breeding reactor demonstration core that can be installed and operated in the AEC owned reactor plant at shippingport, Pennsylvania. The operation of this, the third reactor core in the Shippingport Station, is expected to demonstrate that breeding can be achieved in a light water reactor system using the thorium-uranium-233 fuel system. If the breeding demonstration is successful, it will confirm the technical feasibility of operating breeder cores of this type in existing and future commercial pressurized water reactors. Actual commercial utilization of this technology will be by U.S. industry (not the AEC), consistent with economic considerations.

Subsequent to LWBR program initiation, the National Environmental Policy Act (NEPA) was passed on January 1, 1970. In compliance with NEPA the AEC conducted an environmental assessment of the LMFBR core demonstration project at Shippingport and found that such project would not have a significant environmental impact and therefore an environmental impact statement on the project was not required. Subsequently, it was decided as a result of recent court decisions interpreting NEPA also to consider the potential environmental effects should a successful core demonstration be followed by commercial application of the technology to existing and future light water power reactors. This has resulted in an AEC decision to prepare and issue an environmental impact statement on an LWBR program which considers future commercial application of light water breeder reactor technology.

Documents to be utilized during the course of preparation of the draft statement will be available for inspection at the AEC Public Document Rooms at 1717 H Street NW., Washington, D.C. and B. F. Jones Memorial Library, 663 Franklin Avenue, Aliquippa, Pennsylvania.

All persons, organizations and other government agencies are invited to submit to the AEC suggestions for consideration in the preparation of the draft environmental impact statement. All such suggestions should be sent to James L. Liverman, Assistant General Manager for Biomedical and Environmental Research and Safety Programs, U.S. Atomic Energy Commission, Washington, D.C. 20545, on or before August 15, 1974 to facilitate orderly development of this statement.

When completed, the draft environmental impact statement will be circulated for review to Federal, State, and local agencies and interested public organizations and individuals. The written comments received on the draft will be considered in the preparation of the final environmental impact statement.

Further notice is hereby given that the AEC plans to hold a public hearing in connection with this draft statement after the expiration of the written comment period. The Commission has concluded that there is a sufficient basis now to determine that such a public hearing would be appropriate and in the public interest even though on previous occasions the Commission has waited until the conclusion of the written suggestion or comment period to assess the appropriateness of a public hearing. The purpose of the hearing is to afford further opportunity for public comment regarding the draft statement and for the furnishing of additional information which will assist the Commission in its deliberations regarding the future of the LWBR Program.

Information on the dates, location, procedures, and other pertinent details of the public hearing will be published in the FEDERAL REGISTER.

Dated at Germantown, Md., this 3d day of July 1974.

For the Atomic Energy Commission.

PAUL C. BENDER,
Secretary of the Commission.

[FR Doc.74-15663 Filed 7-5-74;11:09 am]

CIVIL AERONAUTICS BOARD

[Docket 25280, Agreement C.A.B. 24265, R-1 through R-12, Agreement C.A.B. 24300]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding North/Central Pacific Cargo Rate Matters; Correction

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 19th day of June 1974.

In the issue of Thursday, June 27, 1974, 39 FR 23298, column 3, paragraph 2, line 6, in the first sentence of the last paragraph on page 2, "December 21, 1974" should be "December 31, 1973."

Dated: June 21, 1974.

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc.74-15501 Filed 7-5-74;8:45 am]

CIVIL SERVICE COMMISSION

FEDERAL EMPLOYEES PAY COUNCIL

Notice of Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act, Pub. L. 92-463, notice is hereby given that the Federal Employees Pay Council will meet at 2:00 p.m. on Wednesday, July 17, 1974, to continue discussions on the fiscal year 1975 comparability adjustment for the statutory pay systems of the Federal Government.

The Director of the Office of Management and Budget and the Chairman of the U.S. Civil Service Commission, in carrying out their joint responsibility as President's agent under 5 U.S.C. 5305 and Executive Order 11721, have established the Federal Employees Pay Council as a forum for discussions with the representatives of Federal employee organizations of a wide variety of issues relating to the setting of pay for the Federal statutory pay systems. Public disclosure of the issues raised and positions taken in these labor-management discussions would inhibit the exchange of candid views, and would thereby severely limit the effectiveness of the Federal Employees Pay Council as a means by which Federal employees organizations can play a meaningful role in the Federal pay comparability process.

Therefore, in accordance with the provisions of section 10(d) of the Federal Advisory Committee Act, the President's agent has determined that this meeting of the Federal Employees Pay Council will not be open to the public.

For the President's Agent.

RICHARD H. HALL,
Advisory Committee Management Officer for the President's Agent.

[FR Doc.74-15506 Filed 7-5-74;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTAIN COTTON TEXTILES AND COTTON TEXTILES PRODUCTS PRODUCED OR MANUFACTURED IN THE HUNGARIAN PEOPLE'S REPUBLIC

Entry or Withdrawal From Warehouse for Consumption

JULY 2, 1974.

By an exchange of notes dated May 31 and June 10, 1974, the Governments of the United States and the Hungarian People's Republic amended the comprehensive Bilateral Cotton Textile Agreement of August 13, 1970, concerning exports of cotton textiles and cotton tex-

tile products from the Hungarian People's Republic to the United States. Among the provisions of the agreement, as amended, is one establishing a specific limit on Category 24, in addition to Category 39. Category 9, which was previously subject to a specific limit, will henceforth be subject to the consultation provisions of paragraph 5 of the agreement.

Accordingly, there is published below a letter of July 2, 1974 from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs directing that the amounts of cotton textile products in Category 24 produced or manufactured in the Hungarian People's Republic which may be entered or withdrawn from warehouse for consumption in the United States for the twelve-month period beginning on August 1, 1973 and extending through July 31, 1974 be limited to the designated level. The letter published below and the actions pursuant thereto are not designed to implement all of the provisions of the bilateral agreement, as amended, but are designed to assist only in the implementation of certain of its provisions.

SETH M. BODNER,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20229.

JULY 2, 1974.

DEAR MR. COMMISSIONER: This directive amends but does not cancel the directive issued to you on July 19, 1973 by the Chairman, Committee for the Implementation of Textile Agreements, concerning imports into the United States of certain cotton textiles and cotton textile products produced or manufactured in the Hungarian People's Republic.

The first paragraph of the directive of July 19, 1973 is amended, effective as soon as possible, to read as follows:

"Pursuant to the Bilateral Cotton Textile Agreement of August 13, 1970, as amended, between the Governments of the United States and the Hungarian People's Republic, and in accordance with the procedures of Executive Order 11651 of March 3, 1972, you are directed to prohibit, effective August 1, 1973 and for the twelve-month period extending through July 31, 1974, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textile products in Categories 24 and 39, produced or manufactured in the Hungarian People's Republic, in excess of the following levels of restraint:

Category		12-month level of restraint
24	square yards	1,273,388
39	dozen pairs	65,985

Cotton textile products in Category 24 produced or manufactured in the Hungarian People's Republic and which have been exported to the United States prior to August 1, 1973, shall not be subject to this directive.

Cotton textile products in Category 24 which have been released from the custody of the U.S. Customs Service under the provisions of 19 U.S.C. 1448(b) prior to the effective date of this directive shall not be denied entry under this directive.

The actions taken with respect to the Government of the Hungarian People's Republic and with respect to imports of cotton textile products from the Hungarian People's Republic have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs being necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

SETH M. BODNER,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.

[FR Doc.74-15437 Filed 7-5-74;8:45 am]

CERTAIN COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN MALAYSIA

Entry or Withdrawal From Warehouse for Consumption

JULY 3, 1974.

On August 30, 1973, there was published in the FEDERAL REGISTER (38 FR 23437), a letter dated August 24, 1973, from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs, establishing levels of restraint applicable to certain specified categories of cotton textiles and cotton textile products produced or manufactured in Malaysia and exported to the United States during the twelve-month period beginning September 1, 1973. As set forth in that letter, the levels of restraint are subject to adjustment pursuant to paragraphs 5 and 8 of the Bilateral Cotton Textile Agreement of September 15, 1970 between the Governments of the United States and Malaysia, which provide that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than 5 percent; and for the limited carryover of shortfalls in certain categories to the next agreement year.

Accordingly, pursuant to the provisions of the bilateral agreement referred to above, there is published below a letter of July 3, 1974, from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs amending the level of restraint applicable to cotton textile products in Category 49, produced or manufactured in Malaysia and exported to the United States during the twelve-month period which began on September 1, 1973.

SETH M. BODNER,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

JULY 3, 1974.

Commissioner of Customs,
Department of the Treasury,
Washington, D.C. 20229.

DEAR MR. COMMISSIONER: On August 24, 1973, the Chairman, Committee for the Implementation of Textile Agreements, directed you to prohibit entry during the twelve-month period beginning September 1, 1973 of cotton textiles and cotton textile products in certain specified categories produced or manufactured in Malaysia in excess of designated levels of restraint. The Chairman further advised you that the levels of restraint are subject to adjustment.[1]

Pursuant to paragraphs 5 and 8 of the Bilateral Cotton Textile Agreement of September 15, 1970 between the Governments of the United States and Malaysia, and in accordance with the procedures of Executive Order 11651 of March 3, 1972, you are directed to amend, effective as soon as possible, the level of restraint established in the aforesaid directive of August 24, 1973 for cotton textile products in Category 49 to 19,060 dozen.[2]

The actions taken with respect to the Government of Malaysia and with respect to imports of cotton textile products from Malaysia have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

SETH M. BODNER,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.

[FR Doc.74-15611 Filed 7-5-74;8:45 am]

CONSUMER PRODUCT SAFETY COMMISSION

GLASS SOFT DRINK CONTAINERS

Notice of Meeting

This notice is to announce that Francis J. LaPallo of the Bureau of Engineering Sciences, Consumer Product Safety Commission, will meet with Joseph T. Harmuth of ISD, Inc., Stamford, Connecticut, to discuss testing of glass soft drink containers. The meeting will be held at 10 a.m., July 16, 1974, at the offices of ISD, Inc., 58 Commerce Road, Stamford, Connecticut. The later portion of the meeting, which will be held at the manufacturing facility of the Glass Container Corporation (GCC) of Day-

[1] The term "adjustment" refers to those provisions of the Bilateral Cotton Textile Agreement of September 15, 1970 between the Governments of the United States and Malaysia which provide, in part, that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than 5 percent; for the limited carryover of shortfalls in certain categories to the next agreement year; and for administrative arrangements.

[2] This level has not been adjusted to reflect any entries made on and after September 1, 1973.

ville, Connecticut, will be closed to the public at the request of GCC, because it concerns proprietary matters.

Parties wishing to attend the early part of this meeting should notify Francis J. LaPallo, Bureau of Engineering Sciences, Consumer Product Safety Commission, Washington, D.C. 20207; telephone: (301) 496–7571.

Dated: June 28, 1974.

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

[FR Doc.74–15495 Filed 7–5–74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[OPP–32000/78]

NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION; DATA TO BE CONSIDERED IN SUPPORT OF APPLICATIONS

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB–37, East Tower, 401 M Street SW., Washington, D.C. 20460.

On or before September 6, 1974, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH–569), Office of Pesticide Programs, 401 M Street SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received on or before September 6, 1974, the 2(c) application will be processed according to normal procedure. However, if claims are received on or before September 6, 1974, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after this 60 day period.

APPLICATIONS RECEIVED

EPA File Symbol 32069–E. All-Chem Corp., 14411 Ellis, Detroit MI 48228. ALL–CHEM MINT 7 DISINFECTANT DEODORIZING CLEANER. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 2.0%; Isopropanol 2.0%; Methyl salicylate 0.5%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 32969–G. All-Chem Corp., 14411 Ellis, Detroit MI 48228. ALL–CHEM PINE 6 DISINFECTANT DEODORIZING CLEANER. Active Ingredients: Isopropanol 4.75%; Pine oil 3.95%; Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 1.97%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA Reg. No. 264–61. Amchem Products, Inc., Brookside Ave., Ambler PA 19002. WEED-ONE 2,4,5–TP WEED AND WOODY PLANT HERBICIDE. Active Ingredients: Butoxyethanol ester of silvex [2-(2,4,5-Trichlorophenoxy) propionic acid] 53.9%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11725–L. Bio-Tek Industries, Inc., 1212 Menlo Dr., NW, Atlanta GA 30318. FORMULA–7 SUPER INSECTICIDE CONCENTRATE. Active Ingredients: Pyrethrins 0.105%; Allethrins 0.066%; Piperonyl Butoxide, Technical 0.210%; N-octyl bicycloheptene dicarboximide 0.350%; Petroleum Distillate 99.269%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3125–GNU. Chemagro, Div. of Baychem Corp., Box 4913, Kansas City MO 64120. GUTHION PLUS ENDRIN SPRAY CONCENTRATE INSECTICIDE. Active Ingredients: *O,O*-Dimethyl *S*-[(4-oxo-1,2,3-benzotriazin-3(4*H*) - yl)methyl] phosphorodithioate 11.0%; Endrin (Hexachloroepoxyoctahydroendo, endo-dimethanonaphthalene 17.5%; Xylene 26.5%; Aromatic Petroleum Distillates 39.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 9143–LE. Chemscope Corp., 1909 Hi-Line Dr., PO Box 10752, Dallas TX 75207. CHEMSCOPE FOOD PLANT INSECTICIDE SUPER STRENGTH. Active Ingredients: Pyrethrins 0.50%; Piperonyl butoxide, technical 1.00%; N-octyl bicycloheptene dicarboximide 1.67%; Petroleum distillate 96.83%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 100–473. Agricultural Div., Ciba-Geigy Corp., Greensboro NC 27409. EVIK 80 W. Active Ingredients: 2-ethylamino - 4 - isopropylamino-6-methylthios-triazine 76%; Related Compounds 4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 464–201. The Dow Chemical Co., PO Box 1706, Midland MI 48640. DOW ESTERON 99 CONCENTRATE LOW-VOLATILE HERBICIDE. Active Ingredients: 2,4-Dichlorophenoxyacetic Acid, Propylene Glycol Butyl Ether Esters 72.8%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11591–RR. Drew Chemical Corp., 701 Jefferson Rd., Parsippany NJ 07054. AMERSTAT 294 FOR CONTROL OF THE GROWTH OF BACTERIA AND FUNGI. Active Ingredients: Bis (trichloromethyl) sulfone 20%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1757–UA. Drew Chemical Corp., 701 Jefferson Rd., Parsippany NJ 07054, BIOSPERSE 231 FOR CONTROL OF THE GROWTH OF BACTERIA AND ALGAE. Active Ingredients: Trichloro-s-triazinetrione 100%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 25581–I. G & G Chemical Co., Inc., 1550 Carroll Ave., San Francisco CA 94124. FORMULA 4031 CONCENTRATED DETERGENT, SANITIZER, FUNGICIDE, DISINFECTANT, DEODORIZER. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 6.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 6.25%; Tetrasodium ethylenediamine tetraacetate 3.60%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 25581–A. G & G Chemical Co., Inc., 1550 Carroll Ave., San Francisco CA 94124. FORMULA 4033 DISINFECTANT, SANITIZER, DEODORIZER. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA Reg. No. 869–119. Green Light Co., San Antonio TX 78246. GREEN LIGHT BUG BAIT AND SNAIL BAIT. Active Ingredients: Carbaryl (1-Naphthyl N-Methylcarbamate) 5%; Metaldehyde 1%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 4651–RG. Hunter Chemicals, Inc., PO Box 14532, Houston TX 77021. HUNTER'S ALGICIDE CONCENTRATE 100. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 10%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 6836–UU. Lonza Inc., 22–10 Route 208, Fair Lawn NJ 07410. BARDAC-22. Active Ingredients: Didecyl dimethyl ammonium chloride 50.0%; Isopropanol 10.0%; Ethanol 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 9123–RU. Magnolia Fertilizer Co., Div. Pace National Corp., 500 7th Ave. South, Kirkland WA 98033. MAGNOLIA WEEDS PLUS FEEDS FERTILIZER PLUS CATALYSTS 10–5–5. Active Ingredients: Technical chlordane 0.60%; 2,4-dichlorophenoxyacetic acid 0.50%; Silvex (2-(2,4,5-trichlorophenoxy) propionic acid 0.15%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 524–GRE. Monsanto Commercial Products Co., 800 N. Lindbergh Blvd., St. Louis MO 63166. RANDOX TECHNICAL SELECTIVE HERBICIDE. Active Ingredients: N,N - diallyl-2-chloroacetamide 92%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 524–296. Monsanto Commercial Products Co., 800 N. Lindbergh Blvd., St. Louis MO 63166. LASSO II GRANULAR HERBICIDE. Active Ingredients: Alachlor [2 - chloro - 2',6' - diethyl-N-(methoxymethyl) acetanilide] 15%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5967–RUE. Moyer Chemical Co., PO Box 945, San Jose CA 95108. METADAN 2–2. Active Ingredients: Endosulfan 22.00%; 0,0-dimethyl 0-p-nitrophenyl thiophosphate 22.00%; Xylene 49.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 675–GE. National Laboratories, 225 Summit Ave., Montvale NJ 07645. NEW TITAN MIST INSECTICIDE MODULE. Active Ingredients: Pyrethrins 0.90%; Piperonyl Butoxide, Technical 1.80%; N-octyl bicycloheptene dicarboximide 3.00%; Petroleum Distillates 14.30%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 34311–R. Professional Tree Service, Inc., 8200 East Harvard Ave., Denver CO 80231. BEETLE-X 10 GRANULES INSECTICIDE. Active Ingredients: Carbofuran 10.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIA. PureGro Co., 1052 W. 6th St., Los Angeles CA 90017. PUREGRO DIPEL 2% DUST. Active Ingredients: A pure culture containing ½ billion viable spores of the microorganism Bacillus thuringiensis, Berliner per gram of product. Each milligram of dust contains 320 international units of activity 0.05%. Method of Support: Application proceeds under 2 (c) of interim policy.

EPA File Symbol 1202–EIE. PureGro Co. CAPTAN SULFUR 10–25 DUST. Active Ingredients: Captan (N-trichloromethylthio-4-cyclohexene-1,2-dicarboximide) 10.0%; Sulfur 25.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIG. PureGro Co. CRYOLITE-SULFUR 45–50 DUST, Active Ingredients: Cryolite (Sodium fluoaluminate) 45%; Sulfur 50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EII. PureGro Co. DIBROM SEVIN 4–7.5 DUST. Active Ingredients: Naled 4.0%; Carbaryl (1-naphthyl N-methlycarbamate) 7.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIL. PureGro Co. DIBROM THIODAN 4–4 DUST. Active Ingredients: Naled 4%; Endosulfan 4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIN. PureGro Co. DIAZINON MANEB DUST 3–4. Active Ingredients: O,O-diethyl O-2-Isopropyl-4-methyl-pyrimidyl (6) thiophosphate 3%; Manganous ethylene bisdithiocarbamate 4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIO. PureGro Co. DIBROM SEVIN SULFUR 4–10–50 DUST. Active Ingredients: Naled 4.0%; Carbaryl (1-naphthyl N-methylcarbamate) 10.0%; Sulfur 50.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIR. PureGro Co. DIAZINON-PHOSDRIN DUST 2–1.5. Active Ingredients: (O,O-diethyl-O-(2-Isopropyl-4-Methyl (Primidyl (6) Thiophospate 2%; Alpha Isomer of 2-Carbo Methoxy-1-Methylvinyl Dimethyl Phosphate 0.9%; Related Compounds 0.6%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIT. PureGro Co. ETHION-DIBROM-SULFUR 4–4–25, Active Ingredients: Ethion (O,O,O',O'-methylene bisphosphorodithioate 4.00%; Naled (1,2-dibromo-2,2-dichloroethyl dimethyl phosphate 4.00%; Sulfur 25.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EIU, PureGro Co. CRYOLITE DUST 45. Active Ingredients: Cryolite (Sodium fluoaluminate) 45%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOA. PureGro Co. KELTHANE THIODAN 3–4 DUST. Active Ingredients: 1,1-bis (p-chlorophenyl)-2,2,2-Trichloroethanol 3.0%; Endosulfan 4.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOE. PureGro Co. MALATHION SULFUR DUST 4–50. Active Ingredients: Malathion (O,O-dimethyl dithiophosphate of diethyl mercaptosuccinate) 4%; Sulfur 50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOG. PureGro Co. PERTHANE MALATHION 10–4 DUST. Active Ingredients: Perthane (Diethyl Diphenyl Dichloroethane) 9.5%; Related Compounds 0.5%; Malathion 4.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOI. PureGro Co. SEVIN METHYL PARATHION 4–2 DUST. Active Ingredients: Carbaryl (1-naphthyl N-methyl-carbamate) 4.00%; O,O-dimethyl O-p-nitrophenyl phosphorothioate 2.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOL. PureGro Co. KELTHANE SULFUR 5–30 DUST. Active Ingredients: 1,1-bis (p-chlorophenyl)-2,2,2-trichlorothanol) 5%; Sulfur 30%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EON. PureGro Co. DIBROM SEVIN SULFUR 4–5–50 DUST. Active Ingredients: Naled (1,2-dibromo 2-dichloroethyl dimethyl phosphate 4.00%; Carbaryl (1-naphthyl N-methylcarbamate 5.00%; Sulfur 50.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOO. PureGro Co. ETHION 25 WP. Active Ingredients: Ethion 25%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOR. PureGro Co. DIBROM SEVIN SULFUR 4–7.5–50 DUST. Active Ingredients: Naled 4.0%; Carbaryl (1-naphthyl N-methylcarbamate) 7.5%; Sulfur 50.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOT. PureGro Co. MALAHTION CRYLITE 5–50 DUST. Active Ingredients: Malathion (O,O-dimethyl dithiophosphate of diethyl mercaptosuccinate) 5.0%; Cryolite (Sodium fluoaluminate) 50.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–EOU. PureGro Co. MALATHION SULFUR DUST 5–50. Active Ingredients: Malathion (O,O-dimethyl dithiophosphate of diethyl mercaptosuccinate) 5.0%; Sulfur 50.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–ETI. PureGro Co. DIBROM SEVIN DUST 4–10. Active Ingredients: Naled 4.0%; Carbaryl (1-naphthyl N-methylcarbamate) 10.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–ETI. PureGro Co. DIBROM KELTHANE 4–4 DUST. Active Ingredients: Naled 4%; 1,1-bis (p-chlorophenyl)-2,2,2-Trichloroethanol 4%. Method of Support: Application proceeds under 2 (c) of interim policy.

EPA File Symbol 1202–ETL. PureGro Co. DIBROM - KELTHANE - SULFUR 4-3-25 DUST. Active Ingredients: 1,2-dibromo-2,2-dichloroethyl dimethyl phosphate 4.0%; 1,1-bis (p-chlorophenyl)-2,2,2-Trichloroethanol 3.0%; Sulfur 25.0%. Method of support: Application proceeds under 2 (c) of interim policy.

EPA File Symbol 1202-ETO. PureGro Co. DIBROM BTB 4-1.5. Active Ingredients: Naled 4.00%; Bacillus thuringiensis Berliner Potency of 180 million International units per mg. (at least 1.5 Billion viable spores per mg.) 0.33%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–ETT. PureGro Co. DIBROM PURESTAN 4-3 DUST. Active Ingredients: Naled 4%; 6-Methyl-2,3-quinoxalinedithiol cyclic s,s-dithiocarbonate 3%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–GNE. PureGro Co. SEVIN SULFUR DUST 10-35. Active Ingredients: Carbaryl (1-napthyl N-methylcarbamate) 10.0%; Sulfur 35.0%. Method of Support: Application proceeds under 2 (c) of interim policy.

EPA File Symbol 1202–GNG. PureGro Co. ETHION DIBROM 4–4 DUST. Active Ingredients: Ethion 4.00%; Naled 4.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–GNN. PureGro Co. SEVIN DUST 5. Active Ingredients: Carbaryl (1-naphthyl N-Methylcarbamate) 5.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–GNR. PureGro Co. LIQUID COPPER FUNGICIDE. Active Ingredients: Copper salts of fatty and resin acids 48.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1202–GNU. PureGro Co. MALATHION PERTHANE 4-4E. Active Ingredients: Diethyl diphenyl dichloroethane 45.0%; Related compounds 2.3%; Malathion 41.4%; Aromatic petroleum derivative solvent 6.3%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 602–EUI. Ralston Purina Company, Checkerboard Square, St. Louis MO 63188. PURINA CHLORINE SANITIZER II. Active Ingredients: Sodium dichloro-s-triazinetrione dihydrate 75.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 602–EUT. Ralston Purina Company, Checkboard Square, St. Louis MO 63188. PURINA CHLORINE SANITIZER 0-40-II. Active Ingredients: Sodium dichloro-s-triazinetrione dihydrate 75.00%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 572–EII. Rockland Chemical Co., Inc., PO Box 204, Caldwell NJ 07006. ROCKLAND HOUSEHOLD SPRAY. Active Ingredients: Pyrethrins 0.2%; Piperonyl Butoxide, Technical 1.0%; Petroleum Distillate 13.8%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11463–G. Schaefer Products Co. 3000 Carrollton Rd., Saginaw MI 48604. CLEAR TREET CONCENTRATE. Active Ingredients: Poly[oxyethylene(dimethyliminio) ethylene (dimethyliminio)-ethylene dichloride] 60.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 11463–U. Shaefer Products Co. 3000 Carrollton Rd., Saginaw MI 48604. CLEAR TREET. Active Ingredients: Poly-[oxyethylene (dimethyliminio) ethylene-(dimethyliminio) ethylene dichloride] 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 538–RRO. O M Scott & Sons Co., Marysville OH 43040. (SCOTTS) PROTURF NEW BROAD SPECTRUM INSECTICIDE. Active Ingredients: Carbaryl (1-Naphthyl N-methylcarbamate) 4.75%; Technical chlordane 4.75%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 33355–U. Southeastern Laboratories, Inc., 117 W. Ave., PO Box 186, Ayden NC 28513. H-4 ALGAECIDE. Active Ingredients: Disodium cyanodithioimidocarbonate 4.23%; Ethylenediamine 1.60%; Potassium N - methyldithiocarbamate 5.83%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA Reg. No. 4000–42. Southern Chemical Products Co., PO Box 205, Macon, GA 31202. HOSPITAL DISINFECTANT. Active Ingredients: Isopropanol 67.50%; Essential Oils 0.45%; Orthophenylphenol 0.15%; N-alkyl (C14 1%, C16 25%, C18 8%, C10 66%) N-ethyl morpholinium ethylsulfate 0.03%. Method of Support: Application proceeds under 2(c) of Interim policy.

EPA File Symbol 6720–EEL. Southern Mill Creek Products Co., Inc., PO Box 1096, Tampa FL 33601. SMCP 2,4-D AMINE 6 MATAMALEZAS WEED KILLER. Active Ingredients: 2,4-Dichlorophenoxyacetic Acid as the Dimethylamine salt 69.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 6720–ERO. Southern Mill Creek Products Co., Inc., PO Box 1096, Tampa FL 33601. SMCP MSMA H.C. 8 LIQUID HIGH CONCENTRATE FOR SELECTIVE POST-EMERGENT WEED CONTROL. Active Ingredients: Monosodium Acid Methanearsonate 59.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 13604–G. The State Mfg. Co., Inc., 3545 E. 76th St., Cleveland OH 44105. METLA-COTA 959 ALGAE-SLIME TREATMENT. Active Ingredients: Disodium Cyanodithioimidocarbonate 3.18%; Ethylenediamine 1.20%; Potassium N-methyldithiocarbamate 4.37%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 476–ERAN. Stauffer Chemical Co., Specialty Chemical Div., Westport CT 06880. STAUFFER N–948 HM FOR FORMULATING BACTERICIDES, FUNGICIDES AND/OR ALGICIDES ONLY. Active Ingredients: Methylene Bis(thiocyanate) 96.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 476–ERLO. Stauffer Chemical Co., 1200 South 7th St., Richmond CA 94804. N–948 DMF FOR FORMULATING BACTERICIDES, FUNGICIDES AND/OR ALGICIDES ONLY. Active Ingredients: Methylene Bis(thiocyanate) 25.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 6121–RG. Sterling Chemical Products, PO Box 2185, Memphis TN 38101. STERLING PINE ODOR DISINFECTANT. Active Ingredients: Isopropanol 4.75%; Pine oil 3.95%; Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 1.97%. Method of Support: Applications proceeds under 2(b) of interim policy.

EPA File Symbol 6121VRG. Sterling Chemical Products, PO Box 2185, Memphis TN 38101. STERLING MINT ODOR DISINFECTANT. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chloride 2.0%; Isopropanol 2.0%; Methyl salicylate 0.5%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 9800–O. Stewart-Hall Chemical Corp, 222 Washington St., Mount Vernon NY 10553. CWT–BB–17 INHIBITS ALGAE, FUNGI, AND BACTERIAL SLIME IN COOLING TOWERS AND EVAPORATIVE CONDENSERS. Active Ingredients: Disodium cyanodithioimidocarbonate 6.35%; Ethylenediamine 2.40%; Potassium N-methyldithiocarbamate 8.75%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 9800–RN. Stewart-Hall Chemical Corp. CWT–BB–11 INHIBITS ALGAE, FUNGI, AND BACTERIAL SLIME IN COOLING TOWERS AND EVAPORATIVE CONDENSERS. Active Ingredients: Disodium cyanodithioimidocarbonate 4.23%; Ethylenediamine 1.60%; Potassium N-methyldithiocarbamate 5.83%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 9800–RR. Stewart-Hall Chemical Corp. CWT–BB–9 INHIBITS ALGAE, FUNGI, AND BACTERIAL SLIME IN COOLING TOWERS AND EVAPORATIVE CONDENSERS. Active Ingredients: Disodium cyanodithioimidocarbonate 3.18%; Ethylenediamine 1.20%; Potassium N-methyldithiocarbamate 4.37%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 3696–TU. Texize Chemicals Co., PO Box 368, Greenville SC 29602. TEXIZE NEW 25 PINE DISINFECTANT CLEANER. Active Ingredients: O-Phenylphenol 4.0%; Tetrasodium ethylenediamine tetraacetate 3.0%; Pine oil 2.5%; p-tert-Amylphenol 2.0%; Ethyl alcohol 0.8%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 2724–EAN. Thuron Industries, Inc., 12200 Denton Dr., Dallas TX 75234. GOLDEN MALRIN RF–59 SUGAR BAIT KILLS FLIES IN SECONDS. Active Ingredients: 2,2-dichlorovinyl dimethyl phosphate 0.050%; Related compounds 0.004%; Z-9-tricosene 0.040%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5383–UT. Troy Chemical Corp., One Avenue L, Newark NJ 07105. TROYSAN 364 BACTERIOSTAT AND MILDEW-INHIBITOR. Active Ingredients: 2[(Hydroxymethyl)amino] ethanol 21%; Bis (tributyltin) oxide 29%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 400–RUU. Uniroyal Chemical, Div. Uniroyal, Inc., Amity Rd., Bethany CT 06525. PLANTVAX-75W SYSTEMIC FUNGICIDE FOR RUST CONTROL. Active Ingredients: 5,6-dihydro 2-methyl-1,4-oxathiin - 3 - carboxanilide - 4,4 - dioxide 75.0%. Method of Support: Application proceeds under 2(c) of interim policy.

REPUBLISHED ITEMS

The following items represent a correction and/or change in the list of Applications Received previously published in the FEDERAL REGISTER of June 19, 1974 (39 FR 21187).

EPA Reg. No. 1023–51. Tuco Div. Upjohn Co., 7171 Portage Rd., Kalamazoo MI 49001. PROXOL 80 SP INSECTICIDE. Active Ingredients: Dimethyl (2,2,2-trichloro-1-hydrovyethyl) phosphonate 80% rather than phosphate as published.

EPA Reg. No. 7001–10. Occidental Chemical Co., Div. Occidental Petroleum Corp., PO Box 198, Lathrop CA 95330. BEST EMULSIFIABLE LIQUID FOR CONTROL OF PLANT PARASITIC NEMATODES. Active Ingredients: 1,2-Dibromo-3-Chloropropane and related Halogenated C_3 Aliphatics 86.3% rather than Caliphatics as published.

Dated: June 28, 1974.

JOHN R. RITCH, Jr.,
Director, Registration Divison.

[FR Doc.74–15536 Filed 7–5–74;8:45 am]

[OPP–180003B]

STRYCHNINE ALKALOID 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 (FIFRA), 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 and in parafin lard baits as a means of emergency control of rabid skunks through May 31, 1974. A notice of the issuance of this specific exemption and an amendment were published in the FEDERAL REGISTER on April 18, 1974 (39 FR 13912) and on May 16, 1974 (39 FR 17466), respectively.

However, the Montana State Department of Livestock has requested that there be an extension of the time limit of the specific exemption in order to allow the Department to continue an evaluation of the use of strychnine alkaloid for rabies control in relationship to human and domestic animal health protection and eradication of the disease within striped skunk populations.

Consequently, the EPA has issued another amendment to the specific exemption, authorizing the extension of the control program to October 1, 1974. Furthermore, the EPA Regional personnel are authorized to extend the program to additional counties, if it is deemed necessary.

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, 401 M Street SW., Washington, D.C. 20460.

Dated: July 2, 1974.

CHARLES L. ELKINS,
Acting Assistant Administrator for Water and Hazardous Materials.

[FR Doc.74–15535 Filed 7–5–74;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 20087–20088]

BUSINESS AVIATION, INC. AND EXECUTIVE AIR TRAVEL, INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

In regard applications of Business Aviation, Inc., Sioux Falls, South Dakota,

Docket No. 20087, File No. 55-A-RL-123; Executive Air Travel, Inc., Sioux Falls, South Dakota, Docket No. 20088, File No. 119-A-L-24; for an aeronautical advisory station to serve Joe Foss Field, Sioux Falls, South Dakota.

1. Business Aviation, Inc. (hereinafter called Business) had filed an application for renewal of its license for aeronautical advisory station KTX 8 at the Joe Foss Field, Sioux Falls, South Dakota, and Executive Air Travel, Inc. (hereinafter called Executive) has filed an application for new aeronautical advisory facilities at the same airport. Section 87.251 (a) of the Commission's rules provides that only one aeronautical advisory station may be authorized to operate at a landing area and, therefore, the above-captioned applications are mutually exclusive. Accordingly, it is necessary to designate the applications for a comparative hearing in order to determine which application should be granted. Except for the issues specified herein, each applicant is otherwise qualified.

2. By letter, dated April 24, 1974, Executive has alleged that the present licensee (Business) has violated § 87.257 (b) of the rules by not providing impartial information to incoming aircraft concerning available ground services.

3. Ir. view of the foregoing: *It is ordered,* That, pursuant to the provisions of section 309(e) of the Communications Act of 1934, as amended, and § 0.331(b) (21) of the Commission's rules, the above-captioned applications are hereby designated for hearing in a consolidated proceeding at a time and place to be specified in a subsequent order on the following issues:

(a) To determine which applicant would provide the public with better aeronautical advisory service based on the following considerations:

(1) Location of the fixed-base operation and proposed radio station in relation to the landing area and traffic patterns;

(2) Hours of operation;

(3) Personnel available to provide advisory service;

(4) Experience of applicant and employees in aviation and aviation communications;

(5) Ability to provide information pertaining to primary and secondary communications as specified in § 87.257 of the Commission's rules;

(6) Proposed radio system including control and dispatch points; and

(7) The availability of the radio facilities to other fixed-base operators;

(b) To determine whether Business has operated aeronautical advisory station KTX8 in violation of § 87.257(b) by not providing impartial information concerning available ground services; and

(c) To determine in light of the evidence adduced on the foregoing issues which, if either, of the applications should be granted.

4. *It is further ordered,* That the burden of proof and the burden of proceeding with the introduction of evidence on issue (b) is on Executive, and on all other issues, the burdens are on each applicant with respect to its application except issue (c) which is conclusory.

5. *It is further ordered,* That to avail themselves of an opportunity to be heard, Executive and Business, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall within 20 days of the mailing of this order file with the Commission, in triplicate, a written appearance stating an intention to appear on the date set for hearing and present evidence on the issues specified in this order. Failure to file a written appearance within the time specified may result in dismissal of the application with prejudice.

Adopted: June 20, 1974.

Released: June 25, 1974.

[SEAL] CHARLES A. HIGGINBOTHAM,
Chief, Safety and Special Radio Services Bureau.

[FR Doc.74-15494 Filed 7-5-74;8:45 am]

[Docket Nos. 20084-20086; FCC 74-637]

RADIO DISPATCH CORP., ET AL.

Memorandum Opinion and Order Designating Applications for Consolidated Hearing on Stated Issues

In regard applications of: Radio Dispatch Corporation, Pomona, California, Docket No. 20084, File No. 3322-C2-P-70; Mobilfone, Inc., Los Angeles, California, Docket No. 20085, File No. 3514-C2-P-(3)-70; Industrial Communications Systems, Inc., Los Angeles, California, Docket No. 20086, File No. 4611-C2-P-(4)-70.

1. The Commission has before it for consideration applications filed on December 4, 1969, by Pomona Radio Dispatch Corporation (now Radio Dispatch Corporation, hereinafter RDC), December 18, 1969 by Mobilfone, Inc. (Mobilfone), and February 13, 1970 and December 28, 1970 by Industrial Communications Systems, Inc. (Industrial). The applications are for new or additional facilities to be operated in the Domestic Public Land Mobile Radio Service (DPLMRS) in the Los Angeles, California Area. Also before the Commission are: (a) Petition of RDC to deny the application of Industrial, received March 26, 1970; (b) Opposition of Industrial to petition to dismiss application, received April 17, 1970; (c) Reply to opposition to petition to dismiss application by RDC, received May 14, 1970; (d) Petitions of RDC and Intrastate Radio Telephone, Inc. of Los Angeles (Intrastate) to deny the application of Industrial both received March 1, 1971; (e) Opposition of Industrial to petition to dismiss applications received March 12, 1971; (f) Reply of Intrastate to opposition of Industrial received March 22, 1971.

2. The RDC application is for a construction permit for additional facilities at its station KMD 992 to be operated on the frequency 454.125 MHz. The Mobilefone application is for additional facilities at its station KMA 253 to be operated on the base station frequency 454.075 MHz. The Industrial application filed February 13, 1970 is for additional facilities at its station KMD 990 to be operated on the base frequencies 454.075 MHz and 455.125 MHz. On December 28, 1970 Industrial filed an application for additional facilities for its station KMD 990 to be operated on the frequency 152 18 MHz. The applications are mutually exclusive because a grant of all would result in mutually harmful electrical interference.[1] A hearing is therefore necessary to determine what disposition of the conflicting applications would best serve the public interest. "Ashbacker Radio Corp. v. FCC." 326 U.S. 327 (1945). While the RDC (454.125 MHz) and Mobilefone (454.075 MHz) applications are not mutually electrically exclusive, each is exclusive with the Industrial application of February 13, 1970 (454.075 MHz and 454.125 MHz) and we have determined that the public interest would best be served by consideration of all the applications in one hearing.

3. The first applicant, RDC, is presently the licensee of station KMD 992 operating in the DPLMRS at Pomona, California. It seeks to add a second channel (454.125 MHz) to enable it to expand the reliable coverage area of its local calling exchange service. In addition it seeks: (1) to add a new transmitter and antenna moving from its present location in downtown Pomona to a location in Kellogg Hills near Puddingstone Reservoir in Los Angeles County; and (2) to install a transmitter and antenna at a new location on Sunset Ridge located north of the City of Pomona in the foothills of the San Gabriel Mountains. RDC estimates the total cost of its proposed facilities to be $7,100. On August 26, 1969 the California Public Utilities Commission authorized Pomona Radio Dispatch (RDC's predecessor) to serve the proposed area, to move its Pomona transmitter to Kellogg Hills and to establish a new transmitter at Sunset Ridge.[2] The California Commission found that the service presently being offered by RDC was inadequate to serve present and future needs and that the changes would enable RDC to offer reliable local calling exchange service to subscribers in the east San Gabriel Valley—Pomona Valley—west San Bernardino County area. On September 17, 1973, in response to a Commission staff request,[3] RDC submitted additional information regarding its application. The RDC reply contained inter alia a statement that one Carl B. Hilliard had "personally committed" his financial resources to support construction and operation of the proposed facil-

[1] As set forth in Paragraph 7 of the order, the Industrial application for 152.18 MHz will not be considered in this proceeding.

[2] CPUC Decision No. 76097, August 26, 1969, Rehearing denied Decision No. 76359, Nov. 4, 1969.

[3] Letter dated July 17, 1973 from Chief, Domestic Radio Division for Chief, Common Carrier Bureau.

ities. The submission included current financial statements for RDC and Mr. and Mrs Carl B. Hilliard along with additional allegations regarding the need for RDC's proposed service. The reply did not contain the information requested regarding the basis on which the commitment of Hilliard funds was made. No written instruments reflecting such an agreement were furnished. In the interest of time the Commission will not direct further requests to RDC but will consider its financial qualifications in the hearing on its application.

4. The second applicant, Mobilefone, is a California corporation which presently operates stations KMA 253 and KMB 309 in the DPLMRS near Los Angeles, California. It wishes to make the following changes in its station KMA 253: (a) Add a frequency (454.075 MHz—base station) and a new transmitter at its existing antenna location #5 (San Pedro Hills); (b) add a frequency (454.075 MHz—base station) and a new transmitter at its existing antenna location #6 (La Habra Heights); and (c) add a new frequency (454.075MHz—base station) and a transmitter at a new location (#7—Oat Mountain). The estimated cost of the proposed additions is $1,376. The rather low projected costs are justified by Mobilefone in that transmitter locations #5 and #6 are already in use and operating under licenses for KMA 253 and KMB 309. At location #7 the antenna supporting structure and equipment building are already in place and Mobilefone states that it has only to install an antenna and transmission line before beginning operation. Considering the cost we find Mobilefone to be financially qualified to build and operate the facilities proposed in its application. Mobilefone proposes to use the new frequency for two-way manual radio telephone and two way dial automatic service. The new location (#7—Oat Mountain) is needed to improve its service in the Newhall, Thousand Oaks and Simi areas. On February 3, 1970 the Commission received a letter from Intrastate stating that the area Mobilefone proposed to serve from its new Oat Mountain transmitter site exceeded by an unspecified amount the area for which it held a certificate of public convenience and necessity from the California Public Utilities Commission.[4] Mobilefone took the position[5] that the area to be served from Oat Mountain was within the service contour presently authorized for the operations of KMA 253. The issue of the precise limits of the service area granted to a DPLMRS carrier by a state regulatory commission should be presented to that regulatory commission. Because there is no indication that this has been done and because the Intrastate objection has been withdrawn[6] we shall not consider the question here. On April 2, 1970 the Commission received from Mobilefone a letter stating that it wished to amend its application by adding a second frequency, 454.125 MHz, at locations #5, #6, and #7. The letter contained none of the technical, financial or operational data required by the Commission's rules.[7] For that reason it was returned to Mobilefone as defective on April 5, 1974. Therefore, Mobilefone shall be considered for the assignment of only one frequency (454.075 MHz). On September 11, 1973, in response to a Commission staff request, Mobilefone submitted additional information regarding its application. The submission contained data on channel loading and need for an additional frequency as well as certain technical information.

5. The third applicant, Industrial, is a California corporation which presently operates station KMD 990 in the DPLMRS in the Los Angeles, California area. On February 13, 1970 it made application to add two new frequencies (454.075 MHz and 454.125 MHz) and two new transmitters at existing transmitter locations at Santiago Peak in Orange County (#1) and Verdugo Park in Glendale, California (#3). The estimated cost of the proposed additions is $68,800. Industrial proposes to offer automatic/manual access services on the new frequencies. On March 26, 1970 RDC filed a petition to deny the Industrial application of February 13, 1970. RDC argues first that Industrial has not submitted required information regarding the degree of loading of its present channels.[8] Also, it contends that the automatic direct dial service proposed by Industrial is inconsistent with RCC frequency allocations. Next, it contends that a grant of the two frequencies to Industrial would "fragment" the MCC market in the Los Angeles area and make MCC competition with wireline carriers more difficult. RDC then asks the Commission to investigate Industrial regarding the possibility of an unauthorized transfer of control. RDC does not contend that there has been a transfer but notes that an application for one was pending before the Commission and that there are indications that outside control was being exercised. RDC next contends that Industrial lacks the financial resources to construct the facilities proposed in its application. Finally, RDC contends that Industrial's present application is inconsistent with its transfer of control application, because that application stated that there would be no change in the type of operation (manual) then offered by Industrial. In its answer Industrial argues that its application is not defective and that the basis of its request for waiver of the rule requiring submission of a traffic load study is set forth in its application. In essence, Industrial proposes to offer a new type of service (automatic/manual access) for which it has no existing channel loading data. It offers as proof of need a list of twenty customers who have signed orders for its new service. Next, Industrial denies the allegation that the type of service it proposes is not consistent with MCC allocations, and questions the relevancy of arguments advanced by other carriers in unrelated proceedings and repeated by RDC here. Industrial further contends that RDC has misconstrued the Commission policy of MCC/wireline carrier competition. It insists that the ability of MCCs to compete is advanced through precisely the sort of innovation it proposes.

Industrial then denies that there was an unauthorized transfer of control and that the "facts" alleged by RDC utterly fail to establish any such transfer. Industrial also denies the RDC allegation that it lacks financial qualifications. Finally Industrial contends that its application for two new frequencies and its transfer of control application are not inconsistent because it proposes no diminution of services presently being offered to the public. To the contrary the automatic service proposed in its application for new facilities would be in addition to services being offered presently. RDC in its reply renews its contention that the Industrial application is defective for failure to submit the information detailed in § 21.516 of the Commission's rules and that Industrial's financial qualifications are questionable. It also finds "difficult to believe" the Industrial contention that there was no unauthorized transfer of control. On July 20, 1970 the Commission received a copy of a letter sent to RDC by the staff of the California Public Utilities Commission stating that the rates and conditions proposed by Industrial in its FCC application were not at that time effective in California. The letter further stated that the financing proposed by Industrial in the application was not subject to prior California Commission approval. On September 3, 1970 a letter was received from Industrial asking the Commission to hold its application informally until the California Public Utilities Commission approved the tariffs for its automatic service. It stated that such approval might require a change in the rates proposed in its original FCC application. On September 15, 1970 the Commission received a letter from RDC requesting it to dismiss Industrial's application because it did not have authorization from the California Public Utilities Commission to provide the type of service proposed by it.[9] On October 2, 1970 the Commission received a letter from Industrial stating that it had filed tariffs[10] with the California Commission and that such a filing was sufficient under the FCC rule requiring a state franchise.[11] On October 7, 1970 the Commission received a letter from RDC asking it to dismiss the Industrial application. The tariffs filed by Industrial for

[4] Such a certificate, where required by local law, is a prerequisite to the grant of a commission license. See 47 CFR 21.15(c)(4).

[5] Exhibit 8 attached to its application.

[6] On May 24, 1972 the Commission received a letter from Intrastate withdrawing its objection to the Mobilefone application.

[7] See 47 CFR 21.15.

[8] See 47 CFR 21.516.

[9] See 47 CFR 21.15(c)(4).

[10] On September 29, 1970 the California Public Utilities Commission issued an Order of Suspension and Investigation of the tariffs filed by Industrial for its "Automated Interconnected Mobile Telephone Service".

[11] 47 CFR 21.15(c)(4).

its automatic service were approved by the California Public Utilities Commission on February 9, 1971.

6. On December 28, 1970, Industrial filed an application for a proposed station (#5) to be located at Saddle Peak, Malibu, California and operated on the frequency 152.18 MHz in the DPLMRS. This application was listed in the Commission's public notice of January 11, 1971 as a major amendment to the previous Industrial application for the frequencies 454.075 MHz and 454.125 MHz. On March 1, 1971 the Commission received essentially identical petitions from RDC and Intrastate seeking to dismiss the Industrial applications for 454.075 MHz, 454.125 MHz and 152.18 MHz. The petitions contend first that the Industrial application of December 28, 1970 is a major amendment to its application of February 13, 1970 and that as such it is untimely and required dismissal of both Industrial applications.[12] Further, each petitioner contends that Industrial is not financially qualified to construct and operate the facilities proposed in its applications. Both argue that Industrial's balance sheet of November 30, 1970 reveals an excess of current assets over current liabilities of only $1,050 which would not enable it to obtain financing to the extent of $43,800 through ordinary commercial channels as it proposes. Also, they contend that the $25,000 line of credit from California Mobile Telephone detailed in the February 13, 1970 application may not be available because of a pending bankruptcy proceeding. Industrial in its Opposition agrees that if its second application is treated as an amendment then it is untimely and should be dismissed. It argues, however, that its second application is not an amendment to the first because it proposes service to a different segment of the public not previously served and proposes service of a different type. Although the service area is within its 39 dbu contour, Industrial states that service in the area proposed in the 152.18 MHz application is inadequate and that there are significant areas with no coverage. Industrial contends that applications for different frequencies, to serve different segments of the public, proposing different types of service should be considered separately and that its applications present precisely that circumstance. Industrial believes that the listing of its second application was a clerical error and asks that it be separated from its previous application, assigned a new file number and considered separately. It emphasizes that the second application proposed absolutely no changes in the first.

Intrastate in its reply contends that the Industrial application for 152.18 MHz should be dismissed as inconsistent with its earlier application under the Commission rule barring inconsistent or conflicting applications while an earlier application by the same party is pending and undecided.[13] Alternatively, Intrastate renews its argument that both Industrial applications must be dismissed under the cut-off rule[14] if the second Industrial application is treated as a major amendment to the first. On April 1, 1971 the Commission received from RDC a letter requesting that it dismiss the applications of Industrial pursuant to the cut-off rule and give early consideration to its application for 454-125 MHz. It cites as the basis for its request the public need for the service proposed in its own application and the economic hardship it continues to incur through lease and development of its presently unproductive transmitter site. On June 20, 1972 the Commission received a letter on behalf of Robert L. Mohr d/b/a Radiocall Corporation (Mohr) requesting it to defer consideration of the Industrial applications pending concurrent disposition of Mohr's application for modification of its station KLF515 which Industrial has protested. On June 22, 1972 the Commission received a copy of an agreement whereby Industrial and Intrastate proposed to share the frequency 152.18 on an equal co-user basis. On September 21, 1973 the Commission requested the filing of additional technical and financial information regarding the Industrial applications. In addition, Industrial's request for a waiver of Section 21.516 of the Commission's rules was denied and it was requested to furnish the information regarding traffic loading specified by that rule. By letter dated October 15, 1973, Industrial supplied the requested additional information regarding its application.

7. With regard to the issues raised in the various petitions and letters filed regarding the Industrial applications we find:

a. The listing of the second Industrial application (152.18 MHz) as an amendment to its earlier application was error. The 152.18 application will be assigned a new file number and will not be considered in this proceeding.

b. The November 30, 1970 balance sheet submitted by Industrial reveals current assets of $35,876 and current liabilities of $34,826.[15] The estimated cost of the facilities for its 450 MHz applications alone is $63,800. Industrial proposes to obtain the necessary resources by two means: A $25,000 line of credit from California Mobile Telephone Co. (CMT) and $43,800 through "ordinary commercial channels". Although Industrial did submit copies of documents committing CMT resources no information was included from which we could draw conclusions regarding CMT's financial ability to satisfy its undertaking. Further, we are unable to conclude from the information submitted that Industrial would be able to obtain "ordinary commercial financing" to the extent of $43,800. For these reasons we will consider Industrial's financial ability to build and operate its proposed facilities in the hearing on its application.

c. The traffic load study required by § 21.516 of the Commission's rules was submitted by Industrial following denial of its request for waiver of that rule. Therefore the question raised regarding the absence of a traffic load study in its application has been resolved.

d. The possible "market fragmentation" alluded to by RDC is not sufficient basis for denial of a Commission license. The pursuit by the Commission of a policy of denying MCC applications merely because there is an existing carrier in a particular market would have the effect of establishing the first MCC in a given market as a monopoly itself. This is not, as RDC argues, the intent or effect of the separate MCC/wireline carrier allocations established in 1949.[16]

e. RDC argues that the automatic interconnected telephone service proposed by Industrial should not be allowed on frequencies allocated for use by MCC's. There is no such limitation on permissible service offerings currently incorporated within our rules. Further, we find that there are substantial reasons for not creating one. Our DPLMRS applicants, in increasing numbers, are specifying fully automatic service. Obviously these applicants believe that this service will streamline their operations and/or be more attractive to communications users. In other words they believe that fully automatic service represents an advance in the state of the art in this service. RDC would have us prohibit the use of these techniques on MCC frequencies. However we do not believe the public interest would be served by intentionally limiting the choice of services available to the users of mobile telephone service. RDC voices concern for its ability to compete with wireline carriers. But it overlooks the certain effect of its proposed limitation upon MCC/wireline competition. If RDC is concerned with the competitive power of MCC's it should seek to establish a regulatory climate which would allow it and other MCC's the greatest opportunity to innovate and satisfy new and varied demands for service. A proscription placed upon the variety of service offerings that may permissibly be offered by MCC's would have the certain effect of forcing those communications users who desire the proscribed service to take it from a wireline carrier. Further, we do not find the argument advanced by RDC compelling. It contends that the automatic service proposed by Industrial constitutes, in essence, the offering of regular telephone service and that it therefore should be confined to other than MCC frequencies. We cannot conclude that the interposition of an operator in the manual system makes it less similar to normal telephone service than an automatic system. The distinguishing feature of the service provided by carriers using either system is that the customer's tele-

[12] See 47 CFR 21.23(c), 21.27, 21.30(b).

[13] See 47 CFR 21.21.

[14] See 47 CFR 21.23(c), 21.27, 21.30(b).

[15] Industrial's financial report for 1973 (FCC Form L) covering the operations of KMD 990 reveals current assets of $44,577.80 and current liabilities of $79,739.14.

[16] Non Broadcast Frequency Allocations, 1 RR 91:143 (1949).

phone is mobile (in his automobile, * * * etc.) and that connection with the switched telephone network is accomplished through radio equipment provided by the MCC. In summary, we will not adopt a policy of restricting consumer choice in the market for mobile communications services where, as here, there is not some compelling public interest reason to do so.

f. The questions raised regarding the possibility of an unauthorized transfer of control of Industrial have been resolved. By a decision [17] released November 27, 1970 we approved transfer of the outstanding Industrial stock owned by Homer N. Harris to Communication Investment of California, Inc.[18]

g. We need not address the question raised regarding Industrial's compliance with § 21.15(c)(4) of the Commission's rules requiring the submission of a state franchise. The Public Utilities Commission of California has approved the tariff filed by Industrial for its automatic interconnected mobile service.[19]

h. We note the letter of June 20, 1972 sent on behalf of Robert L. Mohr d/b/a Radiocall Corporation (Mohr). The Mohr letter requests that the Commission defer consideration of the Industrial application on the basis that Commission policy does not permit a protestant to improve his competitive position with respect to another carrier while there remains outstanding a petition to deny the other carrier's application for modified facilities.[20] The cases cited in the letter [21] do not support application of such a rule in the factual setting of this case. Further, we do not believe the public interest would be served by still further delay of an application pending since early 1970. For these reasons we shall not delay consideration of the Industrial application as requested by the Mohr letter.

8. In view of the foregoing *It is ordered*, That pursuant to sections 309 (d) and (e) of the Communications Act of 1934, as amended, (47 U.S.C. sections 309 (d) and (e)) that the captioned applications of Radio dispatch corporation, Mobilefone, Inc., and Industrial Communications Systems, Inc. are designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the nature and extent of the services proposed by each applicant, including, maintenance, personnel, and charges pertaining thereto.

2. To determine the total area and population to be served by Radio Dispatch Corporation within the 39 dbu contour of each proposed station based upon the standards set forth in § 21.504 of the FCC rules and regulations, and to determine the need for its proposed service in that area.

3. To determine the total area and population to be served by Mobilefone, Inc. within the 39 dbu contour of each proposed station based upon the standards set forth in § 21.504 of the FCC rules and regulations, and to determine the need for its proposed service in that area.

4. To determine the total area and population to be served by Industrial Communications Systems, Inc. within the 39 dbu contour of each proposed station based upon the standards set forth in § 21.504 of the FCC rules and regulations, and to determine the need for its proposed service in that area.

5. To determine whether or not Radio Dispatch Corporation possesses the necessary financial qualifications to construct and operate its proposed facilities, as required by § 21.500(a) of the FCC rules and regulations.

6. To determine whether or not Industrial Communications Systems, Inc. possesses the necessary financial qualifications to construct and operate its proposed facilities, as required by § 21.500 (a) of the FCC rules and regulations.

7. To determine, in light of evidence adduced pursuant to the foregoing issues, what disposition of the above-captioned applications would best serve the public interest, convenience and necessity.

9. *It is further ordered*, That the hearing shall be held at the Commission offices in Washington, D.C., at a time and place and before an Administrative Law Judge, to be specified in a subsequent order.

10. *It is further ordered*, That the burden of proof on Issues 2 and 5 is upon Radio Dispatch Corporation, the burden of proof on Issues 4 and 6 is upon Industrial Communications Systems, Inc., the burden of proof on Issue 3 is upon Mobilefone and the burden of proof upon Issues 1 and 7 is upon all applicants.

11. *It is further ordered*, That the Chief, Common Carrier Bureau, is made a party to the proceeding.

12. *It is further ordered*, That applicants may avail themselves an opportunity to be heard by filing with the Commission, pursuant to § 1.221(c) of the Commission's Rules within twenty days of the release date hereof, a written notice stating an intention to appear on the date set for the hearing and present evidence on the issues specified in this Memorandum Opinion and Order.

Adopted: June 19, 1974.

Released: June 28, 1974.

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

[FR Doc.74-15493 Filed 7-5-74;8:45 am]

[17] In Re Homer N. Harris, 26 F.C.C. 2d 609 (1970).

[18] We note that the proposed transfer was not effected.

[19] CPUC Resolution No. T-7271; February 9, 1971.

[20] Industrial has filed a petition to deny Mohr's application (file no. 6171-C2-P-12) to change the location of its transmitting antenna alleging, inter alia, that the change would allow Mohr to operate in areas for which he does not hold a certificate of public convenience and necessity from the California Public Utilities Commission.

[21] Ashbacker Radio Co. v. FCC, 326 U.S. 327 (1945); Radio Relay Corp. v. FCC, 409 F. 2d 322 (2d Cir. 1969); Collier Electric Co., 14 RR 848 (1956).

[Docket Nos. 20093-20096]

WESTERN TELEVISION CO. AND DAKOTA BROADCASTING CO., INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

In regard applications of Western Television Company, Rapid City, South Dakota, Docket No. 20093, File No. BPCT-4640; Dakota Broadcasting Co., Inc., Rapid City, South Dakota, Docket No. 20094, File No. BPCT-4627; for construction permit for new television broadcast station; Western Television Company, Lead, South Dakota, Docket No. 20095, File No. BPCT-4641; Dakota Broadcasting Co., Inc., Lead, South Dakota, Docket No. 20096, File No. BPCT-4628; for construction permit for new television broadcast station.

1. The Commission, by the Chief, Broadcast Bureau, acting pursuant to delegated authority, has under consideration: (a) The above-captioned applications of Western Television Company (Western) and Dakota Broadcasting Co., Inc. (Dakota), each requesting a construction permit for a new commercial television broadcast station to operate on channel 7, Rapid City, South Dakota; and (b) the above-captioned applications of Western and Dakota each requesting a construction permit for a new satellite television broadcast station to operate on channel 5, Lead, South Dakota.

2. Based on the information contained in Western's applications for Rapid City and Lead, cash in the amount of $708,103 will be needed for the construction and first-year cost of operation of the proposed stations, consisting of down payment on equipment—$124,227; 13 months' principal payments on equipment—$100,933; 13 months' interest payments on equipment—$26,243; land—$3,500; building—$14,000; cost of construction of two towers—$70,000; other items—$68,000; first-year operating costs—$301,200. To meet the cash needed requirements, Western relies upon the availability of $40,000 in existing capital, $160,000 in stock subscription agreements,[1] and a $650,000 bank loan from the National Bank of South Dakota, for a total of $850,000. Western has established the availability of $40,000 in existing capital and $160,000 in stock subscription agreements. Western has also established the availability of the $650,000 bank loan from the National Bank of South Dakota. However, the bank loan requires that all of Western's principals personally guarantee the loan, but only four of the ten principals have complied with this requirement. Accordingly, appropriate financial issues have been specified.

3. Leslie J. Kleven, 35.50-percent stockholder, President and Director of

[1] While Western filed an amendment on June 19, 1974, which indicated that it had stock subscription agreements for $242,000, it has only submitted $160,000 in stock subscription agreements.

Western, is also a 72.9-percent stockholder, President, Director and General Manager of Sturgis Radio Co., Inc., licensee of stations KBHB AM and FM, Sturgis, South Dakota. In addition, three other principals of Western, Robert W. Davis, 6.39-percent stockholder and Director, Raymond H. Ricci, 6.39-percent stockholder, and Dana E. Caldwell, 10.62-percent stockholder, are employees of stations KBHB AM and FM. Since Sturgis lies within the predicted Grade A contours of Western's proposed Rapid City and Lead VHF stations, grants of its applications would be precluded under the "one-to-a-market" provisions of § 73.636(a)(1) of the rules. Dakota's applications also fall within the purview of the Commission's "one-to-a-market" rule since Peter G. Sieler, 5-percent stockholder and Director of Dakota, is a 5-percent stockholder of Midland Broadcasting Company of South Dakota, licensee of standard broadcast station KTOQ, Rapid City, South Dakota. Western states that if its applications are granted, Mr. Kleven will dispose of his interests in the AM and FM stations in Sturgis and that Messrs. Ricci, Caldwell and Davis will resign as employees of the Sturgis stations and assume full-time staff positions with Western's Rapid City and Lead television stations.[2] Similarly, Dakota states that in the event of a grant of its applications, Mr. Sieler will dispose of his interest in station KTOQ. Accordingly, we will provide that in the event of a grant of either Western's applications or Dakota's applications, the grant shall be made subject to an appropriate divestiture condition.

4. Dakota Broadcasting Co., Inc., is qualified to construct own and operate the proposed new television broadcast stations, and, except as indicated by the issues set forth below, Western Television Company is qualified to construct, own and operate the proposed new television broadcast stations. Western's applications and Dakota's applications are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference. Therefore, the Commission is unable to make the statutory finding that a grant of the applications would serve the public interest, convenience and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

5. *Accordingly, it is ordered,* That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications of Western Television Company and Dakota Broadcasting Co., Inc., are designated for hearing in a consolidated proceeding at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine with respect to the application of Western Television Company:

a. Whether the applicant can comply with the personal guarantee requirements of the bank loan.

b. Whether, in view of the evidence adduced under the preceding issue, the applicant is financially qualified.

2. To determine, on a comparative basis, whether the proposals of Western Television Company or the proposals of Dakota Broadcasting Co., Inc., would better serve the public interest.

3. To determine, in light of the evidence adduced pursuant to the above issues, whether the applications of Western Television Company or the applications of Dakota Broadcasting Co., Inc., should be granted.

6. *It is further ordered,* That, in the event of a grant of the applications of Western Television Company, no authority to operate on channel 7, Rapid City, and channel 5, Lead, South Dakota, will be issued to Western Television Company until Leslie J. Kleven and Marguerite E. Kleven dispose of their interests in Sturgis Radio Co., Inc., licensee of station KBHB AM and FM, Sturgis, South Dakota, and until Robert W. Davis, Raymond H. Ricci, and Dana E. Caldwell terminate their employment with stations KBHB AM and FM.

7. *It is further ordered,* That, in the event of a grant of the applications of Dakota Broadcasting Co., Inc., no authority to operate on channel 7, Rapid City, and channel 5, Lead, South Dakota, will be issued to Dakota Broadcasting Co., Inc., until Peter G. Sieler disposes of his interest in Midland Broadcasting Company of South Dakota, licensee of standard broadcast station KTOQ, Rapid City, South Dakota.

8. *It is further ordered,* That, to avail themselves of the opportunity to be heard, the applicants herein pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within twenty (20) days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

9. *It is further ordered,* That, the applicants herein shall, pursuant to § 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: June 26, 1974.

Released: June 28, 1974.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.74-15490 Filed 7-5-74;8:45 am]

[2] In this connection, it should be noted that Western has indicated that Marguerite E. Kleven, wife of Leslie J. Kleven, will also divest herself of her interests as a 19.7-percent stockholder, Secretary-Treasurer and Director in stations KBHB AM and FM.

[Docket No. 20098; FCC 74-679]

WESTERN UNION TELEGRAPH CO., ET AL.

Memorandum Opinion and Order Instituting Investigation

In the matter of Western Union Telegraph Company, Transmittal Nos. 6986, and 6992, Tariff F.C.C. No. 261 and Revision to Tariff F.C.C. No. 254, and RCA Global Communications, Inc. Transmittal Nos. 3922, 3955 and 3985, Tariff F.C.C. Nos. 93 and 94, and RCA Alaska Communications, Inc. Transmittal No. 54 and Tariff F.C.C. No. 1, Docket No. 20098.

1. The Commission has before it new Tariff F.C.C. No. 261 and revision to Tariff F.C.C. No. 254 filed on May 13, 1974 and revisions to F.C.C. No. 261 filed on May 24, 1974 of Western Union Telegraph Company (Western Union) and Tariff F.C.C. No. 93 filed on December 3, 1973, Tariff F.C.C. No. 94 filed on March 1, 1974, revisions to Tariff F.C.C. Nos. 93 and 94 filed on May 31, 1974 of RCA Global Communications, Inc. (RCA Globcom), Tariff F.C.C. No. 1 filed on January 14, 1974 by RCA Alaska Communications, Inc. all relating to the domestic communications satellite service.

2. RCA Globcom's Tariff F.C.C. No. 93 became effective on December 21, 1973; its Tariff F.C.C. No. 94 became effective March 4, 1974. RCA Alascom's Tariff F.C.C. No. 1 became effective on January 15, 1974. Globcom's revisions to Tariff F.C.C. Nos. 93 and 94 and Western Union's F.C.C. Tariff No. 261 and the revision to Tariffs F.C.C. No. 261 are scheduled to become effective on July 1, 1974.

3. Petitions for suspensions, imposition of accounting orders and for investigation have been filed as follows:

(a) On June 17, 1974 MCI Telecommunications Corporation, Microwave Communications, Inc., MCI-New York West, Inc. and Interdata Communications, Inc. (hereinafter referred to collectively as MCI) as to Western Union's Tariff F.C.C. Nos. 261 and 254;

(b) On June 13, 1974 the Secretary of Defense in behalf of the Department of Defense (DOD) as to Western Union Tariff F.C.C. No. 261;

(c) On June 17, 1974, RCA Globcom as to Western Union Tariff F.C.C. No. 261;

(d) On June 17, 1974, American Satellite Corporation as to Western Union's Tariff F.C.C. No. 261.

4. We have carefully reviewed the proposed tariffs, the accompanying data filed pursuant to § 61.38 of the rules, and the various petitions. On the basis of the foregoing, we have concluded that substantial questions exist whether the existing rates for domestic satellite service, and those proposed to become effective on July 1, 1974, included in the above described tariffs are in accord with the applicable statutory requirements set out in sections 201-205 of the Communications Act of 1934, as amended, 47 U.S.C. Sections 201-205. Accordingly, such tariffs will be set down for investigation and hearing. However, inasmuch as none of

the rates to be investigated herein constitute "increased rates" section 204 of the Act does not expressly provide for the imposition of an accounting order. Nor do we believe the tariffs should be suspended, in view of the fact that, while the tariffs raise basic and complex rate-making issues, we are not persuaded that rates which are substantially below the existing rates for comparable service over terrestrial facilities present the kind of situation which warrants suspension. We will therefore permit new tariffs or tariff revisions scheduled to become effective on July 1, 1974 to go into effect on that date.[1] The RCA Alascom tariff is, of course, already in effect.

5. We will shortly issue a Memorandum Opinion and Order which sets forth in more detail the factual and legal premises on which we are acting, the issues to be considered in the hearing, and the procedure to be followed herein.

6. *Accordingly, it is ordered,* Pursuant to sections 201, 202, 204, 205 and 403 of the Communications Act of 1934, as amended, that an investigation is instituted as to the lawfulness of the above described tariffs on a date and on issues to be set forth in a later order.

7. *It is further ordered,* That Western Union, RCA Globcom and RCA Alascom are hereby made parties respondent to this proceeding.

8. *It is further ordered,* That except as otherwise indicated herein, the petitions described above are denied.

Adopted: June 27, 1974.

Released: June 28, 1974.

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

[FR Doc.74-15492 Filed 7-5-74;8:45 am]

[FCC 74-691]

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

Petitions To Deny Applications

JUNE 28, 1974.

This public notice is to clarify the public notice of April 17, 1974 (Commission Public Notice 10980) setting out new procedures governing petitions to deny filed by existing licensees against applications for new facilities in the Domestic Public Land Mobile Radio Service (DPLMRS). The petitions affected are those alleging that there is an insufficient economic base to support both the existing and the proposed facilities.

In order to evaluate a Petition for Immediate Relief filed by the National Association of Radio Telephone Systems (NARS), and several informal objections as well, we extended the effective date of the April 17 public notice to July 1, 1974. (Commission Public Notice 11757).

The following are the procedures to be instituted:

1. Petitions to deny filed by existing licensees and raising an issue of insufficient economic support will be denied without hearing where a substantial question is not presented by the pleading. Where such a question is presented, the application objected to will be designated for hearing.

2. In those situations where there is on file a petition to deny that presents a substantial and material question of fact as to the capacity of both parties to render a service in the public interest, and also an application for renewal of license filed by the objecting party, we will designate the two applications for hearing to determine whether the contention is valid that the public interest will not be served by the operation of both parties and, if so, which operation will better serve the public interest. If it is found that the market can support an additional carrier, then both the application for new facilities and the licensee's renewal application may be granted.

These procedures do not reflect any substantive policy change with respect to the radio common carrier industry; thus we do not find, as NARS has urged, that they should be the subject of rulemaking. The April 17 public notice stated that we have found competition among radio common carriers to be beneficial to the public; however the new procedures are not directed to nor based upon any findings of need for increased competition, but are instead an extension of established communications law and procedures. In light of the recent decision in "Hawaiian Telephone Company v. FCC, —— F. 2d —— (C.A.D.C. 1974)", we will specifically warrant why competition will be beneficial in each case. Nevertheless, in "Ashbacker Radio Corporation v. FCC", 326 U.S. 327 (1945), the Court held that if two applications are mutually exclusive, grant of one without a hearing to both is prejudicial to the loser. This principle applies to issues of economic mutual exclusivity, "Collier Electric Company," 14 RR 848 (1956); see also "Seaboard and Western Airlines, Inc. v. Civil Aeronautics Board," 181 F. 2d 777 (C.A.D.C., 1949). Therefore, where a petition to deny based upon grounds of harmful economic competition is filed by an existing licensee which has also filed for renewal, a question of mutual exclusivity is raised. The pending renewal and the application for new facilities are competing applications and, as such, are governed by the decision in "Ashbacker." The fact that the two applications were not filed in close proximity is not important.

The new procedures represent an attempt to protect the public interest by insuring that in those cases where the market can support only one carrier the most qualified applicant will be given the opportunity to render the communications service in question. Insofar as the new procedures appear inconsistent with our decision in Alert, 29 FCC 1215 (1960), the instant order shall prevail.

We are also, by this action, denying the NARS Petition for Immediate Relief. We do not find, as NARS urges us to do, that these procedural modifications constitute substantive changes which should be the subject of rulemaking. As in the past, new applicants will be expected to show that there is a need for an additional licensee in the service area in question, and in each case the licensee retains the prerogative of maintaining a petition to deny based upon harmful economic injury.

To allow all parties sufficient time to consider this statement of policy, the effective date for the new procedures is further extended to July 8, 1974.

Action by the Commission June 26, 1974. Commissioners Lee, Hooks and Quello with Chairman Wiley and Commissioner Reid concurring in the result.

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

[FR Doc.74-15491 Filed 7-5-74;8:45 am]

FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder License No. 694]

CHRISTIAN LUGO, AND EXPORT SERVICE & TRADING CO.

Order of Revocation

By letter dated May 21, 1974, Export Service & Trading Co., 2061 Broadway (Room 402), New York, New York 10023 was advised by the Federal Maritime Commission that Independent Ocean Freight Forwarder License No. 694 would be automatically revoked or suspended unless a valid surety bond was filed with the Commission on or before June 20, 1974.

Section 44(c), Shipping Act, 1916, provides that no independent ocean freight forwarder license shall remain in force unless a valid bond is in effect and on file with the Commission. Rule 510.9 of Federal Maritime Commission General Order 4, further provides that a license will be automatically revoked or suspended for failure of a licensee to maintain a valid bond on file.

Christian Lugo, d/b/a Export Service & Trading Co. has failed to furnish a valid surety bond.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (revised) section 7.04(g) (dated September 15, 1973);

It is ordered, That Independent Ocean Freight Forwarder License No. 694 of Christian Lugo, d/b/a Export Service & Trading Co. be returned to the Commission for cancellation.

It is further ordered, That Independent Ocean Freight Forwarder License No. 694 be and is hereby revoked effective June 20, 1974.

It is further ordered, That a copy of this Order be published in the FEDERAL REGISTER and served upon Christian Lugo, d/b/a Export Service & Trading Co.

AARON W. REESE,
Managing Director.

[FR Doc.74-15508 Filed 7-5-74;8:45 am]

[1] By Transmittal Nos. 1 & 2 American Satellite Corporation filed Tariff F.C.C. No. 1 to become effective July 1, 1974. By Special Permission No. 73-88 issued June 25, 1974, ASC was granted special permission to postpone the effective date of its domestic satellite tariff to July 15, 1974. Upon the effective date of that tariff it will be automatically included in this Docket.

[Independent Ocean Freight Forwarder License No. 1088]

TRANSANDINA (NEW YORK) FORWARDING CORP.

Order of Revocation

By letter dated May 21, 1974, Transandina (New York) Forwarding Corporation, 105 Washington Street, New York, New York 10006 voluntarily surrendered its Independent Ocean Freight Forwarder License No. 1088 for revocation.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (revised) § 7.04(f) (dated September 15, 1973);

It is ordered, That Independent Ocean Freight Forwarder License No. 1088 be and is hereby revoked effective May 21, 1974, without prejudice to reapply for a license at a later date.

It is further ordered, That a copy of this Order be published in the FEDERAL REGISTER and served upon Transandina (New York) Forwarding Corporation.

AARON W. REESE,
Managing Director.

[FR Doc.74–15509 Filed 7–5–74;8:45 am]

FEDERAL POWER COMMISSION

[Docket Nos. RI74–131, etc.]

JURISDICTIONAL SALES OF NATURAL GAS

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

JUNE 27, 1974.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A below.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds. It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders. (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[1] Does not consolidate for hearing or dispose of the several matters herein.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf*		Rate in effect subject to refund in dockets No.
									Rate in effect	Proposed increased rate	
RI74–131	Union Oil Co. of California.	89	7	Northwest Pipeline Corp. (San Juan Basin, San Juan County, N. Mex.) (Rocky Mountain Area).	$509	5–28–74	----------	7–2–74	[1] 27.0741	[1] [2] 27.3702	RI74–131.
RI74–131	do	170	6	do	113	5–28–74	----------	7–2–74	[1] 27.0746	[1] [3] 27.3707	RI74–131.
	Gulf Oil Corp.	38	11	El Paso Natural Gas Co. (San Juan Basin, San Juan County, N. Mex.) (Rocky Mountain Area).	93	5–30–74	7–1–74	[6] Accepted	[1] [2] 29.6199	[1] [3] 30.0059	
RI74–88	do			do	(4)	5–30–74	----------	7–2–74	[3] 28.5	[3] [5] 28.8152	RI74–88.
	do	190	16	do	1,011	5–30–74	7–1–74	[6] Accepted	[1] [2] 29.6029	[1] [2] 29.9541	
RI74–88	do			do	(4)	5–30–74	----------	7–2–74	[3] 28.5	[3] [5] 28.8152	RI74–88.
	do	202	12	do	2,084	5–30–74	7–1–74	[6] Accepted	[1] [2] 29.6029	[1] [3] [5] 29.975	
RI74–88	do			do	(4)	5–30–74	----------	7–2–74	[3] 28.5	[3] [5] 28.8152	RI74–88.
	do	47	14	El Paso Natural Gas Co. (San Juan Basin, Rio Arriba County, N. Mex.) (Rocky Mountain Area).	283	5–30–74	7–1–74	[6] Accepted	[1] [2] 29.6029	[1] [3] [5] 29.975	
RI74–88	do			do	(4)	5–30–74	----------	7–2–74	[3] 28.5	[3] [5] 28.8152	RI74–88.
	do	351	16	Northwest Pipeline Corp. (San Juan Basin, San Juan County, N. Mex.) (Rocky Mountain Area).	1,043	5–30–74	7–1–74	[6] Accepted	[1] [2] 29.6029	[1] [3] [5] 29.9541	
RI74–88	do			do	(4)	5–30–74	----------	7–2–74	[3] 28.5	[3] [5] 28.8152	RI74–88.

* Unless otherwise stated, the pressure base is 15.025 lb/In²a.
[1] Includes upward Btu adjustment.
[2] Applicable to production from wells completed prior to June 1, 1970.
[3] Applicable to production from wells completed on or after June 1, 1970.
[4] No production.
[5] Reflects contractually due tax reimbursement for the increased New Mexico severance tax.
[6] The proposed rate is accepted as of the date set forth in the "Effective date unless suspended" column insofar as it reflects contractual reimbursement and rejected insofar as it exceeds such rate due to lack of contractual authorization.

The proposed rate increases of Union Oil Company of California reflect contractual reimbursement of ⅞ of the 1.25 percent New Mexico severance tax increase. Since the underlying rates are effective subject to refund in Docket No. RI74–131, the tax increases are suspended for one day from the proposed July 1, 1974, effective date in the existing proceeding.

The applicable area rate established by Opinion No. 658 has not changed as a result of the 1.25 percent increase in the New Mexico severance tax subsequent to the issuance of that opinion. Accordingly, there is no contractual basis under the area rate clause in the subject contracts for the full reimbursement reflected in some of Gulf's notices of change in rate. The proposed notices of change in rate are accepted insofar as they do not exceed the contractually provided tax reimbursement for the increased tax (⅞ of the tax increase), and are rejected insofar as they exceed such rates for lack of contractual authorization.

The other Gulf tax increases, which reflect contractual tax reimbursement for the 1.25 percent New Mexico severance tax increase, are from underlying rates which are currently in effect subject to refund in Docket No. RI74–88, and are suspended for one day from July 1, 1974, in Docket No. RI74–88.

[FR Doc.74–15286 Filed 7–5–74;8:45 am]

[Docket Nos. RI74–95, etc.]

JURISDICTIONAL SALES OF NATURAL GAS

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

JUNE 27, 1974.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A below.

[1] Does not consolidate for hearing or dispose of the several matters herein.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds. It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders. (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

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

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf*		Rate in effect subject to refund in dockets Nos.
									Rate in effect	Proposed increased rate	
	Atlantic Richfield Co.	178	13	Northwest Pipeline Corp. (San Juan Basin, San Juan and Rio Arriba Counties, N. Mex.) (Rocky Mountain Area).	$174	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [2] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	179	13	do	751	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	293	8	do	214	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	301	11	do	5,823	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	870	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	498	21	do	4,817	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	552	14	do	6,452	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	192	9	El Paso Natural Gas Co. (San Juan Basin, San Juan and Rio Arriba Counties, N. Mex.) (Rocky Mountain Area).	(4)	5-30-74	7-1-74	[6] Accepted	26.179	[6] 26.445	
	do	249	12	do	25	5-30-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
	do	251	14	do	(4)	5-30-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-30-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	281	13	do	6,922	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	3,606	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	306	7	do	89	5-31-74	7-1-74	[9] Accepted	26.179	[6] 26.4894	
	do	333	13	do	4,245	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	1,715	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	334	12	do	184	6-3-74	7-1-74	[10] Accepted	[1] 24.0	[1] [3] 24.2654	
RI74-95	do			do	(4)	6-3-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	335	12	do	72	6-3-74	7-1-74	[10] Accepted	[1] 24.0	[1] [3] 24.2654	
RI74-95	do			do	(4)	6-3-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	423	10	do	(4)	5-31-74	7-1-74	[9] Accepted	26.179	[6] 26.445	
	do	502	11	do	102	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-181	do			do		5-31-74		[7] 8-30-74	[2] [6] 28.5	[2] [3] 28.8152	
	do	512	9	do	1	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	513	10	do	596	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	580	7	do	38	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	do	638	5	do	5	5-31-74	7-1-74	[10] Accepted	[1] 22.5	[1] [3] 22.727	
RI74-95	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-95.
	Hondo Oil & Gas Co.	4	7	El Paso Natural Gas Co. (San Juan Basin, San Juan County, N. Mex.) (Rocky Mountain Area).	87	5-31-74	7-1-74	[9] Accepted	[1] 26.179	[1] [3] 26.4894	
RI74-101	do			do	(4)	5-31-74		7-2-74	[2] 28.5	[2] [3] 28.8152	RI74-101.
RI74-134	Southern Union Production Co.	2	39	El Paso Natural Gas Co. (San Juan Basin, San Juan and Rio Arriba Counties, N. Mex.) (Rocky Mountain Area).	814	5-30-74		7-2-74	[1] 29.11	[1] [5] 29.85	RI74-134.
RI74-134	do			do	684	5-30-74		7-2-74	[2] 33.14	[2] [5] 33.5	RI74-134.
RI74-209	do			do		5-30-74		7-2-74	[2] [8] 33.0	[2] [3] 33.5	RI74-209.

*Unless otherwise stated, the pressure base is 15.025 lb/in²a.
[1] Applicable to production from wells completed prior to June 1, 1970.
[2] Applicable to production from wells completed on or after June 1, 1970.
[3] Reflects contractually due tax reimbursement of ⅞ of the increased New Mexico severance tax.
[4] No sales.
[5] Reflects contractually due tax reimbursement of ¾ of the increased New Mexico severance tax.
[6] Suspended in Docket No. RI74-181.
[7] Date underlying rate becomes effective subject to refund.
[8] Applicable only to Supplement Nos. 35 and 36 dated after Oct. 1, 1968.
[9] The proposed increased rate is accepted as of the date shown in the "Effective Date Unless Suspended" column insofar as it does not exceed the contractually authorized tax reimbursement, as shown in the "Proposed Increased Rate" column, and is rejected due to lack of contractual authorization insofar as it exceeds such rate.
[10] The proposed increased rate is accepted as of the date shown in the "Effective Date Unless Suspended" column.

Some of the proposed increases reflect only contractual tax reimbursement for the 1.25 percent increase in the New Mexico Gas Severance Tax (which goes into effect on July 1, 1974), but the underlying rates are being collected subject to refund or are under suspension. These increases are suspended for one day from the proposed July 1, 1974, effective date or until the expiration of the suspension period for the underlying rate, whichever is later, in the existing suspension proceedings.

With respect to those sales covered by Opinion No. 658, Atlantic and Hondo Oil propose to collect full reimbursement for the 1.25 percent increase in the New Mexico Tax. Since the ceiling rates in Opinion No. 658 have not changed as a result of the tax increases, Atlantic and Hondo Oil are not entitled to file these increases under the area rate clauses in their contracts. The proposed increases therefore are accepted insofar as they are contractually authorized under the tax reimbursement provisions in their contracts and rejected insofar as they exceed such rate due to lack of contractual authorization.

The remaining increases reflect only contractual tax reimbursement for the increase in the New Mexico tax and the underlying rates do not exceed the applicable area rate ceiling established in Order No. 435. The proposed rates therefore are accepted as of July 1, 1974.

[FR Doc.74-15287 Filed 7-5-74;8:45 am]

[Docket No. RP72-156]

TEXAS GAS TRANSMISSION CORP.

Notice of Proposed Changes in FPC Gas Tariff

JULY 3, 1974.

Take notice that Texas Gas Transmission Corporation, (Texas Gas), on June 14, 1974, tendered for filing as part of its FPC Gas Tariff, Third Revised Volume No. 1, the following sheet:

TENTH REVISED SHEET No. 7

Texas Gas states that this sheet is being issued pursuant to Texas Gas' Purchased Gas Cost Adjustment Provision contained in Section 23 of the General Terms and Conditions of its FPC Gas Tariff, Third Revised Volume No. 1, and that this provision was approved by order of the Federal Power Commission, dated July 31, 1972, in Docket No. RP72-156. Texas Gas further states that this change in Texas Gas' rates reflects a cost of gas adjustment to track increased purchased gas costs and to recover the balance in Account 191, "Unrecovered Purchased Gas Costs". The proposed effective date of this filing is August 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 July 8, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-15635 Filed 7-5-74;10:57 am]

NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE

NOTICE OF OPEN MEETING

JULY 2, 1974.

The National Advisory Committee on Oceans and Atmosphere (NACOA) will hold a meeting in Alaska on July 22-26, 1974. The meeting will take place in several locations throughout the State as detailed in the agenda below. All sessions will be open to the public.

The Committee, consisting of 25 non-Federal members appointed by the President from State and local governments, industry, science and other appropriate areas, was established by Congress by Pub. L. 92-125, on August 16, 1971. Its duties are to (1) undertake a continuing review of the progress of the marine and atmospheric science and service programs of the United States, (2) submit a comprehensive annual report to the President and to the Congress setting forth an overall assessment of the status of the Nation's marine and atmospheric activities on or before June 30 of each year, and (3) advise the Secretary of Commerce with respect to the carrying out of the purposes of the National Oceanic and Atmospheric Administration.

The purpose of the meeting will be to obtain first hand information on the whole spectrum of oceanic and atmospheric activities and problems centered in Alaska. The agenda contains the following items:

Monday, July 22—Kodiak, Travel Lodge Conference Room, 3:00 p.m. to 5:00 p.m.—briefing by State and Federal officials on land use in Alaska with special emphasis on the coastal zone.

Tuesday, July 23—Kodiak, Elks Club Lodge, 9:00 a.m. to 12:00 noon—briefings by NOAA and the U.S. Coast Guard on their fisheries surveillance and enforcement activities, and by NOAA on the activities of the NMFS Fishery Resource Assessment Laboratory and Pacific Fisheries Utilization Research Center; 1:00 p.m. to 2:00 p.m.—question and answer period with the morning speakers and representatives of the local fishing industry; 2:00 p.m. to 4:00 p.m.—tours of the Federal facilities and a cannery.

Wednesday, July 24—Fairbanks, Institute of Geophysics Auditorium Elvy Building, University of Alaska; 9:30 a.m. to 12:00 noon—briefings on the programs of the Institute of Geophysics, Institute of Marine Sciences, and the Arctic Environmental Data and Information Service of the University of Alaska; 1:30 p.m. to 2:30 p.m.—briefing on the activities of the National Weather Service in Alaska; 2:30 p.m. to 5:30 p.m.—optional tours of university facilities and special lectures on specific research topics such as sea ice, coastal zone planning, and climate.

Thursday, July 25—Barrow, Naval Arctic Research Laboratory Lounge; 10:30 a.m. to 12:00 noon—briefing on the research program of the Naval Arctic Research Laboratory (NARL); 1:15 p.m. to 2:00 p.m.—briefing on the NOAA Geophysical Monitoring for Climatic Change program; 2:00 p.m. to 6:00 p.m.—tours of NARL facilities and Barrow; 7:00 p.m. to 8:30 p.m.—NACOA business meeting (no formal agenda).

Friday, July 26—Barrow, NARL Lounge; 9:00 a.m. to 10:00 a.m.—briefing by local officials on arctic slope development.

Friday, July 26—Prudhoe Bay, Theatre, Atlantic Richfield Operations Building; 1:30 p.m. to 4:30 p.m.—orientation and tour of oil field operations; 5:00 p.m. to 7:00 p.m.—briefing by oil company officials.

The public is welcome and will be admitted to the limit of the seating at each location. Persons wishing to make formal statements should notify the Chairman in advance of the meeting. The Chairman retains the prerogative to place limits on the duration of oral statements and discussion. Written statements may be submitted at any time.

Additional information concerning this meeting may be obtained through the Committee's Executive Director, Dr. Douglas L. Brooks, whose mailing address is: National Advisory Committee on Oceans and Atmosphere, Department of Commerce Building, Room 5225, Washington, D.C. 20230. The telephone number is 967-3343.

DOUGLAS L. BROOKS,
Executive Director.

[FR Doc.74-15417 Filed 7-5-74;8:45 am]

NATIONAL ADVISORY COUNCIL ON THE EDUCATION OF DISADVANTAGED CHILDREN

NOTICE OF MEETING

Notice is hereby given, pursuant to Pub. L. 92-463, that the next meeting of the National Advisory Council on the Education of Disadvantaged Children will be held on July 12, 1974 from 9:30 a.m.-4:30 p.m. at The Mayflower Hotel, 1127 Connecticut Avenue, East Room, NW., Washington, D.C. and July 13, 1974 from 9:00 a.m.-2:00 p.m. at Suite 1012, 425 13th St. NW., Washington, D.C.

The National Advisory Council on the Education of Disadvantaged Children is established under section 148 of the Elementary and Secondary Act (20 U.S.C. 2411) to advise the President and the Congress on the effectiveness of compensatory education to improve the educational attainment of disadvantaged children.

The meeting of July 12, 1974 will entail a session on Education Programs for Neglected, Dependent & Delinquent children with representatives from various agencies; and the meeting of July 13, 1974 will be centered around the report of the committee on special programs and approval of criteria and the scheduling and assigning of on-site visits to the individual Council members.

Because of limited space for the meeting of July 12 through 13, all persons

wishing to attend should call for reservations at Area Code 202/382-6945 by July 5, 1974.

Records shall be kept of all Council proceedings and shall be available for public inspection at the Office of the National Advisory Council on the Education of Disadvantaged Children, Located at 425 Thirteenth Street, NW., Suite 1012, Washington, D.C.

Signed at Washington, D.C., on July 2, 1974.

ROBERTA LOVENHEIM,
Executive Director.

[FR Doc.74-15463 Filed 7-5-74;8:45 am]

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

BICENTENNIAL COMMITTEE OF THE NATIONAL COUNCIL ON THE ARTS

Notice of Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that a closed meeting of the Bicentennial Committee to the National Endowment for the Arts will be held at 9 a.m. to 5 p.m. on July 20 and 9 a.m. to noon on July 21, 1974 in the 8th floor conference room of the McPherson Building, 1425 K St. NW., Washington, D.C.

This meeting is for the purpose Panel review, discussion, evaluation, and recommendation on application for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of January 10, 1973, this meeting, which involves matters exempt from the requirements of public disclosure under the provisions of the Freedom of Information Act (5 U.S.C. 552(b)(4) and (5) will not be open to the public.

Further information with reference to this meeting can be obtained from Mrs. Luna Diamond, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 382-5871.

EDWARD M. WOLFE,
Administrative Officer, National Endowment for the Arts, National Foundation on the Arts and the Humanities.

[FR Doc.74-15448 Filed 7-5-74;8:45 am]

THEATRE ADVISORY PANEL

Notice of Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that a closed meeting of the Theatre Advisory Panel to the National Endowment for the Arts will be held at 9:30 a.m. on July 20 and 9:30 a.m. on July 21, 1974 in the Eugene O'Neill Memorial Theatre Center in Waterford, Connecticut.

This meeting is for the purpose Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of January 10, 1973, this meeting, which involves matters exempt from the requirements of public disclosure under the provisions of the Freedom of Information Act (5 U.S.C. 552(b)(4) and (5)) will not be open to the public.

Further information with reference to this meeting can be obtained from Mrs. Luna Diamond, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 382-5871.

EDWARD M. WOLFE,
Administrative Officer, National Endowment for the Arts, National Foundation on the Arts and the Humanities.

[FR Doc.74-15447 Filed 7-5-74;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 July 2, 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 COMMERCE

Bureau of Domestic Commerce, Titanium Sponge and Ingot (99.2+Ti), Form DIB 922, Single time, Weiner, Titanium sponge and ingot producers.

National Bureau of Standards, Questionnaire for Analyzed Gas Mixtures as Standard Reference Materials, Form NBS 790, Single time, Weiner, Scientific and industrial organ. using gas SRM's.

Letter of Inquiry Regarding Residential Hot Water Usage Data (Voluntary Labeling Program), Form ____, Single time, Weiner, Utility companies.

ENVIRONMENTAL PROTECTION AGENCY

Indirect Source Review Application, Form ____, Occasional, NRD/Caywood, Developers of highways, shopping centers, etc.

DEPARTMENT OF LABOR

Bureau of Labor Statistics, 1973 Survey of Operating Expenditures for New York City Apartment Buildings Covered by the Rent Stabilization Law, Form BLS 3047, Single time, Raynsford/Sunderhauf, Stabilized apartment house operators.

U.S. CIVIL SERVICE COMMISSION

Work Availability Statement, Form CSC 1180, Single time, Caywood, Job applicants.

REVISIONS

U.S. CIVIL SERVICE COMMISSION

Supplemental Qualifications Statement—Nurse, Form CSC 991, Single time, Caywood, Job applicants.

EXTENSIONS

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service, Social Services Expenditure Report, Form SRS NCSS 112, Semi annual, Evinger (x).

Social Services Report, Form SRS NCSS 115, Quarterly, Evinger (x).

Quarterly Report of Child Care Arrangement of AFDC Recipients under WIN Program, Form SRS NCSS 102.2, Quarterly, Evinger (x).

Quarterly Estimate under Approved Child Welfare Services Plan and Request for Grant Award, Form ____, Quarterly, Lowry, State Public welfare agencies.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.74-15619 Filed 7-5-74;8:45 am]

POSTAL SERVICE

CERTAIN TEMPORARY POSTAGE RATES

Increase

By notice published in the daily issue of the FEDERAL REGISTER on June 25, 1974 (39 FR 22987) the United States Postal Service announced its intention to increase phased postage rates as set forth in column (3) of the schedule attached to that notice, except that, should S. 411 as passed by the Senate on May 9, 1974, become law prior to July 6, 1974, the rates of postage would be as set forth in Column (4) of that schedule.

S. 411 was signed into law by the President on June 30, 1974, and accordingly, at 12:01 a.m., July 6, 1974, the rates of postage appearing under column (4) of the FEDERAL REGISTER notice of June 25, 1974 (39 FR 22987) will become effective with the following exceptions. The postage for mailings of fourth-class library rate material shall be 6 cents for the first pound and 3 cents for each additional pound. The mail class descriptions "per pound" appearing in column (1) under Fourth Class are corrected to read "first pound."

ROGER P. CRAIG,
Deputy General Counsel.

[FR Doc.74-15531 Filed 7-5-74;8:45 am]

SMALL BUSINESS ADMINISTRATION

WISCONSIN CAPITAL CORP.

Notice of Filing of Application for Transfer of Control of Licensed Small Business Investment Company

Notice is hereby given that an application has been filed with the Small Business Administration (SBA) pursuant to § 107.701 of the regulations governing Small Business Investment Companies (13 CFR 107.701 (1974)) for transfer of control of Wisconsin Capital Corporation (WCC), 840 North Third Street, Milwaukee, Wisconsin 53203, a Federal Licensee under the Small Business Investment Act of 1958 (the Act) as amended (15 U.S.C. 661 et seq.).

WCC was licensed on January 5, 1960, and its private paid-in capital and paid-in surplus totalled $525,000 at March 31, 1974. The proposed transfer of control is subject to the prior written approval of SBA.

Pursuant to an agreement dated June 26, 1974, Messrs. Herbert O. Schoenherr, Earl A. Charlton, and William D. Charlton, who own 50 percent, 40 percent, and 10 percent, respectively, of WCC's outstanding capital stock, have agreed to sell their stock to Dr. Randolph J. Rudd of 8930½ Reading Avenue, Los Angeles, California 90045. The purchase price shall be $500,000.

Assuming SBA approval of the application, the management of WCC will be:

Randolph J. Rudd, 8930½ Reading Avenue, Los Angeles, Calif. 90045, President, Treasurer, Director, and Sole Shareholder.

Earl A. Charlton, 840 North Third Street, Milwaukee, Wis. 53203, Secretary, Director, and Legal Counsel.

Earl A. Charlton, who is presently secretary, director, legal counsel and 40 percent shareholder of WCC, will continue in his capacity as secretary, director and legal counsel under the proposed new owner. Herbert O. Schoenherr, who is presently president, director and 50 percent shareholder of WCC, will act as consultant to the company. WCC will continue to conduct operations at its present office located in Milwaukee, Wisconsin.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed new owner and management, and the probability of successful operations of the company under such management (including adequate profitability and financial soundness) in accordance with the Act and regulations.

Notice is further given that any person may, on or before July 23, 1974, submit written comments on the proposed transfer of control to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416.

Dated: July 3, 1974.

JAMES THOMAS PHELAN,
Deputy Associate Administrator for Investment.

[FR Doc.74-15628 Filed 7-5-74;8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

ADVISORY COMMITTEE ON CONSTRUCTION SAFETY AND HEALTH

Subcommittee Meeting

Notice is hereby given that the Subcommittee on Crane Suspended Work Platforms of the Advisory Committee on Construction Safety and Health, established under section 107(e)(1) of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333) and section 7(b) of the Williams-Steiger Occupational Safety and Health Act of 1970 (20 U.S.C. 656) will meet on Tuesday, July 30 and Wednesday, July 31, 1974, starting at 9:00 a.m. in Room 216 A & B, Main Labor Building, 14th Street and Constitution Avenue NW., Washington, D.C. The meeting shall be open to the public.

The Subcommittee will prepare a draft of proposed standards on Crane Suspended Work Platforms for submission to the full committee.

Written data, views, or arguments concerning the subject to be considered may be filed, together with 20 copies thereof, with the Committee Management Officer by July 25, 1974. Such submissions may also be filed with the Committee Management Officer at the meeting. Any such submissions will be provided to the members of the committee and will be included in the record of the meeting.

Persons wishing to orally address the committee at the meeting should submit a written request to be heard, together with 20 copies thereof, to the Committee Management Officer no later than July 25, 1974. The request must contain a short summary of the intended presentation and an estimate of the amount of time that will be needed.

Communications may be mailed to:

N. Schnaubelt,
Committee Management Office,
Department of Labor,
Occupational Safety and Health Administration,
1726 M Street NW., Room 200,
Washington, D.C. 20210.

Signed at Washington, D.C. this 2d day of July 1974.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc.74-15484 Filed 7-5-74;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 546]

ASSIGNMENT OF HEARINGS

JULY 2, 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 the date of this publication.

MC-C-8277, Cedar Rapids Steel Transportation, Inc.—Investigation and Revocation of Certificates—continued to September 9, 1974 at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 51018 Sub-9, The Besl Transfer Company and MC 60014 Sub-33, Aero Trucking, Inc., now assigned July 16, 1974, at Washington, D.C., is postponed indefinitely.

MC 124211 Sub 242, Hilt Truck Line, Inc., now assigned July 31, 1974, at Omaha, Nebr., is cancelled and transferred to modified procedure.

MC-112822 Sub 312, Bray Lines, Inc., now assigned July 8, 1974, at San Francisco, Calif., is postponed indefinitely.

MC 20824 Sub-31, Commercial Motor Freight, Inc., now assigned September 10, 1974, at Indianapolis, Indiana, is cancelled.

MC 134612 Sub 1, Fast Motor Service, Inc., now assigned July 15, 1974, at Chicago, Ill., is cancelled and application dismissed.

MC 35890 Sub 41, Blodgett Furniture Service, Inc., now being assigned continued hearing September 23, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-15530 Filed 7-5-74;8:45 am]

[Ex Parte No. 301]

ENERGY CRISIS AND THE NEED FOR EMERGENCY TRANSPORTATION LEGISLATION

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 27th day of June 1974.

Upon consideration of the record in the above-entitled proceeding, and of:

(1) Petition of the United States Department of Transportation, filed April 4, 1974, for leave to file supplemental comments, and tendered supplemental comments;

(2) Separate petitions of the Regular Common Carrier Conference of the American Trucking Associations, Inc., filed May 1, 1974, The Local and Short Haul Carriers National Conference, filed May 8, 1974, The National Industrial Traffic League, filed May 16, 1974, and the Carnation Company, filed June 3, 1974, for leave to file reply comments to the supplemental comments of the Department of Transportation, and tendered reply comments of the Regular Common Carrier Conference of the American Trucking Associations, Inc., The Local and Short Haul Carriers National Conference, The National Industrial Traffic League, and the Carnation Company;

(3) Petition by the American Textile Manufacturers Institute, Inc., filed May 10, 1974, for leave to file out of time, and tendered statement;

(4) Petition of The Association of American Railroads for leave to file reply comments to the supplemental comments tendered in (1) above, and tendered statement; and

It appearing, that the supplemental comments and replies thereto raise important additional matters which should be considered; and an extension of the comment period will not unduly delay any legislative recommendations that may be forthcoming; and good cause appearing therefor:

It is ordered, That the petitions be, and they are hereby, granted, and that the tendered supplemental comments be, and they are hereby, accepted.

It is further ordered, That the time for filing comments in the above-entitled proceeding be, and it is hereby, extended to August 1, 1974.

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 thereof to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15525 Filed 7-5-74;8:45 am]

[No. MC-29886 (Sub-No. 310)]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS; CORRECTION

In the above captioned matter published May 23, 1974 at 39 FR page 18177 (applicant Dallas and Marvis Forwarding Co., Inc.) the name of the county on line eleven was inadvertently misspelled. It should be corrected to read "Horry County, South Carolina".

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15526 Filed 7-5-74;8:45 am]

[Notice 115]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

JULY 5, 1974.

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 July 25, 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-75041. By order entered June 20, 1974 the Motor Carrier Board approved the transfer to Calex Express, Inc., Trucksville, Pa., of the operating rights set forth in Certificate No. MC-136352 (Sub-No. 2), issued December 7, 1973, to George E. McLaughlin, Berwick, Pa., authorizing the transportation of plastic bottles and equipment, parts and supplies used in the manufacture of plastic bottles, between the facilities of Wheaton Plastics Company at Mays Landing, N.J., Des Plaines and Centralia, Ill., and Ventura, Calif.; and plastic bottles, from the facilities of Wheaton Plastics Company at Mays Landing, N.J., and Des Plaines and Centralia, Ill., to Irvine, Los Angeles, and San Francisco, Calif. Kenneth R. Davis, 999 Union St., Taylor, Pa. 18517, practitioner for applicants.

No. MC-FC-75208. By order entered June 25, 1974 the Motor Carrier Board approved the transfer to Giddi-Up Go Horse Transportation, Inc., Phoenix, Ariz., of the operating rights set forth in Certificate No. MC-129156 (Sub-No. 1), issued March 17, 1971, to David Wells, doing business as Giddi-Up-Go Horse Transportation, Phoenix, Ariz., authorizing the transportation of horses, other than ordinary, mascots, personal effects of attendants, trainers, and exhibitors, and supplies and equipment used in the care and exhibition of such animals, between points in Arizona, Arkansas, California, Colorado, Illinois, Kentucky, Louisiana, Michigan, Nebraska, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, and Washington. Samuel C. Jefferies, 312 Title & Trust Building, 114 West Adams St., Phoenix, Ariz. 85003, attorney for applicants.

No. MC-FC-75209. By order of June 21, 1974, the Motor Carrier Board approved the transfer to Acme Truck Line, Inc., Harvey, La., of the operating rights in Certificate No. MC-29805 (Sub-No. 11) issued February 6, 1969, to White Heavy Haulers, Inc., Jackson, Miss., authorizing the transportation of machinery, materials, supplies and equipment incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, between points in Illinois, Indiana, and Kentucky; and machinery, equipment, materials, and supplies used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and machinery, equipment, materials, and supplies used in, or in connection with, the repair, construction, operation, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up of pipe, between points in Alabama, Arkansas, Florida, Louisiana, Georgia, Mississippi, and Texas. Harold D. Miller, Jr., 700 Petroleum Building, P.O. Box 22567, Jackson, Miss. 39205. Attorney for applicants.

No. MC-FC-75215. By order June 26, 1974, the Motor Carrier Board approved the transfer to Redman Westlake Moving & Storage System, a corporation, 1607 Perrino Place, Los Angeles, Calif. 90023, of the operating rights in Certificate No. MC-73768 issued March 15, 1972 to Westlake Transfer Company, doing business as Westlake Moving & Storage System, 1607 Perrino Place, Los Angeles, Calif. 90023, authorizing the transportation of household goods between points in Los Angeles, Calif.

No. MC-FC-75216. By order entered June 26, 1974, the Motor Carrier Board approved the transfer to Charles Spears, Jack Spears, and Dewey Harris, doing business as Taylorsville Transfer Line, Taylorsville, Ky., of the operating rights set forth in Certificate No. MC-93479, issued September 27, 1949, to Wilson Spears (Charles W. Spears, Jr. and Jack W. Spears, Co-Executors), Charles Spears, Jack Spears, and Dewey Harris, doing business as Taylorsville Transfer Line, Taylorsville, Ky., authorizing the transportation of general commodities, between specified points in Kentucky; and field and grass seed, cement, and fertilizer, in truckloads, from New Albany and Jeffersonville, Ind., to Bloomfield, Ky., over specified routes, serving certain intermediate points. Ollie L. Merchant, Suite 202, 140 South Fifth St., Louisville, Ky. 40202, attorney for applicants.

No. MC-FC-75228. By order entered June 26, 1974 the Motor Carrier Board approved the transfer to Harry A. Cherry, doing business as Cherry Trucking Co., Port Allegany, Pa. of the operating rights set forth in Certificate No. MC-124451, issued January 14, 1963, as corrected February 12, 1963, to Donald W. Cherry, Tipton, Pa., authorizing the transportation of such bulk commodities as are transported in dump trucks, between points in Cattaraugus County, N.Y., on the one hand, and, on the other, points in McKean and Potter Counties, Pa. Arthur J. Diskin, 806 Frick Building, Pittsburgh, Pa. 15219, attorney for applicants.

No. MC-FC-75237. By order of June 26, 1974, the Motor Carrier Board approved the transfer to L & H Trucking Company, Inc., Spring Grove, Pa., of the operating rights in Permits Nos. MC-61619 and all subnumbers thereunder issued April 3, 1961, and on consecutive dates, to Glenn L. Hormel and Lawson E. Longstreth, a partnership, doing business as L & H Trucking Company, Spring Grove, Pa., authorizing the transportation of paper and paper products, from Spring Grove, Pa., to points in Maine, New Hampshire, Vermont, the District of Columbia, Virginia, West Virginia,

Kansas, Massachusetts, Michigan, Missouri, North Carolina, Ohio, Rhode Island, Tennessee, Connecticut (portion), Maryland (portion), Delaware (portion), Illinois (portion), and Indiana (portion), under continuing contract with P. H. Glatfelter Co., of Spring Grove, Pa., and Barton, Duer & Koch Paper Co., of Baltimore, Md., and wood chips, from points in Delaware, and specified points in Virginia and Maryland, to Spring Grove, Pa. John E. Fullerton, 407 N. Front Street, Harrisburg, Pa. 17101, attorney for applicants.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15527 Filed 7-5-74;8:45 am]

[Ex Parte No. MC-43]

LEASE AND INTERCHANGE OF VEHICLES BY MOTOR CARRIERS

At a session of the Interstate Commerce Commission, Motor Carrier Leasing Board, held at its office in Washington, D.C. on the 28th day of June 1974.

It appearing, that a petition has been filed by J. J. Minnehan, Inc. (MC-6607 and Sub 11) and Gleason Transportation Co. Inc. (holding no Commission authority but transporting commodities exempt under 203(b)(6) of the Interstate Commerce Act (49 USC 303(b)(6)), under common control, for waiver of paragraph (a)(3), (b), and (c) of § 1057.4 of the Lease and Interchange of Vehicles Regulations (49 CFR Part 1057), concerning equipment leased between petitioners;

It further appearing, that petitioners have a jointly administered program applying the same standards of inspection and maintenance to equipment in accordance with the motor carrier safety regulations of the U.S. Department of Transportation;

It further appearing, that although there were some equipment violations, the U.S. Department of Transportation points out that most of the reported data is more than two years old, which is inadequate to warrant disapproval;

It is ordered, That waiver of paragraph (a)(3) and (c) of § 1057.4, be, and, it is hereby granted provided that the equipment is inspected on the day it is to be leased and found to meet the requirements of the safety regulations of the U.S. Department of Transportation and that petitioners remain in satisfactory compliance with those regulations and under common control;

It is further ordered, That the petition except to the extent granted above, be, and it is hereby denied because no further relief has been found to be justified.

By the Commission, Motor Carrier Leasing Board.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15523 Filed 7-5-74;8:45 am]

[Notice 116]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 5, 1974.

Application filed for temporary authority under section 210a(b) in connection with transfer application under section 212(b) and transfer rules, 49 CFR Part 1132:

No. MC-FC-75254. By application filed June 26, 1974, ELLIOT N. BROWN, INC., Leominister Road, Sterling, MA 01564, seeks temporary authority to lease a portion of the operating rights of STERLING TRANSPORT CO., INC., 926 Hartford Pike, Northboro, MA 01532, under section 210a(b). The transfer to ELLIOT N. BROWN, INC., of a portion of the operating rights of STERLING TRANSPORT CO., INC., is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15528 Filed 7-5-74;8:45 am]

[Notice 117]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 5, 1974.

Application filed for temporary authority under section 210a(b) in connection with transfer application under section 212(b) and transfer rules, 49 CFR Part 1132:

No. MC-FC-75256. By application filed June 26, 1974, GEORGE J. SUMMERS, Church St., Upton, MA 01568, seeks temporary authority to lease a portion of the operating rights of STERLING TRANSPORT CO., INC., 926 Hartford Pike, Northboro, MA 01532, under section 210a(b). The transfer to GEORGE J. SUMMERS, of a portion of the operating rights of STERLING TRANSPORT CO., INC., is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15529 Filed 7-5-74;8:45 am]

POLICY STATEMENT CONCERNING MOTOR CARRIER LICENSING PROCEDURES

Protests Based Upon Tacking

As the result of the regulations promulgated in Ex Parte No. 55 (Sub-No. 8), Gateway Elimination, 119 M.C.C. 562 (1974) which are set forth at 49 CFR Part 1065, it is no longer possible for a motor carrier filing a protest in an operating rights permanent or temporary authority application proceeding and relying upon authority claimed to be tackable to simply present the involved certificates and assert that it can perform the involved operations by tacking those authorities. It is not the responsibility of this Commission or its review boards, in a normal operating rights application proceeding, to make a determination as to whether a protestant's alleged tacking operations are permissible within the gateway rules found in 49 CFR Part 1065, without appropriate assistance from the parties.

Accordingly, although we would hope that protestants relying on tacking operations would already be doing this at the current time, all motor carriers filing protests after the date of publication of this statement in the FEDERAL REGISTER, which rely upon tacking operations for their opposition to an application (both permanent and temporary authority applications) shall be expected to set forth in adequate detail how those tacking operations may be lawfully performed under the gateway regulations contained in 49 CFR Part 1065. Thus, for example, such a protest might indicate that the tacking operation falls within the so-called "20 percent rule" and, if so, that the appropriate procedures contained in 49 CFR 1065(d)(1) were followed. Also, for example, a protestant might indicate with appropriate mileage evidence that its tacking operation falls within the 300 mile exemption. Another example: a protestant relying upon gateway operations which did not fit within the requirements of 49 CFR 1065(a) would be expected to demonstrate that it has been authorized to continue tacking by following the procedures set forth in 49 CFR 1065(d)(2) or that it is otherwise authorized to tack.

The presentation of such information falls within a protestant's usual burden of establishing its ability to perform the proposed service. It will go a long way towards aiding the Commission in handling its large workload as well as in more expeditiously disposing of the many pending proceedings. The industry's cooperation in this matter will thus serve the interests of the public, the industry, and the Commission.

By the Commission, Division 1.

Dated: July 2, 1974.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74-15524 Filed 7-5-74;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

JULY 2, 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 (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 on or before June 18, 1974. A copy must also be served upon applicant or its representative. 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-2860 (Sub-No. E8), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum wax*, in containers, from Chicago, Ill., to points in Delaware, Connecticut, Massachusetts, New Jersey, Rhode Island, that part of New York on and east of a line beginning at the New York-New Jersey State line, thence along U.S. Highway 209 to junction Interstate Highway 87, thence along Interstate Highway 87 to junction U.S. Highway 20, thence along U.S. Highway 20 to the New York-Massachusetts State line, and that part of Pennsylvania on and east of a line beginning at the Maryland-Pennsylvania State line, then along U.S. Highway 222 to junction U.S. Highway 22, thence along U.S. Highway 22 to the Pennsylvania-New Jersey State line. The purpose of this filing is to eliminate the gateways of points in those parts of Maryland, Delaware, or Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal, Baltimore, Md. and Deepwater, N.J.

No. MC-2860 (Sub-No. E34), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126-16th St. NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned pet foods*, from points in Connecticut, Delaware, Massachusetts, New Jersey, Rhode Island, that part of Maryland east of the Susquehanna River and the Chesapeake Bay, that part of Pennsylvania on and east of a line beginning at the Maryland-Pennsylvania State line, thence along U.S. Highway 222 to junction Interstate Highway 78, thence along Interstate Highway 78 to the New Jersey-Pennsylvania State line, and that part of New York on and east of Interstate Highway 87, to Chattanooga, Tenn., and points in Alabama, Georgia, South Carolina, Florida, and that part of Tennessee on and south of a line beginning at the Arkansas-Tennessee State line, thence along Interstate Highway 40 to junction Interstate Highway 24, thence along Interstate Highway 24 to the Tennessee-Georgia State line. The purpose of this filing is to eliminate the gateways of Deepwater, N.J., and Cambridge, Md.

No. MC-2860 (Sub-No. E35), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpart Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1127 16th St. NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in that part of Maryland on and east of U.S. Highway 15 to points in Florida, and that part of Georgia on and south of a line beginning at the Atlantic Ocean, thence along U.S. Highway 80 to junction U.S. Highway 280, thence along U.S. Highway 280 to junction Georgia Highway 27, thence along Georgia Highway 27 to the Alabama-Georgia State line. The purpose of this filing is to eliminate the gateways of points in Accomack County, Va.

No. MC-17868 (Sub-No. E12), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th Street, Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Wayne, Pike, Luzerne, Carbon, Monroe, Northampton, and Lackawanna Counties, Pa., on the one hand, and, on the other, points in Michigan, Indiana, Illinois, Iowa, and points in Ohio in and west of Lorain, Ashland, Knox, Licking, Perry, Hocking, Vinton, and Gallia counties. The purpose of this filing is to eliminate the gateways of Wilmington, Del., and Harrisburg, Pa.

No. MC-17868 (Sub-No. E13), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th Street, Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Connecticut and Rhode Island, on the one hand, and, on the other, points in New Jersey in and south of Mercer and Monmouth Counties. The purpose of this filing is to eliminate the gateways of Wilmington, Del., and Harrisburg, Pa.

No. MC-22195 (Sub-No. E1), filed April 12, 1974. Applicant: DAN DUGAN TRANSPORT CO., P.O. Box 946, Sioux Falls, S.D. 57101. Applicant's representative: John Everist, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Liquid petroleum products*, in bulk, in tank trucks, (1) from Arkansas City, Augusta, El Dorado, McPherson, Neodesha, Potwin, and Wichita, Kans., to point in South Dakota and Minnesota; (2) from Arkansas City, Augusta, El Dorado, McPherson, Neodesha, Potwin, and Wichita, Kans., to points in North Dakota; (3) from Phillipsburg, Kans., to points in Minnesota, and to points in South Dakota on and east of U.S. Highway 281; (4) from Phillipsburg, Kans., to points in North Dakota east and north of the Missouri River; (5) from Chanute, Coffeyville, and Kansas City, Kans., to points in South Dakota; and (6) from Chanute, Coffeyville, and Kansas City, Kans., to points in North Dakota and to points in Minnesota on, north, and west of a line beginning at the Iowa-Minnesota State line and extending northerly along U.S. Highway 59 to Marshall, thence along Minnesota Highway 23 to Duluth, thence along U.S. Highway 61 to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateways of Norfolk, Nebr., in (1) and (3) above; Norfolk, Nebr., and Yankton, S. Dak., in (2) and (4) above; South Sioux City, Nebr.-Sioux City, Iowa, in (5) above; and South Sioux City-Sioux City, Iowa, and the terminal of the American Oil Company at Sioux Falls, S. Dak., in (6) above.

No. MC-29833 (Sub-No. E1), filed May 18, 1974. Applicant: PRUNTY MOTOR EXPRESS, INC., P.O. Box 1724, Parkersburg, W. Va. 26101. Applicant's representative: John M. Friedman (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, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, livestock, and commodities injurious or contaminating to other lading), (1) between points in that part of Ohio on and west of a line beginning at the Ohio-West Virginia State line, thence along Interstate Highway 77 to junction U.S. Highway 36, thence along U.S. Highway 36 to Mt. Vernon, thence along Ohio Highway 13 to Fredericktown, thence along U.S. Highway 23 to Carey, thence along Ohio Highway 95 to Marion, thence along Ohio Highway 15 to the Ohio-Indiana State line, on the one hand, and, on the other, points in that part of Pennsylvania on east and south of a line beginning at the Pennsylvania-New Jersey State line, thence along U.S. Highway 22 to Harrisburg, thence along U.S. Highway 15 to the Maryland-Pennsylvania State line, and that part of Maryland west of U.S. Highway 15; (2) between points in that part of Ohio on and west of a line beginning at the Ohio-West Virginia State line, thence along Interstate Highway 77 to junction U.S. Highway 36, thence along U.S. Highway 36 to Mt. Vernon, thence along Ohio Highway 13 to Fredericktown, thence along Ohio Highway 95 to Marion, thence along U.S. Highway 23 to the Ohio-Michigan State line, on the one hand, and, on the other, points in that part of Maryland on and east of U.S. Highway 15, and the District of Columbia.

The purpose of this filing is to eliminate the gateways of (1) points in Wood County, W. Va., and (2) points in that part of Ohio on, south, and west of a line beginning at the Ohio-Pennsylvania

State line, thence along U.S. Highway 22 to Zanesville, thence along U.S. Highway 40 to Columbus, thence along U.S. Highway 23 to the Ohio-Kentucky State line.

No. MC–41255 (Sub-No. E1), filed May 14, 1974. Applicant: GLASSON MOTOR LINES, INC., P.O. Box 1328, Lexington, N.C. 27292. Applicant's representative: Edward G. Villalon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

Proposal 1: *New furniture*, from New York, N.Y., Baltimore, Md., Philadelphia, Pa., and points in Union, Essex, Middlesex, Somerset, Mercer, Burlington, and Camden Counties, N.J., to points in Georgia, Florida, and Alabama. The purpose of this filing is to eliminate the gateway of Statesville, N.C.

Proposal 2: *New furniture*, from the origins described in proposal 1, to points in Mississippi, Louisiana, Arkansas, Oklahoma, and Texas. The purpose of this filing is to eliminate the gateway of Winston-Salem, N.C.

Proposal 3: *New furniture*, crated and uncrated as described in Appendix II to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from Baltimore, Md., to points in Tennessee and Kentucky on, west, and south of a line beginning at the North Carolina-Tennessee State line and extending along U.S. Highway 64 to Ducktown, thence along Tennessee Highway 68 to the intersection of U.S. Highway 27, thence along U.S. Highway 27 to Dayton, thence along Tennessee Highway 30 to Spencer, thence along Tennessee Highway 111 to Sparta, thence along U.S. Highway 70 to Nashville, thence along U.S. Highway 41 to Springfield, thence along U.S. Highway 431 to Russellville, Ky., thence along U.S. Highway 68 to Hopkinsville, thence along Kentucky Highway 91 to Princeton, thence along U.S. Highway 62 to Paducah, thence along U.S. Highway 45 to the Kentucky-Illinois State line. The purpose of this filing is to eliminate the gateways of Winston-Salem, N.C., and Toccoa, Ga.

Proposal 4: The *commodities* described in proposal 3, from New York, N.Y., Philadelphia, Pa., and points in Union, Essex, Middlesex, Somerset, Mercer, Burlington, and Camden Counties, N.J., to points in that part of Tennessee and Kentucky on, west, and south of a line beginning at the North Carolina-Tennessee State line and extending along U.S. Highway 129 to the intersection of Tennessee Highway 72, thence along Tennessee Highway 72 to McGhee, thence along U.S. Highway 411 to Madisonville, thence along Tennessee Highway 68 to the intersection of U.S. Highway 127, thence along U.S. Highway 127 to Jamestown, thence along Tennessee Highway 52 to the Tennessee-Kentucky State line, thence along Kentucky Highway 163 to Tompkinsville, thence along Kentucky Highway 63 to Mud Lick, thence along Kentucky Highway 870 to Flippin, thence along Kentucky Highway 100 to Russellville, thence along U.S. Highway 68 to Hopkinsville, thence along Kentucky Highway 91 to Princeton, thence along U.S. Highway 62 to Paducah, thence along U.S. Highway 45 to the Kentucky-Illinois State line. The purpose of this filing is to eliminate the gateways of Winston-Salem, N.C., and Toccoa, Ga.

Proposal 5: *New furniture*, from points in that part of North Carolina on, east and south of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 29 to Reidsville, thence along U.S. Highway 158 to Mocksville, thence along U.S. Highway 64 to Statesville, thence along U.S. Highway 21 to Charlotte, and thence along U.S. Highway 29 to the North Carolina-South Carolina State line to points in Texas, Oklahoma, Arkansas, Louisiana, Mississippi, and points in Tennessee and Kentucky on, west, and south of a line beginning at the North Carolina-Tennessee State line and extending along U.S. Highway 64 to Ocoee, thence along U.S. Highway 411 to Etowah, thence along Tennessee Highway 30 to McMinnville, thence along U.S. Highway 70S to Nashville, thence along U.S. Highway 31W to Bowling Green, Ky., thence along U.S. Highway 231 to the Kentucky-Indiana State line. The purpose of this filing is to eliminate the gateway of Toccoa. Ga.

No. MC–52579 (Sub-No. E1), filed May 24, 1974. Applicant: GILBERT CARRIER CORP., One Gilbert Dr., Secaucus, N.J. 07094. Applicant's representative: Fred L. Cardascia (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Garments*, on hangers, from points in North Carolina, South Carolina, and Tennessee to points in New Hampshire. The purpose of this filing is to eliminate the gateway of points in the New York, N.Y. commercial zone.

No. MC–52579 (Sub-No. E6), filed May 19, 1974. Applicant: GILBERT CARRIER CORP., One Gilbert Drive, Secaucus, N.J. 07094. Applicant's representative: Fred L. Cardascia (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Garments*, on hangers, from points in Texas to points in Connecticut, Delaware, Maine, Maryland, Michigan, New Hampshire, Rhode Island, Vermont, Wisconsin, New Jersey (except Vineland), New York (except New York, N.Y.), Pennsylvania (except Philadelphia), that part of Illinois north of Illinois Highway 16, that part of Indiana north of U.S. Highway 24, that part of Minnesota north of Minnesota Highway 12, and that part of Ohio north of U.S. Highway 30. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–73165 (Sub-No. E23), filed May 28, 1974. Applicant: EAGLE MOTOR LINES INCORPORATED, P.O. Box 11086, Birmingham, Ala. 35202. Applicant's representative: Carl U. Hurst (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except those which because of size or weight require special equipment), (1) from points in Pennsylvania, Maryland, and New York, to points in Tennessee on and south of a line beginning at the Tennessee-Alabama State line, and extending along Tennessee Highway 56 to Sewanee, thence along Tennessee Highway 41–A to Unionville, thence along Tennessee Highway 99 to Hohenwald, thence along Tennessee Highway 20 to Jackson, thence along Interstate Highway 40 to the Tennessee-Arkansas State line; (2) from points in Pennsylvania, Maryland, and New York on and east of a line beginning at the Maryland-West Virginia State line, thence along Interstate Highway 81 to Scranton, thence along U.S. Highway 6 to Harrison, thence along Interstate Highway 87 to the United States-Canadian International Boundary line, to points in Tennessee on and west of Interstate Highway 65; and (3) from points in Pennsylvania, Maryland, and New York to points in Arkansas and Mississippi. The purpose of this filing is to eliminate the gateways of points on the Tennessee River, south of the Alabama State line in proposals (1) and (2) above; and Florence, Ala., in proposal (3) above.

No. MC–73165 (Sub. No. E24), filed May 28, 1974. Applicant: EAGLE MOTOR LINES INCORPORATED, P.O. Box 11086, Birmingham, Ala. 35202. Applicant's representative: Carl U. Hurst (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except commodities which, because of size or weight, require special equipment), (1) from Chattanooga, Tenn., to points in Kansas south of Interstate Highway 70 and west of U.S. Highway 75; and (2) from points in Florida on and east of U.S. Highway 231, to points in Kansas, Missouri, Iowa, Wisconsin, Michigan and points in Illinois (except points on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 36 to Decatur, thence along U.S. Highway 51 to La Salle, thence along U.S. Highway 6 to Joliet, thence along Alternate U.S. Highway 66 to junction U.S. Highway 66, thence along U.S. Highway 66 to Chicago, and thence along the Illinois-Indiana State line to point of beginning). The purpose of this filing is to eliminate the gateways of points in Alabama on the Tennessee River, and Birmingham, Ala.

No. MC–73165 (Sub-No. E25), filed May 28, 1974. Applicant: EAGLE MOTOR LINES INCORPORATED, P.O. Box 11086, Birmingham, Ala. 35202. Applicant's representative: Carl U. Hurst (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, (1) from points in Mississippi to points in North Carolina and South Carolina; (2) from points in Tennessee on and south of the Hatchie River to points in North Carolina and South Carolina; (3) from points in

Tennessee on and West of U.S. Highway 45 and U.S. Highway 45–W, to points in North Carolina on and east of U.S. Highway 21, and points in South Carolina; (4) from points in Tennessee on and west of a line beginning at the Tennessee-Alabama State line extending along U.S. Highway 431 to Lewisburg, thence along Tennessee Highway 50 to Centerville, thence along Tennessee Highway 100 to the Tennessee River, thence along the Tennessee River to the Tennessee-Kentucky State line, to points in North Carolina and South Carolina on and east of U.S. Highway 1; and (5) from points in North Carolina and South Carolina, to points in Louisiana east of the Mississippi River. The purpose of this filling is to eliminate the gateway of Birmingham, Ala.

No. MC–73165 (Sub-No. E26), filed May 28, 1974. Applicant: EAGLE MOTOR LINES INCORPORATED, P.O. Box 11086, Birmingham, Ala. 35202. Applicant's representative: Carl U. Hurst (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, restricted against the transportation of commodities used in or in connections with the discovery, development, production, refining, manufacturing, processing, storage, transmission, and distribution of natural gas and petroleum and their products, from points in New York, Pennsylvania, and Maryland to points in Oklahoma. The purpose of this filing is to eliminate the gateway of Decatur, Ala.

No. MC–73165 (Sub-No. E28), filed May 28, 1974. Applicant: EAGLE MOTOR LINES INCORPORATED, P.O. Box 11086, Birmingham, Ala. 35202. Applicant's representative: Carl U. Hurst (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, (1) from points in Alabama, to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, and Maryland; (2) from points in Pennsylvania, Maryland, and New York, to points in Alabama. The purpose of this filing is to eliminate the gateway of Gadsden, Ala.

No. MC–76177 (Sub-No. E31), filed April 15, 1974. Applicant: BAGGETT TRANSPORTATION CO., 2 South 32nd Street, Birmingham, Ala. 35233. Applicant's representative: T. C. Sinclair (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives*, and *blasting supplies*, between points in Delaware north of Delaware Highway 16, on the one hand, and, on the other, points in Ohio north of a line beginning at the Ohio-West Virginia State line and extending along Interstate Highway 70 to Columbus, Ohio, thence along Interstate Highway 71 to the Ohio-Kentucky State line. The purpose of this filing is to eliminate the gateway of points within 15 miles of both Allentown and Reynolds, Pa.

No. MC–76177 (Sub-No. E33), filed April 15, 1974. Applicant: BAGGETT TRANSPORTATION CO., 2 South 32nd Street, Birmingham, Ala. 35233. Applicant's representative: T. C. Sinclair (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives*, and *blasting supplies*, from points in Utah to points in Mississippi. The purpose of this filing is to eliminate the gateway of Atlas, Mo.

No. MC–95540 (Sub-No. E482), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in Maryland, Delaware, and Virginia, east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to points in Louisiana, restricted to the transportation of traffic destined to points in Louisiana. The purpose of this filing is to eliminate the gateway of points in Pike and Spaulding Counties, Ga.

No. MC–95540 (Sub-No. E483), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Charleston, S.C., to Lakeland, Fla. The purpose of this filing is to eliminate the gateway of Tampa, Fla.

No. MC–95540 (Sub-No. E485), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Frozen canned preserved or prepared foodstuffs*, from New York, N.Y., to points in Alabama, Arkansas, Kentucky, Louisiana, Mississippi, Oklahoma, Tennessee, and Texas. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC–95540 (Sub-No. E487), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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 Oklahoma. The purpose of this filing is to eliminate the gateway of Florence, Ala.

No. MC–95540 (Sub-No. E488), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 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 Arkansas. The purpose of this filing is to eliminate the gateway of Florence, Ala.

No. MC–95540 (Sub-No. E493), filed May 16, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Mesa, Ariz., to points in West Virginia, Virginia (except Richmond and Norfolk), New Jersey (except Newark, Bridgeton, North Bergen, and points in the New York, New York commercial zone), Ohio, Pennsylvania (except points in the Philadelphia commercial zone), Maryland (except Baltimore), and Michigan on and east of a line beginning at Sault Ste. Marie on Interstate Highway 75; thence on Interstate Highway 75 to Mackinaw City and all points south of Mackinaw City. The purpose of this filing is to eliminate the gateway of Florence, Ala.

No. MC–95540 (Sub-No. E497), filed May 17, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* (except plywood), from Macksburg, Ohio to points in South Carolina. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC–95540 (Sub-No. E499), filed May 17, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* (except plywood), from Macksburg, Ohio to points in Alabama on and south of U.S. Highway 278. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC–95540 (Sub-No. E501), filed May 17, 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: *Bananas, and coconuts and pineapples*, when moving in the same vehicle and at the same time with bananas, from Brunswick, Ga.

to points in Indiana. The purpose of this filing is to eliminate the gateway of Jacksonville, Fla.

No. MC–95540 (Sub-No. E504), filed May 17, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, and coconuts and pineapples*, when moving in the same vehicle and at the same time with bananas, from Brunswick, Ga., to points in Michigan. The purpose of this filing is to eliminate the gateway of Jacksonville, Fla.

No. MC–95540 (Sub-No. E505), filed May 14, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Mesa, Ariz., to the District of Columbia.

The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC–95540 (Sub-No. E510), filed May 16, 1974. Applicant: WATKINS MOTOR LINES, INC., PO Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, and coconuts and pineapples*, when moving in the same vehicle and at the same time with bananas, from points in Virginia on or east of a line beginning at the Virginia-North Carolina State line, thence along Interstate Highway 85 to Petersburg, thence along Interstate Highway 95 to the Virginia-District of Columbia line, to points in Florida. The purpose of this filing is to eliminate the gateway of Jacksonville, Fla.

No. MC–95540 (Sub-No. E544), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Bridgeton, N.J., to points in North Carolina on and west of a line beginning at Moorehead City on the southeastern coast and proceeding along U.S. Highway 70 to New Bern, thence along U.S. Highway 17 to its junction with U.S. Highway 264, thence along U.S. Highway 264 to its junction with U.S. Highway 43, thence along U.S. Highway 43 to Rocky Mount, thence along North Carolina Highway 48 to its junction with Interstate Highway 95, thence along Interstate 95 to the North Carolina-Virginia State line. The purpose of this filing is to eliminate the gateway of Crozet, Va.

No. MC–95540 (Sub-No. E624), filed May 6, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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 defined in Appendix A to the report in *Modification of Permits—Packing House Products*, 46 M.C.C. 23, from Moultrie, Ga., to Omaha and South Omaha, Nebr. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–95540 (Sub-No. E701), filed June 3, 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 points in California on and south of a line beginning at Jenner and proceeding along California Highway 116 to Santa Rosa, thence along California Highway 12 to Schellville, thence along California Highway 121 to Napa, thence along California Highway 29 to its junction with California Highway 12, thence along California Highway 12 to San Andreas, thence along California Highway 49 to its junction with California Highway 120, thence along California Highway 120 to its junction with U.S. Highway 395, thence along U.S. Highway 395 to its junction with California Highway 168, thence along California Highway 168 to the California-Nevada State line, to points in Massachusetts. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC–95813 (Sub-No. E1), filed May 8, 1974. Applicant: SHUMAKER TRUCKING COMPANY, 601 U.S. 15 North, Dillsburg, Pa. 17019. Applicant's representative: Neil B. Shumaker (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials and supplies*, from Baltimore and Hagerstown, Md., to Akron, N.Y., and points in that part of New York within 75 miles thereof. The purpose of this filing is to eliminate the gateway of points in Greene and Guilford Townships, Franklin County, Pa.

No. MC–105984 (Sub-No. E4), filed May 5, 1974. Applicant: JOHN B. BARBOUR, JR., d.b.a., JOHN B. BARBOUR TRUCKING COMPANY, P.O. Box 577, Iowa Park, Tex. 76367. 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: (1) *Machinery, materials, supplies, and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *pipe, pipe line materials, machinery, and equipment*, incidental to, or used in, the construction, repairing, or dismantling of gas, gasoline and oil, pipelines (except the stringing and picking up of pipe in connection with main pipelines); and (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, between Summer, Kingman, Harper, Barber, Kiowa, Comanche, Clark, Meade, Seward, Stevens, and Morton Counties, Kans., on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC–105984 (Sub-No. E9), filed May 5, 1974. Applicant: JOHN B. BARBOUR, JR., d.b.a. JOHN B. BARBOUR TRUCKING COMPANY, P.O. Box 577, Iowa Park, Tex. 76367. 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: (1) *Machinery, materials, supplies, and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *pipe, pipe line materials, machinery, and equipment*, incidental to, or used in, the construction, repairing, or dismantling of gas, gasoline and oil, pipelines; and (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, (a) between Quay, Curry, Roosevelt, Lea, Eddy, and Chaves Counties, N. Mex., on the one hand, and, on the other, points in Colorado; and (b) between points in Chaves County, N. Mex., on the one hand, and, on the other, points in Colorado east and north of a line beginning at the Colorado-New Mexico State line and extending along Interstate Highway 25 to its junction with U.S. Highway 24, thence along U.S. Highway 24 to its junction with Colorado Highway 13/789, thence along Colorado Highway 13/789 to its junction with Colorado Highway 64, thence along Colorado Highway 64 to the Colorado-Utah State line. The purpose of this filing is to

eliminate the gateway of points in Texas on and west of U.S. Highway 77 between the Oklahoma-Texas State line and Denton, on and west of U.S. Highway 377 between Denton and Fort Worth and on and north of U.S. Highway 80 between Fort Worth and the Texas-New Mexico State line.

No. MC–105984 (Sub-No. E17), filed May 5, 1974. Applicant: JOHN B. BARBOUR, JR., d.b.a. JOHN B. BARBOUR TRUCKING COMPANY, P.O. Box 577, Iowa Park, Tex., 76367. 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: (1) *Machinery, materials, supplies, and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *pipe, pipe line materials, machinery, and equipment*, incidental to, or used in, the construction, repairing, or dismantling of gas, gasoline and oil, pipelines; and (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, between points in Kansas on and south of a line beginning at the Kansas-Missouri State line, and extending along Kansas Highway 68 to its junction with U.S. Highway 50, thence along U.S. Highway 50 to its junction with U.S. Highway 56, thence along U.S. Highway 56 to the Kansas-Oklahoma State line on the one hand, and, on the other, points in Colorado on and west of a line beginning at the New Mexico-Colorado State line, and extending along U.S. Highway 285 to Grant, thence along unnumbered Colorado Highway to its junction with U.S. Highway 40, thence along U.S. Highway 40 to its junction with Colorado Highway 125, thence along Colorado Highway 125 to the Wyoming-Colorado State line. The purpose of this filing is to eliminate the gateway of points in Texas on and west of U.S. Highway 77 between the Oklahoma-Texas State line and Denton, on and west of U.S. Highway 377 between Denton and Fort Worth, and on and north of U.S. Highway 80 between Fort Worth and the Texas-New Mexico State line.

No. MC–111401 (Sub-No. E3), filed May 12, 1974. Applicant: GROENDYKE TRANSPORT, INC., P.O. Box 632, Enid, Okla. 73701. Applicant's representative: Victor R. Comstock (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehilces, from points in Oklahoma (except points in that part of Cimarron County west of U.S. Highway 287/385 and north of U.S. Highway 56/64), to points in that part of New Mexico on and north of U.S. Highway 66 (except points in that part of Union County north and east of a line beginning at the Oklahoma-New Mexico State line, thence along U.S. Highway 56/64 to junction U.S. Highway 64/87, thence along U.S. Highway 64/87 to junction New Mexico Highway 72, thence along New Mexico Highway 72 to junction New Mexico Highway 551 to the New Mexico-Colorado State line). The purpose of this filing is to eliminate the gateway of points in that part of Texas on and north of U.S. Highway 66.

No. MC–111545 (Sub-No. E25), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, between points in Ohio, on the one hand, and, on the other, points in South Carolina. The purpose of this filing is to eliminate the gateway of Charlotte, N.C.

No. MC–111545 (Sub-No. E27), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which because of size or weight, requires the use of special equipment, between points in Oklahoma, on the one hand, and, on the other, points in Virginia. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Asheville, N.C.

No. MC–111545 (Sub-No. E65), filed May 23, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in that part of Illinois located on, west, and north of a line beginning at the Missouri-Illinois State line, thence along U.S. Highway 36 to junction Illinois Highway 57, thence along Illinois Highway 57 to junction Illinois Highway 61, thence along Illinois Highway 61 to junction U.S. Highway 136, thence along U.S. Highway 136 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction Illinois Highway 116, thence along Illinois Highway 116 to junction Illinois Highway 41, thence along Illinois Highway 41 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Illinois Highway 78, thence along Illinois Highway 78 to junction Illinois Highway 2, thence along Illinois Highway 2 to the Illinois-Wisconsin State line, on the one hand, and, on the other, points in that part of Tennessee located on, south, and east of a line beginning at the Alabama-Tennessee State line, thence along U.S. Highway 431 to junction U.S. Highway 431 to junction U.S. Highway 64, thence along U.S. Highway 64 to junction Tennessee Highway 50, thence along Tennessee Highway 50 to junction Tennessee Highway 55, thence along Tennessee Highway 55 to junction U.S. Highway 70S, thence along U.S. Highway 70S to junction U.S. Highway 70, thence along U.S. Highway 70 to junction Tennessee Highway 58, thence along Tennessee Highway 58 to junction Tennessee Highway 72, thence along Tennessee Highway 72 to junction U.S. Highway 129, thence along U.S. Highway 129 to the Tennessee-North Carolina State line. The purpose of this filing is to eliminate the gateway of Clinton or Keokuk, Iowa.

No. MC–111545 (Sub-No. E82), filed May 21, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in the Lower Peninsula fo Michigan, on the one hand, and, on the other, points in that part of Missouri on and west of a line beginning at the Mississippi River, thence along Missouri Highway 47 to Old Mines, thence along Missouri Highway 21 to the Missouri-Arkansas State line. The purpose of this filing is to eliminate the gateway of Keokuk, Iowa.

No. MC–111545 (Sub-No. E83), filed May 21, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, from points in Maryland, Massachusetts, New Hampshire, and New Jersey to points in that part of Arkansas on and west of U.S. Highway 71. The purpose of this filing is to eliminate the gateways of (1) Ringgold, Ga., and (2) Eagletown or Westville, Okla.

No. MC–111545 (Sub-No. E84), filed May 21, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert

E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in Indiana, on the one hand, and, on the other, points in that part of Oklahoma located on, west, and north of a line beginning at the Kansas-Oklahoma State line, thence along U.S. Highway 281 to junction Oklahoma Highway 15, thence along Oklahoma Highway 15 to junction U.S. Highway 283, thence along U.S. Highway 283 to junction Oklahoma Highway 51, thence along Oklahoma Highway 51 to the Oklahoma-Texas State line. The purpose of this filing is to eliminate the gateways of Keokuk, Iowa, and Alexandria, Mo.

No. MC–112822 (Sub-No. E116), filed May 25, 1974. Applicant: BRAY LINES, INCORPORATED, P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Robert A. Stone (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar*, from points in that part of Kansas on, south, and east of a line beginning at the Oklahoma-Kansas State line and extending along U.S. Highway 183 to junction U.S. Highway 54, thence along U.S. Highway 54 to the Kansas-Missouri State line to points in that part of New Mexico on, north, and west of a line beginning at the Texas-New Mexico State line and extending along U.S. Highway 56 to Springer, thence along U.S. Highway 85 to Ribera, thence along New Mexico Highway 3 to Duran, thence along U.S. Highway 54 to the New Mexico-Texas State line. The purpose of this filing is to eliminate the gateway of Swink, Colo.

No. MC–112822 (Sub-No. E117), filed May 25, 1974. Applicant: BRAY LINES, INCORPORATED, P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Robert A. Stone (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar*, in bulk, from Bayard, Gering, Mitchell, and Scottsbluff, Nebr., to points in Arkansas and Missouri. The purpose of this filing is to eliminate the gateway of Kansas City, Mo.

No. MC–113651 (Sub-No. E15), filed May 13, 1974. Applicant: INDIANA REFRIGERATOR LINES, INC., 2404 North Broadway, Muncie, Ind. 47303. Applicant's representative: Henry A. Dillon (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*, 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 hides), from the plantsite and storage facilities of, or utilized by, American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont. The purpose of this filing is to eliminate the gateway of Peoria, Ill.

No. MC–113843 (Sub-No. E95), filed May 8, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meats, meat products, and meat byproducts*, as described in Section A of Appendix I to the report in *Descriptions for Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except liquid commodities, in bulk, in tank vehicles), from Southboro, Mass., to Huntington, W. Va., Chicago, Ill., Green Bay and Milwaukee, Wis., points in Indiana, Michigan, Ohio, and Williamsport, Pa., and points in that part of Pennsylvania on, north, and west of a line beginning at the Pennsylvania-New York State line and extending along Pennsylvania Highway 14 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Syracuse, N.Y.

No. MC–113843 (Sub-No. E121), filed May 5, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Boston, Mass., to points in that part of Tennessee on and west of a line beginning at the Kentucky-Tennessee State line and extending along Tennessee Highway 42 to junction U.S. Highway 70S, thence along U.S. Highway 70S to McMinnville, thence along Tennessee Highway 55 to junction Tennessee Highway 50, thence along Tennessee Highway 50 to junction U.S. Highway 431, thence along U.S. Highway 431 to the Tennessee-Alabama State line. The purpose of this filing is to eliminate the gateways of Syracuse, N.Y., and Detroit, Mich. (via Canada).

No. MC–113843 (Sub-No. E122), filed May 5, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Boston, Mass., to Williamsport, Pa., and points in that part of Pennsylvania on, north, and west of a line beginning at the Pennsylvania-New York State line and extending along Pennsylvania Highway 14 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Syracuse, N.Y.

No. MC–113843 (Sub-No. E138), filed May 12, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh meats*, from Sandusky, Ohio to points in that part of Connecticut on and east of a line beginning at the Connecticut-Massachusetts State line and extending along Interstate Highway 91 to junction U.S. Highway 5, thence along U.S. Highway 5 to junction Connecticut Highway 2, thence along Connecticut Highway 2 to junction Connecticut Highway 85, thence along Connecticut Highway 85 to the Long Island Sound. The purpose of this filing is to eliminate the gateways of Detroit, Mich and Buffalo, N.Y. (via Canada).

No. MC–113843 (Sub-No. E147), filed May 12, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, as defined by the Commission, from Martins Ferry, Ohio, to points in that part of Kentucky on and west of U.S. Highway 45. The purpose of this filing is to eliminate the gateway of Detroit, Mich.

No. MC–113843 (Sub-No. E148), filed May 12, 1974, Applicant: REFRIGERATED FOOD EXPRESS, Inc., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, as defined by the Commission, from Martins Ferry, Ohio, to Gary, Ind. The purpose of this filing is to eliminate the gateway of Detroit, Mich.

No. MC–113843 (Sub-No. E152), filed May 12, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (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 defined by the Commission, from Cincinnati, Ohio, to Silver Creek and Olean, N.Y., and points in Erie County, N.Y. The purpose of this filing is to eliminate the gateway of Buffalo, N.Y.

No. MC–116273 (Sub-No. E12), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles from the storage facilities of Sinclair Oil Corporation located at or near Peru, Ill., to points in that part of Colorado west of a line beginning at San Antonio, thence along U.S. Highway 285 to junction Colorado Highway 9, thence along Colorado Highway 9 to junction Colorado

Highway 14, thence, along Colorado Highway 14 to junction Colorado Highway 125, thence along Colorado Highway 125 to the Colorado-Wyoming State line, and that part of Wyoming west of a line beginning near Laramia, thence along U.S. Highway 287 to junction Wyoming Highway 487, thence along Wyoming Highway 487 to junction Wyoming Highway 220, thence along Wyoming Highway 220 to junction U.S. Highway 87, thence along U.S. Highway 87 to the Wyoming-Montana State line. The purpose of this filing is to eliminate the gateway of points in that part of Indiana located in the Chicago, Ill. commercial zone.

No. MC–116273 (Sub-No. E13), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles from the storage facilities of Sinclair Oil Corporation located at or near Peru, Ill., to points in Michigan, restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the Flexi-Flo Terminal of Penn Central Transportation at Hammond, Ind.

No. MC–116273 (Sub-No. E14), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramir Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* (except petroleum chemicals) in bulk, in tank vehicles from the plant site of American Oil Company located at or near Whiting, Ind., to points in Minnesota and that part of Wisconsin on, west, and north of a line beginning near Fairplay, thence along U.S. Highway 61 to junction U.S. Highway 53, thence along U.S. Highway 53 to junction U.S. Highway 2, thence along U.S. Highway 2 to Ashland. The purpose of this filing is to eliminate the gateway of the storage facilities utilized by American Oil Company in Dubuque, Iowa.

No. MC–116273 (Sub-No. E17), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer*, in bulk, in tank vehicles, from Muskegon, Mich., and points within 5 miles thereof, to points in Iowa, Minnesota, North Dakota, and South Dakota. The purpose of this filing is to eliminate the gateway of Rochelle, Ill.

No. MC–116273 (Sub-No. E18), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petroleum products and fertilizers), in bulk, in tank vehicles, from Muskegon, Mich., and points within five (5) miles thereof, to points in Alabama, Arkansas, Colorado, that part of Georgia on and south of U.S. Highway 280, Iowa, Kansas, Louisiana, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Texas, and Wyoming. The purpose of this filing is to eliminate the gateway of the facilities of the Philadelphia Quartz Company at or near La Salle, Ill.

No. MC–116273 (Sub-No. E19), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 S. Laramie Avenue, Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid carbonized ink*, in bulk, in tank vehicles, from Muskegon, Mich., and points within 5 miles thereof, to Temple, Tex. The purpose of this filing is to eliminate the gateway of Sycamore, Ill.

No. MC–116273 (Sub-No. E20), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, having a prior movement by rail, in bulk, in tank vehicles, from Muskegon, Mich., and points within 5 miles to points in Iowa, Minnesota, and Missouri. The purpose of this filing is to eliminate the gateway of the Flexi-Flo Terminal of Penn Central Transportation Company at Hammond, Ind.

No. MC–116273 (Sub-No. E21), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles, from Muskegon, Mich., and points within five miles thereof; to points in Kansas, Minnesota, Missouri, Nebraska, North Dakota, and South Dakota. The purpose of this filing is to eliminate the gateway of the storage facilities of Sinclair Petrochemicals, Inc., located at or near Peru, Ill.

No. MC–116273 (Sub-No. E25), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 S. Laramine Avenue, Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastics*, to the extent they are petroleum products, in bulk, in tank vehicles, from points in that part of Illinois located within the Chicago, Ill., commercial zone, to points in Ohio, restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the Flexi-Flo Terminal of Penn Central Transportation Company on the facilities of Bulk Distribution Center at Hammond, Ind.

No. MC–116273 (Sub-No. E26), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastics*, to the extent they are petroleum products, in bulk, in tank vehicles, from Whiting and East Chicago, Ind., to points in Ohio, restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the facilities of Bulk Distribution at Dolton, Ill.

No. MC–116273 (Sub-No. E27), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pellets*, to the extent they are petroleum products, in tank vehicles, from Whiting and East Chicago, Ind., to points in Alabama, California, Colorado, Idaho, Oregon, and Henry, Weakley, Obion, Lake, Dyer, Gibson, Crockett, Lauderdale, Tipton, Haywood, Shelby, Fayette, Hardeman, Madison, Gibson, Carroll, Benton, Henderson, Chester, McNairy, Hardin, Wayne, Decatur, Lewis, Lawrence, Giles, Marshall, Lincoln, Moore, Coffee, Franklin, Marion, Grundy, Sequatchie, Hamilton, Bradley, and Polk Counties, Tenn., Texas, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Marseilles, Ill.

No. MC–116273 (Sub-No. E29), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* (except liquefied petroleum gas), in bulk, in tank vehicles, from points in that part of Illinois located within the Chicago, Ill., commercial zone, to points in Michigan, Minnesota, Missouri, Indiana (except points in Lake County), Iowa (except points in Dubuque, Clinton, and Jackson Counties), Wisconsin (except points in Manitowoc, Calumet, Winnebago, Waukesha, Adams, Marquette, Green Lake, Sheboygan, Fond du Lac, Sauk, Columbia, Dodge, Ozaukee, Washington, Iowa, Dane, Jefferson, Milwaukee, Racine, Walworth, Rock, Green, Lafayette, and Kenosha Counties, and that part of Illinois on, south, and west of a line beginning at Moline, thence along Interstate Highway 80 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction Illinois Highway 17, thence along Illinois Highway 17 to junction Illinois Highway 114,

thence along Illinois Highway 114 to the Illinois-Indiana State line, restricted against the transportation of liquid chemicals derived from petroleum or petroleum products (except liquified petroleum gases, including anhydrous ammonia and petroleum aromatic compounds), as defined in *The Maxwell Co., Extension—Addyston*, 63 M.C.C. 677, and further restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the Flexi-Flo Terminal of Penn Central Transportation Company at Hammond, Ind.

No. MC–116273 (Sub-No. E30), filed May 22, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pellets*, in bulk, in tank vehicles, from Milwaukee, Wis., to points in Alabama, California, Colorado, Idaho, Oregon, Tennessee, Texas, Utah, Washington, and West Virginia. The purpose of this filing is to eliminate the gateway of Marseilles, Ill.

No. MC–116273 (Sub-No. E31), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, (except petroleum products and cryogenic liquids), in bulk, in tank vehicles, from the plantsite of Apple River Chemical Company at or near Niota, Ill., to points in Colorado, Georgia, Pennsylvania, West Virginia, Wyoming, that part of Alabama on and south of a line beginning at Sulphur Springs, thence along U.S. Highway 59 to junction U.S. Highway 82, thence along U.S. Highway 82 to the Alabama-Mississippi State line, that part of Mississippi on and south of U.S. Highway 98, that part of North Dakota on and west of U.S. Highway 83, and that part of Tennessee on and south of a line beginning at Chattanooga, thence along U.S. Highway 127 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction Tennessee Highway 55, thence along Tennessee Highway 55 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Tennessee-Alabama State line. The purpose of this filing is to eliminate the gateway of the facilities of the Philadelphia Quartz Company at or near La Salle, Ill.

No. MC–116273 (Sub-No. E32), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer*, in bulk, in tank vehicles, from the plantsite of Apple River Chemical Company at or near Niota, Ill., to points in that part of North Dakota on and west of a line beginning at or near Hettinger, thence along North Dakota Highway 8 to junction North Dakota Highway 200, thence along North Dakota Highway 200 to junction North Dakota Highway 22, thence along North Dakota Highway 22 to junction North Dakota Highway 23, thence along North Dakota Highway 23 to junction North Dakota Highway 8, thence along North Dakota Highway 8 to the International Boundary line between the United States and Canada. The purpose of this filing is to eliminate the gateway of Rochelle, Ill.

No. MC–116273 (Sub-No. E33), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except cryogenic liquids, liquified petroleum gas, and liquid fertilizer), in bulk, in tank vehicles, from the plantsite of Apple River Chemical Company at or near Niota, Ill., to points in New Jersey, Texas, New York, Massachusetts, Connecticut, and that part of Pennsylvania on and east of U.S. Highway 219. The purpose of this filing is to eliminate the gateway of Janesville, Wis.

No. MC–116273 (Sub-No. E34), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastics*, to the extent they are petroleum products, in bulk, in tank vehicles, from Detroit, Mich., to Whiting, Ind. The purpose of this filing is to eliminate the gateway of points in that part of the Lower Peninsula of Michigan on, south, and west of a line beginning at Manistee, thence along Michigan Highway 55 to junction Michigan Highway 76, thence along Michigan Highway 76 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Michigan Highway 25, thence along Michigan Highway 25 to Unionville, thence along unnumbered County highway to junction Michigan Highway 53, thence along Michigan Highway 53 to junction Michigan Highway 59, thence along Michigan Highway 59 to the west bank of Lake St. Clair, and thence along west bank of Lake St. Clair, the Detroit River, and Lake Erie to the Michigan-Ohio State line.

No. MC–116273 (Sub-No. E38), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids, chemicals, fertilizers, and fertilizer ingredients* (except cryogenics liquids), in bulk, in tank vehicles, from the Flexi-Flo Terminals of Penn Central Transportation Company at Hammond, Ind., to points in Kansas, Nebraska, and South Dakota. The purpose of this filing is to eliminate the gateway of the plantsite of the Apple River Chemical Company at or near East Dubuque, Ill.

No. MC–116273 (Sub-No. E47), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid animal feed supplements*, in bulk, in tank vehicles, from Adrian, Mich., to points in Iowa, Minnesota, and Missouri, restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the Flexi-Flo Terminals of Penn Central Transportation Company at Hammond, Ind.

No. MC–116273 (Sub-No. E48), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal tar and coal tar products* (except coal tar chemicals), from Milwaukee, Wis., to points in Kentucky and Tennessee. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–116273 (Sub-No. E51), filed May 24, 1974. Applicant: D&L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, (except liquefied petroleum gas and liquid fertilizers), in bulk, in tank vehicles, from the plant site of Diversified Chemicals and Propellants Company at Frankfort, Ill., to points in Texas, that part of Florida on and south of Florida Highway 70, that part of Nebraska on and west of U.S. Highway 83, and that part of Iowa on and north of a line beginning at or near Dubuque, thence along U.S. Highway 20 to junction U.S. Highway 169, thence along U.S. Highway 169 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Nebraska State line. The purpose of this filing is to eliminate the gateway of Janesville, Wis.

No. MC–116273 (Sub-No. E52), filed May 24, 1974. Applicant: D&L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, (except petroleum products and fertilizers), in bulk, in tank vehicles, from the plantsite of Diversified Chemicals and Propellants Company at Frankfort, Ill., to points in Alabama,

Arkansas, Colorado, Iowa, Kansas, Louisiana, Mississippi, Nebraska, North Dakota, Oklahoma, South Dakota, Texas, Wyoming and that part of Pennsylvania on and west of a line beginning at or near Great Bend, thence along Interstate Highway 81 to the Pennsylvania Turnpike, thence along the Pennsylvania Turnpike to junction Pennsylvania Highway 100, thence along Pennsyvania Highway 100 to the Pennsylvania-New Jersey State line. The purpose of this filing is to eliminate the gateway of the facilities of the Philadelphia Quartz Company at or near La Salle, Ill.

No. MC-116273 (Sub-No. E58), filed May 24, 1974. Applicant: D&L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and Petroleum products*, in bulk, in tank vehicles, from points in that part of the Lower Peninsula of Michigan on, south, and west of a line beginning at Manistee, thence along Michigan Highway 55 to junction Michigan Highway 76, thence along Michigan Highway 76 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Michigan Highway 25, thence along Michigan Highway 25 to Unionville, thence along unnumbered county Highway to junction Michigan Highway 53, thence along Michigan Highway 53 to junction Michigan Highway 59, thence along Michigan Highway 59 to the west bank of Lake St. Clair, the Detroit River and Lake Erie to the Michigan-Ohio State line, to points in Colorado, Wyoming, that part of Nebraska on and west of U.S. Highway 83, and that part of South Dakota on and west of U.S. Highway 83, restricted against the transportation of liquid chemicals derived from petroleum or petroleum products (except liquefied petroleum gases, including anhydrous ammonia and petroleum aromatic compounds), as defined in The Maxwell Co., Extension-Addyston, 63 M.C.C. 677. The purpose of this filing is to eliminate the gateway of Whiting, Ind.

No. MC-116273 (Sub-No. E68), filed May 24, 1974. Applicant: D&L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and peroleum products*, in bulk, in tank vehicles, from the storage facilities utilized by American Oil Company in Dubuque, Iowa, to points in that part of the Lower Peninsula of Michigan on, south, and west of a line beginning at Manistee, thence along Michigan Highway 55 to junction Michigan Highway 76, thence along Michigan Highway 76 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Michigan Highway 25, thence along Michigan Highway 25 to Unionville, thence along unnumbered county highway to junction Michigan Highway 53, thence along Michigan Highway 53 to junction Michigan Highway 59, thence along Michigan Highway 59 to the west bank of Lake St. Clair and thence along the west bank of Lake St. Clair, the Detroit River and Lake Erie to the Michigan-Ohio State line. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC-119531 (Sub-No. E4), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5381 Wooster Road, Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fibre drums*, from Louisville, Ky., (1) to Van West, Ohio; and (2) to points in Michigan (except south of a line beginning at the Indiana-Michigan State line extending north along Interstate Highway 94 to its intersection with Interstate Highway 69, thence along Interstate Highway 69 to the Indiana-Michigan State line). The purpose of this filing is to eliminate the gateway of (a) the plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind., for (1) above; and (b) the plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind., and Van West, Ohio, for (2) above.

No. MC-119531 (Sub-No. E5), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio. 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper cartons*, from the plant site of St. Regis Paper Co., at or near Willis (Washtenaw County), Mich., to points in Wisconsin; and (2) *Fibreboard containers, sheets and displays*, from the plant site of St. Regis Paper Co., at or near Willis (Washtenaw County), Mich., to points in Minnesota on, north, and west of a line, beginning at the shore of Lake Superior at Duluth, Minn., and extending west along Minnesota Highway 23 to Montevideo, thence along U.S. Highway 59 to the Minnesota-Iowa State line. The purpose of this filing is to eliminate the gateways of Rockdale, Ill., for (1) above, and Anderson, Ind., for (2) above.

No. MC-119531 (Sub-No. E6), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio. 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boxes (fiberboard or pulpboard)*, corrugated or other than corrugated, knocked-down, from Anderson, Ind., to points in Maryland. The purpose of this filing is to eliminate the gateway of Mount Vernon, Ohio.

No. MC-119531 (Sub-No. E7), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio. 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper boxes, knocked down*, from Anderson, Ind., to points in New York, New Jersey, and Pennsylvania. The purpose of this filing is to eliminate the gateway of Cleveland, Ohio.

No. MC-119531 (Sub-No. E8), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio. 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Woodpulp and supplies used in the manufacture of pulpboard and pulpboard boxes*, (except commodities in bulk) from points in Kentucky (except points west of U.S. Highway 41, to Chicago, Ill.) The purpose of this filing is to eliminate the gateway of plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind.

No. MC-119531 (Sub-No. E9), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Road, Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fiber cylindrical containers*, from the plant and warehouse sites of Weyerhaeuser Company at Columbus, Ind., to points in Iowa (except points south of a line beginning at the Iowa-Illinois State line near Muscatine, Iowa and extending west along Iowa Highway 92 to Iowa Highway 71, and thence along Iowa Highway 71 to the Iowa-Missouri State line), and points in Wisconsin. The purpose of this filing is to eliminate the gateway of Addison, Ill.

No. MC-119531 (Sub-No. E10), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boxes (fiberboard or pulpboard)*, corrugated or other than corrugated, knocked-down, from Anderson, Ind., to points in West Virginia. The purpose of this filing is to eliminate the gateway of Circleville, Ohio.

No. MC-119531 (Sub-No. E11), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Rd., Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers, and paper cartons* when moving together with glass containers, from Rockdale, Ill., to points in Missouri on and south of a line beginning at the Illinois-Missouri State line at or near

Cairo, Ill., extending west along U.S. Highway 60 to Springfield, Mo., thence along Interstate Highway 44 to the Missouri-Kansas State line. The purpose of this filing is to eliminate the gateway of the plant and warehouse sites of Midland Glass Company, Inc., at or near Terre Haute, Ind.

No. MC–119531 (Sub-No. E12), filed June 2, 1974. Applicant: SUN EXPRESS, INC., 5391 Wooster Road, Cincinnati, Ohio 45226. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic bottles*, from Dundee, Mich., to points in Pennsylvania (except points on and north of U.S. Highway 62), restricted to traffic originating at Dundee, Mich. The purpose of this filing is to eliminate the gateway of Massillon, Ohio.

No. MC–124078 (Sub-No. E16), filed May 10, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petrochemicals*, in bulk, in tank trucks, from Savannah, Ga., to points in Louisiana and points is Mississippi (except points in George, Stone, Jackson, Harrison, and Hancock Counties). The purpose of this filing is to eliminate the gateway of Augusta, Ga.

No. MC–124078 (Sub-No. E25), filed May 10, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except hydrofluorilic acid, such naval stores as are chemicals, crude tall oil, sulphate, black liquor skimmings, and liquid alum), in bulk, in tank vehicles, from Atlanta, Ga. to points in Illinois, Indiana, Kentucky, Michigan, Minnesota, Missouri, New Jersey, Ohio, Rhode Island, Wisconsin, and points in Lee, Scott, Wise, Russell, Dickenson, Buchanan, Tazewell, Bland, Giles, Pulaski, Montgomery, Roanoke, Botetourt, Craig, Bath, and Highland Counties, Va. The purpose of this filing is to eliminate the gateway of the plant site of the Velsicol Chemical Corporation at or near Chattanooga, Tenn.

No. MC–127196 (Sub-No. E14), filed May 17, 1974. Applicant: KLINE TRUCKING INC., P.O. Box 355, Millville, Pa. 17846. Applicant's representative: James L. Kline (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials, supplies, and compounds parts used in the manufacture and assembly of mobile buildings* (except commodities in bulk and those which, because of size or weight, require the use of special equipment), (1) from points in New York (except New York, N.Y.), to points in California and Idaho; (2) from points in New Jersey (except points in Bergen, Essex, Hudson, and Union Counties, points in that part of Passaic and Morris Counties south and east of U.S. Highway 202, points in that part of Middlesex County north of the Raritan River, and the plantsite of Flint Kote Company in Camden), to points in California, Idaho, Texas, Louisiana, Arkansas, Kansas, Missouri, and Iowa; (3) from points in Delaware to points in California, Idaho, Texas, Louisiana, Arkansas, Kansas, Missouri, and Iowa; and (4) from points in Maryland to points in California and Idaho. The purpose of this filing is to eliminate the gateway of Millville, Pa.

No. MC–127840 (Sub-No. E6), filed May 12, 1974. Applicant: MONTGOMERY TANK LINES, INC., 17730 S. Chicago Avenue, Lansing, Ill. 60438. Applicant's representative: Elton E. Babbitt (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal fats, animal oils, and vegetable oils, and edible blends and edible products of animal fats, animal oils and vegetable oils*, (not including liquid chemicals), as are usually dealt in, or used by, meat, fruit, and vegetable packinghouses, in tank or hopper-type vehicles, from points in Colorado east of a line beginning at the Wyoming-Colorado State line and Interstate Highway 25, thence along Interstate Highway 25 to the junction with U.S. Highway 50, thence along U.S. Highway 50 to the Colorado-Kansas State line, to points in Michigan, Ohio, Pennsylvania, New York, New Jersey, Indiana (except points west of a line beginning at the Indiana-Illinois State line and U.S. Highway 150, thence south on U.S. Highway 150 to its intersection with Indiana Highway 46 at or near Terre Haute, Ind., thence along Indiana Highway 46 to its intersection with Indiana Highway 37, thence along Indiana Highway 37 to its intersection with U.S. Highway 150, thence along U.S. Highway 150 to the Indiana-Kentucky State line), and Kentucky (except points west of U.S. Highway 150 beginning at the Kentucky-Indiana State line, thence along U.S. Highway 150 to its intersection with Kentucky Highway 55, thence along Kentucky Highway 55, to its intersection with U.S. Highway 127, thence along U.S. Highway 127 to the Kentucky-Tennessee State line). The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–74321 (Sub-No. E8), filed June 3, 1974. Applicant: B. F. WALKER, P.O. Box 17B, Denver, Colo. 80217. Applicant's representative: Richard P. Kissinger (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, materials, supplies, and equipment* incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, (1) between points in Mississippi, on the one hand, and, on the other, points in Montana (points in Oklahoma and Nebraska)*; (2) between points in Kentucky, on the one hand, and, on the other, points in Wyoming (points in Missouri, Oklahoma, Colorado, or Nebraska)*; (3) between points in Arkansas, on the one hand, and, on the other, points in New Mexico (points in Texas)*; (4) between points in Arkansas, on the one hand, and, on the other, points in Nevada (points in Oklahoma and New Mexico)*; (5) between points in Arkansas, on the one hand, and, on the other, points in Montana (points in Oklahoma and Nebraska)*; (6) between points in Arkansas, on the one hand, and, on the other, points in Utah (points in Oklahoma and Colorado)*; (7) between points in Arkansas, on the one hand, and, on the other, points in South Dakota (points in Oklahoma and Nebraska)*; (8) between points in Arkansas, on the one hand, and, on the other, points in North Dakota (points in Oklahoma and Nebraska)*; (9) between points in Los Angeles, Orange, Ventura, Santa Barbara, San Luis Obispo, Kern, and Kings Counties, Calif., and points in that part of Fresno County, Calif., within 40 miles of Coalinga, Calif., on the one hand, and, on the other points in Missouri (points in Nevada, New Mexico and Oklahoma)*; (10) between points in Arkansas, on the one hand, and, on the other, points in Los Angeles, Orange, Ventura, Santa Barbara, San Luis Obispo, Kern, and Kings Counties, Calif., and points in that part of Fresno County, Calif., within 40 miles of Coalinga, Calif. (points in Texas, New Mexico, and Nevada)*;

(11) Between points in Arizona, on the one hand, and, on the other, points in Missouri (points in New Mexico and Oklahoma)*; (12) between points in Arizona, on the one hand, and, on the other, points in Mississippi (points in New Mexico and Texas)*; (13) between points in Arizona, on the one hand, and, on the other, points in Indiana (points in New Mexico, Oklahoma, and Missouri)*; (14) between points in Arizona, on the one hand, and, on the other, points in Kentucky (points in New Mexico, Oklahoma, and Missouri)*; (15) between points in Arizona, on the one hand, and, on the other, points in Illinois (points in New Mexico and Missouri)*; (16) between points in Arizona, on the one hand, and, on the other, points in Arkansas (points in New Mexico and Texas)*; (17) between points in Los Angeles, Orange, Ventura, Santa Barbara, San Luis Obispo, Kern, and Kings Counties, Calif., and those in that part of Fresno County, Calif., within 40 miles of Coalinga, Calif., on the one hand, and, on the other, points in Mississippi (points in Nevada, New Mexico, and Texas)*; (18) between points in Los Angeles, Orange, Ventura, Santa Barbara, San Luis Obispo, Kern, and Kings Counties, Calif., and those in that part of Fresno County, Calif., within 40 miles of Coalinga, Calif., on the one hand, and, on the other, points in Kentucky (points in Nevada, New

Mexico, Oklahoma, and Missouri) *; (19) between points in Los Angeles, Orange, Ventura, Santa Barbara, San Luis Obispo, Kern and Kings Counties, Calif., and those in that part of Fresno County, Calif., within 40 miles of Coalinga, Calif., on the one hand, and, on the other, points in Indiana (points in Nevada, New Mexico, Oklahoma, and Missouri) *; (20) between points in Los Angeles, Orange, Ventura, Santa Barbara, San Luis Obispo, Kern, and Kings Counties, Calif., and those in that part of Fresno County, Calif., within 40 miles of Coalinga, Calif., on the one hand, and, on the other, points in Illinois (points in Nevada, New Mexico, Oklahoma, and Missouri) *;

(21) Between points in Arkansas, on the one hand, and, on the other, points in Wyoming (points in Oklahoma and Colorado) *; (22) between points in Missouri, on the one hand, and, on the other, points in Texas (points in Oklahoma) *; (23) between points in Missouri, on the one hand, and, on the other, points in New Mexico (points in Oklahoma) *; (24) between points in Missouri, on the one hand, and, on the other, points in Nevada (points in Oklahoma and Colorado) *; (25) between points in Mississippi, on the one hand, and, on the other, points in Utah (points in Oklahoma and Colorado) *; (26) between points in Mississippi, on the one hand, and, on the other, points in South Dakota (points in Oklahoma and Nebraska) *; (27) between points in Mississippi, on the one hand, and, on the other, points in North Dakota (points in Oklahoma and Nebraska) *; (28) between points in Mississippi, on the one hand, and, on the other, points in New Mexico (points in Texas) *; (29) between points in Mississippi, on the one hand, and, on the other, points in Nevada (points in Texas and New Mexico) *; (30) between points in Mississippi, on the one hand, and, on the other, points in Nebraska (points in Oklahoma) *;

(31) Between points in Indiana, on the one hand, and, on the other, points in Texas (points in Missouri and Oklahoma) *; (32) between points in Indiana, on the one hand, and, on the other, points in Oklahoma (points in Missouri) *; (33) between points in Indiana, on the one hand, and, on the other, points in New Mexico (points in Missouri and Oklahoma) *; (34) between points in Indiana, on the one hand, and, on the other, points in Nevada (points in Missouri, Oklahoma, and Colorado) *; (35) between points in Kentucky, on the one hand, and, on the other, points in Utah (points in Missouri, Oklahoma, and Colorado) *; (36) between points in Kentucky, on the one hand, and, on the other, points in Texas (points in Missori) *; (37) between points in Kentucky, on the one hand, and, on the other, points in Oklahoma (points in Missouri) *; (38) between points in Kentucky, on the one hand, and, on the other, points in New Mexico (points in Missouri and Oklahoma) *; (39) between points in Kentucky, on the one hand, and, on the other, points in Nevada (points in Missouri, Oklahoma, and Colorado) *; (40) between points in Illinois, on the one hand, and, on the other, points in Texas (points in Missouri and Oklahoma) *;

(41) Between points in Mississippi, on the one hand, and, on the other, points in Utah (points in Texas) *; (42) between points in Arkansas, on the one hand, and, on the other, points in Kansas (points in Oklahoma) *; (43) between points in Arkansas, on the one hand, and, on the other, points in Colorado (points in Oklahoma) *; (44) between points in Mississippi, on the one hand, and, on the other, points in Wyoming (points in Oklahoma and Nebraska) *; (45) between points in Colorado, on the one hand, and, on the other, points in Mississippi (points in Texas) *; (46) between points in Colorado, on the one hand, and, on the other, points in Kentucky (points in Oklahoma and Missouri) *; (47) between points in Illinois, on the one hand, and, on the other, points in Oklahoma (points in Missouri) *; (48) between points in Illinois, on the one hand, and, on the other, points in New Mexico (points in Missouri and Oklahoma) *; (49) between points in that part of Colorado on and south of a line beginning at the Utah-Colorado State line, thence along U.S. Highway 50 to junction Colorado Highway 96, thence along Colorado Highway 96 to the Kansas-Colorado State line, on the one hand, and, on the other, points in Missouri (points in Oklahoma) *; (50) between points in that part of Colorado on and north of a line beginning at the Utah-Colorado State line, thence along U.S. Highway 50 to junction Colorado Highway 96, thence along Colorado Highway 96 to the Kansas-Colorado State line, on the one hand, and, on the other, points in that part of Missouri south of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction Missouri Highway 7, thence along Missouri Highway 7 to junction U.S. Highway 66, thence along U.S. Highway 66 to junction Missouri Highway 8, thence along Missouri Highway 8 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction Missouri Highway 32, thence along Missouri Highway 32 to the Missouri-Illinois State line (points in Oklahoma) *;

(51) Between points in Illinois, on the one hand, and, on the other, points in that part of Nevada on and south of U.S. Highway 50 (points in Missouri, Oklahoma, and Colorado or New Mexico) *; (52) between points in that part of Illinois on and south of a line beginning at the Illinois-Iowa State line, thence along U.S. Highway 34 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction Illinois Highway 116, thence along Illinois Highway 116 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Illinois-Indiana State line, on the one hand, and, on the other, points in that part of Nevada on and north of U.S. Highway 50 (points in Missouri, Oklahoma and Colorado or New Mexico) *; (53) between points in Missouri, on the one hand, and, on the other, points in that part of Utah on and south of a line beginning at the Utah-Nevada State line, thence along Interstate Highway 80 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Interstate Highway 70, thence along Interstate 70 to the Colorado-Utah State line (points in Oklahoma and Colorado) *; (54) between points in that part of Missouri on and south of a line beginning at the Missouri-Kansas State line thence along U.S. Highway 69 to junction Missouri Highway 10, thence along Missouri Highway 10 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Missouri-Illinois State line, on the one hand, and, on the other, points in that part of Utah on and north of a line beginning at the Utah-Nevada State line, thence along Interstate Highway 80 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Interstate Highway 70, thence along Interstate Highway 70 to the Colorado-Utah State line (points in Oklahoma and Colorado) *;

(55) Between points in that part of Missouri on, north and west of a line beginning at the Missouri-Kansas State line, thence along Missouri Highway 18 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Iowa-Missouri State line on the one hand, and, on the other, points in that part of Arkansas on and west of a line beginning at the Arkansas-Missouri State line, thence along U.S. Highway 62 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Arkansas-Louisiana State line (points in Oklahoma) *; (56) between points in Arkansas, on the one hand, and, on the other, points in Nebraska (points in Oklahoma) *; (57) between points in that part of Missouri on and south of a line beginning at the Missouri-Kansas State line, thence along Missouri Highway 96 to junction U.S. Highway 66, thence along U.S. Highway 66 to junction Interstate Highway 44, thence along Interstate Highway 44 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Missouri-Illinois State line, on the one hand, and, on the other, points in Wyoming (points in Oklahoma and Colorado or Nebraska) *; (58) between points in that part of Kansas on, south, and west of a line beginning at the Colorado-Kansas State line, thence along Kansas Highway 96 to junction U.S. Highway 283, thence along U.S. Highway 283 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction with Kansas Highway 96, thence along Kansas Highway 96 to junction U.S. Highway 75,

thence along U.S. Highway 75 to the Oklahoma-Kansas State line, on the one hand, and, on the other, points in Illinois (points in Missouri and Oklahoma)*; (59) between points in that part of Missouri located on and south of a line beginning at the Kansas-Missouri State line, thence along U.S. Highway 54 to junction Missouri Highway 7, thence along Missouri Highway 7 to junction U.S. Highway 66, thence along U.S. Highway 66 to junction Missouri Highway 8, thence along Missouri Highway 8 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction Missouri Highway 32, thence along Missouri Highway 32 to the Missouri-Illinois State line, on the one hand, and, on the other, points in Montana (points in Oklahoma and Nebraska or Colorado)*; (60) between points in Kansas, on the one hand, and, on the other, points in Mississippi (points in Oklahoma)*;

(61) Between points in that part of Kansas on, west, and south of a line beginning at the Kansas-Nebraska State line, thence south on U.S. Highway 283 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction U.S. Highway 59, thence along U.S. Highway 59 to the Kansas-Oklahoma State line, on the one hand, and, on the other, points in that part of Missouri on and south of a line beginning at the Missouri-Oklahoma State line, thence along Interstate Highway 44 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Illinois-Missouri State line (points in Oklahoma)*; (62) between points in Kentucky, on the one hand, and, on the other, points in that part of Kansas on and west of a line beginning at the Kansas-Nebraska State line, thence along U.S. Highway 281 to junction Kansas Highway 4, thence along Kansas Highway 4 to Junction Interstate Highway 35–W, thence along Interstate Highway 35–W to junction U.S. Highway 56, thence along U.S. Highway 56 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Kansas-Oklahoma State line (points in Missouri and Oklahoma)*; (63) between points in that part of Illinois on and south of U.S. Highway 36, on the one hand, and, on the other, points in that part of Wyoming on and south of a line beginning at the Wyoming-Idaho State line, thence along Wyoming Highway 22 to junction U.S. Highway 187, thence along U.S. Highway 187 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction Wyoming Highway 28, thence along Wyoming Highway 28 to junction U.S. Highway 187, thence U.S. Highway 187 to junction Interstate Highway 80, thence along Interstate 80 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to the Wyoming-Colorado State line (points in Colorado and Nebraska or Oklahoma)*; (64) between points in that part of Missouri on and south of a line beginning at the Missouri-Kansas State line, thence along U.S. Highway 54 to junction Missouri Highway 32, thence along Missouri Highway 32 to the Missouri-Illinois State line, on the one hand, and, on the other, points in Nebraska (points in Oklahoma)*;

(65) Between points in that part of Illinois on and north of a line beginning at the Illinois-Indiana State line, thence along U.S. Highway 24 to juction U.S. Highway 45, thence along U.S. Highway 45 to junction Illinois Highway 54, thence along Illinois Highway 54 to junction Illinois Highway 47, thence along Illinois Highway 47 to junction Interstate Highway 72 near White Health, thence along Interstate Highway 72 to junction Illinois Highway 47 near Monticello, thence along Illinois Highway 47 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Illinois-Missouri State line, on the one hand, and, on the other, points in that part of Louisiana on and west of a line beginning at the Louisiana-Texas State line, thence along Louisiana Highway 1 to junction Louisiana Highway 6, thence along Louisiana Highway 6 to junction Louisiana Highway 117, thence along Louisiana Highway 117 to junction Louisiana Highway 8, thence along Louisiana 8 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Louisiana Highway 10, thence along Louisiana Highway 10 to junction Louisiana Highway 13, thence along Louisiana Highway 13 to junction Louisiana Highway 14, thence along Louisiana Highway 14 to junction Louisiana Highway 82, thence along Louisiana Highway 82 to junction Louisiana Highway 333, thence along Louisiana Highway 333 to Intracoastal (points n Missouri and Oklahoma)*; (66) between points in that part of Louisiana on and south of a line beginning at the Arkansas-Louisiana State line, thence along U.S. Highway 71 to junction U.S. Highway 190, thence along U.S. Highway 190 to the Louisiana-Mississippi State line, on the one hand, and, on the other, points in that part of Missouri on and west of a line beginning at the Missouri-Iowa State line, thence along U.S. Highway 65 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction Missouri Highway 39, thence along Missouri Highway 39 to the Missouri-Arkansas State line (points in Oklahoma)*;

(67) Between points in that part of Indiana on and south of a line beginning at the Indiana-Ohio State line, thence along Indiana Highway 67 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Illinois State line, on the one hand, and, on the other, points in that part of Wyoming, on south, and west of a line beginning at the Colorado-Wyoming State line, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 287, thence along U.S. Highway 87 to junction U.S. Highway 26, thence along U.S. Highway 26 to the Idaho-Wyoming State line (points in Missouri, Oklahoma, and Colorado)*; (68) between points in that part of Indiana on and north of Indiana Highway 64, on the one hand, and, on the other, points in that part of Louisiana on and west of a line beginning at the Louisiana-Arkansas State line, thence along Louisiana Highway 7 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction Louisiana Highway 6, thence along Louisiana Highway 6 to junction Louisiana Highway 117, thence along Louisiana Highway 117 to junction Louisiana Highway 8, thence along Louisiana Highway 8 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Louisiana Highway 14, thence along Louisiana Highway 14 to junction Louisiana Highway 27, thence along Louisiana Highway 27 to the Gulf of Mexico (points in Missouri and Oklahoma)*; (69) between points in that part of Illinois on and north of U.S. Highway 36 on the one hand, and, on the other, points in that part of Utah on and south of a line beginning at the Utah-Colorado State line, thence along U.S. Highway 50 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction Utah Highway 116, thence along Utah Highway 116 to junction Utah Highway 132, thence along Utah Highway 132 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Utah-Nevada State line (points in Missouri, Oklahoma, and Colorado)*;

(70) between points in that part of Kentucky on and east of a line beginning at the Kentucky-Tennessee State line, thence along U.S. Highway 231 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Kentucky-Indiana State line on the one hand, and, on the other, points in that part of Montana on and west of a line beginning at the International Boundary line between the United States and Canada, thence along Montana Highway 233 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction Montana Highway 236, thence along Montana Highway 236 to junction U.S. Highway 191, thence along U.S. Highway 191 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction U.S. Highway 89, thence along U.S. Highway 89 to the Montana-Wyoming State line (points in Missouri, Oklahoma, and Nebraska)*; (71) between points in that part of Kentucky on and west of a line beginning at the Kentucky-Tennessee State line, thence along U.S. Highway 231 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Kentucky-Indiana State line, on the one hand, and, on the other, points in Montana (points in Missouri, Oklahoma, and Nebraska)*; (72) between points in that part of Kansas on and south of a line beginning at the Kansas-Colorado State line, thence along Kansas Highway 96 to junction U.S. Highway 56, thence along

U.S. Highway 56 to junction Kansas Highway 14, thence along Kansas Highway 14 to junction Kansas Highway 96, thence along Kansas Highway 96 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Interstate Highway 35–W, thence along Interstate Highway 35–W to junction Kansas Highway 196, thence along Kansas Highway 196 to junction U.S. Highway 54, thence along U.S. Highway 54 to the Kansas-Missouri State line, on the one hand, and, on the other, points in Indiana (points in Missouri and Oklahoma) *:

(73) Between points in that part of Indiana on and south of a line beginning at the Indiana-Illinois State line, thence along U.S. Highway 36 at junction Indiana Highway 32, thence along Indiana Highway 32 to the Indiana-Ohio State line, on the one hand, and, on the other, points in that part of Kansas on, north, and west of a line beginning at the Kansas-Colorado State line, thence along Kansas Highway 96 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Kansas-Nebraska State line (points in Missouri and Oklahoma) *; (74) between points in that part of Indiana on and south of U.S. Highway 24, on the one hand, and, on the other, points in Utah (points in Missouri, Oklahoma, and Colorado) *; (75) between points in that part of Utah on and south of a line beginning at the Utah-Nevada State line, thence along U.S. Highway 50 to junction Interstate Highway 15, thence along Interstate 15 to junction U.S. Highway 189, thence along U.S. Highway 189 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Colorado-Utah State line, on the one hand, and, on the other, points in Indiana (points in Missouri, Oklahoma, and Colorado) *; (76) between points in that part of Colorado on and south of U.S. Highway 50, on the one hand, and, on the other, points in Illinois (points in Oklahoma and Missouri) *; (77) between points in that part of Colorado on and north of U.S. Highway 50, on the one hand, and, on the other, points in that part of Illinois on and south of U.S. Highway 50 (points in Oklahoma and Missouri) *; and (78) between points in that part of Illinois on and south of U.S. Highway 36, on the one hand, and, on the other, points in Utah (points in Missouri, Oklahoma, and Colorado) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC–76177 (Sub-No. E48), filed April 15, 1974. Applicant: BAGGETT TRANSPORTATION CO., 2 South 32d St., Birmingham, Ala. 35233. Applicant's representative: T. C. Sinclair (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives and blasting supplies*, between points in Vermont, on the one hand, and, on the other, points in Ohio south of a line beginning at the Ohio-Indiana State line and extending along Interstate Highways 80 and 90 to junction Interstate Highway 80 near Elyria, thence over Interstate Highway 80 to junction Interstate Highway 76, thence over Interstate Highway 76 to the Ohio-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of points within 15 miles of both Allentown and Reynolds, Pa.

No. MC–76177 (Sub-No. E55), filed April 15, 1974. Applicant: BAGGETT TRANSPORTATION CO., 2 South 32d St., Birmingham, Ala. 35233. Applicant's representative: T. C. Sinclair (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives and blasting supplies*, from points in Florida east of the Apalachicola River to points in Arkansas. The purpose of this filing is to eliminate the gateway of McAdory, Ala.

No. MC–76177 (Sub-No. E 56), filed April 15, 1974. Applicant: BAGGETT TRANSPORTATION, 2 South 32d Street, Birmingham, Ala. 35233. Applicant's representative: T. C. Sinclair (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives and blasting supplies*, from points in Florida south and west of a line beginning at the Florida-Georgia State line and extending along U.S. Highway 27 to junction U.S. Highway 441 near Leesburg, thence over U.S. Highway 441 to Orlando, thence over Florida Highway 50 to the Atlantic Ocean, to points in Michigan. The purpose of this filing is to eliminate the gateway of Ordill, Ill.

No. MC–95540 (Sub-No. E159), filed April 22, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30342. 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: *Canned citrus products*, in vehicles equipped with mechanical refrigeration, in mixed loads with citrus products, not canned and not frozen, from points in Florida on and east of Florida Highway 77, to points in Kansas. The purpose of this filing is to eliminate the gateway of Doraville, Ga.

No. MC–95540 (Sub-No. E 210), filed April 28, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE, Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen vegetables, frozen fruits, and frozen berries*, from Gainesville, Ga., to points in Louisiana. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC–95540 (Sub-No. E545), filed May 9, 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 Bridgeton, N.J., to points in Louisiana. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC–95540 (Sub-No. E547), filed May 9, 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 Bridgeton, N.J., to points in Kentucky. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC–95540 (Sub-No. E548), filed May 9, 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* (except in bulk, in tank vehicles), from Buffalo, N.Y., to points in Nevada. The purpose of this filing is to eliminate the gateway of points in Tennessee (except Memphis, Tenn., and points in the commercial zone thereof).

No. MC–95540 (Sub-No. E548), filed May 9, 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* (except in bulk, in tank vehicles), from Buffalo, N.Y., to points in Nevada. The purpose of this filing is to eliminate the gateway of points in Tennessee (except Memphis, Tenn., and points in the commercial zone thereof).

No. MC–95540 (Sub-No. E549), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen Foods*, from Buffalo, N.Y., to points in New Mexico. The purpose of this filing is to eliminate the gateway of points in Tennessee (except Memphis, Tenn., and points in the commercial zone thereof).

No. MC–95540 (Sub-No. E. 550), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicles, over irregular routes, transporting: *Butter, cheese, cream and milk, including concentrated milk*, from points in Indiana, to points in Florida on and east of U.S. Highway 231. The purpose of the filing is to eliminate the gateway of Moultrie, Ga.

No. MC–95540 (Sub-No. E551), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common*

carrier, by motor vehicle, over irregular routes, transporting: *Canned foodstuffs*, not coldpack or frozen, from Red Creek, Waterloo, Rushville, Penn Yan, Egypt, Fairport, Lyons, Newark, and Syracuse, N.Y., to points in Georgia on, east and south of a line beginning at the Georgia-Alabama State line and extending along Georgia Highway 8 to its junction with Georgia Highway 100 to its junction with Georgia Highway 120, thence along Georgia Highway 92 to its junction with Georgia Highway 5, thence along Georgia Highway 55 to its junction with Georgia Highway 108, thence along Georgia Highway 108 to its junction with an unnumbered Georgia Highway, thence along an unnumbered Georgia Highway to its junction with Georgia Highway 52, thence along Georgia Highway 52 to its junction with an unnumbered Georgia Highway, thence along an unnumbered Georgia Highway to its junction with Georgia Highway 60, thence along Georgia Highway 60 to its junction with U.S. Highway 76, thence along U.S. Highway 76 to its junction with Georgia Highway 69, thence along Georgia Highway 69 to the Georgia-North Carolina State line. The purpose of this filing is to eliminate the gateway of points in Virginia on the Del-Mar-Va Peninsula south of the Chesapeake and Delaware Canal.

No. MC–95540 (Sub-No. E626), filed May 6, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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 Greeley, Colo., to points in Florida. The purpose of this filing is to eliminate the gateway of Tifton, Ga.

No. MC–95540 (Sub-No. E627), filed May 6, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, classified as meats, meat products and meat by-products, as defined in Appendix A to the report in *Modification of Permits-Packing House Products*, 46 M.C.C. 23, from Moultrie, Ga., to Sioux City, Iowa. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–95540 (Sub-No. E 628), filed May 8, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles), from Lexington, Nebr., to points in Mississippi. The purpose of this filing is to eliminate the gateway of Union City, Tenn.

No. MC–95540 (Sub-No. E 629), filed May 8, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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*, from Madison, S. Dak., to points in Florida. The purpose of this filing is to eliminate the gateway of Union City, Tenn.

No. MC–95540 (Sub-No. E 684), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, and coconuts and pineapples*, when moving in the same vehicle and at the same time with bananas, from points in North Carolina east of U.S. Highway 301 to points in Florida. The purpose of this filing is to eliminate the gateway of Jacksonville, Fla.

No. MC–95540 (Sub-No. E 689), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from points in Georgia on or east of U.S. Highway 301 to points in Arizona. The purpose of this filing is to eliminate the gateways of Jacksonville, Fla., and Gulfport, Miss.

No. MC–95540 (Sub-No. 692), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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, from points in New Mexico to points in South Carolina. The purpose of this filing is to eliminate the gateway of Dothan, Ala.

No. MC–105984 (Sub-No. E11), filed May 5, 1974. Applicant: JOHN B. BARBOUR, JR., dba JOHN B. BARBOUR TRUCKING CO., P.O. Box 577, Iowa Park, Tex. 76367. 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:

(1) *Machinery, materials, supplies, and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *pipe, pipe line materials, machinery and equipment*, incidental to, or used in, the construction, repairing, or dismantling of gas, gasoline and oil, pipelines (except the stringing and picking up of pipe in connection with main pipelines); and

(2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, between points in New Mexico, on, south, and east of a line beginning at the New Mexico-Texas State line near Nara Vista, and extending along U.S. Highway 54 to its junction with New Mexico Highway 104, thence along New Mexico Highway 104 to its junction with Interstate Highway 25, thence along Interstate Highway 25 to Las Cruces, thence along Interstate Highway 10 to the New Mexico-Arizona State line, on the one hand, and, on the other, points in Montana on and north of a line beginning at the Montana-Idaho State line, and extending along Montana Highway 43 to its junction with U.S. Highway 91, thence along U.S. Highway 91 to its junction with Interstate Highway 90, thence along Interstate Highway 90 to its junction with Interstate Highway 94, thence along Interstate Highway 94 to the North Dakota-Montana State line. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC–105984 (Sub-No. E14), filed May 5, 1974. Applicant: JOHN B. BARBOUR, JR., dba JOHN B. BARBOUR TRUCKING CO., P.O. Box 577, Iowa Park, Tex. 76367. 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:

(1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *pipe, pipe line materials, machinery and equipment*, incidental to, or used in, the construction, repairing, or dismantling of gas, gasoline and oil, pipelines (except the stringing and picking up of pipe in connection with main pipelines); and

(2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery

and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, between points in Kansas on and south of U.S. Highway 54, on the one hand, and, on the other, points in Wyoming on, north, and west of a line beginning at the Wyoming-Colorado State line, and extending along U.S. Highway 287 to its junction with Wyoming Highway 34, thence along Wyoming Highway 34 to its junction with Interstate Highway 25, thence along Interstate Highway 25 to its junction with U.S. Highway 18/20, thence along U.S. Highway 18/20 to the Wyoming-Nebraska State line. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC–105984 (Sub-No. E15), filed May 5, 1974. Applicant: JOHN B. BARBOUR, JR., dba JOHN B. BARBOUR TRUCKING CO., P.O. Box 577, Iowa Park, Iowa 76367. 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: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *pipe, pipe line materials, machinery and equipment*, incidental to, or used in, the construction, repairing, or dismantling of gas, gasoline and oil pipelines, except the stringing and picking up of pipe in connection with main pipelines; and (2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, between points in Kansas on, west and south of a line beginning at the Kansas-Oklahoma State line, and extending along U.S. Highway 59 to its junction with U.S. Highway 54, thence along U.S. Highway 54 to its junction with Kansas Highway 254, thence along Kansas Highway 254 to its junction with Kansas Highway 96, thence along Kansas Highway 96 to its junction with U.S. Highway 50, thence along U.S. Highway 50 to its junction with U.S. Highway 56, thence along U.S. Highway 56 to the Kansas-Oklahoma State line, on the one hand, and, on the other, points in Montana on, north and west of a line beginning at the Montana-Wyoming State line, and extending along U.S. Highway 310 to its junction with Montana Highway 200, thence along Montana Highway 200 to its junction with Montana Highway 200S, thence along Montana Highway 200S to its junction with U.S. Highway 10, thence along U.S. Highway 10 to the Montana-North Dakota State line. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC–107295 (Sub-No. E84), filed May 14, 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: *Composition board*, from Lodi, N.J., to points in New Mexico. The purposes of this filing is to eliminate the gateway of San Antonio, Tex.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.74–15522 Filed 7–5–74;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateways

JULY 1, 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(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 on or before July 15, 1974. A copy must also be served upon applicant or its representative. 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–2860 (Sub-No. E9), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen citrus products*, from points in Florida, to points in Delaware. The purpose of this filing is to eliminate the gateway of Salisbury, Md.

No. MC–2860 (Sub-No. E18), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th Street NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Maryland and that part of Delaware on and east of U.S. Highway 15 and north of the Chesapeake and Delaware Canal, to points in Alabama, Louisiana, Mississippi, Arkansas, Iowa, Nebraska, Kansas, Missouri, Illinois, Minnesota, and Wisconsin. The purpose of this filing is to eliminate the gateway of points in Maryland, Delaware, or Virginia, east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal.

No. MC–2860 (Sub-No. E19), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th St. NW., Suite 300, Washington, D.C. 20036. 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, and those injurious or contaminating to other lading), from Detroit, Mich., to points in Connecticut, Delaware, Massachusetts, New Jersey, Rhode Island, that part of Maryland east of the Susquehanna River, that part of New York on and east of a line beginning at the New York-Pennylvania State line, thence along New York Highway 52 to junction U.S. Highway 209, thence along U.S. Highway 209 to junction Interstate Highway 87, thence along Interstate Highway 87 to junction Interstate Highway 90, thence along Interstate Highway 90 to the New York-Massachusetts State line, and that part of Pennsylvania on and east of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 222 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 33, thence along U.S. Highway 33 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Pennsylvania-New York State line. The purpose of this filing is to eliminate the gateway of Camden, N.J.

No. MC–2860 (Sub-No. E20), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th St. NW., Suite 300, Washington, D.C. 20036. 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, and those injurious or contaminating to other lading), from Detroit, Mich., to points in that part of Florida on and south of a line beginning at the Atlantic Ocean, thence along Interstate Highway 4 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Caloosahatchee River, thence along the Caloosahatchee River to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of Baltimore, Md.

No. MC–2860 (Sub-No. E21), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126 16th St. NW., Suite 300, Washington, D.C. 20036.

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and *equipment, materials, and supplies* used in the conduct of such business (except commodities in bulk, and those injurious or contaminating to other lading), from the plantsite of the Agar Packing Company at Momence, Ill., to points in Connecticut, Rhode Island, and Massachusetts. The purpose of this filing is to eliminate the gateway of Camden, N.J.

No. MC–2860 (Sub-No. E22), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126–16th St., NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such canned goods* as are distributed by meat packinghouses, from the plantsite of Agar Packing Company at Momence, Ill., to points in that part of North Carolina on and east of U.S. Highway 52, and that part of South Carolina on and east of Interstate 95 and on and north of U.S. Highway 521. The purpose of this filing is to eliminate the gateway of points in Greene County, Pa.

No. MC 2860 (Sub-No. E24), filed May 17, 1974. Applicant: NATIONAL FREIGHT INC., 57 Westpark Avenue, Vineland, N.J. 08360. Applicant's representative: Jacob P. Billig, 1126–16th St. NW., Suite 300, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts*, and *articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, and those injurious or contaminating to other lading), from the plantsite of Armour & Company at or near Emporia, Kansas, to points in Connecticut, Massachusetts, and Rhode Island. The purpose of this filing is to eliminate the gateway of Camden, N.J.

No. MC–8338 (Sub-No. E1), filed May 12, 1974. Applicant: R. B. HAMILTON MOVING AND STORAGE CORPORATION, Railroad Avenue, Rosalyn Heights, N.Y. 11577. Applicant's representative: Edward M. Alfano, 550 Mamaroneck Ave., Harrison, N.Y. 10528. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Connecticut, Massachusetts, New Hampshire, Maine, Vermont, Rhode Island, points in Bergen, Essex, Hudson, Middlesex, Passaic, and Union Counties, N.J., points in Nassau, Rockland, Suffolk, and Westchester Counties, N.Y., and New York, N.Y., on the one hand, and on the other, points in Ohio, Michigan, and Illinois. The purpose of this filing is to eliminate the gateway of points in Nassau County, N.Y.

No. MC–11207 (Sub-No. E2), filed February 15, 1974. Applicant: DEATON INC., P.O. Box 938, Birmingham, Ala. 35201. Applicant's representative: C. N. Knox (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles* (except commodities which because of size or weight require the use of special equipment), from Georgetown, D.C., to points in Tennessee in and west of Franklin, Coffee, Cannon, Wilson, Trousdale, and Macon Counties. The purpose of this filing is to eliminate the gateway of Huntsville, Ala.

No. MC–17868 (Sub-No. E4), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th St., Harrisburg, Pa., 17104. Applicant's representative: Thomas R. Kingsley, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as described by the Commission, between points in Greene, Washington, Allegheny, Fayette, Westmoreland, Indiana, Cambria, Somerset, Bedford, Fulton, Monroe, Delaware, Philadelphia, Montgomery, and Buck Counties, Pa., on the one hand, and, on the other, points in Connecticut, Massachusetts, Rhode Island, and points in New York, in and east of St. Lawrence, Herkimer, Otsego, Delaware, Sullivan, Orange, Rockland, and Westchester Counties, and New York, N.Y. The purpose of this filing is to eliminate the gateway of Wilmington, Del., and Harrisburg, Pa.

No. MC–17868 (Sub-No. E5), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th St., Harrisburg, Pa., 17104. Applicant's representative: Thomas R. Kingsley, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Virginia, on the one hand, and on the other, points in Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, and Maine. The purpose of this filing is to eliminate the gateways of Wilmington, Del. and Harrisburg, Pa.

No. MC–17868 (Sub-No. E6), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th St., Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, from points in and east of Bradford, Wyoming Susquehanna, Luzerne, Carbon, Lehigh, Monroe, Bucks, Philadelphia, Montgomery, Chester, and Delaware Counties, Pa., on the one hand, and on the other, points in Georgia, Kentucky, and Tennessee. The purpose of this filing is to eliminate the gateways of Wilmington, Del. and Harrisburg, Pa.

No. MC–17868 (Sub-No. E7), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th St., Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Vermont, on the one hand, and, on the other, points in Mercer, Lawrence, Beaver, Greene, Monroe, Washington, Butler, Allegheny, Fayette, Westmoreland, Armstrong, Indiana, Somerset, Bedford, Fulton, Blair, Cambria, Delaware, Philadelphia, Montgomery, Bucks, and Northampton Counties, Pa. The purpose of this filing is to eliminate the gateways of Wilmington, Del., and Harrisburg, Pa.

No. MC–17868 (Sub-No. E8), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION, 1001 South 14th Street, Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Pennsylvania, on the one hand, and, on the other, points in Maine and Florida. The purpose of this filing is to eliminate the gateway of Wilmington, Del., and Harrisburg, Pa.

No. MC–17868 (Sub-No. E9), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th Street, Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Bradford, Susquehanna, Wayne, Wyoming, Sullivan, Luzerne, Lackawanna, Carbon, Monroe, Pike, Lehigh, Northampton, Bucks, Montgomery, Philadelphia, and Delaware Counties, Pa., on the one hand, and on the other, points in Virginia and West Virginia. The purpose of this filing is to eliminate the gateways of Wilmington, Del., and Harrisburg, Pa.

No. MC–17868 (Sub-No. E10), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th Street, Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission, between points

in Delaware, Philadelphia, Montgomery, and Bucks Counties, Pa., on the one hand, and, on the other, points in Ohio, Indiana, Illinois, Iowa, and Michigan. The purpose of this filing is to eliminate the gateway of Wilmington, Del., and Harrisburg, Pa.

No. MC–17868 (Sub-No. E11), filed June 3, 1974. Applicant: H. E. BRINKERHOFF & SONS TRANSPORTATION CO., 1001 South 14th Street, Harrisburg, Pa. 17104. Applicant's representative: Thomas R. Kingsley, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission, between points in Virginia, in and east of James City, Surrey, Isle of Wight, and Nansemond Counties, and Virginia Beach, on the one hand, and, on the other, points in Ohio, Indiana, Michigan, Illinois, and Iowa. The purpose of this filing is to eliminate the gateways of Sussex County, Delaware, Powellsville, Md., and Harrisburg, Pa.

No. MC–52579 (Sub-No. E3), filed May 24, 1974. Applicant: GILBERT CARRIER CORP., One Gilbert Dr., Secaucus, N.J. 07094. Applicant's representative: Fred L. Cardascia (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel*, on hangers, between points in Florida on the one hand, and, on the other, points in California. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC–52579 (Sub-No. E4), filed May 22, 1974. Applicant: GILBERT CARRIER CORP., One Gilbert Dr., Secaucus, N.J. 07094. Applicant's representative: Fred L. Cardascia (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Garments*, on hangers, from Minneapolis and St. Paul, Minn., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virgina, and that part of Illinois north of U.S. Highway 136. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–52579 (Sub-No. E5), filed May 22, 1974. Applicant: GILBERT CARRIER CORP., One Gilbert Dr., Secaucus, New Jersey 07094. Applicant's representative: Fred L. Cardascia (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Garments*, from Rutherford and Trenton, Tenn., and Brownsville and Morgantown, Ky., to San Francisco and Los Angeles, Calif. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC–64932 (Sub-No. E99), filed June 3, 1974. Applicant: ROGERS CARTAGE CO., 10735 So. Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn syrup*, in bulk, in tank vehicles, from Chicago and Argo, Ill., and Roby, Ind., to points in Alabama, Florida, Georgia, Mississippi, North Carolina, and South Carolina. The purpose of this filing is to eliminate the gateway of Decatur, Ill.

No. MC–64932 (Sub-No. E100), filed June 3, 1974. Applicant: ROGERS CARTAGE CO., 10735 So. Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn syrup*, in bulk, in tank vehicles, from Minneapolis and St. Paul, Minn., to points in Alabama, Florida, Georgia, Mississippi, North Carolina, and South Carolina. The purpose of this filing is to eliminate the gateway of Decatur, Ill.

No. MC–64932 (Sub-No. E101), filed June 3, 1974. Applicant: ROGERS CARTAGE CO., 10735 So. Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn syrup*, in bulk, in tank vehicles, from Pekin, Ill., to points in Alabama, Florida, Georgia, Mississippi, North Carolina, and South Carolina. The purpose of this filing is to eliminate the gateway of Decatur, Ill.

No. MC–64932 (Sub-No. E106), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 So. Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Cleveland, Ohio, to points in California. The purpose of this filing is to eliminate the gateway of the plantsite of Baird Chemical Industries Inc., at or near Mapleton, Ill.

No. MC–64932 (Sub-No. E107), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 So. Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petro-chemicals), in bulk, in tank vehicles, from Louisville, Ky., to points in Oregon. The purpose of this filing is to eliminate the gateway of Swanton, Ohio.

No. MC–64932 (Sub-No. E108), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Detroit, Mich., to points in California. The purpose of this filing is to eliminate the gateway of the plantsite of Baird Chemical Industries, Inc., at or near Mapleton, Ill.

No. MC–64932 (Sub-No. E109), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Louisville, Ky., to points in California. The purpose of this filing is to eliminate the gateway of the plantsite of Baird Chemical Industries, Inc., at or near Mapleton, Ill.

No. MC–64932 (Sub-No. E110), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Cleveland, Ohio, to points in Arkansas, Louisiana, and Mississippi and points in those portions of Colorado, New Mexico, and Wyoming on and east of U.S. Highway 85. The purpose of this filing is to eliminate the gateway of Marshall, Ill.

No. MC–64932 (Sub-No. E113), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from St. Louis, Mo., to points in Connecticut, Delaware, Maryland, Massachusetts, North Dakota, and Rhode Island. The purpose of this filing is to eliminate the gateway of Marshall, Ill.

No. MC–64932 (Sub-No. E114), filed May 10, 1974. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Ave., Oak Lawn, Ill. 60453. Applicant's representative: W. F. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Terre Haute, Ind., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Kansas, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas (except Harris County), Vermont, Virginia, West Virginia, and points in those portions of Colorado, New Mexico, and Wyoming on and east of U.S. Highway 85. The purpose of this filing is to eliminate the gateway of Marshall, Ill.

No. MC–74321 (Sub-No. E6), filed June 3, 1974. Applicant: B. F. WALKER, P.O. Box 17B, Denver, Colorado 80217. Applicant's representative: Richard P. Kissinger (same as above). Authority sought to operate as a *common carrier*,

by motor vehicle, over irregular routes, transporting: *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites and (d) the injection or removal of commodities into or from holes or wells: (1) Between points in Arizona, on the one hand, and, on the other, points in Kansas, Louisiana, Oklahoma and Texas (points in New Mexico)*; (2) between points in Colorado, on the one hand, and, on the other, points in Louisiana (points in Texas)*; (3) between points in that part of Kansas on and east of U.S. Highway 83, on the one hand, and, on the other, points in Nevada (points in New Mexico)*; (4) between points in that part of Kansas on and south of a line beginning at the Missouri-Kansas State line, thence along Interstate Highway 70 to junction U.S. Highway 156, thence along U.S. Highway 156 to junction U.S. Highway 56, thence along U.S. Highway 56 to the Kansas-Oklahoma State line, on the one hand, and, on the other, points in Utah (points in New Mexico)*; (5) between points in Louisiana, on the one hand, and, on the other, points in Montana, Utah and Wyoming (points in Texas)*; (6) between points in Louisiana, on the one hand, and, on the other, points in that part of Nebraska on and west of U.S. Highway 83, that part of North Dakota on and west of Highway 3, and that part of South Dakota on and west of U.S. Highway 83 (points in Colorado and Texas)*; (7) between points in Louisiana on the one hand, and, on the other, points in Nevada (points in New Mexico)*; (8) between points in Nevada, on the one hand, and, on the other, points in Oklahoma and Texas (points in New Mexico)*; (between points in that part of North Dakota) on and west of North Dakota Highway 3, on the one hand, and, on the other, points in Texas (points in Colorado)*; (10) between points in that part of South Dakota on and west of U.S. Highway 83, on the one hand, and, on the other points in Texas (points in Colorado)*; (11) between points in Oklahoma, on the one hand, and, on the other, points in Montana (points in Colorado and Texas)*; and (12) between points in Oklahoma, on the one hand, and, on the other, points in Utah and Wyoming (points in Texas)*. The purpose of this filing is to eliminate the gateways indicated with asterisks above.

No. MC-88368 (Sub-No. E11), filed May 15, 1974. Applicant: CARTWRIGHT VAN LINES, INC., 1109 Cartwright Avenue, Grandview, Mo. 64030. Applicant's representative: Theodore Polydoroff, Suite 600, 1250 Connecticut Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, (1) from points in Illinois to points in Alabama (points in Missouri and Mississippi),* points in Colorado (points in Missouri, Bloomington, Ill., and points within 25 miles thereof, and Newton, Kans., and points within 15 miles),* points in Florida (points in Missouri and Mississippi, Florence, Sheffield, and Tuscumbia, Ala., points in Indiana and Illinois within 100 miles of Daneville, Ill., including Daneville, Ill., points in Harlan County, Ky., points in Georgia within a territory bounded by a line beginning at the Georgia-Florida State line, and extending along U.S. Highway 1 to Waycross, Ga., thence along U.S. Highway 82 to Albany, Ga., thence along Georgia Highway 3 through Baconton, Carmilla, and Pelham, Ga., to Thomasville, Ga., thence along U.S. Highway 19 to the Georgia-Florida State line, and thence along the Georgia-Florida State line, to junction U.S. Highway 1, the point of beginning),* points in Illinois (Harlan, Iowa, points in Nebraska, Wyoming, Colorado, and Montana, Newton, Kans., and points within 15 miles thereof, and Bloomington, Ill., and points within 25 miles thereof),* points in Louisiana (points in Missouri and Mississippi and Florence, Sheffield, and Tuscumbia, Ala.),* points in Mississippi (points in Missouri),* points in Montana (Harlan, Iowa and points within 15 miles thereof, points in Nebraska and Wyoming, and Newton, Kans., and points within 15 miles thereof),* points in Nebraska on and west of U.S. Highway 83 (Harlan, Iowa and points within 15 miles thereof, Bloomington, Ill., and points within 25 miles thereof, and Newton, Kans., and points within 15 miles thereof),* points in New Mexico (points in Missouri, points in Canadian County, Okla., and Bloomington, Ill., and points within 25 miles thereof),* points in Oklahoma (points in Missouri, Bloomington, Ill., and points within 25 miles thereof, and points in Cowley County, Kans.),* points in Oregon (Harlan, Iowa, and points within 15 miles thereof, points in Nebraska, Colorado, and Wyoming, Newton, Kans., and points within 15 miles thereof, and points in Washington east of the Cascade Mountains),* points in Washington (Harlan, Iowa, and points within 15 miles thereof, points in Nebraska, Wyoming, and Colorado, and Newton, Kans., and points within 15 miles thereof),* and points in Wyoming (Harlan, Iowa, and points within 15 miles thereof, points in Nebraska, Newton, Kans., and points within 15 miles thereof, and Bloomington, Ill., and points within 25 miles thereof.)*

(2) From points in Illinois within 100 miles of Danville, Ill., including Danville, to points in Arkansas (points in Missouri and Bloomington, Ill., and points within 25 miles thereof),* points in California in and north of Humboldt, Trinity, Shasta, and Lassen Counties, Calif. (Bloomington, Ill., and points within 25 miles thereof, Harlan, Iowa, and points within 15 miles thereof, points in Nebraska and Wyoming, and points in Washington east of the Cascade Mountains),* points in Connecticut (Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.),* points in Iowa (Bloomington, Ill., and points within 25 miles thereof),* points in Maine (Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, Philadelphia, Pa., and Boston, Mass., and points within 25 miles thereof),* points in Massachusetts (Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.),* points in Nebraska (points in Missouri, Harlan, Iowa, and points within 15 miles thereof, and Bloomington, Ill., and points within 25 miles thereof),* points in New Hampshire (points in Jefferson County, Ohio, Philadelphia, Pa., Boston, Mass., and points within 25 miles thereof, and Bloomington, Ill., and points within 25 miles thereof),* points in New Jersey (Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.),* New York, N.Y., and points in Nassau and Suffolk Counties, N.Y. (Bloomington, Ill., and points within 25 miles thereof, points in Jefferson County, Ohio, and Philadelphia, Pa.),* points in North Carolina (points in Harlan County, Ky., and Bloomington, Ill., and points within 25 miles thereof),* points in Pennsylvania (points in Harlan County, Ky., Bloomington, Ill., and points within 25 miles thereof, and points in Jefferson County, Ohio),* points in Rhode Island (points in Jefferson County, Ohio, Philadelphia, Pa., Boston, Mass., and points within 25 miles thereof, and Bloomington, Ill., and points within 25 miles thereof),* and points in South Dakota (Harlan, Iowa, and points within 5 miles thereof and Bloomington, Ill., and points within 25 miles thereof);* (3) from Bloomington, Ill., and points within 25 miles thereof to points in Tennessee (points in Missouri),* points in Virginia (point in Harlan County, Ky.).* The purpose of this filing is to eliminate the gateways indicated by asterisks.

No. MC-88368 (Sub-No. E12), filed May 15, 1974. Applicant: CARTWRIGHT VAN LINES, INC., 1109 Cartwright Ave., Grandview, Mo. 64030. Applicant's representative: Theodore Polydoroff, Suite 600, 1250 Connecticut Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, (1) from points in Indiana to points in California in and north of Humboldt, Trinity, Shasta, and Lassen Counties, Calif. (Newton, Kans., and points within 15 miles thereof, points in Colorado, and points in Washington east of the Cascade Mountains),* points in Idaho (Newton, Kans., and points within 15 miles thereof, points in Colorado, Wyoming, Nebraska, and Montana, Bloomington, Ill., and points within 25 miles thereof, and Harlan, Iowa, and points within 15 miles thereof),* Harlan, Iowa, and points within 15 miles thereof (Bloomington, Ill., and points within 25 miles thereof),* points in Nebraska west and south of a line beginning at the junction of U.S. Highway 83 and the Nebraska-Kansas State line, thence north on U.S. Highway 83 to North

Platte, Nebr., thence west on Interstate Highway 80 to the junction of U.S. Highway 26, thence northwest on U.S. Highway 26 to the Nebraska-Wyoming State line (Newton, Kans., and points within 15 miles thereof, Bloomington, Ill., and points within 25 miles thereof, and Harlan, Iowa, and points within 15 miles thereof),* points in New Mexico (points in Cowley County, Kans., and points in Canadian County, Okla.),* points in Oregon (Newton, Kans., and points within 15 miles thereof, points in Colorado, Wyoming, and Nebraska, Harlan, Iowa, and points within 15 miles thereof, Bloomington, Ill., and points within 25 miles thereof, and points in Washington east of the Cascade Mountains),* points in Texas (points in Cowley County, Kans., and points in Missouri and Mississippi),* points in Washington (Newton, Kans., and points within 15 miles thereof, Harlan, Iowa, and points within 15 miles thereof, Bloomington, Ill., and points within 25 miles thereof, and points in Nebraska and Wyoming),* points in Wyoming (Newton, Kans., and points within 15 miles thereof, Bloomington, Ill., and points within 25 miles thereof, Harlan, Iowa, and points within 15 miles thereof, and points in Nebraska);* (2) from points in Indiana within 100 miles of Danville, Ill., to points in Arkansas (Bloomington, Ill., and points within 25 miles thereof, and points in Missouri),* points in Michigan on and west of U.S. Highway 41 (Bloomington, Ill., and points within 25 miles thereof),* points in Montana (Bloomington, Ill., and points within 25 miles thereof, Harlan, Iowa, and points within 15 miles thereof, and points in Nebraska and Wyoming),* and points in South Dakota (Bloomington, Ill., and points within 25 miles thereof, and Harlan, Iowa, and points within 15 miles thereof).* The purpose of this filing is to eliminate the gateways marked with asterisks above.

No. MC–95540 (Sub-No. E461), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in New Jersey on and south of U.S. Highway 30 to points in Louisiana. The purpose of this filing is to eliminate the gateway of points in Pike or Spaulding Counties, Ga.

No. MC–95540 (Sub-No. E476), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, 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, and except canned goods), from the plant site of Agar Packing Company at Monmouth, Ill., to Denver, Colo. The purpose of this filing is to eliminate the gateway of Omaha, Nebr.

No. MC–95540 (Sub-No. E477), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. N.E. Suite 212, Atlanta, Ga. 20242. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and dairy products*, 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 Denver, Colo., to points in Florida. The purpose of this filing is to eliminate the gateway of points in Iowa in the Omaha, Nebr., commercial zone.

No. MC–95540 (Sub-No. E478), filed May 15, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen, canned, preserved, or prepared foodstuffs*, from Bridgeton, N.J., to points in Alabama. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC–95540 (Sub-No. E525), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Tifton, Ga., to points in Arizona, California, Colorado, Idaho, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of Colliersville, Tenn.

No. MC–95540 (Sub-No. E527), filed May 9, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, 5299 Roswell Rd. NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen, canned, preserved, or prepared foodstuffs*, from Bridgeton, N.J., to points in Arizona. The purpose of this filing is to eliminate the gateway of Richmond, Va., and Chattanooga, Tenn.

No. MC–104421 (Sub-No. E2), filed May 18, 1974. Applicant: FREEMAN TRANSFER, INC., P.O. Box 623, D.T.S., Omaha, Nebr. 68101. Applicant's representative: Roger W. Norris (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Feed and grain* (except in bulk), (a) between Washington, Kans., and points within 15 miles of Washington, on the one hand, and, on the other, Nickerson, Nebr., and points within 50 miles of Nickerson (except points in Cass, Lancaster, Sarpy, and Saunders Counties, Nebr.); and (b) between Washington, Kans., and points within 15 miles of Washington (except points east of Kansas Highway 15W and north of Kansas Highway 9), on the one hand, and, on the other, points in Cass, Lancaster, Sarpy, and Saunders Counties, Nebr.). (2) *Farm machinery and parts, and agricultural commodities* (except commodities in bulk and those requiring special equipment, between St. Joseph and Kansas City, Mo., and Kansas City, Kans., on the one hand, and, on the other, Nickerson, Nebr., and points in Nebraska within 50 miles of Nickerson (except between St. Joseph, Mo., on the one hand, and, on the other, points in Cass, Douglas, Sarpy, and Washington Counties, Nebr.)). (3) *Binder twine, feed, paint, building materials, petroleum products, in containers, and gasoline station supplies* (except commodities in bulk, those requiring special equipment, and those injurious or contaminating to other lading), between St. Joseph and Kansas City, Mo., and Kansas City, Kans., on the one hand, and, on the other, points in Nebraska (except between St. Joseph, Mo., on the one hand, and, on the other, points in Cass, Douglas, Sarpy, and Washington Counties, Nebr.). (4) *Agricultural commodities, feed, petroleum products, in containers, empty petroleum product containers, building materials, and agricultural implements and parts* (except commodities in bulk, those requiring special equipment, and those injurious or contaminating to other lading), between St. Joseph, Kansas City, and North Kansas City, Mo., and Kansas City, Kans., on the one hand, and on the other, points in Nebraska (except between St. Joseph, Mo., on the one hand, and, on the other, points in Cass, Douglas, Sarpy, and Washington Counties, Nebr.). (5) *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, trailers, mobile homes, prefabricated buildings, and those injurious or contaminating to other lading), between Sioux City, Iowa, on the one hand, and, on the other, points in Nebraska (except points in Cedar, Dakota, Dixon, Knox, Pierce, and Wayne Counties, Nebr.). The purpose of this filing is to eliminate the gateways of Fairburg, Nebr., or Omaha, Nebr., in (1) above; points in Nebraska within 10 miles of Beattie, Kans., in (2) and (3); Axtell, Kans., and points in Nebraska within the Summerfield, Kans., commercial zone in (4); and points in Nebraska both within 15 miles of Jackson, Nebr., and 50 miles of Nickerson, Nebr., in (5).

No. MC–107295 (Sub-No. E130), filed May 13, 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: *Metal conduit* to be used as a building part or accessory, from Glendale, W. Va., (1) to points in Arizona, California, Nevada, Texas, and Utah (Pine Bluff, Ark.)*, and (2) to points in Alabama, Connecticut, Florida, Maine, Massachusetts, Mississippi, New Hampshire, Rhode Island, and Vermont (Youngstown, Ohio)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC–107295 (Sub-No. E180), filed May 13, 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: *Gypsum products*, from Fairfield, Ala., to points in Montana and New Mexico. The purpose of this filing is to eliminate the gateway of Camden, Ark.

No. MC–107295 (Sub-No. E182), filed May 13, 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: *Roofing*, from Port Clinton, Ohio, to points in Arizona, Idaho, Montana, Nevada, Oregon, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of Paris, Ill.

No. MC–107295 (Sub-No. E183), filed May 13, 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: *Composition board*, from the plantsite of Celotex Corporation at Marrero, La., to points in Arizona, California, Idaho, Oregon, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Arkadelphia, Ark.

No. MC–107295 (Sub-No. E185), filed May 13, 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: *Composition board*, from Camden, Ark., (1) to points in Tennessee (Truman, Ark.),* and (2) to points in Arizona, California, Idaho, Nevada, Oregon, Texas, Utah, and Washington (Arkadelphia, Ark.).* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC–110525 (Sub-No. E221), filed May 8, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, as defined in *The Maxwell Co., Extension—Addyston*, 63 M.C.C. 677 (except bituminous products and products and materials), in bulk in tank vehicles, from points in Indiana to points in that part of New York on and south of New York Highway 7. The purpose of this filing is to eliminate the gateways of Follansbee, W. Va., and Natrium, W. Va.

No. MC–110525 (Sub-No. E267), filed May 8, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Maryland to points in Connecticut. The purpose of this filing is to eliminate the gateways of Lima, Pa., and Newark, N.J.

No. MC–110525 (Sub-No. E277), filed May 8, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Maryland to points in Massachusetts. The purpose of this filing is to eliminate the gateways of Lima, Pa., and Newark, N.J.

No. MC–110525 (Sub-No. E295), filed May 8, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except bituminous products and materials), in bulk, in tank vehicles, from points in that part of Maryland on and west of U.S. Highway 220, to points in that part of Tennessee on and east of U.S. Highway 27. The purpose of this filing is to eliminate the gateway of Institute, W. Va.

No. MC–110525 (Sub-No. E424), filed May 8, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* as defined in *The Maxwell Co., Extension—Addyston*, 63 M.C.C. 677, in bulk, in tank vehicles, from points in that part of New York on and south of New York Highway 7, to points in Indiana. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., and Moundsville, W. Va.

No. MC–110525 (Sub-No. E447), filed May 8, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except bituminous products and materials), in bulk, in tank vehicles, from points in that part of New York on and west of Interstate Highway 81, to points in that part of Virginia on and south of U.S. Highway 60 and on and east of U.S. Highway 301. The purpose of this filing is to eliminate the gateways of Johnstown, Pa., Baltimore, Md., and the District of Columbia.

No. MC–111545 (Sub-No. E3), filed May 14, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, GA. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in Connecticut, on the one hand, and, on the other, points in that part of Tennessee within 175 miles of Chattanooga, Tenn. The purpose of this filing is to eliminate the gateway of Asheville, N.C.

No. MC–111545 (Sub-No. E28), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in North Carolina, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateway of Cairo, Ill.

No. MC–111545 (Sub-No. E29), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, between points in Rhode Island, on the one hand, and, on the other, points in Texas. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Hugo, Okla.

No. MC–111545 (Sub-No. E30), filed May 19, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, between points in Massachusetts, on the one hand, and, on the other, points in Oklahoma. The purpose of this filing is

to eliminate the gateway of Ringgold, Ga.

No. MC–111545 (Sub-No. E62), filed May 23, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines) which, because of size or weight, requires the use of special equipment, between points in that part of Georgia located on and north of a line beginning at the South Carolina-Georgia State line, thence along Interstate Highway 20 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction Georgia Highway 166, thence along Georgia Highway 166 to the Georgia-Alabama State line, on the one hand, and, on the other, points in that part of Texas located on and west of a line beginning at the Louisiana-Texas State line, thence along U.S. Highway 84 to junction Texas Highway 7, thence along Texas Highway 7 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Texas Highway 288, thence along Texas Highway 288 to the Gulf of Mexico. The purpose of this filing is to eliminate the gateways of (1) Rome or Atlanta, Ga., and (2) Tom, Okla.

No. MC–111545 (Sub-No. E63), filed May 23, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between Chattanooga, Tenn., on the one hand, and, on the other, points in Illinois. The purpose of this filing is to eliminate the gateway of Hooker, Ga.

No. MC–111545 (Sub-No. E79), filed May 21, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in that part of Virginia located on, east, and south of a line beginning at the Tennessee-Virginia State line, thence along U.S. Highway 11 to Staunton, thence along U.S. Highway 250 to Charlottesville, thence along Virginia Highway 20 to junction Virginia Highway 3, thence along Virginia Highway 3 to junction Virginia Highway 204, thence along Virginia Highway 204 to Wakefield, on the one hand, and, on the other, points in Nebraska. The purpose of this filing is to eliminate the gateways of Asheville, N.C., and Keokuk, Iowa.

No. MC–111545 (Sub-No. E80), filed May 21, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in Georgia, on the one hand, and, on the other, points in that part of South Carolina on and west of a line beginning at the South Carolina-Georgia State line, thence along U.S. Highway 25 to Trenton, thence along South Carolina Highway 121 to Whitmire, thence U.S. Highway 176 to Jonesville, thence along South Carolina Highway 18 to the South Carolina-North Carolina State line. The purpose of this filing is to eliminate the gateway of points in those parts of Georgia or South Carolina within 175 miles of Chattanooga, Tenn.

No. MC–111545 (Sub-No. E81), filed May 21, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, between points in that part of Tennessee within 175 miles of Chattanooga, Tenn., and on and east of a line beginning at the Kentucky-Tennessee State line, thence along U.S. Highway 27 to junction Tennessee Highway 30, thence along Tennessee Highway 30 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Tennessee Highway 28, thence along Tennessee Highway 28 to junction Tennessee Highway 27, thence along Tennessee Highway 27 to junction U.S. Highway 72, thence along U.S. Highway 72 to the Tennessee-Alabama State line on the one hand, and on the other, points in Missouri. The purpose of this filing is to eliminate the gateway of Hooker, Ga.

No. MC–111545 (Sub-No. E94), filed May 22, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, from points in that part of Alabama within 175 miles of Chattanooga, Tenn., to points in that part of New Mexico on, north, and west of a line beginning at the New Mexico-Texas State line, thence along Albuquerque, thence along U.S. Highway 85 to the New Mexico-Texas State line. The purpose of this filing is to eliminate the gateways of Piedmont, Ala., and Arkoma, Okla.

No. MC–111545 (Sub-No. E95), filed May 22, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except knitting machines), the transportation of which, because of size or weight, requires the use of special equipment, from points in Georgia to points in New Mexico. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Hugo, Okla.

No. MC–111545 (Sub-No. E96), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete, knocked down, or in sections, the transportation of which, because of size or weight, requires the use of special equipment, between points in Louisiana and Mississippi, on the one hand, and, on the other, points in Connecticut, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Ringgold, Ga.

No. MC–111545 (Sub-No. E97), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete, knocked down, or in sections, the transportation of which, because of size or weight, requires the use of special equipment, between points in Louisiana, on the one hand, and, on the other, points in that part of Illinois on and north of a line beginning at the Illinois-Iowa State line, thence along U.S. Highway 136 to Duncans Mills, thence along U.S. Highway 24 to the Illinois-Indiana State line. The purpose of this filing is to eliminate the gateways of Blytheville, Ark., and Keokuk, Iowa.

No. MC–111545 (Sub-No. E98), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete, knocked down, or in sections, the transportation of which, because of size or weight, requires, the use of special equipment, between points in North Carolina, on the one hand, and, on the other, points in Arkansas. The purpose of this filing is to eliminate the gate way of Greenville, S.C.

No. MC–111545 (Sub-No. E99), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box

6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, in sections, (1) from points in that part of Georgia on and south of the line beginning at the Georgia-Alabama State line, thence along U.S. Highway 82 to Tifton, thence along U.S. Highway 41 to the Georgia-Florida State line, to points in Illinois and (2) from points in Georgia to points in that part of Illinois on and west of a line beginning at the Illinois-Missouri State line, thence along Illinois Highway 150 to junction Illinois Highway 4, thence along Illinois Highway 4 to Springfield, thence along Illinois Highway 29 to La Salle, thence along U.S. Highway 51 to the Illinois-Wisconsin State line. The purpose of this filing is to eliminate the gateway of Malden, Mo.

No. MC–111545 (Sub-No. E100), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, in sections, (1) from points in Georgia to points in that part of Wisconsin on and north of a line beginning at the Wisconsin-Illinois State line, thence along U.S. Highway 51 to Janesville, thence along Wisconsin Highway 26 to Rosendale, thence along Wisconsin Highway 23 to Sheboygan, and (2) from points in that part of Georgia on and south of a line beginning at the Georgia-Alabama State line, thence along U.S. Highway 78 to Atlanta, thence along Interstate Highway 20 to the Georgia-South Carolina State line, to points in Wisconsin. The purpose of this filing is to eliminate the gateway of Malden, Mo.

No. MC–111545 (Sub-No. E101), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete, knocked down, or in sections, the transportation of which, because of size or weight, requires the use of special equipment, between points in Louisiana, on the one hand, and, on the other, points in Nebraska. The purpose of this filing is to eliminate the gateways of Fayetteville, Ark., and Red Oak, Iowa.

No. MC–111545 (Sub-No. E102), filed May 26, 1974. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, Ga. 30062. Applicant's representative: Robert E. Born (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, in sections, from points in South Carolina to points in Iowa, Kansas, Minnesota, Nebraska, North Dakota, Oklahoma, and South Dakota. The purpose of this filing is to eliminate the gateway of Malden, Mo.

No. MC–113651 (Sub-No. E14), filed May 10, 1974. Applicant: INDIANA REFRIGERATOR LINES, INC., 2404 North Broadway, Muncie, Ind. 47303. Applicant's representative: Henry A. Dillon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meats*, from the storage facilities utilized by Armour and Company at or near Worthington and Mankato, Minn., to Louisville, Ky., restricted to shipments originating at said storage facilities at or near Worthington and Mankato, Minn. The purpose of this filing is to eliminate the gateway of Columbus, Ind.

No. MC–113843 (Sub-No. E20), filed May 8, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Rhode Island to State College, Pa., and points in that part of Pennsylvania on, north, and west of a line beginning at the Pennsylvania-New York State line and extending along Pennsylvania Highway 14 to Williamsport, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E67), filed May 5, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except bananas and commodities in bulk), from (a) Ithaca, N.Y., to Springfield, Mo., and points in Missouri on and west of a line beginning at the Missouri River at St. Joseph, and extending along U.S. Highway 36 to junction Interstate Highway 29, thence along Interstate Highway 29 to junction U.S. Highway 71, thence along U.S. Highway 71 to the Missouri-Arkansas State line (including Kansas City and St. Joseph), and (b) from Syracuse, N.Y., to Joplin, Mo. The purpose of this filing is to eliminate the gateway of Newark, N.J.

No. MC–113843 (Sub-No. E91), filed May 8, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, (a) from points in Essex, Middlesex, and Suffolk Counties, Mass., to Staunton, Va., and points in that part of Virginia on, west, and south of a line beginning at the Virginia-West Virginia State line and extending along Virginia Highway 311 to Roanoke, thence along U.S. Highway 221 to the Virginia-North Carolina State line; (b) from points in Barnstable, Hampden, Norfolk, Plymouth, and Worcester Counties, Mass., to points in that part of Virginia on, west, and south of a line beginning at the Virginia-West Virginia State line and extending along Virginia Highway 311 to Roanoke, thence along U.S. Highway 221 to the Virginia-North Carolina State line; (c) from points in Berkshire and Franklin Counties, Mass., to points in that part of Virginia on, south, and west of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 501 to Lynchburg, thence along U.S. Highway 221 to Roanoke, thence along Virginia Highway 311 to the Virginia-West Virginia State line; (d) from points in Bristol County, Mass., to Bristol, Va. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC–113843 (Sub-No. E94), filed May 8, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen 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 liquid commodities, in bulk, in tank vehicles), from Boston, Mass., to Chicago, Ill., Green Bay, and Milwaukee, Wis., points in Indiana, Michigan, Ohio, and to Williamsport, Pa., and points in that part of Pennsylvania on, north, and west of a line beginning at the New York-Pennsylvania Highway 14 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Syracuse, N.Y.

No. MC–116273 (Sub-No. E35), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastics*, to the extent they are petroleum products, in bulk, in tank vehicles, from Detroit, Mich., to East Chicago, Ind. The purpose of this filing is to eliminate the gateway of points in that part of Michigan on, south, and west of a line beginning at Lake Michigan thence along Michigan Highway 20 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction Michigan Highway 46, thence along Michigan Highway 49 to Kent City, thence along unnumbered highway to junction Michigan Highway 57, thence along Michigan Highway 57 to junction U.S. Highway 23, thence along U.S. Highway 23 to the Michigan-Ohio State line.

No. MC–116273 (Sub-No. E36), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above).

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastics*, in bulk, in tank, vehicles, from the Flexi-Flo Terminals of Penn Central Transportation Company at Hammond, Ind., to points in Kansas, Arkansas, Tennessee, and Nebraska, restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the plant site of Foster Grant Company, Inc., at Peru, Ill.

No. MC–116273 (Sub-No. E37), filed May 24, 1974. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Ave., Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles, from the Flexi-Flo Terminals of Penn Central Transportation Company at Hammond, Ind., to points in Kansas, Nebraska, North Dakota, and South Dakota, restricted to the transportation of traffic having a prior movement by rail. The purpose of this filing is to eliminate the gateway of the storage facilities of Sinclair Petrochemicals, Inc., at or near Peru, Ill.

No. MC–116142 (Sub-No. E1), filed May 12, 1974. Applicant: BEVERAGE TRANSPORTATION, INC., 625 Eberta Lane, P.O. Box 423, York, Pa. 17405. Applicant's representative: Christian V. Gray, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Malt beverages*, and *advertising materials*, moving in conjunction with malt beverages, (1) from Newark, N.J., to points in Pennsylvania (except points in Philadelphia, Chester, and Delaware Counties) (Trenton, N.J.) *; (2) from Cleveland, Ohio, to Baltimore, Md. (Harrisburg, Pa.) *; (3) from Pittsburgh, Pa., to points in New Jersey (Baltimore, Md.) *; (4) from Cleveland, Ohio to Newark, N.J. (Philadelphia, Pa.) *; (5) from Detroit, Mich., to Wilmington, Del., points in Maryland, that part of New York on and west of New York Highway 19, and the District of Columbia (Pittsburgh, Pa.) *; (6) from Columbus, Ohio, to points in New Jersey (Pittsburgh, Pa., and Baltimore, Md.) *; (7) from Williamsburg, Va., to points in Pennsylvania, New York, and New Jersey (Baltimore, Md.) *; and (8) from Cleveland, Ohio to Kings and Queens Boroughs, New York, N.Y., Hicksville, N.Y., points in New Jersey, Maryland, and Virginia, and the District of Columbia (Williamsport, Pa.) *; and (B) *Empty used malt beverage containers*, from the above specified destination points to the above specified origin points. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC–124078 (Sub-No. E15), filed May 12, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, in tank vehicles, and in bags, from Lima, Ohio, to points in Illinois within 160 miles of Buffington, Ind. (except points in Champaign, Clark, Coles, De Witt, Douglas, Edgar, Ford, Iroquois, Kankakee, McLean, Pratt, and Vermillion Counties, Ill.), and points in Wisconsin within 160 miles of Buffington, Ind. The purpose of this filing is to eliminate the gateway of Buffington, Ind.

No. MC–124078 (Sub-No. E20), filed June 3, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry cement*, from the plant site of Universal Atlas Cement Division of United States Steel Corporation at Northampton, Pa., and the plant sites of Lone Star Industries and Penn-Dixie Cement Corporation near Nazareth, Pa., to points in Ohio and points in West Virginia in and west of Pleasants, Ritchie, Calhoun, Roane, Kanawha, Boone, Logan, and Mingo Counties. The purpose of this filing is to eliminate the gateway of Neville Island, Pa.

No. MC–124078 (Sub-No. E22), filed June 3, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Phosphoric acid* (except petroleum products and fertilizers), from the plant site of the Hydrite Chemical Company at Milwaukee, Wis., to points in Alabama, Arkansas, Colorado, Georgia, Kansas, Louisiana, Missouri, Mississippi, Nebraska, Oklahoma, Texas, points in Pennsylvania in and east of Tioga, Clinton, Centre, Blair, and Bedford Counties, and points in Tennessee west of U.S. Highway 27. The purpose of this filing is to eliminate the gateway of the facilities of the Philadelphia Quartz Company at or near La Salle, Ill.

No. MC–124078 (Sub-No. E23), filed June 3, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals and acid naval stores*, in bulk, in tank vehicles, (1) from Brunswick, Ga., to points in North Carolina (except points in Robeson, Columbus, Brunswick, Onslow, Pender, and Bladen Counties), points in Louisiana in Caddo, in Bossier, Webster, and Claiborne Counties, points in Mississippi in and north of Monroe, Clay, Webster, Montgomery, Carroll, Leflore, Sunflower, and Washington Counties; and (2) from Savannah, Ga., to points in North Carolina in, west and north of Warren, Vance, Gransville, Durham, Chatham, Randolph, Rowan, Cabarrus, and Mecklenburg Counties, points in Louisiana, and points in Mississippi (except in Harrison County). The operations described herein shall be restricted against transportation to De Quincy and Oakdale, La. The purpose for this filing is to eliminate the gateway of Augusta, Ga., and points in Richmond County, Ga., within 10 miles of Augusta, Ga.

No. MC–124078 (Sub-No. E24), filed June 3, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry cement*, from the plant site of Universal Atlas Cement Division of United States Steel Corporation at Northampton, Pa., and the plant sites of Lone Star Industries, Inc., and Penn Dixie Cement Corporation, near Nazareth, Pa., to points in Illinois, Indiana, Michigan, and points in Kentucky (except points in Letchen, Harlan, and Bell Counties). The purpose of this filing is to eliminate the gateway of the plant site of Medusa Cement Company, Division of Medusa Corporation, at Wampum, Pa.

No. MC–124078 (Sub-No. E31), filed May 24, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay*, in bulk, from points in Twiggs, Wilkinson, and Washington Counties, to points in Louisiana in and south of Vernon, Rapides, Avoyelles, and Pointe Coupee Counties, to points in Oklahoma, in, south, and west of Choctaw, Bryan, Johnston, Murray, Carter, Stephens, Comanche, Caddo, Custer, Dewey, Woodward, and Harper Counties, and points in Texas in and south and west of Cooke, Denton, Dallas, Ellis, Henderson, Cherokee, Angelina, Jasper, and Newton Counties. The purpose of this application is to eliminate the gateway of points in Gadsden County, Florida.

No. MC–124078 (Sub-No. E32), filed May 27, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petrochemicals*, in bulk, in tank trucks, from Atlanta, Ga., and points within 15 miles thereof, to points in Arkansas (except points in Desha, Drew, Chicot, Ashley, Bradley, and Union Counties), Kentucky (except points in and east of Bracken, Harrison, Scott, Fayette, Jessamine Garrard Lincoln, Pulaski, Russell Cumberland, and Monroe Counties), Indiana, Michigan, Ohio (except points in Meigs, Jackson, Gallia, Scioto, and Lawrence Counties), Illinois (except points north and west of a line beginning at the Mississippi River at Quincy, Ill., and extending along U.S. Highway 24 to junction U.S. Highway 66, thence along U.S.

Highway 66 to Lake Michigan at Chicago), and Missouri (except points north and west of a line beginning at the Missouri River at Kansas City, Mo. and extending along U.S. Highway 24 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Missouri-Iowa State line). RESTRICTION: Restricted against the transportation of dry chemicals to St. Louis, Mo., and points within the St. Louis, Mo-East St. Louis, Ill., commercial zone, as defined by the Commission. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Robertson County, Tenn.

No. MC–124078 (Sub-No. E33), filed May 27, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Liquid chemicals* (except petroleum products and fertilizers), in bulk, in tank vehicles, from Sheboygan, Wis., to points in Alabama, Arkansas, Colorado, Georgia, Kansas, Louisiana, Missouri, Mississippi, Nebraska, Oklahoma, Pennsylvania, in and east of Tioga, Clinton, Centre, Blair, and Bedford Counties, Tennessee, west of U.S. Highway 27, West Virginia, in and east of Preston, Barbour, Randolph, and Pocahontas Counties, and Texas. The purpose of this filing is to eliminate the gateway of the facilities of the Philadelphia Quartz Company at or near La Salle, Ill.

No. MC–124078 (Sub-No. E34), filed May 21, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Chemicals* (except hydrofluosilic acid, such naval stores as are chemicals, crude tall oil, sulphate, black liquor skimmings, liquid alum, petroleum products, and fertilizers), in bulk, in tank or hopper-type vehicles, from Atlanta, Ga., to points in Iowa (except points in Lee County), Minnesota, North Dakota, and South Dakota. The purpose of this filing is to eliminate the gateways of Robertson County, Tenn., and the facilities of the Philadelphia Quartz Company at or near La Salle, Ill.

No. MC–127196 (Sub-No. E13), filed May 17, 1974. Applicant: KLINE TRUCKING INC., P.O. Box 355, Millville, Pa. 17846. Applicant's representative: James L. Kline (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials, supplies, and component parts used in the manufacture and assembly of mobile homes*, (1) from points in that part of Ohio west and north of a line beginning at the Michigan-Ohio State line, thence along U.S. Highway 23 to junction U.S. Highway 6, thence along U.S. Highway 6 to the Ohio-Indiana State line to points in that part of Maryland east and north of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 83 to junction U.S. Highway 695, thence along U.S. Highway 695 to junction Maryland Highway 2, thence along Maryland Highway 2 to junction U.S. Highway 301, thence above U.S. Highway 301 to the Maryland-Delaware State line; (2) from points in Arkansas, to points in that part of Maryland east and north of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 83 to junction U.S. Highway 695, thence along U.S. Highway 695 to Junction Maryland Highway 2, thence along Maryland Highway 2 to junction U.S. Highway 301, thence along U.S. Highway 301 to the Maryland-Delaware State line; (3) from points in that part of Ohio west and north of a line beginning at Cleveland, thence along U.S. Highway 42 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Ohio-Indiana State line, to points in Pennsylvania east of a line beginning at the New York-Pennsylvania State line, thence along U.S. Highway 220 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction Pennsylvania Highway 61, thence along Pennsylvania Highway 61 to junction Pennsylvania Highway 10, thence along Pennsylvania Highway 10 to the Pennsylvania-Maryland State line:

(4) Between points in that part of Ohio north of U.S. Highway 224, on the one hand, and, on the other, points in Delaware; (5) from points in that part of Louisiana south of U.S. Highway 190, to Baltimore, Md., (6) from points in that part of Louisiana west of a line beginning at the Arkansas-Louisiana State line, thence along U.S. Highway 165 to junction U.S. Highway 167, thence along U.S. Highway 167 to junction Louisiana Highway 82, thence along Louisiana Highway 82 to junction Louisiana Highway 333, thence along Louisiana Highway 333 to the Vermillion River, thence along the Vermillion River to the Gulf of Mexico, to points in that part of Maryland east and north of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 83 to junction U.S. Highway 695, thence along U.S. Highway 695 to junction Maryland Highway 2, thence along Maryland Highway 2 to junction U.S. Highway 301, thence along U.S. Highway 301 to the Maryland-Delaware State line; (7) from points in that part of Illinois west of a line beginning at Chicago, thence along U.S. Highway 57 to the Illinois-Missouri State line, to points in Maryland east and north of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 83 to junction U.S. Highway 695, thence along U.S. Highway 695 to junction Maryland Highway 2, thence along Maryland Highway 2 to junction U.S. Highway 301, thence along U.S. Highway 301 to the Maryland-Delaware State line. The purpose of this filing is to eliminate the gateway of Millville, Pa.

No. MC–107295 (Sub-No. E96), filed May 13, 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: *Plywood* from Bessemer, Mich., (1) to points in Missouri, Oklahoma, Colorado, Kansas, New Mexico, and Nevada (Ft. Dodge, Iowa),* and (2) to points in Texas, Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Kentucky, Louisiana, Maine, Maryland, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Massachusetts, and the District of Columbia (Paris, Ill.).* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC–107295 (Sub-No. E155), filed May 14, 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: *Plywood*, from New Orleans, La., to points in California, Colorado, Connecticut, Idaho, Illinois, Indiana, Iowa, Kansas, Maine, Massachusetts, Michigan, Missouri, Montana, New Hampshire, New York, Ohio, Oregon, Pennsylvania, Rhode Island, Vermont, Washington, West Virginia, Wisconsin, Tennessee, Minnesota, and Oklahoma. The purpose of this filing is to eliminate the gateway of Truman, Ark.

No. MC–107295 (Sub-No. E193), filed May 9, 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: *Particleboard*, from Memphis, Tenn., to points in New York, Rhode Island, South Dakota, Vermont, South Carolina, and West Virginia. The purpose of this filing is to eliminate the gateway of points in Henry County, Tenn.

No. MC–107496 (Sub-No. E101), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, in bulk, in tank vehicles, from points in Utah to points in Kentucky. The purpose of this filing is to eliminate the gateways of points in Colorado, the plantsite of Ashland Chemical Company at or near Mapleton, Ill., to pipeline outlet of Williams Brothers Pipeline Company in Doniphan County, Kans., and Alexandria, Mo.

No. MC–107496 (Sub-No. E103), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*,

as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Nebraska on and south of U.S. Highway 30 to points in South Dakota. The purpose of this filing is to eliminate the gateway of Norfolk, North Platte, and Sidney, Nebr., and points in South Dakota west of the Missouri River.

No. MC–107496 (Sub-No. E108), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Ponca City, Okla, to points in Illinois north of U.S. Highway 136. The purpose of this filing is to eliminate the gateways of Ft. Madison, Iowa, and Alexandria, Mo.

No. MC–107496 (Sub-No. E110), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Ponca City, Okla., to points in Minnesota. The purpose of this filing is to eliminate the gateway of the terminal of Kaneb Pipeline Company at or near Milford, Iowa.

No. MC–107496 (Sub-No. E114), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petrochemicals*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Ponca City, Okla., to points in North Dakota. The purpose of this filing is to eliminate the gateway of Fremont, Nebr.

No. MC–107496 (Sub-No. E115), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Utah to points in Wisconsin. The purpose of this filing is to eliminate the gateways of points in Colorado, Norfolk, Nebr., Yankton, S. Dak., the site of the pipeline terminal of Williams Brothers at or near Rochester, Minn., and the terminal of Kaneb Pipeline Company at or near Milford, Iowa.

No. MC–107496 (Sub-No. 1116), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Utah to points in Minnesota. The purpose of this filing is to eliminate the gateways of points in Colorado and Nebraska, and Yankton, S. Dak.

No. MC–107496 (Sub-No. E 117), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from points in Utah to points in Kansas. The purpose of this filing is to eliminate the gateway of points in Colorado.

No. MC–107496 (Sub-No. E 118), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Utah to points in Iowa. The purpose of this filing is to eliminate the gateways of points in Colorado and Nebraska.

No. MC–107496 (Sub-No. E 119), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from points in Utah (except points north of U.S. Highway 40) to points in Nebraska. The purpose of this filing is to eliminate the gateway of points in Colorado.

No. MC–107496 (Sub-No. E 120), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855. Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Ft. Dodge and Sioux City, Iowa, and Omaha, Nebr., to Minneapolis, Minn. The purpose of this filing is to eliminate the gateway of the terminal of Kaneb Pipeline Co., at or near Milford, Iowa.

No. MC–107496 (Sub-No. E126), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer solutions*, in bulk, in tank vehicles, from Kentland, Ind., to points in Iowa (except points in Henry, Jefferson, Des Moines, Lee, Van Buren, and Davis Counties, Iowa). The purpose of this filing is to eliminate the gateway of Peru, Ill.

No. MC–107496 (Sub-No. E188), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from the plant site of the Northwestern States Portland Cement Company at or near Cedar Rapids, Iowa, to points in Indiana on and south of U.S. Highway 24. The purpose of this filing is to eliminate the gateway of Bartonville, Ill.

No. MC–107496 (Sub-No. E189), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except those derived from petroleum and except liquid oxygen, liquid nitrogen, and liquid hydrogen), in bulk, from Port Neal Industrial Complex and Big Soo Terminal, and the plantsite of, and warehouses and storage facilities utilized by Terra Chemicals International, Inc., American Cyanamid Company, and Monsanto Company located in Woodbury County, Iowa, and Dakota County, Nebr., to points in Arizona. The purpose of this filing is to eliminate the gateway of Denver, Colo.

No. MC–107496 (Sub-No. E190), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Naptha and lubricating oil*, in bulk, from Cleveland, Okla., to points in Minnesota. The purpose of this filing is to eliminate the gateway of the terminal of Kaneb Pipe Line Co., at or near Milford, Iowa.

No. MC–107496 (Sub-No. E 191), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, nitrogen fertilizer solution, and aqua ammonia*, in bulk, in tank vehicles, from Tonkawa, Okla., to points in Minnesota (except those points located west of U.S. Highway 71, and south of U.S. Highway 14). The purpose of this filing is to eliminate the gateway of Military, Kans.

No. MC–107496 (Sub-No. E 192), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855,

Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry resins and plastics*, in bulk, in tank vehicles, from Burlington, Iowa to points in the Lower Peninsula of Michigan (except Kalamazoo and Grand Rapids, Mich.). The purpose of this filing is to eliminate the gateway of the plantsite of Cowles Chemical Company at or near Joliet, Ill.

No. MC–107496 (Sub-No. E 193), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles (except those requiring heat in transit), from Havana, Ill., to points in Kansas. The purpose of this filing is to eliminate the gateway of Harrison County, Mo.

No. MC–107496 (Sub-No. E 195), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicles, over irregular routes, transporting: *Cement*, in bulk, from the plant site or distribution terminal sites of Dunder Cement Company located at or near Rock Island, Ill., to points in South Dakota. The purpose of this filing is to eliminate the gateway of the plant site of the Northwestern States Portland Cement Company at Mason City, Iowa.

No. MC–107496 (Sub-No. E 196), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals derived from petroleum*, in bulk, in tank vehicles, from points in Iowa (except those south of U.S. Highway 34 and east of U.S. Highway 69), to points in Kentucky (except those points west of U.S. Highway 41). The purpose of this filing is to eliminate the gateway of the plantsite of Hawkeye Chemical Co., at or near Clinton, Iowa.

No. MC–107496 (Sub-No. E 197), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except those derived from petroleum and those derived from liquid oxygen, liquid nitrogen, and liquid hydrogen), from Port Neal Industrial Complex, and Big Soo Terminal, and the plant site of, and warehouses and storage facilities utilized by Terra Chemicals International, Inc., American Cyanamid Company, and Monsanto Company located in Woodbury County, Iowa, and Dakota County, Nebr., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Denver, Colo.

No. MC–107496 (Sub-No. E 198), filed June 4, 1974. Applicant RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Utah to points in Wisconsin. The purpose of this filing is to eliminate the gateways of Norfolk, Nebr., and the terminal of Kaneb Pipe Line Co., at or near Milford, Iowa.

No. MC–107496 (Sub-No. E 199), filed June 4, 1974. Applicant RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid resins*, in bulk, in tank vehicles, from Mishawaka, Ind., to points in Wyoming. The purpose of this filing is to eliminate the gateway of the plantsite of Ashland Chemical Company, Division of Ashland Oil & Refining Co., at or near Mapleton, Ill.

No. MC–107496 (Sub-No. E 200), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemical insecticides*, in bulk, in tank vehicles, from Minneapolis-St. Paul, Minn., to points in Louisiana. The purpose of this filing is to eliminate the gateway of the plantsite of Ashland Chemical Company, Division of Ashland Oil & Refining Co., at or near Mapleton, Ill.

No. MC 107496 (Sub-No. E201), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from points in Iowa to points in Illinois on and north of a line beginning at the junction of the Illinois-Missouri State line and U.S. Highway 54, over U.S. Highway 54 to Springfield, thence over U.S. Highway 36 to Decatur, and on and west of U.S. Highway 51. The purpose of this filing is to eliminate the gateways of Ft. Madison, Coralville, Bettendorf, Burlington, and Dubuque, Iowa.

No. MC 107496 (Sub-No. E203), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nonedible oils*, in bulk, in tank vehicles, from points in North Dakota to points in Michigan. The purpose of this filing is to eliminate the gateway of Minneapolis, Minn.

No. MC–107496 (Sub-No. E204), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn flour*, in bulk, from Grand Forks, N. Dak., to Elkhart, Ind. The purpose of this filing is to eliminate the gateway of Danville, Ill.

No. MC–107496 (Sub-No. E205), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nonedible oils*, in bulk, in tank vehicles, from points in North Dakota to points in Ohio. The purpose of this filing is to eliminate the gateway of Minneapolis, Minn.

No. MC–107496 (Sub-No. E207), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products* as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Niles, Mich., to points in Illinois on and north of a line extending from the Indiana-Illinois State line along U.S. Highway 50 to Lawrenceville, thence along Alternate U.S. Highway 50 (formerly U.S. Highway 50) via Sumner, Ill., to junction U.S. Highway 50, and thence along U.S. Highway 50 to the Illinois-Missouri State line. The purpose of this filing is to eliminate the gateway of East Chicago, Ind.

No. MC–107496 (Sub-No. E208), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Niles, Mich., to points in Indiana within 125 miles of Chicago, Ill. The purpose of this filing is to eliminate the gateway of South Bend, Ind.

No. MC–107496 (Sub-No. E209), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Niles, Mich.,

to points in Wisconsin on and east and south of a line beginning at the Illinois State line extending along Wisconsin Highway 69 to U.S. Highway 151, thence along U.S. 151 through Madison to Fond du Lac, thence along Wisconsin Highway 23 to Sheboygan. The purpose of this filing is to eliminate the gateway of East Chicago, Ind.

No. MC–107496 (Sub-No. E210), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 294, in bulk, in tank vehicles, from the site of the Koch Refining Company refinery at or near Pine Bend, Minn., and points within 2 miles of Pine Bend to points in the Upper Peninsula of Michigan. The purpose of this filing is to eliminate the gateway of Eau Claire, Wis.

No. MC 107496 (Sub-No. E211), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer and liquid fertilizer ingredients*, in bulk, from the plantsite of Stauffer Chemical Company (formerly Des Plaines Chemical Company) at or near Morris, Ill., to points in South Dakota (except points in Lincoln, Turner, Hutchinson, Boone, Homme, Yankton, Clay, and Union Counties). The purpose of this filing is to eliminate the gateway of Savage, Minn.

No. MC–107496 (Sub-No. E212), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Forsyth, Ill., to points in Iowa. The purpose of this filing is to eliminate the gateway of points in Lee County, Iowa.

No. MC–107496 (Sub-No. E213), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from Chillicothe, Ill., to points in Iowa (except points south of Iowa Highway 92 and east of U.S. Highway 69). The purpose of this filing is to eliminate the gateway of Davenport, Iowa.

No. MC–107496 (Sub-No. E214), filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check, Attorney (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer and dry fertilizer materials*, from the plant site of W. R. Grace and Co., located at or near Henry, Ill., to points in Nebraska. The purpose of this filing is to eliminate the gateway of Clinton, Iowa.

No. MC 107496 (Sub-No. E216) filed June 4, 1974. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points within 125 miles of Chicago, Ill., to St. Louis, Chesterfield, Perryville, Silex, Troy, and Valley Park, Mo. The purpose of this filing is to eliminate the gateways of Wood River, Lemont, and Lockport, Ill., and East Chicago, Ill.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary*.

[FR Doc.74–15400 Filed 7–3–74;8:45 am]

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MONDAY, JULY 8, 1974

WASHINGTON, D.C.

Volume 39 ■ Number 131

PART II

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

■

GRAIN STANDARDS

Formal and Informal Procedures

Title 7—Agriculture

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

PART 26—GRAIN STANDARDS

Formal and Informal Procedures

Statement of considerations. On February 5, 1974, there was published in the FEDERAL REGISTER (39 FR 4640) a notice of rulemaking proposing to amend §§ 26.10, 26.77, 26.89, 26.101, 26.118, and 26.127 of the regulations (7 CFR 26.10, 26.77, 26.89, 26.101, 26.118, and 26.127) under the U.S. Grain Standards Act (7 U.S.C. 71 et seq.), and to promulgate Subparts C and D prescribing rules of practice under 7 CFR Part 26.

Copies of the notice of proposed rulemaking were sent to official inspection personnel licensed under the Act and to members of the grain industry.

Interested persons were given until March 18 to submit written data, views, or arguments with respect to the proposed rulemaking. One comment was received regarding the proposed rules of practice. No comments were received regarding the proposed amendment of the regulations.

The following is a summary of the significant suggestions in the comment on the rules of practice and the Department's response to the suggestions:

1. The 15 day time period contained in §§ 26.2005 and 26.2028–3 for the respondent to answer an amendment to the notice should be extended to 20 days to conform with other filing periods. The Department has adopted this suggestion.

2. In §§ 26.2009 and 26.2035, opportunity for oral hearing should be given when all material facts are admitted. The Department believes that this change is not necessary because both parties are provided a period of not less than 10 days in which to file exceptions to the tentative order.

3. The same provisions should be included in Subpart C covering the assignment, disqualification, and conduct of Hearing Officers, as are provided for Administrative Law Judges in Subpart D. The informal procedure does not lend itself to this type of proscription. The Department has not adopted this suggestion.

4. The records of the Department in §§ 26.2011–8(c) and 26.2036–4(d) should be explained by the Department officials responsible for such records or greater opportunity should be given to rebut such records before they are accepted as prima facie evidence. The Department is not adopting this suggestion because evidence that is accepted as prima facie evidence is not conclusive evidence and can be overcome with convincing evidence to the contrary.

5. Official notice in §§ 26.2011–8(e) and 26.2036–4(f) should be limited to circumstances where official notice may be made by courts of the United States. The Department is not adopting this suggestion because in ruling on the submission of evidence more latitude is generally given in administrative proceedings than in District Court proceedings; official notice would only be given on reliable matters of technical or scientific fact of established character; and opportunity is already provided to rebut evidence that is officially noticed.

6. The opponent of the admission of evidence should have opportunity in §§ 26.2011–8(f) and 26.2036–4(g) to respond to an offer of proof by the proponent. The Department has adopted this suggestion.

7. A proscription against ex parte discussion by the Administrator should be provided in the rules of practice for informal proceedings. The procedure under the informal proceedings does not lend itself to this type of proscription. Accordingly, the Department has not adopted this suggestion.

8. Section 26.2036–5(a) should provide for two copies of exhibits. The Department has adopted this suggestion.

In further reviewing the proposed rules of practice, the Department has changed the numbering of some §§; i.e., from 26.2006–1 to 26.2006(a). The Department has also made editorial and other changes which clarify certain provisions and which give more opportunity to file information as follows:

1. The definition of "Hearing Officer" in § 26.2001(b)(10) has been amended by deleting Administrative Law Judges as Hearing Officers to keep the procedure more informal and to expedite the proceeding.

2. The scope and applicability of §§ 26.2002 and 26.2026 has been amended to provide that the rules of practice in Subparts C and D are applicable to a suspension or revocation of a designation to operate as an official inspection agency.

3. Section 26.2006 has been amended to add a paragraph on failure to file an answer to the allegations.

4. The information about the time and place of hearing has been deleted in § 26.2011(a) because it is covered in § 26.2011(b).

5. Section 26.2011(g) and 26.2036(e)(1) are changed to clarify the procedure for filing the transcript of evidence.

6. Section 26.2013 has been changed to show when service by ordinary mail is appropriate.

7. Wording has been added to § 26.2034 to provide more specific notice of opportunity to file statements when an oral hearing is waived, to provide greater opportunity to submit evidence, and to make a complete record.

8. Section 26.2035 has been changed to provide for the submission of a proposed decision by the complainant.

In consideration of the foregoing and other information available in the Department, the regulations are amended and Subparts C and D are promulgated as hereinafter set forth.

1. Section 26.10(d) is amended to read as follows:

§ 26.10 When a request for inspection services may be withdrawn or dismissed.

* * * * *

(d) *Procedure for dismissal.* When an official inspection agency or field office proposes to dismiss a request for official inspection service, it shall inform the applicant of the proposed action and the reasons therefor and afford the applicant an opportunity to demonstrate or achieve compliance with the regulations prescribing conditions for the availability of the service. Thereafter, the agency or office shall determine whether the request should be dismissed: *Provided,* That a request for inspection may be dismissed for reasons specified in section 10 of the Act only in accordance with the rules of practice provided in Subpart C or Subpart D of this part. *And provided further,* That a request for inspection for grain required to be inspected under section 5 of the Act may be dismissed only with the consent of the Administrator. When a request for inspection service is dismissed, notice of the dismissal shall be given in accordance with applicable provisions of §§ 26.27, 26.30, 26.37, and 26.47 or the rules of practice in Subpart C or Subpart D of this part.

* * * * *

2. Section 26.77(c) is amended to read as follows:

§ 26.77 Applications for licensing actions.

* * * * *

(c) *Withdrawal and dismissal.* An application for a licensing action may be withdrawn by an applicant at any time. An application may be dismissed by the Administrator (1) if the applicant is found not to meet the requirements of § 26.76; or (2) the application is found not to meet the requirements of this section (26.77): *Provided,* That an application for a renewal of a license, or for the return of a license which has been suspended, may be dismissed only after the licensee has been afforded an opportunity for a hearing in accordance with the rules of practice in Subpart C or Subpart D of this part. When an application is dismissed, the Administrator shall promptly inform the applicant of the reason for the dismissal.

* * * * *

3. Section 26.89(b) is amended to read as follows:

§ 26.89 Corrective actions for violations by official inspection personnel.

* * * * *

(b) *Administrative action.* In addition to the action described in paragraph (a) of this section, official inspection personnel are subject to administrative actions, in accordance with this paragraph, for any of the causes shown in section 9 of the Act: (1) Less serious cases may be disposed of by written cautionary notices or letters of warning; (2) in the more serious cases, administrative actions may be instituted for temporary suspension of a license pending final determination, suspension of a license for a prescribed period of time, or revocation of a license, as provided in the rules of practice in Subpart C or Subpart D of this part. Administrative actions for authorized Department employees may include, but are not limited to, changes in

assigned duties or disciplinary action in accordance with law.

4. Section 26.101(b) is amended to read as follows:

§ 26.101 Cancellation, amendment, transfer, suspension, and revocation of designation.

* * * * *

(b) *Suspension or revocation for cause.* Proceedings for a temporary suspension, or for a suspension for a prescribed period of time, or for a revocation of a designation, for failure to comply with the requirements of § 26.96 or § 26.100 shall be conducted in accordance with rules of practice in Subpart C or Subpart D of this part.

* * * * *

Section 26.102 is amended to read as follows:

§ 26.102 Filing of complaints.

Agencies or persons who are aggrieved by an application action under § 26.98 or an assignment action under § 26.99 may file a complaint in accordance with the rules of practice in Subpart C of this part.

6. Section 26.118 is amended to read as follows:

§ 26.118 Procedure for dismissal of requests or for withholding or refusal of official inspection.

(a) *Dismissal of requests.* A dismissal of a request for inspection shall be in accordance with the applicable provisions of § 26.10 of the regulations and the rules of practice in Subpart C or Subpart D of this part.

(b) *Conditional withholding.* The conditional withholding of official inspection for a correctable cause, such as failure to pay bills, shall be in accordance with § 26.11. Paragraph (c) of § 26.11 prescribes the procedures for the conditional withholding of inspection services.

(c) *Refusal of official inspection.* Official inspection may also be refused for any grain in accordance with section 10 of the Act and the rules of practice in Subpart C or Subpart D of this part. In proceedings under section 10 of the Act, if it is determined that there is a basis for refusal of inspection service with respect to any person, the order refusing inspection may be made applicable to all operations of such person, or it may be restricted to a particular location or to a particular type of inspection, in accordance with the provisions of section 10 of the Act.

7. Section 26.127 is amended to read as follows:

§ 26.127 Informal complaints.

Any person desiring to complain of any alleged violation of any provision of the Act, or of any regulation or instruction issued pursuant thereto, or of any allegedly arbitrary, capricious, or unwarranted action by official inspection personnel, may file with the Administrator an informal complaint as provided in the rules of practice in Subpart C of this part.

8. Subpart C of this part is promulgated to read as follows:

Subpart C—Rules of Practice Governing Informal Proceedings

GENERAL

Sec.

26.2001 Meaning of Words.
26.2002 Scope and applicability of this subpart.
26.2003 Informal complaints.
26.2004 Notice of proposed proceeding.
26.2005 Amendments.
26.2006 Answer.
26.2007 Motions and requests.
26.2008 Consent orders.
26.2009 Procedure upon admission of facts.
26.2010 Procedure upon failure to request an oral hearing or upon express waiver of an oral hearing.
26.2011 Procedure upon request of an oral hearing.
26.2012 Hearing Officers.
26.2013 Filing; number of copies.
26.2014 Service; proof of service.
26.2015 Computation of time.
26.2016 Extensions of time.

Subpart C—Rules of Practice Governing Informal Proceedings

GENERAL

§ 26.2001 Meaning of words.

(a) *Construction of words.* Words used in the singular form in this Subpart shall be deemed to import the plural, and vice versa, as the case may be.

(b) *Definitions.* For the purposes of §§ 26.2002 through 26.2016, unless the context requires otherwise, the following terms shall be construed, respectively, to have the following meanings:

(1) *Act.* The U.S. Grain Standards Act, as amended August 15, 1968 (Pub. L. 90–487, 82 Stat. 761, 7 U.S.C. 71, 74–79, 84–87, 87a–87h).

(2) *Administrator.* The Administrator of the Agricultural Marketing Service or any other officer or employee of the Department of Agriculture to whom authority is lawfully delegated to act in his stead.

(3) *Complainant.* The party upon whose complaint the proceeding is instituted.

(4) *Complaint.* Any formal or informal complaint by virtue of which a proceeding under the Act is instituted.

(5) *Decision and order.* Includes the Administrator's findings of fact; conclusions with respect to all material issues of fact and law, as well as the reasons or basis therefor; and order.

(6) *Director.* The Director of the Grain Division, Agricultral Marketing Service, U.S. Department of Agriculture, or any officer or employee of the Department to whom authority is now or may hereafter be delegated to act in his stead.

(7) *Disciplinary Proceeding.* Any proceeding arising under the Act wherein the respondent is afforded an opportunity for a hearing.

(8) *Hearing.* That part of a proceeding which affords opportunity for the submission of evidence and means either an oral or a written hearing.

(9) *Hearing Clerk.* The Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250.

(10) *Hearing Officer.* An officer or employee of the Department of Agriculture, duly assigned by the Administrator to preside at a hearing held pursuant to §§ 26.2004 through 26.2016.

(11) *Respondent.* The party proceeded against.

§ 26.2002 Scope and applicability of this subpart.

(a) The rules of practice in §§ 26.2003 through 26.2016 are for use in informal proceedings (which are not subject to the rules of practice in Subpart D of this part) for (1) dismissals of requests for inspection services; (2) complaints filed by agencies or persons aggrieved by an application action under § 26.98 of Subpart A of this part and an assignment action under § 26.99 of Subpart A of this part; and (3) informal complaints under § 26.127 of Subpart A of this part.

(b) The rules of practice in §§ 26.2003 through 26.2016 are also for use in informal proceedings for (1) refusing official inspection; (2) suspension or revocation of a license; (3) suspension or revocation of a designation to operate as an official inspection agency; and (4) dismissal of an application for a renewal of a license, or for the return of a license which has been suspended: *Provided,* That the respondent does not request that such proceeding be subject to the administrative procedure provisions in sections 554, 556, and 557 of title 5, United States Code, in which case the rules of practice in Subpart D of this part shall apply.

(c) Procedures for conditional withholding of inspection service are provided under § 26.11 of Subpart A of this part and therefore are not included in this subpart.

§ 26.2003 Informal complaints.

(a) *Filing.* Any person desiring to complain of any provision of the Act, or of any regulation issued pursuant thereto, or of any allegedly arbitrary, capricious, or unwarranted action by official inspection personnel, may file with the Administrator an informal complaint. Informal complaints may be the basis for informal proceedings specified in § 26.2002.

(b) *Form and contents.* An informal complaint may be made by telegraph, by letter, or by a preliminary statement of facts, setting forth the essential details of the transaction complained of. So far as practicable, every such informal complaint should state such of the following items as may be applicable:

(1) The name and address of each person and of his agent, if any, representing him in the transaction involved;

(2) Place where alleged violation or alleged unwarranted action by official inspection personnel occurred;

(3) Quantity and quality of the grain involved;

(4) Date of alleged violation or alleged unwarranted action;

(5) Amount of damages claimed, if any, and method of computation; and

(6) Statement of other material facts, including terms of contract. The in-

formal complaint should, so far as practicable, be accompanied by true copies of all available papers relating to the transaction complained about, including shipping documents, letters, telegrams, invoices, manifests, accounts sales, and all relevant contracts or agreements.

(c) *Investigation and disposition.* Upon receipt of all the information and supporting evidence submitted by the person filing the informal complaint, the complaint shall be referred to the Director who shall cause such investigation to be made as, in his opinion, is justified by the facts. If such investigation discloses that no violation of the Act, or of the regulations or orders issued pursuant thereto, or any unwarranted action by official inspection personnel, has occurred, the matter will be dropped and the person filing the informal complaint will be so advised.

(1) If the statements in the informal complaint and the investigation thereunder seem to warrant such action and in any case, except one of wilfulness or one in which public health, interest, or safety otherwise requires, prior to the institution of a disciplinary proceeding which may result in the suspension or revocation of a license or designation, the Director, in an effort to effect an amicable or informal adjustment of the matter, shall give written notice to the person complained against of the facts or conduct concerning which complaint is made and shall afford such person an opportunity within a reasonable time fixed by the Director to demonstrate or achieve compliance with the applicable requirements of the Act and regulations promulgated thereunder.

(2) If the procedure described in this paragraph fails to effect an amicable or informal adjustment of the matter and indicates the probability of a violation of the Act or of the regulations, or orders issued pursuant to the Act, §§ 26.2004 through 26.2016 or §§ 26.2028 through 26.2046 of Subpart D of this part shall apply, subject to the scope and applicability of said subparts.

(d) *Status of person filing.* The person filing an informal complaint shall not be a party to any disciplinary proceeding which may be instituted as a result of the informal complaint, and such person shall have no legal status in any such proceeding, except as he may be subpenaed as a witness or his deposition taken without expense to him.

§ 26.2004 Notice of proposed proceeding.

Proceedings may be instituted by the Director, acting either as a result of the informal complaint procedure hereinbefore provided in § 26.2003, or on his own motion. The Director (hereinafter sometimes referred to as the complainant) shall transmit to respondent a written notice (telegram or letter) which shall set forth briefly the nature of the proposed proceeding, including allegations of fact which constitute a basis for the proceeding. The notice shall offer respondent the opportunity to submit a specific written statement by way of answer and the right to request an oral hearing at which evidence may be presented in support of respondent's position, and shall state the time within which answer by respondent must be made, which shall not be less than 20 days after service of the notice. A copy of the notice shall be transmitted to the Administrator.

§ 26.2005 Amendments.

At any time prior to the close of the hearing, the notice of the proposed proceeding may be amended; but, in case of an amendment adding new provisions, the hearing shall, on the request of the respondent, be adjourned for a period not exceeding 20 days, in order to offer the respondent opportunity to file an answer thereto.

§ 26.2006 Answer.

(a) *General.* The respondent shall file an answer to the allegations of the notice with the Director, signed by the respondent or his attorney, within the period of time for answering set forth in the notice.

(b) *Contents.* The answer shall (1) contain a concise statement of the facts which constitute the grounds of defense, and shall specifically admit, deny, or explain each of the facts alleged in the notice unless the respondent is without knowledge, in which case, the answer shall so state; (2) state that the respondent admits all of the facts alleged in the notice; or (3) state that the respondent admits the jurisdictional allegations of the complaint and neither admits nor denies the remaining allegations and consents to the issuance of a specified order without further procedure. The answer may, in addition, request an oral hearing. If an oral hearing is not expressly requested, the procedure outlined in § 26.2010(a) shall be followed.

(c) *Failure to file.* Failure to file an answer to or plead specifically to any allegation of fact in the notice shall constitute an admission of such allegation.

§ 26.2007 Motions and requests.

(a) *General.* All motions and requests shall be filed with the Administrator, except that if oral hearing has been requested by respondent, such motions and requests shall be filed with the Hearing Clerk, unless made during the course of an oral hearing, in which case, they may be stated orally and made a part of the transcript. The Administrator shall rule upon all motions and requests filed, except that if oral hearing has been requested by respondent, the Hearing Officer is authorized to rule upon all motions and requests filed or made prior to the filing of his report as hereinafter provided, except motions to dismiss.

(b) *Motions entertained.* Any motion will be entertained except a motion to dismiss on the pleadings.

(c) *Contents.* All written motions shall state the particular order, ruling, or action desired and the grounds therefor.

(d) *Answers to motions.* Within 15 days after service of any written motion, or within any longer period fixed by the Administrator or Hearing Officer, the opposing party shall file an answer to the motion or shall be deemed to have no objection to the granting of the relief asked for in the motion. Unless permitted by the Administrator or Hearing Officer, the moving party shall have no right to reply to the answer.

§ 26.2008 Consent orders.

At any time after the institution of a proceeding, the respondent may file an answer consenting to an order. Such an answer shall contain an admission of all jurisdictional facts, an express waiver of further procedural steps, and the order consented to by the respondent. Within 10 days after service of such an answer, the complainant shall file its recommendation. The Administrator may, in his discretion, enter the order consented to by the respondent, which shall have the same force and effect as other orders issued hereunder.

§ 26.2009 Procedure upon admission of facts.

(a) *General.* The admission, in the answer or by failure to file an answer, of all the material allegations of fact contained in the notice shall constitute a waiver of oral hearing. Upon such admission of facts, the Administrator, without further investigation or hearing, shall issue a tentative decision and order, in which he shall adopt as his tentative findings of fact the material facts alleged in the notice. The tentative decision and order shall be served upon the respondent and the Director.

(b) *Exceptions.* The parties shall be given a period of not less than 10 days in which to file with the Administrator exceptions to the tentative order and briefs in support thereof.

(c) *Final order.* Within a reasonable time after the expiration of the period for filing exceptions and briefs, the Administrator shall issue and cause to be served upon the parties his final decision and order, including his ruling on any exceptions received from the parties.

§ 26.2010 Procedure upon failure to request an oral hearing or upon express waiver of an oral hearing.

(a) *General.* Failure to request an oral hearing within the time allowed for the filing of the answer shall constitute a waiver of such hearing. Upon such failure to request an oral hearing or upon express waiver of such hearing by respondent, the parties shall have a period of 20 days from the final date for filing the answer in which to file with the Administrator sworn statements or affidavits in support of their respective positions. Within a reasonable time thereafter, the Administrator shall issue and cause to be served upon the parties a tentative decision and order.

(b) *Exceptions.* The parties shall be given a period of 20 days in which to file with the Administrator exceptions to the tentative order and briefs in support thereof.

(c) *Final order.* Within a reasonable time after the expiration of the period for filing exceptions and briefs, the Administrator shall issue and cause to be served upon the parties his final decision

and order, including his ruling on any exceptions received from the parties.

§ 26.2011 Procedure upon request for an oral hearing.

(a) *Assignment of docket number.* If respondent requests an oral hearing, a copy of the notice and answering statement of respondent shall be filed with the Hearing Clerk who shall assign the matter a docket number and notify the Administrator.

(b) *Time and place of hearing.* The Hearing Officer, after careful consideration of the convenience of the parties, shall set a time and place of hearing and shall file with the Hearing Clerk a notice stating the time and place of hearing which shall be served upon the parties. If any change in the time or place of the hearing is made, the Hearing Officer shall file with the Hearing Clerk a notice of such change, which notice shall be served upon the parties, unless it is made during the course of an oral hearing and made a part of the transcript.

(c) *Appearances.* The parties may appear in person or by counsel or other representative. Persons who appear as counsel or in a representative capacity for a respondent must conform to the standards of ethical conduct required of practitioners before the courts of the United States.

(d) *Failure to appear.* If any party to a proceeding, after being duly notified, fails to appear at the hearing, he shall be deemed to have waived the right to an oral hearing in the proceeding. In the event that a party appears at the hearing and no party appears for the opposing side, the party who is present shall have an election whether to present his evidence, in whole or in part, in the form of affidavits or by oral testimony before the Hearing Officer. Failure to appear at a hearing shall not be deemed to be a waiver of the right to be served with a copy of the Hearing Officer's report and to file exceptions as hereinafter provided.

(e) *Order of proceeding.* Except as may be determined otherwise by the Hearing Officer, the moving party shall proceed first at the hearing.

(f) *Evidence.*—(1) *General.* The testimony of witnesses at a hearing shall be upon oath or affirmation and subject to cross-examination. Any witnesses may, in the discretion of the Hearing Officer, be examined separately and apart from all other witnesses except those who may be parties to the proceeding. The Hearing Officer shall exclude, insofar as practicable, evidence which is immaterial, irrelevant, or unduly repetitious, or which is not of the sort upon which responsible persons are accustomed to rely.

(2) *Objections.* If a party objects to the admission or rejection of any evidence or to the limitation of the scope of any examination or cross-examination, he shall state briefly the grounds for such objection, whereupon an automatic exception will follow if the objection is overruled by the Hearing Officer. The transcript shall not include argument or debate thereon except as ordered by the Hearing Officer. The ruling of the Hearing Officer on any objection shall be a part of the transcript. Only objections made before the Hearing Officer may subsequently be relied upon in the proceeding.

(3) *Records of the Department.* A true copy of every written entry in the records of the Department, made by an officer or employee thereof in the course of his official duty and relevant and material to the issues involved in the hearing, shall be admissible as prima facie evidence of the facts stated therein, without the production of such officer or employee.

(4) *Exhibits.* Except where the Hearing Officer finds that the furnishing of copies is impracticable, a copy of each exhibit, in addition to the original, shall be filed with the Hearing Officer, for the use of each other party to the proceeding.

(5) *Official notice.* Official notice may be taken of such matters as are judicially noticed by the courts of the United States and of any other matter of technical or scientific fact of established character: *Provided,* That the parties shall be given adequate notice, at the hearing or by reference in the Hearing Officer's report or otherwise, of matters so noticed, and shall be given adequate opportunity to show that such facts are erroneously noticed.

(6) *Offer of proof.* Whenever evidence is excluded from the record, the party offering such evidence may make an offer of proof, which the objecting party may rebut. The offer of proof and rebuttal shall be included in the transcript. The offer of proof and rebuttal shall consist of a brief statement describing the evidence to be offered or stating why it should not be admitted into evidence. If the evidence consists of a brief oral statement or an exhibit, it shall be inserted into the transcript in toto. In such event, it shall be considered a part of the transcript if the Administrator decides that the Hearing Officer's ruling in excluding the evidence was erroneous. The Hearing Officer shall not allow the insertion of such evidence in toto if the taking of such evidence will consume a considerable length of time at the hearing. In the latter event, if the Administrator decides that the Hearing Officer's ruling in excluding the evidence was erroneous, the hearing shall be reopened to permit the taking of such evidence.

(g) *Filing the transcript of evidence.* (1) At such time as the Hearing Officer may specify, but not later than the time fixed for filing proposed findings of fact, conclusions and order, or briefs, as the case may be, the parties may file with the Hearing Officer proposed corrections to the transcript.

(2) As soon as practicable after the filing of proposed findings of fact, conclusions and orders, or briefs, as the case may be, the Hearing Officer shall file with the Hearing Clerk his certificate indicating any corrections to be made in the transcript, and stating that, to the best of his knowledge and belief, the transcript, as corrected, is a true, correct, and complete transcript of the testimony given at the hearing, and that the exhibits are all the exhibits properly a part of the hearing record. The original of such certificate shall be attached to the original transcript and a copy of such certificate shall be served upon each of the parties by the Hearing Clerk who shall also enter onto the transcript (without obscuring the text) any correction noted in the certification.

(h) *Transcripts.* Parties to the proceeding who desire a copy of the transcript of the hearing may place orders at the hearing with the reporter who will furnish and deliver such copies directly to the purchaser upon payment therefor at the rate per page provided by the contract between the reporter and the Department for such reporting service.

(i) *Proposed findings of fact, conclusions, and order.* Within such time as the Hearing Officer may prescribe, each party may file with the Hearing Clerk proposed findings of fact and conclusions, and a brief in support thereof. A copy of each such document filed by a party shall be served upon the other party by the Hearing Clerk.

(j) *Hearing Officer's report.* The Hearing Officer, within a reasonable time after the filing of the proposed findings of fact and conclusions, shall prepare and shall file with the Hearing Clerk, a report containing his recommended findings of fact and conclusions, but no recommended order. A copy of such report shall be served by the Hearing Clerk upon each of the parties.

(k) *Exceptions; proposed orders; objections.* The complainant, within 20 days, and the respondent within 30 days, after service of the Hearing Officer's report, may take exception to any matter set out in such report and in such case shall file exceptions in writing with the Hearing Clerk, referring to the relevant pages of the transcript, and suggesting corrected findings of fact and conclusions. Complainant and respondent, within such periods of time, shall file their proposed orders, whether or not exceptions are filed. Within the same periods of time, each party shall file with the Hearing Clerk a brief statement, in writing, concerning each of the objections taken to the action of the Hearing Officer at the hearing, as set out in § 26.2011(f)(2), upon which the party wishes to reply, referring where relevant, to the pages of the transcript. A party, if he files exceptions or a statement of objections, may file a brief in support of his exceptions or objections.

(l) *Final order.* Within a reasonable time after the expiration of the period for filing exceptions, proposed orders, and objections, the Administrator shall issue and cause to be served upon the parties his final decision and order, including his ruling on any exceptions or objections filed by the parties.

§ 26.2012 Hearing Officers.

(a) *Conduct.* The Hearing Officer shall conduct the proceeding in a fair and impartial manner.

(b) *Powers.* The Hearing Office shall have the power to:

(1) Rule upon motions and requests;

(2) Set the time and place of hearing, adjourn the hearing from time to time, and change the time and place of hearing;

(3) Administer oaths and affirmations and receive affidavits;

(4) Examine witnesses;

(5) Admit or exclude evidence;

(6) Hear oral argument on facts or law; and

(7) Do all acts and take all measures necessary for the maintenance of order at the hearing and for the efficient, fair, and impartial conduct of the proceeding.

(c) *Who may act in the absence of the Hearing Officer.* In the case of the absence of the Hearing Officer or his inability to act, the powers and duties to be performed by him under this part in connection with a proceeding assigned to him may, without abatement of the proceeding unless otherwise directed by the Administrator, be assigned to any other Hearing Officer.

§ 26.2013 Filing; number of copies.

Except as is provided otherwise by the rules in this subpart, all documents or papers required or authorized to be filed shall be filed in triplicate: *Provided,* That, where there are more than two parties to the proceeding, a sufficient number of copies shall be filed so as to provide copies for service upon all the parties to the proceeding.

§ 26.2014 Service; proof of service.

(a) Copies of all documents or papers required or authorized by the rules in the subpart to be served on any party to a proceeding shall be served by the Hearing Officer, Hearing Clerk, Administrator, or by some other employee of the U.S. Department of Agriculture. Except as is provided otherwise by the rules in this subpart, service shall be made either (1) by delivering a copy of the document or paper to the individual to be served or to a member of the partnership to be served or to the president, secretary, or other executive officer or any director of the corporation, organization, or association to be served, or to the attorney, or agent of record of such individual, partnership, corporation, organization or association; (2) by leaving a copy of the document or paper at the principal office or place of business of such individual, partnership, corporation, organization, or association or of his or its attorney or agent of record; (3) by registering or certifying and mailing a copy of the document or paper, addressed to such individual, partnership, corporation, organization, or association, or to his or its attorney or agent of record, at his or its last known principal office or place of business.

(b) Proof of service hereunder shall be made by the affidavit of the person who actually made the service: *Provided,* That if the service be made by registered or certified mail, as outlined in paragraph (a)(3) of this section, proof of service shall be made by the return post-office receipt, except that, if the registered or certified matter is returned undelivered for any reason, proof of service may be made by the certificate of the person who thereafter mailed the same matter by regular mail. The affidavit, certificate, or post-office receipt contemplated herein shall be filed with the Hearing Clerk.

§ 26.2015 Computation of time.

Saturdays, Sundays, and holidays shall be included in computing the time allowed for the filing of any document or paper: *Provided,* That, when such time expires on a Saturday, Sunday, or legal holiday (Federal or State), such period shall be extended to include the next following business day.

§ 26.2016 Extensions of time.

The time for filing any document or paper required or authorized by the rules in this subpart to be filed may be extended by the Administrator or the Hearing Officer (after an oral hearing has been requested and before the Hearing Officer's report is filed), if request for such extension of time is made prior to or on the final date allowed for such filing, and if in the judgment of the Administrator or Hearing Officer, as the case may be, after notice to and consideration of the views of the other party, when practicable, there is good reason for the extension.

9. Subpart D of this part would be amended to read as follows:

Subpart D—Rules of Practice Governing Formal Proceedings

Sec.

26.2025 Meaning of words.
26.2026 Scope and applicability of this Subpart.
26.2027 Docket number.
26.2028 Formal complaint.
26.2029 Answer.
26.2030 Consent orders.
26.2031 Judges.
26.2032 Prehearing conferences.
26.2033 Motions and requests.
26.2034 Procedure upon failure to request oral hearing or waiver of oral hearing.
26.2035 Procedure upon admission of facts.
26.2036 Procedure upon request for an oral hearing.
26.2037 Depositions.
26.2038 Subpenas.
26.2039 Fees of witnesses.
26.2040 Argument before the Secretary.
26.2041 Ex parte discussion.
26.2042 Petitions for reopening hearing; for rehearing or reargument of proceeding; or for reconsiderations of order.
26.2043 Filing documents.
26.2044 Service.
26.2045 Computation of time.
26.2046 Extension of time.

Subpart D—Rules of Practice Governing Formal Proceedings

§ 26.2025 Meaning of words.

(a) *Construction of words.* Words used in the singular form in this Subpart shall be deemed to import the plural, and vice versa, as the case may be.

(b) *Definitions.* For the purposes of §§ 26.2026 through 26.2046, unless the context requires otherwise, the following terms shall be construed, respectively, to have the following meanings:

(1) *Act.* The U.S. Grain Standards Act, as amended August 15, 1968 (Pub. L. 90–487, 82 Stat. 761, 7 U.S.C. 71, 74–79, 84–87, 87a–87h).

(2) *Complainant.* The party upon whose complaint the proceeding is instituted.

(3) *Complaint.* Any formal or informal complaint by virtue of which a proceeding under the Act is instituted.

(4) *Decision and order.* The initial decision of the Administrative Law Judge if not appealed, or the Secretary's decision on appeal.

(5) *Director.* The Director of the Grain Division, Agricultural Marketing Service, U.S. Department of Agriculture, or any officer or employee of the Department to whom authority is delegated to act in his stead.

(6) *Disciplinary proceeding.* Any proceeding arising under the Act wherein the respondent is afforded an opportunity for a hearing because of a violation of the Act or regulations issued thereunder.

(7) *Hearing.* That part of a proceeding which involves the submission of evidence and means either an oral or a written hearing.

(8) *Hearing Clerk.* The Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250.

(9) *Judge.* An Administrative Law Judge in the Office of the Administrative Law Judges, U.S. Department of Agriculture.

(10) *Judge's Initial Decision.* The initial decision of the Administrative Law Judge, including the Judge's (i) findings of facts and conclusions with respect to all material issues of fact, law, or discretion, as well as the reasons or basis therefor; (ii) order; and (iii) ruling on findings, conclusions, and orders submitted by the parties.

(11) *Respondent.* The party proceeded against.

(12) *Secretary.* The Secretary of Agriculture of the United States, or any officer or employee of the U.S. Department of Agriculture to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead, including the Judicial Officer.

§ 26.2026 Scope and applicability of this subpart.

(a) The rules of practice in §§ 26.2026 through 26.2046 are for use in formal proceedings for (1) refusing official inspection; (2) suspension or revocation of a license; (3) suspension or revocation of a designation to operate as an official inspection agency; and (4) dismissal of an application for a renewal of a license; or for the return of a license which has been suspended: *Provided,* That the respondent requests that such proceeding be subject to the administrative procedure provisions in sections 554, 556, and 557 of title 5, United States Code. If such a request is not made, the rules of practice in Subpart C of this part shall apply.

(b) The rules of practice do not include procedures for (1) dismissal of requests for inspection services; (2) conditional withholding of inspection service under which is provided § 26.11 of

Subpart A of this part; (3) complaints filed by agencies or persons aggrieved by an application action under § 26.98 of Subpart A of this part and an assignment action under § 26.99 of Subpart A of this part; other than suspension or revocation of a designation to operate as an official inspection agency; (4) informal complaints under § 26.127 of Subpart A of this part.

§ 26.2027 Docket number.

Each proceeding, immediately following its institution, shall be assigned a docket number by the Hearing Clerk, and thereafter the proceeding shall be referred to by such number.

§ 26.2028 Formal complaint.

(a) *Filing and service.* If the Director has reason to believe that a proceeding is warranted under sections 9 or 10 of the Act or §§ 26.10, 26.77, 26.89, 26.101(b), and 26.118 issued or promulgated thereunder, a complaint may be filed with the Hearing Clerk, a copy of which shall be served upon each respondent as provided in § 26.2044.

(b) *Contents.* The complaint shall set forth briefly the nature of the proposed proceeding, including allegations of fact which constitute a basis for the proceeding.

(c) *Amendments.* At any time prior to the close of the hearing, the complaint may be amended; but, in case of an amendment adding new provisions, the hearing shall, on the request of the respondent, be adjourned for a period not exceeding 20 days, in order to offer the respondent an opportunity to file an answer thereto.

§ 26.2029 Answer.

(a) *Filing and service.* The respondent shall file, within 20 days after service of the complaint upon the respondent, an answer to the allegations of the complaint, with the Hearing Clerk, signed by the respondent or his attorney.

(b) *Contents.* The answer shall:

(1) Contain a concise statement of the facts which constitute the grounds of defense, and shall specifically admit, deny, or explain each of the allegations of the complaint, unless the respondent is without knowledge, in which case the answer shall so state;

(2) State that the respondent admits all of the facts alleged in the complaint; or

(3) State that the respondent admits the jurisdictional allegations of the complaint and neither admits nor denies the remaining allegations and consents to the issuance of a specified order without further procedure. The answer may, in addition, request an oral hearing. If an oral hearing is not expressly requested, the procedure outlined in § 26.2034 shall be followed.

(c) *Failure to file.* Failure to file an answer to, or plead specifically to, any allegation of the complaint shall constitute an admission of such allegation.

§ 26.2030 Consent orders.

At any time after the institution of a proceeding, the respondent may file an answer or amended answer consenting to an order as set forth in § 26.2029(b)(3). Within 15 days after service of such an answer, the complainant shall file its recommendations. If the complainant recommends that the order consented to by respondent be issued, the Judge may, in his discretion, enter such order which shall have the same force and effect as other orders issued hereunder and shall be served upon the parties in the manner provided in § 26.2044.

§ 26.2031 Judges.

(a) *Assignment.* No Judge shall serve in any proceeding if he: (1) Has any pecuniary interest in any matter or business involved in the proceeding; (2) is related within the third degree by blood or marriage to any party to the proceeding; or (3) has participated in the investigation preceding the institution of the proceeding or in the determination that it should be instituted or in the preparation of the complaint or in the development of the evidence to be introduced therein.

(b) *Disqualification.* (1) Any party may, by motion made to the judge, request that the Judge disqualify himself and withdraw from the proceeding. The Judge may then either rule upon or certify the motion to the Secretary, but not both.

(2) A Judge shall withdraw from any proceeding in which he deems himself disqualified for any reason.

(c) *Conduct.* The Judge shall conduct the proceeding in a fair and impartial manner, and except to the extent required for the disposition of ex parte matters as authorized by law, he shall not consult any person or party on any fact in issue unless upon notice and opportunity for all parties to participate.

(d) *Powers.* Subject to review by the Secretary as provided elsewhere in this part, the Judge, in any proceeding assigned to him, shall have power to:

(1) Rule upon motions and requests;

(2) Set the time and place of hearing, adjourn the hearing from time to time, and change the time and place of hearing;

(3) Administer oaths and affirmations and take affidavits;

(4) Issue subpenas requiring the attendance and tesitmony of witnesses and the production of books, contracts, papers, and other documentary evidence;

(5) Summon and examine witnesses and receive evidence;

(6) Take or order the taking of depositions;

(7) Admit or exclude evidence;

(8) Hear oral argument on facts or law; and

(9) Do all acts and take all measures necessary for the maintenance of order at the hearing and for the efficient, fair, and impartial conduct of the proceeding.

(e) *Who may act in the absence of the Judge.* In case of the absence of the Judge or his inability to act, the powers and duties to be performed by him under this part in connection with a proceeding assigned to him may, without abatement of the proceeding unless otherwise directed by the Secretary, be assigned to any other Judge.

§ 26.2032 Prehearing conferences.

In any proceeding in which it appears that such procedure will expedite the proceeding, the Judge may request the parties or their counsel to appear at a conference before him to consider: (a) The simplification of issues; (b) the necessity or desirability of amendments to pleadings; (c) the possibility of obtaining stipulations of fact and of documents which will avoid unnecessary proof; (d) the limitation of the number of experts or other witnesses; and (e) such other matters as may expedite and aid in the disposition of the proceeding. No transcript of such conference shall be made, but the Judge shall prepare and file for the record a written summary of the action taken at the conference, which shall incorporate any written stipulations or agreements made by the parties at the conference or as a result of the conference. If the circumstances are such that a conference is impracticable, the Judge may request the parties to correspond with him for the purpose of accomplishing any of the objects set forth in this section. The Judge shall forward copies of letters and documents to the parties as the circumstances require. Correspondence in such negotiations shall not be a part of the record, but the Judge shall submit a written summary for the record if any action is taken.

§ 26.2033 Motions and requests.

(a) *General.* All motions and requests shall be filed with the Hearing Clerk, unless made during the course of an oral hearing, in which case they may be stated orally and made a part of the transcript. The Judge is authorized to rule upon all motions and requests filed or made prior to the filing of his Initial Decision with the Hearing Clerk as hereinafter provided. The Secretary will rule upon all motions and requests filed after that time.

(b) *Motions entertained.* Any motion will be entertained, except a motion to dismiss a complaint on the pleadings. All motions and requests concerning the sufficiency of the complaint must be made within the time allowed for filing an answer.

(c) *Contents.* All written motions and requests shall state the particular order, ruling, or action desired and the grounds therefor.

(d) *Answers to motions and requests.* Within 15 days after service of any written motion or request, or within any longer period fixed by the Secretary or Judge, the opposing party shall file an answer to the motion or request or shall be deemed to have no objection to the granting of the relief asked for in the motion or request. Unless permitted by

the Secretary or Judge, the moving party shall have no right to reply to the answer.

(e) *Certification to Secretary.* The submission or certification of any motion, request, objection or other question to the Secretary prior to the time when the Judge's Initial Decision is filed with the Hearing Clerk shall be in the discretion of the Judge, except as provided in this section. The Judge may either rule upon or certify the motion, request, objection, or other question, but not both.

§ 26.2034 Procedure upon failure to request oral hearing or waiver of oral hearing—shortened procedure.

(a) *When applicable.* Failure to request an oral hearing within the time allowed for the filing of the answer shall constitute a waiver of such hearing. Except as provided in § 26.2035, upon such failure to request an oral hearing, or upon express waiver of such hearing by the parties, the parties shall be served with notice that the shortened procedure, provided in this section, shall be followed.

(b) *Complainant's opening statement.* Within 20 days after receipt of notice that the shortened procedure will be used, the complainant shall file with the Hearing Clerk, in triplicate, an opening statement of facts. A copy of such statement shall be served promptly by the Hearing Clerk upon the respondent.

(c) *Respondent's answering statement.* Within 20 days after service of complainant's opening statement, or service of notice by the Hearing Clerk that an opening statement has not been filed within the prescribed time, respondent may file with the Hearing Clerk, in triplicate, an answering statement of facts. A copy of such statement shall be served promptly by the Hearing Clerk upon the complainant.

(a) *Complainant's statement in reply.* If respondent files an answering statement, complainant may, within 10 days of service thereof, file with the Hearing Clerk, in triplicate, a statement in reply which shall be confined strictly to the facts and arguments set forth in the answering statement. The statement in reply shall be served promptly by the Hearing Clerk upon the respondent.

(e) *Contents of statements.* As used in this section the term "statement" includes (1) statements of facts, signed and sworn to by persons having knowledge of those facts; (2) any documents filed as a part of the proof of the alleged facts (which documents shall be properly identified by varified statement in the statement filed or otherwise authenticated in such manner that they would be admissible in evidence at an oral hearing under the rules of practice in this part); and (3) briefs containing arguments to sustain the contentions of the parties admitting the statement. When practicable, the documents which constitute the record of any transactions in dispute should be made part of the statement.

(f) *Verification.* Any fact stated in the statement must be sworn to (before a person legally authorized to administer oaths or before a person designated by the Secretary for the purpose) by a person who states in the affidavit that he has actual knowledge of the facts. Except under unusual circumstances, which shall be set forth in the affidavit, any such person shall be one who would appear as a witness if an oral hearing were held. The original of each document must show the signature, capacity, and impression seal (if the officer is required by law to have a seal) of the officer administering the oath and the date thereof. Copies must bear a notation that the original shows that date required in this respect. If a party elects to do so, he may file depositions pursuant to the procedure provided in § 26.2037, in lieu of, or to supplement his statements. Any deposition so filed may be used in the shortened procedure in the same manner as any other verified statements which may be filed pursuant to this part.

(g) *Stipulations.* In addition to or in lieu of the such statements, the parties may file with the Hearing Clerk stipulations of fact signed by the parties or their representative. Such stipulations shall become part of the record. The stipulations must be filed with the Hearing Clerk within 20 days after the filing of respondent's answering statement or, if an answering statement is not filed, within 20 days after the time for its filing has expired.

(h) *Waiver of right to file.* Failure to file, within the time prescribed, any statement or stipulation required or authorized under this section shall constitute a waiver of the right to file such statement or stipulation. In such case, the Judge may prepare his decision upon the evidence contained in the record, at the time of such failure to file.

(i) *Briefs and proposed findings of fact, conclusions, and orders.* Except as otherwise may be directed by the Judge, the filing of statements herein provided, or the expiration of the time for such filing, will conclude the presentation of evidence. Promptly after the conclusion of the presentation of evidence, the Judge shall file with the Hearing Clerk a notice that the parties may have 10 days after the service of such notice by the Hearing Clerk in which to file proposed findings of fact, conclusions, and orders.

(j) *Administrative law judge's initial decision.* The procedure provided in § 26.2036(g) shall apply to the Judge's initial decision under the shortened procedure.

(k) *Assignment for oral hearing.* At the request of any party or upon the Judge's own motion, the proceeding shall be set for oral hearing at any stage of the proceeding prior to the filing of the Judge's initial decision, if, in the opinion of the Judge, peculiar circumstances are set forth making an oral hearing necessary for a proper presentation of the case.

§26.2035 Procedure upon admission of facts.

The admission, in the answer or by failing to file an answer, of all the material allegations of fact contained in the complaint shall constitute a waiver of hearing. Upon such admission of fact, complainant shall file with the Hearing Clerk, in triplicate, a proposed decision, along with a motion for adoption thereof, which motion and proposed decision shall be served upon the respondent by the Hearing Clerk. Within 20 days after such service the respondent may file with the Hearing Clerk, in triplicate, objections thereto. In not less than 30 days after service of complainant's motion and proposed decision, the Judge shall issue an initial decision without further procedure or hearing. Unless the parties have waived service of the Judge's decision, it shall be served upon them by the Hearing Clerk. The parties shall be given an opportunity to file appeals to the decision, to file briefs in support of such appeals, and to make oral arguments thereon before the Secretary in accordance with § 26.2040.

§ 26.2036 Procedure upon request for an oral hearing.

(a) *Time and place of hearing.* If and when the proceeding has reached the point where an oral hearing is to be held, the Judge, giving careful consideration to the convenience of the parties, shall set a time and place of hearing and shall file with the Hearing Clerk a notice stating the time and place of hearing. If any change in the time or place of the hearing is made, the Judge shall file with the Hearing Clerk a notice of such change, which notice shall be served upon the parties, unless it is made during the course of an oral hearing and made a part of the transcript.

(b) *Appearances.*—(1) *Representation.* The parties may appear in person or by counsel or other representative. Parties who appear in person and persons who appear as counsel or in a representative capacity must conform to the standards of ethical conduct required of practitioners before the courts of the United States. Whenever the Secretary finds, after notice and opportunity for hearing, that a person, who is acting or has acted as counsel or representative for another person in any proceeding before the Secretary, is unfit to act as such representative or counsel, he will order that such person be precluded from acting as counsel or representative in any proceeding under the Act. The procedure in such case will be governed by the applicable provisions of this subpart.

(2) *Failure to appear.* If any party to the proceeding, after being duly notified, fails to appear at the hearing, he shall be deemed to have waived the right to an oral hearing in the proceeding. In the event that a party appears at the hearing and no party appears for the opposing side, the party who is present shall have an election whether to present his evidence, in whole or in part, in the form of affidavits or by oral testimony before the Judge. Failure to appear at a hearing shall not be deemed to be a waiver of the right to be served with a copy of the Judge's Initial Decision and to file exceptions and make oral argument before the Secretary with respect thereto, in the manner provided in §§ 26.2036(g) and 26.2040.

(c) *Order of proceeding.* Except as may be determined otherwise by the Judge, the complainant shall proceed first at the hearing.

(d) *Evidence.*— (1) *General.* The testimony of witnesses at the hearing shall be upon oath or affirmation and subject to cross-examination. Any witness may, in the discretion of the Judge, be examined separately and apart from all other witnesses except those who may be parties to the proceeding. The Judge shall exclude, insofar as practicable, evidence which is immaterial, irrelevant, or unduly repetitious, or which is not of the sort upon which responsible persons are accustomed to rely.

(2) *Objections.* If a party objects to the admission or rejection of any evidence or the limitation of the scope of any examination or cross-examination, he shall briefly state the grounds for such objection, whereupon an automatic exception will follow if the objection is overruled by the Judge. Only objections made before the Judge may be subsequently relied upon in the proceeding.

(3) *Depositions.* The deposition of any witness shall be admitted in the manner provided in and subject to the provisions of § 26.2037.

(4) *Records of the Department.* A true copy of every written entry in the records of the Department made by an officer or employee thereof in the course of his official duty and relevant and material to the issues involved in the hearing, shall be admissible as prima facie evidence of the facts stated therein, without the production of such officer or employee.

(5) *Exhibits.* Except where the Judge finds that the furnishing of copies is impracticable, copies of each exhibit, in addition to the original, shall be filed with the Judge for the use of the other parties to the proceeding. A true copy of an exhibit may, at the discretion of the Judge, be substituted for the original.

(6) *Official notice.* Official notice may be taken of the official publications of the Department and other Federal agencies, of such matters as are judicially noticed in the courts of the United States, and of any other matter of technical or scientific fact of established character; *Provided, however,* That the parties shall be given adequate notice, at the hearing or by reference in the Judge's Initial Decision or otherwise, of matters so noticed, and shall be given adequate opportunity to show that such facts are erroneously noticed.

(7) *Offer of proof.* Whenever evidence is excluded from the record, the party offering such evidence may make an offer or proof, which the objecting party may rebut. The offer of proof and rebuttal for excluded oral testimony shall be included in the transcript. The offer of proof and rebuttal shall consist of a brief statement describing the nature of the evidence excluded or stating why it should not be admitted into evidence. If the evidence consists of an exhibit, it shall be inserted in the record in toto. In the event the Secretary decides that the Judge's ruling in excluding the evidence was erroneous and prejudicial, the hearing shall be reopened to permit the taking of such evidence.

(e) *Transcripts.* (1) At such time as the Judge may specify, but not later than the time fixed for filing proposed findings of fact, conclusions and orders, or briefs, as the case may be, the parties may file with the Judge proposed corrections to the transcript.

(2) As soon as practicable after the filing of proposed findings of fact, conclusions and orders, or briefs, as the case may be, the Judge shall file with the Hearing Clerk his certificate indicating any corrections to be made in the transcript, and stating that, to the best of his knowledge and belief, the transcript, as corrected, is a true, correct, and complete transcript of the testimony given at the hearing, and that the exhibits are all the exhibits properly a part of the hearing record. The original of such certificate shall be attached to the original transcript and a copy of such certificate shall be served upon each of the parties by the Hearing Clerk who shall also enter onto the transcript (without obscuring the text) any correction noted in the certification.

(3) *Ordering copies.* Parties to the proceeding or other persons who desire a copy of the transcript of the hearing may place orders at the close of the hearing with the reporter who will furnish and deliver such copies directly to the purchaser upon payment therefor at the rate per page provided by the contract between the reporter and the purchaser.

(f) *Proposed findings of fact, conclusions, and order.* Within such time as the Judge may prescribe, each party may file with the Hearing Clerk proposed findings of fact, conclusions, and order, based solely on the record, and a brief in support thereof. A copy of each such document filed by a party shall be served upon the other party or parties in the manner provided in § 26.2044.

(g) *Judge's Initial Decision.* The Judge, within a reasonable time after the termination of the period allowed to the parties for the filing of proposed findings of fact, conclusions, and order, and briefs in support thereof, shall prepare on the basis of the record and shall file with the Hearing Clerk his Initial Decision, a copy of which shall be served upon each of the parties in the manner provided in § 26.2044. The Initial Decision of the Judge shall become final without further proceedings unless there is an appeal to the Secretary by a party to the proceeding pursuant to § 26.2040.

§ 26.2037 Depositions.

(a) *Application for taking deposition.* Upon the application of a party to the proceeding, the Judge may, at any time after the filing of the complaint, order the taking of testimony by deposition. The application shall be in writing and shall be filed with the Hearing Clerk and shall set forth: (1) The name and address of the proposed deponent; (2) the name and address of the person (referred to in this section as the "officer") qualified under the rules in this part to take depositions, before whom the proposed examination is to be made; (3) the proposed time and place of the examination, which should be at least 15 days after the date of the mailing of the application; and (4) the reasons why such deposition should be taken.

(b) *Judge's order for taking deposition.* If the Judge is satisfied that good cause for taking the deposition is present, he may order its taking. The order shall be filed with the Hearing Clerk and shall be served upon the parties and shall state: (1) The time and place of examination (which shall not be less than 15 days after the filing of the order); (2) the name of the officer before whom the examination is to be made; and (3) the name of the deponent. The officer and the time and place need not be the same as those suggested in the application.

(c) *Qualifications of officer.* The deposition shall be made before the Judge, or before an officer authorized by the law of the United States or by the law of the place of the examination to administer oaths, or before an officer authorized by the Secretary to administer oaths. No deposition shall be made before an officer who is a relative (within the third degree by blood or marriage), employee, attorney, or counsel of any party or who is a relative (within the third degree by blood or marriage) or employee of any attorney or counsel for any party or who is financially interested in the result of the proceeding: *Provided, however,* That an officer who is an employee of the Department and is not a relative of any such party, attorney, or counsel may take depositions in any proceeding under the Act.

(d) *Procedure on examination.* The deponent shall be examined under oath or affirmation and shall be subject to cross-examination. The testimony of the deponent shall be recorded by the officer or by some person under his direction and in his presence. In lieu of oral cross-examination, parties may transmit written cross-interrogatories to the officer prior to the examination, and the officer shall propound such cross-interrogatories to the deponent. The applicant must arrange for the examination of the witness either by oral examination or by written interrogatories. If it is found by the Judge, upon the protest of a party to the proceeding, that such party has his residence and his place of business more than 100 miles from the place of the examination and that it would constitute an undue hardship upon such party to be represented at the examination, the applicant will be required to conduct the examination by means of interrogatories. When the examination is conducted by means of interrogatories, copies of the interrogatories shall be served upon the other parties to the proceeding at least 5 days prior to the date set for the examination, and the other parties shall be afforded an opportunity to file with the officer cross-interrogatories at any time prior to the time of the examination.

(e) *Signature by witness.* The transcript of the deposition shall be read to

or by the deponent, unless such reading is waived by the parties and the deponent. Any changes which the deponent wishes to make shall be entered upon the deposition by the officer, with a statement of the reasons given by the deponent for such changes. The deposition shall be signed by the deponent, unless the parties by stipulation waive such signing, or unless the deponent is ill or cannot be found or refuses to sign. If the deponent does not sign, the officer shall sign and shall state on the record the reason why the deponent did not sign. In such case the deposition shall be as valid as though signed by the deponent, unless the Judge finds that the reason given by the deponent for his refusal to sign requires rejection of the deposition in whole or in part.

(f) *Certification by officer.* The officer shall certify on the deposition that the deponent was duly sworn by him and that the deposition is a true record of the deponent's testimony. He shall then securely seal the deposition, together with two copies thereof, in an envelope and mail the same by registered or certified mail to the Hearing Clerk.

(g) *Use of depositions.* A deposition ordered and taken in accord with the provisions of this section, or in accord with the provisions of the Rules of Civil Procedure of the Courts of the United States, may be used in a proceeding under the Act if the Judge finds that the evidence is otherwise admissible and (1) that the witness is dead; or (2) that the witness is at a greater distance than 100 miles from the place of hearing, unless it appears that the absence of the witness was procured by the party offering the deposition; or (3) that the witness is unable to attend or testify because of age, sickness, infirmity, or imprisonment; or (4) that the party offering the deposition has endeavored but has been unable to procure the attendance of the witness by subpena; or (5) in any event, upon application and notice that such exceptional circumstances exist as to make it desirable, in the interests of justice and with due regard to the importance of presenting the testimony orally before the Judge, to allow the deposition to be used. If any part of a deposition is put in evidence by a party, any other party may require the production of the remainder, or any other portion, of the deposition.

§ 26.2038 Subpenas.

(a) *Issuance of subpenas.* The attendance of witnesses and the production of documentary evidence from any place in the United States on behalf of any party to the proceeding may, by subpena, be required at any designated place of hearing. Subpenas may be issued by the Secretary or by the Judge, upon a reasonable showing by the applicant of the grounds, necessity, and reasonable scope thereof.

(b) *Application for subpena duces tecum.* Subpenas for the production of documentary evidence, unless issued by the Judge upon his own motion, shall be issued only upon a verified written application. Such application shall specify, as exactly as possible, the documents desired and shall show their competency, relevancy, and materiality and the necessity for their production.

(c) *Service of subpenas.* Subpenas may be served (1) by a U.S. marshal or his deputy, (2) by any other person who is not less than 18 years of age, or (3) by registering or certifying and mailing a copy of the subpena addressed to the person to be served at his or its last known residence or principal place of business. Proof of service may be made by the return of service on the subpena by the U.S. marshal or his deputy; or, if served by an individual other than a U.S. marshal or his deputy, by an affidavit of such person stating that he personally served a copy of the subpena upon the person named therein; or if the service was by registered or certified mail, by an affidavit made by the person mailing the subpena that it was mailed as provided herein and by the signed return post office receipt: *Provided, however,* That where the subpena is issued on behalf of the Secretary, the return receipt without an affidavit of mailing shall be sufficient proof of service. In making personal service, the person making service shall leave a copy of the subpena with the person subpenaed; the original, bearing or accompanied by the required proof of service, shall be returned to the official who issued the same.

§ 26.2039 Fees of witnesses.

Witnesses summoned before the Judge or the Secretary shall be paid the same fees and mileage that are paid witnesses in the courts of the United States, and witnesses whose depositions are taken, and the persons taking the same, shall be entitled to the same fees as are paid for like services in the courts of the United States. Fees shall be paid by the party at whose instance the witness appears or the deposition is taken.

§ 26.2040 Appeal to Secretary.

(a) *Finality of Judge's Initial Decision.* The Initial Decision of the Judge shall become final without further proceeding 35 days after the date of service thereof unless there is an appeal to the Secretary by a party to the proceeding pursuant to this section: *Provided, however,* That no decision shall be final for the purpose of judicial review except a final decision issued by the Secretary pursuant to an appeal by a party to the proceeding.

(b) *Filing of appeal.* Any party who disagrees with a Judge's decision, or any part thereof, may appeal the decision to the Secretary by transmitting an appeal petition to the Hearing Clerk within 30 days after service of the decision upon said party. Each issue set forth in the appeal, and the arguments thereon, shall be separately numbered; shall be plainly stated; and shall contain detailed citations of the record, statutes, regulations, and authorities being relied on in support thereof. The appeal petitions shall be served upon the other party to the proceeding by the Hearing Clerk.

(c) *Response to appeal petition.* Within 20 days after the service of an appeal brought by a party to the proceeding, any other party may file with the Hearing Clerk a response in support of or an opposition to such appeal.

(d) *Transmittal of record.* Whenever an appeal of an Initial Decision is filed and a response thereto has been filed or the time for filing a response has expired, the Hearing Clerk shall transmit to the Secretary the record of the proceeding. Such shall include: The pleadings; any motions and requests filed, and rulings thereon; the transcript of the testimony taken at the hearing, together with the exhibits filed therein; any statements filed if an oral hearing was waived; any documents or papers filed in connection with prehearing conferences; such proposed findings of fact, conclusions, and orders and briefs in support thereof, as may have been filed in connection with the hearings; the Judge's Initial Decision; and the appeal petition, briefs in support thereof and responses thereto as may have been filed in the proceeding.

(e) *Argument before Secretary*—(1) *Oral argument.* A party bringing an appeal may request, within the required time period for filing such appeal, an opportunity for oral argument before the Secretary. Failure to make such request in writing; within the prescribed time period, shall be deemed a waiver of oral argument. The Secretary, at his discretion, may grant, refuse, or limit any request for oral argument on appeal.

(2) *Briefs.* The Secretary may allow or refuse to allow briefs to be filed, either in lieu of or addition to oral argument.

(3) *Scope of argument.* Argument to be heard on appeal, whether oral or in a written brief, shall be limited to the issues raised by the appeal, except that if the Secretary determines that additional issues should be argued, the parties shall be given reasonable notice of such determination, so as to permit preparation of adequate arguments on all the issues to be argued.

(f) *Consideration of appeal by Secretary and issuance of final order.* As soon as practicable after the receipt of the record from the Hearing Clerk, or, in the case oral argument was heard, as soon as practicable thereafter, the Secretary, upon the basis of and after due consideration of the record, shall rule on the appeal. If the Secretary decides that no change or modification of the Judge's decision is warranted, he may adopt the Judge's decision as the final order of the Secretary, preserving the right of the party bringing the appeal to seek judicial review of such decision in the proper form. A final order issued by the Secretary shall be filed with the Hearing Clerk, who shall serve it forthwith upon the parties.

§ 26.2041 Ex parte discussion.

At no stage of the proceeding between its institution and the issuance of the order shall the Secretary discuss ex parte the merits of the proceeding with any person who is connected with the proceeding in an advocative or in an in-

vestigative capacity, or with any representative of such person: *Provided, however,* That the Secretary may discuss the merits of the case with such a person if all parties to the proceeding, or their representatives, have been given an opportunity to be present. Any memorandum or other communication addressed to the Secretary, during the pendency of the proceeding and relating to the merits thereof, by or on behalf of any party, shall be regarded as argument made in the proceeding and shall be filed with the Hearing Clerk. A copy thereof shall be served upon the other party or parties in the maner provided in § 26.-2044, and opportunity will be given the other party or parties to file a reply thereto.

§ 26.2042 Petitions for reopening hearing; for rehearing or reargument of proceeding; or for reconsideration of order.

(a) *Petition requisite.*—(1) *Filing: Service.* An application for reopening the hearing to take further evidence, or for rehearing or reargument of the proceeding, or for reconsideration of the order, must be made by petition to the Secretary filed with the Hearing Clerk. A copy thereof shall be served upon the other party or parties in the manner provided in § 26.2044. Every such petition must state specifically the grounds relied upon.

(2) *Petition to reopen hearing.* A petition to reopen a hearing to take further evidence may be filed at any time prior to the issuance of the final order. Every such petition shall state briefly the nature and purpose of the evidence to be adduced, shall show that such evidence is not merely cumulative, and shall set forth a good reason why such evidence was not adduced at the hearing.

(3) *Petition to rehear or reargue proceeding, or to reconsider order.* A petition to rehear or reargue the proceeding or to reconsider the order shall be filed within 15 days after the date of the service of the order. Every such petition must state specifically the matters claimed to have been erroneously decided and alleged errors must be briefly stated.

(b) *Procedure for disposition of petitions.* Within 20 days following the service of any petition provided for in this § 26.2042, the other party or parties to the proceeding shall file with the Hearing Clerk an answer thereto. As soon as practicable thereafter, the Secretary shall announce his decision whether to grant or to deny the petition. Unless the Secretary shall determine otherwise, operation of the order shall not be stayed pending the decision to grant or to deny the petition. In the event that any such petition is granted by the Secretary, the applicable rules of practice, as set out elsewhere herein, shall be followed. A person filing a petition under this section shall be regarded as the moving party or complainant, although he shall be referred to as the complainant or respondent, depending upon his designation in the original proceeding.

§ 26.2043 Filing documents.

All documents or papers required or authorized to be filed, except as provided otherwise in the rules in this part, shall be filed with the Hearing Clerk in triplicate: *Provided, however,* That, where there are more than two parties to the proceeding, a sufficient number of copies shall be filed so as to provide copies for service upon all parties to the proceeding.

§ 26.2044 Service.

Copies of all documents or papers, required or authorized by the rules in this part to be served on any party to a proceeding, shall be served by the Judge, Hearing Clerk, or some other employee of the United States. Except as is provided otherwise by the rules in this part, service shall be made either: (a) by delivering a copy of the document or paper to the individual to be served, or to a member of the partnership to be served, or to the president, secretary, or other executive officer or any director of the corporation, organization, or association to be served, or to the attorney or agent of record of such individual, partnership, corporation, organization, or association; (b) by leaving a copy of the document or paper at the principal office or place of business of such individual, partnership, corporation, organization, or association, or of his or its attorney or agent of record; or (c) by registering or certifying and mailing a copy of the document or paper, addressed to such individual, partnership, corporation, organization, or association, or to his or its attorney or agent of record, at his or its last known principal office or place of business. Proof of service hereunder shall be made by the affidavit of the person who actually made the service: *Provided,* That if the service be made by registered or certified mail, as outlined in paragraph (c) of this section, proof of service shall be made by the return post-office receipt, except that, if the registered or certified matter is returned undelivered for any reason, proof of service may be made by the certificate of the person who thereafter mailed the same matter by regular mail. The affidavit, certificate, or post-office receipt contemplated herein shall be filed with the Hearing Clerk.

§ 26.2045 Computation of time.

Saturdays, Sundays, and holidays shall be included in computing the time allowed for the filing of any document or paper: *Provided, however,* That when such time expires on a Saturday, Sunday, or a legal holiday (Federal or State), such period shall be extended to include the next following business day.

§ 26.2046 Extension of time.

The time for the filing of any document or paper required or authorized under the rules in this part to be filed may be extended by the Judge (before the Judge's Initial Decision is filed), or by the Secretary (after the Judge's Initial Decision is filed), if request for such extension of time is made prior to or on the final date allowed for such filing, and if in the judgment of the Judge or the Secretary, as the case may be, after notice to and consideration of the views of the other party, when practicable, there is good reason for the extension.

The amendments of the regulations in Subpart A of Part 26 (7 CFR Part 26) are administrative in nature and make no substantive changes other than the conforming changes to coordinate with the rules of practice in Subparts C and D of Part 26 (7 CFR Part 26) hereinabove set out and should be made effective concurrently therewith. Accordingly, good cause is found for making the amendments to the regulations effective less than 30 days after publication in the FEDERAL REGISTER.

(Sec. 16, 82 Stat. 768, 7 U.S.C. 87e; 37 FR 28464 and 28476.)

Effective date. This amendment is effective July 8, 1974.

Done in Washington, D.C., on June 27, 1974.

E. L. PETERSON,
Administrator.

[FR Doc.74-15207 Filed 7-5-74;8:45 am]

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PART III

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Low Rent Public Housing

■

SECTION 23 HOUSING ASSISTANCE PAYMENTS PROGRAM

Fair Market Rents and Contract Rent Automatic Annual Adjustment Factors

Title 24—Housing and Urban Development

CHAPTER VIII—LOW RENT PUBLIC HOUSING, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R–74–273]

PART 1279—SECTION 23 HOUSING ASSISTANCE PAYMENTS PROGRAM

Fair Market Rents and Contract Rent Automatic Annual Adjustment Factors

The Department of Housing and Urban Development (HUD) hereby amends Title 24 CFR Chapter VIII by adding a new Part 1279 which sets forth (1) the HUD-determined "fair market rents" for the Section 23 Housing Assistance Payments Program, and (2) the Automatic Annual Adjustment Factors (Adjustment Factors) to be used for the automatic annual adjustment of rents specified in Housing Assistance Payments Contracts for the Section 23 New Construction and Substantial Rehabilitation Programs.

Part 1279 includes (1) a Subpart A which sets forth the purpose and applicability, categories, geographic areas and manner of publication for the fair market rents; (2) a Schedule A of fair market rents for the section 23 New Construction Program, 24 CFR Part 1272 and the section 23 Substantial Rehabilitation Program, 24 CFR Part 1276; (3) a Schedule B of fair market rents for the section 23 Existing Housing Program, 24 CFR Part 1274 and (4) a Subpart B which sets forth the purpose and applicability and manner of publication of the Adjustment Factors. A Schedule C of Adjustment Factors will be published at a later date.

The definitions of and policies pertaining to fair market rents are set forth in the final regulations for the new construction program, as published on April 22, 1974 at 39 FR 14301, the existing housing program, as published on May 13, 1974 at 39 FR 17185, and the substantial rehabilitation program, as published on Wednesday, July 3, 1974, at 39 FR 25487. (See 24 CFR 1272.102(a), 1272.103(3), 1272.103(g), 1272.202(a)(1)(viii), 1272.205(b)(7), 1272.205(b)(8) and 1272.211(b); 24 CFR 1274.102(b), 1274.103(b), and 1274.205(g)(2); and 24 CFR 1276.102(c), 1276.103(e)(1), 1276.202(a)(1)(viii), 1276.205(b)(7), 1276.205(b(8), 1276.207(a)(4), and 1276.207(a)(5), respectively.) The definition of and policies pertaining to Adjustment Factors are set forth in the final regulations for the new construction and substantial rehabilitation programs. (See 24 CFR 1272.103(g)(1) and 1276.103(g)(1), respectively.)

The Assistant Secretary for Housing Production and Mortgage Credit—FHA Commissioner has determined that the public interest would best be served by making these fair market rents effective immediately to avoid unnecessary delay in implementation of the Section 23 Housing Assistance Payments Program. Therefore, the Assistant Secretary finds that good cause exists for making these regulations effective July 8, 1974. However, written comment from interested parties will be received for a period of 30 days after publication and, if deemed necessary, revisions will be published within 60 days thereafter. Comments should be submitted in triplicate to the Assistant Secretary for Housing Production and Mortgage Credit, U.S. Department of Housing and Urban Development, Washington, D.C. 20410.

Accordingly, Title 24 is amended as follows:

A new Part 1279, entitled "Section 23 Housing Assistance Payments Program" is added to Chapter VIII to read as set forth hereinafter.

Subpart A—Fair Market Rents

Sec.

1279.101 Fair market rents for new construction and substantial rehabilitation.
1279.102 Fair market rents for existing housing.
1279.103 Manner of publication.

Schedule A Fair market rents (new construction and substantial rehabilitation).
Schedule B Fair market rents (existing housing).

Subpart B—Contract Rent Automatic Annual Adjustment Factors

1279.201 Purpose and applicability.
1279.202 Manner of publication.

Schedule C Contract rent automatic annual adjustment factors (new construction and substantial rehabilitation) [Reserved] [1]

AUTHORITY: Sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d); sec. 8 of the U.S. Housing Act of 1937 (42 U.S.C. 1408); sec. 10(b) of the U.S. Housing Act of 1937 (42 U.S.C. 1410(b)); and sec. 23 of the U.S. Housing Act of 1937 (42 U.S.C. 1421 b).

[1] Schedule C Adjustment Factors will be published at a later date.

Subpart A—Fair Market Rents

§ 1279.101 Fair Market Rents for New Construction and Substantial Rehabilitation.

(a) *Purpose and applicability.* Schedule A of this Part sets forth the fair market rents, as determined by HUD, for the Section 23 Housing Assistance Payments Program—New Construction 24 CFR Part 1272 and Substantial Rehabilitation, 24 CFR Part 1276. (See 24 CFR 1272.102(a) and 1276.102(c), respectively, for the definition of "fair market rent".)

(b) *Categories.* These fair market rents are established by unit size (number of bedrooms) and basic structure type (i.e., detached, semi-detached/row houses, walk-up apartments and elevator apartments).

(c) *Geographic areas.* The respective geographic areas to which these fair market rents apply are as specified in Schedule A.

§ 1279.102 Fair Market Rents for Existing Housing.

(a) *Purpose and applicability.* Schedule B of this Part sets forth the fair market rents as determined by HUD, for the Section 23 Housing Assistance Payments Program—Existing Housing, 24 CFR Part 1274. (See 24 CFR 1274.102(b) for the definition of "fair market rent".)

(b) *Categories.* These fair market rents are established by unit size (number of bedrooms) but without regard to basic structure type.

(c) *Geographic area.* The fair market rents for existing housing are established by county as specified in Schedule B. Uniform schedules are established for (1) all counties within each standard metropolitan statistical area (as defined at the time of the 1970 census) with a population of over 250,000 and (2) counties within individual blocks of counties grouped by the U.S. Bureau of Census into entities with population of over 250,000 for purposes of special statistical summaries.

§ 1279.103 Manner of publication.

Schedule A and Schedule B fair market rents will be published in the FEDERAL REGISTER at least annually. Interim revisions may be published as market conditions dictate.

SCHEDULE A
U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE HARTFORD, CONNECTICUT REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
HARTFORD	DETACHED	-	-	330	369	397
	SEMI-DETACHED/ROW	-	278	322	361	389
	WALKUP	235	274	319	358	386
	ELEVATOR	246	285	330	-	-
DANBURY	DETACHED	-	-	336	375	403
	SEMI-DETACHED/ROW	-	283	328	367	395
	WALKUP	241	280	324	364	391
	ELEVATOR	252	291	336	-	-
NEW MILFORD	DETACHED	-	-	319	352	380
	SEMI-DETACHED/ROW	-	261	311	345	372
	WALKUP	224	257	308	341	369
	ELEVATOR	235	269	319	-	-
NEW HAVEN	DETACHED	-	-	330	369	397
	SEMI-DETACHED/ROW	-	278	322	361	389
	WALKUP	235	274	319	358	386
	ELEVATOR	246	285	330	-	-
BRIDGEPORT	DETACHED	-	-	336	375	403
	SEMI-DETACHED/ROW	-	283	328	367	395
	WALKUP	241	280	324	364	391
	ELEVATOR	252	291	336	-	-
NEW LONDON	DETACHED	-	-	324	364	391
	SEMI-DETACHED/ROW	-	372	317	356	384
	WALKUP	229	269	313	352	380
	ELEVATOR	241	280	324	-	-

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U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE HARTFORD, CONNECTICUT REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WINDHAM	DETACHED	-	-	308	347	375
	SEMI-DETACHED/ROW	-	255	300	339	367
	WALKUP	213	252	297	336	364
	ELEVATOR	224	263	308	-	-
STAMFORD	DETACHED	-	-	341	380	408
	SEMI-DETACHED/ROW	-	289	333	372	400
	WALKUP	246	285	330	369	397
	ELEVATOR	257	297	341	-	-
RIDGEFIELD	DETACHED	-	-	341	380	408
	SEMI-DETACHED/ROW	-	289	333	372	400
	WALKUP	246	285	330	369	397
	ELEVATOR	257	297	341	-	-
NORWICH	DETACHED	-	-	324	364	391
	SEMI-DETACHED/ROW	-	272	317	356	384
	WALKUP	229	269	313	352	380
	ELEVATOR	241	280	324	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BOSTON, MASSACHUSETTS REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BOSTON	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	259	316	400	440
	WALKUP	208	259	299	344	378
	ELEVATOR	243	276	333	-	-
CAPE COD	DETACHED	-	-	302	324	380
	SEMI-DETACHED/ROW	-	-	257	313	347
	WALKUP	179	224	246	280	308
	ELEVATOR	218	252	291	-	-
PITTSFIELD	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	224	291	313	336
	WALKUP	185	213	252	291	336
	ELEVATOR	-	-	-	-	-
SPRINGFIELD	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	210	267	308	347
	WALKUP	139	207	246	291	341
	ELEVATOR	-	-	-	-	-
WORCESTER	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	229	291	364	403
	WALKUP	207	224	274	356	397
	ELEVATOR	-	-	-	-	-
FALL RIVER	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	227	297	328	347
	WALKUP	202	213	274	304	323
	ELEVATOR	-	235	297	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BOSTON, MASSACHUSETTS REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
LOWELL	DETACHED	-	-	391	447	475
	SEMI-DETACHED/ROW	-	252	319	364	397
	WALKUP	213	241	291	358	386
	ELEVATOR	218	269	324	-	-
SALEM	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	241	285	341	408
	WALKUP	190	235	274	341	397
	ELEVATOR	-	-	-	-	-
PROVIDENCE, R.I.	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	235	274	319	341
	WALKUP	168	224	269	313	336
	ELEVATOR	168	241	313	391	-
NEWPORT, R.I.	DETACHED	-	-	308	336	364
	SEMI-DETACHED/ROW	-	218	257	308	330
	WALKUP	157	207	246	280	302
	ELEVATOR	185	235	269	-	-
WESTERLY, R.I.	DETACHED	-	-	341	386	408
	SEMI-DETACHED/ROW	-	218	274	319	341
	WALKUP	174	207	269	313	336
	ELEVATOR	196	218	274	-	-
PAWTUCKET, R.I.	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	207	246	291	313
	WALKUP	162	196	241	285	308
	ELEVATOR	168	224	285	364	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BOSTON, MASSACHUSETTS REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WOONSOCKET, R.I.	DETACHED	-	-	280	324	345
	SEMI-DETACHED/ROW	-	202	235	280	319
	WALKUP	162	190	235	257	280
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MANCHESTER, NEW HAMPSHIRE REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BANGOR, ME.	DETACHED	-	262	288	345	414
	SEMI-DETACHED/ROW	210	246	280	339	404
	WALKUP	179	224	257	303	351
	ELEVATOR	251	295	375	-	-
AUGUSTA, ME.	DETACHED	-	262	288	345	414
	SEMI-DETACHED/ROW	210	246	280	339	404
	WALKUP	179	224	257	303	351
	ELEVATOR	251	295	375	-	-
BRUNSWICK, ME.	DETACHED	-	262	288	345	414
	SEMI-DETACHED/ROW	210	246	280	339	404
	WALKUP	179	224	257	303	351
	ELEVATOR	251	295	375	-	-
CALAIS, ME.	DETACHED	-	242	272	322	389
	SEMI-DETACHED/ROW	193	229	263	317	379
	WALKUP	168	207	241	283	328
	ELEVATOR	233	271	348	-	-
LEWISTON, ME.	DETACHED	-	262	288	345	414
	SEMI-DETACHED/ROW	210	246	280	339	404
	WALKUP	179	224	257	303	351
	ELEVATOR	251	295	375	-	-
PORTLAND, ME.	DETACHED	-	262	288	345	414
	SEMI-DETACHED/ROW	210	246	280	339	404
	WALKUP	179	224	257	303	351
	ELEVATOR	251	295	375	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MANCHESTER, NEW HAMPSHIRE REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CONCORD	DETACHED	-	259	280	330	397
	SEMI-DETACHED/ROW	202	252	269	307	368
	WALKUP	179	229	246	295	345
	ELEVATOR	233	272	345	-	-
DOVER	DETACHED	-	259	280	330	397
	SEMI-DETACHED/ROW	202	252	269	307	368
	WALKUP	179	229	246	295	345
	ELEVATOR	233	272	345	-	-
KEENE	DETACHED	-	259	280	330	397
	SEMI-DETACHED/ROW	202	252	269	307	368
	WALKUP	179	229	246	295	345
	ELEVATOR	233	272	345	-	-
MANCHESTER	DETACHED	-	259	280	330	397
	SEMI-DETACHED/ROW	202	252	269	307	368
	WALKUP	179	229	246	295	345
	ELEVATOR	233	272	345	-	-
NASHUA	DETACHED	-	259	280	330	397
	SEMI-DETACHED/ROW	202	252	269	307	368
	WALKUP	179	229	246	295	345
	ELEVATOR	233	272	345	-	-
PORTSMOUTH	DETACHED	-	259	280	330	397
	SEMI-DETACHED/ROW	202	252	269	307	368
	WALKUP	179	229	246	295	345
	ELEVATOR	233	272	345	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MANCHESTER, NEW HAMPSHIRE REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BENNINGTON, VT.	DETACHED	-	231	265	292	353
	SEMI-DETACHED/ROW	196	224	254	289	345
	WALKUP	185	202	232	273	313
	ELEVATOR	234	242	308	-	-
BRATTLEBORO, VT.	DETACHED	-	231	265	292	353
	SEMI-DETACHED/ROW	196	224	254	289	345
	WALKUP	185	202	232	273	313
	ELEVATOR	234	242	308	-	-
BURLINGTON, VT.	DETACHED	-	231	265	292	353
	SEMI-DETACHED/ROW	196	224	254	289	345
	WALKUP	185	202	232	273	313
	ELEVATOR	234	242	308	-	-
MONTPELIER, VT.	DETACHED	-	231	265	292	353
	SEMI-DETACHED/ROW	196	224	254	289	345
	WALKUP	185	202	232	273	313
	ELEVATOR	234	242	308	-	-
RUTLAND, VT.	DETACHED	-	231	265	292	353
	SEMI-DETACHED/ROW	196	224	254	289	345
	WALKUP	185	202	232	273	313
	ELEVATOR	234	242	308	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MANCHESTER, NEW HAMPSHIRE REGION I

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WATERVILLE, ME.	DETACHED	-	262	288	345	414
	SEMI-DETACHED/ROW	210	246	280	339	404
	WALKUP	179	224	257	303	351
	ELEVATOR	251	295	375	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE CAMDEN, NEW JERSEY REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CAMDEN	DETACHED	-	-	298	336	366
	SEMI-DETACHED/ROW	-	233	277	313	343
	WALKUP	177	194	242	292	325
	ELEVATOR	188	235	300	-	-
ATLANTIC CITY	DETACHED	-	-	283	318	354
	SEMI-DETACHED/ROW	-	200	261	309	338
	WALKUP	178	194	231	281	314
	ELEVATOR	194	269	322	-	-
BURLINGTON	DETACHED	-	-	298	333	365
	SEMI-DETACHED/ROW	-	233	272	303	341
	WALKUP	178	189	236	286	319
	ELEVATOR	188	235	302	-	-
GLOUCESTER	DETACHED	-	-	298	336	366
	SEMI-DETACHED/ROW	-	233	277	313	343
	WALKUP	178	194	242	292	325
	ELEVATOR	188	235	300	-	-
TRENTON	DETACHED	-	-	307	340	372
	SEMI-DETACHED/ROW	-	241	279	323	353
	WALKUP	198	214	269	314	347
	ELEVATOR	205	244	337	-	-
VINELAND	DETACHED	-	-	265	299	331
	SEMI-DETACHED/ROW	-	217	250	294	325
	WALKUP	161	178	214	264	297
	ELEVATOR	167	213	278	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE NEWARK, NEW JERSEY REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
NEWARK	DETACHED	-	-	382	432	471
	SEMI-DETACHED/ROW	-	271	343	388	424
	WALKUP	237	253	321	363	396
	ELEVATOR	289	309	392	-	-
ASBURY PARK	DETACHED	-	-	368	416	455
	SEMI-DETACHED/ROW	-	266	331	375	409
	WALKUP	212	250	310	350	383
	ELEVATOR	257	304	378	-	-
NORTH BERGEN	DETACHED	-	-	406	467	515
	SEMI-DETACHED/ROW	-	285	365	420	463
	WALKUP	236	266	341	393	433
	ELEVATOR	288	324	416	-	-
FREEHOLD	DETACHED	-	-	385	433	471
	SEMI-DETACHED/ROW	-	263	346	389	424
	WALKUP	224	246	323	364	396
	ELEVATOR	273	300	395	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BUFFALO, NEW YORK REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BUFFALO	DETACHED	-	-	319	377	411
	SEMI-DETACHED/ROW	-	288	314	360	397
	WALKUP	214	252	281	323	358
	ELEVATOR	295	330	410	-	-
ROCHESTER	DETACHED	-	-	332	391	436
	SEMI-DETACHED/ROW	269	280	310	369	414
	WALKUP	208	235	282	318	365
	ELEVATOR	303	336	405	-	-
JAMESTOWN	DETACHED	-	-	321	368	423
	SEMI-DETACHED/ROW	-	286	317	362	415
	WALKUP	207	241	298	326	355
	ELEVATOR	298	337	418	-	-
ELMIRA	DETACHED	-	-	334	383	446
	SEMI-DETACHED/ROW	264	303	332	378	443
	WALKUP	217	265	304	361	390
	ELEVATOR	314	368	435	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE NEW YORK CITY, NEW YORK REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MASSENA	DETACHED	-	-	273	330	391
	SEMI-DETACHED/ROW	-	177	243	294	349
	WALKUP	152	166	227	275	327
	ELEVATOR	192	207	285	-	-
PLATTSBURGH	DETACHED	-	-	273	330	391
	SEMI-DETACHED/ROW	-	177	243	294	349
	WALKUP	152	166	227	275	327
	ELEVATOR	192	207	285	-	-
SYRACUSE	DETACHED	-	-	327	358	432
	SEMI-DETACHED/ROW	-	226	292	319	385
	WALKUP	195	212	273	299	360
	ELEVATOR	253	275	355	388	-
POUGHKEEPSIE	DETACHED	-	-	347	407	472
	SEMI-DETACHED/ROW	-	257	310	364	422
	WALKUP	199	241	290	340	394
	ELEVATOR	259	313	377	-	-
WATERTOWN	DETACHED	-	-	293	367	431
	SEMI-DETACHED/ROW	-	235	262	328	384
	WALKUP	196	221	245	307	359
	ELEVATOR	253	285	318	-	-
SCHENECTADY	DETACHED	-	-	322	414	467
	SEMI-DETACHED/ROW	-	233	288	369	417
	WALKUP	200	218	269	346	390
	ELEVATOR	261	284	349	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE NEW YORK CITY, NEW YORK REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BINGHAMTON	DETACHED	-	-	319	378	445
	SEMI-DETACHED/ROW	-	235	284	337	397
	WALKUP	198	221	266	315	371
	ELEVATOR	256	285	345	-	-
ITHACA	DETACHED	-	-	302	377	444
	SEMI-DETACHED/ROW	-	223	269	336	396
	WALKUP	185	208	252	314	370
	ELEVATOR	240	270	326	-	-
UTICA-ROME	DETACHED	-	-	322	414	467
	SEMI-DETACHED/ROW	-	233	288	369	417
	WALKUP	200	218	269	346	390
	ELEVATOR	261	284	349	-	-
NEW YORK	DETACHED	-	-	429	512	595
	SEMI-DETACHED/ROW	-	307	382	455	530
	WALKUP	249	288	357	427	496
	ELEVATOR	329	390	461	542	-
NASSAU	DETACHED	-	-	407	490	570
	SEMI-DETACHED/ROW	-	293	362	437	509
	WALKUP	254	274	339	408	475
	ELEVATOR	312	337	417	501	-
PUTNAM	DETACHED	-	-	279	326	404
	SEMI-DETACHED/ROW	-	203	248	291	360
	WALKUP	174	190	233	272	337
	ELEVATOR	221	242	295	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE NEW YORK CITY, NEW YORK REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SUFFOLK	DETACHED	-	-	374	463	543
	SEMI-DETACHED/ROW	260	283	332	413	484
	WALKUP	235	257	311	386	453
	ELEVATOR	289	317	383	474	-
WESTCHESTER	DETACHED	-	-	431	537	617
	SEMI-DETACHED/ROW	-	326	384	479	550
	WALKUP	266	304	359	447	514
	ELEVATOR	327	375	442	550	-
ORANGE	DETACHED	-	-	366	426	499
	SEMI-DETACHED/ROW	-	269	327	377	445
	WALKUP	218	251	305	356	416
	ELEVATOR	276	318	388	452	-
ROCKLAND	DETACHED	-	-	412	490	563
	SEMI-DETACHED/ROW	-	298	367	436	502
	WALKUP	240	279	343	408	470
	ELEVATOR	303	352	434	-	-
ALBANY	DETACHED	-	-	358	434	496
	SEMI-DETACHED/ROW	-	257	319	386	447
	WALKUP	222	241	299	361	414
	ELEVATOR	288	311	388	-	-
GLEN FALLS	DETACHED	-	-	307	385	442
	SEMI-DETACHED/ROW	-	219	297	343	394
	WALKUP	166	186	255	321	368
	ELEVATOR	208	233	320	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SAN JUAN, PUERTO RICO REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SAN JUAN	DETACHED	-	-	280	309	384
	SEMI-DETACHED/ROW	-	219	246	284	353
	WALKUP	164	196	224	259	293
	ELEVATOR	248	274	313	370	427
PONCE	DETACHED	-	-	218	279	347
	SEMI-DETACHED/ROW	-	187	210	257	319
	WALKUP	129	160	185	225	269
	ELEVATOR	224	246	282	333	375
MAYAGUEZ	DETACHED	-	-	218	266	329
	SEMI-DETACHED/ROW	-	179	202	246	300
	WALKUP	122	151	176	214	254
	ELEVATOR	181	198	269	308	346
ARECIBO	DETACHED	-	-	218	266	329
	SEMI-DETACHED/ROW	-	179	202	246	300
	WALKUP	121	151	176	214	254
	ELEVATOR	-	-	-	-	-
ST. THOMAS, V.I.	DETACHED	-	-	418	538	585
	SEMI-DETACHED/ROW	-	311	407	463	477
	WALKUP	229	308	397	436	454
	ELEVATOR	-	-	-	-	-
ST. CROIX, V.I.	DETACHED	-	-	335	397	414
	SEMI-DETACHED/ROW	-	272	351	386	401
	WALKUP	213	269	347	380	397
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SAN JUAN, PUERTO RICO REGION II

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CHARLOTTE AMALIE, V.I.	DETACHED	-	-	418	538	585
	SEMI-DETACHED/ROW	-	311	407	463	477
	WALKUP	229	308	397	436	454
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BALTIMORE REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BALTIMORE	DETACHED	-	-	302	341	467
	SEMI-DETACHED/ROW	-	203	245	299	401
	WALKUP	173	196	239	290	387
	ELEVATOR	180	214	289	-	-
ABERDEEN	DETACHED	-	-	302	341	467
	SEMI-DETACHED/ROW	-	203	245	299	401
	WALKUP	173	196	239	290	387
	ELEVATOR	180	214	289		
HAGERSTOWN	DETACHED	-	-	247	275	368
	SEMI-DETACHED/ROW	-	198	231	264	352
	WALKUP	171	187	220	253	330
	ELEVATOR	181	203	236	-	-
SALISBURY	DETACHED	-	-	247	297	395
	SEMI-DETACHED/ROW	-	203	236	286	352
	WALKUP	176	198	231	269	341
	ELEVATOR	187	209	264	-	-
ANNAPOLIS	DETACHED	-	-	302	341	467
	SEMI-DETACHED/ROW	-	203	245	299	401
	WALKUP	173	196	239	290	387
	ELEVATOR	180	214	289	-	-
CAMBRIDGE	DETACHED	-	-	247	297	395
	SEMI-DETACHED/ROW	-	203	236	286	352
	WALKUP	176	198	231	269	341
	ELEVATOR	187	209	264	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BALTIMORE, MARYLAND REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CUMBERLAND	DETACHED	-	-	247	275	368
	SEMI-DETACHED/ROW	-	198	231	264	352
	WALKUP	171	187	220	253	330
	ELEVATOR	181	203	236	-	-
FREDERICK	DETACHED	-	-	247	297	395
	SEMI-DETACHED/ROW	-	209	242	291	357
	WALKUP	176	203	231	280	330
	ELEVATOR	187	209	259	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE WASHINGTON, D. C. REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WASHINGTON, D.C.	DETACHED	-	-	-	430	510
	SEMI-DETACHED/ROW	-	-	338	397	460
	WALKUP	164	251	309	364	388
	ELEVATOR	217	274	332	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PHILADELPHIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
PHILADELPHIA	DETACHED	-	-	277	372	407
	SEMI-DETACHED/ROW	-	-	266	360	393
	WALKUP	172	194	227	344	377
	ELEVATOR	200	222	305	360	
ALLENTOWN	DETACHED	-	-	283	340	392
	SEMI-DETACHED/ROW	-	-	272	327	377
	WALKUP	150	188	233	277	338
	ELEVATOR	-	205	272	338	-
BELLEFONTE	DETACHED	-	-	323	368	402
	SEMI-DETACHED/ROW	-	-	310	355	388
	WALKUP	155	180	261	327	360
	ELEVATOR	167	183	266	333	
HARRISBURG	DETACHED	-	-	256	305	322
	SEMI-DETACHED/ROW	-	-	244	282	315
	WALKUP	154	183	211	271	309
	ELEVATOR	157	194	233	-	-
LANCASTER	DETACHED	-	-	267	324	366
	SEMI-DETACHED/ROW	-	-	255	310	351
	WALKUP	150	171	227	281	313
	ELEVATOR	173	200	277	-	-
YORK	DETACHED	-	-	238	307	341
	SEMI-DETACHED/ROW	-	-	216	294	327
	WALKUP	151	180	205	255	299
	ELEVATOR	-	184	225	264	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PHILADELPHIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
POTTSTOWN	DETACHED	-	-	255	300	324
	SEMI-DETACHED/ROW	-	-	244	288	310
	WALKUP	128	178	205	211	227
	ELEVATOR	189	222	305	333	-
READING	DETACHED	-	-	255	300	324
	SEMI-DETACHED/ROW	-	-	244	288	310
	WALKUP	128	178	205	211	227
	ELEVATOR	189	222	305	333	
SCRANTON	DETACHED	-	-	267	336	379
	SEMI-DETACHED/ROW	-	-	256	324	366
	WALKUP	179	211	224	272	357
	ELEVATOR	194	233	354		
BETHLEHEM	DETACHED	-	-	283	340	392
	SEMI-DETACHED/ROW	-	-	272	327	377
	WALKUP	150	188	233	277	338
	ELEVATOR	-	205	272	338	-
TIOGA COUNTY	DETACHED	-	-	207	230	250
	SEMI-DETACHED/ROW	-	-	195	216	233
	WALKUP	133	142	167	191	211
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PITTSBURGH, PENNSYLVANIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
NEW CASTLE	DETACHED	-	-	241	294	336
	SEMI-DETACHED/ROW	-	196	230	281	323
	WALKUP	150	177	219	251	289
	ELEVATOR	171	203	289	-	-
PITTSBURGH	DETACHED	-	-	270	339	387
	SEMI-DETACHED/ROW	-	219	259	326	374
	WALKUP	166	201	235	326	364
	ELEVATOR	199	230	274	-	-
ERIE	DETACHED	-	-	243	300	337
	SEMI-DETACHED/ROW	-	209	241	284	316
	WALKUP	178	193	230	267	300
	ELEVATOR	206	235	316	-	-
SHARON	DETACHED	-	-	241	294	336
	SEMI-DETACHED/ROW	-	196	230	281	323
	WALKUP	150	177	219	251	289
	ELEVATOR	171	203	289	-	-
ALTOONA	DETACHED	-	-	267	296	333
	SEMI-DETACHED/ROW	-	218	257	283	320
	WALKUP	171	193	227	262	293
	ELEVATOR	187	214	310	-	-
JOHNSTOWN	DETACHED	-	-	219	296	339
	SEMI-DETACHED/ROW	-	182	209	284	326
	WALKUP	161	171	203	246	284
	ELEVATOR	187	214	310	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PITTSBURGH, PENNSYLVANIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CHARLESTON, WEST VA.	DETACHED	-	-	273	318	355
	SEMI-DETACHED/ROW	-	222	262	305	342
	WALKUP	131	167	193	228	257
	ELEVATOR	193	225	267	-	-
BECKLEY, WEST VA.	DETACHED	-	-	219	263	288
	SEMI-DETACHED/ROW	-	161	209	250	275
	WALKUP	141	161	182	203	224
	ELEVATOR	171	203	246	-	-
BLUEFIELD, WEST VA.	DETACHED	-	-	219	263	288
	SEMI-DETACHED/ROW	-	161	209	250	275
	WALKUP	141	161	182	203	224
	ELEVATOR	171	203	146	-	-
HUNTINGTON, WEST VA.	DETACHED	-	-	219	263	288
	SEMI-DETACHED/ROW	-	161	209	250	275
	WALKUP	114	150	198	238	261
	ELEVATOR	171	203	246	-	-
PARKERSBURG, WEST VA.	DETACHED	-	-	193	223	244
	SEMI-DETACHED/ROW	-	155	182	210	231
	WALKUP	131	150	177	198	219
	ELEVATOR	166	198	241	-	-
WHEELING, WEST VA.	DETACHED	-	-	193	223	244
	SEMI-DETACHED/ROW	-	155	182	210	231
	WALKUP	131	150	177	198	219
	ELEVATOR	166	198	241	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PITTSBURGH, PENNSYLVANIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MARTINSBURG, WEST VA.	DETACHED	-	-	241	286	318
	SEMI-DETACHED/ROW	-	187	230	273	305
	WALKUP	136	166	203	240	263
	ELEVATOR	182	214	257	-	-
FAIRMONT, WEST VIRGINIA	DETACHED	-	-	241	286	318
	SEMI-DETACHED/ROW	-	187	230	273	305
	WALKUP	136	166	203	240	263
	ELEVATOR	182	214	257	-	-
POINT PLEASANT, WEST VA.	DETACHED	-	-	193	223	244
	SEMI-DETACHED/ROW	-	155	182	210	231
	WALKUP	131	150	177	198	219
	ELEVATOR	166	198	241	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE RICHMOND, VIRGINIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
RICHMOND	DETACHED	-	-	256	296	331
	SEMI-DETACHED/ROW	-	216	244	282	315
	WALKUP	165	196	222	269	301
	ELEVATOR	176	206	233	-	-
NORFOLK	DETACHED	-	-	240	284	319
	SEMI-DETACHED/ROW	-	210	228	271	303
	WALKUP	159	190	207	257	289
	ELEVATOR	175	200	217	-	-
VIRGINIA BEACH	DETACHED	-	-	240	284	319
	SEMI-DETACHED/ROW	-	210	228	271	303
	WALKUP	159	190	207	257	289
	ELEVATOR	175	200	217		
PORTSMOUTH	DETACHED	-	-	240	284	319
	SEMI-DETACHED/ROW	-	210	228	271	303
	WALKUP	159	190	207	257	289
	ELEVATOR	175	200	217	-	-
CHESAPEAKE	DETACHED	-	-	240	284	319
	SEMI-DETACHED/ROW	-	210	228	271	303
	WALKUP	159	190	207	257	289
	ELEVATOR	175	200	217	-	-
SUFFOLK	DETACHED	-	-	240	284	319
	SEMI-DETACHED/ROW	-	210	228	271	303
	WALKUP	159	190	207	257	289
	ELEVATOR	175	200	217	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE RICHMOND, VIRGINIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
ROANOKE	DETACHED	-	-	250	292	327
	SEMI-DETACHED/ROW	-	191	237	279	311
	WALKUP	145	174	215	265	296
	ELEVATOR	159	183	226		
LYNCHBURG	DETACHED	-	-	250	292	327
	SEMI-DETACHED/ROW	-	191	237	279	311
	WALKUP	145	174	215	265	296
	ELEVATOR	159	183	226	-	-
DANVILLE	DETACHED	-	-	250	292	327
	SEMI-DETACHED/ROW	-	191	237	279	311
	WALKUP	145	174	215	265	296
	ELEVATOR	159	183	226	-	-
NEWPORT NEWS	DETACHED	-	-	255	309	339
	SEMI-DETACHED/ROW	-	204	243	294	323
	WALKUP	162	185	221	280	308
	ELEVATOR	179	194	232	-	-
HAMPTON	DETACHED	-	-	255	309	339
	SEMI-DETACHED/ROW	-	204	243	294	323
	WALKUP	162	185	221	280	308
	ELEVATOR	179	194	232	-	-
FREDERICKSBURG	DETACHED	-	-	250	291	329
	SEMI-DETACHED/ROW	-	194	237	278	313
	WALKUP	143	176	215	264	299
	ELEVATOR	158	185	226	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE RICHMOND, VIRGINIA REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WARRENTON	DETACHED	-	-	233	257	298
	SEMI-DETACHED/ROW	-	191	222	245	283
	WALKUP	140	174	202	234	270
	ELEVATOR	155	183	212	-	-
HARRISONBURG	DETACHED	-	-	233	257	298
	SEMI-DETACHED/ROW	-	191	222	245	283
	WALKUP	140	174	202	234	270
	ELEVATOR	155	183	212	-	-
BRISTOL	DETACHED	-	-	188	228	274
	SEMI-DETACHED/ROW	-	124	179	217	261
	WALKUP	73	113	162	207	248
	ELEVATOR	81	119	170	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE WILMINGTON, DELAWARE REGION III

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WILMINGTON	DETACHED	-	-	309	349	389
	SEMI-DETACHED/ROW	-	-	298	337	376
	WALKUP	176	218	236	282	-
	ELEVATOR	190	223	345	464	-
DOVER	DETACHED	-	-	296	337	377
	SEMI-DETACHED/ROW	-	-	285	324	364
	WALKUP	176	204	231	275	-
	ELEVATOR	190	223	345	464	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BIRMINGHAM, ALABAMA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
BIRMINGHAM	DETACHED	-	-	239	290	307
	SEMI-DETACHED/ROW	-	166	207	275	281
	WALKUP	132	155	196	248	265
	ELEVATOR	196	227	276	-	-
DOTHAN	DETACHED	-	-	229	271	294
	SEMI-DETACHED/ROW	-	169	197	245	267
	WALKUP	122	158	187	229	251
	ELEVATOR	191	228	265	-	-
FLORENCE	DETACHED	-	-	226	281	307
	SEMI-DETACHED/ROW	-	140	194	254	281
	WALKUP	112	130	184	239	265
	ELEVATOR	179	202	265	-	-
HUNTSVILLE	DETACHED	-	-	216	270	291
	SEMI-DETACHED/ROW	-	160	185	244	265
	WALKUP	129	150	174	228	249
	ELEVATOR	196	223	265	-	-
MOBILE	DETACHED	-	-	230	272	295
	SEMI-DETACHED/ROW	-	166	198	246	268
	WALKUP	125	155	188	230	252
	ELEVATOR	195	227	272	-	-
MONTGOMERY	DETACHED	-	-	232	275	297
	SEMI-DETACHED/ROW	-	168	200	248	270
	WALKUP	125	157	190	232	254
	ELEVATOR	194	231	268	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE BIRMINGHAM, ALABAMA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
TUSCALOOSA	DETACHED	-	-	220	254	276
	SEMI-DETACHED/ROW	-	142	188	228	249
	WALKUP	112	132	177	212	233
	ELEVATOR	179	206	254	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE JACKSONVILLE, FLORIDA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
JACKSONVILLE	DETACHED	-	-	240	287	302
	SEMI-DETACHED/ROW	-	180	223	270	283
	WALKUP	164	175	217	265	278
	ELEVATOR	180	220	280	-	-
FORT WALTON BEACH	DETACHED	-	-	235	283	298
	SEMI-DETACHED/ROW	-	177	220	266	279
	WALKUP	162	172	214	261	273
	ELEVATOR	177	216	276	-	-
GAINESVILLE	DETACHED	-	-	240	287	302
	SEMI-DETACHED/ROW	-	180	223	270	283
	WALKUP	164	175	217	265	278
	ELEVATOR	180	220	280	-	-
PANAMA CITY	DETACHED	-	-	234	281	295
	SEMI-DETACHED/ROW	-	176	217	264	277
	WALKUP	160	171	212	259	271
	ELEVATOR	176	214	273	-	-
PENSACOLA	DETACHED	-	-	235	283	298
	SEMI-DETACHED/ROW	-	177	220	266	279
	WALKUP	162	172	214	261	273
	ELEVATOR	177	216	276	-	-
TALLAHASSEE	DETACHED	-	-	240	287	302
	SEMI-DETACHED/ROW	-	180	223	270	283
	WALKUP	164	175	217	265	278
	ELEVATOR	180	219	280	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE CORAL GABLES, FLORIDA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MIAMI	DETACHED	-	-	339	424	477
	SEMI-DETACHED/ROW	-	224	328	392	424
	WALKUP	191	228	297	355	376
	ELEVATOR	196	239	318	-	-
FORT LAUDERDALE	DETACHED	-	-	307	392	455
	SEMI-DETACHED/ROW	-	228	291	371	403
	WALKUP	191	212	270	350	371
	ELEVATOR	196	217	276	-	-
FORT MYERS	DETACHED	-	-	254	297	339
	SEMI-DETACHED/ROW	-	217	244	286	328
	WALKUP	180	196	228	276	318
	ELEVATOR	186	202	233	-	-
KEY WEST	DETACHED	-	-	328	403	455
	SEMI-DETACHED/ROW	-	233	307	360	424
	WALKUP	180	212	281	344	371
	ELEVATOR	191	223	291	-	-
WEST PALM BEACH	DETACHED	-	-	296	392	455
	SEMI-DETACHED/ROW	-	223	291	371	403
	WALKUP	186	207	276	350	371
	ELEVATOR	191	212	286	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS.
(New Construction and Substantial Rehabilitation)

INSURING OFFICE TAMPA, FLORIDA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
TAMPA	DETACHED	-	-	228	297	313
	SEMI-DETACHED/ROW	-	182	211	286	307
	WALKUP	159	177	200	277	302
	ELEVATOR	164	186	212	-	-
COCOA	DETACHED	-	-	217	276	291
	SEMI-DETACHED/ROW	-	172	202	244	265
	WALKUP	127	140	179	208	234
	ELEVATOR	138	159	191	-	-
DAYTONA BEACH	DETACHED	-	-	288	291	307
	SEMI-DETACHED/ROW	-	186	217	286	302
	WALKUP	154	177	206	276	291
	ELEVATOR	159	180	212	-	-
FORT PIERCE	DETACHED	-	-	228	291	307
	SEMI-DETACHED/ROW	-	186	217	286	302
	WALKUP	154	177	206	276	291
	ELEVATOR	159	180	212	-	-
LAKELAND	DETACHED	-	-	223	286	302
	SEMI-DETACHED/ROW	-	180	212	271	292
	WALKUP	154	170	200	255	271
	ELEVATOR	159	180	212	-	-
ORLANDO	DETACHED	-	-	232	297	313
	SEMI-DETACHED/ROW	-	189	223	291	307
	WALKUP	157	182	206	282	298
	ELEVATOR	164	186	223	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

'INSURING OFFICE TAMPA, FLORIDA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SARASOTA	DETACHED	-	-	239	276	297
	SEMI-DETACHED/ROW	-	182	222	265	286
	WALKUP	149	172	200	255	276
	ELEVATOR	164	186	223	-	-
ST. PETERSBURG	DETACHED	-	-	228	297	313
	SEMI-DETACHED/ROW	-	180	212	282	295
	WALKUP	146	170	195	261	277
	ELEVATOR	155	175	202	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ATLANTA, GEORGIA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
ATLANTA	DETACHED	-	-	246	295	323
	SEMI-DETACHED/ROW	-	175	197	224	268
	WALKUP	153	164	186	219	263
	ELEVATOR	175	208	263	-	-
ALBANY	DETACHED	-	-	223	270	297
	SEMI-DETACHED/ROW	-	170	202	244	276
	WALKUP	142	164	191	233	269
	ELEVATOR	159	191	244	-	-
AUGUSTA	DETACHED	-	-	223	265	291
	SEMI-DETACHED/ROW	-	164	206	254	284
	WALKUP	143	164	189	239	276
	ELEVATOR	159	180	233	-	-
BRUNSWICK	DETACHED	-	-	228	270	297
	SEMI-DETACHED/ROW	-	164	180	233	254
	WALKUP	149	159	175	207	249
	ELEVATOR	159	191	244	-	-
COLUMBUS	DETACHED	-	-	223	254	291
	SEMI-DETACHED/ROW	-	159	196	239	276
	WALKUP	143	159	191	228	260
	ELEVATOR	159	186	333	-	-
MACON	DETACHED	-	-	212	244	281
	SEMI-DETACHED/ROW	-	164	202	212	249
	WALKUP	131	146	194	209	241
	ELEVATOR	164	196	244	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ATLANTA, GEORGIA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
ROME	DETACHED	-	-	228	270	297
	SEMI-DETACHED/ROW	-	164	180	202	233
	WALKUP	149	159	173	196	228
	ELEVATOR	159	191	244	-	-
SAVANNAH	DETACHED	-	-	228	276	297
	SEMI-DETACHED/ROW	-	154	186	217	249
	WALKUP	133	149	180	212	244
	ELEVATOR	164	191	244	-	-
VALDOSTA	DETACHED	-	-	223	270	297
	SEMI-DETACHED/ROW	-	164	191	239	260
	WALKUP	137	153	182	227	253
	ELEVATOR	159	180	233	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE LOUISVILLE, KENTUCKY REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
LOUISVILLE	DETACHED	-	-	244	297	339
	SEMI-DETACHED/ROW	-	186	233	286	328
	WALKUP	159	182	228	281	323
	ELEVATOR	170	191	239	-	-
ASHLAND	DETACHED	-	-	239	286	339
	SEMI-DETACHED/ROW	-	191	228	276	328
	WALKUP	164	186	223	270	313
	ELEVATOR	173	191	233	-	-
BOWLING GREEN	DETACHED	-	-	239	281	334
	SEMI-DETACHED/ROW	-	186	228	270	323
	WALKUP	159	180	212	265	318
	ELEVATOR	164	191	233	-	-
CORBIN	DETACHED	-	-	239	286	334
	SEMI-DETACHED/ROW	-	186	228	276	328
	WALKUP	159	180	223	270	313
	ELEVATOR	170	191	233	-	-
COVINGTON	DETACHED	-	-	244	297	339
	SEMI-DETACHED/ROW	-	196	233	291	328
	WALKUP	170	191	225	279	318
	ELEVATOR	173	196	239	-	-
FRANKFORT	DETACHED	-	-	239	286	328
	SEMI-DETACHED/ROW	-	186	228	281	323
	WALKUP	159	180	223	276	318
	ELEVATOR	170	191	233	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE LOUISVILLE, KENTUCKY REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
HOPKINSVILLE	DETACHED	-	-	239	276	328
	SEMI-DETACHED/ROW	-	186	228	270	323
	WALKUP	159	180	212	265	318
	ELEVATOR	164	191	233	-	-
LEXINGTON	DETACHED	-	-	249	297	334
	SEMI-DETACHED/ROW	-	186	233	286	328
	WALKUP	159	182	223	281	318
	ELEVATOR	170	191	239	-	-
MIDDLESBORO	DETACHED	-	-	239	286	334
	SEMI-DETACHED/ROW	-	186	228	276	328
	WALKUP	159	180	223	270	313
	ELEVATOR	170	191	233	-	-
MURRAY	DETACHED	-	-	239	276	328
	SEMI-DETACHED/ROW	-	186	223	270	323
	WALKUP	159	180	212	265	318
	ELEVATOR	168	191	233	-	-
NEWPORT	DETACHED	-	-	244	297	339
	SEMI-DETACHED/ROW	-	196	233	291	328
	WALKUP	170	191	226	279	318
	ELEVATOR	173	196	239	-	-
OWENSBORO	DETACHED	-	-	244	291	328
	SEMI-DETACHED/ROW	-	186	233	270	313
	WALKUP	159	180	228	265	302
	ELEVATOR	164	191	239	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE LOUISVILLE, KENTUCKY REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
PADUCAH	DETACHED	-	-	239	286	339
	SEMI-DETACHED/ROW	-	186	228	281	334
	WALKUP	164	180	223	276	318
	ELEVATOR	173	191	233	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE JACKSON, MISSISSIPPI REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
JACKSON	DETACHED	-	-	239	260	276
	SEMI-DETACHED/ROW	-	149	196	244	254
	WALKUP	127	143	191	233	244
	ELEVATOR	170	212	244	-	-
BILOXI	DETACHED	-	-	244	265	281
	SEMI-DETACHED/ROW	-	154	207	249	260
	WALKUP	133	149	202	239	249
	ELEVATOR	175	217	249	-	-
CORINTH	DETACHED	-	-	239	260	276
	SEMI-DETACHED/ROW	-	149	196	244	254
	WALKUP	127	143	191	233	244
	ELEVATOR	170	212	244	-	-
GREENVILLE	DETACHED	-	-	233	254	270
	SEMI-DETACHED/ROW	-	143	191	239	249
	WALKUP	122	138	186	228	239
	ELEVATOR	164	207	239	-	-
GREENWOOD	DETACHED	-	-	233	254	270
	SEMI-DETACHED/ROW	-	143	191	239	249
	WALKUP	122	138	186	228	239
	ELEVATOR	164	207	239	-	-
GULFPORT	DETACHED	-	-	244	265	281
	SEMI-DETACHED/ROW	-	154	207	249	260
	WALKUP	133	149	202	239	249
	ELEVATOR	175	217	249	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE JACKSON, MISSISSIPPI REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
HATTIESBURG	DETACHED	-	-	239	260	276
	SEMI-DETACHED/ROW	-	149	196	244	254
	WALKUP	127	143	191	233	244
	ELEVATOR	170	212	244	-	-
SOUTHAVEN	DETACHED	-	-	233	254	270
	SEMI-DETACHED/ROW	-	149	191	217	239
	WALKUP	127	143	186	212	233
	ELEVATOR	164	207	239	-	-
TUPELO	DETACHED	-	-	233	254	270
	SEMI-DETACHED/ROW	-	143	191	239	249
	WALKUP	122	138	186	228	239
	ELEVATOR	164	207	239	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE GREENSBORO, NORTH CAROLINA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
GREENSBORO	DETACHED	-	-	207	271	291
	SEMI-DETACHED/ROW	120	152	191	240	288
	WALKUP	115	146	186	234	278
	ELEVATOR	160	187	242	-	-
ASHEVILLE	DETACHED	-	-	212	278	298
	SEMI-DETACHED/ROW	121	156	204	261	286
	WALKUP	116	151	198	255	276
	ELEVATOR	164	192	249	-	-
CHARLOTTE	DETACHED	-	-	207	271	291
	SEMI-DETACHED/ROW	114	146	180	232	283
	WALKUP	108	141	175	227	272
	ELEVATOR	160	187	243	-	-
DURHAM	DETACHED	-	-	206	270	289
	SEMI-DETACHED/ROW	129	145	186	249	288
	WALKUP	123	140	180	244	278
	ELEVATOR	159	186	241	-	-
GREENVILLE	DETACHED	-	-	200	262	281
	SEMI-DETACHED/ROW	113	146	187	226	270
	WALKUP	107	141	181	221	260
	ELEVATOR	156	181	235	-	-
RALEIGH	DETACHED	-	-	204	267	289
	SEMI-DETACHED/ROW	111	143	192	236	288
	WALKUP	105	138	187	231	272
	ELEVATOR	159	186	241	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE GREENSBORO, NORTH CAROLINA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WILMINGTON	DETACHED	-	-	204	267	286
	SEMI-DETACHED/ROW	115	146	190	244	270
	WALKUP	109	141	185	235	260
	ELEVATOR	158	186	241	-	-
WINSTON-SALEM	DETACHED	-	-	207	271	291
	SEMI-DETACHED/ROW	114	137	186	240	288
	WALKUP	108	132	180	234	278
	ELEVATOR	159	186	241	-	-
FAYETTEVILLE	DETACHED	-	-	207	271	291
	SEMI-DETACHED/ROW	123	145	190	221	268
	WALKUP	118	140	185	215	258
	ELEVATOR	159	187	242	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE COLUMBIA, SOUTH CAROLINA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
COLUMBIA	DETACHED	-	-	228	270	291
	SEMI-DETACHED/ROW	164	175	202	244	270
	WALKUP	164	175	202	244	270
	ELEVATOR	196	212	250	-	-
AIKEN	DETACHED	-	-	217	260	276
	SEMI-DETACHED/ROW	138	149	191	233	254
	WALKUP	138	149	191	233	254
	ELEVATOR	170	186	239	-	-
ANDERSON	DETACHED	-	-	217	260	276
	SEMI-DETACHED/ROW	138	149	191	233	254
	WALKUP	138	149	191	233	254
	ELEVATOR	170	186	239	-	-
BEAUFORT	DETACHED	-	-	223	265	281
	SEMI-DETACHED/ROW	143	154	196	239	260
	WALKUP	143	154	196	239	260
	ELEVATOR	175	191	244	-	-
CHARLESTON	DETACHED	-	-	228	260	276
	SEMI-DETACHED/ROW	164	175	202	233	254
	WALKUP	164	175	202	233	254
	ELEVATOR	196	212	249	-	-
FLORENCE	DETACHED	-	-	223	265	281
	SEMI-DETACHED/ROW	143	154	196	239	260
	WALKUP	143	154	196	239	260
	ELEVATOR	175	191	244	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE COLUMBIA, SOUTH CAROLINA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
GREENVILLE	DETACHED	-	-	223	260	286
	SEMI-DETACHED/ROW	159	170	196	233	265
	WALKUP	159	170	196	233	265
	ELEVATOR	191	207	244	-	-
GREENWOOD	DETACHED	-	-	217	260	276
	SEMI-DETACHED/ROW	138	149	191	233	254
	WALKUP	138	149	191	233	254
	ELEVATOR	170	186	239	-	-
MYRTLE BEACH	DETACHED	-	-	228	260	276
	SEMI-DETACHED/ROW	164	175	202	233	254
	WALKUP	164	175	202	233	254
	ELEVATOR	196	212	249	-	-
NORTH AUGUSTA	DETACHED	-	-	217	260	276
	SEMI-DETACHED/ROW	138	149	191	233	254
	WALKUP	138	149	191	233	254
	ELEVATOR	170	186	239	-	-
ORANGEBURG	DETACHED	-	-	217	260	276
	SEMI-DETACHED/ROW	138	149	191	233	254
	WALKUP	138	149	191	233	254
	ELEVATOR	170	186	239	-	-
ROCKHILL	DETACHED	-	-	217	260	276
	SEMI-DETACHED/ROW	138	149	191	233	254
	WALKUP	138	149	191	233	254
	ELEVATOR	170	186	239	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE COLUMBIA, SOUTH CAROLINA REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SPARTANSBURG	DETACHED	-	-	223	260	286
	SEMI-DETACHED/ROW	159	170	196	233	265
	WALKUP	159	170	196	233	265
	ELEVATOR	191	207	244	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE KNOXVILLE, TENNESSEE REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
KNOXVILLE	DETACHED	-	-	239	286	318
	SEMI-DETACHED/ROW	-	180	217	265	286
	WALKUP	149	170	207	254	276
	ELEVATOR	180	207	249	-	-
CHATTANOOGA	DETACHED	-	-	244	291	323
	SEMI-DETACHED/ROW	-	186	223	270	291
	WALKUP	154	175	212	260	281
	ELEVATOR	180	207	249	-	-
JOHNSON CITY	DETACHED	-	-	233	281	313
	SEMI-DETACHED/ROW	-	175	212	260	281
	WALKUP	143	164	202	249	270
	ELEVATOR	180	207	249	-	-
KINGSPORT	DETACHED	-	-	233	281	313
	SEMI-DETACHED/ROW	-	175	212	260	281
	WALKUP	143	164	202	249	270
	ELEVATOR	180	207	249	-	-
OAKRIDGE	DETACHED	-	-	239	286	318
	SEMI-DETACHED/ROW	-	180	217	265	286
	WALKUP	149	170	207	254	276
	ELEVATOR	180	207	249	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE MEMPHIS, TENNESSEE REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MEMPHIS	DETACHED	-	-	239	290	336
	SEMI-DETACHED/ROW	-	184	212	257	296
	WALKUP	147	170	198	223	250
	ELEVATOR	176	202	241	-	-
JACKSON	DETACHED	-	-	241	294	339
	SEMI-DETACHED/ROW	-	186	214	259	299
	WALKUP	148	171	200	225	252
	ELEVATOR	178	204	243	-	-
UNION CITY	DETACHED	-	-	243	296	342
	SEMI-DETACHED/ROW	-	187	216	262	301
	WALKUP	150	173	202	227	254
	ELEVATOR	179	206	245	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE NASHVILLE, TENNESSEE REGION IV

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
NASHVILLE	DETACHED	-	-	233	275	300
	SEMI-DETACHED/ROW	-	170	202	254	281
	WALKUP	138	159	191	245	268
	ELEVATOR	149	184	228	-	-
CLARKSVILLE	DETACHED	-	-	233	275	300
	SEMI-DETACHED/ROW	-	170	202	254	281
	WALKUP	138	159	191	244	265
	ELEVATOR	149	184	228	-	-
COLUMBIA	DETACHED	-	-	228	270	297
	SEMI-DETACHED/ROW	-	170	202	254	281
	WALKUP	133	159	186	239	265
	ELEVATOR	143	180	223	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE CHICAGO, ILLINOIS REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CHICAGO	DETACHED	-	-	354	413	516
	SEMI-DETACHED/ROW	-	294	342	385	431
	WALKUP	186	235	288	361	392
	ELEVATOR	299	349	434	-	-
MOLINE	DETACHED	-	-	211	259	292
	SEMI-DETACHED/ROW	-	168	211	259	292
	WALKUP	124	168	211	259	-
	ELEVATOR	135	178	238	-	-
ROCKFORD	DETACHED	-	-	270	292	340
	SEMI-DETACHED/ROW	-	238	259	281	313
	WALKUP	157	189	238	253	-
	ELEVATOR	168	216	238	-	-
ROCK ISLAND	DETACHED	-	-	211	259	292
	SEMI-DETACHED/ROW	-	168	211	259	292
	WALKUP	124	168	211	259	-
	ELEVATOR	135	178	238	-	-
STERLING	DETACHED	-	-	205	244	270
	SEMI-DETACHED/ROW	-	170	196	221	254
	WALKUP	135	170	178	216	-
	ELEVATOR	141	181	221	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SPRINGFIELD, ILLINOIS REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SPRINGFIELD	DETACHED	-	-	240	290	333
	SEMI-DETACHED/ROW	-	188	218	280	308
	WALKUP	154	183	217	276	297
	ELEVATOR	210	236	298	-	-
BELLEVILLE	DETACHED	-	-	253	302	335
	SEMI-DETACHED/ROW	-	184	216	264	297
	WALKUP	157	178	216	260	294
	ELEVATOR	212	238	301	-	-
CARBONDALE	DETACHED	-	-	243	320	350
	SEMI-DETACHED/ROW	-	169	233	317	345
	WALKUP	138	168	229	314	339
	ELEVATOR	211	236	298	-	-
CHAMPAIGN	DETACHED	-	-	221	265	316
	SEMI-DETACHED/ROW	-	188	219	264	301
	WALKUP	137	160	206	252	274
	ELEVATOR	201	283	282	-	-
DANVILLE	DETACHED	-	-	242	319	348
	SEMI-DETACHED/ROW	-	175	238	312	341
	WALKUP	137	167	231	306	328
	ELEVATOR	212	238	301	-	-
EAST ST. LOUIS	DETACHED	-	-	193	245	276
	SEMI-DETACHED/ROW	-	168	184	237	270
	WALKUP	134	161	174	227	259
	ELEVATOR	233	261	333		

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SPRINGFIELD, ILLINOIS REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
LA SALLE	DETACHED	-	-	244	292	350
	SEMI-DETACHED/ROW	-	160	202	272	348
	WALKUP	141	152	202	261	335
	ELEVATOR	218	299	311	-	-
PEORIA	DETACHED	-	-	244	301	313
	SEMI-DETACHED/ROW	-	174	228	290	309
	WALKUP	138	168	217	285	308
	ELEVATOR	216	243	307	-	-
QUINCY	DETACHED	-	-	242	317	348
	SEMI-DETACHED/ROW	-	175	225	295	335
	WALKUP	-	168	207	290	333
	ELEVATOR	198	221	281	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE INDIANAPOLIS, INDIANA REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
INDIANAPOLIS	DETACHED	-	-	317	377	435
	SEMI-DETACHED/ROW	-	191	228	289	310
	WALKUP	169	191	228	279	-
	ELEVATOR	177	213	329	-	-
BLOOMINGTON	DETACHED	-	-	296	345	402
	SEMI-DETACHED/ROW	-	163	216	265	286
	WALKUP	138	163	213	266	-
	ELEVATOR	181	217	336	-	-
EVANSVILLE	DETACHED	-	-	299	377	436
	SEMI-DETACHED/ROW	-	174	215	289	311
	WALKUP	151	174	213	280	-
	ELEVATOR	172	216	268	-	-
FORT WAYNE	DETACHED	-	-	322	373	444
	SEMI-DETACHED/ROW	-	177	231	287	316
	WALKUP	157	177	221	282	-
	ELEVATOR	168	185	237	-	-
GARY	DETACHED	-	-	361	465	536
	SEMI-DETACHED/ROW	190	214	259	357	382
	WALKUP	190	214	259	344	-
	ELEVATOR	191	232	358	-	-
HAMMOND	DETACHED	-	-	361	465	536
	SEMI-DETACHED/ROW	-	214	259	357	282
	WALKUP	190	214	259	344	-
	ELEVATOR	195	227	350	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE INDIANAPOLIS, INDIANA REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
LAFAYETTE	DETACHED	-	-	313	355	412
	SEMI-DETACHED/ROW	-	175	225	273	294
	WALKUP	160	175	224	271	-
	ELEVATOR	182	218	338	-	-
SOUTH BEND	DETACHED	-	-	341	384	442
	SEMI-DETACHED/ROW	-	195	253	295	315
	WALKUP	154	195	245	295	-
	ELEVATOR	183	221	341	-	-
TERRE HAUTE	DETACHED	-	-	307	369	437
	SEMI-DETACHED/ROW	-	168	220	282	303
	WALKUP	149	168	215	282	-
	ELEVATOR	186	226	348	-	-
JEFFERSONVILLE - NEW ALBANY	DETACHED	-	-	247	311	359
	SEMI-DETACHED/ROW	-	151	183	239	256
	WALKUP	136	151	183	210	-
	ELEVATOR	178	214	330	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE DETROIT, MICHGAN REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
DETROIT	DETACHED	-	-	278	321	359
	SEMI-DETACHED/ROW	-	223	267	299	337
	WALKUP	185	218	261	289	327
	ELEVATOR	191	278	348	-	-
ANN ARBOR	DETACHED	-	-	278	321	359
	SEMI-DETACHED/ROW	-	223	267	299	337
	WALKUP	185	218	261	289	327
	ELEVATOR	191	278	348	-	-
FLINT	DETACHED	-	-	270	313	351
	SEMI-DETACHED/ROW	-	216	259	292	329
	WALKUP	178	211	254	281	319
	ELEVATOR	184	270	340	-	-
SAGINAW	DETACHED	-	-	270	313	351
	SEMI-DETACHED/ROW	-	216	259	292	329
	WALKUP	178	211	254	281	319
	ELEVATOR	184	270	340	-	-
YPSILANTI	DETACHED	-	-	278	321	359
	SEMI-DETACHED/ROW	-	223	267	299	337
	WALKUP	185	218	261	289	327
	ELEVATOR	191	278	348	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE GRAND RAPIDS REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
GRAND RAPIDS	DETACHED	-	-	243	281	313
	SEMI-DETACHED/ROW	-	178	221	259	286
	WALKUP	141	168	200	259	-
	ELEVATOR	146	187	221	-	-
BATTLE CREEK	DETACHED	-	-	248	297	324
	SEMI-DETACHED/ROW	-	205	227	286	302
	WALKUP	157	200	221	259	-
	ELEVATOR	173	216	243	-	-
BENTON HARBOR	DETACHED	-	-	238	297	335
	SEMI-DETACHED/ROW	-	205	227	270	302
	WALKUP	151	195	221	259	-
	ELEVATOR	173	216	243	-	-
JACKSON	DETACHED	-	-	248	302	335
	SEMI-DETACHED/ROW	-	205	232	281	308
	WALKUP	151	200	232	270	-
	ELEVATOR	184	216	243	-	-
KALAMAZOO	DETACHED	-	-	238	281	313
	SEMI-DETACHED/ROW	-	168	205	248	286
	WALKUP	151	162	205	248	-
	ELEVATOR	162	189	227	-	-
LANSING	DETACHED	-	-	292	340	367
	SEMI-DETACHED/ROW	-	200	270	313	335
	WALKUP	162	189	232	297	-
	ELEVATOR	178	211	259	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE GRAND RAPIDS, MICHIGAN REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MARQUETTE	DETACHED	-	-	238	270	313
	SEMI-DETACHED/ROW	-	168	216	259	297
	WALKUP	124	157	189	259	-
	ELEVATOR	135	162	211	-	-
MUSKEGON	DETACHED	-	-	248	281	335
	SEMI-DETACHED/ROW	-	173	221	275	319
	WALKUP	124	162	195	270	-
	ELEVATOR	135	162	216	-	-
TRAVERSE CITY	DETACHED	-	-	297	345	372
	SEMI-DETACHED/ROW	-	205	265	313	340
	WALKUP	173	195	238	302	-
	ELEVATOR	195	227	265	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MPLS - ST. PAUL, MINNESOTA REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MINNEAPOLIS	DETACHED	-	-	263	318	357
	SEMI-DETACHED/ROW	-	226	260	301	318
	WALKUP	164	186	219	299	-
	ELEVATOR	171	196	242	-	-
DULUTH	DETACHED	-	-	260	313	355
	SEMI-DETACHED/ROW	-	208	255	281	299
	WALKUP	155	178	219	243	-
	ELEVATOR	190	221	279	-	-
MANKATO	DETACHED	-	-	236	278	323
	SEMI-DETACHED/ROW	-	182	233	269	286
	WALKUP	146	156	200	231	-
	ELEVATOR	188	204	270	-	-
ROCHESTER	DETACHED	-	-	247	299	340
	SEMI-DETACHED/ROW	-	198	237	298	315
	WALKUP	153	169	204	256	-
	ELEVATOR	194	219	227	-	-
ST. CLOUD	DETACHED	-	-	244	314	333
	SEMI-DETACHED/ROW	-	199	239	301	318
	WALKUP	152	170	205	259	-
	ELEVATOR	195	222	276	-	-
ST. PAUL	DETACHED	-	-	263	318	357
	SEMI-DETACHED/ROW	-	226	260	301	318
	WALKUP	164	186	219	299	-
	ELEVATOR	171	196	242	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MPLS - ST. PAUL, MINNESOTA REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WORTHINGTON	DETACHED	-	-	239	281	310
	SEMI-DETACHED/ROW	-	192	226	264	282
	WALKUP	151	164	194	228	-
	ELEVATOR	194	221	270	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE COLUMBUS, OHIO REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CINCINNATI	DETACHED	-	-	222	253	285
	SEMI-DETACHED/ROW	-	180	201	227	253
	WALKUP	138	153	180	222	243
	ELEVATOR	153	180	206	-	-
DAYTON	DETACHED	-	-	222	253	285
	SEMI-DETACHED/ROW	-	180	201	248	275
	WALKUP	148	159	195	238	259
	ELEVATOR	153	180	206	-	-
CLEVELAND	DETACHED	-	-	263	337	356
	SEMI-DETACHED/ROW	-	202	254	314	345
	WALKUP	145	189	225	299	-
	ELEVATOR	178	202	246	-	-
AKRON	DETACHED	-	-	268	309	356
	SEMI-DETACHED/ROW	-	202	249	278	317
	WALKUP	148	199	244	275	-
	ELEVATOR	171	215	259	-	-
FINDLAY	DETACHED	-	-	252	283	323
	SEMI-DETACHED/ROW	-	161	193	219	253
	WALKUP	136	157	191	218	243
	ELEVATOR	174	193	236	-	-
LORAIN	DETACHED	-	-	264	309	346
	SEMI-DETACHED/ROW	-	179	201	234	272
	WALKUP	150	172	196	230	-
	ELEVATOR	206	226	271	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE - COLUMBUS, OHIO REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MANSFIELD	DETACHED	-	-	262	304	340
	SEMI-DETACHED/ROW	-	179	201	234	272
	WALKUP	150	172	196	230	-
	ELEVATOR	187	229	285	-	-
TOLEDO	DETACHED	-	-	262	309	351
	SEMI-DETACHED/ROW	-	202	242	281	321
	WALKUP	166	189	231	263	-
	ELEVATOR	204	226	278	-	-
YOUNGSTOWN	DETACHED	-	-	267	309	348
	SEMI-DETACHED/ROW	-	189	249	274	304
	WALKUP	159	177	238	268	-
	ELEVATOR	202	222	305	-	-
COLUMBUS	DETACHED	-	-	275	302	335
	SEMI-DETACHED/ROW	-	203	238	281	324
	WALKUP	135	195	232	270	319
	ELEVATOR	189	270	324	-	-
ATHENS	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-
LIMA	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE COLUMBUS, OHIO REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MARIETTA	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-
NEWARK	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-
SPRINGFIELD	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-
TROY	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-
ZANESVILLE	DETACHED	-	-	270	292	324
	SEMI-DETACHED/ROW	-	200	234	275	313
	WALKUP	135	195	221	270	297
	ELEVATOR	189	270	324	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MILWAUKEE, WISCONSIN REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MILWAUKEE	DETACHED	-	-	312	367	432
	SEMI-DETACHED/ROW	-	255	305	356	421
	WALKUP	193	240	280	323	-
	ELEVATOR	230	273	331	-	-
EAU CLAIRE	DETACHED	-	-	286	336	397
	SEMI-DETACHED/ROW	-	230	279	327	386
	WALKUP	173	210	256	297	-
	ELEVATOR	213	252	307	-	-
GREEN BAY	DETACHED	-	-	284	333	391
	SEMI-DETACHED/ROW	-	230	275	322	378
	WALKUP	175	209	254	294	-
	ELEVATOR	203	243	297	-	-
MADISON	DETACHED	-	-	299	350	413
	SEMI-DETACHED/ROW	-	242	292	339	400
	WALKUP	184	219	268	309	-
	ELEVATOR	220	261	319	-	-
REEDSVILLE	DETACHED	-	-	288	338	397
	SEMI-DETACHED/ROW	-	236	281	329	388
	WALKUP	178	215	258	302	-
	ELEVATOR	213	246	301	-	-
SUPERIOR	DETACHED	-	-	295	349	412
	SEMI-DETACHED/ROW	-	240	288	339	402
	WALKUP	178	214	264	307	-
	ELEVATOR	221	261	304	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE MILWAUKEE, WISCONSIN REGION V

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WAUSAU	DETACHED	-	-	279	328	389
	SEMI-DETACHED/ROW	-	225	271	319	377
	WALKUP	170	203	248	289	-
	ELEVATOR	210	248	293	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE LITTLE ROCK, ARKANSAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
FAYETTSVILLE	DETACHED	-	-	246	291	353
	SEMI-DETACHED/ROW	-	190	234	279	336
	WALKUP	143	166	209	247	287
	ELEVATOR	216	250	317	-	-
LITTLE ROCK	DETACHED	-	-	250	296	356
	SEMI-DETACHED/ROW	-	192	237	282	339
	WALKUP	152	168	212	250	290
	ELEVATOR	219	253	324	-	-
TEXARKANA, (ARK. & TEX)	DETACHED	-	-	241	285	344
	SEMI-DETACHED/ROW	-	186	229	271	328
	WALKUP	141	163	207	245	285
	ELEVATOR	211	244	309	-	-
FORT SMITH	DETACHED	-	-	239	282	341
	SEMI-DETACHED/ROW	-	187	232	273	331
	WALKUP	138	160	204	240	278
	ELEVATOR	210	243	309	-	-
JONESBORO	DETACHED	-	-	244	288	346
	SEMI-DETACHED/ROW	-	191	236	279	335
	WALKUP	140	162	207	244	282
	ELEVATOR	212	247	313	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE NEW ORLEANS, LOUISIANA REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SHREVEPORT	DETACHED	-	-	224	265	319
	SEMI-DETACHED/ROW	-	170	210	252	301
	WALKUP	120	151	191	225	262
	ELEVATOR	217	253	320	-	-
ALEXANDRIA	DETACHED	-	-	210	249	298
	SEMI-DETACHED/ROW	-	159	197	234	281
	WALKUP	113	142	179	211	246
	ELEVATOR	205	239	299	-	-
NEW ORLEANS	DETACHED	-	-	209	247	299
	SEMI-DETACHED/ROW	-	159	198	236	283
	WALKUP	114	142	180	213	245
	ELEVATOR	218	252	321	-	-
LAKE CHARLES	DETACHED	-	-	206	246	298
	SEMI-DETACHED/ROW	-	158	197	234	281
	WALKUP	113	142	179	211	244
	ELEVATOR	216	251	319	-	-
LAFAYETTE	DETACHED	-	-	210	250	303
	SEMI-DETACHED/ROW	-	162	200	239	288
	WALKUP	115	144	182	215	249
	ELEVATOR	221	255	324	-	-
BATON ROUGE	DETACHED	-	-	189	225	271
	SEMI-DETACHED/ROW	-	144	181	216	258
	WALKUP	104	135	164	194	224
	ELEVATOR	195	227	287	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE NEW ORLEANS, LOUISIANA REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MONROE	DETACHED	-	-	198	235	283
	SEMI-DETACHED/ROW	-	152	188	225	269
	WALKUP	107	134	171	202	232
	ELEVATOR	202	232	297	-	-
BURAS	DETACHED	-	-	211	252	308
	SEMI-DETACHED/ROW	-	164	204	242	290
	WALKUP	116	146	182	216	255
	ELEVATOR	222	255	326	-	-
HOUMA	DETACHED	-	-	206	247	298
	SEMI-DETACHED/ROW	-	159	197	234	283
	WALKUP	113	142	179	211	246
	ELEVATOR	216	251	319	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ALBUQUERQUE, NEW MEXICO REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
ALBUQUERQUE	DETACHED	-	-	240	285	344
	SEMI-DETACHED/ROW	-	207	230	275	325
	WALKUP	149	184	208	246	285
	ELEVATOR	187	218	276	-	-
ALAMOGORDO	DETACHED	-	-	251	298	358
	SEMI-DETACHED/ROW	-	214	237	285	341
	WALKUP	154	191	216	255	296
	ELEVATOR	175	204	258	-	-
ARTESIA	DETACHED	-	-	251	298	360
	SEMI-DETACHED/ROW	-	214	241	287	342
	WALKUP	157	192	216	260	298
	ELEVATOR	176	208	263	-	-
CARLSBAD	DETACHED	-	-	255	304	367
	SEMI-DETACHED/ROW	-	219	244	291	348
	WALKUP	156	196	222	265	303
	ELEVATOR	176	208	263	-	-
CLOVIS	DETACHED	-	-	251	298	360
	SEMI-DETACHED/ROW	-	214	241	287	342
	WALKUP	157	192	216	260	298
	ELEVATOR	176	205	258	-	-
FORT SUMNER	DETACHED	-	-	262	313	375
	SEMI-DETACHED/ROW	-	225	250	298	357
	WALKUP	161	200	226	266	309
	ELEVATOR	184	213	269	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ALBUQUERQUE, NEW MEXICO REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
GALLUP	DETACHED	-	-	269	320	386
	SEMI-DETACHED/ROW	-	231	258	306	367
	WALKUP	166	206	232	276	300
	ELEVATOR	189	219	277	-	-
HOBBS	DETACHED	-	-	251	298	360
	SEMI-DETACHED/ROW	-	214	241	287	342
	WALKUP	157	192	216	260	298
	ELEVATOR	176	205	258	-	-
LAS CRUCES	DETACHED	-	-	251	298	360
	SEMI-DETACHED/ROW	-	214	241	287	342
	WALKUP	157	192	216	260	298
	ELEVATOR	176	205	258	-	-
LAS VEGAS	DETACHED	-	-	263	312	376
	SEMI-DETACHED/ROW	-	226	251	300	358
	WALKUP	161	200	227	267	309
	ELEVATOR	184	213	269	-	-
LOS ALAMOS	DETACHED	-	-	268	318	385
	SEMI-DETACHED/ROW	-	231	258	306	368
	WALKUP	166	206	232	275	318
	ELEVATOR	188	218	277	-	-
RATON	DETACHED	-	-	263	312	376
	SEMI-DETACHED/ROW	-	226	251	300	358
	WALKUP	161	200	227	267	309
	ELEVATOR	184	213	269	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ALBUQUERQUE, NEW MEXICO REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SANTA FE	DETACHED	-	-	263	312	376
	SEMI-DETACHED/ROW	-	226	251	300	358
	WALKUP	161	200	227	267	309
	ELEVATOR	184	213	269	-	-
SILVER CITY	DETACHED	-	-	266	317	382
	SEMI-DETACHED/ROW	-	229	254	304	363
	WALKUP	163	204	230	271	316
	ELEVATOR	187	217	275	-	-
TRUTH OR CONSEQUENCES	DETACHED	-	-	249	296	357
	SEMI-DETACHED/ROW	-	213	239	284	339
	WALKUP	152	190	214	254	295
	ELEVATOR	174	203	255	-	-
FARMINGTON	DETACHED	-	-	269	320	386
	SEMI-DETACHED/ROW	-	231	258	306	367
	WALKUP	164	206	232	276	319
	ELEVATOR	189	219	277	-	-
TERRA AMARILLO	DETACHED	-	-	269	320	386
	SEMI-DETACHED/ROW	-	231	258	306	367
	WALKUP	164	206	232	276	319
	ELEVATOR	188	218	277	-	-
TAOS	DETACHED	-	-	271	321	389
	SEMI-DETACHED/ROW	-	233	261	309	371
	WALKUP	168	208	234	278	321
	ELEVATOR	190	221	279	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ALBUQUERQUE, NEW MEXICO REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SOCORRO	DETACHED	-	-	249	296	357
	SEMI-DETACHED/ROW	-	213	239	284	339
	WALKUP	153	190	214	254	295
	ELEVATOR	174	203	255	-	-
RUIDOSO	DETACHED	-	-	269	320	386
	SEMI-DETACHED/ROW	-	231	258	306	367
	WALKUP	164	206	232	276	319
	ELEVATOR	188	218	277	-	-
DULCE	DETACHED	-	-	273	325	393
	SEMI-DETACHED/ROW	-	234	263	314	374
	WALKUP	169	210	235	280	324
	ELEVATOR	213	248	314	-	-
ISLETA	DETACHED	-	-	244	290	350
	SEMI-DETACHED/ROW	-	210	234	279	333
	WALKUP	150	187	211	250	289
	ELEVATOR	191	222	280	-	-
JEMEZ	DETACHED	-	-	251	299	359
	SEMI-DETACHED/ROW	-	215	241	287	343
	WALKUP	154	192	216	257	298
	ELEVATOR	195	227	287	-	-
LAGUNA	DETACHED	-	-	255	304	367
	SEMI-DETACHED/ROW	-	219	236	292	349
	WALKUP	157	195	221	262	303
	ELEVATOR	199	232	294	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ALBUQUERQUE, NEW MEXICO REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
MESCALERO	DETACHED	-	-	263	313	376
	SEMI-DETACHED/ROW	-	226	251	300	358
	WALKUP	161	202	227	268	310
	ELEVATOR	205	237	301	-	-
PENASCO	DETACHED	-	-	267	318	382
	SEMI-DETACHED/ROW	-	229	255	305	364
	WALKUP	163	204	230	272	317
	ELEVATOR	208	278	306	-	-
POJOAQUE	DETACHED	-	-	263	313	376
	SEMI-DETACHED/ROW	-	226	251	300	358
	WALKUP	161	202	227	268	310
	ELEVATOR	205	237	301	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE OKLAHOMA CITY, OKLAHOMA REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
OKLAHOMA CITY	DETACHED	-	-	185	266	306
	SEMI-DETACHED/ROW	137	151	176	253	291
	WALKUP	117	133	159	228	254
	ELEVATOR	197	209	250	-	-
ADA	DETACHED	-	-	212	279	319
	SEMI-DETACHED/ROW	143	162	186	265	303
	WALKUP	122	143	164	239	265
	ELEVATOR	202	218	229	-	-
ARDMORE	DETACHED	-	-	197	223	262
	SEMI-DETACHED/ROW	145	169	188	212	249
	WALKUP	124	149	170	191	217
	ELEVATOR	209	232	266	-	-
ENID	DETACHED	-	-	234	284	324
	SEMI-DETACHED/ROW	152	174	223	270	308
	WALKUP	130	154	202	244	270
	ELEVATOR	217	239	315	-	-
GUYMON	DETACHED	-	-	191	242	281
	SEMI-DETACHED/ROW	121	144	182	230	268
	WALKUP	103	127	164	207	233
	ELEVATOR	173	199	257	-	-
LAWTON	DETACHED	-	-	196	248	287
	SEMI-DETACHED/ROW	134	157	188	236	273
	WALKUP	114	138	170	212	239
	ELEVATOR	187	210	259	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE OKLAHOMA CITY, OKLAHOMA REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SHAWNEE	DETACHED	-	-	186	216	255
	SEMI-DETACHED/ROW	134	156	176	207	243
	WALKUP	114	138	159	186	212
	ELEVATOR	188	210	244	-	-
STILLWATER	DETACHED	-	-	210	260	300
	SEMI-DETACHED/ROW	152	174	199	248	285
	WALKUP	130	154	180	223	249
	ELEVATOR	213	234	276	-	-
WOODWARD	DETACHED	-	-	197	247	286
	SEMI-DETACHED/ROW	108	133	188	235	272
	WALKUP	93	117	170	212	239
	ELEVATOR	155	180	265	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE TULSA, OKLAHOMA REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
TULSA	DETACHED	-	-	185	244	284
	SEMI-DETACHED/ROW	-	121	176	232	270
	WALKUP	84	107	159	209	235
	ELEVATOR	136	162	242	-	-
BARTLESVILLE	DETACHED	-	-	207	257	298
	SEMI-DETACHED/ROW	-	152	197	245	284
	WALKUP	112	135	178	221	247
	ELEVATOR	180	204	270	-	-
MC ALESTER	DETACHED	-	-	137	187	225
	SEMI-DETACHED/ROW	-	112	131	178	214
	WALKUP	69	96	118	160	187
	ELEVATOR	100	129	178	-	-
MUSKOGEE	DETACHED	-	-	167	217	297
	SEMI-DETACHED/ROW	-	127	159	207	282
	WALKUP	85	112	143	186	212
	ELEVATOR	108	141	217	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE DALLAS, TEXAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Dallas	DETACHED	-	179	233	276	333
	SEMI-DETACHED/ROW	123	160	210	249	299
	WALKUP	116	143	190	235	260
	ELEVATOR	222	283	338	-	-
Sherman	DETACHED	-	181	225	268	323
	SEMI-DETACHED/ROW	134	160	199	237	285
	WALKUP	115	137	180	214	249
	ELEVATOR	231	259	328	-	-
Tyler	DETACHED	-	179	225	268	323
	SEMI-DETACHED/ROW	-	157	199	237	285
	WALKUP	112	140	180	226	247
	ELEVATOR	218	255	327	-	-
Waco	DETACHED	-	187	231	275	332
	SEMI-DETACHED/ROW	136	164	203	243	293
	WALKUP	117	141	184	219	255
	ELEVATOR	235	265	336	-	-
Marshall	DETACHED	-	171	214	255	307
	SEMI-DETACHED/ROW	-	150	190	225	271
	WALKUP	107	133	171	215	235
	ELEVATOR	208	242	311	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE FORT WORTH, TEXAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Fort Worth	DETACHED	-	1	204	277	322
	SEMI-DETACHED/ROW	137	156	194	264	306
	WALKUP	118	139	176	239	268
	ELEVATOR	217	240	305	-	-
Abilene	DETACHED	-	-	221	280	323
	SEMI-DETACHED/ROW	134	163	210	266	308
	WALKUP	115	146	191	240	268
	ELEVATOR	213	251	331	-	-
San Angelo	DETACHED	-	-	190	258	292
	SEMI-DETACHED/ROW	122	145	180	245	279
	WALKUP	101	130	164	222	244
	ELEVATOR	159	223	284	-	-
Wichita Falls	DETACHED	-	-	235	285	337
	SEMI-DETACHED/ROW	143	178	224	271	322
	WALKUP	123	159	203	245	281
	ELEVATOR	229	275	352	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE HOUSTON, TEXAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Houston	DETACHED	-	-	201	240	290
	SEMI-DETACHED/ROW	-	157	192	228	276
	WALKUP	110	139	175	206	240
	ELEVATOR	208	241	306	-	-
Beaumont	DETACHED	-	-	208	245	296
	SEMI-DETACHED/ROW	-	159	196	235	282
	WALKUP	113	142	179	211	245
	ELEVATOR	213	247	313	-	-
Bryan	DETACHED	-	-	227	272	327
	SEMI-DETACHED/ROW	-	159	198	236	282
	WALKUP	113	142	179	213	245
	ELEVATOR	213	248	313	-	-
El Campo	DETACHED	-	-	227	270	325
	SEMI-DETACHED/ROW	-	161	198	236	282
	WALKUP	113	142	179	213	245
	ELEVATOR	213	247	313	-	-
Lufkin	DETACHED	-	-	201	240	290
	SEMI-DETACHED/ROW	-	157	192	228	276
	WALKUP	110	139	175	206	240
	ELEVATOR	208	241	306	-	-
Texas City	DETACHED	-	-	204	242	293
	SEMI-DETACHED/ROW	-	159	194	231	279
	WALKUP	112	140	177	209	242
	ELEVATOR	210	244	309	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE LUBBOCK, TEXAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Lubbock	DETACHED	-	-	214	267	322
	SEMI-DETACHED/ROW	-	155	193	241	290
	WALKUP	111	138	175	217	252
	ELEVATOR	159	185	233	-	-
Amarillo	DETACHED	-	-	214	267	322
	SEMI-DETACHED/ROW	-	155	193	241	290
	WALKUP	111	138	175	217	252
	ELEVATOR	159	180	233	-	-
El Paso	DETACHED	-	-	214	267	322
	SEMI-DETACHED/ROW	-	155	193	242	290
	WALKUP	111	138	175	217	252
	ELEVATOR	159	185	233	-	-
Midland	DETACHED	-	-	214	267	322
	SEMI-DETACHED/ROW	-	155	193	241	290
	WALKUP	111	138	175	217	252
	ELEVATOR	159	185	233	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SAN ANTONIO, TEXAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
San Antonio	DETACHED	-	-	205	269	304
	SEMI-DETACHED/ROW	-	157	194	257	289
	WALKUP	123	149	187	245	268
	ELEVATOR	218	243	310	-	-
Austin	DETACHED	-	-	204	250	282
	SEMI-DETACHED/ROW	-	155	193	237	268
	WALKUP	124	144	184	225	246
	ELEVATOR	212	227	292	-	-
Corpus Christi	DETACHED	-	-	197	247	280
	SEMI-DETACHED/ROW	-	152	188	235	267
	WALKUP	124	142	180	223	244
	ELEVATOR	210	223	285	-	-
Del Rio	DETACHED	-	-	216	287	320
	SEMI-DETACHED/ROW	-	167	206	273	304
	WALKUP	134	148	186	245	265
	ELEVATOR	212	246	312	-	-
Eagle Pass	DETACHED	-	-	216	286	321
	SEMI-DETACHED/ROW	-	167	206	272	304
	WALKUP	134	148	186	245	265
	ELEVATOR	212	244	312	-	-
Harlingen	DETACHED	-	-	235	315	356
	SEMI-DETACHED/ROW	-	163	214	286	323
	WALKUP	107	149	185	245	268
	ELEVATOR	194	229	309	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SAN ANTONIO, TEXAS REGION VI

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Junction	DETACHED	-	-	215	285	320
	SEMI-DETACHED/ROW	-	167	206	271	304
	WALKUP	134	148	186	245	265
	ELEVATOR	212	245	309	-	-
Laredo	DETACHED	-	-	216	287	320
	SEMI-DETACHED/ROW	-	167	206	273	304
	WALKUP	134	148	186	245	265
	ELEVATOR	212	246	312	-	-
Victoria	DETACHED	-	-	206	277	313
	SEMI-DETACHED/ROW	-	156	195	264	298
	WALKUP	119	138	176	237	260
	ELEVATOR	213	229	295	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE DES MOINES, IOWA REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Des Moines	DETACHED	-	-	283	337	407
	SEMI-DETACHED/ROW	-	220	270	322	386
	WALKUP	163	204	257	304	353
	ELEVATOR	217	260	329	-	-
Bettendorf	DETACHED	-	-	279	333	386
	SEMI-DETACHED/ROW	-	217	261	304	372
	WALKUP	168	201	255	300	348
	ELEVATOR	224	268	340	-	-
Cedar Rapids	DETACHED	-	-	268	319	382
	SEMI-DETACHED/ROW	-	203	255	303	364
	WALKUP	151	188	243	299	345
	ELEVATOR	223	266	338	-	-
Council Bluffs	DETACHED	-	-	280	323	389
	SEMI-DETACHED/ROW	-	209	258	309	370
	WALKUP	156	195	246	292	338
	ELEVATOR	206	248	313	-	-
Davenport	DETACHED	-	-	279	333	386
	SEMI-DETACHED/ROW	-	217	261	304	372
	WALKUP	168	201	255	300	348
	ELEVATOR	224	268	340	-	-
Dubuque	DETACHED	-	-	282	335	391
	SEMI-DETACHED/ROW	-	219	275	320	378
	WALKUP	163	203	257	316	365
	ELEVATOR	220	265	335	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE DES MOINES, IOWA REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Mason City	DETACHED	-	-	280	328	389
	SEMI-DETACHED/ROW	-	219	269	313	376
	WALKUP	160	198	251	306	356
	ELEVATOR	220	265	335	-	-
Sioux City	DETACHED	-	-	257	306	367
	SEMI-DETACHED/ROW	-	206	245	292	350
	WALKUP	154	191	234	288	333
	ELEVATOR	220	265	335	-	-
Waterloo	DETACHED	-	-	261	324	378
	SEMI-DETACHED/ROW	-	207	256	312	355
	WALKUP	143	173	215	275	308
	ELEVATOR	220	265	335	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE KANSAS CITY, KANSAS REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Kansas City	DETACHED	-	-	235	287	313
	SEMI-DETACHED/ROW	-	202	230	272	298
	WALKUP	149	188	225	261	282
	ELEVATOR	167	199	264	-	-
Joplin, Mo.	DETACHED	-	-	230	261	282
	SEMI-DETACHED/ROW	-	173	209	246	266
	WALKUP	145	156	192	227	234
	ELEVATOR	157	222	266	-	-
St. Joseph, Mo.	DETACHED	-	-	235	272	303
	SEMI-DETACHED/ROW	-	188	220	261	287
	WALKUP	149	173	209	251	277
	ELEVATOR	158	215	261	-	-
Sedalia, Mo.	DETACHED	-	-	230	266	293
	SEMI-DETACHED/ROW	-	178	214	246	277
	WALKUP	133	157	193	235	249
	ELEVATOR	148	215	261	-	-
Springfield, Mo.	DETACHED	-	-	230	266	293
	SEMI-DETACHED/ROW	-	178	214	246	277
	WALKUP	120	157	188	235	256
	ELEVATOR	147	208	223	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE TOPEKA, KANSAS REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Topeka	DETACHED	-	-	267	312	328
	SEMI-DETACHED/ROW	-	209	246	300	319
	WALKUP	130	157	199	289	306
	ELEVATOR	159	211	254	-	-
Garden City	DETACHED	-	-	221	297	316
	SEMI-DETACHED/ROW	-	165	210	252	273
	WALKUP	134	151	189	225	243
	ELEVATOR	159	211	254	-	-
Pittsburg	DETACHED	-	-	251	285	303
	SEMI-DETACHED/ROW	-	185	221	273	295
	WALKUP	149	162	184	219	238
	ELEVATOR	155	203	246	-	-
Salina	DETACHED	-	-	240	269	323
	SEMI-DETACHED/ROW	-	184	232	259	281
	WALKUP	144	168	209	243	262
	ELEVATOR	159	211	254	-	-
Wichita	DETACHED	-	-	271	294	311
	SEMI-DETACHED/ROW	-	178	230	286	306
	WALKUP	129	162	198	265	292
	ELEVATOR	159	211	254	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE ST. LOUIS, MISSOURI REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
St. Louis	DETACHED	-	-	230	274	330
	SEMI-DETACHED/ROW	-	168	210	250	300
	WALKUP	127	158	200	236	274
	ELEVATOR	153	178	224	-	-
Cape Girardeau	DETACHED	-	-	178	211	254
	SEMI-DETACHED/ROW	-	139	173	206	246
	WALKUP	104	130	164	194	227
	ELEVATOR	140	163	206	-	-
Columbia	DETACHED	-	-	195	234	280
	SEMI-DETACHED/ROW	-	153	190	227	272
	WALKUP	118	147	185	220	256
	ELEVATOR	149	173	218	-	-
Kirksville	DETACHED	-	-	185	221	266
	SEMI-DETACHED/ROW	-	146	181	215	259
	WALKUP	108	135	171	203	235
	ELEVATOR	142	164	208	-	-
Rolla	DETACHED	-	-	174	208	250
	SEMI-DETACHED/ROW	-	135	167	200	240
	WALKUP	102	128	161	190	221
	ELEVATOR	132	153	193	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE OMAHA, NEBRASKA REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Omaha	DETACHED	-	-	243	292	319
	SEMI-DETACHED/ROW	-	178	236	286	314
	WALKUP	135	162	205	259	292
	ELEVATOR	178	198	243	-	-
Grand Island	DETACHED	-	-	227	270	308
	SEMI-DETACHED/ROW	-	163	216	259	297
	WALKUP	120	156	199	250	264
	ELEVATOR	185	204	251	-	-
Lincoln	DETACHED	-	-	254	302	319
	SEMI-DETACHED/ROW	-	168	227	275	302
	WALKUP	130	162	205	259	286
	ELEVATOR	168	243	266	-	-
Norfolk	DETACHED	-	-	243	292	319
	SEMI-DETACHED/ROW	-	181	239	290	308
	WALKUP	124	141	175	221	251
	ELEVATOR	179	199	245	-	-
North Platte	DETACHED	-	-	254	302	319
	SEMI-DETACHED/ROW	-	178	238	270	297
	WALKUP	141	170	227	251	278
	ELEVATOR	179	199	245	-	-
O'Neill	DETACHED	-	-	254	302	319
	SEMI-DETACHED/ROW	-	178	238	270	297
	WALKUP	141	170	227	251	278
	ELEVATOR	179	199	245	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE OMAHA, NEBRASKA REGION VII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Scotts Bluff	DETACHED	-	-	254	302	319
	SEMI-DETACHED/ROW	-	178	227	270	292
	WALKUP	119	162	205	259	286
	ELEVATOR	182	200	246	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE DENVER, COLORADO REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Denver	DETACHED	-	-	235	291	339
	SEMI-DETACHED/ROW	154	175	213	264	318
	WALKUP	149	169	210	260	302
	ELEVATOR	149	175	226	265	-
Colorado Springs	DETACHED	-	-	224	265	297
	SEMI-DETACHED/ROW	143	159	180	217	244
	WALKUP	138	154	179	212	239
	ELEVATOR	143	159	186	217	-
Durango	DETACHED	-	-	212	254	270
	SEMI-DETACHED/ROW	143	159	186	223	239
	WALKUP	133	150	182	212	228
	ELEVATOR	138	154	186	223	-
Grand Junction	DETACHED	-	-	233	291	339
	SEMI-DETACHED/ROW	154	170	212	254	270
	WALKUP	149	168	207	249	265
	ELEVATOR	154	170	212	254	-
Greeley	DETACHED	-	-	217	265	281
	SEMI-DETACHED/ROW	143	159	180	228	249
	WALKUP	138	151	176	225	239
	ELEVATOR	143	154	180	228	-
Pueblo	DETACHED	-	-	199	244	260
	SEMI-DETACHED/ROW	149	164	191	217	233
	WALKUP	143	158	188	212	228
	ELEVATOR	149	159	191	217	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE FARGO, NORTH DAKOTA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Fargo	DETACHED	-	186	228	260	318
	SEMI-DETACHED/ROW	-	175	202	244	291
	WALKUP	143	172	191	233	276
	ELEVATOR	-	-	-	-	-
Bismark	DETACHED	-	186	223	265	307
	SEMI-DETACHED/ROW	-	175	212	254	291
	WALKUP	127	173	204	251	281
	ELEVATOR	-	-	-	-	-
Dickinson	DETACHED	-	175	212	254	291
	SEMI-DETACHED/ROW	-	170	196	239	265
	WALKUP	133	167	188	223	254
	ELEVATOR	-	-	-	-	-
Grand Forks	DETACHED	-	196	233	276	318
	SEMI-DETACHED/ROW	-	186	228	265	307
	WALKUP	143	180	212	254	286
	ELEVATOR	-	-	-	-	-
Minot	DETACHED	-	180	207	265	302
	SEMI-DETACHED/ROW	-	164	191	254	286
	WALKUP	127	159	191	239	270
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE HELENA, MONTANA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Helena	DETACHED	-	-	239	276	302
	SEMI-DETACHED/ROW	-	180	233	270	297
	WALKUP	138	175	228	265	291
	ELEVATOR	149	186	239	-	-
Anaconda	DETACHED	-	-	228	276	302
	SEMI-DETACHED/ROW	-	191	223	270	297
	WALKUP	159	186	217	265	291
	ELEVATOR	170	202	233	-	-
Billings	DETACHED	-	-	223	271	298
	SEMI-DETACHED/ROW	-	175	217	266	293
	WALKUP	138	170	212	261	287
	ELEVATOR	149	180	223	-	-
Bozeman	DETACHED	-	-	249	291	318
	SEMI-DETACHED/ROW	-	212	244	286	313
	WALKUP	170	207	239	281	307
	ELEVATOR	180	212	244	-	-
Butte	DETACHED	-	-	228	276	302
	SEMI-DETACHED/ROW	-	191	223	270	297
	WALKUP	159	186	217	265	291
	ELEVATOR	170	202	233	-	-
Dillon	DETACHED	-	-	207	249	276
	SEMI-DETACHED/ROW	-	143	202	244	270
	WALKUP	106	138	196	239	265
	ELEVATOR	127	170	212	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE HELENA, MONTANA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Glasgow	DETACHED	-	-	207	249	276
	SEMI-DETACHED/ROW	-	143	202	244	270
	WALKUP	106	138	196	239	265
	ELEVATOR	127	170	212	-	-
Glendive	DETACHED	-	-	196	249	276
	SEMI-DETACHED/ROW	-	143	191	244	270
	WALKUP	117	138	186	239	265
	ELEVATOR	127	149	207	-	-
Great Falls	DETACHED	-	-	217	270	297
	SEMI-DETACHED/ROW	-	164	212	265	291
	WALKUP	127	159	196	260	286
	ELEVATOR	154	170	207	-	-
Havre	DETACHED	-	-	207	249	276
	SEMI-DETACHED/ROW	-	143	202	244	270
	WALKUP	106	138	196	239	265
	ELEVATOR	127	170	212	-	-
Kalispell	DETACHED	-	-	228	276	302
	SEMI-DETACHED/ROW	-	164	223	270	297
	WALKUP	133	159	217	265	291
	ELEVATOR	149	170	228	-	-
Laurel	DETACHED	-	-	223	271	298
	SEMI-DETACHED/ROW	-	175	217	266	293
	WALKUP	138	170	212	261	287
	ELEVATOR	149	180	223	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE HELENA, MONTANA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Libby	DETACHED	-	-	196	244	270
	SEMI-DETACHED/ROW	-	138	191	239	265
	WALKUP	106	133	186	233	260
	ELEVATOR	117	149	202	-	-
Miles City	DETACHED	-	-	196	249	276
	SEMI-DETACHED/ROW	-	143	191	244	270
	WALKUP	117	138	186	239	265
	ELEVATOR	127	149	207	-	-
Missoula	DETACHED	-	-	217	270	297
	SEMI-DETACHED/ROW	-	170	212	265	291
	WALKUP	138	164	207	260	286
	ELEVATOR	149	175	217	-	-
Superior	DETACHED	-	-	196	244	270
	SEMI-DETACHED/ROW	-	138	191	239	265
	WALKUP	106	133	186	233	260
	ELEVATOR	117	149	202	-	-
Browning	DETACHED	-	-	202	244	270
	SEMI-DETACHED/ROW	-	164	196	239	265
	WALKUP	127	159	191	233	260
	ELEVATOR	138	170	212	-	-
Harlem	DETACHED	-	-	202	244	270
	SEMI-DETACHED/ROW	-	164	196	239	265
	WALKUP	127	159	191	233	260
	ELEVATOR	138	170	212	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE HELENA, MONTANA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
WOLF POINT	DETACHED	-	-	202	244	270
	SEMI-DETACHED/ROW	-	164	196	239	265
	WALKUP	127	159	191	233	260
	ELEVATOR	138	170	212	-	-
LODGE GRASS	DETACHED	-	-	202	244	270
	SEMI-DETACHED/ROW	-	164	196	239	265
	WALKUP	127	159	191	233	260
	ELEVATOR	138	170	212	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SIOUX FALLS, SOUTH DAKOTA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SIOUX FALLS	DETACHED	-	-	239	254	276
	SEMI-DETACHED/ROW	-	202	223	244	265
	WALKUP	170	191	212	233	254
	ELEVATOR	175	196	217	239	-
ABERDEEN	DETACHED	-	-	233	254	276
	SEMI-DETACHED/ROW	-	202	223	244	265
	WALKUP	170	191	212	233	254
	ELEVATOR	-	-	-	-	-
BLACK HILLS	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	207	228	249	276
	WALKUP	172	195	218	242	265
	ELEVATOR	177	200	224	247	-
MITCHELL	DETACHED	-	-	233	249	265
	SEMI-DETACHED/ROW	-	198	223	241	254
	WALKUP	167	188	209	230	244
	ELEVATOR	-	-	-	-	-
PIERRE	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	204	228	249	276
	WALKUP	170	193	216	240	263
	ELEVATOR	-	-	-	-	-
RAPID CITY	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	207	228	249	276
	WALKUP	172	195	218	242	265
	ELEVATOR	177	200	224	247	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SIOUX FALLS, SOUTH DAKOTA REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
PINE RIDGE	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	207	228	249	276
	WALKUP	172	195	218	242	265
	ELEVATOR	177	200	224	247	-
WINNER	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	204	228	249	276
	WALKUP	170	193	216	240	263
	ELEVATOR	-	-	-	-	-
STEPHAN	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	204	228	249	276
	WALKUP	170	193	216	240	263
	ELEVATOR	-	-	-	-	-
ISABEL	DETACHED	-	-	239	260	286
	SEMI-DETACHED/ROW	-	204	228	249	276
	WALKUP	170	193	216	240	263
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SALT LAKE CITY, UTAH REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SALT LAKE CITY	DETACHED	-	-	212	232	265
	SEMI-DETACHED/ROW	-	184	195	202	225
	WALKUP	127	178	190	196	220
	ELEVATOR	143	186	212	-	-
PROVO	DETACHED	-	-	186	212	244
	SEMI-DETACHED/ROW	-	149	164	186	212
	WALKUP	117	143	159	180	207
	ELEVATOR					
VERNAL	DETACHED	-	-	221	260	291
	SEMI-DETACHED/ROW	-	180	215	254	286
	WALKUP	133	175	210	249	281
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE CASPER, WYOMING REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
CASPER	DETACHED	-	-	260	307	339
	SEMI-DETACHED/ROW	-	175	207	244	265
	WALKUP	143	164	202	233	254
	ELEVATOR	164	186	223	-	-
CHEYENNE	DETACHED	-	-	249	297	328
	SEMI-DETACHED/ROW	-	186	228	249	270
	WALKUP	159	180	223	244	265
	ELEVATOR	180	202	244	-	-
CODY	DETACHED	-	-	249	302	323
	SEMI-DETACHED/ROW	-	164	207	244	265
	WALKUP	138	159	202	239	260
	ELEVATOR	159	180	223	-	-
GILLETTE	DETACHED	-	-	265	302	339
	SEMI-DETACHED/ROW	-	186	233	270	291
	WALKUP	154	180	228	265	286
	ELEVATOR	186	202	249	-	-
JACKSON	DETACHED	-	-	276	328	360
	SEMI-DETACHED/ROW	-	186	228	254	281
	WALKUP	159	180	223	249	276
	ELEVATOR	180	202	244	-	-
LARAMIE	DETACHED	-	-	260	302	334
	SEMI-DETACHED/ROW	-	180	212	254	276
	WALKUP	154	175	207	249	270
	ELEVATOR	175	196	228	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE CASPER, WYOMING REGION VIII

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
POWELL	DETACHED	-	-	249	302	323
	SEMI-DETACHED/ROW	-	164	207	244	265
	WALKUP	138	159	202	239	260
	ELEVATOR	159	180	223	-	-
RIVERTON	DETACHED	-	-	249	297	323
	SEMI-DETACHED/ROW	-	164	207	244	265
	WALKUP	138	159	202	239	260
	ELEVATOR	159	180	223	-	-
ROCK SPRINGS	DETACHED	-	-	265	318	350
	SEMI-DETACHED/ROW	-	175	228	265	291
	WALKUP	143	175	228	265	291
	ELEVATOR	164	196	249	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE PHOENIX, ARIZONA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Phoenix	DETACHED	-	-	203	237	286
	SEMI-DETACHED/ROW	-	185	207	256	292
	WALKUP	152	166	205	239	265
	ELEVATOR	-	-	-	-	-
Casa Grande	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	149	180	215	254
	WALKUP	-	-	-	-	-
	ELEVATOR	-	-	-	-	-
Flagstaff	DETACHED	-	-	-	-	-
	SEMI-DETACHED/ROW	-	182	206	253	287
	WALKUP	-	171	193	232	259
	ELEVATOR	-	-	-	-	-
Tucson	DETACHED	-	-	210	241	291
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	-	174	204	237	265
	ELEVATOR	-	-	-	-	-
Yuma	DETACHED	-	-	196	234	270
	SEMI-DETACHED/ROW	-	-	193	226	259
	WALKUP	-	-	-	-	-
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE LOS ANGELES, CALIFORNIA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Los Angeles	DETACHED	-	-	321	386	417
	SEMI-DETACHED/ROW	-	241	301	361	390
	WALKUP	164	219	273	328	355
	ELEVATOR	208	273	328	-	-
Bakersfield	DETACHED	-	-	257	321	353
	SEMI-DETACHED/ROW	-	-	241	301	330
	WALKUP	-	164	219	273	301
	ELEVATOR	-	-	-	-	-
Lancaster	DETACHED	-	-	289	353	386
	SEMI-DETACHED/ROW	-	210	270	330	361
	WALKUP	-	191	246	301	328
	ELEVATOR	-	-	-	-	-
Oxnard	DETACHED	-	-	289	353	386
	SEMI-DETACHED/ROW	-	210	270	330	361
	WALKUP	137	191	246	301	328
	ELEVATOR	-	-	-	-	-
San Bernadino	DETACHED	-	-	222	263	316
	SEMI-DETACHED/ROW	-	162	207	247	295
	WALKUP	134	159	197	234	270
	ELEVATOR	261	286	359	-	-
Santa Barbara	DETACHED	-	-	289	321	353
	SEMI-DETACHED/ROW	-	210	270	301	330
	WALKUP	-	191	246	301	328
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE LOS ANGELES, CALIFORNIA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Santa Maria	DETACHED	-	-	231	257	289
	SEMI-DETACHED/ROW	-	150	210	241	270
	WALKUP	-	137	191	219	246
	ELEVATOR	-	-	-	-	-
Ventura	DETACHED	-	-	289	353	386
	SEMI-DETACHED/ROW	-	210	270	330	361
	WALKUP	137	191	246	301	328
	ELEVATOR	-	-	-	-	-
Santa Ana	DETACHED	-	-	247	293	354
	SEMI-DETACHED/ROW	-	199	232	274	330
	WALKUP	145	181	213	253	292
	ELEVATOR	285	330	394	-	-
SAN DIEGO	DETACHED	-	-	247	281	341
	SEMI-DETACHED/ROW	-	188	218	258	285
	WALKUP	166	172	194	253	274
	ELEVATOR	174	214	247	-	-
EL CAJON	DETACHED	-	-	219	273	301
	SEMI-DETACHED/ROW	-	165	207	244	268
	WALKUP	150	161	190	228	252
	ELEVATOR	174	182	209	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SACRAMENTO, CALIFORNIA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SACRAMENTO	DETACHED	-	-	243	287	314
	SEMI-DETACHED/ROW	-	204	232	276	303
	WALKUP	160	193	221	265	292
	ELEVATOR	226	259	287	-	-
CHICO	DETACHED	-	-	232	276	303
	SEMI-DETACHED/ROW	-	193	221	265	292
	WALKUP	149	182	210	254	281
	ELEVATOR	-	-	-	-	-
DAVIS	DETACHED	-	-	243	287	314
	SEMI-DETACHED/ROW	-	204	232	276	303
	WALKUP	160	193	221	265	292
	ELEVATOR	-	-	-	-	-
PLACERVILLE	DETACHED	-	-	232	276	303
	SEMI-DETACHED/ROW	-	193	221	265	292
	WALKUP	149	182	210	254	281
	ELEVATOR	-	-	-	-	-
REDDING	DETACHED	-	-	232	276	303
	SEMI-DETACHED/ROW	-	193	221	265	292
	WALKUP	149	182	210	254	281
	ELEVATOR	-	-	-	-	-
STOCKTON	DETACHED	-	-	243	287	314
	SEMI-DETACHED/ROW	-	204	232	276	303
	WALKUP	160	193	221	265	292
	ELEVATOR	226	259	287	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SACRAMENTO, CALIFORNIA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
YREKA	DETACHED	-	-	232	276	303
	SEMI-DETACHED/ROW	-	193	221	265	292
	WALKUP	149	182	210	254	281
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SAN FRANCISCO, CALIFORNIA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
SAN FRANCISCO	DETACHED	-	-	411	493	547
	SEMI-DETACHED/ROW	-	252	323	416	444
	WALKUP	225	247	285	340	411
	ELEVATOR	258	318	356	-	-
FRESNO	DETACHED	-	-	247	285	318
	SEMI-DETACHED/ROW	-	197	230	279	307
	WALKUP	176	192	230	279	301
	ELEVATOR	219	269	301	-	-
MODESTO	DETACHED	-	-	247	296	312
	SEMI-DETACHED/ROW	-	197	230	279	307
	WALKUP	176	192	225	274	301
	ELEVATOR	219	269	301	-	-
SAN JOSE	DETACHED	-	-	285	340	378
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	203	219	247	312	362
	ELEVATOR	241	274	318	-	-
SAN RAFAEL	DETACHED	-	-	318	400	487
	SEMI-DETACHED/ROW	-	247	301	383	444
	WALKUP	208	236	274	323	394
	ELEVATOR	247	307	345	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE HONOLULU, HAWAII REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
HONOLULU	DETACHED	-	-	510	544	578
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	250	295	351	408	465
	ELEVATOR	283	323	368	-	-
GUAM	DETACHED	-	-	-	436	493
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	-	306	363	419	476
	ELEVATOR	-	-	-	-	-
HILO	DETACHED	-	-	312	368	425
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	204	250	272	306	340
	ELEVATOR	-	-	-	-	-
KAUAI	DETACHED	-	-	346	380	414
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	182	221	250	283	317
	ELEVATOR	-	-	-	-	-
KONO	DETACHED	-	-	295	402	442
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	187	250	295	329	363
	ELEVATOR	-	-	-	-	-
MAUI	DETACHED	-	-	397	448	482
	SEMI-DETACHED/ROW	-	-	-	-	-
	WALKUP	199	255	283	317	351
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE RENO, NEVADA REGION IX

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
RENO	DETACHED	-	-	309	347	380
	SEMI-DETACHED/ROW	-	243	287	325	364
	WALKUP	166	199	265	320	342
	ELEVATOR	215	265	397	-	-
LAS VEGAS	DETACHED	-	-	276	364	380
	SEMI-DETACHED/ROW	-	226	248	347	375
	WALKUP	182	221	243	276	320
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

INSURING OFFICE SPOKANE, WASHINGTON REGION X

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Spokane, Wa.	DETACHED	-	-	254	281	309
	SEMI-DETACHED/ROW	-	215	243	270	298
	WALKUP	144	171	204	243	270
	ELEVATOR	160	204	248	-	-
Cheney, Wa.	DETACHED	-	-	232	270	298
	SEMI-DETACHED/ROW	-	182	215	254	281
	WALKUP	138	166	199	237	265
	ELEVATOR	-	-	-	-	-
Coeur d'Alene, Ida.	DETACHED	-	-	232	270	298
	SEMI-DETACHED/ROW	-	182	215	254	281
	WALKUP	138	166	199	237	265
	ELEVATOR	-	-	-	-	-
Kennewick, Wa.	DETACHED	-	-	259	287	314
	SEMI-DETACHED/ROW	-	221	248	276	303
	WALKUP	149	177	210	248	276
	ELEVATOR	-	-	-	-	-
Pullman, Wa.	DETACHED	-	-	237	276	303
	SEMI-DETACHED/ROW	-	188	221	259	287
	WALKUP	149	177	210	248	276
	ELEVATOR	-	-	-	-	-
Lewiston, Ida.	DETACHED	-	-	243	276	303
	SEMI-DETACHED/ROW	-	204	232	265	292
	WALKUP	144	171	199	243	270
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SEATTLE, WASHINGTON REGION X

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Seattle	DETACHED	-	-	235	268	302
	SEMI-DETACHED/ROW	-	196	224	257	291
	WALKUP	151	185	213	246	280
	ELEVATOR	207	257	302	-	-
Port Angeles	DETACHED	-	-	215	254	287
	SEMI-DETACHED/ROW	-	171	204	243	276
	WALKUP	133	155	193	232	265
	ELEVATOR	-	-	-	-	-
Longview	DETACHED	-	-	210	248	281
	SEMI-DETACHED/ROW	-	171	193	232	265
	WALKUP	138	160	182	221	254
	ELEVATOR	171	193	221	-	-
Aberdeen	DETACHED	-	-	215	254	287
	SEMI-DETACHED/ROW	-	171	204	243	276
	WALKUP	133	155	193	232	265
	ELEVATOR	-	-	-	-	-
Bellingham	DETACHED	-	-	215	254	287
	SEMI-DETACHED/ROW	-	177	204	237	270
	WALKUP	144	166	193	221	254
	ELEVATOR	-	-	-	-	-
Olympia	DETACHED	-	-	215	254	287
	SEMI-DETACHED/ROW	-	177	204	237	270
	WALKUP	144	166	193	221	254
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SEATTLE, WASHINGTON REGION X

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Yakima	DETACHED	-	-	215	254	287
	SEMI-DETACHED/ROW	-	182	204	243	276
	WALKUP	138	160	188	232	265
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE SEATTLE; WASHINGTON REGION X

(Alaska) MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Anchorage	DETACHED	-	-	391	424	463
	SEMI-DETACHED/ROW	-	336	375	408	446
	WALKUP	243	276	314	358	397
	ELEVATOR	309	364	408	-	-
Fairbanks	DETACHED	-	-	413	452	496
	SEMI-DETACHED/ROW	-	353	397	446	485
	WALKUP	309	336	380	430	474
	ELEVATOR	-	-	-	-	-
Juneau	DETACHED	-	-	408	446	485
	SEMI-DETACHED/ROW	-	347	386	424	463
	WALKUP	281	314	353	397	435
	ELEVATOR	336	402	446	-	-
Ketchikan	DETACHED	-	-	314	353	391
	SEMI-DETACHED/ROW	-	259	298	336	375
	WALKUP	210	243	281	320	358
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PORTLAND, OREGON REGION X

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
Ontario	DETACHED	-	-	243	276	309
	SEMI-DETACHED/ROW	-	193	226	265	298
	WALKUP	149	182	215	259	292
	ELEVATOR	-	-	-	-	-
Portland	DETACHED	-	-	221	254	287
	SEMI-DETACHED/ROW	-	188	215	243	270
	WALKUP	149	177	204	232	259
	ELEVATOR	204	248	292	-	-
Bend	DETACHED	-	-	215	248	281
	SEMI-DETACHED/ROW	-	182	210	237	265
	WALKUP	144	171	199	226	254
	ELEVATOR	-	-	-	-	-
Coos Bay	DETACHED	-	-	221	248	276
	SEMI-DETACHED/ROW	-	182	210	237	265
	WALKUP	144	171	199	226	254
	ELEVATOR	-	-	-	-	-
Eugene	DETACHED	-	-	221	248	276
	SEMI-DETACHED/ROW	-	177	210	237	265
	WALKUP	138	166	199	226	254
	ELEVATOR	193	237	281	-	-
Medford	DETACHED	-	-	226	254	281
	SEMI-DETACHED/ROW	-	188	215	243	270
	WALKUP	149	177	204	232	259
	ELEVATOR	-	-	-	-	-

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
FAIR MARKET RENTS
(New Construction and Substantial Rehabilitation)

AREA OFFICE PORTLAND, OREGON REGION X

MARKET AREA	STRUCTURE TYPE	NUMBER OF BEDROOMS				
		0	1	2	3	4
West Salem	DETACHED	-	-	215	243	276
	SEMI-DETACHED/ROW	-	171	204	232	265
	WALKUP	133	160	193	226	254
	ELEVATOR	-	-	-	-	-
Boise, Ida.	DETACHED	-	-	259	292	325
	SEMI-DETACHED/ROW	-	199	232	270	303
	WALKUP	149	182	215	259	292
	ELEVATOR	188	232	276	-	-
Idaho Falls, Ida.	DETACHED	-	-	232	265	298
	SEMI-DETACHED/ROW	-	182	215	254	287
	WALKUP	133	166	199	243	276
	ELEVATOR	-	-	-	-	-
Mc Call, Ida.	DETACHED	-	-	259	292	325
	SEMI-DETACHED/ROW	-	199	232	270	303
	WALKUP	149	182	215	259	292
	ELEVATOR	-	-	-	-	-
Pocatello, Ida.	DETACHED	-	-	265	298	331
	SEMI-DETACHED/ROW	-	210	243	276	309
	WALKUP	155	188	221	265	298
	ELEVATOR	-	-	-	-	-
Twin Falls, Ida.	DETACHED	-	-	248	281	314
	SEMI-DETACHED/ROW	-	199	232	270	303
	WALKUP	149	182	215	259	292
	ELEVATOR	-	-	-	-	-

REGION 1

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
MANCHESTER, NEW HAMPSHIRE AREA OFFICE						
ME	AROOSTOOK	86	98	115	126	138
ME	FRANKLIN	91	103	121	133	145
ME	HANCOCK	86	98	115	126	138
ME	KENNEBEC	91	103	121	133	145
ME	KNOX	91	103	121	133	145
ME	LINCOLN	91	103	121	133	145
ME	OXFORD	91	103	121	133	145
ME	PENOBSCOT	86	98	115	126	138
ME	PISCATAQUIS	86	98	115	126	138
ME	SAGADAHOC	91	103	121	133	145
ME	SOMERSET	91	103	121	133	145
ME	WALDO	86	98	115	126	138
ME	WASHINGTON	86	98	115	126	138
ME	YORK	91	103	121	133	145
ME	ANDROSCOGGIN	95	107	126	139	151
ME	CUMBERLAND	95	107	126	139	151
NH	BELKNAP	105	119	140	154	168
NH	CARROLL	105	119	140	154	168
NH	CHESHIRE	122	138	162	178	194
NH	COOS	91	103	121	133	145
NH	GRAFTON	91	103	121	133	145
NH	ROCKINGHAM	105	119	140	154	168
NH	STRAFFORD	91	103	121	133	145
NH	SULLIVAN	91	103	121	133	145
NH	HILLSBOROUGH	105	119	140	154	168
NH	MERRIMACK	105	119	140	154	168
VT	ADDISON	91	103	121	133	145
VT	BENNINGTON	88	99	117	129	140
VT	CALEDONIA	91	103	121	133	145
VT	CHITTENDEN	91	103	121	133	145
VT	ESSEX	91	103	121	133	145
VT	FRANKLIN	91	103	121	133	145
VT	GRAND ISLE	91	103	121	133	145
VT	LAMOILLE	91	103	121	133	145
VT	ORANGE	91	103	121	133	145
VT	ORLEANS	91	103	121	133	145
VT	RUTLAND	91	103	121	133	145
VT	WASHINGTON	91	103	121	133	145
VT	WINDHAM	122	138	162	178	194
VT	WINDSOR	91	103	121	133	145

SCHEDULE B

REGION 1

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
HARTFORD, CONNECTICUT AREA OFFICE						
CT	LITCHFIELD	110	125	147	182	176
CT	MIDDLESEX	110	125	147	162	176
CT	TOLLAND	110	125	147	162	176
CT	WINDHAM	118	133	157	173	188
CT	FAIRFIELD	137	156	183	201	220
CT	HARTFORD	129	146	172	189	206
CT	NEW HAVEN	124	140	165	181	198
CT	NEW LONDON	118	133	157	173	188
BOSTON, MASSACHUSETTS AREA OFFICE						
MA	BARNSTABLE	113	128	150	185	180
MA	DUKES	113	128	150	185	180
MA	FRANKLIN	122	138	162	178	194
MA	NANTUCKET	113	128	150	185	180
MA	MIDDLESEX	130	147	173	199	225
MA	NORFOLK	130	147	173	199	225
MA	SUFFOLK	130	147	173	199	225
MA	PLYMOUTH	130	147	173	199	225
MA	ESSEX	130	147	173	199	225
MA	BRISTOL	91	103	121	133	145
MA	BERKSHIRE	88	99	117	129	140
MA	HAMPDEN	98	111	130	150	163
MA	HAMPSHIRE	122	138	162	178	194
MA	WORCESTER	99	112	132	145	158
RI	NEWPORT	113	128	150	185	180
RI	WASHINGTON	113	128	150	185	180
RI	BRISTOL	88	99	117	135	146
RI	KENT	88	99	117	135	146
RI	PROVIDENCE	88	99	117	135	146

REGION 2

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
CAMDEN, NEW JERSEY AREA OFFICE						
NJ	CAPE MAY	118	133	157	173	188
NJ	OCEAN	118	133	157	173	188
NJ	ATLANTIC	95	108	127	140	152
NJ	BURLINGTON	113	128	150	173	195
NJ	CAMDEN	113	128	150	173	195
NJ	GLOUCESTER	113	128	150	173	195
NJ	MERCER	114	129	152	175	190
NJ	CUMBERLAND	95	108	127	140	152
NJ	SALEM	108	122	144	166	180
NEWARK, NEW JERSEY AREA OFFICE						
NJ	HUNTERDON	133	150	177	195	212
NJ	SOMERSET	133	150	177	195	212
NJ	SUSSEX	133	150	177	195	212
NJ	WARREN	101	114	134	154	168
NJ	HUDSON	109	123	145	167	181
NJ	MONMOUTH	128	145	170	187	204
NJ	MIDDLESEX	140	159	187	206	224
NJ	ESSEX	127	144	169	194	220
NJ	MORRIS	127	144	169	194	220
NJ	UNION	127	144	169	194	220
NJ	BERGEN	137	156	183	210	238
NJ	PASSAIC	137	156	183	210	238

REGION 2

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
BUFFALO, NEW YORK AREA OFFICE						
NY	ALLEGANY	82	93	109	120	131
NY	CATTARAUGUS	82	93	109	120	131
NY	CHAUTAUQUA	82	93	109	120	131
NY	GENESEE	82	93	109	120	131
NY	ONTARIO	109	123	145	159	174
NY	SCHUYLER	94	106	125	137	150
NY	SENECA	109	123	145	159	174
NY	STEUBEN	94	106	125	137	150
NY	WYOMING	82	93	109	120	131
NY	YATES	109	123	145	159	174
NY	ERIE	95	107	126	145	164
NY	NIAGARA	95	107	126	145	164
NY	CHEMUNG	94	106	125	137	150
NY	LIVINGSTON	127	144	169	194	211
NY	MONROE	127	144	169	194	211
NY	ORLEANS	127	144	169	194	211
NY	WAYNE	127	144	169	194	211

REGION 2

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
NEW YORK, NEW YORK AREA OFFICE						
NY	CAYUGA	109	123	145	159	174
NY	CHENANGO	94	106	125	137	150
NY	CLINTON	83	94	111	122	133
NY	COLUMBIA	88	99	117	129	140
NY	CORTLAND	109	123	145	159	174
NY	DELAWARE	94	106	125	137	150
NY	ESSEX	83	94	111	122	133
NY	FRANKLIN	78	88	104	114	125
NY	FULTON	83	94	111	122	133
NY	GREENE	88	99	117	129	140
NY	HAMILTON	83	94	111	122	133
NY	JEFFERSON	78	88	104	114	125
NY	LEWIS	78	88	104	114	125
NY	MONTGOMERY	83	94	111	122	133
NY	ORANGE	119	134	158	174	190
NY	OTSEGO	94	106	125	137	150
NY	PUTNAM	128	145	170	187	204
NY	SCHOHARIE	83	94	111	122	133
NY	ST LAWRENCE	78	88	104	114	125
NY	SULLIVAN	119	134	158	174	190
NY	TOMPKINS	109	123	145	159	174
NY	ULSTER	119	134	158	174	190
NY	WARREN	83	94	111	122	133
NY	WASHINGTON	83	94	111	122	133
NY	ALBANY	110	124	146	168	183
NY	RENSSELAER	110	124	146	168	183
NY	SARATOGA	110	124	146	168	183
NY	SCHENECTADY	110	124	146	168	183
NY	BROOME	93	105	124	143	155
NY	TIOGA	93	105	124	143	155
NY	BRONX	128	145	171	197	222
NY	KINGS	128	145	171	197	222
NY	NASSAU	128	145	171	197	222
NY	NEW YORK	128	145	171	197	222
NY	QUEENS	128	145	171	197	222
NY	RICHMOND	128	145	171	197	222
NY	ROCKLAND	128	145	171	197	222
NY	SUFFOLK	128	145	171	197	222
NY	WESTCHESTER	128	145	171	197	222

REGION 2

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
NEW YORK, NEW YORK AREA OFFICE						
NY	DUTCHESS	128	145	170	187	204
NY	MADISON	117	133	156	179	195
NY	ONONDAGA	117	133	156	179	195
NY	OSWEGO	117	133	156	179	195
NY	HERKIMER	89	100	118	136	148
NY	ONEIDA	89	100	118	136	148

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
WASHINGTON,D.C. AREA OFFICE						
DC	WASHINGTON	130	147	173	199	225
MD	MONTGOMERY	130	147	173	199	225
MD	PRINCE GEORG	130	147	173	199	225
VA	ALEXANDRIA	130	147	173	199	225
VA	ARLINGTON	130	147	173	199	225
VA	FAIRFAX	130	147	173	199	225
VA	FAIRFAX	130	147	173	199	225
VA	FALLS CHURCH	130	147	173	199	225
VA	LOUDOUN	130	147	173	199	225
VA	PRINCE WILLIA	130	147	173	199	225
BALTIMORE,MARYLAND AREA OFFICE						
MD	ALLEGANY	71	80	94	103	113
MD	CALVERT	92	105	123	135	148
MD	CAROLINE	95	107	126	139	151
MD	CHARLES	92	105	123	135	148
MD	DORCHESTER	95	107	126	139	151
MD	FREDERICK	92	105	123	135	148
MD	GARRETT	71	80	94	103	113
MD	KENT	95	107	126	139	151
MD	QUEEN ANNES	95	107	126	139	151
MD	SOMERSET	95	107	126	139	151
MD	ST MARYS	92	105	123	135	148
MD	TALBOT	95	107	126	139	151
MD	WASHINGTON	92	105	123	135	148
MD	WICOMICO	95	107	126	139	151
MD	WORCESTER	95	107	126	139	151
MD	ANNE ARUNDEL	107	121	142	163	185
MD	BALTIMORE	107	121	142	163	185
MD	BALTIMORE CY	107	121	142	163	185
MD	CARROLL	107	121	142	163	185
MD	HARFORD	107	121	142	163	185
MD	HOWARD	107	121	142	163	185
MD	CECIL	108	122	144	166	180

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
PHILADELPHIA, PENNSYLVANIA AREA OFFICE						
DE	DE SUSSEX	95	107	126	139	151
DE	KENT	95	107	126	139	151
DE	NEW CASTLE	108	122	144	166	180
PA	BRADFORD	94	106	125	137	150
PA	CARBON	65	74	87	96	104
PA	CENTRE	89	100	118	130	142
PA	CLINTON	89	100	118	130	142
PA	COLUMBIA	83	94	110	121	132
PA	FRANKLIN	77	88	103	113	124
PA	JUNIATA	71	80	94	103	113
PA	LEBANON	71	80	94	103	113
PA	MIFFLIN	71	80	94	103	113
PA	MONROE	65	74	87	96	104
PA	MONTOUR	71	80	94	103	113
PA	NORTHUMBRLND	71	80	94	103	113
PA	PIKE	83	94	110	121	132
PA	SCHUYLKILL	65	74	87	96	104
PA	SNYDER	71	80	94	103	113
PA	SULLIVAN	89	100	118	130	142
PA	TIOGA	94	106	125	137	150
PA	UNION	71	80	94	103	113
PA	WAYNE	83	94	110	121	132
PA	WYOMING	83	94	110	121	132
PA	LEHIGH	101	114	134	154	168
PA	NORTHAMPTON	101	114	134	154	168
PA	SUSQUEHANNA	93	105	124	143	155
PA	CUMBERLAND	91	103	121	139	151
PA	DAUPHIN	91	103	121	139	151
PA	PERRY	91	103	121	139	151
PA	LANCASTER	88	99	117	135	146
PA	BUCKS	113	128	150	173	195
PA	CHESTER	113	128	150	173	195
PA	DELAWARE	113	128	150	173	195
PA	MONTGOMERY	113	128	150	173	195
PA	PHILADELPHIA	113	128	150	173	195
PA	BERKS	98	111	131	151	164
PA	LACKAWANNA	83	94	110	121	132
PA	LUZERNE	80	90	106	122	133
PA	LYCOMING	89	100	118	130	142
PA	ADAMS	85	96	113	130	141
PA	YORK	85	96	113	130	141

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
PITTSBURGH, PENNSYLVANIA AREA OFFICE						
PA	ARMSTRONG	80	90	106	117	127
PA	BEDFORD	77	88	103	113	124
PA	BUTLER	80	90	106	117	127
PA	CAMERON	89	100	118	130	142
PA	CLARION	80	90	106	117	127
PA	CLEARFIELD	89	100	118	130	142
PA	CRAWFORD	83	94	111	122	133
PA	ELK	89	100	118	130	142
PA	FAYETTE	71	80	94	103	113
PA	FOREST	83	94	111	122	133
PA	FULTON	77	88	103	113	124
PA	GREENE	71	80	94	103	113
PA	HUNTINGDON	77	88	103	113	124
PA	INDIANA	80	90	106	117	127
PA	JEFFERSON	89	100	118	130	142
PA	LAWRENCE	83	94	111	122	133
PA	MCKEAN	82	93	109	120	131
PA	MERCER	83	94	111	122	133
PA	POTTER	82	93	109	120	131
PA	VENANGO	83	94	111	122	133
PA	WARREN	83	94	111	122	133
PA	BLAIR	77	88	103	113	124
PA	ERIE	87	99	116	133	145
PA	CAMBRIA	71	80	94	108	118
PA	SOMERSET	71	80	94	108	118
PA	ALLEGHANY	89	100	118	136	153
PA	BEAVER	89	100	118	136	153
PA	WASHINGTON	89	100	118	136	153
PA	WESTMORELAND	89	100	118	136	153
WV	BARBOUR	81	92	108	119	130
WV	BERKELEY	81	92	108	119	130
WV	BOONE	62	71	83	91	100
WV	BRAXTON	62	71	83	91	100
WV	CALHOUN	62	71	83	91	100
WV	CLAY	62	71	83	91	100
WV	DODDRIDGE	81	92	108	119	130
WV	FAYETTE	62	71	83	91	100
WV	GILMER	62	71	83	91	100
WV	GRANT	81	92	108	119	130

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
PITTSBURGH, PENNSYLVANIA AREA OFFICE						
WV	GREENBRIER	62	71	83	91	100
WV	HAMPSHIRE	81	92	108	119	130
WV	HARDY	81	92	108	119	130
WV	HARRISON	81	92	108	119	130
WV	JACKSON	62	71	83	91	100
WV	JEFFERSON	81	92	108	119	130
WV	LEWIS	81	92	108	119	130
WV	LINCOLN	62	71	83	91	100
WV	LOGAN	60	68	80	88	96
WV	MARION	81	92	108	119	130
WV	MASON	62	71	83	91	100
WV	MCDOWELL	66	75	88	97	106
WV	MERCER	66	75	88	97	106
WV	MINERAL	71	80	94	103	113
WV	MINGO	60	68	80	88	96
WV	MONONGALIA	81	92	108	119	130
WV	MONROE	62	71	83	91	100
WV	MORGAN	81	92	108	119	130
WV	NICHOLAS	62	71	83	91	100
WV	PENDLETON	81	92	108	119	130
WV	PLEASANTS	87	99	116	128	139
WV	POCAHONTAS	62	71	83	91	100
WV	PRESTON	81	92	108	119	130
WV	PUTNAM	83	94	110	121	132
WV	RALEIGH	62	71	83	91	100
WV	RANDOLPH	81	92	108	119	130
WV	RITCHIE	87	99	116	128	139
WV	ROANE	62	71	83	91	100
WV	SUMMERS	62	71	83	91	100
WV	TAYLOR	81	92	108	119	130
WV	TUCKER	81	92	108	119	130
WV	TYLER	71	80	94	103	113
WV	UPSHUR	81	92	108	119	130
WV	WEBSTER	62	71	83	91	100
WV	WETZEL	71	80	94	103	113
WV	WIRT	87	99	116	128	139
WV	WYOMING	62	71	83	91	100
WV	KANAWHA	83	94	110	121	132
WV	CABELL	78	88	104	120	130

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
PITTSBURGH, PENNSYLVANIA AREA OFFICE						
WV	WAYNE	78	88	104	120	130
WV	WOOD	87	99	116	128	139
WV	BROOKE	76	86	101	111	121
WV	HANCOCK	76	86	101	111	121
WV	MARSHALL	76	86	101	111	121
WV	OHIO	76	86	101	111	121

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
RICHMOND, VIRGINIA AREA OFFICE						
VA	ACCOMACK	95	107	126	139	151
VA	ALBEMARLE	105	119	140	154	168
VA	ALLEGHANY	92	105	123	135	148
VA	AMELIA	105	119	140	154	168
VA	APPOMATTOX	98	111	130	143	156
VA	AUGUSTA	81	92	108	119	130
VA	BATH	81	92	108	119	130
VA	BEDFORD	98	111	130	143	156
VA	BEDFORD*	98	111	130	143	156
VA	BLAND	66	75	88	97	106
VA	BOTETOURT	92	105	123	135	148
VA	BRISTOL	66	75	88	97	106
VA	BRUNSWICK	105	119	140	154	168
VA	BUCHANAN	66	75	88	97	106
VA	BUCKINGHAM	105	119	140	154	168
VA	BUENA VISTA	81	92	108	119	130
VA	CAROLINE	105	119	140	154	168
VA	CARROLL	72	82	96	106	115
VA	CHARLES CITY	105	119	140	154	168
VA	CHARLOTTE	98	111	130	143	156
VA	CHARLOTTESVL	105	119	140	154	168
VA	CLARKE	81	92	108	119	130
VA	CLIFTONFORGE	92	105	123	135	148
VA	COVINGTON	92	105	123	135	148
VA	CRAIG	92	105	123	135	148
VA	CULPEPER	92	105	123	135	148
VA	CUMBERLAND	105	119	140	154	168
VA	DANVILLE	98	111	130	143	156
VA	DICKENSON	66	75	88	97	106
VA	EMPORIA	105	119	140	154	168
VA	ESSEX	105	119	140	154	168
VA	FAUQUIER	92	105	123	135	148
VA	FLOYD	92	105	123	135	148
VA	FLUVANNA	105	119	140	154	168
VA	FRANKLIN	92	105	123	135	148
VA	FRANKLIN	72	82	96	106	115
VA	FREDERICK	81	92	108	119	130
VA	FREDERICKSBG	92	105	123	135	148
VA	GALAX	72	82	96	106	115

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
RICHMOND, VIRGINIA AREA OFFICE						
VA	GILES	92	105	123	135	148
VA	GLOUCESTER	72	82	96	106	115
VA	GOOCHLAND	105	119	140	154	168
VA	GRAYSON	72	82	96	106	115
VA	GREENE	105	119	140	154	168
VA	GREENSVILLE	105	119	140	154	168
VA	HALIFAX	98	111	130	143	156
VA	HARRISONBURG	81	92	108	119	130
VA	HENRY	92	105	123	135	148
VA	HIGHLAND	81	92	108	119	130
VA	ISLE OF WIGHT	72	82	96	106	115
VA	JAMES CITY	72	82	96	106	115
VA	KING GEORGE	92	105	123	135	148
VA	KING WILLIAM	105	119	140	154	168
VA	KING + QUEEN	105	119	140	154	168
VA	LANCASTER	105	119	140	154	168
VA	LEE	66	75	88	97	106
VA	LEXINGTON	81	92	108	119	130
VA	LOUISA	105	119	140	154	168
VA	LUNENBURG	105	119	140	154	168
VA	MADISON	105	119	140	154	168
VA	MARTINSVILLE	92	105	123	135	148
VA	MATHEWS	72	82	96	106	115
VA	MECKLENBURG	105	119	140	154	168
VA	MIDDLESEX	72	82	96	106	115
VA	MONTGOMERY	92	105	123	135	148
VA	NANSEMOND	72	82	96	106	115
VA	NELSON	98	111	130	143	156
VA	NEW KENT	105	119	140	154	168
VA	NORTHAMPTON	95	107	126	139	151
VA	NORTHUMBERLD	105	119	140	154	168
VA	NORTON	66	75	88	97	106
VA	NOTTOWAY	105	119	140	154	168
VA	ORANGE	105	119	140	154	168
VA	PAGE	81	92	108	119	130
VA	PATRICK	92	105	123	135	148
VA	PITTSYLVANIA	98	111	130	143	156
VA	POWHATAN	105	119	140	154	168
VA	PRINCEEDWARD	105	119	140	154	168

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
RICHMOND, VIRGINIA AREA OFFICE						
VA	PULASKI	92	105	123	135	148
VA	RADFORD	92	105	123	135	148
VA	RAPPAHANNOCK	92	105	123	135	148
VA	RICHMOND	105	119	140	154	168
VA	ROCKBRIDGE	81	92	108	119	130
VA	ROCKINGHAM	81	92	108	119	130
VA	RUSSELL	66	75	88	97	106
VA	SCOTT	66	75	88	97	106
VA	SHENANDOAH	81	92	108	119	130
VA	SMYTH	66	75	88	97	106
VA	SOUTH BOSTON	98	111	130	143	156
VA	SOUTHAMPTON	72	82	96	106	115
VA	SPOTSLYVANIA	92	105	123	135	148
VA	STAFFORD	92	105	123	135	148
VA	STAUNTON	81	92	108	119	130
VA	SUFFOLK	72	82	96	106	115
VA	SURRY	72	82	96	106	115
VA	SUSSEX	105	119	140	154	168
VA	TAZEWELL	66	75	88	97	106
VA	WARREN	81	92	108	119	130
VA	WASHINGTON	66	75	88	97	106
VA	WAYNESBORO	81	92	108	119	130
VA	WESTMORELAND	105	119	140	154	168
VA	WILLIAMSBURG	72	82	96	106	115
VA	WINCHESTER	81	92	108	119	130
VA	WISE	66	75	88	97	106
VA	WYTHE	92	105	123	135	148
VA	AMHERST	62	71	83	91	100
VA	CAMPBELL	98	111	130	143	156
VA	LYNCHBURG	98	111	130	143	156
VA	HAMPTON	103	116	137	158	171
VA	NEWPORT NEWS	103	116	137	158	171
VA	YORK	103	116	137	158	171
VA	CHESAPEAKE	101	115	135	155	169
VA	NORFOLK	101	115	135	155	169
VA	PORTSMOUTH	101	115	135	155	169
VA	VA BEACH	101	115	135	155	169
VA	COLONIAL HTS	105	119	140	154	168
VA	DINWIDDIE	105	119	140	154	168

REGION 3

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
RICHMOND,VIRGINIA AREA OFFICE						
VA	HOPEWELL	105	119	140	154	168
VA	PETERSBURG	105	119	140	154	168
VA	PRINCEGEORGE	105	119	140	154	168
VA	CHESTERFIELD	106	120	141	162	176
VA	HANOVER	106	120	141	162	176
VA	HENRICO	106	120	141	162	176
VA	RICHMOND	106	120	141	162	176
VA	ROANOKE	92	105	123	135	148
VA	ROANOKE	92	105	123	135	148
VA	SALEM	92	105	123	135	148

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
BIRMINGHAM, ALABAMA AREA OFFICE						
AL	AUTAUGA	65	73	86	95	103
AL	BARBOUR	68	77	91	100	109
AL	BIBB	74	84	99	109	119
AL	BLOUNT	54	61	72	79	86
AL	BULLOCK	65	73	86	95	103
AL	BUTLER	68	77	91	100	109
AL	CALHOUN	54	61	72	79	86
AL	CHAMBERS	71	80	94	103	113
AL	CHEROKEE	54	61	72	79	86
AL	CHILTON	74	84	99	109	119
AL	CHOCTAW	74	83	98	108	118
AL	CLARKE	59	66	78	86	94
AL	CLAY	54	61	72	79	86
AL	CLEBURNE	63	71	84	92	101
AL	COFFEE	68	77	91	100	109
AL	CONECUH	59	66	78	86	94
AL	COOSA	65	73	86	95	103
AL	COVINGTON	68	77	91	100	109
AL	CRENSHAW	68	77	91	100	109
AL	CULLMAN	54	61	72	79	86
AL	DALE	68	77	91	100	109
AL	DALLAS	65	73	86	95	103
AL	DE KALB	65	74	87	96	104
AL	ESCAMBIA	83	94	110	121	132
AL	FAYETTE	74	84	99	109	119
AL	FRANKLIN	60	68	80	88	96
AL	GENEVA	68	77	91	100	109
AL	GREENE	74	84	99	109	119
AL	HALE	74	84	99	109	119
AL	HENRY	68	77	91	100	109
AL	HOUSTON	68	77	91	100	109
AL	JACKSON	65	74	87	96	104
AL	LAMAR	74	84	99	109	119
AL	LAWRENCE	60	68	80	88	96
AL	LEE	71	80	94	103	113
AL	LOWNDES	65	73	86	95	103
AL	MACON	65	73	86	95	103
AL	MARENGO	74	83	98	108	118
AL	MARION	74	84	99	109	119

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
BIRMINGHAM, ALABAMA AREA OFFICE						
AL	MARSHALL	78	88	104	114	125
AL	MONROE	59	66	78	86	94
AL	MORGAN	78	88	104	114	125
AL	PERRY	65	73	86	95	103
AL	PICKENS	74	84	99	109	119
AL	PIKE	68	77	91	100	109
AL	RANDOLPH	71	80	94	103	113
AL	ST CLAIR	54	61	72	79	86
AL	SUMTER	74	83	98	108	118
AL	TALLADEGA	54	61	72	79	86
AL	TALLAPOOSA	65	73	86	95	103
AL	WASHINGTON	59	66	78	86	94
AL	WILCOX	59	66	78	86	94
AL	WINSTON	74	84	99	109	119
AL	JEFFERSON	76	86	101	116	126
AL	SHELBY	76	86	101	116	126
AL	WALKER	76	86	101	116	126
AL	RUSSELL	71	80	94	103	113
AL	COLBERT	60	68	80	88	96
AL	LAUDERDALE	60	68	80	88	96
AL	ETOWAH	54	61	72	79	86
AL	LIMESTONE	78	88	104	114	125
AL	MADISON	78	88	104	114	125
AL	BALDWIN	66	75	88	97	106
AL	MOBILE	66	75	88	97	106
AL	ELMORE	65	73	86	95	103
AL	MONTGOMERY	65	73	86	95	103
AL	TUSCALOOSA	74	84	99	109	119

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
JACKSONVILLE, FLORIDA AREA OFFICE						
FL	BAKER	71	81	95	104	114
FL	BAY	81	92	108	119	130
FL	BRADFORD	71	81	95	104	114
FL	CALHOUN	81	92	108	119	130
FL	CHARLOTTE	104	118	139	153	167
FL	CITRUS	86	97	114	125	137
FL	CLAY	71	81	95	104	114
FL	COLLIER	77	87	102	112	122
FL	COLUMBIA	71	81	95	104	114
FL	DE SOTO	104	118	139	153	167
FL	DIXIE	77	88	103	113	124
FL	FLAGLER	80	90	106	117	127
FL	FRANKLIN	81	92	108	119	130
FL	GADSDEN	81	92	108	119	130
FL	GILCHRIST	77	88	103	113	124
FL	GLADES	77	87	102	112	122
FL	GULF	81	92	108	119	130
FL	HAMILTON	71	81	95	104	114
FL	HARDEE	104	118	139	153	167
FL	HENDRY	77	87	102	112	122
FL	HERNANDO	86	97	114	125	137
FL	HIGHLANDS	77	87	102	112	122
FL	HOLMES	81	92	108	119	130
FL	INDIAN RIVER	77	87	102	112	122
FL	JACKSON	81	92	108	119	130
FL	JEFFERSON	81	92	108	119	130
FL	LAFAYETTE	71	81	95	104	114
FL	LAKE	80	90	106	117	127
FL	LEVY	77	88	103	113	124
FL	LIBERTY	81	92	108	119	130
FL	MADISON	81	92	108	119	130
FL	MANATEE	104	118	139	153	167
FL	MARION	77	88	103	113	124
FL	MARTIN	77	87	102	112	122
FL	MONROE	77	87	102	112	122
FL	NASSAU	71	81	95	104	114
FL	OKALOOSA	83	94	110	121	132
FL	OKEECHOBEE	77	87	102	112	122
FL	OSCEOLA	100	113	133	146	160

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
JACKSONVILLE, FLORIDA AREA OFFICE						
FL	PASCO	86	97	114	125	137
FL	PUTNAM	77	88	103	113	124
FL	ST JOHNS	77	88	103	113	124
FL	ST LUCIE	77	87	102	112	122
FL	SUMTER	80	90	106	117	127
FL	SUWANNEE	71	81	95	104	114
FL	TAYLOR	81	92	108	119	130
FL	UNION	71	81	95	104	114
FL	WAKULLA	81	92	108	119	130
FL	WALTON	83	94	110	121	132
FL	WASHINGTON	81	92	108	119	130
FL	VOLUSIA	80	90	106	117	127
FL	BROWARD	142	161	189	217	236
FL	LEE	104	118	139	153	167
FL	ALACHUA	77	88	103	113	124
FL	DUVAL	87	99	116	133	145
FL	POLK	86	97	114	125	137
FL	BREVARD	100	113	133	146	160
FL	DADE	140	159	187	215	243
FL	ORANGE	98	111	130	150	163
FL	SEMINOLE	98	111	130	150	163
FL	ESCAMBIA	83	94	110	121	132
FL	SANTA ROSA	83	94	110	121	132
FL	SARASOTA	104	118	139	153	167
FL	LEON	81	92	108	119	130
FL	HILLSBOROUGH	86	97	114	131	148
FL	PINELLAS	86	97	114	131	148
FL	PALM BEACH	119	134	158	182	198

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

ATLANTA, GEORGIA AREA OFFICE

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
GA	APPLING	65	74	87	96	104
GA	ATKINSON	65	74	87	96	104
GA	BACON	65	74	87	96	104
GA	BAKER	62	71	83	91	100
GA	BALDWIN	64	72	85	93	102
GA	BANKS	77	87	102	112	122
GA	BARROW	77	87	102	112	122
GA	BARTON	63	71	84	92	101
GA	BEN HILL	62	71	83	91	100
GA	BERRIEN	62	71	83	91	100
GA	BLECKLEY	64	72	85	93	102
GA	BRANTLEY	71	81	95	104	114
GA	BROOKS	62	71	83	91	100
GA	BRYAN	65	74	87	96	104
GA	BULLOCH	65	74	87	96	104
GA	BURKE	71	81	95	104	114
GA	BUTTS	59	67	79	87	95
GA	CALHOUN	62	71	83	91	100
GA	CAMDEN	71	81	95	104	114
GA	CANDLER	65	74	87	96	104
GA	CARROLL	59	67	79	87	95
GA	CATOOSA	65	74	87	96	104
GA	CHARLTON	71	81	95	104	114
GA	CHATTOOGA	65	74	87	96	104
GA	CHEROKEE	63	71	84	92	101
GA	CLARKE	77	87	102	112	122
GA	CLAY	62	71	83	91	100
GA	CLINCH	62	71	83	91	100
GA	COFFEE	65	74	87	96	104
GA	COLQUITT	62	71	83	91	100
GA	COLUMBIA	71	81	95	104	114
GA	COOK	62	71	83	91	100
GA	COWETA	59	67	79	87	95
GA	CRAWFORD	64	72	85	93	102
GA	CRISP	64	72	85	93	102
GA	DADE	65	74	87	96	104
GA	DAWSON	63	71	84	92	101
GA	DECATUR	62	71	83	91	100
GA	DODGE	64	72	85	93	102

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
ATLANTA, GEORGIA AREA OFFICE						
GA	DOOLY	64	72	85	93	102
GA	DOUGLAS	59	67	79	87	95
GA	EARLY	62	71	83	91	100
GA	ECHOLS	62	71	83	91	100
GA	EFFINGHAM	65	74	87	96	104
GA	ELBERT	77	87	102	112	122
GA	EMANUEL	71	81	95	104	114
GA	EVANS	65	74	87	96	104
GA	FANNIN	63	71	84	92	101
GA	FAYETTE	59	67	79	87	95
GA	FLOYD	63	71	84	92	101
GA	FORSYTH	63	71	84	92	101
GA	FRANKLIN	77	87	102	112	122
GA	GILMER	63	71	84	92	101
GA	GLASCOCK	71	81	95	104	114
GA	GLYNN	71	81	95	104	114
GA	GORDON	65	74	87	96	104
GA	GRADY	62	71	83	91	100
GA	GREENE	77	87	102	112	122
GA	HABERSHAM	63	71	84	92	101
GA	HALL	77	87	102	112	122
GA	HANCOCK	64	72	85	93	102
GA	HARALSON	63	71	84	92	101
GA	HARRIS	71	80	94	103	113
GA	HART	77	87	102	112	122
GA	HEARD	71	80	94	103	113
GA	HENRY	59	67	79	87	95
GA	IRWIN	62	71	83	91	100
GA	JACKSON	77	87	102	112	122
GA	JASPER	64	72	85	93	102
GA	JEFF DAVIS	65	74	87	96	104
GA	JEFFERSON	71	81	95	104	114
GA	JENKINS	71	81	95	104	114
GA	JOHNSON	64	72	85	93	102
GA	JONES	64	72	85	93	102
GA	LAMAR	59	67	79	87	95
GA	LANIER	62	71	83	91	100
GA	LAURENS	64	72	85	93	102
GA	LEE	62	71	83	91	100

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
ATLANTA, GEORGIA AREA OFFICE						
GA	LIBERTY	65	74	87	96	104
GA	LINCOLN	71	81	95	104	114
GA	LONG	65	74	87	96	104
GA	LOWNDES	62	71	83	91	100
GA	LUMPKIN	63	71	84	92	101
GA	MACON	64	72	85	93	102
GA	MADISON	77	87	102	112	122
GA	MARION	71	80	94	103	113
GA	MCDUFFIE	71	81	95	104	114
GA	MCINTOSH	71	81	95	104	114
GA	MERIWETHER	71	80	94	103	113
GA	MILLER	62	71	83	91	100
GA	MITCHELL	62	71	83	91	100
GA	MONROE	64	72	85	93	102
GA	MONTGOMERY	65	74	87	96	104
GA	MORGAN	77	87	102	112	122
GA	MURRAY	65	74	87	96	104
GA	NEWTON	59	67	79	87	95
GA	OCONEE	77	87	102	112	122
GA	OGLETHORPE	77	87	102	112	122
GA	PAULDING	63	71	84	92	101
GA	PEACH	64	72	85	93	102
GA	PICKENS	63	71	84	92	101
GA	PIERCE	71	81	95	104	114
GA	PIKE	59	67	79	87	95
GA	POLK	63	71	84	92	101
GA	PULASKI	64	72	85	93	102
GA	PUTNAM	64	72	85	93	102
GA	QUITMAN	71	80	94	103	113
GA	RABUN	63	71	84	92	101
GA	RANDOLPH	62	71	83	91	100
GA	ROCKDALE	59	67	79	87	95
GA	SCHLEY	71	80	94	103	113
GA	SCREVEN	65	74	87	96	104
GA	SEMINOLE	62	71	83	91	100
GA	SPALDING	59	67	79	87	95
GA	STEPHENS	77	87	102	112	122
GA	STEWART	71	80	94	103	113
GA	SUMTER	71	80	94	103	113

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
ATLANTA, GEORGIA AREA OFFICE						
GA	TALBOT	71	80	94	103	113
GA	TALIAFERRO	71	81	95	104	114
GA	TATTNALL	65	74	87	96	104
GA	TAYLOR	64	72	85	93	102
GA	TELFAIR	64	72	85	93	102
GA	TERRELL	62	71	83	91	100
GA	THOMAS	62	71	83	91	100
GA	TIFT	62	71	83	91	100
GA	TOOMBS	65	74	87	96	104
GA	TOWNS	63	71	84	92	101
GA	TREUTLEN	64	72	85	93	102
GA	TROUP	71	80	94	103	113
GA	TURNER	62	71	83	91	100
GA	TWIGGS	64	72	85	93	102
GA	UNION	63	71	84	92	101
GA	UPSON	59	67	79	87	95
GA	WALTON	59	67	79	87	95
GA	WARE	71	81	95	104	114
GA	WARREN	71	81	95	104	114
GA	WASHINGTON	64	72	85	93	102
GA	WAYNE	65	74	87	96	104
GA	WEBSTER	71	80	94	103	113
GA	WHEELER	64	72	85	93	102
GA	WHITE	63	71	84	92	101
GA	WHITFIELD	65	74	87	96	104
GA	WILCOX	64	72	85	93	102
GA	WILKES	71	81	95	104	114
GA	WILKINSON	64	72	85	93	102
GA	WORTH	62	71	83	91	100
GA	DOUGHERTY	62	71	83	91	100
GA	CLAYTON	119	134	158	182	205
GA	COBB	119	134	158	182	205
GA	DE KALB	119	134	158	182	205
GA	FULTON	119	134	158	182	205
GA	GWINNETT	119	134	158	182	205
GA	RICHMOND	89	100	118	136	148
GA	WALKER	79	89	105	121	131
GA	CHATTAHOOCHE	71	80	94	103	113
GA	MUSCOGEE	71	80	94	103	113
GA	BIBB	64	72	85	93	102
GA	HOUSTON	64	72	85	93	102
GA	CHATHAM	65	74	87	96	104

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

LOUISVILLE, KENTUCKY AREA OFFICE

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KY	ADAIR	51	58	68	75	82
KY	ALLEN	52	59	69	76	83
KY	ANDERSON	83	94	111	122	133
KY	BALLARD	63	71	84	92	101
KY	BARREN	52	59	69	76	83
KY	BATH	83	94	111	122	133
KY	BELL	55	62	73	80	88
KY	BOURBON	83	94	111	122	133
KY	BOYLE	51	58	68	75	82
KY	BRACKEN	87	99	116	128	139
KY	BREATHITT	51	58	68	75	82
KY	BRECKINRIDGE	68	77	90	99	108
KY	BULLITT	68	77	90	99	108
KY	BUTLER	52	59	69	76	83
KY	CALDWELL	64	72	85	93	102
KY	CALLOWAY	63	71	84	92	101
KY	CARLISLE	63	71	84	92	101
KY	CARROLL	87	99	116	128	139
KY	CARTER	56	63	74	81	89
KY	CASEY	51	58	68	75	82
KY	CHRISTIAN	65	73	86	95	103
KY	CLARK	83	94	111	122	133
KY	CLAY	51	58	68	75	82
KY	CLINTON	52	59	69	76	83
KY	CRITTENDON	64	72	85	93	102
KY	CUMBERLAND	52	59	69	76	83
KY	EDMONSON	52	59	69	76	83
KY	ELLIOTT	56	63	74	81	89
KY	ESTILL	83	94	111	122	133
KY	FLEMING	87	99	116	128	139
KY	FLOYD	56	63	74	81	89
KY	FRANKLIN	83	94	111	122	133
KY	FULTON	63	71	84	92	101
KY	GALLATIN	87	99	116	128	139
KY	GARRARD	51	58	68	75	82
KY	GRANT	87	99	116	128	139
Ky	GRAVES	63	71	84	92	101
KY	GRAYSON	68	77	90	99	108
KY	GREEN	51	58	68	75	82

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
LOUISVILLE, KENTUCKY AREA OFFICE						
KY	GREENUP	56	63	74	81	89
KY	HANCOCK	64	72	85	93	102
KY	HARDIN	68	77	90	99	108
KY	HARLAN	55	62	73	80	88
KY	HARRISON	83	94	111	122	133
KY	HART	68	77	90	99	108
KY	HENRY	68	77	90	99	108
KY	HICKMAN	63	71	84	92	101
KY	HOPKINS	64	72	85	93	102
KY	JACKSON	51	58	68	75	82
KY	JESSAMINE	83	94	111	122	133
KY	JOHNSON	56	63	74	81	89
KY	KNOTT	51	58	68	75	82
KY	KNOX	55	62	73	80	88
KY	LARUE	68	77	90	99	108
KY	LAUREL	55	62	73	80	88
KY	LAWRENCE	56	63	74	81	89
KY	LEE	51	58	68	75	82
KY	LESLIE	51	58	68	75	82
KY	LETCHER	51	58	68	75	82
KY	LEWIS	87	99	116	128	139
KY	LINCOLN	51	58	68	75	82
KY	LIVINGSTON	63	71	84	92	101
KY	LOGAN	52	59	69	76	83
KY	LYON	63	71	84	92	101
KY	MADISON	83	94	111	122	133
KY	MAGOFFIN	51	58	68	75	82
KY	MARION	68	77	90	99	108
KY	MARSHALL	63	71	84	92	101
KY	MARTIN	56	63	74	81	89
KY	MASON	87	99	116	128	139
KY	MCCRACKEN	63	71	84	92	101
KY	MCCREARY	55	62	73	80	88
KY	MCLEAN	64	72	85	93	102
KY	MEADE	68	77	90	99	108
KY	MENIFEE	51	58	68	75	82
KY	MERCER	83	94	111	122	133
KY	METCALFE	52	59	69	76	83
KY	MONROE	52	59	69	76	83

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
LOUISVILLE, KENTUCKY AREA OFFICE						
KY	MONTGOMERY	83	94	111	122	133
KY	MORGAN	51	58	68	75	82
KY	MUHLENBERG	64	72	85	93	102
KY	NELSON	68	77	90	99	108
KY	NICHOLAS	83	94	111	122	133
KY	OHIO	64	72	85	93	102
KY	OLDHAM	68	77	90	99	108
KY	OWEN	87	99	116	128	139
KY	OWSLEY	51	58	68	75	82
KY	PENDLETON	87	99	116	128	139
KY	PERRY	51	58	68	75	82
KY	PIKE	56	63	74	81	89
KY	POWELL	83	94	111	122	133
KY	PULASKI	51	58	68	75	82
KY	ROBERTSON	87	99	116	128	139
KY	ROCKCASTLE	51	58	68	75	82
KY	ROWAN	56	63	74	81	89
KY	RUSSELL	51	58	68	75	82
KY	SCOTT	83	94	111	122	133
KY	SHELBY	68	77	90	99	108
KY	SIMPSON	52	59	69	76	83
KY	SPENCER	68	77	90	99	108
KY	TAYLOR	51	58	68	75	82
KY	TODD	65	73	86	95	103
KY	TRIGG	65	73	86	95	103
KY	TRIMBLE	68	77	90	99	108
KY	UNION	64	72	85	93	102
KY	WARREN	52	59	69	76	83
KY	WASHINGTON	68	77	90	99	106
KY	WAYNE	55	62	73	80	88
KY	WEBSTER	64	72	85	93	102
KY	WHITLEY	55	62	73	80	88
KY	WOLFE	51	58	68	75	82
KY	WOODFORD	83	94	111	122	133
KY	BOONE	98	111	130	150	169
KY	CAMPBELL	98	111	130	150	169
KY	KENTON	98	111	130	150	169
KY	HENDERSON	86	98	115	126	138
KY	BOYD	72	82	96	110	120
KY	FAYETTE	83	94	111	122	133
KY	JEFFERSON	90	102	120	138	150
KY	DAVIESS	86	98	115	126	138

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

	STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
JACKSON, MISSISSIPPI AREA OFFICE							
0	MS	ADAMS	58	65	77	85	92
0	MS	ALCORN	60	68	80	88	96
0	MS	AMITE	58	65	77	85	92
0	MS	ATTALA	57	65	76	84	91
0	MS	BENTON	70	79	93	102	112
0	MS	BOLIVAR	56	63	74	81	89
0	MS	CALHOUN	56	64	75	82	90
0	MS	CARROLL	56	63	74	81	89
0	MS	CHICKASAW	56	64	75	82	90
0	MS	CHOCTAW	56	64	75	82	90
0	MS	CLAIBORNE	57	65	76	84	91
0	MS	CLARKE	74	83	98	108	118
0	MS	CLAY	56	64	75	82	90
0	MS	COAHOMA	70	79	93	102	112
0	MS	COPIAH	57	65	76	84	91
0	MS	COVINGTON	74	83	98	108	118
0	MS	DE SOTO	70	79	93	102	112
0	MS	FORREST	74	83	98	108	118
0	MS	FRANKLIN	58	65	77	85	92
0	MS	GEORGE	59	66	78	86	94
0	MS	GREENE	59	66	78	86	94
0	MS	GRENADA	56	63	74	81	89
0	MS	HANCOCK	53	60	71	78	85
0	MS	HOLMES	57	65	76	84	91
0	MS	HUMPHREYS	56	63	74	81	89
0	MS	ISSAQUENA	56	63	74	81	89
0	MS	ITAWAMBA	56	64	75	82	90
0	MS	JACKSON	59	66	78	86	94
0	MS	JASPER	74	83	98	108	118
0	MS	JEFFERSON	58	65	77	85	92
0	MS	JEFFERSON DA	53	60	71	78	85
0	MS	JONES	74	83	98	108	118
0	MS	KEMPER	74	83	98	108	118
0	MS	LAFAYETTE	70	79	93	102	112
0	MS	LAMAR	74	83	98	108	118
0	MS	LAUDERDALE	74	83	98	108	118
0	MS	LAWRENCE	53	60	71	78	85
0	MS	LEAKE	57	65	76	84	91
0	MS	LEE	56	64	75	82	90

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
JACKSON, MISSISSIPPI AREA OFFICE						
MS	LEFLORE	56	63	74	81	89
MS	LINCOLN	53	60	71	78	85
MS	LOWNDES	56	64	75	82	90
MS	MADISON	57	65	76	84	91
MS	MARION	53	60	71	78	85
MS	MARSHALL	70	79	93	102	112
MS	MONROE	56	64	75	82	90
MS	MONTGOMERY	56	63	74	81	89
MS	NESHOBA	74	83	98	108	118
MS	NEWTON	74	83	98	108	118
MS	NOXUBEE	56	64	75	82	90
MS	OKTIBBEHA	56	64	75	82	90
MS	PANOLA	70	79	93	102	112
MS	PEARL RIVER	53	60	71	78	85
MS	PERRY	74	83	98	108	118
MS	PIKE	53	60	71	78	85
MS	PONTOTOC	56	64	75	82	90
MS	PRENTISS	56	64	75	82	90
MS	QUITMAN	70	79	93	102	112
MS	SCOTT	57	65	76	84	91
MS	SHARKEY	56	63	74	81	89
MS	SIMPSON	57	65	76	84	91
MS	SMITH	57	65	76	84	91
MS	STONE	59	66	78	86	94
MS	SUNFLOWER	56	63	74	81	89
MS	TALLAHATCHIE	56	63	74	81	89
MS	TATE	70	79	93	102	112
MS	TIPPAH	70	79	93	102	112
MS	TISHOMIGO	60	68	80	88	96
MS	TUNICA	70	79	93	102	112
MS	UNION	56	64	75	82	90
MS	WALTHALL	53	60	71	78	85
MS	WARREN	57	65	76	84	91
MS	WASHINGTON	56	63	74	81	89
MS	WAYNE	74	83	98	108	118
MS	WEBSTER	56	64	75	82	90
MS	WILKINSON	58	65	77	85	92
MS	WINSTON	74	83	98	108	118
MS	YALOBUSHA	56	63	74	81	89
MS	YAZOO	57	65	76	84	91
MS	HARRISON	59	66	78	86	94
MS	HINDS	79	89	105	121	131
MS	RANKIN	79	89	105	121	131

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
GREENSBORO, NORTH CAROLINA AREA OFFICE						
NC	ALAMANCE	80	91	107	118	128
NC	ALEXANDER	73	82	97	107	116
NC	ALLEGHANY	67	76	89	98	107
NC	ANSON	60	68	80	88	96
NC	ASHE	67	76	89	98	107
NC	AVERY	68	77	90	99	108
NC	BEAUFORT	80	90	106	117	127
NC	BERTIE	67	76	89	98	107
NC	BLADEN	87	99	116	128	139
NC	BURKE	73	82	97	107	116
NC	CABARRUS	60	68	80	88	96
NC	CALDWELL	73	82	97	107	116
NC	CAMDEN	67	76	89	98	107
NC	CARTERET	68	77	90	99	108
NC	CASWELL	90	102	120	132	144
NC	CATAWBA	73	82	97	107	116
NC	CHATHAM	87	99	116	128	139
NC	CHEROKEE	65	74	87	96	104
NC	CHOWAN	67	76	89	98	107
NC	CLAY	68	77	90	99	108
NC	CLEVELAND	73	82	97	107	116
NC	COLUMBUS	68	77	90	99	108
NC	CRAVEN	68	77	90	99	108
NC	CURRITUCK	67	76	89	98	107
NC	DARE	80	90	106	117	127
NC	DAVIDSON	80	91	107	118	128
NC	DAVIE	80	91	107	118	128
NC	DUPLIN	68	77	90	99	108
NC	EDGECOMBE	67	76	89	98	107
NC	FRANKLIN	67	76	89	98	107
NC	GATES	67	76	89	98	107
NC	GRAHAM	68	77	90	99	108
NC	GRANVILLE	67	76	89	98	107
NC	GREENE	80	90	106	117	127
NC	HALIFAX	67	76	89	98	107
NC	HARNETT	87	99	116	128	139
NC	HAYWOOD	68	77	90	99	108
NC	HENDERSON	68	77	90	99	108
NC	HERTFORD	67	76	89	98	107

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
GREENSBORO, NORTH CAROLINA AREA OFFICE						
NC	HOKE	87	99	116	128	139
NC	HYDE	80	90	106	117	127
NC	IREDELL	60	68	80	88	96
NC	JACKSON	68	77	90	99	108
NC	JOHNSTON	80	90	106	117	127
NC	JONES	68	77	90	99	108
NC	LEE	87	99	116	128	139
NC	LENOIR	68	77	90	99	108
NC	LINCOLN	70	79	93	102	112
NC	MACON	68	77	90	99	108
NC	MADISON	68	77	90	99	108
NC	MARTIN	80	90	106	117	127
NC	MCDOWELL	68	77	90	99	108
NC	MITCHELL	68	77	90	99	108
NC	MONTGOMERY	80	91	107	118	128
NC	MOORE	80	91	107	118	128
NC	NASH	67	76	89	98	107
NC	NORTHAMPTON	67	76	89	98	107
NC	ONSLOW	68	77	90	99	108
NC	PAMLICO	68	77	90	99	108
NC	PASQUOTANK	67	76	89	98	107
NC	PENDER	68	77	90	99	108
NC	PERQUIMANS	67	76	89	98	107
NC	PERSON	67	76	89	98	107
NC	PITT	80	90	106	117	127
NC	POLK	65	73	86	95	103
NC	RICHMOND	60	68	80	88	96
NC	ROBESON	87	99	116	128	139
NC	ROCKINGHAM	67	76	89	98	107
NC	ROWAN	60	68	80	88	96
NC	RUTHERFORD	73	82	97	107	116
NC	SAMPSON	87	99	116	128	139
NC	SCOTLAND	60	68	80	88	96
NC	STANLY	60	68	80	88	96
NC	STOKES	67	76	89	98	107
NC	SURRY	67	76	89	98	107
NC	SWAIN	68	77	90	99	108
NC	TRANSYLVANIA	68	77	90	99	108
NC	TYRRELL	80	90	106	117	127

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
GREENSBORO, NORTH CAROLINA AREA OFFICE						
NC	VANCE	67	76	89	98	107
NC	WARREN	67	76	89	98	107
NC	WASHINGTON	80	90	106	117	127
NC	WATAUGA	73	82	97	107	116
NC	WAYNE	80	90	106	117	127
NC	WILKES	67	76	89	98	107
NC	WILSON	67	76	89	98	107
NC	YANCEY	68	77	90	99	108
NC	BUNCOMBE	68	77	90	99	108
NC	MECKLENBURG	98	111	130	150	163
NC	UNION	98	111	130	150	163
NC	DURHAM	110	124	146	161	175
NC	ORANGE	110	124	146	161	175
NC	CUMBERLAND	87	99	116	128	139
NC	GASTON	70	79	93	102	112
NC	FORSYTH	86	98	115	132	144
NC	GUILFORD	86	98	115	132	144
NC	RANDOLPH	86	98	115	132	144
NC	YADKIN	86	98	115	132	144
NC	WAKE	110	124	146	161	175
NC	BRUNSWICK	68	77	90	99	108
NC	NEW HANOVER	68	77	90	99	108

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
COLUMBIA, SOUTH CAROLINA AREA OFFICE						
SC	ABBEVILLE	65	73	86	95	103
SC	ALLENDALE	71	81	95	104	114
SC	ANDERSON	65	73	86	95	103
SC	BAMBERG	71	81	95	104	114
SC	BARNWELL	71	81	95	104	114
SC	BEAUFORT	71	81	95	104	114
SC	CALHOUN	64	72	85	93	102
SC	CHEROKEE	65	73	86	95	103
SC	CHESTER	70	79	93	102	112
SC	CHESTERFIELD	62	71	83	91	100
SC	CLARENDON	64	72	85	93	102
SC	COLLETON	71	81	95	104	114
SC	DARLINGTON	62	71	83	91	100
SC	DILLON	62	71	83	91	100
SC	DORCHESTER	71	81	95	104	114
SC	EDGEFIELD	71	81	95	104	114
SC	FAIRFIELD	64	72	85	93	102
SC	FLORENCE	62	71	83	91	100
SC	GEORGETOWN	62	71	83	91	100
SC	GREENWOOD	65	73	86	95	103
SC	HAMPTON	71	81	95	104	114
SC	HORRY	62	71	83	91	100
SC	JASPER	65	74	87	96	104
SC	KERSHAW	64	72	85	93	102
SC	LANCASTER	70	79	93	102	112
SC	LAURENS	65	73	86	95	103
SC	LEE	64	72	85	93	102
SC	MARION	62	71	83	91	100
SC	MARLBORO	62	71	83	91	100
SC	MCCORMICK	71	81	95	104	114
SC	NEWBERRY	64	72	85	93	102
SC	OCONEE	65	73	86	95	103
SC	ORANGEBURG	64	72	85	93	102
SC	SALUDA	71	81	95	104	114
SC	SUMTER	64	72	85	93	102
SC	UNION	65	73	86	95	103
SC	WILLIAMSBURG	62	71	83	91	100
SC	YORK	70	79	93	102	112
SC	AIKEN	89	100	118	136	148

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
COLUMBIA, SOUTH CAROLINA AREA OFFICE						
SC	BERKELEY	91	103	121	139	151
SC	CHARLESTON	91	103	121	139	151
SC	LEXINGTON	88	99	117	135	146
SC	RICHLAND	88	99	117	135	146
SC	GREENVILLE	74	84	99	114	124
SC	PICKENS	74	84	99	114	124
SC	SPARTANBURG	65	73	86	95	103

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KNOXVILLE, TENNESSEE AREA OFFICE						
TN	BEDFORD	61	69	81	89	97
TN	BENTON	65	73	86	95	103
TN	BLEDSOE	65	74	87	96	104
TN	BRADLEY	65	74	87	96	104
TN	CAMPBELL	55	62	73	80	88
TN	CANNON	52	59	69	76	83
TN	CARROLL	60	68	80	88	96
TN	CARTER	77	87	102	112	122
TN	CHEATHAM	65	73	86	95	103
TN	CHESTER	60	68	80	88	96
TN	CLAIBORNE	55	62	73	80	88
TN	CLAY	52	59	69	76	83
TN	COCKE	55	62	73	80	88
TN	COFFEE	61	69	81	89	97
TN	CROCKETT	60	68	80	88	96
TN	CUMBERLAND	55	62	73	80	88
TN	DE KALB	52	59	69	76	83
TN	DECATUR	60	68	80	88	96
TN	DICKSON	65	73	86	95	103
TN	DYER	60	68	80	88	96
TN	FAYETTE	70	79	93	102	112
TN	FENTRESS	55	62	73	80	88
TN	FRANKLIN	78	88	104	114	125
TN	GIBSON	60	68	80	88	96
TN	GILES	61	69	81	89	97
TN	GRAINGER	55	62	73	80	88
TN	GREENE	77	87	102	112	122
TN	GRUNDY	65	74	87	96	104
TN	HAMBLEN	55	62	73	80	88
TN	HANCOCK	77	87	102	112	122
TN	HARDEMAN	70	79	93	102	112
TN	HARDIN	60	68	80	88	96
TN	HAWKINS	77	87	102	112	122
TN	HAYWOOD	60	68	80	88	96
TN	HENDERSON	60	68	80	88	96
TN	HENRY	60	68	80	88	96
TN	HICKMAN	61	69	81	89	97
TN	HOUSTON	65	73	86	95	103
TN	HUMPHREYS	65	73	86	95	103

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KNOXVILLE, TENNESSEE AREA OFFICE						
TN	JACKSON	52	59	69	76	83
TN	JEFFERSON	55	62	73	80	88
TN	JOHNSON	77	87	102	112	122
TN	LAKE	63	71	84	92	101
TN	LAUDERDALE	60	68	80	88	96
TN	LAWRENCE	61	69	81	89	97
TN	LEWIS	61	69	81	89	97
TN	LINCOLN	78	88	104	114	125
TN	LOUDON	55	62	73	80	88
TN	MACON	52	59	69	76	83
TN	MADISON	60	68	80	88	96
TN	MARION	65	74	87	96	104
TN	MARSHALL	61	69	81	89	97
TN	MAURY	61	69	81	89	97
TN	MCMINN	65	74	87	96	104
TN	MCNAIRY	60	68	80	88	96
TN	MEIGS	65	74	87	96	104
TN	MONROE	55	62	73	80	88
TN	MONTGOMERY	65	73	86	95	103
TN	MOORE	61	69	81	89	97
TN	MORGAN	55	62	73	80	88
TN	OBION	63	71	84	92	101
TN	OVERTON	52	59	69	76	83
TN	PERRY	52	59	69	76	83
TN	PICKETT	52	59	69	76	83
TN	POLK	65	74	87	96	104
TN	PUTNAM	52	59	69	76	83
TN	RHEA	65	74	87	96	104
TN	ROANE	55	62	73	80	88
TN	ROBERTSON	65	73	86	95	103
TN	RUTHERFORD	61	69	81	89	97
TN	SCOTT	55	62	73	80	88
TN	SEQUATCHIE	65	74	87	96	104
TN	SEVIER	55	62	73	80	88
TN	SMITH	52	59	69	76	83
TN	STEWART	65	73	86	95	103
TN	SULLIVAN	77	87	102	112	122
TN	TIPTON	60	68	80	88	96
TN	TROUSDALE	52	59	69	76	83

REGION 4

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KNOXVILLE, TENNESSEE AREA OFFICE						
TN	UNICOI	77	87	102	112	122
TN	UNION	55	62	73	80	88
TN	VAN BUREN	52	59	69	76	83
TN	WARREN	52	59	69	76	83
TN	WASHINGTON	77	87	102	112	122
TN	WAYNE	60	68	80	88	96
TN	WEAKLEY	60	68	80	88	96
TN	WHITE	52	59	69	76	83
TN	WILLIAMSON	65	73	86	95	103
TN	HAMILTON	79	89	105	121	131
TN	ANDERSON	78	88	104	120	130
TN	BLOUNT	78	88	104	120	130
TN	KNOX	78	88	104	120	130
TN	SHELBY	94	106	125	144	156
TN	DAVIDSON	95	108	127	146	159
TN	SUMNER	95	108	127	146	159
TN	WILSON	95	108	127	146	159

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
CHICAGO, ILLINOIS AREA OFFICE						
IL	ADAMS	82	93	109	120	131
IL	ALEXANDER	65	73	86	95	103
IL	BOND	68	77	91	100	109
IL	BROWN	82	93	109	120	131
IL	BUREAU	94	106	125	137	150
IL	CALHOUN	68	77	91	100	109
IL	CARROLL	94	106	125	137	150
IL	CASS	98	111	130	143	156
IL	CHRISTIAN	98	111	130	143	156
IL	CLARK	90	102	120	132	144
IL	CLAY	68	77	91	100	109
IL	CLINTON	68	77	91	100	109
IL	COLES	101	114	134	147	161
IL	CRANFORD	90	102	120	132	144
IL	CUMBERLAND	101	114	134	147	161
IL	DE KALB	104	118	139	153	167
IL	DE WITT	98	111	130	143	156
IL	DOUGLAS	101	114	134	147	161
IL	EDGAR	101	114	134	147	161
IL	EDWARDS	65	74	87	96	104
IL	EFFINGHAM	68	77	91	100	109
IL	FAYETTE	68	77	91	100	109
IL	FORD	101	114	134	147	161
IL	FRANKLIN	78	88	104	114	125
IL	FULTON	95	107	126	139	151
IL	GALLATIN	65	74	87	96	104
IL	GREENE	68	77	91	100	109
IL	GRUNDY	104	118	139	153	167
IL	HAMILTON	65	74	87	96	104
IL	HANCOCK	82	93	109	120	131
IL	HARDIN	65	73	86	95	103
IL	HENDERSON	82	93	109	120	131
IL	IROQUOIS	89	101	119	131	143
IL	JACKSON	78	88	104	114	125
IL	JASPER	68	77	91	100	109
IL	JEFFERSON	78	88	104	114	125
IL	JERSEY	68	77	91	100	109
IL	JO DAVIESS	78	88	104	114	125
IL	JOHNSON	65	73	86	95	103

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
CHICAGO, ILLINOIS AREA OFFICE						
IL	KANKAKEE	89	101	119	131	143
IL	KENDALL	104	118	139	153	167
IL	KNOX	95	107	126	139	151
IL	LA SALLE	104	118	139	153	167
IL	LAWRENCE	65	74	87	96	104
IL	LEE	97	110	129	142	155
IL	LIVINGSTON	104	118	139	153	167
IL	LOGAN	98	111	130	143	156
IL	MACOUPIN	68	77	91	100	109
IL	MARION	68	77	91	100	109
IL	MARSHALL	95	107	126	139	151
IL	MASON	98	111	130	143	156
IL	MASSAC	65	73	86	95	103
IL	MCDONOUGH	95	107	126	139	151
IL	MENARD	98	111	130	143	156
IL	MERCER	94	106	125	137	150
IL	MONROE	78	88	104	114	125
IL	MONTGOMERY	68	77	91	100	109
IL	MORGAN	98	111	130	143	156
IL	MOULTRIE	98	111	130	143	156
IL	OGLE	97	110	129	142	155
IL	PERRY	78	88	104	114	125
IL	PIATT	101	114	134	147	161
IL	PIKE	82	93	109	120	131
IL	POPE	65	73	86	95	103
IL	PULASKI	65	73	86	95	103
IL	PUTNAM	104	118	139	153	167
IL	RANDOLPH	78	88	104	114	125
IL	RICHLAND	68	77	91	100	109
IL	SALINE	65	74	87	96	104
IL	SCHUYLER	82	93	109	120	131
IL	SCOTT	98	111	130	143	156
IL	SHELBY	98	111	130	143	156
IL	STARK	95	107	126	139	151
IL	STEPHENSON	97	110	129	142	155
IL	UNION	65	73	86	95	103
IL	VERMILION	101	114	134	147	161
IL	WABASH	65	74	87	96	104
IL	WARREN	95	107	126	139	151

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
CHICAGO,ILLINOIS AREA OFFICE						
IL	WASHINGTON	78	88	104	114	125
IL	WAYNE	68	77	91	100	109
IL	WHITE	65	74	87	96	104
IL	WHITESIDE	94	106	125	137	150
IL	WILLIAMSON	78	88	104	114	125
IL	MCLEAN	95	107	126	139	151
IL	CHAMPAIGN	101	114	134	147	161
IL	COOK	121	137	161	185	209
IL	DU PAGE	121	137	161	185	209
IL	KANE	121	137	161	185	209
IL	LAKE	121	137	161	185	209
IL	MCHENRY	121	137	161	185	209
IL	WILL	121	137	161	185	209
IL	HENRY	110	125	147	169	184
IL	ROCK ISLAND	110	125	147	169	184
IL	MACON	98	111	130	143	156
IL	PEORIA	111	126	148	170	185
IL	TAZEWELL	111	126	148	170	185
IL	WOODFORD	111	126	148	170	185
IL	BOONE	104	118	139	160	174
IL	WINNEBAGO	104	118	139	160	174
IL	MADISON	97	110	129	148	168
IL	ST CLAIR	97	110	129	148	168
IL	SANGAMON	98	111	130	143	156

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
INDIANAPOLIS, INDIANA AREA OFFICE						
IN	ADAMS	77	87	102	112	122
IN	BARTHOLOMEW	97	110	129	142	155
IN	BENTON	101	115	135	148	162
IN	BLACKFORD	90	102	120	132	144
IN	BROWN	97	110	129	142	155
IN	CARROLL	101	115	135	148	162
IN	CASS	97	110	129	142	155
IN	CLINTON	101	115	135	148	162
IN	CRAWFORD	69	78	92	101	110
IN	DAVIESS	65	74	87	96	104
IN	DE KALB	77	87	102	112	122
IN	DECATUR	97	110	129	142	155
IN	DUBOIS	65	74	87	96	104
IN	ELKHART	97	110	129	142	155
IN	FAYETTE	89	101	119	131	143
IN	FOUNTAIN	101	115	135	148	162
IN	FRANKLIN	89	101	119	131	143
IN	FULTON	97	110	129	142	155
IN	GIBSON	65	74	87	96	104
IN	GRANT	90	102	120	132	144
IN	GREENE	90	102	120	132	144
IN	HARRISON	69	78	92	101	110
IN	HENRY	90	102	120	132	144
IN	HOWARD	97	110	129	142	155
IN	HUNTINGTON	77	87	102	112	122
IN	JACKSON	97	110	129	142	155
IN	JASPER	89	101	119	131	143
IN	JAY	90	102	120	132	144
IN	JEFFERSON	69	78	92	101	110
IN	JENNINGS	97	110	129	142	155
IN	KNOX	65	74	87	96	104
IN	KOSCIUSKO	97	110	129	142	155
IN	LA PORTE	89	101	119	131	143
IN	LAGRANGE	97	110	129	142	155
IN	LAWRENCE	97	110	129	142	155
IN	MARTIN	65	74	87	96	104
IN	MIAMI	97	110	129	142	155
IN	MONROE	97	110	129	142	155
IN	MONTGOMERY	101	115	135	148	162

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
INDIANAPOLIS, INDIANA AREA OFFICE						
IN	NEWTON	89	101	119	131	143
IN	NOBLE	77	87	102	112	122
IN	OHIO	89	101	119	131	143
IN	ORANGE	69	78	92	101	110
IN	OWEN	97	110	129	142	155
IN	PARKE	90	102	120	132	144
IN	PERRY	65	74	87	96	104
IN	PIKE	65	74	87	96	104
IN	POSEY	65	74	87	96	104
IN	PULASKI	89	101	119	131	143
IN	PUTNAM	97	110	129	142	155
IN	RANDOLPH	90	102	120	132	144
IN	RIPLEY	89	101	119	131	143
IN	RUSH	97	110	129	142	155
IN	SCOTT	69	78	92	101	110
IN	SPENCER	65	74	87	96	104
IN	STARKE	89	101	119	131	143
IN	STEUBEN	77	87	102	112	122
IN	SWITZERLAND	89	101	119	131	143
IN	TIPTON	97	110	129	142	155
IN	UNION	89	101	119	131	143
IN	WABASH	77	87	102	112	122
IN	WARREN	101	115	135	148	162
IN	WASHINGTON	69	78	92	101	110
IN	WAYNE	90	102	120	132	144
IN	WELLS	77	87	102	112	122
IN	WHITE	101	115	135	148	162
IN	WHITLEY	77	87	102	112	122
IN	MADISON	90	102	120	132	144
IN	DEARBORN	98	111	130	150	169
IN	VANDERBURGH	89	100	118	130	142
IN	WARRICK	89	100	118	130	142
IN	ALLEN	108	122	144	166	180
IN	LAKE	100	113	133	153	166
IN	PORTER	100	113	133	153	166
IN	BOONE	104	118	139	160	181
IN	HAMILTON	104	118	139	160	181
IN	HANCOCK	104	118	139	160	181
IN	HENDRICKS	104	118	139	160	181

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
INDIANAPOLIS, INDIANA AREA OFFICE						
IN	JOHNSON	104	118	139	160	181
IN	MARION	104	118	139	160	181
IN	MORGAN	104	118	139	160	181
IN	SHELBY	104	118	139	160	181
IN	TIPPECANOE	101	115	135	148	162
IN	CLARK	92	104	122	140	153
IN	FLOYD	92	104	122	140	153
IN	DELAWARE	90	102	120	132	144
IN	MARSHALL	107	121	142	163	178
IN	ST JOSEPH	107	121	142	163	178
IN	CLAY	90	102	120	132	144
IN	SULLIVAN	90	102	120	132	144
IN	VERMILLION	90	102	120	132	144
IN	VIGO	90	102	120	132	144

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DETROIT, MICHIGAN AREA OFFICE						
MI	ALCONA	90	102	120	132	144
MI	ALGER	77	88	103	113	124
MI	ALLEGAN	81	92	108	119	130
MI	ALPENA	90	102	120	132	144
MI	ANTRIM	81	92	108	119	130
MI	ARENAC	90	102	120	132	144
MI	BARAGA	77	88	103	113	124
MI	BARRY	95	107	126	139	151
MI	BENZIE	81	92	108	119	130
MI	BERRIEN	97	110	129	142	155
MI	BRANCH	95	107	126	139	151
MI	CASS	97	110	129	142	155
MI	CHARLEVOIX	81	92	108	119	130
MI	CHEBOYGAN	90	102	120	132	144
MI	CHIPPEWA	90	102	120	132	144
MI	CLARE	90	102	120	132	144
MI	CRAWFORD	90	102	120	132	144
MI	DELTA	77	88	103	113	124
MI	DICKINSON	77	88	103	113	124
MI	EMMET	81	92	108	119	130
MI	GLADWIN	90	102	120	132	144
MI	GOGEBIC	71	81	95	104	114
MI	GRATIOT	65	74	87	96	104
MI	GRD TRAVERSE	81	92	108	119	130
MI	HILLSDALE	95	107	126	139	151
MI	HOUGHTON	77	88	103	113	124
MI	HURON	90	102	120	132	144
MI	IONIA	81	92	108	119	130
MI	IOSCO	90	102	120	132	144
MI	IRON	77	88	103	113	124
MI	ISABELLA	90	102	120	132	144
MI	KALKASKA	81	92	108	119	130
MI	KEWEENAW	77	88	103	113	124
MI	LAKE	81	92	108	119	130
MI	LEELANAU	81	92	108	119	130
MI	LENAWEE	86	98	115	126	138
MI	LIVINGSTON	137	155	182	200	218
MI	LUCE	90	102	120	132	144
MI	MACKINAC	90	102	120	132	144

REGION 5
FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DETROIT, MICHIGAN AREA OFFICE						
MI	MANISTEE	81	92	108	119	130
MI	MARQUETTE	77	88	103	113	124
MI	MASON	81	92	108	119	130
MI	MECOSTA	81	92	108	119	130
MI	MENOMINEE	77	88	103	113	124
MI	MIDLAND	90	102	120	132	144
MI	MISSAUKEE	81	92	108	119	130
MI	MONTCALM	81	92	108	119	130
MI	MONTMORENC'	90	102	120	132	144
MI	NEWAYGO	81	92	108	119	130
MI	OCEANO	81	92	108	119	130
MI	OGEMAW	90	102	120	132	144
MI	ONTONAGON	71	81	95	104	114
MI	OSCEOLA	81	92	108	119	130
MI	OSCODA	90	102	120	132	144
MI	OTSEGO	90	102	120	132	144
MI	PRESQUE ISLE	90	102	120	132	144
MI	ROSCOMMON	90	102	120	132	144
MI	SANILAC	137	155	182	200	218
MI	SCHOOLCRAF'	77	88	103	113	124
MI	SHIAWASSEE	137	155	182	200	218
MI	ST CLAIR	137	155	182	200	218
MI	ST JOSEPH	97	110	129	142	155
MI	TUSCOLA	90	102	120	132	144
MI	VAN BUREN	106	120	141	155	169
MI	WEXFORD	81	92	108	119	130
MI	WASHTENAW	137	155	182	200	218
MI	CALHOUN	95	107	126	139	151
MI	BAY	106	120	141	155	169
MI	MACOMB	117	133	156	179	203
MI	OAKLAND	117	133	156	179	203
MI	WAYNE	117	133	156	179	203
MI	GENESEE	110	125	147	169	184
MI	LAPEER	110	125	147	169	184
MI	KENT	89	101	119	137	149
MI	OTTAWA	89	101	119	137	149
MI	JACKSON	95	107	126	139	151
MI	KALAMAZOO	106	120	141	155	169
MI	CLINTON	121	137	161	185	201
MI	EATON	121	137	161	185	201
MI	INGHAM	121	137	161	185	201
MI	MUSKEGON	81	92	108	119	130
MI	SAGINAW	106	120	141	155	169
MI	MONROE	95	108	127	146	159

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
MINNEAPOLIS-ST.PAUL,MINNESOTA AREA OFFICE						
MN	AITKIN	68	77	91	100	109
MN	BECKER	80	91	107	118	128
MN	BELTRAMI	68	77	91	100	109
MN	BENTON	92	105	123	135	148
MN	BIG STONE	68	77	91	100	109
MN	BLUE EARTH	92	105	123	135	148
MN	BROWN	92	105	123	135	148
MN	CARLTON	71	81	95	104	114
MN	CARVER	83	94	110	121	132
MN	CASS	68	77	91	100	109
MN	CHIPPEWA	68	77	91	100	109
MN	CHISAGO	83	94	110	121	132
MN	CLEARWATER	80	91	107	118	128
MN	COOK	71	81	95	104	114
MN	COTTONWOOD	68	77	91	100	109
MN	CROW WING	92	105	123	135	148
MN	DODGE	106	120	141	155	169
MN	DOUGLAS	68	77	91	100	109
MN	FARIBAULT	92	105	123	135	148
MN	FILLMORE	106	120	141	155	169
MN	FREEBORN	106	120	141	155	169
MN	GOODHUE	83	94	110	121	132
MN	GRANT	68	77	91	100	109
MN	HOUSTON	82	93	109	120	131
MN	HUBBARD	68	77	91	100	109
MN	ISANTI	83	94	110	121	132
MN	ITASCA	71	81	95	104	114
MN	JACKSON	90	102	120	132	144
MN	KANABEC	83	94	110	121	132
MN	KANDIYOHI	92	105	123	135	148
MN	KITTSON	80	91	107	118	128
MN	KOOCHICHING	71	81	95	104	114
MN	LAC QUI PARL	68	77	91	100	109
MN	LAKE	71	81	95	104	114
MN	LAKE OF WOOD	68	77	91	100	109
MN	LE SUEUR	92	105	123	135	148
MN	LINCOLN	90	102	120	132	144
MN	LYON	90	102	120	132	144
MN	MAHNOMEN	80	91	107	118	128

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
MINNEAPOLIS-ST.PAUL,MINNESOTA AREA OFFICE						
MN	MARSHALL	80	91	107	118	128
MN	MARTIN	92	105	123	135	148
MN	MCLEOD	92	105	123	135	148
MN	MEEKER	92	105	123	135	148
MN	MILLE LACS	83	94	110	121	132
MN	MORRISON	92	105	123	135	148
MN	MOWER	106	120	141	155	169
MN	MURRAY	90	102	120	132	144
MN	NICOLLET	92	105	123	135	148
MN	NOBLES	90	102	120	132	144
MN	NORMAN	80	91	107	118	128
MN	OTTER TAIL	80	91	107	118	128
MN	PENNINGTON	80	91	107	118	128
MN	PINE	83	94	110	121	132
MN	PIPESTONE	90	102	120	132	144
MN	POLK	80	91	107	118	128
MN	POPE	68	77	91	100	109
MN	RED LAKE	80	91	107	118	128
MN	REDWOOD	68	77	91	100	109
MN	RENVILLE	68	77	91	100	109
MN	RICE	83	94	110	121	132
MN	ROCK	90	102	120	132	144
MN	ROSEAU	80	91	107	118	128
MN	SCOTT	83	94	110	121	132
MN	SHERBURNE	83	94	110	121	132
MN	SIBLEY	92	105	123	135	148
MN	STEARNS	92	105	123	135	148
MN	STEELE	106	120	141	155	169
MN	STEVENS	68	77	91	100	109
MN	SWIFT	68	77	91	100	109
MN	TODD	68	77	91	100	109
MN	TRAVERSE	68	77	91	100	109
MN	WABASHA	106	120	141	155	169
MN	WADENA	68	77	91	100	109
MN	WASECA	106	120	141	155	169
MN	WATONWAN	92	105	123	135	148
MN	WILKIN	80	91	107	118	128
MN	WINONA	82	93	109	120	131
MN	WRIGHT	83	94	110	121	132

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
MINNEAPOLIS-ST.PAUL, MINNESOTA AREA OFFICE						
MN	YELLOW MEDIC	68	77	91	100	109
MN	ST LOUIS	80	91	107	123	134
MN	CLAY	80	91	107	118	128
MN	ANOKA	126	143	168	193	218
MN	DAKOTA	126	143	168	193	218
MN	HENNEPIN	126	143	168	193	218
MN	RAMSEY	126	143	168	193	218
MN	WASHINGTON	126	143	168	193	218
MN	OLMSTED	106	120	141	155	169

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
COLUMBUS, OHIO AREA OFFICE						
OH	ADAMS	89	101	119	131	143
OH	ASHLAND	86	98	115	126	138
OH	ASHTABULA	86	98	115	126	138
OH	ATHENS	82	93	109	120	131
OH	AUGLAIZE	80	90	106	117	127
OH	BROWN	89	101	119	131	143
OH	CARROLL	74	84	99	109	119
OH	CHAMPAIGN	80	91	107	118	128
OH	CLINTON	89	101	119	131	143
OH	COLUMBIANA	74	84	99	109	119
OH	COSHOCTON	74	84	99	109	119
OH	CRAWFORD	80	90	106	117	127
OH	DARKE	80	91	107	118	128
OH	DEFIANCE	77	87	102	112	122
OH	ERIE	86	98	115	126	138
OH	FAIRFIELD	76	86	101	111	121
OH	FAYETTE	73	82	97	107	116
OH	FULTON	86	98	115	126	138
OH	GALLIA	59	66	78	86	94
OH	GUERNSEY	76	86	101	111	121
OH	HANCOCK	86	98	115	126	138
OH	HARDIN	80	90	106	117	127
OH	HARRISON	67	76	89	98	107
OH	HENRY	86	98	115	126	138
OH	HIGHLAND	89	101	119	131	143
OH	HOCKING	82	93	109	120	131
OH	HOLMES	74	84	99	109	119
OH	HURON	86	98	115	126	138
OH	JACKSON	73	82	97	107	116
OH	KNOX	80	90	106	117	127
OH	LICKING	76	86	101	111	121
OH	LOGAN	80	91	107	118	128
OH	MADISON	73	82	97	107	116
OH	MARION	73	82	97	107	116
OH	MEIGS	59	66	78	86	94
OH	MERCER	80	90	106	117	127
OH	MONROE	67	76	89	98	107
OH	MORGAN	82	93	109	120	131
OH	MORROW	80	90	106	117	127

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
COLUMBUS, OHIO AREA OFFICE						
OH	MUSKINGUM	76	86	101	111	121
OH	NOBLE	82	93	109	120	131
OH	OTTAWA	86	98	115	126	138
OH	PAULDING	77	87	102	112	122
OH	PERRY	76	86	101	111	121
OH	PIKE	73	82	97	107	116
OH	ROSS	73	82	97	107	116
OH	SANDUSKY	86	98	115	126	138
OH	SCIOTO	57	65	76	84	91
OH	SENECA	86	98	115	126	138
OH	SHELBY	90	91	107	118	128
OH	TUSCARAWAS	74	84	99	109	119
OH	UNION	73	82	97	107	116
OH	VINTON	73	82	97	107	116
OH	WAYNE	86	98	115	126	138
OH	WILLIAMS	77	87	102	112	122
OH	WYANDOT	80	90	106	117	127
OH	PORTAGE	108	122	144	166	180
OH	SUMMIT	108	122	144	166	180
OH	STARK	85	96	113	130	141
OH	CLERMONT	98	111	130	150	169
OH	HAMILTON	98	111	130	150	169
OH	WARREN	98	111	130	150	169
OH	CUYAHOGA	101	115	135	155	175
OH	GEAUGA	101	115	135	155	175
OH	LAKE	101	115	135	155	175
OH	MEDINA	101	115	135	155	175
OH	DELAWARE	98	111	131	151	164
OH	FRANKLIN	98	111	131	151	164
OH	PICKAWAY	98	111	131	151	164
OH	GREENE	105	119	140	161	175
OH	MIAMI	105	119	140	161	175
OH	MONTGOMERY	105	119	140	161	175
OH	PREBLE	105	119	140	161	175
OH	BUTLER	89	101	119	131	143
OH	LAWRENCE	74	84	99	114	124
OH	ALLEN	80	90	106	117	127
OH	PUTNAM	80	90	106	117	127
OH	VAN WERT	80	90	106	117	127

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
COLUMBUS, OHIO AREA OFFICE						
OH	LORAIN	107	121	142	163	178
OH	RICHLAND	80	90	106	117	127
OH	WASHINGTON	82	93	109	120	131
OH	CLARK	80	91	107	118	128
OH	JEFFERSON	71	81	95	104	114
OH	LUCAS	95	108	127	146	159
OH	WOOD	95	108	127	146	159
OH	BELMONT	71	81	95	104	114
OH	MAHONING	94	106	125	144	156
OH	TRUMBULL	94	106	125	144	156

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
MILWAUKEE, WISCONSIN AREA OFFICE						
WI	ADAMS	86	98	115	126	138
WI	ASHLAND	71	81	95	104	114
WI	BARRON	71	81	95	104	114
WI	BAYFIELD	71	81	95	104	114
WI	BUFFALO	82	93	109	120	131
WI	BURNETT	83	94	110	121	132
WI	CHIPPEWA	71	81	95	104	114
WI	CLARK	94	106	125	137	150
WI	COLUMBIA	86	98	115	126	138
WI	CRAWFORD	78	88	104	114	125
WI	DODGE	86	98	115	126	138
WI	DOOR	90	102	120	132	144
WI	DUNN	71	81	95	104	114
WI	EAU CLAIRE	71	81	95	104	114
WI	FLORENCE	77	88	103	113	124
WI	FOND DU LAC	86	98	115	126	138
WI	FOREST	77	88	103	113	124
WI	GRANT	78	88	104	114	125
WI	GREEN	97	110	129	142	155
WI	GREEN LAKE	86	98	115	126	138
WI	IOWA	86	98	115	126	138
WI	IRON	71	81	95	104	114
WI	JACKSON	82	93	109	120	131
WI	JEFFERSON	86	98	115	126	138
WI	JUNEAU	82	93	109	120	131
WI	KEWAUNEE	90	102	120	132	144
WI	LAFAYETTE	78	88	104	114	125
WI	LANGLADE	94	106	125	137	150
WI	LINCOLN	94	106	125	137	150
WI	MANITOWOC	90	102	120	132	144
WI	MARATHON	94	106	125	137	150
WI	MARINETTE	77	88	103	113	124
WI	MARQUETTE	86	98	115	126	138
WI	MENOMINEE	77	88	103	113	124
WI	MONROE	82	93	109	120	131
WI	OCONTO	77	88	103	113	124
WI	ONEIDA	94	106	125	137	150
WI	PEPIN	71	81	95	104	114
WI	PIERCE	83	94	110	121	132

REGION 5

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
MILWAUKEE, WISCONSIN AREA OFFICE						
WI	POLK	83	94	110	121	132
WI	PORTAGE	94	106	125	137	150
WI	PRICE	94	106	125	137	150
WI	RICHLAND	86	98	115	126	138
WI	ROCK	97	110	129	142	155
WI	RUSK	71	81	95	104	114
WI	SAUK	86	98	115	126	138
WI	SAWYER	71	81	95	104	114
WI	SHAWANO	77	88	103	113	124
WI	SHEBOYGAN	86	98	115	126	138
WI	ST CROIX	83	94	110	121	132
WI	TAYLOR	94	106	125	137	150
WI	TREMPEALEAU	82	93	109	120	131
WI	VERNON	82	93	109	120	131
WI	VILAS	94	106	125	137	150
WI	WALWORTH	86	98	115	126	138
WI	WASHBURN	71	81	95	104	114
WI	WAUPACA	77	88	103	113	124
WI	WAUSHARA	86	98	115	126	138
WI	WOOD	94	106	125	137	150
WI	OUTAGAMIE	102	116	136	150	163
WI	WINNEBAGO	102	116	136	150	163
WI	DOUGLAS	80	91	107	123	134
WI	BROWN	90	102	120	132	144
WI	KENOSHA	106	120	141	155	169
WI	LA CROSSE	82	93	109	120	131
WI	CALUMET	102	116	136	150	163
WI	DANE	127	144	169	194	211
WI	MILWAUKEE	118	133	157	181	204
WI	OZAUKEE	118	133	157	181	204
WI	WASHINGTON	118	133	157	181	204
WI	WAUKESHA	118	133	157	181	204
WI	RACINE	106	120	141	155	169

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
LITTLE ROCK, ARKANSAS AREA OFFICE						
AR	ARKANSAS	64	72	85	93	102
AR	ASHLEY	56	63	74	81	89
AR	BAXTER	68	77	90	99	108
AR	BENTON	65	73	86	95	103
AR	BOONE	68	77	90	99	108
AR	BRADLEY	56	63	74	81	89
AR	CALHOUN	56	63	74	81	89
AR	CARROLL	68	77	90	99	108
AR	CHICOT	56	63	74	81	89
AR	CLARK	54	61	72	79	86
AR	CLAY	56	63	74	81	89
AR	CLEBURNE	54	61	72	79	86
AR	CLEVELAND	64	72	85	93	102
AR	COLUMBIA	56	63	74	81	89
AR	CONWAY	54	61	72	79	86
AR	CRAIGHEAD	56	63	74	81	89
AR	CROSS	56	63	74	81	89
AR	DALLAS	56	63	74	81	89
AR	DESHA	56	63	74	81	89
AR	DREW	56	63	74	81	89
AR	FAULKNER	54	61	72	79	86
AR	FRANKLIN	54	61	72	79	86
AR	FULTON	54	61	72	79	86
AR	GARLAND	54	61	72	79	86
AR	GRANT	64	72	85	93	102
AR	GREENE	56	63	74	81	89
AR	HEMPSTEAD	55	62	73	80	88
AR	HOTSPRING	54	61	72	79	86
AR	HOWARD	55	62	73	80	88
AR	INDEPENDENCE	54	61	72	79	86
AR	IZARD	54	61	72	79	86
AR	JACKSON	64	72	85	93	102
AR	JOHNSON	54	61	72	79	86
AR	LAFAYETTE	55	62	73	80	88
AR	LAWRENCE	56	63	74	81	89
AR	LEE	56	63	74	81	89
AR	LINCOLN	64	72	85	93	102
AR	LITTLE RIVER	55	62	73	80	88
AR	LOGAN	54	61	72	79	86

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
LITTLE ROCK, ARKANSAS AREA OFFICE						
AR	LONOKE	64	72	85	93	102
AR	MADISON	65	73	86	95	103
AR	MARION	68	77	90	99	108
AR	MISSISSIPPI	56	63	74	81	89
AR	MONROE	64	72	85	93	102
AR	MONTGOMERY	54	61	72	79	86
AR	NEVADA	55	62	73	80	88
AR	NEWTON	68	77	90	99	108
AR	OUACHITA	56	63	74	81	89
AR	PERRY	54	61	72	79	86
AR	PHILLIPS	56	63	74	81	89
AR	PIKE	54	61	72	79	86
AR	POINSETT	56	63	74	81	89
AR	POLK	54	61	72	79	86
AR	POPE	54	61	72	79	86
AR	PRAIRIE	64	72	85	93	102
AR	RANDOLPH	56	63	74	81	89
AR	SCOTT	54	61	72	79	86
AR	SEARCY	68	77	90	99	108
AR	SEVIER	55	62	73	80	88
AR	SHARP	54	61	72	79	86
AR	ST FRANCIS	56	63	74	81	89
AR	STONE	54	61	72	79	86
AR	UNION	56	63	74	81	89
AR	VAN BUREN	54	61	72	79	86
AR	WASHINGTON	65	73	86	95	103
AR	WHITE	64	72	85	93	102
AR	WOODRUFF	64	72	85	93	102
AR	YELL	54	61	72	79	86
AR	CRAWFORD	54	61	72	79	86
AR	SEBASTIAN	54	61	72	79	86
AR	PULASKI	80	91	107	123	134
AR	SALINE	80	91	107	123	134
AR	CRITTENDEN	94	106	125	144	156
AR	JEFFERSON	64	72	85	93	102
AR	MILLER	55	62	73	80	88
TX	BOWIE	55	62	73	80	88

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
NEW ORLEANS,LOUISIANA AREA OFFICE						
LA	ACADIA	60	68	80	88	96
LA	ALLEN	74	84	99	109	119
LA	ASCENSION	58	65	77	85	92
LA	ASSUMPTION	66	75	88	97	106
LA	AVOYELLES	57	65	76	84	91
LA	BEAUREGARD	74	84	99	109	119
LA	BIENVILLE	58	65	77	85	92
LA	CALDWELL	57	65	76	84	91
LA	CAMERON	74	84	99	109	119
LA	CATAHOULA	57	65	76	84	91
LA	CLAIBORNE	58	65	77	85	92
LA	CONCORDIA	58	65	77	85	92
LA	DE SOTO	58	65	77	85	92
LA	E FELICIANA	58	65	77	85	92
LA	EAST CARROLL	57	65	76	84	91
LA	EVANGELINE	60	68	80	88	96
LA	FRANKLIN	57	65	76	84	91
LA	GRANT	57	65	76	84	91
LA	IBERIA	60	68	80	88	96
LA	IBERVILLE	58	65	77	85	92
LA	JACKSON	57	65	76	84	91
LA	JEFFERSON DA	74	84	99	109	119
LA	LA SALLE	57	65	76	84	91
LA	LAFOURCHE	66	75	88	97	106
LA	LINCOLN	57	65	76	84	91
LA	LIVINGSTON	58	65	77	85	92
LA	MADISON	57	65	76	84	91
LA	MOREHOUSE	57	65	76	84	91
LA	NATCHITOCHES	58	65	77	85	92
LA	PLAQUEMINES	66	75	88	97	106
LA	POINTE COUPE	58	65	77	85	92
LA	RED RIVER	58	65	77	85	92
LA	RICHLAND	57	65	76	84	91
LA	SABINE	58	65	77	85	92
LA	ST CHARLES	66	75	88	97	106
LA	ST HELENA	58	65	77	85	92
LA	ST JAMES	66	75	88	97	106
LA	ST JOHN THE	66	75	88	97	106
LA	ST LANDRY	60	68	80	88	96

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
NEW ORLEANS,LOUISIANA AREA OFFICE						
LA	ST MARTIN	60	68	80	88	96
LA	ST MARY	60	68	80	88	96
LA	TANGIPAHOA	53	60	71	78	85
LA	TENSAS	57	65	76	84	91
LA	TERREBONNE	66	75	88	97	106
LA	UNION	57	65	76	84	91
LA	VERMILION	60	68	80	88	96
LA	VERNON	74	84	99	109	119
LA	W BATON ROUG	58	65	77	85	92
LA	W FELICIANA	58	65	77	85	92
LA	WASHINGTON	53	60	71	78	85
LA	WEBSTER	58	65	77	85	92
LA	WEST CARROLL	57	65	76	84	91
LA	WINN	57	65	76	84	91
LA	RAPIDES	57	65	76	84	91
LA	E BATON ROUG	104	118	139	160	174
LA	LAFAYETTE	60	68	80	88	96
LA	CALCASIEU	74	84	99	109	119
LA	OUACHITA	57	65	76	84	91
LA	JEFFERSON	91	103	121	139	157
LA	ORLEANS	91	103	121	139	157
LA	ST BERNARD	91	103	121	139	157
LA	ST TAMMANY	91	103	121	139	157
LA	BOSSIER	79	89	105	121	131
LA	CADDO	79	89	105	121	131

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OKLAHOMA CITY, OKLAHOMA AREA OFFICE						
OK	ADAIR	65	73	86	95	103
OK	ALFALFA	60	68	80	88	96
OK	ATOKA	52	59	69	76	83
OK	BEAVER	65	73	86	95	103
OK	BECKHAM	60	68	80	88	96
OK	BLAINE	60	68	80	88	96
OK	BRYAN	65	73	86	95	103
OK	CADDO	74	83	98	108	118
OK	CARTER	52	59	69	76	83
OK	CHEROKEE	65	73	86	95	103
OK	CHOCTAW	55	62	73	80	88
OK	CIMARRON	65	73	86	95	103
OK	COAL	52	59	69	76	83
OK	COTTON	74	83	98	108	118
OK	CRAIG	58	65	77	85	92
OK	CUSTER	60	68	80	88	96
OK	DELAWARE	65	73	86	95	103
OK	DEWEY	60	68	80	88	96
OK	ELLIS	60	68	80	88	96
OK	GARFIELD	60	68	80	88	96
OK	GARVIN	52	59	69	76	83
OK	GRADY	52	59	69	76	83
OK	GRANT	60	68	80	88	96
OK	GREER	74	83	98	108	118
OK	HARMON	74	83	98	108	118
OK	HARPER	60	68	80	88	96
OK	HASKELL	54	61	72	79	86
OK	HUGHES	52	59	69	76	83
OK	JACKSON	74	83	98	108	118
OK	JEFFERSON	74	83	98	108	118
OK	JOHNSTON	52	59	69	76	83
OK	KAY	63	71	84	92	101
OK	KINGFISHER	60	68	80	88	96
OK	KIOWA	74	83	98	108	118
OK	LATIMER	54	61	72	79	86
OK	LINCOLN	60	68	80	88	96
OK	LOGAN	60	68	80	88	96
OK	LOVE	52	59	69	76	83
OK	MAJOR	60	68	80	88	96

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OKLAHOMA CITY, OKLAHOMA AREA OFFICE						
OK	MARSHALL	65	73	86	95	103
OK	MAYES	63	71	84	92	101
OK	MCCLAIN	52	59	69	76	83
OK	MCCURTAIN	55	62	73	80	88
OK	MCINTOSH	63	71	84	92	101
OK	MURRAY	52	59	69	76	83
OK	MUSKOGEE	65	73	86	95	103
OK	NOBLE	60	68	80	88	96
OK	NOWATA	63	71	84	92	101
OK	OKFUSKEE	60	68	80	88	96
OK	OKMULGEE	63	71	84	92	101
OK	OTTAWA	58	65	77	85	92
OK	PAWNEE	63	71	84	92	101
OK	PAYNE	63	71	84	92	101
OK	PITTSBURG	54	61	72	79	86
OK	PONTOTOC	52	59	69	76	83
OK	POTTAWATOMIE	52	59	69	76	83
OK	PUSHMATAHA	54	61	72	79	86
OK	ROGER MILLS	60	68	80	88	96
OK	ROGERS	63	71	84	92	101
OK	SEMINOLE	52	59	69	76	83
OK	STEPHENS	74	83	98	108	118
OK	TEXAS	65	73	86	95	103
OK	TILLMAN	74	83	98	108	118
OK	WAGONER	63	71	84	92	101
OK	WASHINGTON	63	71	84	92	101
OK	WASHITA	60	68	80	88	96
OK	WOODS	60	68	80	88	96
OK	WOODWARD	60	68	80	88	96
OK	LE FLORE	54	61	72	79	86
OK	SEQUOYAH	54	61	72	79	86
OK	COMANCHE	74	83	98	108	118
OK	CANADIAN	92	104	122	140	153
OK	CLEVELAND	92	104	122	140	153
OK	OKLAHOMA	92	104	122	140	153
OK	CREEK	83	94	110	127	138
OK	OSAGE	83	94	110	127	138
OK	TULSA	83	94	110	127	138

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DALLAS, TEXAS AREA OFFICE						
NM	CATRON	65	73	86	95	103
NM	CHAVES	65	73	86	95	103
NM	COLFAX	83	94	111	122	133
NM	CURRY	65	73	86	95	103
NM	DE BACA	65	73	86	95	103
NM	DONA ANA	65	73	86	95	103
NM	EDDY	65	73	86	95	103
NM	GRANT	65	73	86	95	103
NM	GUADALUPE	65	73	86	95	103
NM	HARDING	65	73	86	95	103
NM	HIDALGO	65	73	86	95	103
NM	LEA	65	73	86	95	103
NM	LINCOLN	65	73	86	95	103
NM	LOS ALAMOS	83	94	111	122	133
NM	LUNA	83	94	111	122	133
NM	MCKINLEY	83	94	111	122	133
NM	MORA	83	94	111	122	133
NM	OTERO	65	73	86	95	103
NM	QUAY	65	73	86	95	103
NM	RIO ARRIBA	83	94	111	122	133
NM	ROOSEVELT	65	73	86	95	103
NM	SAN JUAN	72	82	96	106	115
NM	SAN MIGUEL	83	94	111	122	133
NM	SANDOVAL	83	94	111	122	133
NM	SANTE FE	83	94	111	122	133
NM	SIERRA	65	73	86	95	103
NM	SOCORRO	65	73	86	95	103
NM	TAOS	83	94	111	122	133
NM	TORRANCE	83	94	111	122	133
NM	UNION	65	73	86	95	103
NM	VALENCIA	83	94	111	122	133
NM	BERNALILLO	90	102	120	138	150
TX	ANDERSON	63	71	84	92	101
TX	ANDREWS	74	83	98	108	118
TX	ANGELINA	63	71	84	92	101
TX	ARMSTRONG	65	73	86	95	103
TX	AUSTIN	68	77	91	100	109
TX	BAILEY	64	72	85	93	102
TX	BAYLOR	74	83	98	108	118

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DALLAS, TEXAS AREA OFFICE						
TX	BORDEN	74	83	98	108	118
TX	BOSQUE	77	87	102	112	122
TX	BREWSTER	74	83	98	108	118
TX	BRISCOE	65	73	86	95	103
TX	BROWN	64	72	85	93	102
TX	BURLESON	71	80	94	103	113
TX	CALLAHAN	64	72	85	93	102
TX	CAMP	55	62	73	80	88
TX	CARSON	65	73	86	95	103
TX	CASS	55	62	73	80	88
TX	CASTRO	65	73	86	95	103
TX	CHAMBERS	68	77	91	100	109
TX	CHEROKEE	63	71	84	92	101
TX	CHILDRESS	74	83	98	108	118
TX	CLAY	74	83	98	108	118
TX	COCHRAN	64	72	85	93	102
TX	COKE	64	72	85	93	102
TX	COLEMAN	64	72	85	93	102
TX	COLLINGSWORT	65	73	86	95	103
TX	COLORADO	68	77	91	100	109
TX	COMANCHE	64	72	85	93	102
TX	CONCHO	64	72	85	93	102
TX	COOKE	65	73	86	95	103
TX	COTTLE	74	83	98	108	118
TX	CRANE	74	83	98	108	118
TX	CROCKETT	74	83	98	108	118
TX	CROSBY	64	72	85	93	102
TX	CULBERSON	65	73	86	95	103
TX	DALLAM	65	73	86	95	103
TX	DAWSON	74	83	98	108	118
TX	DEAF SMITH	65	73	86	95	103
TX	DELTA	104	118	139	160	181
TX	DICKENS	64	72	85	93	102
TX	DONLEY	65	73	86	95	103
TX	EASTLAND	64	72	85	93	102
TX	ERATH	65	73	86	95	103
TX	FALLS	77	87	102	112	122
TX	FANNIN	65	73	86	95	103
TX	FISHER	64	72	85	93	102

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DALLAS, TEXAS AREA OFFICE						
TX	FLOYD	64	72	85	93	102
TX	FOARD	74	83	98	108	118
TX	FRANKLIN	63	71	84	92	101
TX	FREESTONE	77	87	102	112	122
TX	GAINES	74	83	98	108	118
TX	GARZA	64	72	85	93	102
TX	GLASSCOCK	74	83	98	108	118
TX	GRAY	65	73	86	95	103
TX	GREGG	63	71	84	92	101
TX	GRIMES	71	80	94	103	113
TX	HALE	64	72	85	93	102
TX	HALL	65	73	86	95	103
TX	HAMILTON	77	87	102	112	122
TX	HANSFORD	65	73	86	95	103
TX	HARDEMAN	74	83	98	108	118
TX	HARDIN	69	77	91	100	109
TX	HARRISON	58	65	77	85	92
TX	HARTLEY	65	73	86	95	103
TX	HASKELL	64	72	85	93	102
TX	HEMPHILL	65	73	86	95	103
TX	HENDERSON	63	71	84	92	101
TX	HILL	77	87	102	112	122
TX	HOCKLEY	64	72	85	93	102
TX	HOOD	65	73	86	95	103
TX	HOPKINS	65	73	86	95	103
TX	HOUSTON	63	71	84	92	101
TX	HOWARD	74	83	98	108	118
TX	HUDSPETH	65	73	86	95	103
TX	HUNT	65	73	86	95	103
TX	HUTCHINSON	65	73	86	95	103
TX	IRION	64	72	85	93	102
TX	JACK	74	83	98	108	118
TX	JASPER	68	77	91	100	109
TX	JEFF DAVIS	65	73	86	95	103
TX	KENT	64	72	85	93	102
TX	KIMBLE	64	72	85	93	102
TX	KING	64	72	85	93	102
TX	KNOX	64	72	85	93	102
TX	LAMAR	55	62	73	80	88

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DALLAS, TEXAS AREA OFFICE						
TX	LAMB	64	72	85	93	102
TX	LAMPASAS	77	87	102	112	122
TX	LEON	71	80	94	103	113
TX	LIMESTONE	77	87	102	112	122
TX	LIPSCOMB	65	73	86	95	103
TX	LOVING	74	83	98	108	118
TX	LYNN	64	72	85	93	102
TX	MADISON	71	80	94	103	113
TX	MARION	58	65	77	85	92
TX	MARTIN	74	83	98	108	118
TX	MASON	64	72	85	93	102
TX	MATAGORDA	68	77	91	100	109
TX	MCCULLOCH	64	72	85	93	102
TX	MENARD	64	72	85	93	102
TX	MILAM	71	80	94	103	113
TX	MILLS	64	72	85	93	102
TX	MITCHELL	66	75	88	97	106
TX	MONTAGUE	65	73	86	95	103
TX	MOORE	65	73	86	95	103
TX	MORRIS	55	62	73	80	88
TX	MOTLEY	64	72	85	93	102
TX	NACOGDOCHES	63	71	84	92	101
TX	NAVARRO	65	73	86	95	103
TX	NEWTON	68	77	91	100	109
TX	NOLAN	64	72	85	93	102
TX	OCHILTREE	65	73	86	95	103
TX	OLDHAM	65	73	86	95	103
TX	PALO PINTO	65	73	86	95	103
TX	PANOLA	58	65	77	85	92
TX	PARKER	65	73	86	95	103
TX	PARMER	65	73	86	95	103
TX	PECOS	74	83	98	108	118
TX	POLK	68	77	91	100	109
TX	PRESIDIO	65	73	86	95	103
TX	RAINS	65	73	86	95	103
TX	REAGAN	74	83	98	108	118
TX	RED RIVER	55	62	73	80	88
TX	REEVES	74	83	98	108	118
TX	ROBERTS	65	73	86	95	103

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DALLAS, TEXAS AREA OFFICE						
TX	ROBERTSON	71	80	94	103	113
TX	RUNNELS	64	72	85	93	102
TX	RUSK	63	71	84	92	101
TX	SABINE	58	65	77	85	92
TX	SAN AUGUSTIN	58	65	77	85	92
TX	SAN JACINTO	68	77	91	100	109
TX	SAN SABA	64	72	85	93	102
TX	SCHLEICHER	64	72	85	93	102
TX	SCURRY	64	72	85	93	102
TX	SHACKLEFORD	64	72	85	93	102
TX	SHELBY	58	65	77	85	92
TX	SHERMAN	65	73	86	95	103
TX	SOMERVELL	65	73	86	95	103
TX	STEPHENS	64	72	85	93	102
TX	STERLING	64	72	85	93	102
TX	STONEWALL	64	72	85	93	102
TX	SUTTON	64	72	85	93	102
TX	SWISHER	65	73	86	95	103
TX	TERRELL	74	83	98	108	118
TX	TERRY	64	72	85	93	102
TX	THROCKMORTON	74	83	98	108	118
TX	TITUS	55	62	73	80	88
TX	TRINITY	63	71	84	92	101
TX	TYLER	68	77	91	100	109
TX	UPSHUR	63	71	84	92	101
TX	UPTON	74	83	98	108	118
TX	VAN ZANDT	65	73	86	95	103
TX	WALKER	68	77	91	100	109
TX	WALLER	68	77	91	100	109
TX	WARD	74	83	98	108	118
TX	WASHINGTON	68	77	91	100	109
TX	WHARTON	68	77	91	100	109
TX	WHEELER	65	73	86	95	103
TX	WILBARGER	74	83	98	108	118
TX	WINKLER	74	83	98	108	118
TX	WISE	65	73	86	95	103
TX	WOOD	63	71	84	92	101
TX	YOAKUM	64	72	85	93	102
TX	YOUNG	74	83	98	108	118

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DALLAS, TEXAS AREA OFFICE						
TX	JONES	64	72	85	93	102
TX	TAYLOR	64	72	85	93	102
TX	POTTER	65	73	86	95	103
TX	RANDALL	65	73	86	95	103
TX	JEFFERSON	76	86	101	116	126
TX	ORANGE	76	86	101	116	126
TX	BRAZOS	71	80	94	103	113
TX	COLLIN	104	118	139	160	181
TX	DALLAS	104	118	139	160	181
TX	DENTON	104	118	139	160	181
TX	ELLIS	104	118	139	160	181
TX	KAUFMAN	104	118	139	160	181
TX	ROCKWALL	104	118	139	160	181
TX	EL PASO	90	102	120	138	150
TX	JOHNSON	106	120	141	162	176
TX	TARRANT	106	120	141	162	176
TX	GALVESTON	68	77	91	100	109
TX	BRAZORIA	98	111	131	151	170
TX	FORT BEND	98	111	131	151	170
TX	HARRIS	98	111	131	151	170
TX	LIBERTY	98	111	131	151	170
TX	MONTGOMERY	98	111	131	151	170
TX	BELL	77	87	102	112	122
TX	CORYELL	77	87	102	112	122
TX	LUBBOCK	64	72	85	93	102
TX	MIDLAND	74	83	98	108	118
TX	ECTOR	74	83	98	108	118
TX	TOM GREEN	64	72	85	93	102
TX	GRAYSON	65	73	86	95	103
TX	SMITH	63	71	84	92	101
TX	MCLENNAN	77	87	102	112	122
TX	ARCHER	74	83	98	108	118
TX	WICHITA	74	83	98	108	118

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
SAN ANTONIO, TEXAS AREA OFFICE						
TX	ARANSAS	87	99	116	128	139
TX	ATASCOSA	65	74	87	96	104
TX	BANDERA	65	74	87	96	104
TX	BASTROP	71	80	94	103	113
TX	BEE	87	99	116	128	139
TX	BLANCO	71	80	94	103	113
TX	BROOKS	87	99	116	128	139
TX	BURNET	71	80	94	103	113
TX	CALDWELL	71	80	94	103	113
TX	CALHOUN	65	74	87	96	104
TX	COMAL	65	74	87	96	104
TX	DE WITT	65	74	87	96	104
TX	DIMMIT	87	99	116	128	139
TX	DUVAL	87	99	116	128	139
TX	EDWARDS	65	74	87	96	104
TX	FAYETTE	68	77	91	100	109
TX	FRIO	65	74	87	96	104
TX	GILLESPIE	65	74	87	96	104
TX	GOLIAD	65	74	87	96	104
TX	GONZALES	65	74	87	96	104
TX	HAYS	71	80	94	103	113
TX	JACKSON	65	74	87	96	104
TX	JIM HOGG	87	99	116	128	139
TX	JIM WELLS	87	99	116	128	139
TX	KARNES	65	74	87	96	104
TX	KENDALL	65	74	87	96	104
TX	KENEDY	87	99	116	128	139
TX	KERR	65	74	87	96	104
TX	KINNEY	65	74	87	96	104
TX	KLEBERG	87	99	116	128	139
TX	LA SALLE	87	99	116	128	139
TX	LAVACA	65	74	87	96	104
TX	LEE	71	80	94	103	113
TX	LIVE OAK	87	99	116	128	139
TX	LLANO	71	80	94	103	113
TX	MAVERICK	65	74	87	96	104
TX	MCMULLEN	87	99	116	128	139
TX	MEDINA	65	74	87	96	104
TX	REAL	65	74	87	96	104

REGION 6

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
SAN ANTONIO, TEXAS AREA OFFICE						
TX	REFUGIO	87	99	116	128	139
TX	STARR	87	99	116	128	139
TX	UVALDE	65	74	87	96	104
TX	VAL VERDE	65	74	87	96	104
TX	VICTORIA	65	74	87	96	104
TX	WILLACY	87	99	116	128	139
TX	WILLIAMSON	71	80	94	103	113
TX	WILSON	65	74	87	96	104
TX	ZAPATA	87	99	116	128	139
TX	ZAVALA	65	74	87	96	104
TX	TRAVIS	113	128	150	173	188
TX	CAMERON	54	61	72	79	86
TX	NUECES	79	89	105	121	131
TX	SAN PATRICIO	79	89	105	121	131
TX	WEBB	87	99	116	128	139
TX	HIDALGO	54	61	72	79	86
TX	BEXAR	78	88	104	120	130
TX	GUADALUPE	78	88	104	120	130

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KANSAS CITY,KANSAS AREA OFFICE						
KS	ALLEN	59	67	79	87	95
KS	ANDERSON	75	85	100	110	120
KS	ATCHISON	75	85	100	110	120
KS	BARBER	65	74	87	96	104
KS	BARTON	68	77	91	100	109
KS	BOURBON	59	67	79	87	95
KS	BROWN	75	85	100	110	120
KS	CHASE	65	74	87	96	104
KS	CHAUTAUQUA	65	74	87	96	104
KS	CHEROKEE	59	67	79	87	95
KS	CHEYENNE	68	77	91	100	109
KS	CLARK	65	74	87	96	104
KS	CLAY	68	77	91	100	109
KS	CLOUD	68	77	91	100	109
KS	COFFEY	75	85	100	110	120
KS	COMANCHE	65	74	87	96	104
KS	COWLEY	65	74	87	96	104
KS	CRAWFORD	59	67	79	87	95
KS	DECATUR	68	77	91	100	109
KS	DICKINSON	68	77	91	100	109
KS	DONIPHAN	75	85	100	110	120
KS	DOUGLAS	95	107	126	139	151
KS	EDWARDS	65	74	87	96	104
KS	ELK	65	74	87	96	104
KS	ELLIS	68	77	91	100	109
KS	ELLSWORTH	68	77	91	100	109
KS	FINNEY	65	74	87	96	104
KS	FORD	65	74	87	96	104
KS	FRANKLIN	75	85	100	110	120
KS	GEARY	75	85	100	110	120
KS	GOVE	68	77	91	100	109
KS	GRAHAM	68	77	91	100	109
KS	GRANT	65	74	87	96	104
KS	GRAY	65	74	87	96	104
KS	GREELEY	68	77	91	100	109
KS	GREENWOOD	65	74	87	96	104
KS	HAMILTON	65	74	87	96	104
KS	HARPER	65	74	87	96	104
KS	HARVEY	65	74	87	96	104

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KANSAS CITY, KANSAS AREA OFFICE						
KS	HASKELL	65	74	87	96	104
KS	HODGEMAN	65	74	87	96	104
KS	JACKSON	75	85	100	110	120
KS	JEFFERSON	95	107	126	139	151
KS	JEWELL	68	77	91	100	109
KS	KEARNY	65	74	87	96	104
KS	KINGMAN	65	74	87	96	104
KS	KIOWA	65	74	87	96	104
KS	LABETTE	59	67	79	87	95
KS	LANE	68	77	91	100	109
KS	LEAVENWORTH	95	107	126	139	151
KS	LINCOLN	68	77	91	100	109
KS	LINN	75	85	100	110	120
KS	LOGAN	68	77	91	100	109
KS	LYON	75	85	100	110	120
KS	MARION	65	74	87	96	104
KS	MARSHALL	75	85	100	110	120
KS	MCPHERSON	68	77	91	100	109
KS	MEADE	65	74	87	96	104
KS	MIAMI	75	85	100	110	120
KS	MITCHELL	68	77	91	100	109
KS	MONTGOMERY	59	67	79	87	95
KS	MORRIS	68	77	91	100	109
KS	MORTON	65	74	87	96	104
KS	NEMAHA	75	85	100	110	120
KS	NEOSHO	59	67	79	87	95
KS	NESS	68	77	91	100	109
KS	NORTON	68	77	91	100	109
KS	OSAGE	75	85	100	110	120
KS	OSBORNE	68	77	91	100	109
KS	OTTAWA	68	77	91	100	109
KS	PAWNEE	65	74	87	96	104
KS	PHILLIPS	68	77	91	100	109
KS	POTTAWATOMIE	75	85	100	110	120
KS	PRATT	65	74	87	96	104
KS	RAWLINS	68	77	91	100	109
KS	RENO	65	74	87	96	104
KS	REPUBLIC	68	77	91	100	109
KS	RICE	68	77	91	100	109

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KANSAS CITY,KANSAS AREA OFFICE						
KS	RILEY	75	85	100	110	120
KS	ROOKS	68	77	91	100	109
KS	RUSH	68	77	91	100	109
KS	RUSSELL	68	77	91	100	109
KS	SALINE	68	77	91	100	109
KS	SCOTT	68	77	91	100	109
KS	SEWARD	65	74	87	96	104
KS	SHERIDAN	68	77	91	100	109
KS	SHERMAN	68	77	91	100	109
KS	SMITH	68	77	91	100	109
KS	STAFFORD	65	74	87	96	104
KS	STANTON	65	74	87	96	104
KS	STEVENS	65	74	87	96	104
KS	SUMNER	65	74	87	96	104
KS	THOMAS	68	77	91	100	109
KS	TREGO	68	77	91	100	109
KS	WABAUNSEE	75	85	100	110	120
KS	WALLACE	68	77	91	100	109
KS	WASHINGTON	75	85	100	110	120
KS	WICHITA	68	77	91	100	109
KS	WILSON	59	67	79	87	95
KS	WOODSON	59	67	79	87	95
KS	JOHNSON	105	119	140	161	182
KS	WYANDOTTE	105	119	140	161	182
KS	SHAWNEE	95	107	126	139	151
KS	BUTLER	89	101	119	137	149
KS	SEDGWICK	89	101	119	137	149
MO	ANDREW	68	77	90	99	108
MO	ATCHISON	68	77	90	99	108
MO	BARRY	69	78	92	101	110
MO	BARTON	59	67	79	87	95
MO	BATES	68	77	90	99	108
MO	BENTON	68	77	90	99	108
MO	CALDWELL	68	77	90	99	108
MO	CAMDEN	85	96	113	124	136
MO	CARROLL	68	77	90	99	108
MO	CEDAR	59	67	79	87	95
MO	CHARITON	85	96	113	124	136
MO	CHRISTIAN	69	78	92	101	110

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
KANSAS CITY, KANSAS AREA OFFICE						
MO	CLINTON	68	77	90	99	108
MO	DADE	69	78	92	101	110
MO	DALLAS	69	78	92	101	110
MO	DAVIESS	68	77	90	99	108
MO	DE KALB	68	77	90	99	108
MO	GENTRY	68	77	90	99	108
MO	GRUNDY	68	77	90	99	108
MO	HARRISON	68	77	90	99	108
MO	HENRY	68	77	90	99	108
MO	HICKORY	69	78	92	101	110
MO	HOLT	68	77	90	99	108
MO	JASPER	59	67	79	87	95
MO	JOHNSON	68	77	90	99	108
MO	LACLEDE	75	85	100	110	120
MO	LAFAYETTE	68	77	90	99	108
MO	LAWRENCE	69	78	92	101	110
MO	LINN	85	96	113	124	136
MO	LIVINGSTON	68	77	90	99	108
MO	MCDONALD	59	67	79	87	95
MO	MERCER	68	77	90	99	108
MO	MILLER	85	96	113	124	136
MO	MORGAN	85	96	113	124	136
MO	NEWTON	59	67	79	87	95
MO	NODAWAY	68	77	90	99	108
MO	PETTIS	68	77	90	99	108
MO	POLK	69	78	92	101	110
MO	PULASKI	75	85	100	110	120
MO	PUTNAM	85	96	113	124	136
MO	RAY	68	77	90	99	108
MO	SALINE	68	77	90	99	108
MO	ST CLAIR	59	67	79	87	95
MO	STONE	69	78	92	101	110
MO	SULLIVAN	85	96	113	124	136
MO	TANEY	69	78	92	101	110
MO	VERNON	59	67	79	87	95
MO	WEBSTER	69	78	92	101	110
MO	WORTH	68	77	90	99	108
MO	CASS	105	119	140	161	182
MO	CLAY	105	119	140	161	182
MO	JACKSON	105	119	140	161	182
MO	PLATTE	105	119	140	161	182
MO	BUCHANEN	68	77	90	99	108
MO	GREENE	69	78	92	101	110

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
ST.LOUIS,MISSOURI AREA OFFICE						
MO	ADAIR	85	96	113	124	136
MO	AUDRAIN	85	96	113	124	136
MO	BOLLINGER	68	77	90	99	108
MO	BUTLER	68	77	90	99	108
MO	CALLAWAY	85	96	113	124	136
MO	CAPE GIRARDE	68	77	90	99	108
MO	CARTER	68	77	90	99	108
MO	CLARK	82	93	109	120	131
MO	COLE	85	96	113	124	136
MO	COOPER	85	96	113	124	136
MO	CRAWFORD	75	85	100	110	120
MO	DENT	75	85	100	110	120
MO	DOUGLAS	69	78	92	101	110
MO	DUNKLIN	68	77	90	99	108
MO	GASCONADE	75	85	100	110	120
MO	HOWARD	85	96	113	124	136
MO	HOWELL	69	78	92	101	110
MO	IRON	75	85	100	110	120
MO	KNOX	85	96	113	124	136
MO	LEWIS	82	93	109	120	131
MO	LINCOLN	75	85	100	110	120
MO	MACON	85	96	113	124	136
MO	MADISON	75	85	100	110	120
MO	MARIES	75	85	100	110	120
MO	MARION	82	93	109	120	131
MO	MISSISSIPPI	68	77	90	99	108
MO	MONITEAU	85	96	113	124	136
MO	MONROE	85	96	113	124	136
MO	MONTGOMERY	75	85	100	110	120
MO	NEW MADRID	68	77	90	99	108
MO	OREGON	69	78	92	101	110
MO	OSAGE	85	96	113	124	136
MO	OZARK	69	78	92	101	110
MO	PEMISCOT	68	77	90	99	108
MO	PERRY	75	85	100	110	120
MO	PHELPS	75	85	100	110	120
MO	PIKE	75	85	100	110	120
MO	RALLS	82	93	109	120	131
MO	RANDOLPH	85	96	113	124	136

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
ST.LOUIS,MISSOURI AREA OFFICE						
MO	REYNOLDS	75	85	100	110	120
MO	RIPLEY	68	77	90	99	108
MO	SCHUYLER	85	96	113	124	136
MO	SCOTLAND	85	96	113	124	136
MO	SCOTT	68	77	90	99	108
MO	SHANNON	69	78	92	101	110
MO	SHELBY	85	96	113	124	136
MO	ST FRANCOIS	75	85	100	110	120
MO	STE GENEVIEV	75	85	100	110	120
MO	STODDARD	68	77	90	99	108
MO	TEXAS	75	85	100	110	120
MO	WARREN	75	85	100	110	120
MO	WASHINGTON	75	85	100	110	120
MO	WAYNE	68	77	90	99	108
MO	WRIGHT	69	78	92	101	110
MO	BOONE	85	96	113	124	136
MO	FRANKLIN	97	110	129	148	168
MO	JEFFERSON	97	110	129	148	168
MO	ST CHARLES	97	110	129	148	168
MO	ST LOUIS	97	110	129	148	168
MO	ST LOUIS CTY	97	110	129	148	168

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OMAHA, NEBRASKA AREA OFFICE						
IA	ADAIR	82	93	109	120	131
IA	ADAMS	77	88	103	113	124
IA	ALLAMAKEE	78	88	104	114	125
IA	APPANOOSE	82	93	109	120	131
IA	AUDUBON	77	88	103	113	124
IA	BENTON	108	122	144	158	173
IA	BOONE	82	93	109	120	131
IA	BREMER	88	99	117	129	140
IA	BUCHANAN	88	99	117	129	140
IA	BUENA VISTA	79	89	105	115	126
IA	BUTLER	88	99	117	129	140
IA	CALHOUN	79	89	105	115	126
IA	CARROLL	79	89	105	115	126
IA	CASS	77	88	103	113	124
IA	CEDAR	108	122	144	158	173
IA	CERRO GORDO	88	99	117	129	140
IA	CHEROKEE	80	90	106	117	127
IA	CHICKASAW	88	99	117	129	140
IA	CLARKE	82	93	109	120	131
IA	CLAY	79	89	105	115	126
IA	CLAYTON	78	88	104	114	125
IA	CLINTON	94	106	125	137	150
IA	CRAWFORD	80	90	106	117	127
IA	DALLAS	82	93	109	120	131
IA	DAVIS	82	93	109	120	131
IA	DECATUR	82	93	109	120	131
IA	DELAWARE	78	88	104	114	125
IA	DES MOINES	82	93	109	120	131
IA	DICKINSON	79	89	105	115	126
IA	EMMET	79	89	105	115	126
IA	FAYETTE	88	99	117	129	140
IA	FLOYD	88	99	117	129	140
IA	FRANKLIN	88	99	117	129	140
IA	FREMONT	77	88	103	113	124
IA	GREENE	79	89	105	115	126
IA	GRUNDY	88	99	117	129	140
IA	GUTHRIE	79	89	105	115	126
IA	HAMILTON	79	89	105	115	126
IA	HANCOCK	88	99	117	129	140

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OMAHA, NEBRASKA AREA OFFICE						
IA	HARDIN	88	99	117	129	140
IA	HARRISON	77	88	103	113	124
IA	HENRY	82	93	109	120	131
IA	HOWARD	78	88	104	114	125
IA	HUMBOLDT	79	89	105	115	126
IA	IDA	80	90	106	117	127
IA	IOWA	108	122	144	158	173
IA	JACKSON	78	88	104	114	125
IA	JASPER	82	93	109	120	131
IA	JEFFERSON	82	93	109	120	131
IA	JOHNSON	108	122	144	158	173
IA	JONES	108	122	144	158	173
IA	KEOKUK	82	93	109	120	131
IA	KOSSUTH	88	99	117	129	140
IA	LEE	82	93	109	120	131
IA	LOUISA	94	106	125	137	150
IA	LUCAS	82	93	109	120	131
IA	LYON	90	102	120	132	144
IA	MADISON	82	93	109	120	131
IA	MAHASKA	82	93	109	120	131
IA	MARION	82	93	109	120	131
IA	MARSHALL	82	93	109	120	131
IA	MILLS	77	88	103	113	124
IA	MITCHELL	88	99	117	129	140
IA	MONONA	80	90	106	117	127
IA	MONROE	82	93	109	120	131
IA	MONTGOMERY	77	88	103	113	124
IA	MUSCATINE	94	106	125	137	150
IA	O BRIEN	80	90	106	117	127
IA	OSCEOLA	90	102	120	132	144
IA	PAGE	77	88	103	113	124
IA	PALO ALTO	79	89	105	115	126
IA	PLYMOUTH	80	90	106	117	127
IA	POCAHONTAS	79	89	105	115	126
IA	POWESHIEK	82	93	109	120	131
IA	RINGGOLD	82	93	109	120	131
IA	SAC	79	89	105	115	126
IA	SHELBY	77	88	103	113	124
IA	SIOUX	80	90	106	117	127

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OMAHA, NEBRASKA AREA OFFICE						
IA	STORY	82	93	109	120	131
IA	TAMA	82	93	109	120	131
IA	TAYLOR	77	88	103	113	124
IA	UNION	82	93	109	120	131
IA	VAN BUREN	82	93	109	120	131
IA	WAPELLO	82	93	109	120	131
IA	WARREN	82	93	109	120	131
IA	WASHINGTON	94	106	125	137	150
IA	WAYNE	82	93	109	120	131
IA	WEBSTER	79	89	105	115	126
IA	WINNEBAGO	88	99	117	129	140
IA	WINNESHIEK	78	88	104	114	125
IA	WORTH	88	99	117	129	140
IA	WRIGHT	79	89	105	115	126
IA	LINN	108	122	144	158	173
IA	SCOTT	110	125	147	169	184
IA	POLK	118	133	157	181	196
IA	DUBUQUE	78	88	104	114	125
IA	POTTAWATTAMI	104	118	139	160	174
IA	WOODBURY	80	90	106	117	127
IA	BLACK HAWK	88	99	117	129	140
NE	ADAMS	75	85	100	110	120
NE	ANTELOPE	75	85	100	110	120
NE	ARTHUR	75	85	100	110	120
NE	BANNER	68	77	91	100	109
NE	BLAINE	75	85	100	110	120
NE	BOONE	75	85	100	110	120
NE	BOX BUTTE	68	77	91	100	109
NE	BOYD	75	85	100	110	120
NE	BROWN	75	85	100	110	120
NE	BUFFALO	75	85	100	110	120
NE	BURT	77	88	103	113	124
NE	BUTLER	81	92	108	119	130
NE	CASS	77	88	103	113	124
NE	CEDAR	80	90	106	117	127
NE	CHASE	83	94	110	121	132
NE	CHERRY	75	85	100	110	120
NE	CHEYENNE	68	77	91	100	109
NE	CLAY	75	85	100	110	120

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OMAHA,NEBRASKA AREA OFFICE						
NE	COLFAX	77	88	103	113	124
NE	CUMING	80	90	106	117	127
NE	CUSTER	75	85	100	110	120
NE	DAWES	68	77	91	100	109
NE	DAWSON	75	85	100	110	120
NE	DEUEL	68	77	91	100	109
NE	DIXON	80	90	106	117	127
NE	DODGE	77	88	103	113	124
NE	DUNDY	83	94	110	121	132
NE	FILLMORE	81	92	108	119	130
NE	FRANKLIN	75	85	100	110	120
NE	FRONTIER	75	85	100	110	120
NE	FURNAS	75	85	100	110	120
NE	GAGE	81	92	108	119	130
NE	GARDEN	68	77	91	100	109
NE	GARFIELD	75	85	100	110	120
NE	GOSPER	75	85	100	110	120
NE	GRANT	75	85	100	110	120
NE	GREELEY	75	85	100	110	120
NE	HALL	75	85	100	110	120
NE	HAMILTON	75	85	100	110	120
NE	HARLAN	75	85	100	110	120
NE	HAYES	75	85	100	110	120
NE	HITCHCOCK	75	85	100	110	120
NE	HOLT	80	90	106	117	127
NE	HOOKER	75	85	100	110	120
NE	HOWARD	75	85	100	110	120
NE	JEFFERSON	81	92	108	119	130
NE	JOHNSON	81	92	108	119	130
NE	KEARNEY	75	85	100	110	120
NE	KEITH	75	85	100	110	120
NE	KEYA PAHA	80	90	106	117	127
NE	KIMBALL	68	77	91	100	109
NE	KNOX	80	90	106	117	127
NE	LINCOLN	75	85	100	110	120
NE	LOGAN	75	85	100	110	120
NE	LOUP	75	85	100	110	120
NE	MADISON	80	90	106	117	127
NE	MCPHERSON	75	85	100	110	120

REGION 7

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
OMAHA, NEBRASKA AREA OFFICE						
NE	MERRICK	75	85	100	110	120
NE	MORRILL	68	77	91	100	109
NE	NANCE	75	85	100	110	120
NE	NEMAHA	81	92	108	119	130
NE	NUCKOLLS	75	85	100	110	120
NE	OTOE	81	92	108	119	130
NE	PAWNEE	81	92	108	119	130
NE	PERKINS	83	94	110	121	132
NE	PHELPS	75	85	100	110	120
NE	PIERCE	80	90	106	117	127
NE	PLATTE	77	88	103	113	124
NE	POLK	81	92	108	119	130
NE	RED WILLOW	75	85	100	110	120
NE	RICHARDSON	81	92	108	119	130
NE	ROCK	80	90	106	117	127
NE	SALINE	81	92	108	119	130
NE	SAUNDERS	77	88	103	113	124
NE	SCOTTS BLUFF	68	77	91	100	109
NE	SEWARD	81	92	108	119	130
NE	SHERIDAN	68	77	91	100	109
NE	SHERMAN	75	85	100	110	120
NE	SIOUX	68	77	91	100	109
NE	STANTON	80	90	106	117	127
NE	THAYER	81	92	108	119	130
NE	THOMAS	75	85	100	110	120
NE	THURSTON	80	90	106	117	127
NE	VALLEY	75	85	100	110	120
NE	WASHINGTON	77	88	103	113	124
NE	WAYNE	80	90	106	117	127
NE	WEBSTER	75	85	100	110	120
NE	WHEELER	75	85	100	110	120
NE	YORK	81	92	108	119	130
NE	LANCASTER	81	92	108	119	130
NE	DOUGLAS	104	118	139	160	174
NE	SARPY	104	118	139	160	174
NE	DAKOTA	80	90	106	117	127

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
CO	ALAMOSA	88	99	117	129	140
CO	ARCHULETA	74	84	99	109	119
CO	BACA	88	99	117	129	140
CO	BENT	88	99	117	129	140
CO	CHAFFEE	88	99	117	129	140
CO	CHEYENNE	83	94	110	121	132
CO	CLEAR CREEK	83	94	110	121	132
CO	CONEJOS	88	99	117	129	140
CO	COSTILLA	88	99	117	129	140
CO	CROWLEY	88	99	117	129	140
CO	CUSTER	88	99	117	129	140
CO	DELORES	74	84	99	109	119
CO	DELTA	74	84	99	109	119
CO	DOUGLAS	83	94	110	121	132
CO	EAGLE	74	84	99	109	119
CO	ELBERT	83	94	110	121	132
CO	FREMONT	88	99	117	129	140
CO	GARFIELD	74	84	99	109	119
CO	GILPIN	83	94	110	121	132
CO	GRAND	83	94	110	121	132
CO	GUNNISON	74	84	99	109	119
CO	HINSDALE	74	84	99	109	119
CO	HUERFANO	88	99	117	129	140
CO	JACKSON	68	77	91	100	109
CO	KIOWA	88	99	117	129	140
CO	KIT CARSON	83	94	110	121	132
CO	LA PLATA	74	84	99	109	119
CO	LAKE	83	94	110	121	132
CO	LARIMER	83	94	110	121	132
CO	LAS ANIMAS	88	99	117	129	140
CO	LINCOLN	88	99	117	129	140
CO	LOGAN	83	94	110	121	132
CO	MESA	74	84	99	109	119
CO	MINERAL	88	99	117	129	140
CO	MOFFAT	74	84	99	109	119
CO	MONTEZUMA	74	84	99	109	119
CO	MONTROSE	74	84	99	109	119
CO	MORGAN	83	94	110	121	132
CO	OTERO	88	99	117	129	140

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
CO	OURAY	74	84	99	109	119
CO	PARK	83	94	110	121	132
CO	PHILLIPS	83	94	110	121	132
CO	PITKIN	74	84	99	109	119
CO	PROWERS	88	99	117	129	140
CO	RIO BLANCO	74	84	99	109	119
CO	RIO GRANDE	88	99	117	129	140
CO	ROUTT	74	84	99	109	119
CO	SAGUACHE	88	99	117	129	140
CO	SAN JUAN	74	84	99	109	119
CO	SAN MIGUEL	74	84	99	109	119
CO	SEDGWICK	83	94	110	121	132
CO	SUMMIT	83	94	110	121	132
CO	TELLER	88	99	117	129	140
CO	WASHINGTON	83	94	110	121	132
CO	WELD	83	94	110	121	132
CO	YUMA	83	94	110	121	132
CO	EL PASO	88	99	117	129	140
CO	ADAMS	111	126	148	170	192
CO	ARAPAHOE	111	126	148	170	192
CO	BOULDER	111	126	148	170	192
CO	DENVER	111	126	148	170	192
CO	JEFFERSON	111	126	148	170	192
CO	PUEBLO	88	99	117	129	140
MT	BEAVERHEAD	80	90	106	117	127
MT	BIG HORN	76	86	101	111	121
MT	BLAINE	76	86	101	111	121
MT	BROADWATER	76	86	101	111	121
MT	CARBON	76	86	101	111	121
MT	CARTER	76	86	101	111	121
MT	CHOUTEAU	76	86	101	111	121
MT	CUSTER	76	86	101	111	121
MT	DANIELS	81	92	108	119	130
MT	DAWSON	76	86	101	111	121
MT	DEER LODGE	80	90	106	117	127
MT	FALLON	76	86	101	111	121
MT	FERGUS	76	86	101	111	121
MT	FLATHEAD	80	90	106	117	127
MT	GALLATIN	76	86	101	111	121

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
MT	GARFIELD	76	86	101	111	121
MT	GLACIER	76	86	101	111	121
MT	GOLDEN VALLE	76	86	101	111	121
MT	GRANITE	80	90	106	117	127
MT	HILL	76	86	101	111	121
MT	JEFFERSON	76	86	101	111	121
MT	JUDITH BASIN	76	86	101	111	121
MT	LAKE	80	90	106	117	127
MT	LEWIS+ CLARK	76	86	101	111	121
MT	LIBERTY	76	86	101	111	121
MT	LINCOLN	80	90	106	117	127
MT	MADISON	80	90	106	117	127
MT	MCCONE	76	86	101	111	121
MT	MEAGHER	76	86	101	111	121
MT	MINERAL	80	90	106	117	127
MT	MISSOULA	80	90	106	117	127
MT	MUSSELSHELL	76	86	101	111	121
MT	PARK	76	86	101	111	121
MT	PETROLEUM	76	86	101	111	121
MT	PHILLIPS	76	86	101	111	121
MT	PONDERA	76	86	101	111	121
MT	POWDER RIVE	76	86	101	111	121
MT	POWELL	80	90	106	117	127
MT	PRAIRIE	76	86	101	111	121
MT	RAVALLI	80	90	106	117	127
MT	RICHLAND	81	92	108	119	130
MT	ROOSEVELT	81	92	108	119	130
MT	ROSEBUD	76	86	101	111	121
MT	SANDERS	80	90	106	117	127
MT	SHERIDAN	81	92	108	119	130
MT	SILVER BOW	80	90	106	117	127
MT	STILLWATER	76	86	101	111	121
MT	SWEET GRASS	76	86	101	111	121
MT	TETON	76	86	101	111	121
MT	TOOLE	76	86	101	111	121
MT	TREASURE	76	86	101	111	121
MT	VALLEY	76	86	101	111	121
MT	WHEATLAND	76	86	101	111	121
MT	WIBAUX	81	92	108	119	130

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
MT	YL-ST-NT-PK	76	86	101	111	121
MT	YELLOWSTONE	76	86	101	111	121
MT	CASCADE	76	86	101	111	121
ND	ADAMS	81	92	108	119	130
ND	BARNES	80	91	107	118	128
ND	BENSON	80	91	107	118	128
ND	BILLINGS	81	92	108	119	130
ND	BOTTINEAU	81	92	108	119	130
ND	BOWMAN	81	92	108	119	130
ND	BURKE	81	92	108	119	130
ND	BURLEIGH	81	92	108	119	130
ND	CAVALIER	80	91	107	118	128
ND	DICKEY	80	91	107	118	128
ND	DIVIDE	81	92	108	119	130
ND	DUNN	81	92	108	119	130
ND	EDDY	80	91	107	118	128
ND	EMMONS	81	92	108	119	130
ND	FOSTER	80	91	107	118	128
ND	GOLDEN VALLY	81	92	108	119	130
ND	GRAND FORKS	80	91	107	118	128
ND	GRANT	81	92	108	119	130
ND	GRIGGS	80	91	107	118	128
ND	HETTINGER	81	92	108	119	130
ND	KIDDER	81	92	108	119	130
ND	LA MOORE	80	91	107	118	128
ND	LOGAN	80	91	107	118	128
ND	MCHENRY	81	92	108	119	130
ND	MCINTOSH	80	91	107	118	128
ND	MCKENZIE	81	92	108	119	130
ND	MCLEAN	81	92	108	119	130
ND	MERCER	81	92	108	119	130
ND	MORTON	81	92	108	119	130
ND	MOUNTRAIL	81	92	108	119	130
ND	NELSON	80	91	107	118	128
ND	OLIVER	81	92	108	119	130
ND	PEMBINA	80	91	107	118	128
ND	PIERCE	81	92	108	119	130
ND	RAMSEY	80	91	107	118	128
ND	RANSOM	80	91	107	118	128

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
ND	RENVILLE	81	92	108	119	130
ND	RICHLAND	80	91	107	118	128
ND	ROLETTE	81	92	108	119	130
ND	SARGENT	80	91	107	118	128
ND	SHERIDAN	81	92	108	119	130
ND	SIOUX	81	92	108	119	130
ND	SLOPE	81	92	108	119	130
ND	STARK	81	92	108	119	130
ND	STEELE	80	91	107	118	128
ND	STUTSMAN	80	91	107	118	128
ND	TOWNER	80	91	107	118	128
ND	TRAILL	80	91	107	118	128
ND	WALSH	80	91	107	118	128
ND	WARD	81	92	108	119	130
ND	WELLS	81	92	108	119	130
ND	WILLIAMS	81	92	108	119	130
ND	CASS	80	91	107	118	128
SD	AURORA	90	102	120	132	144
SD	BEADLE	90	102	120	132	144
SD	BENNETT	72	82	96	106	115
SD	BON HOMME	80	90	106	117	127
SD	BROOKINGS	90	102	120	132	144
SD	BROWN	72	82	96	106	115
SD	BRULE	72	82	96	106	115
SD	BUFFALO	72	82	96	106	115
SD	BUTTE	72	82	96	106	115
SD	CAMPBELL	72	82	96	106	115
SD	CHARLES MIX	80	90	106	117	127
SD	CLARK	72	82	96	106	115
SD	CLAY	80	90	106	117	127
SD	CODINGTON	72	82	96	106	115
SD	CORSON	72	82	96	106	115
SD	CUSTER	72	82	96	106	115
SD	DAVISON	90	102	120	132	144
SD	DAY	72	82	96	106	115
SD	DEUEL	72	82	96	106	115
SD	DEWEY	72	82	96	106	115
SD	DOUGLAS	80	90	106	117	127
SD	EDMUNDS	72	82	96	106	115

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
SD	FALL RIVER	72	82	96	106	115
SD	FAULK	72	82	96	106	115
SD	GRANT	72	82	96	106	115
SD	GREGORY	72	82	96	106	115
SD	HAAKON	72	82	96	106	115
SD	HAMLIN	72	82	96	106	115
SD	HAND	90	102	120	132	144
SD	HANSON	90	102	120	132	144
SD	HARDING	72	82	96	106	115
SD	HUGHES	72	82	96	106	115
SD	HUTCHINSON	80	90	106	117	127
SD	HYDE	72	82	96	106	115
SD	JACKSON	72	82	96	106	115
SD	JERAULD	90	102	120	132	144
SD	JONES	72	82	96	106	115
SD	KINGSBURY	90	102	120	132	144
SD	LAKE	90	102	120	132	144
SD	LAWRENCE	72	82	96	106	115
SD	LINCOLN	90	102	120	132	144
SD	LYMAN	72	82	96	106	115
SD	MARSHALL	72	82	96	106	115
SD	MCCOOK	90	102	120	132	144
SD	MCPHERSON	72	82	96	106	115
SD	MEADE	72	82	96	106	115
SD	MELLETTE	72	82	96	106	115
SD	MINER	90	102	120	132	144
SD	MOODY	90	102	120	132	144
SD	PENNINGTON	72	82	96	106	115
SD	PERKINS	72	82	96	106	115
SD	POTTER	72	82	96	106	115
SD	ROBERTS	72	82	96	106	115
SD	SANBORN	90	102	120	132	144
SD	SHANNON	72	82	96	106	115
SD	SPINK	72	82	96	106	115
SD	STANLEY	72	82	96	106	115
SD	SULLY	72	82	96	106	115
SD	TODD	72	82	96	106	115
SD	TRIPP	72	82	96	106	115
SD	TURNER	90	102	120	132	144

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
SD	UNION	80	90	106	117	127
SD	WALWORTH	72	82	96	106	115
SD	WASHABAUGH	72	82	96	106	115
SD	YANKTON	80	90	106	117	127
SD	ZIEBACH	72	82	96	106	115
SD	MINNEHAHA	90	102	120	132	144
UT	BEAVER	117	133	156	172	187
UT	BOX ELDER	74	84	99	109	119
UT	CACHE	74	84	99	109	119
UT	CARBON	74	84	99	109	119
UT	DAGGETT	74	84	99	109	119
UT	DUCHESNE	74	84	99	109	119
UT	EMERY	74	84	99	109	119
UT	GARFIELD	117	133	156	172	187
UT	GRAND	74	84	99	109	119
UT	IRON	117	133	156	172	187
UT	JUAB	74	84	99	109	119
UT	KANE	117	133	156	172	187
UT	MILLARD	74	84	99	109	119
UT	MORGAN	74	84	99	109	119
UT	PIUTE	74	84	99	109	119
UT	RICH	74	84	99	109	119
UT	SAN JUAN	74	84	99	109	119
UT	SANPETE	74	84	99	109	119
UT	SEVIER	74	84	99	109	119
UT	SUMMIT	74	84	99	109	119
UT	TOOELE	74	84	99	109	119
UT	UINTAH	74	84	99	109	119
UT	WASATCH	74	84	99	109	119
UT	WASHINGTON	117	133	156	172	187
UT	WAYNE	74	84	99	109	119
UT	WEBER	88	99	117	129	140
UT	UTAH	88	99	117	129	140
UT	DAVIS	92	105	123	141	154
UT	SALT LAKE	92	105	123	141	154
WY	ALBANY	68	77	91	100	109
WY	BIG HORN	76	86	101	111	121
WY	CAMPBELL	68	77	91	100	109
WY	CARBON	68	77	91	100	109

REGION 8

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
DENVER, COLORADO REGIONAL OFFICE						
WY	CONVERSE	68	77	91	100	109
WY	CROOK	72	82	96	106	115
WY	FREMONT	68	77	91	100	109
WY	GOSHEN	68	77	91	100	109
WY	HOT SPRINGS	76	86	101	111	121
WY	JOHNSON	68	77	91	100	109
WY	LARAMIE	68	77	91	100	109
WY	LINCOLN	74	84	99	109	119
WY	NATRONA	68	77	91	100	109
WY	NIOBRARA	68	77	91	100	109
WY	PARK	76	86	101	111	121
WY	PLATTE	68	77	91	100	109
WY	SHERIDAN	68	77	91	100	109
WY	SUBLETTE	74	84	99	109	119
WY	SWEETWATER	74	84	99	109	119
WY	TETON	89	101	119	131	143
WY	UINTA	74	84	99	109	119
WY	WASHAKIE	76	86	101	111	121
WY	WESTON	72	82	96	106	115

REGION 9

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
LOS ANGELES, CALIFORNIA AREA OFFICE						
AZ	APACHE	73	82	97	107	116
AZ	COCHISE	73	82	97	107	116
AZ	COCONINO	73	82	97	107	116
AZ	GILA	73	82	97	107	116
AZ	GRAHAM	73	82	97	107	116
AZ	GREENLEE	73	82	97	107	116
AZ	MOHAVE	73	82	97	107	116
AZ	NAVAJO	73	82	97	107	116
AZ	PINAL	73	82	97	107	116
AZ	SANTA CRUZ	73	82	97	107	116
AZ	YAVAPAI	73	82	97	107	116
AZ	YUMA	73	82	97	107	116
AZ	MARICOPA	123	139	164	189	205
AZ	PIMA	102	116	136	156	170
CA	IMPERIAL	84	95	112	123	134
CA	INYO	84	95	112	123	134
CA	MONO	84	95	112	123	134
CA	SAN LUIS OBI	84	95	112	123	134
CA	ORANGE	131	149	175	201	227
CA	KERN	82	93	109	125	136
CA	LOS ANGELES	121	137	161	185	209
CA	VENTURA	113	128	150	173	188
CA	RIVERSIDE	99	112	132	152	172
CA	SAN BERNADIN	99	112	132	152	172
CA	SAN DIEGO	122	138	162	186	211
CA	SANTA BARBAR	122	139	163	187	204

REGION 9

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
SAN FRANCISCO, CALIFORNIA AREA OFFICE						
CA	ALPINE	89	100	118	130	142
CA	AMADOR	89	100	118	130	142
CA	BUTTE	93	105	124	136	149
CA	CALAUERAS	89	100	118	130	142
CA	COLUSA	93	105	124	136	149
CA	DEL NORTE	84	95	112	123	134
CA	EL DORADO	93	105	124	136	149
CA	GLENN	93	105	124	136	149
CA	HUMBOLDT	84	95	112	123	134
CA	KINGS	84	95	112	123	134
CA	LAKE	106	120	141	155	169
CA	LASSEN	84	95	112	123	134
CA	MADERA	84	95	112	123	134
CA	MARIPOSA	89	100	118	130	142
CA	MENDOCINO	97	110	129	142	155
CA	MERCED	89	100	118	130	142
CA	MODOC	84	95	112	123	134
CA	NEVADA	93	105	124	136	149
CA	PLUMAS	84	95	112	123	134
CA	SAN BENITO	97	110	129	142	155
CA	SHASTA	84	95	112	123	134
CA	SIERRA	84	95	112	123	134
CA	SISKIYOU	84	95	112	123	134
CA	SUTTER	93	105	124	136	149
CA	TEHAMA	84	95	112	123	134
CA	TRINITY	84	95	112	123	134
CA	TULARE	84	95	112	123	134
CA	TUOLUMNE	89	100	118	130	142
CA	YUBA	93	105	124	136	149
CA	FRESNO	91	103	121	139	151
CA	STANISLAUS	89	100	118	130	142
CA	PLACER	111	126	148	170	185
CA	SACRAMENTO	111	126	148	170	185
CA	YOLO	111	126	148	170	185
CA	MONTEREY	110	124	146	168	183
CA	ALAMEDA	138	156	184	212	239
CA	CONTRA COSTA	138	156	184	212	239
CA	MARIN	138	156	184	212	239
CA	SAN FRANCISC	138	156	184	212	239

REGION 9

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
SAN FRANCISCO,CALIFORNIA AREA OFFICE						
CA	SAN MATEO	138	156	184	212	239
CA	SANTA CLARA	139	157	185	213	240
CA	SANTA CRUZ	97	110	129	142	155
CA	SONOMA	97	110	129	142	155
CA	SAN JOAQUIN	96	109	128	147	160
CA	NAPA	106	120	141	155	169
CA	SOLANO	106	120	141	155	169
HI	HAWAII	116	131	154	169	185
HI	KAUAI	116	131	154	169	185
HI	MAUI	116	131	154	169	185
HI	HONOLULU	116	131	154	177	193
NV	CARSON CITY	118	133	157	173	188
NV	CHURCHILL	118	133	157	173	188
NV	DOUGLAS	118	133	157	173	188
NV	ELKO	118	133	157	173	188
NV	ESMERALDA	118	133	157	173	188
NV	EUREKA	118	133	157	173	188
NV	HUMBOLDT	118	133	157	173	188
NV	LANDER	118	133	157	173	188
NV	LINCOLN	118	133	157	173	188
NV	LYON	118	133	157	173	188
NV	MINERAL	118	133	157	173	188
NV	NYE	118	133	157	173	188
NV	ORMSLEY	118	133	157	173	188
NV	PERSHING	118	133	157	173	188
NV	STOREY	118	133	157	173	188
NV	WHITE PINE	118	133	157	173	188
NV	CLARK	137	156	183	210	229
NV	WASHOE	118	133	157	173	188

REGION 10

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
PORTLAND, OREGON AREA OFFICE						
ID	ADAMS	85	96	113	124	136
ID	BANNOCK	90	102	120	132	144
ID	BEAR LAKE	74	84	99	109	119
ID	BINGHAM	90	102	120	132	144
ID	BLAINE	90	102	120	132	144
ID	BOISE	85	96	113	124	136
ID	BONNEVILLE	90	102	120	132	144
ID	BUTTE	90	102	120	132	144
ID	CAMAS	90	102	120	132	144
ID	CANYON	85	96	113	124	136
ID	CARIBOU	90	102	120	132	144
ID	CASSIA	90	102	120	132	144
ID	CLARK	90	102	120	132	144
ID	CUSTER	90	102	120	132	144
ID	ELMORE	85	96	113	124	136
ID	FRANKLIN	74	84	99	109	119
ID	FREMONT	90	102	120	132	144
ID	GEM	85	96	113	124	136
ID	GOODING	90	102	120	132	144
ID	IDAHO	80	91	107	118	128
ID	JEFFERSON	90	102	120	132	144
ID	JEROME	90	102	120	132	144
ID	LEMHI	90	102	120	132	144
ID	LINCOLN	90	102	120	132	144
ID	MADISON	90	102	120	132	144
ID	MINIDOKA	90	102	120	132	144
ID	ONEIDA	74	84	99	109	119
ID	OWYHEE	85	96	113	124	136
ID	PAYETTE	85	96	113	124	136
ID	POWER	90	102	120	132	144
ID	TETON	90	102	120	132	144
ID	TWIN FALLS	90	102	120	132	144
ID	VALLEY	85	96	113	124	136
ID	WASHINGTON	85	96	113	124	136
ID	ADA	85	96	113	124	136
OR	BAKER	77	87	102	112	122
OR	BENTON	92	105	123	135	148
OR	CLATSOP	83	94	111	122	133
OR	COLUMBIA	83	94	111	122	133

REGION 10

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
PORTLAND, OREGON AREA OFFICE						
OR	COOS	88	99	117	129	140
OR	CROOK	83	94	111	122	133
OR	CURRY	88	99	117	129	140
OR	DESCHUTES	83	94	111	122	133
OR	DOUGLAS	88	99	117	129	140
OR	GILLIAM	77	87	102	112	122
OR	GRANT	77	87	102	112	122
OR	HARNEY	85	96	113	124	136
OR	HOOD RIVER	83	94	111	122	133
OR	JACKSON	88	99	117	129	140
OR	JEFFERSON	83	94	111	122	133
OR	JOSEPHINE	88	99	117	129	140
OR	KLAMATH	88	99	117	129	140
OR	LAKE	88	99	117	129	140
OR	LINCOLN	92	105	123	135	148
OR	LINN	92	105	123	135	148
OR	MALHEUR	85	96	113	124	136
OR	MORROW	77	87	102	112	122
OR	SHERMAN	83	94	111	122	133
OR	TILLAMOOK	83	94	111	122	133
OR	UMATILLA	77	87	102	112	122
OR	UNION	77	87	102	112	122
OR	WALLOWA	77	87	102	112	122
OR	WASCO	83	94	111	122	133
OR	WHEELER	77	87	102	112	122
OR	YAMHILL	83	94	111	122	133
OR	LANE	88	99	117	129	140
OR	CLACKAMAS	110	124	146	168	190
OR	MULTNOMAH	110	124	146	168	190
OR	WASHINGTON	110	124	146	168	190
OR	MARION	92	105	123	135	148
OR	POLK	92	105	123	135	148
WA	KLICKITAT	83	94	111	122	133
WA	SKAMANIA	83	94	111	122	133
WA	CLARK	110	124	146	168	190

REGION 10

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
SEATTLE, WASHINGTON AREA OFFICE						
WA	ASOTIN	80	91	107	118	128
WA	CHELAN	80	91	107	118	128
WA	CLALLAM	92	104	122	134	146
WA	COLUMBIA	80	91	107	118	128
WA	COWLITZ	83	94	111	122	133
WA	DOUGLAS	80	91	107	118	128
WA	FERRY	80	91	107	118	128
WA	GARFIELD	80	91	107	118	128
WA	GRANT	80	91	107	118	128
WA	GRAYS HARBOR	92	104	122	134	146
WA	ISLAND	92	104	122	134	146
WA	JEFFERSON	92	104	122	134	146
WA	KITSAP	92	104	122	134	146
WA	KITTITAS	77	87	102	112	122
WA	LEWIS	92	104	122	134	146
WA	LINCOLN	80	91	107	118	128
WA	MASON	92	104	122	134	146
WA	OKANOGAN	80	91	107	118	128
WA	PACIFIC	92	104	122	134	146
WA	PEND OREILLE	80	91	107	118	128
WA	SAN JUAN	92	104	122	134	146
WA	SKAGIT	92	104	122	134	146
WA	STEVENS	80	91	107	118	128
WA	THURSTON	92	104	122	134	146
WA	WAHKIAKUM	83	94	111	122	133
WA	WALLA WALLA	77	87	102	112	122
WA	WHATCOM	92	104	122	134	146
WA	WHITMAN	80	91	107	118	128
WA	BENTON	77	87	102	112	122
WA	FRANKLIN	77	87	102	112	122
WA	KING	109	123	145	167	188
WA	SNOHOMISH	109	123	145	167	188
WA	SPOKANE	82	93	109	125	136
WA	PIERCE	98	111	130	150	163
WA	YAKIMA	77	87	102	112	122

REGION 10

FAIR MARKET RENTS (MAXIMUM GROSS RENT PAYABLE) FOR EXISTING SECTION 23 LEASED HOUSING

STATE	COUNTY NAME	0 BEDROOMS	1 BEDROOM	2 BEDROOMS	3 BEDROOMS	4+BEDROOMS
SEATTLE, WASHINGTON AREA OFFICE						
AK	ALEAUTIAN I.	178	201	237	261	284
AK	ANGOON	178	201	237	261	284
AK	BARROW	178	201	237	261	284
AK	BETHEL	178	201	237	261	284
AK	BRISTOL BAY	178	201	237	261	284
AK	BRISTOL B.B.	178	201	237	261	284
AK	CORDOVA-MCCA	178	201	237	261	284
AK	FAIRBANKS	178	201	237	261	284
AK	HAINES	178	201	237	261	284
AK	JUNEAU	178	201	237	261	284
AK	KENAI-COOK	178	201	237	261	284
AK	KETCHIKAN	178	201	237	261	284
AK	KOBUK	178	201	237	261	284
AK	KODIAK	178	201	237	261	284
AK	KUSKOKWIM	178	201	237	261	284
AK	MATANUSKA-SU	178	201	237	261	284
AK	NOME	178	201	237	261	284
AK	OUTER KETCHK	178	201	237	261	284
AK	PR. OF WALES	178	201	237	261	284
AK	SE FAIRBANKS	178	201	237	261	284
AK	SEWARD	178	201	237	261	284
AK	SITKA	178	201	237	261	284
AK	SKGWY-YKTT	178	201	237	261	284
AK	UPPER YUKON	178	201	237	261	284
AK	VLDZ-CHTN-WH	178	201	237	261	284
AK	WADE HAMPTON	178	201	237	261	284
AK	WRNGLL-PTRSR	178	201	237	261	284
AK	YKN-KOYKK	178	201	237	261	284
AK	ANCHORAGE	178	201	237	261	284
ID	BENEWAH	80	91	107	118	128
ID	BONNER	80	91	107	118	128
ID	BOUNDARY	80	91	107	118	128
ID	CLEARWATER	80	91	107	118	128
ID	KOOTENAI	80	91	107	118	128
ID	LATAH	80	91	107	118	128
ID	LEWIS	80	91	107	118	128
ID	NEZ PERCE	80	91	107	118	128
ID	SHOSHONE	80	91	107	118	128
WA	ADAMS	80	91	107	118	128

Subpart B—Automatic Annual Adjustment Factors

§ 1279.201 Purpose and applicability.

Schedule C of this Part sets forth the Automatic Annual Adjustment Factors as determined by HUD, for the Section 23 Housing Assistance Payments Programs-New Construction and Substantial Rehabilitation. (See 42 CFR 1272.103 (g) (1) and 1276.103(g) (1), respectively, for the definition and method of calculation of the Automatic Annual Adjustment Factors.)

§ 1279.202 Manner of publication.

Schedule C Adjustment Factors will be published in the FEDERAL REGISTER at least annually. Interim revisions may be published as market conditions dictate.

SCHEDULE C

CONTRACT RENT AUTOMATIC ANNUAL RENT ADJUSTMENT FACTORS

[Schedule C Adjustment Factors will be published at a later date.]

Effective date: These regulations shall become effective July 8, 1974.

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

[FR Doc.74-14027 Filed 7-5-74;8:45 am]