

# federal register

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# 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 900—INTERGOVERNMENTAL PERSONNEL ACT PROGRAMS

### Subpart F—Administration of the Standards for a Merit System of Personnel Administration

Subpart F, reading as set forth below, is added to Part 900 to describe for affected State and local governments how Federal merit requirements, which are a condition of specified grant programs, are to be administered by Federal agencies. It also explains what is expected of State and local agencies who must comply with the Federal Merit System Standards.

The headnote of Part 900 is being changed from Intergovernmental Personnel Act Grant Programs to Intergovernmental Personnel Act Programs.

Sec.	
900.601	Purpose.
900.602	Applicability.
900.603	Definitions.
900.604	Review of merit system plans.
900.605	Review of personnel operations.
900.606	Reports and records.
900.607	Compliance.

**AUTHORITY:** 42 U.S.C. 4728, 4763; EO 11589, 3 CFR, 1971 Comp., p. 152.

#### § 900.601 Purpose.

(a) This subpart effectuates the administration of the Standards for a Merit System of Personnel Administration (hereinafter the "Merit System Standards") as set out in 45 CFR Part 70, or as may be modified or superseded, for which the U.S. Civil Service Commission (hereinafter referred to as the "Commission") was given the responsibility by section 208 of the Intergovernmental Personnel Act of 1970 (91 Stat. 648).

(b) This subpart provides regulations under which the Commission will (1) determine whether plans for merit system administration conform to the requirements of the Merit System Standards; (2) evaluate personnel operations for compliance with the approved plans; and (3) provide a procedure for resolving issues of conformity or compliance.

#### § 900.602 Applicability.

This subpart applies to each program or activity receiving Federal financial or other assistance subject to the Merit System Standards.

#### § 900.603 Definitions.

In this subpart:

(a) "State" means a State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and

a territory or possession of the United States.

(b) "Approved State plan" means a merit system plan found by the Commission to conform substantially with the Merit System Standards.

(c) "Federal agency" means the Federal agency providing financial or other assistance.

(d) "Federally aided State agency" means any State government agency administering a grant-in-aid or other Federally assisted program that under a law or regulation specifically requires the establishment and maintenance of personnel standards on a merit basis with respect to an aided program or activity.

(e) "Local agency" means an agency of a county or municipal government or like jurisdiction administering grant-aided programs or activities under the supervision of a Federally aided State agency.

(f) "Merit System Plan" means the laws, rules, regulations, and policy statements of a State or local government under which a merit system is required as a condition for receiving a Federal grant or other assistance.

(g) "State merit system agency" means a State Civil Service Commission, Personnel Department, Merit System Council or other similar personnel agency providing services to State and/or local agencies.

(h) "Local merit system agency" means a Civil Service Commission, Personnel Department, Merit System Council or other similar personnel agency providing services to local agencies.

#### § 900.604 Review of Merit System Plans.

(a) All Federally aided State and local agencies shall maintain a merit system plan which shall be subject to review by the Commission.

(b) The regional office of the Commission having jurisdiction over the area where the Federally aided State agency is located is responsible for reviewing the State's merit system plan.

(c) The State merit system agency shall be designated as a central submital agency by the Federally aided State agencies and shall submit the State's merit system plan and amendments thereto to the Commission's regional office for review in cooperation with the appropriate Federal agency.

(d) The Federally aided State agency shall review the merit system plan and amendments thereto of each local agency, except that under a prior agreement this review may be conducted by a State merit system agency or other appropriate organization on behalf of the Federally aided State agency.

(e) A Federally aided State agency or other organization conducting a review as provided in paragraph (d) of this section shall consult, as necessary, with the appropriate regional office of the Commission on questions of interpretation of the Merit System Standards.

(f) A review under paragraph (d) of this section shall include negotiations with the local agency to correct any deviations, and if required, shall include a recommendation for technical assistance by the State government or the Commission.

#### § 900.605 Review of Personnel Operations.

(a) The Commission, in cooperation with the appropriate Federal agency, shall make or arrange for onsite reviews of each State merit system agency and each Federally aided State agency to determine compliance with the approved State plan, except that reviews of the latter agencies by the State merit system agency may be accepted in lieu of Commission reviews.

(b) Federally aided State agencies, in consultation with the appropriate regional office of the Commission, shall make or arrange for onsite reviews of the operations of the merit system in each local agency to determine compliance with the approved plan.

#### § 900.606 Reports and records.

(a) Each Federally aided State or local agency and each State or local merit system agency shall maintain personnel records necessary for the proper administration of a merit system. The records shall consist of, but are not limited to: (1) classification plans, (2) compensation plans, (3) examination files, and (4) affirmative action plans for equal employment opportunity.

(b) Each Federally aided State or local agency and each State or local merit system agency shall permit the Commission during normal business hours to review its books, records, and other sources of information as may be required to ascertain compliance with this subpart.

(c) Each Federally aided State or local agency shall furnish annually to the Commission completed report CSC Form 1129, Review of Personnel Operations—Grant-Aided Agency, and other reports as may be required to show compliance with the Merit System Standards.

(d) Each State and local merit system agency shall furnish annually to the Commission completed report CSC Form 1128, Review of Personnel Operations—Merit System Agency.

### § 900.607 Compliance.

(a) The Commission, when corrective action is required, will negotiate with the appropriate State merit system agency to achieve compliance and will coordinate its activities with the appropriate Federal agency.

(b) The Commission shall request the appropriate Federal agency to render assistance when required to achieve compliance.

(c) The Commission, when there is a question of substantial conformity with the Merit System Standards after negotiation or the rendering of necessary technical assistance, shall forward its findings to the Federal agency, recommending that grant termination procedures or other appropriate action be initiated.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant  
to the Commissioners.

[FR Doc.74-20038 Filed 8-28-74; 8:45 am]

#### Title 7—Agriculture

### CHAPTER II—FOOD AND NUTRITION SERVICE, DEPARTMENT OF AGRICULTURE

#### PART 210—NATIONAL SCHOOL LUNCH PROGRAM

#### PART 225—SPECIAL FOOD SERVICE PROGRAM FOR CHILDREN

##### Cheese Alternate Products

On April 4, 1974, there was published in the FEDERAL REGISTER (39 FR 12258), a notice of proposed rulemaking under Appendix A of each of the regulations for the National School Lunch Program (7 CFR Part 210) and the Special Food Service Program for Children (7 CFR Part 225), to authorize the use of a class of products referred to as "cheese alternate products" as an alternate cheese-type food for the meat/meat alternate components specified in meal requirements under these regulations. Responses to the proposed addition to the Appendices were received from 66 individuals. The majority of the responses were in favor of the proposals. The principal comments and the actions taken are discussed below.

Some respondents expressed opposition to the authorization of cheese alternate products in view of the current supply of cheese, the impact of cheese alternate products on the future market of cheese and milk products, and problems relating to the nutritional equivalency of cheese alternate products as compared to natural cheese. The Department has given consideration to this opposition, but has deemed cheese alternate products an economical means of providing additional cheese-type products to the child nutrition programs. This is in accordance with the Department's desire to provide nutritious foods at optimal cost. Cheese alternate products are nutritionally sound. They are made totally from conventional ingredients and are

equivalent to natural cheese in all major nutrients know to cheese, including the quality and quantity of protein. To further insure the nutritional quality, the regulations, as proposed, require cheese alternate products to be combined with no less than an equal amount of natural or processed cheese.

Several respondents expressed concern that the sale of cheese alternate products in certain States would be in conflict with State law. The Department's authorization of cheese alternate products to be used in child nutrition programs is a permissive one. It recognizes the legislative and regulatory authority of the States to prohibit the sale of such products.

One respondent questioned whether children might develop prejudices against natural cheese after eating the cheese alternate products. There are a number of "non-natural cheeses" available on the commercial market. Processed cheese, cheese foods, and cheese spreads are examples. There is no evidence that "non-natural cheeses" have prejudiced people against natural cheese.

Some respondents had specific comments and recommendations concerning the proposed nutritional specifications for cheese alternate products. The Department arrived at the proposed specifications by averaging the known nutrients found in a sampling of common natural and processed cheeses. Only nutrients for which a Recommended Dietary Allowance (RDA) is established were included. Nutrients with levels in an amount less than 2 percent of the U.S. RDA were generally considered not significant and were therefore not included.

A few respondents maintained that the proposed nutritional specifications reflected no attempt to meet the desired 1:1 balance between calcium and phosphorus. On the contrary, in view of the finding of the National Academy of Sciences—National Research Council that there is probably an excess of phosphorus in the American diet, the Department established the phosphorus requirement in cheese alternate products below the level found in natural cheese in order to bring the total diet into a better ratio of calcium to phosphorus.

One respondent requested coconut oil not be permitted as a lipid source in cheese alternate products. To limit the use of saturated fats, such as coconut oil, and still extend reasonable latitudes in product development, the Department has allowed no more than 50 percent of the total fats to be derived from saturated fatty acids.

A few respondents questioned the proposal that products with protein sources totally derived from caseinate not be subjected to a PER analysis. The Department considered the comment as having validity and, therefore, has required that all cheese alternate products have a PER analysis performed.

In view of the Food and Drug Administration's June 14, 1974, proposal for the Common or Usual Name for Plant Protein Products (21 CFR Parts 15, 102),

the Department has limited the source of protein in cheese alternate products to materials derived from animal sources. In line with this, the formula to calculate protein has been changed to Nitrogen times 6.38.

One respondent requested that only one alternate food be permitted per meal. The request was based on the concept that alternate foods are intended as supplements to and not substitutes for meat, poultry, fish or cheese. The Department recognizes the principle of this request. Alternate foods (e.g., cheese alternate products, textured vegetable protein products, enriched macaroni with fortified protein) must be used as is specified in each respective regulation. That is, alternate foods must be used in combination with minimum specified amounts of the meat, poultry, fish or cheese they replace. The Department has no objection to the use of more than alternate food per meal if each alternate food is used as specified in each respective regulation. When two or more alternate foods are used as specified, at no time will more than 50 percent of the meat/meat alternate requirement of section 10 of Part 210 and section 9 of Part 225 be met by alternate foods.

One respondent made the point that if a processor combined cheese alternate products with natural or processed cheese, as specified, the product would become "filled cheese" subject to tax as specified in the Filled Cheese Act of 1896. The Department investigated the issue and found that not only would these combination products be considered filled cheese, but cheese alternate products derived from casein or any other milk product are filled cheese and may be subject to tax. The tax issue is the concern of the Internal Revenue Service and the processor of cheese alternate products.

One respondent requested exemption for cheese alternate products from nutrition labeling regulations. The Department has no jurisdiction in this area for such products. This concern should be addressed to the Food and Drug Administration.

1. In view of the comments received the following food alternate is added to Appendix A of 7 CFR Part 210, National School Lunch Program:

#### APPENDIX A; ALTERNATE FOODS FOR MEALS

##### CHEESE ALTERNATE PRODUCTS

1. Schools may utilize cheese alternate products, described in paragraph 3, as a food component meeting the meal requirements of § 210.10 of the National School Lunch Program regulations under the following terms and conditions:

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

(b) Cheese alternate products shall be prepared in such a manner that the cheese alternate product and natural or processed cheese are combined in the cooking or heating process in the preparation of such cooked

products as macaroni and cheese, grilled cheese sandwiches, cheeseburgers, enchiladas, pizzas, etc.

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

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

(e) When cheese alternate products are served in a meal with other alternate foods that are authorized in this Appendix A, each individual alternate food shall be used as specifically directed.

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

2. Only cheese alternate products that have been accepted by the Food and Nutrition Service (FNS) for use in the USDA child nutrition programs may be labeled as provided in paragraph 1(f) above. Manufacturers seeking acceptance of their product shall furnish FNS a chemical analysis, protein efficiency ratio analysis, a statement verifying that the product maintains the physical and functional properties specified in 3(b), and such other pertinent data as may be requested by FNS.

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

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

(a) **Ingredients.** All ingredients shall be of food grade products. Protein materials shall be derived from animal sources. Lipid materials may be derived from either plant or animal sources. Lipids shall contain not more than 50 percent of their fatty acids in a saturated form. Both protein and lipid materials shall be combined with water, fats, or oils, salts, carbohydrates, vitamins and minerals in proportions necessary to meet composition specifications. All ingredients shall be in conformity with the Federal Food, Drug and Cosmetic Act and regulations pursuant to that act as applicable. All ingredients covered by USDA or FDA standards shall comply with requirements of those standards. The requirements as specified will be deemed to have been met if reasonable overages of the vitamins and minerals, within the limits of good manufacturing practice, are present to insure that the required levels are maintained throughout the expected shelf life under customary conditions of distribution and storage. An exception will be made for vitamins or minerals which occur naturally in an ingredient of the cheese alternate products at such concentration that the level specified will be substantially exceeded in the final product. Such excess will be permitted but no label claim of nutritional advantage can be made for overages for any nutrients. The product should not be formulated in such a manner that would require it to be classified as a Dietary Supplement, as described by FDA in 21 CFR 80.1.

(b) **Physical and functional properties—**

(1) **Flavor.** Product shall be free of off-flavors characterized as onion, musty, grassyweedy, painty, rancid, fruity, etc.

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

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

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

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

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

NUTRITIONAL SPECIFICATIONS FOR CHEESE ALTERNATE PRODUCTS

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

<sup>1</sup> Nitrogen times 6.38.

(d) **Biological Value of Protein.** The protein efficiency ratio, PER, of cheese alternate products shall not be less than 2.5 (casein = 2.5). PER shall be determined by the method "Biological Evaluation of Protein Quality" in the reference cited in the preceding section.

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

2. The following food alternate is added to appendix A of 7 CFR Part 225, Special Food Service Program for Children:

APPENDIX A; ALTERNATE FOODS FOR MEALS

CHEESE ALTERNATE PRODUCTS

1. Service institutions may utilize cheese alternate products, described in paragraph

3, as a food component meeting the meal requirements of § 225.9 of the Special Food Service Program for Children regulations under the following terms and conditions:

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

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

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

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

(e) When cheese alternate products are served in a meal with other alternate foods that are authorized in this Appendix A, each individual alternate food shall be used as specifically directed.

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

2. Only cheese alternate products that have been accepted by the Food and Nutrition Service (FNS) for use in the USDA child nutrition programs may be labeled as provided in paragraph 1(f) above. Manufacturers seeking acceptance of their product shall furnish FNS a chemical analysis, protein efficiency ratio analysis, a statement verifying that the product maintains the physical and functional properties specified in 3(b), and such other pertinent data as may be requested by FNS.

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

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

(a) **Ingredients.** All ingredients shall be of food grade products. Protein materials shall be derived from animal sources. Lipid materials may be derived from either plant or animal sources. Lipids shall contain not more than 50 percent of their fatty acids in a saturated form. Both protein and lipid materials shall be combined with water, fats, or oils, salts, carbohydrates, vitamins and minerals in proportions necessary to meet composition specifications. All ingredients shall be in conformity with the Federal Food, Drug and Cosmetic Act and regulations pursuant to that act as applicable. All ingredients covered by USDA or FDA standards shall comply with requirements of those standards. The requirements as specified will be deemed to have been met if reasonable

overages of the vitamins and minerals, within the limits of good manufacturing practice, are present to insure that the required levels are maintained throughout the expected shelf life under customary conditions of distribution and storage. An exception will be made for vitamins or minerals which occur naturally in an ingredient of the cheese alternate products at such concentration that the level specified will be substantially exceeded in the final product. Such excess will be permitted but no label claim of nutritional advantage can be made for overages for any nutrients. The product should not be formulated in such a manner that would require it to be classified as a Dietary Supplement, as described by FDA in 21 CFR 80.1.

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

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

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

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

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

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

NUTRITIONAL SPECIFICATIONS FOR CHEESE ALTERNATE PRODUCTS

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

<sup>1</sup> Nitrogen times 6.38.

(d) *Biological Value of Protein.* The protein efficiency ratio, PER, of cheese alternate products shall not be less than 2.5 (casein = 2.5). PER shall be determined by the method "Biological Evaluation of Protein Quality"

in the reference cited in the preceding section.

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

*Effective date.* These additions to the appendices shall become effective August 29, 1974.

Dated: August 23, 1974.

RICHARD L. FELTNER,  
Assistant Secretary.

[FR Doc. 74-19856 Filed 8-28-74; 8:45 am]

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

[Valencia Orange Reg. 480]

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

Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period August 30-September 5, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

§ 908.780 Valencia Orange Regulation 480.

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

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

(i). The committee has submitted its recommendation with respect to the quantities of Valencia oranges that

should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Valencia oranges continues to be steady. Prices f.o.b. averaged \$3.63 per carton on a reported sales volume of 552 cartons last week, compared with an average f.o.b. price of \$3.65 per carton and sales of 559 cartons a week earlier. Track and rolling supplies at 389 cars were up 9 cars from last week.

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

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation 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 Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 27, 1974.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period August 30, 1974, through September 5, 1974, are hereby fixed as follows:

- (i) District 1: 344,000 cartons;  
(ii) District 2: 306,000 cartons;

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

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

Dated: August 28, 1974.

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

[FR Doc.74-20213 Filed 8-28-74; 11:13 am]

**PART 946—IRISH POTATOES GROWN IN WASHINGTON**

**Expenses and Rate of Assessment**

This document authorizes the State of Washington Potato Committee to spend not more than \$13,635 for its operations during the fiscal period ending June 30, 1975, and to collect \$0.001 per hundredweight on assessable potatoes handled by each handler to defray expenses.

The committee is the administrative agency established under the marketing agreement and Order No. 946, both as amended (7 CFR Part 946), regulating the handling of Irish potatoes grown in Washington. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Notice was published in the August 5 FEDERAL REGISTER (39 FR 28162) regarding the proposal. It afforded interested persons an opportunity to submit written comments not later than August 22, 1974. None was received.

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

It is further found that good cause exists for not postponing the effective date of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) because this part requires that the rate of assessment for a particular period shall apply to all assessable potatoes from the beginning of such period.

The regulation follows:

**§ 946.227 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1975, by the State of Washington Potato Committee for its maintenance and functioning and for such other purposes as the Secretary may determine to be appropriate will amount to \$13,635.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be one-tenth cent (\$0.001) per hundredweight, or equivalent quantity, of potatoes handled by him as the first handler thereof during the fiscal period, except potatoes for canning, freezing, and "other processing" as defined in the act shall be exempt.

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

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

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

Dated: August 23, 1974.

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

[FR Doc.74-20006 Filed 8-28-74; 8:45 am]

**PART 958—ONIONS GROWN IN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON**

**Expenses and Rate of Assessment**

This document authorizes the Idaho-Eastern Oregon Onion Committee to spend \$198,975 for its operations during the fiscal period ending June 30, 1975, and to collect \$0.045 per hundredweight on assessable onions handled by first handlers to defray such expenses.

The committee is the administrative agency established under Marketing Agreement No. 130 and Order No. 958, both as amended (7 CFR Part 958), regulating the handling of onions grown in Idaho and Malheur County, Oregon. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

Notice was published in the August 6 FEDERAL REGISTER (39 FR 28291) regarding the proposals. It afforded interested persons an opportunity to file written comments not later than August 22, 1974. None was filed.

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

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all assessable onions from the beginning of such period.

The regulation follows:

**§ 958.218 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1975, by the Idaho-Eastern Oregon Onion Committee for its maintenance and functioning and for such other purposes as the Secretary determines to be appropriate will amount to \$198,975.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be \$0.045 per hundredweight, or equivalent quantity, of assessable onions handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 958.44.

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

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

Dated: August 23, 1974.

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

[FR Doc.74-20007 Filed 8-28-74; 8:45 am]

**Title 14—Aeronautics and Space**

**CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION**

[Airworthiness Docket No. 74-WE-35-AD; Amdt. 39-1941]

**PART 39—AIRWORTHINESS DIRECTIVES**

**AiResearch TFE 731-2-2B Engines**

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an airworthiness directive was adopted August 5, 1974, and made effective immediately by telegram dated August 5, 1974, to all known United States operators of aircraft incorporating AiResearch Model TFE 731-2-2B engines. The airworthiness directive requires the replacement of an orifice assembly on the hydromechanical fuel control with an orifice assembly which has been functionally checked and so identified. This replacement procedure was accomplished in accordance with AiResearch Alert Service Bulletin TFE 731-A73-3006, dated August 1, 1974. Since this original Service Bulletin did not require re-identification of the fuel control unit, a later publication, AiResearch Alert Service Bulletin TFE 731-A73-3006 dated August 12, 1974, was issued. This amendment refers to the later service bulletin. Equivalent procedures may be approved by the Chief, Aircraft Engineering Division, FAA Western Region.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest, and good cause existed for making the airworthiness directive effective immediately to all known operators or owners of aircraft incorporating AiResearch Model TFE 731-2-2B engines. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation regulations to make it effective as to all persons.

**ATRESEARCH MANUFACTURING COMPANY OF ARIZONA.**—Applied to Airesearch Model TFE 731-2-2B engines installed in, but not limited to Lear-Gates Learjet Model 35/36 Aircraft, certificated in all categories.

(A) Before further flight, unless previously accomplished, and prior to the installation of replacement fuel control assemblies, replace the hydromechanical fuel control orifice assembly in accordance with Airesearch Alert Service Bulletin TFE 731-A73-3006.

dated August 12, 1974, or later FAA approved revisions.

(B) Equivalent procedures may be approved by the Chief, Aircraft Engineering Division, FAA Western Region, upon submission of adequate substantiation data.

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

This amendment is effective September 3, 1974, for all persons except those to whom it was made effective immediately by telegram dated August 5, 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, California on August 16, 1974.

ROBERT O. BLANCHARD,  
Acting Director,  
FAA Western Region.

[FR Doc.74-19993 Filed 8-28-74; 8:45 am]

[Docket No. 74-WE-13-AD; Amdt. 39-1944]

### PART 39—AIRWORTHINESS DIRECTIVES Lockheed L-1011 Airplanes

Amendment 39-1814 (39 FR 13258), AD 74-08-08, required immediate deactivation of the Direct Lift Command/Automatic Ground Speed Brake (DLC/AGSB) system on L-1011 airplanes. Amendment 39-1814 did not include terminating action. Lockheed has presented a modification acceptable to the FAA, which, after incorporation, will allow for reactivation of the DLC/AGSB system. Rather than make extensive revisions to the original AD, the agency is adopting a new AD to reflect the complete corrective action relating to the DLC/AGSB system. Therefore, the AD is being superseded by a new AD to require deactivation of the DLC/AGSB system until an operator's fleet has been modified per the provisions of this airworthiness directive.

Since this amendment imposes no additional burden to AD 74-08-08, and provides a terminating action, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

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

LOCKHEED. Applies to L-1011 airplanes certificated all categories.

Compliance required as indicated, unless already accomplished:

To prevent inadvertent activation of the automatic ground speed brakes, accomplish the following:

(1) Prior to further flight, de-activate the automatic ground speed brake (AGSB) system and install placards, per (a), or (b) below.

(a) Remove both DLC/AUTO-SPLR engage switch light mechanisms in the flight station overhead Flight Control Electronics System (FCES) control panel or accomplish Lockheed Alert Service Bulletin 093-22-A066. Install a placard on Captain's and F/O instrument panels directly below vertical speed indicators stating: "DLC/AUTO SPOILERS INOPERATIVE. REFER TO AFM OR EQUIVALENT."

(b) Equivalent de-activation of AGSB system procedures and placards and equivalent system modifications may be approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(c) Aircraft may be flown to a base where maintenance required by this AD may be performed, per FAR's 21.197 and 21.199.

(2) An operator may reactivate the DLC/AGSB system and remove the placards required by this AD on his fleet of L-1011 airplanes after all of the following are accomplished:

(a) All FCES computers both in service and spares in an individual operator's fleet are modified per Lockheed Service Bulletin 093-22-067, dated April 23, 1974, or later FAA-approved revisions, and that parts pooling is controlled such that no spares, aside from the type listed, will be installed.

(b) All proximity logic boxes both in service and spares in an individual operator's fleet are modified per Lockheed Service Bulletin 093-31-029, dated August 8, 1974, or later FAA-approved revisions, and that parts pooling is controlled such that no spares, aside from the type listed will be installed.

(c) The L-1011 aircraft maintenance manual 22-00-00 is revised to incorporate the intent of temporary revision 4N, for use at the interval defined in the MRB document.

(d) All Airplane Flight Manuals in an individual operator's fleet are revised to incorporate pages 3-28, 3-28.1, 3-28.2 and 3.29 of AFM LR 25225 and pages 3-29, 3-30, 3-30.1 and 3-30.2 of AFM LR 25925 dated August 15, 1974, or later FAA-approved revisions and aircraft operating procedures are amended and adopted immediately to include flight crew monitoring of the speed brake lever for proper DLC operation when moving the wing flap control lever beyond the 30 degree flap lever position.

(3) An operator may reactivate the DLC/AGSB system and remove the placards required by this AD after making equivalent modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region. This supersedes Amendment 39-1814 (39 FR 13258), AD 74-08-08.

This amendment becomes effective September 3, 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, California on August 19, 1974.

ROBERT O. BLANCHARD,  
Acting Director,  
FAA Western Region.

[FR Doc.74-19994 Filed 8-28-74; 8:45 am]

## Title 21—Food and Drugs

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

#### SUBCHAPTER A—GENERAL

### PART 2—ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

#### Subpart H—Delegations of Authority

#### REVISION OF DELEGATIONS OF AUTHORITY RELATING TO LICENSES FOR MANUFACTURERS OF BIOLOGICAL PRODUCTS

The Commissioner of Food and Drugs is amending "Part 2—Administrative Functions, Practices, and Procedures" (21 CFR Part 2) to provide for revised delegations relating to authority to issue or revoke licenses to manufacture biological products. A statement of organization, functions, and delegations of authority for the Food and Drug Administration was published in the FEDERAL REGISTER of May 29, 1974 (39 FR 18696). Position title changes necessitated the change.

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

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

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

(hh) *Delegations regarding issuance and revocation of licenses for the propagation or manufacture and preparation of biological products.* The Director and Deputy Director of the Bureau of Biologics and the Associate Director of that Bureau are authorized to issue licenses under section 351 of the Public Health Service Act (42 U.S.C. 262) for propagation or manufacture and preparation of biological products as specified in the act, and to revoke such licenses at the manufacturer's request.

*Effective date.* This order shall be effective August 29, 1974.

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

Dated: August 23, 1974.

SAM D. FINE,  
Associate Commissioner  
for Compliance.

[FR Doc. 74-20002 Filed 8-28-74; 8:45 am]

Title 24—Housing and Urban Development  
 CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
 SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-344]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE  
 Status of Participating Communities

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

§ 1914.4 Status of participating communities.

State	County	Location	Effective date of authorization of sale of flood insurance for area	Hazard area identified	State map repository	Local map repository
Florida	Levy	Unincorporated areas	Aug. 23, 1974, emergency			
Do.	Palm Beach	Atlantis, city of	do.			
Do.	Pasco	Unincorporated areas	Sept. 24, 1971, emergency; Dec. 31, 1971, suspended; Aug. 19, 1974, reinstated.			
Do.	Monroe	Key West, city of	June 12, 1970, emergency; Sept. 3, 1971, regular; Sept. 15, 1972, suspended; Aug. 19, 1974, reinstated.	June 19, 1970		
Iowa	Johnson	Coralville, city of	Aug. 23, 1974, emergency	June 14, 1974		
Kentucky	Casoy	Liberty, city of	do.	May 24, 1974		
Minnesota	Fillmore	Whalan, city of	do.			
Washington	Chelan	Cashmere, town of	do.	Apr. 5, 1974		
Wyoming	Fremont	Lander, city of	do.	May 3, 1974		

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

Issued: August 16, 1974.

GEORGE K. BERNSTEIN,  
 Federal Insurance Administrator.

[FR Doc.74-19814 Filed 8-28-74;8:45 am]

[Docket No. FI-345]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE  
 Status of Participating Communities

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

§ 1914.4 Status of participating communities.

State	County	Location	Effective date of authorization of sale of flood insurance for area	Hazard area identified	State map repository	Local map repository
Alabama	Lamar	Beaverton, city of	August 22, 1974			
Do.	do.	Detroit, town of	August 22, 1974 emergency			
Iowa	Montgomery	Red Oak, city of	do.	June 28, 1974		
Louisiana	LaFourche Parish	Lockport, town of	do.			
New York	Onsida	New Hartford, town of	do.	May 31, 1974		
Do.	Onondaga	Fayetteville, village of	do.			
North Carolina	Watauga	Boone, town of	do.	June 21, 1974		
Pennsylvania	Blair	Duncansville, borough of	do.	June 28, 1974		
Do.	Luzerne	Freeland, borough of	do.			
Do.	York	West Manchester, township of	do.			
South Dakota	Yankton	Yankton, city of	do.	Mar. 22, 1974		
Wisconsin	Clark	Loyal, city of	do.	May 17, 1974		

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

Issued: August 16, 1974.

GEORGE K. BERNSTEIN,  
 Federal Insurance Administrator.

[FR Doc.74-19815 Filed 8-28-74;8:45 am]

[Docket No. FI-346]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

Status of Participating Communities

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

§ 1914.4 Status of participating communities.

State	County	Location	Effective date of authorization of sale of flood insurance for area	Hazard area Identified	State map repository	Local map repository
Connecticut	Middlesex	East Hampton, town of	August 21, 1974, emergency	May 10, 1974		
Florida	Sumter	Unincorporated areas	do			
Kansas	Chase	Cedar Point, city of	do			
Kentucky	Campbell	Dayton, city of	do	Feb. 1, 1974		
Maine	Piscataquis	Dover-Foxcroft, town of	do			
Minnesota	Winona	Dakota, city of	do	Aug. 2, 1974		
New York	Wyoming	Attica, village of	do	May 24, 1974		
Do	Erie	Tonawanda, city of	do	May 31, 1974		
Pennsylvania	Bradford	Canton, borough of	do	June 7, 1974		
Do	Montour	Cooper, borough of	do			
Do	do	Valley, township of	do			
Do	Lehigh	Washington, township of	do			
Do	McKean	Eldred, township of	do			
Texas	Gaines	Seagraves, city of	do	May 24, 1974		

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

Issued: August 14, 1974.

GEORGE K. BERNSTEIN,  
Federal Insurance Administrator.

[FR Doc. 74-19816 Filed 8-28-74; 8:45 am]

[Docket No. FI-347]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

List of Communities With Special Hazard Areas

The Federal Insurance Administrator finds that comment and public procedure and the use of delayed effective dates in identifying the areas of communities which have special flood or mudslide hazards, in accordance with 24 CFR Part 1915, would be contrary to the public interest. The purpose of such identifications is to guide new development away from areas threatened by flooding. Since this publication is merely for the purpose of informing the public of the location of areas of special flood hazard and has no binding effect on the sale of flood insurance or the commencement of construction, notice and public procedure are impracticable, unnecessary, and contrary to the public interest. Inasmuch as this publication is not a substantive rule, the identification of special hazard areas shall be effective on the date shown. Accordingly, § 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

§ 1915.3 List of communities with special hazard areas.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Alabama	Houston	Cowarts, town of	H 010108 01	Alabama Development Office, Office of State Planning, State Office Bldg., 501 Dexter Ave., Montgomery, Ala. 36104. Alabama Insurance Department, Room 453, Administrative Bldg., Montgomery, Ala. 36104.	Mayor, town of Cowarts, City Hall, Cowarts, Ala. 36321.	Aug. 16, 1974.
Do	Macon	Tuskegee, city of	H 010150 01 through H 010150 05	do	Mayor, city of Tuskegee, City Hall, Tuskegee, Ala. 36083.	Do.
Arkansas	Clay	St. Francis, city of	H 050037 01	Division of Soil and Water Resources, State Department of Commerce, 1920 West Capitol Ave., Little Rock, Ark. 72201. Arkansas Insurance Department, 400 University Power Bldg., Little Rock, Ark. 72204.	Mayor, city of St. Francis, City Hall, St. Francis, Ark. 72464.	Do.
Do	Desha	Reed, town of	H 050070 01	do	Mayor, town of Reed, Reed, Ark. 71670.	Do.
Do	Hempstead	Fulton, town of	H 050086 01	do	Mayor, town of Fulton, Fulton, Ark. 71838.	Do.
Do	Jackson	Beedeville, town of	H 050098 01	do	Mayor, town of Beedeville, City Hall, Beedeville, Ark. 72014.	Do.
Do	do	Campbell Station, city of	H 050099 01	do	Mayor, City Hall, city of Campbell Station, Campbell Station, Ark. 72112.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Jackson	Tupelo, town of	H 050106 01	do.	Mayor, City Hall, town of Tupelo, Tupelo, Ark.	Do.
Do.	Lee	Moro, town of	H 050125 01	do.	Mayor, town of Moro, P.O. Box 278, Moro, Ark. 72368.	Do.
Do.	Newton	Jasper, city of	H 050160 01	do.	Mayor, city of Jasper, City Hall, Jasper, Ark. 72041.	Do.
Do.	Sebastian	Midland, town of	H 050203 01	do.	Mayor, town of Midland, Midland, Ark. 72945.	Do.
Do.	Washington	Elm Springs, town of	H 050213 01 through H 050213 02	do.	Mayor, town of Elm Springs, City Hall, Elm Springs, Ark. 72728.	Do.
Do.	White	Higginson, town of	H 050225 01	do.	Mayor, City Hall, town of Higginson, Higginson, Ark. 72068.	Do.
California	Kern	Bakersfield, city of	H 060077 01 through H 060077 15	Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95802.  California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012.	Mayor, city of Bakersfield, City Hall, 1501 Truxtun Ave., Bakersfield, Calif. 93301.	Do.
Do.	Mono	Unincorporated areas.	H 060194	do.	Chairman, Mono County, Mono County Board of Supervisors, County Courthouse, Bridgeport, Calif. 93517.	Do.
Do.	Santa Cruz	Unincorporated areas.	H 060353 01 through H 060353 15	do.	Chairman, Santa Cruz County, Santa Cruz County Board of Supervisors, Governmental Center, 701 Ocean St., Santa Cruz, Calif. 95060.	Do.
Colorado	Eagle	Minturn, town of	H 080053 01	Colorado Water Conservation Board, Room 102, 1845 Sherman St., Denver, Colo. 80203.  Colorado Division of Insurance, 106 State Office Bldg., Denver, Colo. 80203.	Mayor, town of Minturn, Town Hall, Minturn, Colo. 81645.	Do.
Do.	Fremont	Unincorporated areas.	H 080067 01 through H 080067 02	do.	County Commissioners, Fremont County Courthouse, Canon City, Colo. 81212.	Do.
Do.	Mineral	Creede, town of	H 080118 01	do.	Mayor, town of Creede, County Courthouse, Creede, Colo. 81130.	Do.
Connecticut	Fairfield	Monroe, town of	H 090009 01 through H 090009 08	Department of Environmental Protection, Division of Water and Related Resources, Room 207, State Office Bldg., Hartford, Conn. 06115.  Connecticut Insurance Department, State Capitol Bldg., 155 Capitol Ave., Hartford, Conn. 06115.	Mayor, town of Monroe, Monroe, Conn. 06468.	Do.
Do.	Hartford	Berlin, town of	H 090022 01 through H 090022 09	do.	Selectman, Town Hall, town of Berlin, Berlin, Conn. 06037.	Do.
Do.	do	South Windsor, town of	H 090036 01 through H 090036 09	do.	Town Manager, Town Hall, town of South Windsor, South Windsor, Conn. 06074.	Do.
Do.	Litchfield	Canaan, town of	H 090044 01 through H 090044 10	do.	First Selectman, Town Hall, town of Canaan, Canaan, Conn. 06018.	Do.
Do.	Middlesex	Middletown, city of	H 090068 01 through H 090068 13	do.	Commission on City Plan and Zoning, Municipal Bldg., Middletown, Conn. 06457.	Do.
Do.	Litchfield	Plymouth, town of	H 090138 01 through H 090138 07	do.	Selectman, Town Hall, town of Plymouth, Terryville, Conn. 06786.	Do.
Do.	New London	Preston, town of	H 090139 01 through H 090139 11	do.	Mayor, town of Preston, Preston, Conn.	Do.
Florida	Nassau	Fernandina Beach, city of	H 120172 01 through H 120172 04	Department of Community Affairs, 2571 Executive Center Circle East, Howard Bldg., Tallahassee, Fla. 32301.  State of Florida Insurance Department, Treasurer's Office, The Capitol, Tallahassee, Fla. 32304.	Mayor, City Hall, city of Fernandina Beach, Fernandina Beach, Fla. 32034.	Do.
Do.	Polk	Winter Haven, city of	H 120271 01 through H 120271 06	do.	City Manager, City Hall, city of Winter Haven, Winter Haven, Fla. 33880.	Do.
Do.	Seminole	Sanford, city of	H 120294 01 through H 120294 04	do.	Mayor, City Hall, city of Sanford, Sanford, Fla. 32771.	Do.
Georgia	Macon	Montezuma, city of	H 130132 01 through H 130132 05	do.	Mayor, City Hall, city of Montezuma, Montezuma, Ga. 31063.	Do.
Do.	Whitfield	Dalton, city of	H 130194 01 through H 130194 12	do.	City Building Inspector's Office, City Hall, King St., Dalton, Ga. 30720.	Do.
Idaho	Caribou	Bancroft, town of	H 160040 01	Department of Water Administration, State House, Annex 2, Boise, Idaho 83707.  Idaho Department of Insurance, Room 206, Statehouse, Boise, Idaho 83707.	Mayor, City Hall, town of Bancroft, Bancroft, Idaho 83217.	Do.
Do.	Notre Dame	Lewiston, city of	H 160104 01 through H 160104 07	do.	City Manager, City Hall, city of Lewiston, Lewiston, Idaho 83501.	Do.
Do.	do	Peck, city of	H 160105 01	do.	Mayor, city of Peck, Peck, Idaho 83545.	Do.
Illinois	Du Page	Oak Brook, village of	H 170214 01	Governor's Task Force on Flood Control, P.O. Box 475, Lisle, Ill. 60532.  Illinois Insurance Department, 525 West Jefferson St., Springfield, Ill. 62702.	President, village of Oak Brook, 1200 Oak Brook Rd., Oak Brook, Ill. 60523.	Do.
Do.	Jefferson	Ina, village of	H 170307 01	do.	Mayor, Ina, Ill. 62846.	Do.
Do.	do	Nason, city of	H 170309 01	do.	Mayor, Nason, Ill. 62866.	Do.
Do.	Madison	Glen Carbon, village	H 170442 01 through H 170443	do.	Village Hall, Town Council, village of Glen Carbon, School St., Glen Carbon, Ill. 62034.	Do.

## RULES AND REGULATIONS

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Pike	New Cantorn, town of.	H 170555 01	do	Mayor, town of New Cantorn, New Cantorn, Ill. 62356.	Do.
Do.	Stephenson	Orangeville, village of.	H 170641 01	do	Mayor, Orangeville, Ill. 61060.	Do.
Indiana	St. Joseph	South Bend, city of.	H 180231 01 through H 180231 10	Division of Water, Department of Natural Resources, 608 State Office Bldg., Indianapolis, Ind. 46204. Indiana Insurance Department, 509 State Office Bldg., Indianapolis, Ind. 46204.	City Engineering Department, Room 1316, County City Bldg., South Bend, Ind. 46621.	Do. Do.
Iowa	Buena Vista	Linn Grove, town of.	H 190032 01	Iowa Natural Resources Council, James W. Grimes Bldg., Des Moines, Iowa 50319. Iowa Insurance Department, Lucas State Office Bldg., Des Moines, Iowa 50319.	Mayor, City Hall, Linn Grove, Iowa 51033.	Do.
Do.	Carroll	Glidden, town of.	H 190044 01	do	Carroll County Board of Supervisors, town of Glidden, Carroll, Iowa 51401.	Do.
Do.	Dubuque	New Vienna, city of.	H 190121 01	do	Mayor, New Vienna, Iowa 52005.	Do.
Do.	Story	Cambridge, city of.	H 190255 01	do	Mayor, City Hall, city of Cambridge, Iowa 50046.	Do.
Do.	Tama	Chelsea, city of.	H 190261 01	do	Mayor, City Hall, city of Chelsea, Chelsea, Iowa 52215.	Do.
Do.	Woodbury	Lawton, city of.	H 190292 01	do	Mayor, City Hall, city of Lawton, Lawton, Iowa 51030.	Do.
Kansas	Chase	Strong City, city of.	H 200043 01	Division of Water Resources, State Board of Agriculture, Topeka, Kans. 66612. Kansas Insurance Department, 1st Floor, Statehouse, Topeka, Kans. 66612.	City Hall, Strong City, Kans. 66869.	Do.
Do.	Harper	Harper, city of.	H 200129 01	do	Mayor, City Bldg., Harper, Kans. 67058.	Do.
Do.	Johnson	Westwood, town of.	H 200179 01	do	Mayor, City Hall, town of Westwood, 4735 Adams, Shawnee Mission, Kans. 66205.	Do.
Do.	Sedgewick	Andale, city of.	H 200322 01	do	Mayor, Andale, Kans. 67001.	Do.
Do.	Shawnee	Willard, city of.	H 200337 01	do	Mayor, City Bldg., city of Willard, Kans. 66604.	Do.
Kentucky	Anderson	Lawrenceburg, city of.	H 210003 01 through H 210003 02	Division of Water, Kentucky Department of Natural Resources, Capitol Plaza, Office Tower, Frankfort, Ky. 40601. Kentucky Insurance Department, Old Capitol Annex, Frankfort, Ky. 40601.	Chairman, Zoning Board, City Hall, Lawrenceburg, Ky. 40342.	Do.
Do.	Carroll	Prestonville, town of.	H 210047 01	do	Mayor, town of Prestonville, Prestonville, Ky.	Do.
Do.	Harrison	Berry, town of.	H 210106 01	do	Mayor, City Hall, Berry, Ky. 41003.	Do.
Do.	McCracken	Paducah, city of.	H 210152 01 through H 210152 07 H 210225 01	do	Mayor, City Hall, Paducah, Ky. 42001.	Do.
Do.	Webster	Slaughters, city of.	H 210152 07 through H 210225 01	do	Mayor, City Bldg., Slaughters, Ky. 42454.	Do.
Maine	Waldo	Unity, town of.	H 230131 01 through H 230131 05	Maine Soil and Water Conservation Commission, State House, Augusta, Maine 04330. Maine Insurance Department, Capitol Shopping Center, Augusta, Maine 04330.	Unity Selectmen, town of Unity, Unity, Maine 04988.	Do.
Do.	Washington	Beals, town of.	H 230133 01 through H 230133 07 H 240057 01	do	First Selectman, town of Beals, Beals, Maine 04611.	Do.
Maryland	Queen Annes	Church Hill, town of.	H 240057 01	Department of Water Resources, State Office Bldg., Annapolis, Md. 21401. Maryland Insurance Department, 301 West Preston St., Baltimore, Md. 21201.	Mayor, Church Hill, Md. 21623.	Do.
Massachusetts	Bristol	Attleboro, city of.	H 250049 01 through H 250049 08	Division of Water Resources, Water Resources Commission, State Office Bldg., 100 Cambridge St., Boston, Mass. 02202. Massachusetts Division of Insurance, 100 Cambridge St., Boston, Mass. 02202.	City Clerk, 29 Park St., Attleboro, Mass. 02703.	Do.
Do.	Essex	Beverly, city of.	H 250077 01 through H 250077 08	do	Mr. John Whitaker, Bldg. Inspector, 191 Cabot St., city of Beverly, Beverly, Mass. 01915.	Do.
Do.	do	West Newbury, town of.	H 250108 01 through H 250108 02	do	Office of the Town Clerk, Town Hall, West Newbury, Mass. 01985.	Do.
Do.	Hampden	Wales, town of.	H 250152 01 through H 250152 02	do	Chairman, Planning Board, town of Wales, Wales, Mass. 01081.	Do.
Do.	Hampshire	Goshen, town of.	H 250161 01 through H 250161 05	do	Chairman, Planning Board, Town Hall, town of Goshen, Goshen, Mass. 01032.	Do.
Do.	Middlesex	Carlisle, town of.	H 250187 01 through H 250187 05	do	Chairman, Board of Selectmen, Town Hall, town of Carlisle, Carlisle, Mass. 01741.	Do.
Do.	Norfolk	Norwood, town of.	H 250248 01 through H 250248 05	do	Chairman, Board of Selectmen, Town Hall, Norwood, Mass. 02062.	Do.
Do.	do	Plainville, town of.	H 250249 01 through H 250249 06	do	Chairman, Board of Selectmen, Town Hall, town of Plainville, Plainville, Mass. 02782.	Do.
Do.	Plymouth	Norwell, town of.	H 250276 01 through H 250276 07	do	Chairman, Board of Selectmen, Town Hall, Norwell, Mass. 02061.	Do.
Do.	Worcester	Auburn, town of.	H 250292 01 through H 250292 05	do	Town Hall, 104 Central St., Auburn, Mass. 01501.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	do.	Upton, town of.	H 250340 01 through H 250340 12 H 260028 01 through H 260028 06	do.	Chairman, Board of Selectmen, Town Hall, town of Upton, Upton, Mass. 01568.	Do.
Michigan	Benzie	Crystal Lake, township of.		Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48926.	Crystal Lake Township Hall, Corner M-115 and Airport Rd., township of Crystal Lake, Frankfort, Mich. 49635.	Do.
Do.	Calhoun	Bedford, township of.	H 260052 01 through H 260052 10	Michigan Insurance Bureau, 111 North Hosmer St., Lansing, Mich. 48913.	Mayor, township of Bedford, Bedford, Mich. 49020.	Do.
Do.	Ottawa	Park, township of.	H 260185 01 through H 260185 07	do.	Mr. E. Jay Van Wieren, Township Supervisor, Park Township, 1464 Ottawa Beach Rd., Holland, Mich. 49423.	Do.
Do.	St. Clair	China, township of.	H 260203 01 through H 260203 10	do.	Township Supervisor, township of China, 4505 Indian Trail Rd., Marine City, Mich. 48039.	Do.
Do.	Arenac	Arenac, township of.	H 260251 01 through H 260251 11	do.	Office of the Clerk, Arenac Township, Rural delivery No. 1, Omer, Mich. 48749.	Do.
Do.	Ottawa	Port Sheldon, township of.	H 260278 01 through H 260278 08	do.	Port Sheldon Township, 16201 Port Sheldon Rd., West Olive, Mich. 49460.	Do.
Do.	Oakland	Waterford, township of.	H 260284 01 through H 260284 15	do.	Township Supervisor, Waterford Township Hall, 4905 West Huron, Pontiac, Mich. 48054.	Do.
Minnesota	Carlton	Unincorporated areas.	H 270039 01 through H 270039 03	Division of Waters, Soils, and Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101. Minnesota Division of Insurance, R-210 State Office Bldg., St. Paul, Minn. 55101.	County of Carlton, Office of the County, Carlton, Minn. 55718.	Do.
Do.	Fairbault	Delavan, city of.	H 270117 01	do.	Mayor, City Hall, city of Delavan, Delavan, Minn. 56023.	Do.
Do.	Hennepin	Orono, city of.	H 270178 01 through H 270178 07 H 270219 01	do.	Mr. James W. Cosby, City Administrator, city of Orono, P.O. Box 66, Crystal Bay, Minn. 55323.	Do.
Do.	Kandiyohi	Lake Lillian, city of.	H 270231 01 through H 270231 02	do.	Mayor, city of Lake Lillian, Lake Lillian, Minn. 56253.	Do.
Do.	Kittson	Lancaster, city of.	H 270231 01 through H 270231 02	do.	Mayor, Lancaster, Minn. 56735.	Do.
Do.	Morrison	Harding, city of.	H 270297 01 through H 270297 02	do.	Mayor, city of Harding, Harding, Minn. 56364.	Do.
Do.	do.	Sobieski, city of.	H 270304 01 through H 270304 03	do.	Mr. Ray Sobieski, city of Sobieski, Route No. 3, Little Falls, Minn. 56345.	Do.
Do.	Norman	Shelly, city of.	H 270327 01	do.	Municipal Bldg., City Clerk's Office, P.O. Bldg., Shelly, Minn. 56581.	Do.
Do.	Otter Tail	Deer Creek, city of.	H 270334 01 through H 270334 02	do.	Mayor, city of Deer Creek, Deer Creek, Minn. 56527.	Do.
Do.	do.	Otter Tail, city of.	H 270339 01 through H 270339 03	do.	Mayor, Otter Tail, Minn. 56571.	Do.
Do.	St. Louis	Duluth, city of.	H 270421 01 through H 270421 34 H 270491 01	do.	City Hall, Duluth, Minn. 55802.	Do.
Do.	Wabasha	Zumbro Falls, city of.	H 270491 01	do.	Mayor, Zumbro Falls, Minn. 55991.	Do.
Missouri	Andrew	Amazonia, town of.	H 290005 01	Water Resources Board, P.O. Box 271, Jefferson City, Mo. 65101. Division of Insurance, P.O. Box 600, Jefferson City, Mo. 65101.	City Clerk, town of Amazonia, Amazonia, Mo. 64421.	Do.
Do.	Barry	Cassville, city of.	H 290022 01	do.	City Hall, city of Cassville, West 8th St., Cassville, Mo. 65625.	Do.
Do.	Cass	Strasburg, city of.	H 290071 01	do.	Mayor, city Hall, city of Strasburg, Strasburg, Mo. 64090.	Do.
Do.	Clay	Missouri City, village of.	H 290097 01	do.	Mayor, City Hall, village of Missouri City, Missouri City, Mo. 64072.	Do.
Do.	St. Louis	Black Jack, city of.	H 290336 01 through H 290336 02	do.	City of Black Jack, City Hall, 4655 Parker Rd., Black Jack, Mo. 63023.	Do.
Do.	Newton	Shoal Creek Drive, town of.	H 290487 01	do.	Chairman, Board of Trustees for Shoal Creek Drive, town of Shoal Creek Drive, Joplin, Mo. 64801.	Do.
Montana	Richland	Fairview, town of.	H 300064 01	Montana Department of Natural Resources and Conservation, Water Resources Division, Sam W. Mitchell Bldg., Helena, Mont. 59601. Montana Insurance Department, Capitol Bldg., Helena, Mont. 59601.	Mayor, town of Fairview, City Hall, Fairview, Mont. 59221.	Do.
Do.	Stillwater	Unincorporated areas.	H 300078 01 through H 300078 03	do.	Court Commissioners, Stillwater County, Columbus, Mont. 59019.	Do.
Nebraska	Nemaha	Brock, village of.	H 310155 01	Nebraska Natural Resources Commission, P.O. Box 94725, State House Station, Lincoln, Nebr. 68509. Nebraska Insurance Department, 1335 L St., Lincoln, Nebr. 68509.	Mayor, village of Brock, Brock, Nebr. 68320.	Do.
Nevada	Clark	Las Vegas, city of.	H 325276 01 through H 325276 28	Division of Water Resources, Department of Conservation and Natural Resources, Nye Bldg., Carson City, Nev. 89701. Nevada Insurance Division, Department of Commerce, Nye Bldg., Carson City, Nev. 89701.	Public Works Department, 821 Las Vegas Blvd. North, Las Vegas, Nev. 89101.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
New Hampshire	Grafton	Bridgewater, town of.	H 330046 01 through H 330046 06	Office of State Planning Division of Community Planning, State House Annex, Concord, N.H. 03301. New Hampshire Insurance Department 78 North Main St., Concord, N.H. 03301.	Chairman, Planning Board, town of Bridgewater, Bridgewater, N.H.	Do.
Do.	do.	Franconia, town of.	H 330053 01 through H 330053 10	do.	Chairman, Planning Board, town of Franconia, Franconia, N.H. 03580.	Do.
Do.	do.	Wentworth, town of.	H 330078 01 through H 330078 12	do.	Chairman, Planning Board, town of Wentworth, Wentworth, N.H. 03282.	Do.
Do.	Merrimack	Wilmot, town of.	H 330124 01 through H 330124 05	do.	Selectman, town of Wilmot, Wilmot, N.H.	Do.
Do.	Rockingham	Windham, town of.	H 330144 01 through H 330144 08	do.	Selectman, Town Hall, town of Windham, Windham, N.H. 03087.	Do.
Do.	Strafford	Somersworth, town of.	H 330151 01 through H 330151 05	do.	Mayor, Town Hall, city of Somersworth, Somersworth, N.H. 03878.	Do.
New Jersey	Warren	Harmony, township of.	H 340485 01 through H 340485 08	Bureau of Water Control, Department of Environmental Protection, P.O. Box 1390, Trenton, N.J. 08625. New Jersey Department of Insurance, State House Annex, Trenton, N.J. 08625.	Office of the Township Clerk, township of Harmony, Rural Delivery No. 2, Phillipsburg, N.J. 08865.	Do.
Do.	do.	Knowlton, township of.	H 340488 01 through H 340488 08	do.	Mayor, Rural Delivery, township of Knowlton, Columbia, N.J. 07832.	Do.
Do.	do.	Mansfield, township of.	H 340491 01 through H 340491 10	do.	Mayor, township of Mansfield, Municipal Bldg., Port Murray, N.J. 07865.	Do.
Do.	do.	Pohatcong, township of.	H 340494 01 through H 340494 06	do.	Mayor, township of Pohatcong Springtown-Phillipsburg Rd., Phillipsburg, N.J. 08865.	Do.
New Mexico	Dona Ana	Hatch, village of.	H 350013 01	State Engineer's Office, Bataan Memorial Bldg., Santa Fe, N. Mex. 87501. New Mexico Department of Insurance, P.O. Box 1269, Santa Fe, N. Mex. 87501.	Mayor, City Hall, village of Hatch, Hatch, N. Mex. 89037.	Do.
Do.	Rio Arriba	Chama, village of.	H 350050 01	do.	Mayor, village of Chama, Chama, N. Mex. 87520.	Do.
New York	Cayuga	Conquest, town of.	H 360108 01 through H 360108 05	New York State Department of Environmental Conservation, Division of Resources, Management Services Bureau. New York State Insurance Department, 123 William St., New York, N.Y. 10038.	Conquest Town Board, Rural Delivery, No. 2, town of Conquest Port Byron, N.Y. 13140.	Do.
Do.	Delaware	Andes, town of.	H 360188 01 through H 360188 09	do.	Supervisor, town of Andes, Andes, N.Y. 13731.	Do.
Do.	do.	Franklin, town of.	H 360198 01 through H 360198 10	do.	Mayor, town of Franklin, Franklin, N.Y. 13775.	Do.
Do.	Greene	Hunter, village of.	H 360293 01	do.	Supervisor, village of Hunter, Haines Falls, N.Y. 12436.	Do.
Do.	Jefferson	Theresa, town of.	H 360352 01 through H 360352 09	do.	Mayor, town of Theresa, Theresa, N.Y. 13691.	Do.
Do.	Lewis	Lyonsdale, town of.	H 360371 01 through H 360371 06	do.	Town Board—Lyonsdale, Town Clerk, town of Lyonsdale, Port Leyden, N.Y. 13433.	Do.
Do.	do.	Osecola, town of.	H 360374 01 through H 360374 11	do.	Town Board—Osecola, Town Clerk, Rural Delivery, town of Osecola, Williamstown, N.Y. 13493.	Do.
Do.	Nassau	Glen Cove, city of.	H 360465 01 through H 360465 09	do.	City Hall, city of Glen Cove, Glen Cove, N.Y. 11542.	Do.
Do.	Oneida	Vernon, town of.	H 360559 01 through H 360559 06	do.	Mayor, town of Vernon, Village Hall, Vernon, N.Y. 13476.	Do.
Do.	Onondaga	Fabius, town of.	H 360577	do.	Supervisor, town of Fabius, Fabius, N.Y. 13063.	Do.
Do.	St. Lawrence	Canton, village of.	H 360697 01 through H 360697 02	do.	Mayor, Municipal Bldg., Main St., village of Canton, Canton, N.Y. 13617.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	do.	Lisbon, town of.	H 360703 01 through H 360703 15	do.	Town Supervisor, town of Lisbon, Clerk's Office, Lisbon, N. Y. 13658.	Do.
Do.	Wayne	Sodus, town of.	H 360898 01 through H 360898 09	do.	Town Clerk's Office, 12 Maple Ave., town of Sodus, Sodus, N. Y. 14551.	Do.
Do.	Livingston	Portage, town of.	H 361029 01 through H 361029 04	do.	Mayor, town of Portage, Portage, N. Y.	Do.
Ohio	Lucas	Jerusalem, township of.	H 390597 01 through H 390597 11	Ohio Department of Natural Resources, Fountain Square, Columbus, Ohio 4322. Ohio Insurance Department, 115 East Rich Street, Columbus, Ohio 43215.	Township Trustees, township of Jerusalem, Toledo-Lucas County Civic Defense, Toledo, Ohio 43624.	Do.
Oklahoma	Pittsburg	Quinton, town of.	H 400172 01 through H 400172 02	Oklahoma Water Resources Board, 2241 Northwest 40th St., Oklahoma City, Okla. 73112. Oklahoma Insurance Department, Room 408, Will Rogers Memorial Bldg., Oklahoma City, Okla. 73105.	Mayor, City Hall, town of Quinton, Quinton, Okla. 74561.	Do.
Do.	Sequoyah	Roland, town of.	H 400198 01	do.	Mayor, City Hall, town of Roland, Roland, Okla. 74954.	Do.
Do.	Wagoner	Okay, town of.	H 400217 01	do.	Mayor, City Hall, town of Okay, Okay, Okla. 74446.	Do.
Pennsylvania	Allegheny	Glenfield, borough of.	H 420039 01 through H 420039 02	Department of Community Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa. 17120. Pennsylvania Insurance Department, 108 Finance Bldg., Harrisburg, Pa. 17120.	Mayor, borough of Glenfield, 310 Kibuck St., Sewickley, Pa. 15143.	Do.
Do.	Beaver	Glasgow, borough of.	H 420112 01	do.	Mayor, Borough Bldg., borough of Glasgow, Smiths Ferry, Pa. 15059.	Do.
Do.	Bedford	Hyndman, borough of.	H 420121 01	do.	Borough President, borough of Hyndman, Hyndman, Pa. 15545.	Do.
Do.	Berks	Lenhartsville, borough of.	H 420139 01	do.	Mayor, Borough of Lenhartsville, Lenhartsville Hotel, Lenhartsville, Pa. 19534.	Do.
Do.	Bradford	Burlington, borough of.	H 420168 01	do.	Burlington Borough Council, borough of Burlington, Burlington, Pa. 18814.	Do.
Do.	Chester	East Bradford, township of.	H 420276 01 through H 420276 06	do.	Township Engineer, Office of the Township Engineer, 222 North Walnut St., township of East Bradford, West Chester, Pa. 19380.	Do.
Do.	Erle	Wattsburg, borough of.	H 420456 01	do.	Mayor, borough of Wattsburg, Wattsburg, Pa. 16442.	Do.
Do.	Indiana	Shelcocta, borough of.	H 420506 01	do.	Mayor, borough of Shelcocta, Shelcocta, Pa. 15774.	Do.
Do.	Mifflin	Brown, township of.	H 420683 01 through H 420683 09	do.	Zoning Officer, Secretary-Treasurer, P. O. Box 191, township of Brown, Reedsville, Pa. 17084.	Do.
Do.	Perry	New Buffalo, borough of.	H 420753 01	do.	New Buffalo Mayor, borough of New Buffalo, New Buffalo, Pa. 17069.	Do.
Do.	Sullivan	Forksville, borough of.	H 420811 01	do.	Forksville Borough Council, borough of Forksville, Forksville, Pa. 18016.	Do.
Do.	Venango	Utica, borough of.	H 420841 01 through H 420841 04	do.	Borough of Utica, Borough Council, Utica, Pa. 16382.	Do.
Do.	Wayne	Prompton, borough of.	H 420866 01 through H 420866 04	do.	Mayor, borough of Prompton, Prompton, Pa. 18456.	Do.
South Carolina	Allendale	Ulmers, town of.	H 450012 01	South Carolina Water Resources Commission, P. O. Drawer 164, 700 Knox Abbott Drive, Cayce, S.C. 29033. South Carolina Insurance Department, 2711 Middleburg St., Columbia, S.C. 29204.	Billy C. Myrlok, Mayor, town of Ulmers, Ulmers, S.C. 29649.	Do.
Do.	Greenville	Mauldin, city of.	H 450198 01 through H 450198 09	do.	City Hall, Box 457, city of Mauldin, Mauldin, S.C. 29662.	Do.
South Dakota	Lincoln	Canton, city of.	H 460047 01	South Dakota Planning Agency, Office of Executive Manager, State Capitol Bldg., Pierre, S. Dak. 57501. South Dakota Department of Insurance, Insurance Bldg., Pierre, S. Dak. 57501.	Mayor, city of Canton, Canton, S. Dak. 57013.	Do.
Tennessee	Cheatham	Ashland City, city of.	H 470027 01 through H 470027 02	Tennessee State Planning Office, 660 Capitol Hill Bldg., Nashville, Tenn. 37219. Tennessee Department of Insurance and Banking, 114 State Office Bldg., Nashville, Tenn. 37219.	Mayor, city of Ashland City, Municipal Bldg., Ashland City, Tenn. 37015.	Do.
Do.	Sumner	Gallatin, city of.	H 470185 01 through H 470185 05	do.	Gallatin City Council, city of Gallatin, City Hall, West Main Street, Gallatin, Tenn. 37006.	Do.
Texas	Anderson	Frankston, city of.	H 480003 01	Texas Water Development, Board, P. O. Box 13087, Capitol Station, Austin, Tex. 78711. Texas Insurance Department, 1110 San Jacinto St., Austin, Tex. 78701.	Mayor, Municipal Bldg., City of Frankston, Frankston, Tex. 75768.	Do.
Do.	Leon	Normangee, city of.	H 480436 01	do.	Mayor, city of Normangee, City Hall, Normangee, Tex. 77871.	Do.
Do.	Smith	Arp, city of.	H 480567 01	do.	Mayor, City Hall, Arp, Tex. 75750.	Do.
Do.	Terrell	Unincorporated areas.	H 480619 01 through H 480619 02	do.	County Judge, Terrell County, Terrell County Commissioners Court, County Courthouse, Sanderson, Tex. 79848.	Do.
Do.	Ward	Pyote, city of.	H 480645 01	do.	Mayor, city of Pyote, Pyote, Tex. 79777.	Do.
Utah	Caabe	Lewiston, city of.	H 490018 01 through H 490018 07	Department of Natural Resources, Division of Water Resources, State Capitol Bldg., Rm. 435, Salt Lake City, Utah 84114. Utah Insurance Department, 115 State Capitol, Salt Lake City, Utah 84114.	Mayor, L. D. Bodily, city of Lewiston, 860 South Main, Lewiston, Utah 84320.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Iron	Parowan, city of	H 490076 01 through H 490076 02 H 490100 01	do.	Mayor Kendall Gunn, City Hall, city of Parowan, Parowan, Utah 84761.	Do.
Do.	Rich	Randolph, town of	H 490115 01 through H 490115 02	do.	Mayor, town of Randolph, Randolph, Utah 84064.	Do.
Do.	Sanpete	Gunnison, city of	H 490137 01 through H 490137 02	do.	Mayor, city Hall, city of Gunnison, Gunnison, Utah 84634.	Do.
Do.	Summit	Kamas, city of	H 490145 01 through H 490145 04 H 490169 01	do.	Mayor, city of Kamas, City Hall, Kamas, Utah 84036.	Do.
Do.	Tooele	Tooele, city of	H 490177 01 through H 490177 07	do.	Mayor Robert Swan, City Hall, city of Tooele, Tooele, Utah 84074.	Do.
Do.	Washington	Enterprise, city of	H 490177 01 through H 490177 07	do.	Mayor, city of Enterprise, City Hall, Enterprise, Utah 84725.	Do.
Do.	do	St. George, city of	H 500016 01 through H 500016 06	do.	Mayor, City Building, city of St. George, St. George, Utah 84770.	Do.
Vermont	Bennington	Pownal, town of	H 500047 01 through H 500047 03 H 500075 01 through H 500075 06 H 500095 01 through H 500125 03 through H 500139 01 through H 500139 06 through H 500144 01 through H 500144 05 through H 500159 01 through H 500159 03 H 510062 01	Management and Engineering Division, Water Resources Department, State Office Bldg., Montpelier, Vt. 05602. Vermont Insurance Department, State Office Bldg., Montpelier, Vt. 05602.	Chairman, Pownal Board of Selectmen, town of Pownal, Pownal, Vt. 05261.	Do.
Do.	Essex	Guildhall, town of	H 500047 01 through H 500047 03	do.	Chairman, Guildhall Board of Selectmen, town of Guildhall, Guildhall, Vt. 05505.	Do.
Do.	Orange	Thetford, town of	H 500075 01 through H 500075 06	do.	Chairman, c/o Town Clerk, Thetford Board of Selectmen, town of Thetford, Thetford Center, Vt. 05075.	Do.
Do.	Rutland	Mendon, town of	H 500095 01 through H 500095 13	do.	Chairman, Mendon Board of Selectmen, Town Hall, town of Mendon, Rutland, Vt. 05701.	Do.
Do.	Windham	Bellows Falls, village of	H 500125 03 through H 500139 01 through H 500139 06	do.	Village Manager, village of Bellows Falls, Vt. 05101.	Do.
Do.	do	Westminster, town of	H 500144 01 through H 500144 05	do.	Chairman, Westminster Village Trustees, town of Westminster, Westminster, Vt. 05158.	Do.
Do.	Windsor	Bridgewater, town of	H 500159 01 through H 500159 03	do.	Chairman, Bridgewater Board of Selectmen, Bridgewater, Vt. 05634.	Do.
Do.	do	Windsor, town of	H 510062 01	do.	Municipal Bldg., 147 Main St., Windsor, Vt. 05089.	Do.
Virginia	Franklin	Boones Mill, town of	H 510076 01 through H 510076 03 H 510103 01 through H 510103 23 H 510224 01	Bureau of Water Control Management, State Water Control Board, P.O. Box 11143, Richmond, Va. 23230. Virginia Insurance Department 700 Blanton Bldg., P.O. Box 1157, Richmond, Va. 23209.	Chairman, Franklin County Board of Supervisors, town of Boones Mill, Rocky Mount, Va. 24151.	Do.
Do.	Independent	Harrisonburg, city of	H 510076 01 through H 510076 03	do.	Mayor, city of Harrisonburg, Municipal Bldg., 245 South Main Street, Harrisonburg, Va. 22801.	Do.
Do.	do	Newport News, city of	H 510103 01 through H 510103 23	do.	Newport News City Hall, 118 Main Street, Newport News, Va. 23601.	Do.
Do.	Rockingham	Mt. Crawford, town of	H 510224 01	do.	Mayor, town of Mount Crawford, Mount Crawford, Va. 22841.	Do.
Washington	Pierce	Buckley, town of	H 530130 01	Department of Ecology, Olympia, Wash. 98501.	Pierce County Planning Department, County-City Bldg., 930 Tacoma S., town of Buckley, Tacoma, Wash. 98402.	Do.
Do.	Spokane	Millwood, town of	H 530180 01	Washington Insurance Department, Insurance Bldg., Olympia, Wash. 98501.	Mayor, City Hall, Millwood, Wash. 99206.	Do.
West Virginia	Hampshire	Capon Bridge, town of	H 540046 01	Office of Federal-State Relations, Room W115, Capitol Bldg., Charleston, W. Va. 25305. West Virginia Insurance Department, State Capitol, Charleston, W. Va. 25305.	Mayor, town of Capon Bridge, Capon Bridge, W. Va. 26711.	Do.
Wisconsin	Marquette	Neshkoro, village of	H 550267 01	Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 212 North Bassett Street, Madison, Wis. 53703.	Village President, village of Neshkoro, Neshkoro, Wis. 54960.	Do.
Do.	Sauk	Ironton, village of	H 550393 01	do.	Village President, Rural Route 1, village of Ironton, LaValle, Wis. 53941.	Do.
Do.	Sawyer	Exeland, village of	H 550409 01	do.	Village President, Exeland, Wis. 54835.	Do.
Wyoming	Sweetwater	Green River, town of	H 560050 01	Wyoming Disaster and Civil Defense Agency, P.O. Box 1769, Cheyenne, Wyo. 82001. Department of Insurance, State of Wyoming, State Office Bldg., Cheyenne, Wyo. 82001.	City Planning and Zoning Commission, City Hall, town of Green River, Green River, Wyo. 82035.	Do.

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

Issued: August 16, 1974.

GEORGE K. BERNSTEIN,  
Federal Insurance Administrator.

[FR Doc. 74-19817 Filed 8-28-74; 8:45 am]

Title 28—Judicial Administration  
**CHAPTER I—DEPARTMENT OF JUSTICE**  
 [Order 576-74]

**PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE**

**PART 45—STANDARDS OF CONDUCT**  
 Office of Justice Policy and Planning

The name of the Office of Criminal Justice, established in the Office of the Deputy Attorney General, has been changed to the Office of Justice Policy and Planning. This order conforms the Department's regulations to that change.

By virtue of the authority vested in me by 28 U.S.C. 509, 510 and 5 U.S.C. 301, Chapter I of Title 28, Code of Federal Regulations, is amended as follows:

1. Section 0.1 of Subpart A of Part 0 is amended by substituting "Office of Justice Policy and Planning" for "Office of Criminal Justice."

2. Section 0.17 of Subpart C of Part 0 is amended by substituting "Office of Justice Policy and Planning" for "Office of Criminal Justice" in the caption and in the first sentence.

3. Section 45.735-22(c) (2) (ii) of Part 45 is amended by substituting "Director, Office of Justice Policy and Planning" for "Director, Office of Criminal Justice."

Dated: August 15, 1974.

WILLIAM B. SAXBE,  
 Attorney General.

[FR Doc.74-20031 Filed 8-28-74; 8:45 am]

Title 31—Money and Finance: Treasury  
**CHAPTER I—MONETARY OFFICES, DEPARTMENT OF THE TREASURY**

**PART 128—TRANSACTIONS IN FOREIGN EXCHANGE TRANSFERS OF CREDIT, AND EXPORT OF COIN AND CURRENCY**

Foreign Exchange Forms B-1a, B-2a, B-3a, and S-1a

The Department of the Treasury finds it necessary to amend Subpart B of 31 CFR Part 128 by adding new Foreign Exchange Forms B-1a, B-2a, B-3a, and S-1a. The added Foreign Exchange forms shall include monthly reports of data on selected foreign countries not presently listed separately on existing Forms B-1, B-2, B-3 and S-1. The objective of these additions is to collect monthly data on capital movements between the United States and certain countries for which data are now available only twice yearly on the Supplement to Form B-1.

The Department further finds that notice of proposed rulemaking and public procedure are unnecessary under the provisions of 5 U.S.C. 553 and that there is good cause to make these amendments effective immediately. The new Foreign Exchange forms require that data already being provided by bankers and banking institutions, and brokers and dealers in the United States be broken down on the new forms to show separate monthly data for selected countries. The parties affected by these additions are already reporting the same data for certain geographical aggregations. In addition,

each person presently reporting will be notified individually.

Accordingly, Subpart B, Chapter I of 31 CFR Part 128 is amended by adding new §§ 128.11a, 128.13a, 128.14a, and 128.17a, to read:

§ 128.11a Foreign Exchange Form B-1a: "Short-term" dollar liabilities to "foreigners" in selected countries not listed separately on Form B-1.

On this form bankers and banking institutions in the United States are required to provide monthly data on "short-term" dollar liabilities to "foreigners" in selected countries which are not listed separately on Form B-1.

§ 128.13a Foreign Exchange Form B-2a: "Short-term" dollar claims on "foreigners" in selected countries not listed separately on Form B-2.

On this form bankers and banking institutions in the United States are required to provide monthly data on "short-term" dollar claims on "foreigners" in selected countries which are not listed separately on Form B-2.

§ 128.14a Foreign Exchange Form B-3a: "Long-term" dollar liabilities to, and dollar claims on, "foreigners" in selected countries not listed separately on Form B-3.

On this form bankers and banking institutions in the United States are required to provide monthly data on "long-term" dollar liabilities to, and claims on, "foreigners" in selected countries which are not listed separately on Form B-3.

§ 128.17a Foreign Exchange Form S-1a: Purchases and sales of "long-term" domestic securities by "foreigners" in selected countries not listed separately on Form S-1.

On this form bankers and banking institutions, brokers and dealers in the United States are required to provide monthly data on transactions in "long-term" domestic securities by "foreigners" in selected countries which are not listed separately on Form S-1.

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

(Sec. 5, 40 Stat. 415, as amended, Sec. 8, 59 Stat. 515 (50 U.S.C. App. 5, 22 U.S.C. 286f), E.O. 6560, Jan. 15, 1934, E.O. 10033, 14 FR 561, 3 CFR, 1949-1953 Comp.)

Effective Date: This Amendment shall become effective on August 29, 1974.

Dated: August 26, 1974.

[SEAL] CHARLES A. COOPER,  
 Assistant Secretary.

[FR Doc.74-20035 Filed 8-28-74; 8:45 am]

Title 33—Navigation and Navigable Waters

**CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION**

[CGD 73-196]

**PART 117—DRAWBRIDGE OPERATION REGULATIONS**

Rahway River, N.J.

This amendment changes the regulations for the Central Railroad of New

Jersey drawbridge across the Rahway River at West Carteret, New Jersey, to require the draw to open on signal from 6 a.m. to 10 p.m. from April 1 through November 30 and at all other times if at least four hours notice is given. This amendment was circulated as a public notice dated September 19, 1973, by the Commander, Third Coast Guard District, and was published in the FEDERAL REGISTER as a notice of proposed rule making (CGD 73-196P) on September 11, 1973 (39 FR 24912). Seven letters of objection were received. After a meeting with those objecting, it was agreed that this proposal was reasonable and the objections thereto were withdrawn, provided the bridge owner would honor the scheduled opening periods. The bridge owner has agreed to do this. The Coast Guard will monitor this regulation closely. If further modifications are indicated, such modifications in this regulation will be proposed at that time.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended by adding a new paragraph (g) to § 117.210 to read as follows:

§ 117.210 Raritan River and Arthur Kill and their navigable tributaries, bridges.

\* \* \* \* \*

(g) Rahway River, mile 2.0, Central Railroad Company of New Jersey. The draw shall open on signal from 6 a.m. to 10 p.m., April 1 through November 30. At all other times the draw shall open on signal if at least 4 hours notice is given.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4))

Effective date. This revision shall become effective on September 30, 1974.

Dated: August 23, 1974.

R. I. PRICE,  
 Rear Admiral, U.S. Coast Guard,  
 Chief, Office of Marine Environment and Systems.

[FR Doc.74-20017 Filed 8-28-74; 8:45 am]

[CGD 74-37]

**PART 117—DRAWBRIDGE OPERATION REGULATIONS**

Back Bay of Biloxi, Miss.

This amendment revises regulations for the Back Bay of Biloxi swing bridge, mile 2.8, to permit the draw to remain closed to the passage of vessels from 7 a.m. to 9 a.m., Monday through Friday, except holidays, from August 29, 1974 through January 31, 1975. This amendment is made to allow the continuance of extensive repair and replacement work on mechanical and electrical equipment and wiring.

This rule is issued without notice of proposed rule making. The Coast Guard has found that good cause exists for taking this action on the basis that it would be contrary to the public interest to delay this work.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended

by revising paragraph (i) (20-a) of § 117.245 to read as follows:

§ 117.245 Navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets; bridges where constant attendance of draw tenders is not required.

(d) . . . .

(20-a) Back Bay of Biloxi, mile 2.8, Mississippi. The draw need not open for the passage of vessels from 7 a.m. to 9 a.m., Monday through Friday except holidays, from August 29, 1974 through January 31, 1975.

(Sec. 5, 28 Stat. 302, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655 (g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1 (c) (4))

*Effective date.* This revision shall be in effect from August 29, 1974 through January 31, 1975.

Dated: August 26, 1974.

R. I. PRICE,  
Rear Admiral, U.S. Coast Guard,  
Chief, Office of Marine Environment and Systems.

[FR Doc. 74-20016 Filed 8-28-74; 8:45 am]

#### Title 45—Public Welfare

### CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

#### PART 250—ADMINISTRATION OF MEDICAL ASSISTANCE PROGRAMS

##### Withholding of Federal Payments Under Medicaid With Respect to Certain Health Care Facilities

Notice of proposed regulations to implement section 290, P.L. 92-603, regarding withholding of Federal financial participation under Medicaid to certain facilities whose participating agreements with Medicare have been terminated, was published in the FEDERAL REGISTER of August 20, 1973 ((38 FR 22415)).

The following changes in the regulations have been made in response to comments received.

1. Subparagraph (b) (1) clarifies that the Administrator's authority relates to the suspension of Federal matching and not to the suspension of State payments to institutions.

2. Subparagraph (b) (2) specifies that suspension of payment orders are related to services provided on and after the 60th day after the State agency is notified.

3. Paragraph (c) clarifies that Federal financial participation resumes with the month in which the suspension order ceases to be effective, for services rendered in and after such month, and that it is not available for services provided during the suspension period.

Suggestions which were not adopted are as follows:

1. The Department should withdraw the proposal or adopt other means of achieving its purpose. This cannot be done, since the statutory requirements must be implemented.

2. No action should be taken if questions of ownership exist or facilities are engaged in appeals or litigation. Requests for suspension of Federal payments will be initiated by the Social Security Administration in accordance with their established policy. Consideration of these situations would be an element in the application of such policy. This regulation relates to the appropriate title XIX implementation of the statute, which provides for title XIX action after determination has been made by title XVIII.

3. The regulations should permit time for States to observe State "due process" requirements before their payments are suspended. Implementing procedures will provide for an additional 30-day advance notice period.

4. States should have opportunity to submit information to SRS on proposed suspensions. Such information can be supplied during the period following receipt of notice before the order becomes effective.

Accordingly, the proposed regulations, as amended, are adopted.

A new Subpart C and § 250.220 thereunder are added to Part 250 to read as follows:

#### Subpart C—Fiscal Administration

§ 250.220 Withholding of Federal payments under Medicaid with respect to certain health care facilities.

(a) *Conditions for withholding Federal payments.*

(1) Effective October 30, 1972, no payment will be made to a State (except as provided under this section) with respect to expenditures incurred by it for services provided by any institution during any period that an order for suspension of payment (as authorized by this section) is effective with respect to such institution.

(2) The Administrator may issue a suspension of payment order with respect to any institution if such institution:

(i) Does not, at the time such order is issued, have in effect an agreement with the Secretary of Health, Education, and Welfare, which is entered into pursuant to section 1866 of the Social Security Act; and

(ii) Did, prior to the time such order is issued, have in effect such an agreement; and

(iii) (A) Has not made repayment or made satisfactory arrangements with the Social Security Administration for the repayment of amounts due on account of overpayments made to it under title XVIII of the Act; or

(B) Has not submitted appropriate data and information to the Social Security Administration for determination of the amount (if any) of the overpayments made to it under title XVIII.

(b) *Application.*

(1) Whenever the Administrator issues any order for suspension of pay-

ment with respect to any institution, after having received a notice for suspension of payment from the Commissioner, Social Security Administration, he will submit a notice of such order by certified mail, return receipt requested, to the single State agency of each State which he has reason to believe does or may utilize the services of such institution under an approved title XIX plan.

(2) Any order for suspension of payment shall become effective on the 60th day after the date the State agency receives notice of such order and shall pertain to services provided on or after such 60th day.

(3) Any such order shall cease to be effective as of such date that the Commissioner, Social Security Administration, shall specify in a written notice to the Administrator that:

(i) The institution is participating in substantial negotiations which seeks to remedy the conditions which gave rise to the order for suspension of payments; or

(ii) The amounts referred to in paragraph (a) (2) of this section are no longer due from such institution; or

(iii) A satisfactory arrangement has been made for the payment by such institution of any such amounts.

(4) Upon receipt of such notice the Administrator will not notify each State agency to which he has theretofore submitted a notice of order of suspension of payments to such institution.

(c) *Resumption of Federal financial participation.* Whenever any order which has been issued by the Administrator under the preceding provisions of this section with respect to an institution ceases to be effective, Federal financial participation will be available for services rendered in or after the month in which such order ceases to be effective if payment for such services is otherwise subject to Federal financial participation. Federal financial participation will not be available for any services rendered by the institution during the period beginning on the 60th day after the date the State agency receives notice of the order of suspension and ending on the last day of the month preceding the date the suspension order ceases to be effective.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

*Effective date:* The regulations in this section shall be effective on October 30, 1972.

(Catalog of Federal Domestic Assistance Program No. 13.714, Medical Assistance Program)

Dated: June 28, 1974.

JAMES S. DWIGHT Jr.,  
Administrator, Social and  
Rehabilitation Service.

Approved: August 23, 1974.

FRANK CARLUCCI,  
Acting Secretary.

[FR Doc. 74-20034 Filed 8-28-74; 8:45 am]

**Title 35—Panama Canal**  
**CHAPTER I—CANAL ZONE**  
**REGULATIONS**

**PART 115—BOARD OF LOCAL INSPECTORS: COMPOSITION AND FUNCTIONS**

**Change in Board of Local Inspectors**

This document amends the regulation prescribing the composition of the Board of Local Inspectors of the Canal Zone Government. The purpose of the amendment is to designate the Chief of the Ports Division, Panama Canal Company to serve, ex officio, as Chairman of the said Board. This official replaces the Chief of the Navigation Division, a position in the Canal Company that has been abolished.

Section 115.2 is amended by deleting the words "Chief, Navigation Division" in paragraphs (a) and (b) and substituting the words "Chief, Ports Division".

*Effective date.* This amendment is effective August 1, 1974.

(2 C.Z.C. 1331, 76A Stat. 46, 35 CFR 31 (a))

Dated: July 30, 1974.

HOWARD H. CALLAWAY,  
*Secretary of the Army.*

[FR Doc. 74-19998 Filed 8-28-74; 8:45 am.]

**Title 46—Shipping**

**CHAPTER I—COAST GUARD,**  
**DEPARTMENT OF TRANSPORTATION**

[CGD 74-9]

**PART 401—GREAT LAKES PILOTAGE**  
**REGULATIONS**

**Subpart D—Basic Rates, Charges, and**  
**Conditions for U.S. Pilotage Services**

**MISCELLANEOUS AMENDMENTS**

The purpose of this amendment is to amend the Great Lakes Pilotage Regulations by increasing the basic rates for United States pilotage service, changing other United States pilotage rules, and clarifying the statutory authority for the Regulations themselves.

1. The basic rates for U.S. pilotage in designated and undesignated waters have not been increased since August 12, 1970 (35 FR 12723), while costs involved in providing pilotage service have increased. In October 1970 the Department of Transportation initiated a study of Great Lakes Pilotage. That study, completed in 1972, resulted in the Department of Transportation Statement of Policy for Pilotage in the Great Lakes System. After release of the policy statement, the Coast Guard commenced a review of Great Lakes Pilotage rates. This review analyzed the present rate structure, administrative and overhead costs, shipping trends, system operations, and pilot numbers as follows:

(a) Estimated revenue requirements were developed by analyzing pilot association expenses of prior years. Additionally, the pilot associations submitted estimates of their future operating costs. Corporate expenses for both the United States and Canada are included in the estimates. The guideline followed in the

development of a pilot compensation figure was that the target compensation for U.S. pilots is to be comparable to the earnings of their licensed counterparts on U.S. Great Lakes vessels. The sum of all operating costs, including administration, dispatching, pilot boats, pilot travel, corporate expenses, and target pilot compensation, form the total estimated revenue requirements.

(b) Traffic was also analyzed. The projection of the size of vessels, routes and volume of foreign vessel traffic was developed by analyzing traffic trends of prior years, and by obtaining the views of interested persons including the pilots and the users of pilotage service.

(c) The estimated revenue requirements taken in conjunction with projected traffic produce the basic rates required to enable the U.S. pilotage system to be self-supporting.

As a result of this analysis, §§ 401.405 and 401.410(a) are amended to increase the basic rates for U.S. pilotage in designated and undesignated waters.

2. Section 401.410(b) is amended to establish that a pilot boat be located at Cleveland and that a ship must pick up or discharge the U.S. pilot at the Cleveland pilot boat. Under the present § 401.410(b), a registered pilot may be carried on a ship in a direct transit of the undesignated waters of Lake Erie between Southeast Shoal and Port Colborne, and unless the ship is required by law to have a pilot on board, or the pilot performs services in those waters, the ship is not required to pay pilotage charges. To have a U.S. pilot remain on a ship because there is no convenient way to remove him results in inefficient utilization of U.S. pilots. The change would remedy this by requiring that a ship transiting between Southeast Shoal and Port Colborne discharge or pick up its U.S. pilot at the Cleveland pilot boat.

3. Section 401.420 is amended to increase the basic rates applicable to U.S. pilots relative to cancellations, delays and interruptions in provision of pilotage services. These charges are being increased in accordance with the analysis in paragraph 1.

4. A new § 401.427 is added to levy an additional charge of 1½ percent per month on the balance of accounts remaining unpaid for more than 30 days after the billing date. Under the present regulations there is no provision for U.S. pilotage pools to make additional charges on accounts payable after a reasonable time. U.S. pilotage pools must meet their business expenses and they should have some method for expediting their collecting procedures.

5. A new § 401.428 is added to permit a U.S. pilot to charge a ship \$79 per day or part of a day, plus reasonable travel expenses to or from his home base, when the U.S. pilot is picked up or carried beyond his normal change point. At present, there is no provision for this. It is unusual for a U.S. pilot to be carried beyond his change point, however, extreme weather conditions can result in

this occurrence, and the U.S. pilot then loses working time plus the cost of transportation to or from his home base.

Delay in the issuance of these amendments could adversely affect vessel traffic and marine commerce on the Great Lakes due to the lack of available U.S. pilots caused by the inadequacy of the present rate scale. Because the adverse economic situation is rapidly worsening, I find that notice and public procedure on these amendments are impracticable and contrary to the public interest and that good cause exists for making these amendments effective in fewer than 30 days after publication in the FEDERAL REGISTER.

In establishing the revised basic rates, charges and conditions for U.S. pilotage services on the Great Lakes, consideration has been given to the public interest and the reasonable cost and expense of providing and maintaining such facilities and arrangements as are required for the efficient performance of such pilotage services. The amendment to Subpart D, set forth below, provides fair and equitable rates, charges and conditions for these services.

In consideration of the foregoing, Part 401 of Title 46 of the Code of Federal Regulations is amended as follows:

1. By revising the table of sections for Part 401—Subpart D to read as follows:

Sec.	
401.400	Calculation of U.S. pilotage units and determination of weighting factors.
401.405	Basic rates and charges on designated waters.
401.410	Basic rates and charges on undesignated waters.
401.420	Cancellation, delay, or interruption in rendition of services.
401.425	Provision for additional U.S. pilot.
401.427	Charge on past due accounts.
401.428	Basic rates and charges for carrying a U.S. pilot beyond normal change point.
401.430	Prohibited charges.
401.431	Disputed charges.
401.440	Advance payment of charges.
401.450	U.S. pilot change points.
401.451	U.S. pilot rest periods.

2. By revising the authority section in Part 401 to read as follows:

*Authority:* (Sec. 4 and sec. 5, 74 Stat. 260 (46 U.S.C. 216b, 216c); sec. 6(a)(4), 80 Stat. 937, as amended (49 U.S.C. 1655(a)(4)); 49 CFR 1.46(a)).

3. By revising § 401.405 to read as follows:

§ 401.405 Basic rates and charges on designated waters.

Except as provided under § 401.420, the following basic rates shall be payable for all services and assignments performed by U.S. Registered Pilots in the areas described in § 401.300.

(a) District 1:

(1) Between Snell Lock and Cape Vincent or Kingston, whether or not undesignated waters are traversed—\$462.

(2) Between Snell Lock and Cardinal, Prescott or Ogdensburg—\$231.

(3) Between Cardinal, Prescott or Ogdensburg and Cape Vincent or Kings-

ton, whether or not undesignated waters are traversed—\$336.

(4) For pilotage commencing or terminating at any point above Snell Lock other than those named in paragraph (a) (1), (2), or (3) of this section, \$4.60 per statute mile but with a minimum basic rate of—\$105.

(5) For a moorage in any harbor—\$158.

(b) District 2:

(1) Passage through the Welland Canal or any part thereof, \$13 for each statute mile plus \$47 for each lock transited but with a minimum basic rate of \$158 and a maximum basic rate for a through trip of \$583. When U.S. pilots are changed at Lock 7 on a through trip, the basic rates are apportioned as follows:

(i) Between northerly limits and Lock 7—\$291.

(ii) Between Lock 7 and southerly limits—\$291.

(2) Between Southeast Shoal or any point on Lake Erie west thereof and any point on the St. Clair River or the approaches thereto as far as the northerly limit of the district—\$467.

When U.S. pilots are changed at Detroit/Windsor on a through trip, the basic rates are apportioned as follows:

(i) Between Southeast Shoal or any point on Lake Erie west thereof and Detroit/Windsor—\$194.

(ii) Between Detroit/Windsor and the northerly limits—\$273.

(3) Between Southeast Shoal and any point on Lake Erie west of Southeast Shoal and any point on the Detroit River—\$268.

(4) Between any point on Lake Erie west of Southeast Shoal and any point on the Detroit River—\$268.

(5) Between points on Lake Erie west of Southeast Shoal—\$158.

(6) Between points on the Detroit River—\$158.

(7) Between any point on the Detroit River and any point on the St. Clair River or its approaches as far as the northerly limit of the District—\$352.

(8) Between points on the St. Clair River including the approaches thereto as far as the northerly limit of the District—\$194.

(c) District 3:

(1) Between the southerly limit of the District and the northerly limit of the District or the Algoma Steel Corporation Wharf at Sault Ste. Marie, Ontario—\$420.

(2) Between the southerly limit of the District and Sault Ste. Marie, Ontario, or any point in Sault Ste. Marie, Ontario, other than the Algoma Steel Corporation Wharf—\$352.

(3) Between the northerly limit of the District and Sault Ste. Marie, Ontario including the Algoma Steel Corporation Wharf, or Sault Ste. Marie, Michigan—\$158.

(4) For a moorage in any harbor—\$158.

4. By revising § 401.410 to read as follows:

§ 401.410 Basic rates and charges on undesignated waters.

(a) Except as provided under § 401.420 and subject to paragraph (b) of this section, the basic rates to be paid by a ship that has a U.S. registered pilot on board in the undesignated waters shall be:

In Lake Ontario.....	\$84
In Lake Erie.....	126
In Lakes Huron and Michigan.....	84
In Lake Superior.....	79

for each 6 hour period or part thereof that the U.S. pilot is on board, plus \$79 for each time the U.S. pilot performs the docking or undocking of the ship.

(b) When in a direct transit of the undesignated waters of Lake Erie between Southeast Shoal and Port Colborne, or between Port Colborne and Southeast Shoal, and the master of the ship plans to utilize an appropriate certificate in lieu of the services of the U.S. pilot, the ship shall pick up or discharge the U.S. pilot at the Cleveland pilot boat. No charge is to be made for the transit between Southeast Shoal and the Cleveland pilot boat or between the Cleveland pilot boat and Southeast Shoal unless the services of the U.S. pilot are utilized.

5. By revising § 401.420 to read as follows:

§ 401.420 Cancellation, delay or interruption in rendition of services.

(a) When, in designated or undesignated waters, the passage of a ship is interrupted for the purpose of loading or discharging cargo or for any reason and the services of the U.S. pilot are retained during such interruption or when a U.S. pilot is detained on board a ship after the end of an assignment for the convenience of the ship, the ship shall pay an additional charge calculated on a basic rate of \$13 for each hour or part of an hour during which each interruption lasts with a maximum basic rate of \$210 for each 24-hour period of such interruption. However, there is no charge for any interruption caused by ice, weather, or traffic, except during the period beginning the 1st day of December and ending on the 8th day of the following April. Additionally, no charge shall be made for any interruption if the total interruption is ended during the 6-hour period for which a charge has been made under § 401.410.

(b) When, in designated or undesignated waters, the departure or moorage of a ship for which a U.S. pilot has been ordered is delayed for the convenience of the ship for more than 1 hour after the U.S. pilot reports for duty at the designated boarding point or after the time for which he is ordered, whichever is the later, the ship shall pay an additional charge calculated on a basic rate of \$13 for each hour or part of an hour after the first hour of such delay, with a maximum basic rate of \$210 for each 24-hour period of such delay.

(c) When, in designated or undesignated waters, a U.S. pilot reports for duty as ordered and the order is canceled, the ship shall pay:

(1) A cancellation charge calculated on a basic rate of \$79;

(2) If the cancellation is more than 1 hour after the U.S. pilot reports for duty at the designated boarding point or after the time for which he is ordered, whichever is the later, a further charge calculated on a basic rate of \$13 for each hour or part of an hour after the first hour, with a maximum basic rate of \$210 for each 24-hour period of such cancellation.

6. By adding § 401.427 to read as follows:

§ 401.427 Charge on past due accounts.

A charge of one and a half percent (1½%) per month shall be paid on the opening monthly balance, on accounts remaining unpaid over thirty (30) days after the billing date.

7. By adding § 401.428 to read as follows:

§ 401.428 Basic rates and charges for carrying a U.S. pilot beyond normal change point.

If a U.S. pilot is carried beyond his normal change point or is unable to board at his normal boarding place the U.S. pilot shall be paid at the rate of \$79 per day or part thereof, plus reasonable travel expenses to or from his base. These charges are not applicable if the ship utilizes the services of the U.S. pilot beyond his normal change point and the ship is billed for those services. The change points to which this section applies are designated in § 401.450.

(Sec. 4 and sec. 5, 74 Stat. 260 (46 U.S.C. 216b, 216c); sec. 6(a)(4), 80 Stat. 937, as amended (49 U.S.C. 1655(a)(4); 49 CFR 1.46(a))

*Effective Date.* These amendments become effective on September 1, 1974.

Dated: August 27, 1974.

O. W. SILER,  
Admiral, U.S. Coast Guard,  
Commandant.

[FR Doc. 74-20073 Filed 8-28-74; 12:01 pm]

Title 50—Wildlife and Fisheries

CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 32—HUNTING

Fish Springs National Wildlife Refuge, Utah

The following special regulation is issued and is effective on August 29, 1974.

§ 32.12 Special regulations; migratory game birds, for individual wildlife refuge areas.

UTAH

FISH SPRINGS NATIONAL WILDLIFE REFUGE

The public hunting of ducks, coots, and mergansers on the Fish Springs National Wildlife Refuge, Utah, is permitted from October 5, 1974 through January 5, 1975, inclusive, but only on the area designated by signs as open to hunting. This open area comprises 7,192 acres and is delineated on maps avail-

able at refuge headquarters, 66 miles southwest of Dugway, Utah 84022, and from the Area Manager, U.S. Fish and Wildlife Service, Federal Bldg., Rm. 2215, 125 South State Street, Salt Lake City, Utah 84111. Hunting shall be in accordance with all State and Federal regulations covering the hunting of ducks, coots, and mergansers, subject to the following special conditions:

(1) All hunters must register at the Visitor Information Station prior to hunting.

(2) Shooting from, upon, or across dikes or roads is prohibited.

(3) Use of small boats, canoes, etc. is permitted during the hunting season, but no outboard motors or air thrust boats are allowed.

(4) Dogs may be used for hunting, but are to be kept under control at all times.

The provisions of these special regulations supplement the regulations that govern hunting on wildlife refuge areas generally that are set forth in 50 CFR

Part 32, and are effective through January 5, 1975.

**ROLF H. KRAFT,**  
*Refuge Manager, Fish Springs  
National Wildlife Refuge,  
Dugway, Utah 84022.*

AUGUST 20, 1974.

[FR Doc.74-19997 Filed 8-28-74;8:45 am]

**PART 32—HUNTING**

**Mingo National Wildlife Refuge, Mo.**

The following special regulations is issued and is effective on August 29, 1974.

§ 32.32 Special Regulations; big game; for individual wildlife refuge areas.

**MISSOURI**

**MINGO NATIONAL WILDLIFE REFUGE**

Public hunting of deer on the Mingo National Wildlife Refuge, Puxico, Missouri, is permitted only on the area designated by signs as open to hunting. This open area, comprising 6,000 acres, is delineated on maps available at refuge

headquarters, Puxico, Missouri, and from the office of the Area Manager, Fish and Wildlife Service, 601 East 12th, Kansas, City, Mo. 64106. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following special conditions during the period of October 1, through December 31, 1974.

(1) Hunting with bows and arrows only is permitted.

(2) Hunters must register when entering and leaving the area.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in 50 CFR Part 32, and are effective through December 31, 1974.

**GERALD L. CLAWSON,**  
*Refuge Manager, Mingo Na-  
tional Wildlife Refuge, Puxico,  
Missouri.*

AUGUST 9, 1974.

[FR Doc.74-19995 Filed 8-28-74;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 910 ]

### LEMONS GROWN IN CALIFORNIA AND ARIZONA

#### Handlers Reports

This notice invites written comment relative to the proposed amendment of the rules and regulations under the amended marketing agreement and Order No. 910 and would require handlers to submit to the Lemon Administrative Committee amended reports when deemed essential to the efficient administration of the program.

Notice is hereby given that the Department is considering a proposed amendment, as hereinafter set forth, to certain rules and regulations (Subpart—Rules and Regulations; 7 CFR Part 910.100 et seq.) currently in effect pursuant to the applicable provisions of 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. This is a regulatory program effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposed amendment shall 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 September 16, 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)).

The amendment to said rules and regulations was proposed unanimously by members of the Lemon Administrative Committee, established under said amended marketing agreement and order as the agency to administer the terms and provisions thereof. The proposed amendment reflects the committee's evaluation of industry operations during 1973-74 fiscal year under the current provisions of § 910.170 Reports.

The proposal is to add a new subparagraph (3) in § 910.170(d) *Weekly Report* (LAC Form 8) which would require handlers to submit an amended weekly report to the committee whenever necessary to reflect: (1) any shipments declared for export and diverted into other channels and (2) any fruit destined for processing which is not shipped during the week such fruit is documented and reported to the committee. Currently,

handlers are required to provide the committee with the following information concerning receipt and disposition of all lemons handled each week: the total shipments of fresh lemons subject to allotments, volume exported other than to Canada, volume handled for conversion into byproducts, and certain other information concerning receipt and disposition of lemons.

In the case of exports, handlers submit the proper documentation upon shipment from the packinghouse and this ties in with the volume reported on the accompanying Weekly Report. At times export consignments are refused at dockside by reason of condition. These are diverted into other channels or returned to the packinghouse. If returned to the packinghouse and reworked, the salvageable fruit may be reshipped into export or domestic channels, or in a few instances, diverted to juice. Handlers' prompt advice to the committee of rejections is particularly important in cases of shipments made on Friday or Saturday prior to an official storage inventory by the committee's field staff, since preliminary storage work completed by the field representative would take into consideration such shipments. If rejected and returned to the packinghouse after the preliminary inventory is completed, prompt advice of such return will enable the committee to adjust the storage inventory in the amount of the volume rejected in order to reflect an accurate field box conversion factor. Each official storage inventory results in a conversion factor revision which is applied to the picks for the weeks back to the preceding inventory and is used as a preliminary factor until the next storage date. The bi-weekly conversion factor forms the basis upon which the committee makes decisions regarding the computation of prorate base and granting allotment.

Corrected reports reflecting any shipment declared for export and diverted into other channels and any fruit destined for processing which is not shipped during the week such fruit is reported is essential to the committee for the computation of prorate base and granting of allotment and for the equitable apportionment of prorate base and allotment among all of the handlers of lemons.

The proposal is as follows:

The provisions of paragraph (d) of § 910.170 are revised by adding a new subparagraph (3) to read as follows:

#### § 910.170 Reports.

(d) *Weekly Report* (LAC Form 8).

(3) An amended Weekly Report Form (LAC Form 8) shall be promptly filed by the handler whenever necessary to reflect:

- (i) Any shipment declared for export and diverted into other channels; and
- (ii) Any fruit destined for processing which is not shipped during the week such fruit is documented and reported to the committee.

Dated: August 23, 1974.

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

[FR Doc.74-20005 Filed 8-28-74; 8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service

[ 45 CFR Part 205 ]

### QUALITY CONTROL PROGRAM

State Plan Requirements; Exclusion From Federal Financial Participation

#### Correction

In FR Doc.74-19032 appearing at page 29935 of the issue for Monday, August 19, 1974, on page 29935 in the third column, in the fourteenth line of numbered paragraph 2, "education" should read "reduction"; and in the twelfth line of numbered paragraph 3, "availalbe" should read "available".

## ENVIRONMENTAL PROTECTION AGENCY

[ 40 CFR Part 52 ]

[FRL 257-1]

### DISTRICT OF COLUMBIA IMPLEMENTATION PLAN

#### Proposed Revision

On March 20, 1973, by publication in the FEDERAL REGISTER (38 FR 7325 and 7327), the Administrator, acting in response to a court order, notified the District of Columbia that Transportation Control Plans must be submitted by April 15, 1973, for its portion of the National Capital Interstate Air Quality Control Region. In response, plans were submitted on April 20, 1973 by the District.

The strategies proposed included improved mass transit, parking disincentives, emission inspection programs, and additional stationary source controls. Although portions of this plan were approvable, the plan could not be approved

in its entirety. Therefore, on June 15, 1973, the Administrator issued an approval/disapproval notice containing his evaluation of the District's plan. This notice was published in the FEDERAL REGISTER on June 22, 1973 (38 FR 16656).

The District of Columbia responded in a timely fashion to cure some of the deficiencies in its original submission. The District submitted supplemental material on July 9 and July 16, 1973. Public comment on these additional submissions was invited by a FEDERAL REGISTER notice published July 18, 1973 (38 FR 19132).

On August 2, 1973, the Administrator published a proposed Transportation Control Plan for the District of Columbia portion of the region (38 FR 20758). The proposals were largely based on the material submitted by the District of Columbia, the Commonwealth of Virginia, and the State of Maryland, the three local jurisdictions. Public hearings on these EPA proposals were held in the District on September 5, 1973.

Some portions of the submissions made in April and July by the District were approved in a FEDERAL REGISTER notice that appeared on December 6, 1973 (39 FR 33702). In the same notice, EPA promulgated other measures, which to the maximum extent possible, reflected the preferences of the District of Columbia.

On March 22, 1974, the District proposed further amendments to their State Implementation Plan consisting of regulations governing: Gasoline Transfer Vapor Control, section 8-2: 707C; Control of Evaporative Losses from Filling of Vehicular Tanks, section 8-2: 707D; and the Control of Dry Cleaning Solvent Evaporation, section 8-2: 707E. The amendments, if approved, would enable the EPA to rescind §§ 52.487, 52.488 and 52.489 promulgated December 6, 1973 (38 FR 33711).

On May 13, 1974, the District provided certification to the Administrator that after having given adequate notice to the public, hearings on the amendments were held on September 24, 1973.

This notice is issued to advise the public of the receipt of these proposed amendments and to request public comment on it. Only comments received on or before September 30, 1974 will be considered. The Administrator's decision to approve or disapprove this proposed revision will be based on whether it meets the requirements of section 110 of the Clean Air Act and EPA regulations in 40 CFR Part 51.

Copies of the proposed revision are available for public inspection during normal business hours at the offices of EPA, Region III, Curtis Building, Second Floor, Sixth and Walnut Streets, Philadelphia, Pennsylvania, 19106; in the office of the Bureau of Air and Water Control, Room LL1, 614 H Street, NW., Washington, D.C. 20001; and the Freedom of Information Center, EPA, 401 M Street, SW., Washington, D.C. 20460. All comments should be addressed to the Director, Air and Water Programs Division, Environmental Protection Agency, Region III, Curtis Building, Sixth and

Walnut Streets, Philadelphia, Pennsylvania 19106.

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

Dated: August 20, 1974.

DANIEL J. SNYDER III,  
Regional Administrator.

[FR Doc.74-19976 Filed 8-28-74; 8:45 am]

#### [ 40 CFR Part 52 ]

[FRL 256-4]

#### MARYLAND IMPLEMENTATION PLAN

##### Proposed Revision

On March 20, 1973, by publication in the FEDERAL REGISTER (38 FR 7327), the Administrator, acting in response to a court order, notified the Governor of Maryland that Transportation Control Plans should be submitted by April 15, 1973, for the Metropolitan Baltimore Intrastate and Maryland portion of the National Capital Interstate Air Quality Control Regions.

In response, the plans were submitted on April 16, 1973 by the State of Maryland. The strategies proposed included improved mass transit, parking disincentives, emission inspection programs, and additional stationary source controls. Although portions of these plans were approvable, neither plan could be approved in its entirety. Therefore, on June 15, 1973, the Administrator issued an approval/disapproval notice containing his evaluation for the State of Maryland's plan. This notice was published in the FEDERAL REGISTER on June 22, 1973 (38 FR 18658).

The State of Maryland responded in a timely fashion to correct some of the deficiencies in the original submissions. Maryland submitted revisions on June 15, June 22, June 28, and July 10, 1973. Public comment on these additional submissions was invited by a FEDERAL REGISTER notice published July 18, 1973 (38 FR 19132).

On August 2, 1973, the Administrator published a proposed Transportation Control Plan for the Baltimore AQCR and the Maryland portion of the National Capital AQCR (38 FR 20769). The proposals were largely based on the material submitted by the State of Maryland. Public hearings were held on September 5, 1973 in Baltimore and on September 6, 1973 in Silver Spring.

Some portions of these submissions made in April, May, June and July were approved in FEDERAL REGISTER notices that appeared on December 6, 1973 (38 FR 33702, 33716) and on December 12, 1973 (38 FR 34240). In these same notices, EPA promulgated other measures, which to the maximum extent possible, reflected the preferences of the State of Maryland.

On April 24, 1974, the State of Maryland proposed further amendments to their State Implementation Plan consisting of the regulations governing: Gasoline Transfer Vapor Control, 10.03.38.04J (2)e (1)&(2) and 10.03.39.04J (2)e (1)&(2); Control of Evaporative

Losses from Vehicular Tanks, 10.03.38.04J (2)e(3), and 10.03.39.04J (2)e(3); Control of Dry Cleaning Solvent Evaporation, 10.03.38.04J (3) and 10.03.39.04J (3); and Control and Prohibition of Sources of Photo-chemically Reactive Organic Solvents, 10.03.38.04J (1)i, 10.03.38.06G. The amendments, if approved, would enable EPA to rescind §§ 52.1086, 52.1087 and 52.1088 promulgated December 6, 1973 (38 FR 33719); and §§ 52.1101, 52.1102, 52.1105 and 52.1112 promulgated December 12, 1973 (38 FR 34252).

On April 26, 1974, the State provided certification to the Administrator that, after having given adequate notice to the public, hearings on these amendments took place on August 10, 1973 and November 30, 1973 in Baltimore; August 9, 1973 in Greenbelt; and November 30, 1973 in Bethesda.

This notice is issued to advise the public of the receipt of these proposed amendments and to request public comment on it. Only comments received on or before September 30, 1974, will be considered. The Administrator's decision to approve or disapprove this proposed revision will be based on whether it meets the requirement of section 110 of the Clean Air Act and EPA regulations in 40 CFR Part 51.

Copies of the proposed revision are available for public inspection during normal business hours at the offices of EPA, Region III, Curtis Building, Sixth and Walnut Streets, Philadelphia, Pennsylvania, 19106; in the office of the Maryland Bureau of Air Quality Control, 601 North Howard Street, Baltimore, Maryland 21201; and the Freedom of Information Center, EPA, 401 M Street, SW., Washington, D.C. 20460. All comments should be addressed to the Director, Air and Water Programs Division, Environmental Protection Agency, Region III, Curtis Building, Sixth and Walnut Streets, Philadelphia, Pennsylvania 19106.

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

Dated: August 20, 1974.

DANIEL J. SNYDER III,  
Regional Administrator.

[FR Doc.74-19979 Filed 8-28-74; 8:45 am]

#### FEDERAL COMMUNICATIONS COMMISSION

##### [ 47 CFR Parts 2, 91 ]

[Docket No. 20147; FCC 74-882]

#### NONGOVERNMENT RADIOLOCATION

##### Assignment of Frequencies

In the Matter of Amendments of Parts 2 and 91 of the Commission's Rules and Regulations to permit assignment of frequencies in the 420-450 MHz band for non-Government radiolocation.

1. Offshore Navigation, Inc., (ONI) provides a radiolocation service on a commercial basis to many interested entities. One of their prime clients is the petroleum industry. As the energy sources in the land areas of the United States

appeared to be reaching depletion, the oil industry, some years ago, began extensive efforts in the Gulf of Mexico, offshore areas in the Pacific and Atlantic Oceans, and in more recent times, Alaska and its offshore areas, to find new sources of oil. The search has caused exploration at greater and greater distances from shore areas. As the exploration teams venture further from the shore areas in search of oil, the methods for fixing locations become more critical since a high degree of location accuracy is needed.

2. Historically, SHORAN (Short Range Aid of Navigation), using pulsed emission, emerged from World War II operations and up until October 1971, the frequencies 230, 250, and 310 MHz (in Government allocated bands) were used for the operation of the system by a few Commission licensees for radiolocation stations in support of the petroleum industry. Initially, frequency availability was limited to the coastlines of Alaska, the West Coast and the Gulf of Mexico. In 1967, after coordination with the Interdepartment Radio Advisory Committee (IRAC) of the Office of Telecommunications Policy (OTP), then known as Office of Telecommunications Management, the Commission relaxed the rules to permit utilization on the East Coast also.

3. IRAC cautioned at that time that arrangements would have to be made elsewhere in the spectrum in the very near future for this type of operation. The Commission was advised that the Government was phasing out SHORAN equipment because of ever expanding usage of this band for other purposes that were not compatible with the SHORAN utilization. It was anticipated that any further operation of the SHORAN type systems would be in the bands allocated to radiolocation between 2900 and 3700 MHz.

4. The Commission was first made aware in 1966 of the probability that SHORAN operations would have to vacate this band. The Commission's public statement concerning the probability was issued in October of 1966.<sup>1</sup> The warning was again stated by the Commission in its Order expanding the area in which the frequency band could be used.<sup>2</sup> Finally, the Commission issued an Order in June of 1970 terminating all SHORAN operations effective October 1, 1971. Since that time, no new operational SHORAN systems have been authorized.

5. Some efforts have been and are being made to develop equipment to operate in the 2900-3700 MHz band to replace the SHORAN equipment. The joint Commission/Interdepartment Radio Advisory Committee action phasing out the SHORAN radiolocation systems in the 220-310 MHz range and a prediction of oil shortages prompted Navigation Management, Inc. (NMI) to develop the system called HIRAN, which is a sophisticated radio-positioning system. NMI is

developing equipment compatible with worldwide radiolocation frequency allocations, namely, the 420-450 and 2900-3700 MHz bands, to conduct research looking toward reductions of operational power and bandwidth on the HIRAN system of radiolocation. It is stated by NMI, however, that it will take several years before operational systems are available in the 2900-3700 MHz band. On the other hand, equipment in the 420-450 MHz band is available for immediate use. Operation in this band is possible by relatively simple modification of SHORAN (Hiran) equipment that was originally designed to operate at approximately 220-310 MHz. For these reasons NMI has requested a rule change to permit utilization of the 420-450 MHz band for non-Government radiolocation operations. The American Petroleum Institute (API) filed a letter in support of the NMI request.

6. The Table of Frequency Allocations in § 2.106 reflects the allocation in the International Radio Regulations of the 420-450 MHz band for Radiolocation (primary service) and Amateur Service (secondary service) in Region 2. In the United States allocation, Footnote 35 excludes all non-Government service from the band except for the Amateur Service and makes Amateur use secondary to Government radiolocation operations.

7. When NMI's petition was received, it was first referred to the Interdepartment Radio Advisory Committee (IRAC) because of the primary allocation of the frequency band to Government radiolocation. Following extensive discussions, actual tests were made to establish if the HIRAN systems would interfere with Government radiolocation stations. Initial tests indicated the operations to be compatible. Thus, the IRAC was willing to permit non-Government radiolocation in the 420-450 MHz band on a secondary basis to Government radiolocation.

8. ONI argues in support of the request for rule change that although there are several other radiolocation systems available, they do not satisfy the total need as completely as does HIRAN. It contends that the combined use of more than one system may help reduce these limitations, but would be appreciably more expensive than a single system. For example, NMI points out that Raydist, LORAN, HIREX, and the Doppler Sonar System all suffer from either susceptibility to atmospheric and man-made noise, difficulty in maintaining an accurate lane count, sky wave interference, or limitations in range capability. NMI claims, however, that the HIRAN system has none of these drawbacks, and is expected to be capable of furnishing positioning information 24 hours per day at ranges of approximately 300 nautical miles with accuracy of 50 feet or better.

9. Pending amendment of the Commission's rules, ONI was granted a waiver on May 23, 1973, so that frequencies 425 and 445 MHz may be assigned for use in a radiolocation system along the coastal and offshore areas of Alaska from 25 miles inland to 200 miles offshore. These frequencies were selected so that maxi-

mum protection from interference could be offered to the Amateur Satellite Service operating in the 435-438 MHz (part of the 420-450 MHz) band.

10. There were several conditions attached to the granting of this waiver. One involved the employment of safeguards to protect the Amateur Radio Service by requiring the utilization of the frequencies for the non-Government radiolocation operations to be on a non-interference basis to the Amateur Radio Service. This safeguard was included because the national allocation for radiolocation was intended solely to accommodate certain U.S. Government operations.

11. In conjunction with this waiver, the Commission also delegated authority to dispose of other applications for use of HIRAN that might be filed, for operation in the Alaskan area, subject to coordination with respect to potential interference with the Amateur Radio Service. There was also a stipulation that approval of the waiver request would not prejudice the issues of the forthcoming proposed rule change.

12. As stated in the rule waiver, we believe that some alternative should be offered to the SHORAN frequencies which are no longer available and for the 2900-3700 MHz band for which equipment is not yet developed. We are therefore proposing a limited temporary provision for HIRAN operation in the 420-450 MHz bands for use along the coast lines of Alaska and the contiguous 48 states. Such operations would be permitted in this band until January 1, 1978, by which time we anticipate that suitable equipment will be available in the 2900-3100 MHz band. Such temporary HIRAN operations will be secondary to both Government and Amateur Services in the 420-450 MHz band.

13. In this regard, we believe there to be little probability of interference from HIRAN stations because of the transient nature of their operation and the use of highly directional antennas which will be pointed out to sea and tilted slightly downward. Should interference occur, however, it will be the responsibility of the HIRAN operator to take appropriate corrective measures. To ensure protection of the primary Government services in the band, all HIRAN applications will be considered on a case-by-case basis and subject to coordination with the IRAC.

14. The proposed amendments to Parts 2 and 91 of the rules, as set forth in the Appendix, are issued pursuant to the authority contained in sections 4(d) and 303(c), (h) and (r) of the Communications Act of 1934, as amended.

15. Pursuant to applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before November 4, 1974 and reply comments on or before November 19, 1974. All relevant and timely comments and reply comments will be con-

<sup>1</sup> See Report and Order, Docket 16106 5 FCC 2nd 197, 199 (1966).

<sup>2</sup> See Order Mimeo 92744, FCC 67-65, Paragraph 5.

sidered by the Commission before final action is taken in this proceeding. In reaching its decision in this proceeding, the Commission will also take into account other relevant information before it, in addition to the specific comments invited by this Notice.

16. In accordance with the provisions of § 1.419 of the Commission's rules, an original and 14 copies of all statements, briefs or comments filed shall be furnished the Commission. Responses will be available for public inspection during business hours in the Commission's Pub-

lic Reference Room in its headquarters in Washington, D.C.

Adopted: August 21, 1974.

Released: August 23, 1974.

FEDERAL COMMUNICATIONS COMMISSION<sup>2</sup>,

[SEAL] VINCENT J. MULLINS,  
Secretary.

1. In § 2.106, columns 5 through 11 for the band 420-450 MHz is amended, footnote US35 modified, and US217 added to read as follows:

§ 2.106 Table of Frequency Allocations

Band (megahertz)	Allocation	Band (megahertz)	Services	Class of station	Frequency (megahertz)	Nature of services of stations
5	6	7	8	9	10	11
420-450	G, N.G. (US 217) (US 87) (US 7) (320A).	420-450	Amateur..... Amateur-Satellite.	Amateur..... Earth..... Space.....		AMATEUR. AMATEUR- SATELLITE.

US35. Except as provided for by footnotes 320A, US87, and US217, the only non-Government service permitted in the band 420-450 MHz is the amateur service. The amateur services shall not cause harmful interference to the Government radiolocation service.

US217. Pending development of equipment for operation in the 2900-3700 MHz band, HIRAN-type radiolocation systems may be authorized for Government and Non-Government use in the 420-450 MHz band along the shorelines of Alaska and the contiguous 48 states. Such authorizations will be granted on a case-by-case basis, and all stations operating in accordance with those authorizations will be secondary to stations operating in accordance with the allocation table. All HIRAN operations in this band must be terminated on or before January 1, 1978.

2. In § 91.604(a) the frequency table is amended and paragraph (b) (19) added to read as follows:

§ 91.604 Frequencies available.

(a) \* \* \*

Frequency or band	Class of station(s)	Limitation(s)
310	do	2
420-450	do	19
2450-2500	do	3

(b) \* \* \*

(19) Non-Government HIRAN radiolocation station in this band are secondary to the Government Radiolocation Service and the Amateur Radio Service, and must cease operation on or before January 1, 1978.

[FR Doc.74-20011 Filed 8-28-74; 8:45 am]

[ 47 CFR Part 73 ]

[Docket No. 20140; RM-2341]

FM BROADCAST STATIONS  
Table of Assignments; Texas

In the Matter of Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Midland, Monahans, Brownfield, and Seminole, Texas.)

1. Notice of Proposed Rule Making is hereby given concerning proposed amendment of § 73.202(b) of the rules, the FM Table of Assignments, with regard to the above-mentioned communities.

2. This notice, issued in response to a petition for rule making filed by Mid-

land Broadcasting Company (Midland), stems from the provisions of § 73.207 of the Commission rules. The Note to that section provides that stations or assignments separated by 53 or 54 channels will not be authorized unless they conform to specified separation requirements set forth in the Note. Pursuant to those requirements, two Class C stations or assignments must be separated by 30 miles. The purpose of this requirement is to avoid IF interference problems.

3. Midland has tendered for filing an application for a construction permit to use Channel 271 at Midland. Noncommercial educational station KOCV-FM, licensed to Odessa College, at Odessa, Texas, operates on Channel 217, and has done so since 1964. This channel is 54 channels removed from Channel 271, but the distance between the proposed Midland site and that of the Odessa station is 16.5 miles rather than 30. Midland has tried to make a corrective adjustment without amending the table of assignments but its attempt has been frustrated (partly by the FM agreement between the United States and Mexico in 1973). Accordingly, Midland is suggesting that the table be amended in such a way as to remove the short-spacing problem that presently exists between the Midland and the Odessa channels.

4. Petitioner's proposal seeks amendment of the FM Table of Assignments by exchanging Channel 271, Midland, Texas, and Channel 277, Monahans, Texas, and by exchanging Channel 292A, Brownfield, Texas, and Channel 280A, Seminole, Texas, in order to remove

<sup>2</sup> Commissioners Reid and Hooks absent.

short-spacing that would result from the initial exchange. All four channels are unlicensed and unapplied for (except for Midland's pending application for Channel 271 at Midland). No other channel changes would be necessary. Since the proposal would exchange two Class C channels and two Class A channels, it would effect no change in potential service to the affected areas. Moreover, the proposed amendment would result in no significant preclusions. Midland states that if its proposal is adopted it will amend its pending application to specify Channel 277. This reorganization of the Table of Assignments to make fully available for use in this area the number of assignments originally intended appears to be in the public interest, and we believe that the matter merits further consideration in a rule making proceeding.

5. Because Midland, Monahans and Seminole are within 199 miles of the U.S.-Mexican border, concurrence of the Mexican Government must be obtained for these changes in the Table of Assignments.

6. In view of the foregoing and pursuant to authority contained in sections 4(i), 303, 307(b) and 5(d)(1) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's rules, it is proposed to amend the FM Table of Assignments as follows:

City	Channel No.	
	Present	Proposed
Midland, Tex.....	222, 227, 271	222, 227, 277
Monahans, Tex.....	260, 277	260, 271
Brownfield, Tex.....	292A	280A
Seminole, Tex.....	280A	292A

7. Showings required. Comments are invited on the proposals discussed and set forth above. Proponents of proposed assignments are expected to file comments even if they only resubmit or incorporate by reference their former pleadings. Proponents should also restate their present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

8. Cut-off procedures. The following procedures will govern the consideration of filing in this proceeding:

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered, if advanced in reply comments.

(b) With respect to petitions for rule making which conflict with the proposals in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given, as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

9. Pursuant to applicable procedures set out in § 1.415 of the Commission's

## PROPOSED RULES

rules and regulations, interested parties may file comments on or before October 15, 1974, and reply comments on or before November 1, 1974. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings.

10. In accordance with the provisions of § 1.419 of the Commission's Rules and

Regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

11. All filings made 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: August 21, 1974.

Released: August 23, 1974.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] HAROLD L. KASSENS,  
*Acting Chief,*  
*Broadcast Bureau.*

[FR Doc.74-20012 Filed 8-28-74;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

### Drug Enforcement Administration ABBOTT LABORATORIES

#### Manufacture of Controlled Substances; Application

Section 303(a) (1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a) (1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on June 1, 1974, Abbott Laboratories, 14th & Sheridan Road, North Chicago, Illinois 60064, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Pentobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Pentobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the

Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 22, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc. 74-20047 Filed 8-28-74; 8:45 am]

### ABBOTT LABORATORIES

#### Manufacture of Controlled Substances; Application

Section 303(a) (1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a) (1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) Maintenance of effective controls against diversion of particular controlled substances and any controlled substance in Schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on June 1, 1974, Abbott Laboratories, Abbott Park, North Chicago, Illinois 60064, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Pentobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture pentobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a

hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc. 74-20049 Filed 8-28-74; 8:45 am]

### ARENOL CHEMICAL CORP.

#### Manufacture of Controlled Substances; Application

Section 303(a) (1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a) (1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on May 16, 1974, Arenol Chemical Corporation, 40-33 23rd Street, Long Island, New York 11101, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Methamphetamine, a

basic class controlled substance listed in schedule II.

Any person registered to manufacture Methamphetamine in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,

Drug Enforcement Administration.

[FR Doc.74-20058 Filed 8-28-74; 8:45 am]

#### ARENOL CHEMICAL CORP.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on May 16, 1974, Arenol Chemical Corporation, 40-33 23rd Street, Long Island, New York 11101, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Amphetamine, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Amphetamine in bulk may, on or before

September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,

Drug Enforcement Administration.

[FR Doc.74-20060 Filed 8-28-74; 8:45 am]

#### ELI LILLY AND CO.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 17, 1974, Eli Lilly & Co., 1249 South White River Parkway, East Drive, Building 80, Indianapolis, Indiana 46225, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Secobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Secobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may,

at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,

Drug Enforcement Administration.

[FR Doc.74-20050 Filed 8-28-74; 8:45 am]

#### ELI LILLY AND CO.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 17, 1974, Eli Lilly & Co., Tippecanoe Laboratories, Box 685, Lilly Rd., Lafayette, Indiana 47902, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Secobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Secobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a

hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20055 Filed 8-28-74; 8:45 am]

#### ELI LILLY AND CO.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 17, 1974, Eli Lilly & Co., 1249 South White River Parkway, East Drive, Building 80, Indianapolis, Indiana 46225, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Amobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Amobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person

desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20057 Filed 8-28-74; 8:45 am]

#### ELI LILLY AND CO.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedule I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 17, 1974, Eli Lilly & Company Mfg., Tippecanoe Lab., Box 685, Lilly Road, Lafayette, Indiana 47902, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Methadone, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Methadone in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20059 Filed 8-28-74; 8:45 am]

#### ELI LILLY AND CO.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) Maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 17, 1974, Eli Lilly & Co., Tippecanoe Laboratories, Box 685, Lilly Road, Lafayette, Indiana 47902, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Amobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Amobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130,

1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20062 Filed 8-28-74; 8:45 am]

**ENDO LABORATORIES, INC.**

**Manufacture of Controlled Substances;  
Application**

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 5, 1974, Endo Laboratories, Inc., 1000 Stewart Avenue, Garden City, N.Y. 11530, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Hydrocodone, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Hydrocodone in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130,

1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20048 Filed 8-28-74; 8:45 am]

**ENDO LABORATORIES, INC.**

**Manufacture of Controlled Substances;  
Application**

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 5, 1974, Endo Laboratories, Inc., 1000 Stewart Avenue, Garden City, N.Y. 11530, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Oxycodone, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Oxycodone in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of

the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, Jr.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20053 Filed 8-28-74; 8:45 am]

**ENDO LABORATORIES, INC.**

**Manufacture of Controlled Substances;  
Application**

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 5, 1974, Endo Laboratories, Inc., 1000 Stewart Avenue, Garden City, N.Y. 11530, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Oxycodone, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Oxycodone in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20061 Filed 8-28-74; 8:45 am]

**GANE'S CHEMICAL WORKS, INC.**

**Manufacture of Controlled Substances;  
Application**

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on June 17, 1974, Gane's Chemical Works, Inc., Lessee of Siegfried Chemical, Inc., Industrial Park Road, Pennsville, N.J. 08070, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Methamphetamine, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Methamphetamine in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20056 Filed 8-28-74; 8:45 am]

**PARKE, DAVIS AND CO.**

**Manufacture of Controlled Substances;  
Application**

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 3, 1974, Parke, Davis & Company, 188 Howard Avenue, Holland, Michigan 49423, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Secobarbital, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Secobarbital in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of

the Administrative Law Judge, Drug Enforcement Administration, Room 1130, 1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.

[FR Doc.74-20051 Filed 8-28-74; 8:45 am]

**PARKE, DAVIS AND CO.**

**Manufacture of Controlled Substances;  
Application**

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823(a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on July 3, 1974, Parke, Davis & Company, 188 Howard Avenue, Holland, Michigan 49423, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Methaqualone, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Methaqualone in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130,

1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.  
[FR Doc. 74-20063 Filed 8-28-74; 8:45 am]

#### WINTHROP LABS.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823 (a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on May 20, 1974, Winthrop Labs, Div. of Sterling Drug, Inc., 33 Riverside Avenue, Rensselaer, New York 12144, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Pethidine, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Pethidine in bulk may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130,

1405 Eye Street NW., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.  
[FR Doc. 74-20052 Filed 8-28-74; 8:45 am]

#### WYETH LABORATORIES, INC.

##### Manufacture of Controlled Substances; Application

Section 303(a)(1) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 823 (a)(1)) states:

The Attorney General shall register an applicant to manufacture controlled substances in schedules I or II if he determines that such registration is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on the effective date of this part. In determining the public interest, the following factors shall be considered:

(1) maintenance of effective controls against diversion of particular controlled substances and any controlled substance in schedule I or II compounded therefrom into other than legitimate medical, scientific, research, or industrial channels, by limiting the importation and bulk manufacture of such controlled substances to a number of establishments which can produce an adequate and uninterrupted supply of these substances under adequately competitive conditions for legitimate medical, scientific, research, and industrial purposes;

Section 1008 of the Controlled Substance Import and Export Act (21 U.S.C. 958(h)) provides that the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedules I or II, and prior to issuing a regulation under section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Pursuant to 21 CFR 1301.43, notice is hereby given that on April 30, 1974, Wyeth Laboratories, Inc., 611 E. Nield St., West Chester, Pa. 19380, made application to the Drug Enforcement Administration to be registered as bulk manufacturer of Pethidine, a basic class controlled substance listed in schedule II.

Any person registered to manufacture Pethidine in bulk, may, on or before September 30, 1974, file written comments on or objections to the issuance of the proposed registration and may, at the same time, file written request for a hearing on the application (stating with particularity the objections or issues, if any, concerning which the person desires to be heard and a brief summary of his position on those objections or issues).

Comments and objections may be addressed to the Hearing Clerk, Office of the Administrative Law Judge, Drug Enforcement Administration, Room 1130,

1405 Eye Street, N.W., Washington, D.C. 20537.

Dated: August 21, 1974.

JOHN R. BARTELS, JR.,  
Administrator,  
Drug Enforcement Administration.  
[FR Doc. 74-20054 Filed 8-28-74; 8:45 am]

#### DEPARTMENT OF THE INTERIOR

##### Bureau of Land Management

[NM 22569]

#### NEW MEXICO

##### Notice of Application

AUGUST 20, 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), Mapco, Inc. has applied for a 6-inch liquefied petroleum gas pipeline and a .450 acre metering site right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 29 N., R. 11 W.,

Sec. 11, S $\frac{1}{2}$ SW $\frac{1}{4}$ ;

Sec. 26, NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;

Sec. 27, S $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 34, NW $\frac{1}{4}$ NE $\frac{1}{4}$  and E $\frac{1}{2}$ NW $\frac{1}{4}$ .

This pipeline will convey liquefied petroleum gas across 1.374 miles of national resource lands in San Juan 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, Albuquerque, N. Mex. 87107.

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

[FR Doc. 74-20028 Filed 8-28-74; 8:45 am]

#### Geological Survey

##### WASATCH PLATEAU, UTAH

##### Known Leasing Area (Coal); Notice of Classification

Pursuant to authority contained in the Act of March 3, 1879 (43 U.S.C. 31), as supplemented by Reorganization Plan No. 3 of 1950 (43 U.S.C. 1451, note), and 203 Departmental Manual No. 1, and Secretary's Order No. 2948, Federal lands within the State of Utah have been classified as subject to the competitive coal leasing provisions of the Mineral Leasing Act of February 25, 1920, as amended (30 U.S.C. 201). The name of the area, effective date, and total acreage involved are as follows:

(44) UTAH

Wasatch Plateau (Utah) Known Leasing Area (Coal); June 3, 1974, 296,840 acres.

A diagram showing the boundaries of the area classified for competitive leasing has been filed with the appropriate land office of the Bureau of Land Management. Copies of the diagram and the land description may be obtained from the Regional Conservation Manager, U.S. Geological Survey, Building 25, Denver Federal Center, Denver, Colorado 80225.

Date: August 21, 1974.

W. A. RADLINSKI,  
*Acting Director.*

[FR Doc. 74-20029 Filed 8-28-74; 8:45 am]

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### ROCK CREEK ADVISORY COMMITTEE

##### Notice of Meeting

The Rock Creek Advisory Committee will meet at 7 p.m. on September 24, 1974. Meeting place will be in Drummond, Montana, in the Catholic Church basement.

The purpose of this meeting is to discuss and receive Committee response and critique to Forest Service work in developing planning options for a land use plan for the East Fork—Skalkaho Planning Unit. Discussions with the Committee will also include existing timber sales, proposed tentative transmission corridors, inventoried roadless areas, transportation planning for the Upper Rock Creek area, various resource inventory data and comments from the public concerning various uses of the area involved.

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

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

Dated: August 21, 1974.

GEORGE M. SMITH,  
*Forest Supervisor,  
Deer Lodge National Forest.*

[FR Doc. 74-20030 Filed 8-28-74; 8:45 am]

## DEPARTMENT OF COMMERCE

### National Bureau of Standards

#### ADVISORY COMMITTEE FOR INTERNATIONAL LEGAL METROLOGY

##### Notice of Meeting

Pursuant to the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. II, 1972) notice is hereby given that a meeting of the Advisory Committee for International Legal Metrology will be held in Lecture Room C, Building 101, at the National Bureau of Standards, Gaithersburg, Md., from 1 p.m. to 5 p.m. on September 17 and from 9 a.m. to 5 p.m. on September 18, 1974.

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

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

The agenda for the meeting will include a discussion of U.S. held technical committee secretaries within OIML and Work Plans for these secretariats. The Committee will also review Work Plans for secretariats developed by other member nations of OIML.

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

Dated: August 23, 1974.

ROBERT S. WALLEIGH,  
*Acting Director.*

[FR Doc. 74-19968 Filed 8-28-74; 8:45 am]

### National Oceanic and Atmospheric Administration

#### GROUND FISH FISHERIES

##### Closure of Quarter

Notice is hereby given pursuant to § 240.23(d), Title 50, Code of Federal Regulations, as follows:

On August 26, 1974, the Director, National Marine Fisheries Service, determined that United States vessels operating in regulatory area—Subarea 5, West of 69°00' W. longitude, defined in § 240.1(b) (5), and referred to in § 240.21 (b) (3), will soon reach the quarterly catch limit for yellowtail flounder of 2,000 metric tons for the period July 1–September 30, 1974, as described in § 240.21 (b) (3), published in the FEDERAL REGISTER, 39 FR 2022.

I hereby announce that the season for taking yellowtail flounder without restriction as to quantity by persons and vessels subject to the jurisdiction of the United States will terminate in the area affected, at 0001 hours local time, September 3, 1974. The restriction will remain in effect until 0001 hours local time, October 1, 1974.

Issued at Washington, D.C., and dated August 26, 1974.

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

[FR Doc. 74-20070 Filed 8-28-74; 8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration DIAGNOSTIC PRODUCTS ADVISORY COMMITTEE

#### Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; 5 U.S.C. App.), the Food and Drug Administration announces the renewal, by the Secretary, Department of Health, Education, and Welfare, of the Diagnostic Products Advisory Committee for an additional period of 2 years beyond August 9, 1974.

Authority for this committee will expire August 9, 1976, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 23, 1974.

SAM D. FINE,  
*Associate Commissioner  
for Compliance.*

[FR Doc. 74-20001 Filed 8-28-74; 8:45 am]

#### Office of the Secretary

### NATIONAL ADVISORY COUNCIL ON THE EDUCATION OF DISADVANTAGED CHILDREN

#### Notice of Meeting

Notice is hereby given, pursuant to PL 92-463, that the next meeting of the National Advisory Council on the Education of Disadvantaged Children will be held on September 13, 1974 from 9 a.m.–5 p.m. and September 14, 1974 from 9 a.m.–2 p.m. The meeting will be held at 425 Thirteenth Street, NW., Suite 1012, Washington, D.C. 20004.

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 is called to discuss the draft of the 1975 annual report and to hear Committee reports.

Because of limited space, all persons wishing to attend should call for reservations by September 6, 1974, Area Code 202/382-6945.

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 August 23, 1974.

ROBERTA LOVENHEIM,  
*Executive Director.*

[FR Doc. 74-20014 Filed 8-28-74; 8:45 am]

## ADVISORY COMMITTEE ON FEDERAL PAY

### NOTICE OF MEETING

The Advisory Committee on Federal Pay will meet in executive session on September 19 and 20 to prepare its report on the Fiscal 1975 adjustment in Federal Pay. The discussions will take place in the office of Frederick R. Livingston, 425 Park Avenue, New York, New York. They will start at 9:30 a.m.

The Committee consists of experts in the field of labor relations and pay policy; since they are generally recognized for their impartiality, their initial views may well be diverse. In order to facilitate the development of consensus recommendations, the members must be free to take tentative and subjective positions, to be frank and candid about their views, to negotiate, to compromise, to experiment with various proposals, and to make assumptions and reach conclusions *arguendo*. Only in a closed meeting can the Committee have this freedom because an open meeting would inhibit members; it would encourage premature hardening of otherwise tentative positions and would encourage complete consistency across numerous issues, which militate against bargaining and compromise.

These deliberations of the Committee are analogous to the development of policy within an agency exercising specific functions. The development of policy frequently involves a similar exchange of viewpoints and ideas which would be inhibited by public disclosure.

The final report prepared by the Committee will be made public at a later date.

Therefore, by authority of section 10 (d) of Public Law 92-463, the Federal Advisory Committee Act, the Director of the Office of Management and Budget has declared that these discussions of the Advisory Committee on Federal Pay to develop its recommendations for the annual adjustment in Federal pay will concern matters within section 552(b) (5) of Title 5, United States Code, and therefore shall not be open to the public.

JEROME M. ROSOW,  
Chairman,

Advisory Committee on Federal Pay.

[FR Doc. 74-19969 Filed 8-29-74; 8:45 am]

### FEDERAL PAY

#### Proposed Adjustment; Postponement of Discussion

The discussion of the Advisory Committee on Federal Pay with the President's Pay Agent, scheduled for September 6, has been postponed to 1:30 p.m., from 9:30 a.m. This discussion, which will be open to the public, was originally announced in the FEDERAL REGISTER of July 31 (39 FR 27747). It will be held in the place originally announced—Room 101, 1016 16th Street, NW., Washington, D.C.

JEROME M. ROSOW,  
Chairman,

Advisory Committee on Federal Pay.

[FR Doc. 74-20068 Filed 8-28-74; 8:45 am]

## ATOMIC ENERGY COMMISSION

[Dockets Nos. 50-332, 50-332-OL]

### ALLIED GENERAL NUCLEAR SERVICES, ET AL.

#### Order Rescheduling Evidentiary Hearing

In response to the request of all parties pursuant to the agreement reached during the prehearing conference held on August 20, 1974, in Columbia, South Carolina, and as reflected in the transcript of said conference, the Atomic Safety and Licensing Board has postponed the hearing previously scheduled to commence on August 27, 1974, and has determined that the earliest and most convenient day for convening the evidentiary session in this proceeding is Tuesday, September 10, 1974.

Wherefore, It Is Ordered In accordance with the Atomic Energy Act, as amended, and the rules of practice of the Commission, and take notice that the evidentiary hearing in the above identified proceeding shall convene at 10:30 a.m., local time on September 10, 1974, at the Barnwell County Courthouse, Barnwell, South Carolina 29812.

In accordance with the "Notice of Hearing Pursuant to 10 CFR Part 50, Appendix D, Section B" published by the Atomic Energy Commission on November 9, 1973 (38 FR 31031), the Board will hear evidence presented on environmental issues relating to the Construction Permit issued to Licensees authorizing the construction of the Barnwell Nuclear Fuel Plant. The hearing also is being convened at this time for the presentation of evidence relating to health and safety matters and environmental matters concerning the application filed by Allied-General Nuclear Services, et al. for an operating license, in accordance with the "Notice of Hearing on Issuance of Facility Operating License" published by the Board on July 16, 1974 (39 FR 26058).

The public is invited to attend the hearing. Any person who has requested permission to make a limited appearance will be afforded the opportunity to state his or her views or to file a written statement on the first day of the hearing, or at such other time as the Board may for good cause, designate.

Issued at Bethesda, Maryland this 23rd day of August, 1974.

For the Atomic Safety and Licensing Board.

ROBERT M. LAZO,  
Chairman.

[FR Doc. 74-19983 Filed 8-23-74; 8:45 am]

[Docket No. 50-512]

### GENERAL ELECTRIC CO.

#### Application for and AEC Consideration of Issuance of Facility Export License

Please take notice that General Electric Company, San Jose, California has submitted to the Atomic Energy Commission an application for a license to authorize the export of a boiling water reactor with a thermal power level of 1931 megawatts to the Comision Federal De

Electricidad, Rodano 14, Mexico and that the issuance of such license is under consideration by the Atomic Energy Commission.

No license authorizing the proposed reactor export will be issued until the Atomic Energy Commission determines that such export is within the scope of and consistent with the terms of an applicable agreement for cooperation arranged pursuant to section 123 of the Atomic Energy Act of 1954, as amended (Act), nor until the Atomic Energy Commission has found that:

(a) The application complies with the requirements of the Act, and the Atomic Energy Commission's regulations set forth in 10 CFR Chapter I, and

(b) The reactor proposed to be exported is a utilization facility as defined in said Act and regulations.

In its review of applications solely to authorize the export of production or utilization facilities, the Atomic Energy Commission does not evaluate the health and safety characteristics of the facility to be exported.

Unless, on or before September 13, 1974, request for a hearing is filed with the Atomic Energy Commission by the applicant, or a petition for leave to intervene is filed by any person whose interest may be affected by the proceeding, the Director of Regulation may, upon the determinations and findings noted above, cause to be issued to General Electric Company a facility export license and may cause to be published in the FEDERAL REGISTER a notice of issuance of the license. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in the notice, the Atomic Energy Commission will issue a notice of hearing or an appropriate order.

A copy of the application is on file in the Atomic Energy Commission's Public Document Room located at 1717 H Street, N.W., Washington, D.C.

Dated at Bethesda, Maryland this 21st day of August, 1974.

For the Atomic Energy Commission.

S. H. SMILEY,  
Deputy Director for Fuels and  
Materials Directorate of Li-  
censing.

[FR Doc. 74-19982 Filed 8-28-74; 8:45 am]

### REGULATORY GUIDE REGARDING NU- CLEAR POWER PLANT QUALITY ASSUR- ANCE RECORDS

#### Issuance and Availability

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

Regulatory Guide 1.88, "Collection, Storage, and Maintenance of Nuclear Power Plant Quality Assurance Records," describes a method acceptable to the AEC Regulatory staff for complying with the Commission's regulations with regard to collection, storage, and maintenance of quality assurance records for nuclear power plants. This guide endorses ANSI N45.2.9-1974 entitled "Requirements for Collection, Storage, and Maintenance of Quality Assurance Records for Nuclear Power Plants."

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 at any time. Public comments on Regulatory Guide 1.88 will, however, be particularly useful in evaluating the need for an early revision if received by October 30, 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. 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 Electrical 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 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 Heatup and Cooldown Procedures  
 Effects of Residual Elements on Predicted Radiation Damage  
 Fuel Oil Supplies for Standby Diesel Generators  
 Assumptions Used for Evaluating the Potential Radiological Consequences of a Liquid Radioactive Waste System Accident  
 Surveillance and Examination and Testing of Irradiated Fuel Rods  
 Elevated Temperature Inservice Surveillance Tests for HTGR Plants  
 Design Load Combinations for Component Supports  
 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  
 Functional Specification for Self-Operated and Power Operated Safety-Related Valves  
 Nuclear Power Plant Environmental Characteristics for Designated Sites  
 Evaluation of Explosions Postulated to Occur on Transportation Routes Near Nuclear Power Plant Sites

(5 U.S.C. 522(a))

Dated at Rockville, Maryland, this 19th day of August 1974.

For the Atomic Energy Commission.

LESTER ROGERS,  
 Director of Regulatory  
 Standards.

[FR Doc. 74-20003 Filed 8-28-74; 8:45 am]

## CIVIL AERONAUTICS BOARD

[Order 74-8-55; Docket 26941 etc.]

ALLEGHENY AIRLINES, INC., AND  
 DELTA AIR LINES, INC.

Boston-Toronto Nonstop Route  
 Proceedings

Correction

In FR Doc. 74-19060 appearing at page 29952 of the issue of Monday, August 19, 1974, the following changes should be made:

1. In footnote 2, the last line, now reading "ton/Ft. Worth-Toronto/Montreal", should read "ton/Dallas/Ft. Worth-Toronto/Montreal".

2. The first four lines in the center column on page 29953 are out of order and should read as follows: "ronment" within the meaning of section 102(2)(c) of the National Environmental Policy Act of 1969 (NEPA). In a case such as the instant one all prospective".

[Docket No. 26972]

FLYING TIGER LINE, INC. AND  
 BANK OF NEW YORK

Notice of Proposed Approval

Joint application of The Flying Tiger Line Inc. and The Bank of New York for approval under section 408 of the Federal Aviation Act of 1958, as amended, Docket 26972.

Notice is hereby given, pursuant to the statutory requirements of section 408 (b) of the Federal Aviation Act of 1958, as amended, that the undersigned intends to issue the attached order under delegated authority. Interested persons are hereby afforded until August 30, 1974 within which to file comments or request a hearing with respect to the action proposed in the order.

Dated at Washington, D.C., August 26, 1974.

[SEAL] WILLIAM B. CALDWELL, Jr.,  
 Director, Bureau of  
 Operating Rights.

ORDER APPROVING TRANSACTION AND  
 GRANTING EXEMPTION

Issued under delegated authority. Joint application of The Flying Tiger Line Inc. and The Bank of New York for approval without hearing under section 408(b) and exemption from section 408 pursuant to section 416(b) of an Assignment and Conditional Sale Agreement, respectively, Docket 26972.

By application, filed August 20, 1974, The Flying Tiger Line Inc. (FTL) and The Bank of New York (Bank) ("the applicants") jointly request the Board to approve without a hearing, pursuant to the third proviso of section 408(b) of the Federal Aviation Act of 1958, as amended, (the Act) the assignment of FTL's purchase rights to two used Boeing 747-123 aircraft plus two new spare engines to the Bank, and to exempt under section 416(b) or approve without a hearing under section 408(b) of the Act, a Conditional Sale Agreement between FTL and the Bank.

The applicants state that FTL's rights under a purchase and modification contract with The Boeing Company for the subject aircraft and engines will be assigned to the Bank<sup>1</sup> as trustee for those financial institutions which have arranged for the financing of these aircraft and engines.<sup>2</sup> Simultaneously therewith, the Bank will enter into a Conditional Sale Agreement for the aircraft and engines with FTL for a term of 12 years at the end of which FTL will take title to the equipment.<sup>3</sup> Pursuant to the Conditional Sale Agreement, FTL is obligated to deliver to the Bank promissory notes for the purchase price in the amount of \$38,000,000 bearing an interest rate of 9.75% per annum. Payments will be made in 48 quarterly installments with FTL having the right to the repay notes after December 31, 1981, subject to the payment of a declining prepayment premium. The delivery of the first aircraft is scheduled for August 28, 1974, and the second on or before September 30, 1974.

In support of the application, the applicants assert that the instant transaction is in the public interest in that it will enable FTL to increase capacity on its transpacific all-cargo operations without any commensurate increase in fuel use or level of frequency;<sup>4</sup> that FTL will be able to finance the aircraft and spares at a rate well below the prevailing prime lending rate, with FTL retaining the investment tax credit on the aircraft, engine modifications and the new engines; that the transaction was negotiated at arm's length and presents no question of undesirable combination, creation of a monopoly, restraint of competition or conflict of interest; and that the Conditional Sale Agreement is similar to other transactions recently exempted by the Board from section 408 of the Act.<sup>5</sup>

The applicants also request that the Board act expeditiously on their application since the failure to obtain the necessary Board approval and/or exemption by the closing date (date of first delivery) of August 28, 1974 could require FTL to seek other financing at less favorable terms.

No objections to the application or requests for a hearing have been received.

Notice of intent to dispose of the application without hearing has been published in the FEDERAL REGISTER, and a copy of such notice has been furnished by the Board to

<sup>1</sup> Specifically, FTL assigns to the Bank its rights under the Boeing purchase agreements for the aircraft and spare engines, an aircraft modification agreement with Boeing (from passenger to all-cargo configuration), an engine modification agreement with Pratt and Whitney and an engine exchange agreement with Pratt and Whitney whereby two JT9D-3A engines sold to FTL with the aircraft will be exchanged for two JT9D-7A engines.

<sup>2</sup> The financing consists of total payment by the Bank to Boeing in the aggregate amount of \$38,000,000.

<sup>3</sup> The Assignment and Conditional Sale Agreements, dated as of April 25, 1974, have been filed in draft form pending final execution. The applicants will be required to forward conformed copies of these agreements within fourteen days of final execution.

<sup>4</sup> A 747 can accommodate approximately 180,000 pounds of cargo compared to approximately 90,000 pounds on a DC-8-63 with an additional fuel consumption of less than half that required for a second DC-8-63 section.

<sup>5</sup> Orders E-26304, January 31, 1968; 69-2-140, February 27, 1969 and 74-6-43, June 10, 1974.

the Attorney General not later than the date following the date of such publication, both in accordance with the requirements of section 408(b) of the Act.

Upon consideration of the transactions, it is concluded that (1) FTL is an air carrier and the Bank, by virtue of its role in the agreements, is a person engaged in a phase of aeronautics which is purchasing a substantial part of FTL's properties,<sup>6</sup> and that (2) the Conditional Sale Agreement between the Bank and FTL represents a contract on the part of FTL to operate a substantial part of the Bank's properties,<sup>7</sup> within the meaning of sections 408(a)(2) and 408(a)(3) of the Act, respectively.

Upon consideration of all of the circumstances, it is concluded that the subject Assignment Agreement does not affect the control of an air carrier directly engaged in the operation of aircraft in air transportation, does not result in creating a monopoly and does not tend to restrain competition. Furthermore, no person disclosing a substantial interest is currently requesting a hearing, and it is concluded that the public interest does not require a hearing. Under these circumstances, it is not found that the subject Assignment Agreement is inconsistent with the public interest or that the conditions of section 408 will be otherwise unfulfilled. Accordingly the Assignment Agreement between FTL and the Bank will be approved pursuant to section 408(b) of the Act.

It also appears that FTL will be able to consummate its obligations under the Conditional Sale Agreement without undue financial hardship and that the proposed agreement represents a valid means of financing the acquisitions. Additionally, the agreement is similar to others which have been authorized by the Board,<sup>8</sup> and, in view of the imminence of the delivery date, it has been decided to exempt FTL from the provisions of section 408. To do otherwise might result in FTL having to finance the aircraft on less favorable terms than those contained in the Conditional Sale Agreement. In this context, unusual circumstances within the meaning of section 416(b) of the Act exist which warrant the grant of the exemption.<sup>9</sup>

Therefore, acting pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.13 and 385.3, it is found that (1) the Assignment Agreement will not be inconsistent with the public interest and should be approved pursuant to the third proviso of section 408(b) of the Act, (2) enforcement of section 408(b) of the Act, to the extent it would unduly delay effectuation of the Conditional Sale Agreement,

<sup>6</sup> The two used 747's represent approximately 16% of FTL's total lift capacity and approximately 29% of the total value of its aircraft fleet.

<sup>7</sup> This substantial part of the Bank's properties is in relation to the factual situation under consideration herein in which the Bank is acting as trustee for the participating lenders.

<sup>8</sup> See, Orders 72-12-50, December 12, 1972; 74-6-16, June 4, 1974 and 74-6-43, June 10, 1974.

<sup>9</sup> In view of the imminent scheduled delivery date for the first aircraft, the requirements of the third proviso of section 408(b) of the Act and the fact that the transaction does not appear to affect any person not a party to the financial transactions, action on the application is being taken, pursuant to Rule 410 of the Board's rules of practice (14 CFR 302.410), without awaiting the filing of answers or replies thereto.

would be an undue burden on FTL by reason of the unusual circumstances affecting its operations, and (3) the applicants' request for approval of the Conditional Sale Agreement should be dismissed.<sup>10</sup>

Accordingly, it is ordered, That:

1. The subject Assignment Agreement, as discussed above, between The Flying Tiger Line Inc. and The Bank of New York, be and it hereby is approved pursuant to the third proviso of section 408(b) of the Act;

2. The Flying Tiger Line Inc. be and it hereby is exempted from the requirements of section 408 of the Act pursuant to section 416(b) to the extent necessary to consummate the subject Conditional Sale Agreement with The Bank of New York;

3. Conformed copies of the Assignment Agreement and Conditional Sale Agreement shall be filed in this document within fourteen days of execution;

4. The action taken herein shall not be deemed a determination for ratemaking purposes of the reasonableness of the transactions;

5. Jurisdiction be and it hereby is retained over the transactions for purposes of amending or revoking the approval and exemption granted herein in the discretion of the Board without a hearing; and

6. The request of the applicants for approval of the Conditional Sale Agreement under section 408(b) of the Act, be and it hereby is dismissed.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective immediately and the filing of such petitions shall not stay its effectiveness.

[SEAL]

EDWIN Z. HOLLAND,  
Secretary.

[FR Doc.74-20067 Filed 8-28-74; 8:45 am]

## COMMISSION ON CIVIL RIGHTS DELAWARE STATE ADVISORY COMMITTEE Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Delaware State Advisory Committee (SAC) to this Commission will convene at 12 Noon, on September 27, 1974 at the Young Men's Christian Association, 11 and Washington Streets, Wilmington, Delaware 19801.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street NW., Washington, D.C. 20037.

The purpose of this meeting shall be to further discuss projects recommended for SAC study during FY 1975.

<sup>10</sup> It is further found, pursuant to 14 CFR 385.6, that the action taken herein is governed by prior Board precedent and policy, and because of those factors mentioned in footnote 9 above, immediate action is required to enable effectuation of the transactions. Therefore, it is determined that the filing of petitions for review of this order will not preclude this order from becoming effective immediately.

This meeting will be conducted pursuant to the rules and regulations of the Commission.

Dated at Washington, D.C., August 12, 1974.

ISAIAH T. CRESWELL, Jr.,  
Advisory Committee  
Management Officer.

[FR Doc.74-20025 Filed 8-28-74;8:45 am]

#### DISTRICT OF COLUMBIA ADVISORY COMMITTEE

##### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the District of Columbia Advisory Committee will convene at 6:30 p.m. on September 12, 1974, in the Fifth Floor Conference Room, U.S. Commission on Civil Rights, 1121 Vermont Avenue NW., Washington, D.C. 20425.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street NW., Washington, D.C. 20037.

The purpose of this meeting shall be to plan activities to be undertaken by the District of Columbia Advisory Committee during FY 1975.

This meeting will be conducted pursuant to the rules and regulations of the Commission.

Dated at Washington, D.C., August 12, 1974.

ISAIAH T. CRESWELL, Jr.,  
Advisory Committee  
Management Officer.

[FR Doc.74-20024 Filed 8-28-74;8:45 am]

#### OHIO STATE ADVISORY COMMITTEE

##### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Ohio State Advisory Committee (SAC) to this Commission will convene at 2 p.m. on September 11, 1974, at the Downtowner Motor Inn, 621 Market Avenue North, Canton, Ohio 44302.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Midwestern Regional Office of the Commission, Room 1428, 219 South Dearborn Street, Chicago, Illinois 60604.

The purpose of this meeting shall be to discuss the Ohio SAC Education Subcommittee's draft of a proposed Ohio Education Project to be submitted to the full Advisory Committee for consideration.

This meeting will be conducted pursuant to the rules and regulations of the Commission.

Dated at Washington, D.C., August 13, 1974.

ISAIAH T. CRESWELL, Jr.,  
Advisory Committee  
Management Officer.

[FR Doc.74-20023 Filed 8-28-74;8:45 am]

#### OHIO STATE ADVISORY COMMITTEE

##### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Ohio State Advisory Committee (SAC) to this Commission will convene at 2 p.m. on September 13, 1974, at 90 West Broad Street, Columbus, Ohio 43215.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Midwestern Regional Office of the Commission, Room 1428, 219 South Dearborn Street, Chicago, Illinois 60604.

The purpose of this meeting shall be to develop an outline for a proposed study of women's rights to be undertaken by the Ohio SAC during the balance of FY 1975.

This meeting will be conducted pursuant to the rules and regulations of the Commission.

Dated at Washington, D.C., August 13, 1974.

ISAIAH T. CRESWELL, Jr.,  
Advisory Committee  
Management Officer.

[FR Doc.74-20026 Filed 8-28-74;8:45 am]

#### OHIO STATE ADVISORY COMMITTEE

##### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Ohio State Advisory Committee (SAC) to this Commission will convene at 10 a.m., on September 21, 1974, in the Teepee Room, Sheraton-Cleveland Hotel, 219 Superior Avenue West, Cleveland, Ohio 44101.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Midwestern Regional Office of the Commission, Room 1428, 219 South Dearborn Street, Chicago, Illinois 60604.

The purposes of this meeting shall be to (1) review final draft of the Ohio Prison Report, (2) discuss recommended followup activities to that report and (3) receive project proposals on Revenue Sharing, Education and Women's Rights.

This meeting will be conducted pursuant to the rules and regulations of the Commission.

Dated at Washington, D.C., August 13, 1974.

ISAIAH T. CRESWELL, Jr.,  
Advisory Committee  
Management Officer.

[FR Doc.74-20027 Filed 8-28-74;8:45 am]

#### COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

##### PROCUREMENT LIST 1974

##### Addition to Procurement List

Notice of proposed addition to Procurement List 1974, November 29, 1973 (38 FR 33038) was published in the FEDERAL REGISTER on May 6, 1974 (39 FR 15903).

Pursuant to the above notice the following service is added to Procurement List 1974.

Industrial Class 7399	Price
Sewing, Customized, Heavy Duty (ES) Redstone Arsenal, Alabama (Provide specified end items produced through use of heavy duty sewing service).	\$7.95/hr.

By the Committee.

C. W. FLETCHER,  
Executive Director.

[FR Doc.74-20019 Filed 8-28-74;8:45 am]

#### PROCUREMENT LIST 1974

##### Proposed Addition

Notice is hereby given pursuant to section 2(a)(2) of Public Law 92-28; 85 Stat. 79, of the proposed addition of the following commodities to Procurement List 1974, November 29, 1973 (38 FR 33038).

##### COMMODITY

Class 6532	Gown, Operating, Surgical
6532-009-2034	
6532-009-2035	

Comments and views regarding these proposed additions may be filed with the Committee not later than September 30, 1974. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

By the Committee.

C. W. FLETCHER,  
Executive Director.

[FR Doc.74-20020 Filed 8-28-74;8:45 am]

#### PROCUREMENT LIST 1974

##### Proposed Additions

Notice is hereby given pursuant to Section 2(a)(2) of Public Law 92-28; 85 Stat. 79, of the proposed addition of the following Military Resale Commodities to Procurement List 1974:

Description and Item No.
Container, Plastic, Small Feed and Water for Pets 998
Container, Plastic, Large Feed and Water for Pets 999

Comments and views regarding these proposed additions may be filed with the Committee not later than September 30, 1974. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

By the Committee.

C. W. FLETCHER,  
Executive Director.

[FR Doc.74-20021 Filed 8-28-74;8:45 am]

## PROCUREMENT LIST 1974

## Proposed Addition

Notice is hereby given pursuant to section 2(a)(2) of Public Law 92-28; 85 Stat. 79, of the proposed addition of the following commodity to Procurement List 1974, November 29, 1973 (38 FR 33038).

Folder, File, Military Personnel Records Jacket (Department of the Army Form 201)

Comments and views regarding this proposed addition may be filed with the Committee not later than September 30, 1974. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

By the Committee.

C. W. FLETCHER,  
Executive Director.

[FR Doc.74-20022 Filed 8-28-74; 8:45 am]

## CONSUMER PRODUCT SAFETY COMMISSION

RELCO INC., ET AL.

## Notice of Prehearing Conference

Notice is hereby given that a prehearing conference will be held on September 18, 1974, at 10 a.m., in room 600, 1750 K Street, NW., Washington, D.C., before Administrative Law Judge Paul N. Pfeiffer. This notice is given pursuant to the Consumer Product Safety Commission's proposed and interim rules of practice for Adjudicative Proceedings, published on July 23, 1974, (39 FR 26848) and which govern proceedings in this matter.

A Notice of Enforcement has been issued by the Commission's staff and approved by the Commission and served on Relco Inc. and Thomas H. Doss, respondents above named, as required by the above-referenced Rules. Said notice alleges that the staff is of the opinion that the Wel-Dex Electric Arc Welder creates a substantial product hazard within the meaning of section 15(a)(2) of the Consumer Product Safety Act, (15 U.S.C. 2064(a)(2)), because of design and performance defects set forth in such Notice which could cause electric shock, state fires and cause severe skin burns.

The Notice further alleges that notification pursuant to section 15(c) of the Consumer Product Safety Act (15 U.S.C. 2064(c)) to the public in general and to the purchasers of the Wel-Dex Electric Arc Welder in particular is required in order to adequately protect the public from such substantial product hazard; that action pursuant to section 15(d) of the Consumer Product Safety Act (15 U.S.C. 2064(d)) is in the public interest; and that respondents should be ordered to elect to repair or to replace the Wel-Dex Electric Arc Welder or to refund the purchase price of the welder as provided for by section 15(d)(3) of the Consumer Product Safety Act (15 U.S.C. 2064(d)(3)).

A Copy of the Notice of Enforcement with attached papers is on file in the Office of the Secretary of the Commission.

Any person, other than the respondents, who desires to become a party to the proceedings, to participate in the prehearing conference, or to testify at the hearing, may request to do so by writing to the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207.

Dated: August 26, 1974.

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

[FR Doc.74-20004 Filed 8-28-74; 8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 257-5]

## COMPLIANCE SCHEDULE REQUIREMENTS FOR FUEL-BURNING SOURCES ELIGIBLE FOR COMPLIANCE DATE EXTENSION

## Public Hearing

Section 3 of the Energy Supply and Environmental Coordination Act of 1974 (Pub. L. 93-319) amends the Clean Air Act by adding section 119 to Title I of the Act. Section 119(c)(2)(B) of the Clean Air Act, as amended, directs the Administrator of the Environmental Protection Agency to propose regulations, hold a public hearing and promulgate regulations within 90 days of enactment requiring that any source, to which an extension of the compliance date is applicable, submit and obtain approval of its means for and schedule of compliance with the requirements of section 119(c)(2)(C) of the Act.

Notice is hereby given that pursuant to the provisions of section 119(c)(4) of the Clean Air Act, as amended, a public hearing will be held on September 30, 1974, beginning at 9 a.m. local time for the purpose of affording interested parties an opportunity to make oral and written presentations of data, views and arguments related to the proposed regulations. The hearing will convene at the GSA Auditorium, 18th and F Sts., NW., Washington, D.C. The proposed regulations will be published in the FEDERAL REGISTER approximately 15 days before the hearing. In addition to the requirements for compliance date extensions, these proposed regulations will include provisions related to temporary suspensions (section 119(b) of the Act). Copies of the proposed regulations will also be available at that time at the EPA Freedom of Information Center, Room 232, West Tower, 401 M Street, SW., Washington, D.C. 20460.

Mr. Richard D. Wilson is hereby designated presiding officer for the hearing and chairman of the hearing panel that will be designated prior to the date of the hearing. The presiding officer will have the responsibility for maintaining order; excluding irrelevant or redundant material; scheduling presentations; and, to the extent possible, notifying partici-

pants of the time at which they may appear. The hearing will be conducted informally and technical rules of evidence will not apply.

Any person desiring to make an oral presentation at the hearing should file a notice of such intention with the presiding officer not later than 7 days prior to the hearing. Said notice and five (5) copies, if practicable, of the proposed statement are to be submitted to the presiding officer at the following address: Mr. Richard D. Wilson, Director, Division of Stationary Source Enforcement (EG-341), Room 3202, 401 M Street, SW., Washington, D.C. 20460. Any person who wishes may also file written comments with the presiding officer to be made a part of the hearing record at any time prior to the completion of the hearing. This opportunity to file comments is in addition to the opportunity to submit written comments on the proposed regulations during a period to be designated in the notice of proposed rulemaking.

A verbatim transcript of the proceeding will be made and copies will be available from the reporter at the expense of any person requesting them.

ALAN G. KIRK II,  
Assistant Administrator for  
Enforcement and General Counsel.

AUGUST 23, 1974.

[FR Doc.74-19974 Filed 8-28-74; 8:45 am]

[FRL 257-8; OPP-36008]

## COTTON STATES CHEMICAL CO. AND MICRO CHEMICAL CO.

## Denial of Pesticide Registration

Applications were made pursuant to the provisions of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (86 Stat. 973), to register pesticides containing DDT. The applicants, products, and intended uses are:

Cotton States Chemical Co., Inc., West Monroe, LA 71291, FOUR-TWO EMULSIFIABLE INSECTICIDE CONCENTRATE (File Symbol 1339-ERU, Received January 11, 1973), for use on cotton against the cotton pest complex.

Micro Chemical Co., Inc., Winnsboro, LA 71295, MICRO TRIPLE-KILL EMULSIFIABLE CONCENTRATE (File Symbol 4841-AN, Received May 30, 1973), for use on cotton against the cotton pest complex.

These applications have been denied without prejudice and the applicants have been notified. The reasons for denial are set forth in the Order of the Administrator, filed June 14, 1972 (37 FR 13369), and the failure of the applicants to submit data in support of the applications, as required by section 3(c) 1 of the Act (86 Stat. 980).

Dated: August 23, 1974.

JAMES L. AGE, JR.,  
Acting Assistant Administrator  
for Water and Hazardous Materials.

[FR Doc.74-19972 Filed 8-28-74; 8:45 am]

[FRL 257-6]

**METEOROLOGY ADVISORY COMMITTEE OF  
THE SCIENCE ADVISORY BOARD**

**Meeting**

Pursuant to Pub. L. 92-463, notice is hereby given that a meeting of the Meteorology Advisory Committee of the Science Advisory Board will be held at 9:00 a.m. on October 1 and 2, 1974, in the auditorium, National Environmental Research Center (NERC), Research Triangle Park, North Carolina 27711.

The purpose of the meeting will be to discuss and consult with the Committee on that portion of the NERC meteorological research program relating to National energy resources, development and utilization.

The meeting will be open to the public. Any member of the public wishing to attend or submit a paper should contact the Executive Secretary, Mr. James R. Smith, National Environmental Research Center, Research Triangle Park, North Carolina 27711. The telephone number is (919) 549-8411, extension 2266.

ALBERT C. TRAKOWSKI,  
*Acting Assistant Administrator  
for Research and Development.*

[FR Doc.74-19970 Filed 8-28-74; 8:45 am]

[FRL 257-7; OPP-180008A]

**NORTH CAROLINA DEPARTMENT OF  
NATURAL AND ECONOMIC RESOURCES**

**Receipt of Resubmission of Application to  
Register a Pesticide Containing DDT**

Pursuant to the provisions of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973), the State of North Carolina Department of Natural and Economic Resources has reapplied for registration of a pesticide containing DDT for restricted use in protecting newly planted seedling pine from destruction by the pales weevil, *Hylobius pales* (Herbst), in the States of North Carolina and Virginia. Notice of the first application for registration from North Carolina was published in the FEDERAL REGISTER on November 28, 1973 (38 FR 32836); notice of denial of registration was published on July 15, 1974 (39 FR 25973).

As indicated in the notice of July 15, 1974, the applicant could submit additional information pertinent to the request; this information has been provided. It includes an evaluation of the economic impact of the various alternative procedures available and progress made in current research directed toward the development of a solution to the seedling mortality rate.

This notice should not be construed as indicating a decision by this Agency; the application is presently under review. The official file on this subject is available during regular business hours (8 a.m. to 4:30 p.m.) in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, Room 347, East Tower, Environmental Protection Agency, 401 M Street, SW., Washington,

D.C. 20460. Please refer to EPA File Symbol 29260-E.

Dated: August 23, 1974.

JAMES L. AGEE,  
*Acting Assistant Administrator  
for Water and Hazardous Materials.*

[FR Doc.74-19971 Filed 8-28-74; 8:45 am]

[FRL 258-1; OPP-180009A]

**WYOMING DEPARTMENT OF  
AGRICULTURE**

**Strychnine Alkaloid in an Emergency Rabid  
Skunk Control Program**

The Environmental Protection Agency (EPA) granted a specific exemption from the registration provisions of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973), on March 14, 1974, to the Wyoming Department of Agriculture to allow the use of strychnine alkaloid in eggs or paraffin lard baits as a means of emergency control of rabid skunks in Campbell and Crook Counties only. This control program was to terminate on May 31, 1974. However, on May 30, 1974, EPA extended the exemption to July 15, 1974, after additional rabid skunks had been reported in the two counties.

The Wyoming Department of Agriculture has requested another extension of the program; another rabid skunk has been collected and verified in Campbell County. In light of the above, the EPA has approved this amendment to the specific exemption, authorizing the extension of the control program to October 1, 1974. The original program authorized is to continue in effect, particularly in regard to bait dosages and placement sites.

This exemption, as amended, is subject to withdrawal if it is determined by the Administrator, EPA, that the State of Wyoming is not complying with the governing regulations or if such action is necessary to protect man or the environment.

The official file on this subject will be available for review by interested parties during regular working hours (8 a.m. to 4:30 p.m.) and will be maintained in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, Environmental Protection Agency, 401 M Street, S.W., Room 347, East Tower, Washington, D.C. 20460.

Dated: August 23, 1974.

JAMES L. AGEE,  
*Assistant Administrator for  
Water and Hazardous Materials.*

[FR Doc. 74-19973 Filed 8-28-74; 8:45 am]

[FRL 255-8; OPP-32000/104]

**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, S.W., Washington, D.C. 20460.

On or before October 29, 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, S.W., 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 within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, 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 5535-RNE. J. & L. Adikes, Inc., 182-12 93rd Ave., Jamaica NY 11423. GRO-WELL PRE-VENT WEED CONTROL. Active Ingredients: Dimethyl Ester of tetrachloroterephthalic Acid 6.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5535-RNR. J. & L. Adikes, Inc., 182-12 93rd Ave., Jamaica NY 11423. GRO-WELL PRE-VENT PRE-EMERGENT CRABGRASS CONTROL. Active Ingredients: Siduron (1-(2-methylcyclohexyl)-3-phenylurea) 5.20%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 8590-ULL. Agway, Inc., Fertilizer-Chemical Div., PO Box 1333, Syracuse NY 13201. AGWAY LIVESTOCK & FARM SPRAY. Active Ingredients: Pyrethrins 0.30%; Piperonyl Butoxide, Technical 2.50%; Petroleum Distillate 97.20%. Method of Support: Application proceeds under 2(c) of interim policy.

- EPA File Symbol 32427-RL. Allied Services, Div. of Allied Equities Corp., 765 Landess Ave., Milpitas CA 95035. ALLIED SERVICES 5-B+2-T. Active Ingredients: Bromacil (5-bromo-3-sec-butyl - 6 - methyluracil) 0.500%; Dimethylamine salt of 2,3,6-trichlorobenzoic acid 0.010%; Dimethylamine salt of other chlorinated benzoic acids 0.007%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 32427-RA. Allied Services. ALLIED SERVICES AL-TROL 0.6-B(S). Active Ingredients: Bromacil (5-bromo-3-sec-butyl-6-methyluracil) 0.6%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 32427-RU. Allied Services. ALLIED SERVICES AL-TROL 0.6-TPA. Active Ingredients: 2,3,6-trichlorophenylacetic acid 0.6%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 32427-RG. Allied Services. ALLIED SERVICES AL-TROL 1.2-B(S). Active Ingredients: Bromacil (5-bromo-3-sec-butyl-6-methyluracil) 1.2%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 32427-RE. Allied Services. ALLIED SERVICES AL-TROL 0.6-TBA. Active Ingredients: Dimethylamine salt of 2,3,6-trichlorobenzoic acid 0.36%; Dimethylamine salt of other chlorinated benzoic acids 0.24%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 34783-E. Aquatech of Florida, Inc., PO Box 20245, St. Petersburg FL 33542. ALGAECIDE. 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 34783-R. Aquatech of Florida, Inc., PO Box 20245, St. Petersburg FL 33542. ALGAECIDE. 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 7668-A. Aurora Manufacturing Corp., 74-76 Wythe Ave., Brooklyn NY 11211. ENDURO PRODUCTS S. D. D. 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 File Symbol 34772-R. Bandwagon, Inc., 54 Industrial Way, Wilmington MA 01887. FLY TAB. Active Ingredients: Ronnel (O,O-dimethyl O - (2,4,5-trichlorophenyl) phosphorothioate 1.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 6853-RO. Bex-Tex Insecticides Co., Inc., PO Box 664, San Angelo TX 76901. BES-TEX GOLD STOCK DUSTING SULPHUR. Active Ingredients: Sulphur 93.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5185-EGR. Bio-Lab, Inc., PO Box 1489, Decatur GA 30031. BIO-GUARD WS-222 FARM PREMISE DISINFECTANT. Active Ingredients: Cresylic acid 15.0%; Soap 8.9%; Isopropanol 8.0%; Sodium dodecylbenzene sulfonate 2.5%; 4- and 6-chloro-2-phenylphenol 2.0%; o-benzyl-p-chloro-phenol 1.5%; Tributyltin neodecanoate 0.25%; para-tertiary amylphenol 0.1%; 2,2'-methylene bis (3,4,6-trichlorophenol) 0.05%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 5185-EGE. Bio-Lab, Inc., PO Box 1489, Decatur GA 30031. BIO-GUARD KONTROL. Active Ingredients: Cresylic acid 30%; Soap 17.8%; Isopropanol 16.0%; Sodium dodecylbenzene sulfonate 5.1%; 4- and 6-chloro-2-phenylphenol 4.0%; o-benzyl-p-chloro-phenol 3.0%; Tributyltin neodecanoate 0.5%; paratertiary-amylphenol 0.2%; 2,2'-methylene bis (3,4,6-trichlorophenol) 0.1%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 30948-RE. Biological Chemicals and Services Inc., 1003 Pineville Rd., Chattanooga TN 37405. GENERAL PURPOSE WEED KILLER CONCENTRATE. Active Ingredients: Monuron Trichloroacetate (3-(p-chlorophenyl)-1-demethylurea trichloroacetate 3.19%; Aromatic Petroleum Derivative 91.67%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2553-GR. Buhl Chemical Co., PO Box 526, Weirsdale FL 32695. BUHL'S NEW HI-KIL A RESIDUAL TYPE CONCENTRATE FOR USE AS A HOUSEHOLD INSECTICIDE. Active Ingredients: CHLORPYRIFOS (O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate 8.00%; Pyrethrins 0.75%; Petroleum Distillates 46.10%; Aromatic Petroleum Derivative Solvent 4.35%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 34224-U. Chemrite Corp., 12600 S. Daphne Ave., Hawthorne CA 90250. CR-505 SWIMMING POOL PLUS ALGAERITE. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] 20.0%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 1001-LT. W. A. Cleary Corp., 1049 Somerset St., PO Box 10, Somerset NJ 08873. CLEARY'S CAD-TRETE GRANULAR TURF FUNGICIDE. Active Ingredients: Thiran (Tetramethylthiuram Disulfide) 2.50%; Cadmium Chloride 0.38%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5748-UL. Conwood Corp., Household Products Div., PO Box 217, Memphis TN 38101. (NEW!) HOT SHOT MOUSE & RAT KILLER. Active Ingredients: N - (2 - quinoxaliny) sulfanilamide (sulfaquinoxaline) 0.025%; 3 (a-acetonylbenzyl) - 4 - hydroxycoumarin, (warfarin) 0.025%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5748-UA. Conwood Corp., Household Products Div. HOT SHOT OUTDOOR FOGGER. Active Ingredients: d-trans Allethrin (allyl homolog of Clnerin 1) 0.20%; Technical Piperonyl Butoxide 1.00%; Technical Methoxychlor 1.00%; 2-Hydroxyethyl - N - Octyl Sulfide 0.95%; Related Compounds 0.05%; Petroleum Distillate 0.99%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5748-UT. Conwood Corp., Household Products Div. HOT SHOT ROACH TRAPS. Active Ingredients: 2-(1-methylethoxy) phenol methylcarbamate 2%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5748-UU. Conwood Corp., Household Products Div. HOT SHOT ROACH HIVES. Active Ingredients: 2-(1-methylethoxy) phenol methylcarbamate 2%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 7273-RUG. Crown Chemicals, 4995 N. Main St., Rockford IL 61101. CROWN CHECK-PEST FLYACIDE-25. Active Ingredients: (5-Benzyl - 3 - furyl) methyl 2, 2 - dimethyl-3-(2-methylpropenyl)cyclopropanecarboxylate 0.250%; Related compounds 0.034%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 34784-R. Culligan, Water Conditioning of Central Kentucky, Inc., 636 Blizzell Dr., Lexington KY 40504. VM-1 BIODICE. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] 6.0%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 270-RNT. Farnam Companies, PO Box 21447, Omaha NE 68112. FARNAM ROLL-ON FLY REPELLENT AA. Active Ingredients: Di-n-propyl isocinchomerate 1.00%; N-octyl Bicycloheptene Dicarboximide 0.50%; Pine Oil 10.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 270-RNA. Farnam Companies, PO Box 21447, Omaha NE 68112. FARNAM SUPER SHEEN WIPE PLUS. Active Ingredients: d-Trans-chrysantheum monocarboxylic acid ester of d-2-allyl - 4-hydroxy-3-methyl-2-cyclopenten-1-one 0.16%; other isomers 0.018%; Piperonyl Butoxide Technical 0.798%; Di-n-Propyl isocinchomerate 0.998%; Oil of Citronella 2.00%; Butoxy-polypropylene Glycol 20.0%; Isopropyl Lanolin Ester 1.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 7368-GN. Georgia-Pacific Corp., 2425 Malt Ave., Los Angeles CA 90040. GEORGIA-PACIFIC SUPER CHLORINE CARTRIDGE. Active Ingredients: Trichloro-s-Triazinetrione 100%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2269-RAI. Gold Kist, Inc., PO Box 2210, Atlanta GA 30301. DIPEL 150 DUST. Active Ingredients: Bacillus thuringiensis, Berliner 0.064%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 1776-I. Hexol, Inc., 1500 17th St., San Francisco CA 94107. HEXOL SPRAY ROOM DEODORANT. Active Ingredients: Alcohol 64.84%; triethylene glycol 5.0%; sodium nitrite 0.1%; pine oil 0.05%; lemon-lime 0.01%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2393-ETN. Hopkins Agricultural Chemical Co., PO Box 584, Madison WI 53701. HOPKINS MYLONE 85W EASY TO USE SOIL FUMIGANT. Active Ingredients: Tetrahydro-3,4-dimethyl-2H-1,3,5-thiadiazine-2-thione 85%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 334-GOT. Hysan Corp., 919 W. 38th St., Chicago IL 60609. WB 1000 INSECTICIDE. Active Ingredients: (5-Benzyl-3-furyl 2,2-dimethyl-3-(2-methylpropenyl)cyclopropanecarboxylate 0.250%; Related compounds 0.034%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 34775-E. Industrial Water Cond. Co., Inc., 2199 Frisco, Box 17867, Memphis TN 38114. CULLIGAN OF MEMPHIS TOWERCIDE. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] 20.0%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 34775-R. Industrial Water Cond. Co., Inc., 2199 Frisco, Box 14867, Memphis TN 38114. CULLIGAN OF MEMPHIS TOWERCIDE. Active Ingredients: Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] 20.0%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA Reg. No. 8901-13. Kocide Chemical Corp., PO Box 45539, Houston TX 77045. KOMEEN AQUATIC HERBICIDE. Active Ingredients: Copper as elemental 8.0%. Method of Support: Application proceeds under 2(b) of interim policy.

- EPA File Symbol 12367-E. Lich Paper & Chemical Co., 929 Fifth Ave., McKeesport PA 15504. LICO TOTAL RELEASE INSECTICIDE FOGGER. Active Ingredients: Pyrethrins 0.5%; Piperonyl Butoxide, Technical 4.0%; Petroleum Hydrocarbons 10.5%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 12367-R. Lich Paper Co., 929 Fifth Ave., McKeesport PA 15504. LICO HIGH POTENCY INSECTICIDE. Active Ingredients: Pyrethrins 0.5%; Piperonyl Butoxide, Technical 4.0%; Petroleum distillate 10.5%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 34777-R. Life Soap & Chemical Co., Inc., 712 West 7th St., Sioux City IA 51103. LIFE SWIMMING POOL ALGAECIDE. 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 11563-E. Liquipak Corp., 211 Woodworth Ave., Alma MI 48801. BENZALKONIUM CHLORIDE U.S.P. TINCTURE SOLUTION 1:750. Active Ingredients: Alkyl (50% C12, 30% C14, 17% C16, 3% C18) Dimethyl Benzyl Ammonium Chloride 0.13%; Isopropanol 40.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA Reg. No. 618-75. Merck Chemical Div., Merck & Co., Inc., Rahway NJ 07065. MERTECT 340-F FUNGICIDE. Active Ingredients: 2-(4-thiazolyl)benzimidazole 42.28%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA Reg. No. 618-74. Merck Chemical Div., Merck & Co., Inc., Rahway NJ 07065. MERTECT 360-WP FUNGICIDE. Active Ingredients: 2-(4-thiazolyl)benzimidazole 60%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8123-LO. Frank Miller & Sons, 13831 S. Emerald Ave., Chicago IL 60627. ULV CONCENTRATE. Active Ingredients: Pyrethrins 3.00%; Piperonyl Butoxide, Technical 6.00%; N-octyl bicycloheptene dicarboximide 10.00%; Petroleum Distillates 81.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8637-RR. Mitco Inc., 1601 Steele Ave. SW, Grand Rapids MI 49502. MITCO CC-17-L ALGAECIDE. 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 8637-RN. Mitco Inc. MITCO CC-15-L ALGAECIDE. 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 8637-O. Mitco Inc. MITCO CC-16-L ALGAECIDE. Active Ingredients: Disodium cyanodithioimidocarbonate 12.7%; Ethylenediamine 4.8%; Potassium N-methyldithiocarbamate 17.5%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 9855-GE. Mobil Chemical Corp., Maintenance & Marine Coatings Department, PO Box 250, Edison NJ 08817. MOBIL MARINE COATING SOVAKLOR ANTI-FOULING 59-R-20. Active Ingredients: Cuprous Oxide 31.2%; Metallic Copper 0.7%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 9855-GR. Mobil Chemical Corp., Maintenance & Marine Coatings Department, PO Box 250, Edison NJ 08817. MOBIL MARINE COATING SOVAKLOR LONG LIFE ANTI-FOULING 59-R-26. Active Ingredients: Cuprous Oxide 45.9%; Metallic Copper 1.0%; Tri-N-Butyltin Fluoride 4.0%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA Reg. No. 524-308. Monsanto Co., Agricultural Div., 800 N. Lindbergh Blvd., St. Louis MO 63166. ROUNDUP. Active Ingredients: Isopropylamine salt of Glyphosate 41.0%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 7001-ROO. Occidental Chemical Co., PO Box 198, Lathrop CA 95330. BEST TOXAPHENE 6 EC. Active Ingredients: Toxaphene 60.0%; Xylene 28.7%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 1258-OIG. Olin Corp., PO Box 991, Little Rock AR 72203. OMACIDE 60. Active Ingredients: Zinc 2-pyridinethiol 1-oxide 2%; Sodium tetraborate pentahydrate 98%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 3234-GA. Pax Co., 580 W. 13th South, Salt Lake City UT 84115. SUPER PAX CRABGRASS CONTROL WITH BETASAN. Active Ingredients: S-(O,O-Diisopropyl phosphorodithioate) ester of N-(2-mercaptoethyl) benzene-sulfonamide 7.17%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 24053-A. Peterson Exterminating Co., 559 E. 63rd St., Chicago IL 60637. PETERSON'S PDQ INSECT SPRAY NO. 2. Active Ingredients: O,O-diethyl O-(2-isopropyl-4-methyl-6-pyrimidinyl) phosphorothioate 1%; Pyrethrins 1%; technical piperonyl Butoxide 0.5%; Petroleum Distillate 97.5%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8047-GA. Poly Chem., Inc., PO Box 10026, New Orleans LA 70121. SUPER POLY FOGGING INSECTICIDE. Active Ingredients: Petroleum Distillate 98.20%; Pyrethrins 0.30%; Tech. Piperonyl Butoxide 1.50%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA Reg. No. 655-346. Prentiss Drug & Chemical Co., Inc., 363 Seventh Ave., New York NY 10001. PRENTOX MALATHION EMULSIFIABLE CONCENTRATE. Active Ingredients: Malathion (O,O-dimethyl dithiophosphate of dimethyl mercaptosuccinate) 58.90%; Methylated Naphthalenes 30.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA Reg. 3573-23. Procter & Gamble Co., PO Box 599 Cincinnati OH 45201. OFF-SHOOT-O. Active Ingredients: Methyl Esters of Fatty Acids C6-C12 45%; (C6 4%, C8 56%, C10 38%, C12 2%). Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 4713-A. The Pyrethrum Marketing Board, PO Box, 420, Nakuru Kenya East Africa. SUPERFINE PYRETHRUM POWDER. Active Ingredients: Pyrethrins 1.3%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 3743-GGO. Southern Agricultural Chemicals, Inc., PO Drawer 527, Kingstree SC 29556. CUKE SPECIAL. Active Ingredients: Maneb (Manganese ethylenebisdithiocarbamate) 48%; Gamma isomer of benzene hexachloride (from Lindane) 10%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 6720-EEI. Southern Mill Creek Products Co., Inc., PO Box 1096, Tampa FL 33601. SMCP FISH TOX PLUS. Active Ingredients: Rotenone 5.0%; Other Cube Resins 10.0%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 11715-GO. Speer Products, Inc., P.O. Box 9383, Memphis, TN 38109. SPEER PRESSURIZED FOGGER. Active Ingredients: Ronnel (O,O-dimethyl O-(2,4,5-Trichlorophenyl) Phosphorothioate) 2.00%; Dichlorvos (2,2-dichlorovinyl dimethyl phosphate 0.47%; Related Compounds 0.03%; Pyrethrins 0.40%; Technical Piperonyl Butoxide 0.80%; N-octyl bicycloheptene dicarboximide 1.55%; Petroleum Distillate 1.70%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA Reg. No. 3640-57. Stearns Chemical Corp., 4200 Sycamore Ave., Madison, WI 53714. BANQUET BFC-12 LIQUID CHLORINE BEARING DISINFECTANT AND GERMICIDE. Active Ingredients: Sodium Hypochlorite 10.2%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 4887-RTU. Stephenson Chemical Co., Inc., P.O. Box 87188, College Park, GA 30337. STEPHENSON CHEMICALS 75% CHLORDANE EMULSIFIABLE CONCENTRATE. Active Ingredients: Chlordane Technical 73.0%; Petroleum Distillates 19.5%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 998-RR. Superior Chemical Products, Inc., 3942 Frankford Ave., Phil., PA 19124. SUPERIOR FOOD PLANT SPRAY. Active Ingredients: Pyrethrins 0.20%; Piperonyl Butoxide, Technical 1.00%; Petroleum Distillate 98.80%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 557-RORA. Swift Chemical Co., 111 W. Jackson Blvd., Chicago, IL 60604. VIGORO SOD WEBWORM AND ARMY WORM KILLER. Active Ingredients: Dimethyl (2,2,2-trichloro-1-hydroxyethyl) phosphonate 20.0%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 20004-A. Traylor Chemical & Supply Co., Inc., P.O. Box 7937, Orlando, FL 32804. TRAYLOR CCA-A. WOOD TREATING CONCENTRATE. Active Ingredients: Chromic Acid (CrO<sub>3</sub>) 32.5%; Cupric Oxide (CuO) 9.0%; Arsenic Pentoxide (As<sub>2</sub>O<sub>5</sub>) 8.0%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5009-EN. Tretolite Div., 369 Marshall Ave., St. Louis, MO 63119. X-CIDE 507 INDUSTRIAL MICROBIOCID. Active Ingredients: Didecyl dimethyl ammonium chloride 50%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5009-ER. Tretolite Div. X-CIDE 17 INDUSTRIAL MICROBIOCID. Active Ingredients: Didecyl dimethyl ammonium chloride 50%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 5009-EU. Tretolite Div. X-CIDE 508 INDUSTRIAL MICROBIOCID. Active Ingredients: 2,2-Dibromo-3-nitrilo propionamide 20%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 1016-TI. Union Carbide Corp., 1730 Pennsylvania Ave., N.W., Washington, DC 20006. TEMIK 15% GRANULAR ALDICARB PESTICIDE. Active Ingredients: Aldicarb [2-methyl-2-(methylthio) propionaldehyde O-(methylcarbamoyl) oxime] 15%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 14775-EI. Asgrow Florida Co., Subsidiary of the Upjohn Co., P.O. Box Drawer "D", Plant City, FL 33566. ASGROW CHLORDANE 8 EMULSIVE. Active Ingredients: Chlordane 72.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 14775-EO. Asgrow Florida Co., Subsidiary of the Upjohn Co., P.O. Box Drawer "D", Plant City, FL 33566. ASGROW FUNGICAP 2-4 SPRAY. Active Ingredients: Cupric Hydroxide 26.00%; Captan (N-trichloromethylmercapto - 4 - cyclohexene - 1,2 dicarboximide) 31.50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 34781-R. Water-Boy Products, 9365 Stockton Blvd., Elk Grove CA 95624. AG-II ALGAECIDE. Active Ingredients: Copper as elemental 7.1%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 9148-EN. West Agro-Chemical, Inc., A subsidiary of West Chemical Products, Inc., 42-16 West St., New York, NY 11101. R.P. CONCENTRATE 0583. Active Ingredients: Alpha-(p-nonylphenyl)-omega hydroxypoly(oxyethylene)-iodine complex 79.8%; Polyethoxypolypropoxypolyethoxyethanol-iodine complex 16.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32711-R. Willow Creek Chemical Co., Suite 2900 Clark Tower, 5100 Popular Ave., Memphis, TN 38137. TOXAPHENE 90 AN INSECTICIDAL TOXICANT. Active Ingredients: Toxaphene 90%; Xylene 10%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5427-LA. Wright Chemical Corp., 1319 Wabansia Ave., Chicago IL 60622. WRICO SRG. Active Ingredients: Disodium cyanodithioimidocarbonate 12.7%; Ethylenediamine 4.8%; Potassium N-methyldithiocarbamate 17.5%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 5427-LL. Wright Chemical Corp., 1319 Wabansia Ave., Chicago, IL 60622. WRICO SRH. 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.

Dated: August 19, 1974.

DOUGLAS D. CAMPT,  
Acting Director,  
Registration Division.

[FR Doc. 74-19638 Filed 8-28-74; 8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

[Dockets Nos. 20133, 20134; Files Nos. BPH-8716, BPH-8766]

### BEN HILL BROADCASTING CORP. AND OLIVIA BROADCASTING CO.

#### Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of: The Ben Hill Broadcasting Corporation, Fitzgerald, Georgia, Requests: 95.3 MHz, #237; 3 kW (H & V); 188 feet; Docket No. 20133, File No. BPH-8716.

Olivia Broadcasting Company, Ocilla, Georgia, Requests: 95.3 MHz, #237; 2.44 kW (H & V); 331 feet; Docket No. 20134, File No. BPH-8766. For Construction Permits.

1. The Chief of the Broadcast Bureau, acting pursuant to delegated authority (§ 0.281 of the rules) has under consideration the above-captioned applications, which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. Ben Hill Broadcasting Corporation (Ben Hill) proposes 30 percent duplication of commonly owned standard broadcast station WBHB, Fitzgerald, Georgia. Olivia Broadcasting Company proposes 100 percent independent programming. Therefore, evidence regarding Ben Hill's program duplication will be admissible under the contingent comparative issue. When duplicated programming is proposed, the showing under the contingent comparative issue will be limited to evidence concerning the benefits to be derived from the proposed duplication, and a full comparison of the applicants' program proposals will not be permitted in the absence of a specific programming inquiry. *Jones T. Sudbury*, 8 FCC 2d 360, FCC 67-614 (1967).

3. Analysis of the financial portion of the application of Ben Hill Broadcasting Corporation indicates that it will require \$37,334 to construct and operate the proposed facility for a period of thirteen months, without revenue, itemized as follows:

Down payment on equipment lease..	\$1,143
Thirteen additional lease payments at \$571.29.....	7,427
Miscellaneous items.....	10,764
Working capital requirement.....	18,000
Total .....	37,334

To meet this requirement, Ben Hill relies upon a loan from its sole stockholder, Paul E. Reid. Mr. Reid, in turn, intends to obtain the funds through a bank loan for \$50,000. The letter from Mr. Reid to the applicant fails to satisfy Commission requirements, however, since it fails to state the rate of interest to be charged and the security required, if any. The funds cannot, therefore, be considered available as required. Accordingly, a financial issue has been included against this applicant.

4. By letter dated April 25, 1974, the Commission requested Ben Hill to supply additional data relevant to its ascertainment of community problems and needs. Included among the requests was a question concerning the precise number of members of the general public contacted. This information was deemed relevant as one of many factors used in determining whether the general public survey was indeed random. To date, Ben Hill has not supplied the Commission with precise figures. Accordingly, an appropriate issue has been included.

5. The survey of community problems and needs by Olivia Broadcasting Company failed to include any interviews with labor leaders located in and around the community. In view of the requirements of question and answer 13(a) of the Primer on the Ascertainment of Community Problems by Broadcast Applicants, 27 FCC 2d 650 (1971), and the Commission's recent decision in *Voice of Dixie, Inc.*, 45 FCC 2d 1027 (1974), an issue has been included as to this applicant as well.

6. Olivia proposes to locate its studio 2.7 miles north of the city of license, at its main AM studio, and has requested a waiver of section 73.210(a)(2) of the

Commission's rules. No showing of good cause is required for waiver of this section when the studio is to be the same as the AM, however, since the AM location is deemed to be in the public interest. Report and Order in Docket No. 19028, 27 F.C.C. 2d 851 (1971). Accordingly, there is no need to rule on the request for waiver.

7. The respective proposals, although for different communities, would serve substantial areas in common. Consequently, in addition to determining, pursuant to section 307(b) of the Communications Act of 1934, as amended, which of the proposals would better provide a fair, efficient and equitable distribution of radio service, a contingent comparative issue will also be specified.

8. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

9. Rule making proceedings (RM-1821, RM-1864, RM-1923, RM-1978) are in progress before the Commission which may result in the deletion of channel 237A, Ocilla, Georgia, and the assignment of channel 221A to that community (Docket No. 19511). Accordingly, a grant of a construction permit to either applicant will be conditioned upon acceptance by that applicant of any channel assigned to Ocilla by the Commission in the aforementioned rule-making proceedings.

10. Accordingly, it is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications 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 the areas and populations which would receive FM service of 1 mV/m or greater intensity from the respective proposals, together with the availability of other primary (1 mV/m or better for FM) aural services in such areas.

2. To determine the efforts made by Ben Hill Broadcasting Corporation and Olivia Broadcasting Company to ascertain the community problems of the area to be served and the means by which the applicants propose to meet those problems.

3. To determine, with respect to the application of Ben Hill Broadcasting Corporation:

(a) The availability of the \$50,000 loan, the rate of interest to be charged, and the security required; and

(b) Whether, in light of the evidence adduced pursuant to (a), above, the applicant is qualified to construct and operate as proposed.

4. To determine, in the event it is concluded that a choice between the applications should not be based solely on considerations relating to section 307(b), which of the operations proposed in the above-captioned applications would, on a comparative basis, better serve the public interest.

5. To determine, in the light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

11. It is further ordered, That, in the event of a grant of either of the above applications, the construction permit shall contain the following condition:

This authorization is subject to the applicant's acceptance of any modification requiring use of a channel other than channel 237 as a result of whatever action the Commission may take on a petition for rule making in Docket No. 19551.

12. 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 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.

13. It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, 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: August 15, 1974.

Released: August 21, 1974.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] HAROLD L. KASSENS,  
Acting Chief,  
Broadcast Bureau.

[FR Doc. 74-20009 Filed 8-28-74; 8:45 am]

[Dockets Nos. 20010, 20010; Files Nos.  
BRCT-10, BPCT-4540; FCC 74R-304]

CBS, INC. (WCAU-TV) AND FIRST DELA-  
WARE VALLEY CITIZENS TELEVISION,  
INC.

Memorandum Opinion and Order Enlarging  
Issues

In re Applications of: CBS Inc. (WCAU-TV), Philadelphia, Pennsylvania, For Renewal of Broadcast License; Docket No. 20010, File No. BRCT-10.

First Delaware Valley Citizens Television, Inc., Philadelphia, Pennsylvania, For Construction Permit For New Television Broadcast Station; Docket No. 20011, File No. BPCT-4540.

By the Review Board: 1. The above-captioned mutually exclusive applications were designated for hearing by Commission Order, 39 FR 15157, published May 1, 1974. The Board now has before it a petition to enlarge issues, filed June 17, 1974, by First Delaware Valley Citizens Television, Inc. (First Delaware), requesting that the issues be enlarged as follows:<sup>1</sup>

<sup>1</sup>The Board also has before it: (a) an opposition to the petition to enlarge, filed July 11, 1974, by CBS; (b) the Broadcast Bureau's statement in support of petition to enlarge issues, filed July 9, 1974; and (c) reply, filed July 31, 1974 by First Delaware.

a. To determine whether CBS Inc. (CBS) has complied with the provisions of § 1.65 of the Commission's Rules and Regulations by keeping the Commission advised of substantial changes in matters of decisional significance with regard to its application;

b. To determine whether, in light of the conduct which was the subject of proceedings before the National Labor Relations Board (NLRB) between the Columbia Broadcasting System, Inc. and Motion Picture Film Editors Local 771, International Alliance of Theatrical Stage Employees (IATSE) and Movie Picture Machine Operators of the United States and Canada, AFL-CIO-CLC, Case No. 2-CA-12968, JD-274-74 (Initial Decision May 3, 1974), CBS possesses the requisite comparative qualifications to be a Commission licensee; and

c. To determine, in light of the facts adduced pursuant to the foregoing issues, whether CBS possesses the requisite basic qualifications to be a Commission licensee.

2. In support of its petition, First Delaware alleges that on June 27, 1973, the Regional Director for Region 2 of the National Labor Relations Board (NLRB) issued on behalf of the general counsel a complaint against Columbia Broadcasting System, Inc. (CBS) charging CBS with unfair labor practices. Petitioner further alleges that following a hearing on the above-described complaint, Administrative Law Judge Abraham H. Maller of the NLRB issued an Initial Decision on May 3, 1974, concluding that CBS had engaged in unfair labor practices within the meaning of sections 8(a)(5) and (1) of the National Labor Relations Act (NLRA). The petitioner also alleges that CBS has failed to report either the filing of the above-described complaint or the issuance of the Administrative Law Judge's Initial Decision. First Delaware contends that since CBS is obliged by § 1.65 of the Commission's Rules to report any changes of decisional significance within 30 days, an appropriate issue should be added. Moreover, First Delaware argues that since all violations of federal law are a matter of decisional significance, an issue inquiring into the facts underlying CBS's violation of the NLRA should be included in this proceeding.<sup>2</sup> The Broadcast Bureau supports addition of the issues.

3. In response, CBS argues that it did not report the NLRB complaint or the decision of the NLRB Administrative Law Judge because they were not of decisional significance. CBS contends that the complaint and decision arise out of an extremely technical interpretation of the law applied to a union jurisdictional dispute. Moreover, CBS contends that an examination of the facts recited in the Administrative Law Judge's decision and the facts as set forth in its pleadings prove that CBS bargained in good faith with the Union representing its employees and that there is no evidence that it willfully violated the NLRA. Moreover, CBS argues that the mere fact of violation of a federal law does not *per se* affect the qualifications of an applicant to be a broadcast licensee. Rather, it argues, it

<sup>2</sup>Citing the Commission's Report on Uniform Policy as to Violation by Applicants of Laws of the United States, 1 RR Part 3 91:495 (1951).

is the underlying facts which are critical. Furthermore, CBS contends that it has appealed the Initial Decision of the Administrative Law Judge and, thus, it has not been finally found guilty of violations of the NLRA.

4. The Review Board will add a § 1.65 issue. CBS must be presumed to be fully cognizant of the Commission's requirement that applicants for broadcast facilities keep their applications current.<sup>3</sup> Moreover, it must be charged with knowledge of the Commission's Report on Uniform Policy on Violations by Applicants of Laws of the United States, *supra*, and despite its contention that the alleged violations of the NLRA do not affect its qualifications as a licensee, it should have been aware that the allegations concerning its dealing with the labor unions could have a bearing on its ultimate qualifications to be a broadcast licensee. Therefore, CBS should have timely reported the NLRB complaint of June 27, 1973,<sup>4</sup> and the Initial Decision of May 3, 1974.<sup>5</sup> However, we find no basis in the pleadings for concluding that CBS deliberately failed to inform the Commission in order to deceive or mislead it. Accordingly, the Board will add an issue to determine the effect of CBS's failure to report the NLRB actions on CBS's comparative qualifications to be a station licensee.<sup>6</sup> It is quite apparent from the allegations before us that the NLRB matter has not yet been finally adjudicated. In view of this fact, the Board will not add an issue inquiring into the facts underlying that matter. It is well established that where a question is presently being acted upon by an authority which has special expertise in the matter, the Commission will not inquire into it until the conclusion of the pending litigation.<sup>7</sup> The Board will, however, provide that should WCAU-TV's renewal applications be granted, it will be without prejudice to any action the Commission might deem appropriate in view of the final disposition of the complaint, filed June 23, 1973, by the Director of Region 2 of NLRB on behalf of the General Counsel of NLRB.<sup>8</sup>

<sup>3</sup>Section 1.65 of the Commission's rules reads in pertinent part as follows: "Each applicant is responsible for the continuing accuracy and completeness of information furnished in a pending application or in Commission proceedings involving a pending application. Whenever the information furnished in the pending application is no longer substantially accurate and complete in all significant respects, the applicant shall as promptly as possible and in any event within 30 days, unless good cause is shown, amend or request the amendment of his application so as to furnish such additional or corrected information as may be appropriate."

<sup>4</sup>*Cf. Southern Broadcasting Co. (WGHP-TV)*, 38 FCC 2d 461, 25 RR 2d 1138 (1972); *Lake Erie Broadcasting Co.*, 33 FCC 2d 1009, 23 RR 2d 1223 (1972).

<sup>5</sup>*Kittihawk Broadcasting Corp.*, 13 FCC 2d 928, 13 RR 2d 1058 (1968).

<sup>6</sup>*See Chapman Radio and Television Co.*, 26 FCC 2d 432, 20 RR 2d 552 (1970).

<sup>7</sup>*See, e.g., Bangor Broadcasting Corp.*, 33 FCC 2d 687, 23 RR 2d 883 (1972).

<sup>8</sup>*RKO General, Inc. (WNAC-TV)*, 34 FCC 2d 263, 24 RR 2d 22 (1972).

5. Accordingly, it is ordered, That the petition to enlarge issues, filed June 17, 1974, by First Delaware Valley Citizens Television, Inc. is granted to the extent indicated herein, and is denied in all other respects; and

6. It is further ordered, That the issues in this proceeding ARE ENLARGED as follows:

To determine whether CBS, Inc. (WCAU-TV) has complied with the provisions of Section 1.65 of the Commission's Rules by keeping the Commission advised of changes of decisional significance in its application, and, to determine in the light of the foregoing, the effect on the comparative qualification of CBS, Inc. (WCAU-TV) to be a licensee of the Commission.

7. It is further ordered, That the burden of proceeding with the evidence under the foregoing issue SHALL BE on First Delaware Valley Citizen's Television, Inc. and the burden of proof SHALL BE on CBS, Inc. (WCAU-TV); and

8. It is further ordered, That any renewal of CBS, Inc.'s license to operate Station WCAU-TV is without prejudice to any action the Commission might deem appropriate as a result of the final disposition of Case No. 2-CA-12968 before the National Labor Relations Board,

CBS Inc. and Motion Picture Film Editors Local 771, IATSE, et al.

Adopted: August 20, 1974.

Released: August 23, 1974.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] VINCENT J. MULLINS,  
Secretary.  
[FR Doc.74-20008 Filed 8-28-74;8:45 am]

#### PUBLIC UTILITY METERS

##### Memorandum Opinion and Order; Extension of Time

In the Matter of the Development of Frequency Allocations and Regulations Applicable to the Use of Radio for the Remote Reading of Public Utility Meters. Docket No. 20005, RM-1635, RM-1849, RM-2045.

1. The Commission has before it for consideration a Motion for Extension of Time in the above named proceeding filed on behalf of Readex Electronics, Inc. (Readex) requesting a 15 day extension in the time for filing reply comments in response to the Commission's notice of inquiry herein, released April 24, 1974 (39 FR 19884).

[Canadian List 329]

#### CANADIAN STANDARD BROADCAST STATIONS

##### Notification List

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Canadian standard broadcast stations modifying the assignments of Canadian broadcast stations contained in the Appendix to the Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting January 30, 1941.

AUGUST 9, 1974.

Call letters	Location	Power (kilowatts)	Antenna	Schedule	Class	Antenna height (feet)	Ground system		Proposed date of commencement of operation
							Number of radials	Length (feet)	
New.....	Clareville, Newfoundland, 48°08'40" N., 53°57'30" W.	10	DA-1	710 kHz/ U.	II	-----	-----	-----	E.I.O. Aug. 9, 1975.
CHTN.....	Charlottetown, Prince Edward Island, 46°11'02" N., 63°09'03" W. (assignment of call letters).	10	DA-N	1190 kHz/ U.	II	-----	-----	-----	-----
CIVH.....	Vanderhoof, British Columbia, 54°00'59" N., 123°59'24" W. (now in operation).	1D/0.26N	ND-192	1340 kHz/ U.	IV	200	120	250-310	-----

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,  
MARTIN I. LEVY,  
Chief, Broadcast Facilities Division,  
Broadcast Bureau.

[FR Doc.74-19878 Filed 8-28-74;8:45 am]

**FEDERAL ENERGY ADMINISTRATION  
RETAIL DEALERS ADVISORY COMMITTEE**

**Notice of Meeting**

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463, 86 Stat. 770), notice is hereby given that the Retail Dealers Advisory Committee will meet Friday, September 6, 1974, at 9 a.m., Room 3400, 12th & Pennsylvania Avenue NW., Washington, D.C.

The Committee was established to advise the Administrator, Federal Energy Administration, with expert technical knowledge on a wide range of activities associated with the retail sale of gasoline/diesel fuel.

The agenda for the meeting is as follows:

**I. OLD BUSINESS**

**A. Normal Business Practices.**

1. Problems Concerning Lease Cancellations.
2. Problems Associated with Credit Card Programs.

**B. No Lead Gasoline Allocations and Pricing Problems.**

- C. Comments on Market Share Situation.
- D. Committee Reorganization.

**II. NEW BUSINESS**

- A. Discussion of Allowable Margins.
- B. Discussion of Antifreeze Availability.
- C. Discussion of Deallocation of Fuels.
- D. Review of Two-Tier Crude Oil Pricing System.
- E. Discussion of Class of Trade Allocation System.
- F. Review of Proposed Regulations.
- G. Remarks from the Floor (10 minute rule).

The meeting is open to the public; however, space and facilities are limited.

The Chairman of the Committee is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Committee will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform the Advisory Committee Management Office (202) 961-7022 at least 5 days before the meeting and reasonable provision will be made for their appearance on the agenda.

Further information concerning this meeting may be obtained from the Advisory Committee Management Office.

Minutes of the meeting will be made available for public inspection at the Federal Energy Administration, Washington, D.C.

Due to the need for immediate input by this Committee into discussions of deallocation, pricing, and proposed regulations, this meeting is being scheduled prior to elapse of the usual 15-day notice period.

Issued at Washington, D.C. on August 26, 1974.

**ROBERT E. MONTGOMERY, Jr.,  
General Counsel.**

[FR Doc.74-20018 Filed 8-28-74; 8:45 am]

**FEDERAL MARITIME COMMISSION  
ARMADORES ROMANZA S.A.**

**Issuance of Performance Certificate**

Security for the protection of the public; indemnification of passengers for nonperformance of transportation.

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation pursuant to the provisions of section 3, Public Law 89-777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Armadores Romanza S.A.  
c/o Chandris Cruises  
666 Fifth Avenue  
New York, New York 10019

Dated: August 26, 1974.

**JOSEPH C. POLKING,  
Assistant Secretary.**

[FR Doc.74-20036 Filed 8-28-74; 8:45 am]

**ARMADORES ROMANZA S.A.**

**Notice of Issuance of Casualty Certificate**

Security for the protection of the public; financial responsibility to meet liability incurred for death or injury to passengers or other persons on voyages.

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility to Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages pursuant to the provisions of section 2, Public Law 89-777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Armadores Romanza S.A.  
c/o Chandris Cruises  
666 Fifth Avenue  
New York, New York 10019

Dated: August 26, 1974.

**JOSEPH C. POLKING,  
Assistant Secretary.**

[FR Doc.74-20037 Filed 8-28-74; 8:45 am]

**FEDERAL MEDIATION AND  
CONCILIATION SERVICE**

**FMCS HEALTH CARE INDUSTRY LABOR-  
MANAGEMENT ADVISORY COMMITTEE**

**Establishment and Certification**

Pursuant to section 9(a)(2) of the Federal Advisory Committee Act of October 6, 1972 (Public Law 92-463, 86 Stat. 770-776), the Federal Mediation and Conciliation Service announces the certification of the establishment of the following Public Advisory Committee:

Designation. FMCS Health Care Industry Labor-Management Advisory Committee.

Purpose. The committee will (1) advise the Director of FMCS on the means and methods of improving the climate of collective bargaining in the health care industry; (2) advise the Director of FMCS on ways to utilize training programs and other technical assistance to

aid in improving collective bargaining; (3) identify problems common to the health care industry and impacting on collective bargaining; (4) identify and advise the Director of FMCS of existing State resources to aid in improving the collective bargaining climate; and (5) serve as a forum for exchange of ideas and opinions of interested persons, agencies, and institutions.

The Director of the Federal Mediation and Conciliation Service, with the approval of the Office of Management and Budget, has made a written determination that creation of this advisory committee is in the public interest. The committee will be established effective 30 days after publication of the notice of the filing of the charter in the FEDERAL REGISTER.

Dated: August 23, 1974.

**W. J. USERY, Jr.,  
National Director.**

[FR Doc.74-20015 Filed 8-28-74; 8:45 am]

**POSTAL RATE COMMISSION**

**PHILADELPHIA, PENN. AND  
MOUNT VERNON, N.Y.**

**Visits to Postal Facilities**

**AUGUST 27, 1974.**

Notice is hereby given that employees of the Postal Rate Commission will be visiting Postal Service facilities on the dates indicated for the purpose of acquiring general background knowledge of postal operations.

No particular matter at issue in contested proceedings before the Commission nor the substantive merits of a matter that is likely to become a particular matter at issue in contested proceedings before the Commission will be discussed.

A report of the visit will be on file in the Commission's docket room.

**PLACE AND DATE OF VISIT**

Philadelphia, Pennsylvania, Sept. 3-Sept. 4, 1974.  
Mount Vernon, New York, Sept. 12-Sept. 13, 1974.

By direction of the Commission.

**JOSEPH A. FISHER,  
Secretary.**

[FR Doc.74-20098 Filed 8-28-74; 8:45 am]

**SECURITIES AND EXCHANGE  
COMMISSION**

[File No. 500-1]

**CANADIAN JAVELIN, LTD.**

**Suspension of Trading**

**AUGUST 23, 1974.**

The common stock of Canadian Javelin, Ltd. being traded on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Canadian Javelin, Ltd. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on

a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from August 26, 1974 through September 4, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-20040 Filed 8-28-74;8:45 am]

[812-3337]

**GPM BALANCED FUND, INC. AND  
PRESTON MOSS & COMPANY, INC.**

**Notice of Application**

AUGUST 22, 1974.

Notice is hereby given that GPM Balanced Fund, Inc. ("Fund"), an open-end diversified management investment company registered under the Investment Company Act of 1940 ("Act"), and Preston Moss & Company, Inc. ("Underwriter"), 225 Franklin Street, Boston, Massachusetts 02110, the prospective principal underwriter of the Fund (hereinafter collectively called "Applicants"), have filed an application pursuant to section 6(c) of the Act for an order of the Commission exempting Applicants from section 22(d) of the Act and Rule 22d-1 thereunder to permit the sale of the Fund's shares without sales charges to persons who were Fund shareholders of record on November 16, 1972, and who continue to be such at the time of subsequent purchases. All interested persons are referred to the application, as amended, on file with the Commission for a statement of the representations made therein, which are summarized below.

Applicants wish to sell shares without any sales loads to persons who were shareholders as of November 16, 1972, and have continued to remain such to the time of the sale. Section 22(d) of the Act provides, in pertinent part, that no registered investment company or principal underwriter thereof shall sell any redeemable security issued by such company to any person except at a current offering price described in the prospectus. Since September 12, 1973, the Fund has offered its shares to the public at net asset value plus a sales charge of up to 3 percent. From the Fund's inception in 1946, until September 12, 1973, no sales charge was imposed on the sale of Fund shares.

The Fund began operations as a no-load company as a service to the investment advisory clients of its former adviser, Gardner and Preston Moss, Inc. The Fund, which made no significant marketing effort, was intended to serve as a means for those persons who had insufficient funds to invest through individual discretionary accounts to pool their resources and thereby acquire the

advisory services of Gardner and Preston Moss, Inc. On November 16, 1972, the Fund's Board of Directors voted to establish a sales charge for fund shares as part of an effort to decrease the Fund's expenses by increasing the sale of Fund shares. The sales charge was to have been effective February 1, 1973, but no shares were sold at that time because the Fund did not have an effective prospectus, and it did not go into effect until September 12, 1973.

Applicants seek an exemption from section 22(d) to permit the sale of Fund shares without any sales loads to any person who was a shareholder of record as of November 16, 1972, and has continued to remain such to the time of sale. At the present time there are 216 persons in this category. Applicants allege that permitting such persons to continue to purchase Fund shares without the imposition of sales charges will give recognition to whatever reliance these shareholders may have placed upon the fact that the Fund did not have any sales charges at the time of their original purchases. If the application is granted, Applicants undertake to obtain the written assurance of each purchaser that the purchase is made for investment purposes and that such shares will not be resold except through redemption by or on behalf of the Fund. The Fund's prospectus will disclose the number of its shares that have been sold at net asset value and the dollar amount represented thereby.

Section 6(c) of the Act provides that the Commission may, upon application, conditionally or unconditionally exempt any person or transaction from any provisions of the Act if such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than September 23, 1974, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the Application herein will be issued by the Commission as of course following September 23, 1974, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who re-

quest a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-20042 Filed 8-28-74;8:45 am]

[File No. 500-1]

**ROYAL PROPERTIES INC.**

**Suspension of Trading**

AUGUST 23, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Royal Properties Incorporated being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 26, 1974 through September 4, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-20039 Filed 8-28-74;8:45 am]

[File No. 500-1]

**WINNER INDUSTRIES, INC.**

**Suspension of Trading**

AUGUST 23, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Winner Industries, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 26, 1974 through September 4, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-20041 Filed 8-28-74;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 August 26, 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 LABOR

## Bureau of Labor Statistics:

- Pretest on Nonproduction Bonus Study, Form BLS 3053, Single time, Strassner, Business establishments within scope of PATC survey.
- Survey of Earnings and Hours, Selected Occupations and Industries, Form BLS 3010d, Single time, Strasser, small retail and service enterprises.
- Outside Salespersons, 1973 Gross Annual Earnings and Number of Weeks Worked, Form BLS 3010c, Single time, Strasser, Private nonfarm establishments.
- Straight-time Weekly Hours and Earnings of Executive, Administrative, and Professional Employees, Form BLS 3010b, Single time, Strasser, private nonfarm establishments and public schools.
- Methods Test on Collecting Hours and Earnings Data for Non-production and Supervisory Employees, Form BLS 3052, Single time, Strasser, Non-farm business firms in Iowa, Wisconsin, and Oregon.

## REVISIONS

None.

## EXTENSIONS

None.

PHILLIP D. LARSEN,  
Budget and Management Officer.

[FR Doc.74-20209 Filed 8-28-74; 11:28 am]

INTERSTATE COMMERCE  
COMMISSION

[Notice 580]

## ASSIGNMENT OF HEARINGS

AUGUST 26, 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 118535 Sub 60, Tiona Truck Line, Inc., now being assigned hearing October 16, 1974 (2 days), at Albuquerque, New Mexico, in a hearing room to be later designated.

MC 119789 Sub 191, Caravan Refrigerated Cargo, Inc., now being assigned hearing October 18, 1974 (1 day), at Phoenix, Ariz., in a hearing room to be later designated.

MC-F-12056, Garrett Freightlines, Inc.—Purchase (Portion)—Lyman Truck Line, MC 263 Sub 204, Garrett Freightlines, Inc., continued to October 21, 1974, (9 days), at the Scottsdale Travel Lodge, 6935 5th Avenue, Scottsdale, Ariz.

MC-136064 Sub-1, Rollin' Petroleum, Ltd., now assigned October 10, 1974, at Memphis, Tenn., is cancelled and the application is dismissed.

No. 35997, Aurora Cooperative Elevator Company (Referral)—V-Burlington Northern, Inc., and No. 35997 Sub-1, Aurora Cooperative Elevator Company (Original)—V-Burlington Northern, Inc., now assigned for pre-hearing conference September 30, 1974, postponed to October 1, 1974, at the Offices of the Interstate Commerce, Washington, D.C.

MC-63390 Sub-17, Carl R. Bieber, Inc., now being assigned hearing October 23, 1974 (3 days), at Reading, Pennsylvania, in a hearing room to be later designated.

MC-139503, Lee Eberly, dba Whitley Trailer Court and Sales, now being assigned hearing October 30, 1974 (3 days), at Chicago, Ill., in a hearing room to be later designated.

AB 1 Sub-28, Chicago and North Western Transportation Company Abandonment between Dike and Kesley, in Grundy and Butler Counties, Iowa, now being assigned hearing November 4, 1974 (2 days), at Waterloo, Iowa, in a hearing room to be later designated.

AB 7 Sub 15, Chicago, Milwaukee, St. Paul and Pacific Railroad Company Abandonment between Storm Lake and Rembrandt, in Buena Vista County, Iowa, now being assigned hearing November 7, 1974 (2 days), at Storm Lake, Iowa, in a hearing room to be later designated.

No. 35831, Container Interchange Contracts—Petition for Investigation No. 35835, American Export Lines, Inc., Et Al—The Alabama Great Southern Railroad Company, Et Al, No. 35843, The Maritime Administration, United States Department of Commerce—V-Seaboard Coast Line Railroad Company, et al, now being assigned hearing for the purpose of cross-examination, October 21, 1974 (5 days), at the Offices of the Interstate Commerce Commission, Washington, D.C.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-20045 Filed 8-28-74; 8:45 am]

FOURTH SECTION APPLICATION FOR  
RELIEF

AUGUST 26, 1974.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before September 13, 1973.

FSA No. 42870—Superphosphate from New Wales, Florida. Filed by M. B. Hart, Jr., Agent (No. A6339), for interested rail carriers. Rates on superphosphate, in carloads, as described in the application, from New Wales, Florida, to points in official, Illinois, southwestern and western trunkline territories.

Grounds for relief—Rate relationship and market competition.

Tariff—Supplement 21 to Southern Freight Association, Agent, tariff 840-I, I.C.C. No. S-1140. Rates are published to become effective on October 3, 1974.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-20044 Filed 8-28-74; 8:45 am]

[Ex Parte MC-43]

NORTH AND SOUTH LINES, INC.  
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 16th day of August, 1974.

It appearing, that a petition has been filed by North and South Lines, Incorporated (MC-28088 Sub 1 and two subs) and T. M. Zimmerman Company, a Corporation, (MC-112582 and the various subs), under common control for waiver of paragraphs (a) (3) and (c) of § 1057.4 of the Lease and Interchange of Vehicles regulations (49 CFR 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 the U.S. Department of Transportation reports that the files of both petitioners indicates that they are in substantial compliance with the motor carrier safety regulations;

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;

By the Commission, Motor Carrier Leasing Board.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-20043 Filed 8-28-74; 8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Letter Notices

AUGUST 26, 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 September 9, 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-29 (Sub-No. E2), filed May 9, 1974. Applicant: CONTINENTAL VAN LINES, P.O. Box 163, Monterey, Calif. 93940. Applicant's representative: Sheldon Silverman, 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, (1) between points in California, on the one hand, and, on the other, points in Idaho, Montana, Wyoming, and Utah; (2) between points in California, on the one hand, and, on the other, points in Colorado; and (3) between points in Arizona (other than Yuma county), on the one hand, and, on the other, points in California north and west of a line beginning at Surf, Calif., thence east on California Highway 246 to the intersection of U.S. Highway 101, thence along U.S. Highway 101 to the intersection of California Highway 166, thence along California Highway 166 to the intersection of California Highway 99, thence along California Highway 99 to the intersection of California Highway 38, thence along California Highway 138 to the intersection of U.S. Highway 66, thence north and east on U.S. Highway 66 to the California-Arizona State line. The purpose of this filing is to eliminate the gateway of points in Nevada in Proposal 1 and 3 above, and points in Utah and Nevada in Proposal number 2 above.

No. MC-5470 (Sub-No. E23), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay, petroleum coke, coal tar pitch, and pitch prell*, in dump vehicles, between Detroit,

Mich., and St. Marys, Pa. The purpose of this filing is to eliminate the gateway of any railhead in Erie, Pa.

No. MC-5470 (Sub-No. E26), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are usually transported in dump trucks and can be unloaded by dumping*, from any railhead in East Liverpool, Ohio, to Huntington, Keyser, and Ravenwood, W. Va. The purpose of this filing is to eliminate the gateway of North Lima, Ohio.

No. MC-5470 (Sub-No. E28), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ferro-alloys*, in bulk, in dump vehicles, from any railhead in East Liverpool, Ohio, to points in Illinois. The purpose of this filing is to eliminate the gateway of Van Coram, Ohio.

No. MC-5470 (Sub-No. E29), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ferro-alloys and silicon metal*, in dump vehicles, from any railhead in East Liverpool, Ohio, to Baltimore, Md. The purpose of this filing is to eliminate the gateway of Van Coram, Ohio.

No. MC-5470 (Sub-No. E33), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such bulk commodities as are usually transported in dump vehicles*, between Follansbee, W. Va., and St. Marys, Pa. The purpose of this filing is to eliminate the gateway of points in Mahoning County, Ohio.

No. MC-5470 (Sub-No. E36), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay, petroleum coke, coal tar pitch, and pitch prell* (that can be unloaded by dumping), in dump vehicles, between Somerville, N.J. and any railhead in Ashtabula, Ohio. The purpose of this filing is to eliminate the gateway of Erie, Pa.

No. MC-5470 (Sub-No. E37), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Ap-

plicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pig iron* (that can be unloaded by dumping), in dump vehicles, between Meadville, Pa., and Easton, Mass. The purpose of this filing is to eliminate the gateway of Erie, Pa.

No. MC-5470 (Sub-No. E38), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ferro-alloys*, in dump vehicle, from Ashtabula, Ohio, to points in Kentucky. The purpose of this filing is to eliminate the gateway of Van Coram, Ohio.

No. MC-5470 (Sub-No. E39), filed May 29, 1974. Applicant: TAJON, INC., R.D. 5, Box 146, Mercer, Pa. 16137. Applicant's representative: Patrick McEligat, 918 Sixteenth St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metals* (that can be unloaded by dumping), in dump vehicles, between Sharon, Pa. and Winchester, Va. The purpose of this filing is to eliminate the gateway of Oil City, Pa.

No. MC-11207 (Sub-No. E9), filed May 16, 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 articles* (except commodities which because of size or weight require the use of special equipment), from Charlotte, N.C., to points in Tennessee in and west of Marion, Sequatchie, Warren, Cannon, Wilson, and Sumner Counties. The purpose of this filing is to eliminate the gateway of Stevenson, Ala.

No. MC-59393 (Sub-No. E3), filed May 14, 1974. Applicant: BESTWAY VAN LINES, INC., 401 Vine Street, North Little Rock, Ark. 72114. Applicant's representative: Sheldon Silverman, Suite 500, Federal Bar Building West, 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, and emigrant movables, between points in Oklahoma (except Cimarron, Tex., and Beaver Counties, and Kiowa County and points within 50 miles thereof), on the one hand, and, on the other, points in that part of Texas west of a line beginning at the United States-Mexico International Boundary line near Del Rio, thence along Texas Highway 6 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Texas-Oklahoma State line (except points in that part of Texas North of U.S. Highway 40). The

purpose of this filing is to eliminate the gateway of Hobart, Okla.

No. MC-61592 (Sub-No. E13), filed June 3, 1974. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, Ind. 47130. Applicant's representative: Bob Jenkins (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from Prescott, Ark., to points in Connecticut, Maine, New York, New Hampshire, Massachusetts, Rhode Island, and Vermont. The purpose of this filing is to eliminate the gateway of Cass County, Ind., and points in Iowa east of U.S. Highway 65.

No. MC-64808 (Sub-No. E12), filed May 30, 1974. Applicant: W. S. THOMAS TRANSFER, INC., P.O. Box 507, Fairmont, W. Va. 26554. Applicant's representative: William J. Lavelle, 2310 Grant Bldg., Pittsburgh, Pa. 15219. 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, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Randolph County, W. Va., on the one hand, and, on the other, points in Ohio, points in Harford, Cecil, Kent, Queen Annes, Talbot, Caroline, Dorchester, Wicomico, Worcester, Somerset, Saint Marys, Charles, Calvert, and Anne Arundel Counties, Md., points in that part of Baltimore County, Md., on and east of Maryland Highway 45, and points in that part of Pennsylvania on and west of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 219 to junction U.S. Highway 6 (formerly portion U.S. Highway 219), thence over U.S. Highway 6 to Kane, Pa., thence over unnumbered highway (formerly portion U.S. Highway 219), via East Kane, Sergeant, and Dahoga, Pa., to junction U.S. Highway 219, and thence along U.S. Highway 219 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Fairmont, W. Va.

No. MC-65626 (Sub-No. E1), filed June 4, 1974. Applicant: FREDONIA EXPRESS, INC., P.O. Box 222, Fredonia, N.Y. 14063. Applicant's representative: John DeCeikio (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages* (except in bulk), from Baltimore, Md., to points in that part of Ohio on and north of U.S. Highway 6 (except Cleveland); (2) *Heating radiator parts and accessories*, from West Newton, Pa., to points in Massachusetts, Connecticut, and Rhode Island; and (3) *Mushrooms, steak sauce, and soup*, from Camden, N.J., Wilmington, Del., Bloomsburg, Pa., and points in Chester County, Pa., to points in that part of Pennsylvania on, north, and west of a line beginning at the New York-Pennsylvania State line, thence along U.S. Highway 219 to junction U.S. Highway 6, thence along U.S. Highway 6 to

junction Pennsylvania Highway 66, thence along Pennsylvania Highway 66 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 68, thence along Pennsylvania Highway 68 to the Pennsylvania-Ohio State line. The purpose of this filing is to eliminate the gateways of Fredonia, N.Y., for points in (1) above; Dunkirk, N.Y., for points in (2) above; and points in Chautauqua County, N.Y., for points in (3) above.

No. MC-73165 (Sub-No. E51), filed May 14, 1974. Applicant: EAGLE MOTOR LINES, INC., P.O. Box 11082, Birmingham, Ala. 35202. Applicant's representative: Carl V. Hurst (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Contractors outfits and equipment consisting of iron and steel and iron and steel articles*, (1) between points in Mississippi on and south of U.S. Highway 78, and on and north of U.S. Highway 80, on the one hand, and, on the other, points in Georgia on and northeast of a line beginning at the Alabama-Georgia State line, and extending along U.S. Highway 82 to Albany and thence over U.S. Highway 19 to the Florida-Georgia State line; (2) between points in Mississippi north of U.S. Highway 78, on the one hand, and, on the other, points in Georgia (except those west and north of a line beginning at the Tennessee-Georgia State line, and extending along Georgia Highway 61 to Villa Rica and thence over U.S. Highway 78 to the Georgia-Alabama State line); (3) between points in Mississippi on and south of U.S. Highway 80 and, on and north of U.S. Highway 98 on the one hand, and, on the other, points in Georgia on and north of U.S. Highway 280 from Columbus to McRae and thence over U.S. Highway 23 to the Georgia-Florida State line.

(4) Between points in Mississippi on and south of U.S. Highway 98 on the one hand, and, on the other, points in Georgia on and north of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 78 to Atlanta, and thence over U.S. Highway 278 to the Georgia-South Carolina State line; (5) between points in Mississippi on and south of U.S. Highway 80, on the one hand, and, on the other, points in Tennessee on and east of U.S. Highways 31 and 31W; (6) between points in Mississippi on and south of U.S. Highway 80, and on and south of U.S. Highway 82, on the one hand, and, on the other, points in Tennessee on and east of U.S. Highway 231; (7) between points in Mississippi on and north of U.S. Highway 82, and on and south of U.S. Highway 78 on the one hand, and, on the other, points in Tennessee on and east of U.S. Highway 127; (8) between points in Mississippi on and southeast of Interstate Highway 59 on the one hand, and, on the other, points in Tennessee on and east of Tennessee Highway 13; (9) between points in Mississippi on and south of U.S. Highway 80, on the one

hand, and, on the other, points in Alabama on and northeast of a line beginning at the Tennessee-Alabama State line and thence along Interstate Highway 65 to Birmingham, thence over U.S. Highway 280 to the Alabama-Georgia State line; (10) between points in Mississippi on and north of U.S. Highway 80, and on and south of U.S. Highway 82, and on and west of U.S. Highways 45A and 45, on the one hand, and, on the other, points in Alabama on and east of U.S. Highway 431 from the Alabama-Tennessee State line to Phoenix City, Ala.; (11) between points in Mississippi on and north of U.S. Highway 82, on the one hand, and, on the other, points in Alabama on and south of U.S. Highway 78, and on and east of a line beginning at the Alabama-Georgia State line, and thence over U.S. Highway 231 to Montgomery, thence along U.S. Highway 31 to Birmingham.

(12) Between points in Mississippi on and north of U.S. Highway 80, on the one hand, and, on the other, points in Florida east of Florida Highway 51 and on and north of a line beginning at St. Petersburg, and extending along Gandy Bridge to Tampa, thence along U.S. Highway 92 to Kissimmee, thence along U.S. Highway 192 to Melbourne, thence along unnumbered highway to the Atlantic Seaboard; (13) between points in Mississippi on and north of a line beginning at the Louisiana-Mississippi State line, and extending along Mississippi Highway 12 to Kocsiusko, thence along Mississippi Highway 14 to the Mississippi-Alabama State line, on the one hand, and, on the other, points in Florida on and east of U.S. Highway 231 and on and north of a line beginning at St. Petersburg, thence across Gandy Bridge to Tampa, thence along U.S. Highway 92 to Kissimmee, thence along U.S. Highway 192 to Melbourne, thence along unnumbered highway to the Atlantic Seaboard; (14) between points in Mississippi on and north of U.S. Highway 78, on the one hand, and, on the other, points in Florida on and north of a line beginning at St. Petersburg and extending along Gandy Bridge to Tampa, thence along U.S. Highway 92 to Kissimmee, thence along U.S. Highway 192 to Melbourne, thence along unnumbered highway to the Atlantic Seaboard; (15) between points in Georgia on and south of U.S. Highway 29, on the one hand, and, on the other, points in Tennessee on and west of a line beginning at the Alabama-Tennessee State line and thence over U.S. Highway 43 to Summertown thence over Tennessee Highway 20 to the Tennessee River, thence following the Tennessee River to the Kentucky-Tennessee State line; (16) between points in Georgia on the one hand, and, on the other, points in Tennessee on and west of U.S. Highway 51; (17) between points in Georgia on and south of U.S. Highway 80 on the one hand, and, on the other, points in Tennessee on and west of Interstate Highway 65; (18) between points in Georgia on and south of U.S. Highway 280 and U.S. Highway 341 on the one

hand, and, on the other, points in Tennessee on and west of U.S. Highway 231; (19) between points in Georgia on and south of U.S. Highway 82 and on and west of Interstate Highway 75 on the one hand, and, on the other, points in Tennessee on and west of Tennessee Highway 56.

(20) Between points in Georgia on the one hand, and, on the other, points in Alabama on and north of a line beginning at the Alabama-Mississippi State line over U.S. Highway 82 to Birmingham and on and south of a line beginning at the Alabama-Mississippi State line and extending along U.S. Highway 78 to Birmingham; (21) between points in Georgia on and north of a line beginning at the South Carolina-Georgia State line, and extending along U.S. Highway 378 to its intersection with U.S. Highway 78, thence along U.S. Highway 78 to the Georgia-Alabama State line, on the one hand, and, on the other, points in Alabama on and west of a line beginning at the Alabama-Florida State line and extending along Alabama Highway 41 to Selma, thence along Alabama Highway 22 to Clanton, thence along Interstate Highway 65 to Birmingham, thence along U.S. Highway 78 to the Alabama-Mississippi State line; (22) between points in Georgia on and south of a line beginning at the Atlantic Seaboard, and extending along U.S. Highway 84 to its intersection with U.S. Highway 82, thence along U.S. Highway 82 to the Georgia-Alabama State line, on the one hand, and, on the other, points in Alabama on and north of a line beginning at the Alabama-Georgia State line, and extending along U.S. Highway 411 to Birmingham, thence along U.S. Highway 411 to Birmingham, thence along U.S. Highway 11 to Eutaw, thence along Alabama Highway 14 to the Alabama-Mississippi State line; (23) between points in Georgia on and north of a line beginning at the Georgia-Alabama State line, and extending along U.S. Highway 78 to Atlanta, thence along U.S. Highway 23 to Baldwin, thence along U.S. Highway 123 to Georgia-South Carolina State line, on the one hand, and, on the other, points in Florida on and west of Florida Highway 87.

(24) Between points in Georgia on and northwest of U.S. Highway 422, on the one hand, and, on the other, points in Florida on and west of U.S. Highway 231; (25) between points in Tennessee on and east of the Hatchie River and on and west of U.S. Highway 27 on the one hand, and, on the other, points in Alabama on and south of U.S. Highway 80; (26) between points in Tennessee on and west of Tennessee Highway 56, on the one hand, and, on the other, points in Florida north of a line beginning at St. Petersburg and extending along Gandy Bridge to Tampa, thence along U.S. Highway 92 to Kissimmee, thence along U.S. Highway 192 to Melbourne, thence along unnumbered highway to the Atlantic Seaboard; (27) between points in Tennessee on and east of Tennessee Highway 56 and on and west of U.S. Highway 27, on the one hand, and, on

the other, points in Florida on and west of a line beginning at the Alabama-Florida State line and extending along U.S. Highway 129 to Chiefland, thence along U.S. Highway 98 to Lakeland, thence along U.S. Highway 92 to Tampa thence across Gandy Bridge to St. Petersburg; (28) between points in Tennessee on and east of U.S. Highway 27, on the one hand, and, on the other, points in Florida on and west of U.S. Highway 231.

(29) Between points in Alabama on and north of a line beginning at the Mississippi-Alabama State line along U.S. Highway 82 to Tuscaloosa, thence along U.S. Highway 11 to Birmingham, and extending along U.S. Highway 78 to intersection with Alabama Highway 21, thence along Alabama Highway 21 to Piedmont, thence along U.S. Highway 278 to the Alabama-Georgia State line, on the one hand, and, on the other, points in Florida on and east of Florida Highway 85 and on and north of a line beginning at St. Petersburg and extending across Gandy Bridge to Tampa, thence along U.S. Highway 92 to Kissimmee, thence along U.S. Highway 192 to Melbourne, thence along unnumbered highway to the Atlantic Seaboard; (30) between points in Alabama on and north of U.S. Highway 78, on the one hand, and, on the other, points in Florida on and north of a line beginning at St. Petersburg, and extending across Gandy Bridge to Tampa, thence along U.S. Highway 92 to Kissimmee, thence along U.S. Highway 192 to Melbourne, thence along unnumbered highway to the Atlantic Seaboard; (31) between points in Tennessee on and east of Tennessee Highway 69, on the one hand, and, on the other, points in Louisiana east of the Mississippi River; (32) between points in Georgia on and north of U.S. Highway 80, on the one hand, and, on the other, points in Louisiana east of the Mississippi River. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC-82492 (Sub-No. E5), filed May 16, 1974. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., P.O. Box 2853, Kalamazoo, Mich., 49003. Applicant's representative: William C. Harris (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such foodstuffs* as are manufactured, sold, or distributed by persons engaged in the manufacturing, processing and milling of grain products (except frozen foods, uncooked bakery goods and commodities in bulk), when moving in vehicles equipped with mechanical refrigeration, from Columbus, Ohio to points in Iowa, Minnesota, Nebraska, and North Dakota, with no transportation for compensation on return except as otherwise authorized. RESTRICTION: The operations authorized herein are restricted to the transportation of traffic originating at Columbus, Ohio. The purpose of this filing is to eliminate the gateway of Hillsdale, Mich.

No. MC-82492 (Sub-No. E6), filed May 16, 1974. Applicant: MICHIGAN &

NEBRASKA TRANSIT CO., INC., P.O. Box 2853, Kalamazoo, Mich., 49003. Applicant's representative: William C. Harris (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen fruits*, from Archbold, Ohio to Omaha and Crete, Nebr., with no transportation for compensation on return except as otherwise authorized; and (2) *frozen berries*, from Archbold, Ohio to Omaha, Nebr., with no transportation for compensation on return except as otherwise authorized. RESTRICTION: The operations authorized herein are restricted to the transportation of traffic originating at the plant site and warehouse facilities of Beatrice Foods Co., at Archbold, Ohio. The purpose of this filing is to eliminate the gateway of Hillsdale, Mich.

No. MC-82492 (Sub-No. E8), filed May 16, 1974. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., P.O. Box 2853, Kalamazoo, Mich., 49003. Applicant's representative: William C. Harris (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits*, from Columbus, Ohio, to Omaha and Crete, Nebr., with no transportation for compensation on return except as otherwise authorized; and *frozen berries*, from Columbus, Ohio, to Omaha, Nebr., with no transportation for compensation on return except as otherwise authorized. RESTRICTION: The operations authorized herein are restricted to the transportation of traffic originating at Columbus, Ohio. The purpose of this filing is to eliminate the gateway of Grand Beach, Mich.

No. MC-95540 (Sub-No. E604), filed May 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: *Bananas*, from Tampa and Jacksonville, Fla., to points in Arkansas. The purpose of this filing is to eliminate the gateway of Gulfport, Miss.

No. MC-95540 (Sub-No. E608), filed May 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: *Unfrozen dairy products*, in vehicles, equipped with mechanical refrigeration, from Hagerstown, Md., to points in Arkansas. The purpose of this filing is to eliminate the gateway of the plantsite and warehouse sites of the Commercial Cold Storage, Inc., located at Doraville, Ga.

No. MC-95540 (Sub-No. E646), filed May 22, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212,

5299 Roswell Rd. NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Unfrozen canned citrus products*, in mixed loads with citrus products, not canned, and not frozen, in vehicles equipped with mechanical refrigeration, from points in Florida to points in Maine, New Hampshire, Vermont, Nebraska, Minnesota, Iowa, and Wisconsin. The purpose of this filing is to eliminate the gateway of the plantsite and warehouse sites of the Commercial Cold Storage, Inc., located at or near Doraville, Ga.

No. MC-95540 (Sub-No. E647), filed May 22, 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 citrus products*, in mixed loads with citrus products, not canned and not frozen, in vehicles equipped with mechanical refrigeration, from points in Florida on and east of Florida Highway 85, to points in Colorado. The purpose of this filing is to eliminate the gateway of the plant site and warehouse sites of the Commercial Cold Storage, Inc., located at or near Doraville, Ga.

No. MC-95540 (Sub-No. E653), filed May 11, 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 Prattsville, N.Y., to points in Oklahoma. The purpose of this filing is to eliminate the gateway of Florence, Ala.

No. MC-95540 (Sub-No. E654), filed May 11, 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 Montcalm County, Mich., to points in California on, south, and west of a line beginning at the California-Nevada State line and extending along Interstate 15 to Barstow, thence along California Highway 58 to Bakersfield, thence along California Highway 99 to Merced, thence along California Highway 140 to its junction with Interstate 5, thence along Interstate 5 to its junction with California Highway 152, thence along California Highway 152 to its junction with U.S. Highway 101, thence along U.S. Highway 101 to San Francisco. The purpose of this filing is to eliminate the gateway of points in Alabama.

No. MC-95540 (Sub-No. E661), filed May 11, 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: *Fresh and frozen fruits and vegetables*, in vehicles equipped with mechanical refrigeration, from points in Texas on and south of a line beginning at the Texas-Louisiana State line extending along U.S. Highway 80 to Dallas, thence Interstate Highway 35 to junction with U.S. Highway 380, thence along U.S. Highway 380 to its junction with U.S. Highway 287, thence along U.S. Highway 278 to Amarillo thence Interstate Highway 40 the Texas-New Mexico State line, to points in North Carolina and South Carolina. The purpose of this filing is to eliminate the gateway of points in Florida.

No. MC-100666 (Sub-No. E136), filed May 13, 1974. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Doors and windows* from Wright City, Okla., to points in Maine. The purpose of this filing is to eliminate the gateways of points within 250 miles of Texarkana, Tex., and Irving, Tex.

No. MC-107403 (Sub-No. E238 (Correction)), filed May 29, 1974, published in the FEDERAL REGISTER August 2, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry commodities*, in bulk, from points in Indiana to points in Ross, Franklin, Rickaway, Pike, Scioto, Locking, Fairfield, Hocking, Vinton, Jackson, Lawrence, Coshocton, Muskingum, Perry, Athens, Meigs, Gallia, Guernsey, Morgan, Washington, Noble, Harrison, Monroe, Jefferson, and Belmont Counties, Ohio. The purpose of this filing is to eliminate the gateway of Pataskala, Ohio. The purpose of this correction is to clarify the destination territory.

No. MC-107403 (Sub-No. E239) (Correction), filed May 29, 1974, published in the FEDERAL REGISTER August 2, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry commodities*, in bulk, from points in Indiana to points in West Virginia, and Pennsylvania within 150 miles of Monongahela, Pa. The purpose of this filing is to eliminate the gateway of Zanesville, Ohio. The purpose of this correction is to clarify the destination territory.

No. MC-107403 (Sub-No. E248) (Correction), filed May 29, 1974, published in the FEDERAL REGISTER August 2, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson

(same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry commodities*, in bulk, from points in Pennsylvania within 150 miles of Monongahela, Pa., to points in Indiana, Kentucky, and Michigan. The purpose of this filing is to eliminate the gateway of Zanesville, Ohio. The purpose of this correction is to clarify the commodity described.

No. MC-107403 (Sub-No. E335), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in West Virginia to points in New Jersey (except Ocean, Atlantic, Salem, Bergen, Sussex, Warren, Hunterdon, and Cape May Counties). The purpose of this filing is to eliminate the gateways of Pittsburgh, Clairton, and Newell, Pa.

No. MC-107403 (Sub-No. E336), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in West Virginia to points in Massachusetts, Maine, Vermont, and New Hampshire. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., Clairton, Pa., and Newark, N.J.

No. MC-107403 (Sub-No. E337), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in West Virginia to points in Illinois, Indiana, Iowa, Missouri, and Michigan. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., and Natrium, W. Va.

No. MC-107403 (Sub-No. E338), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry and liquid chemicals*, in bulk, in tank vehicles, from points in West Virginia to points in Pennsylvania within 150 miles of Monongahela, Pa. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa.

No. MC-107403 (Sub-No. E339), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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

West Virginia to points in Minnesota and Nebraska. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., Natrium, W. Va., and Mapleton, Ill.

No. MC-107403 (Sub-No. E340), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 West Virginia to points in Wisconsin. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., Natrium, W. Va., and Fort Wayne, Ind.

No. MC-107403 (Sub-No. E341), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 West Virginia within 150 miles of Monongahela, Pa., to points in Wisconsin. The purpose of this filing is to eliminate the gateways of Natrium, W. Va., and Fort Wayne, Ind.

No. MC-107403 (Sub-No. E342), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in West Virginia within 150 miles of Monongahela, Pa., to points in Alabama, Georgia, North Carolina, and South Carolina. The purpose of this filing is to eliminate the gateway of Point Pleasant, W. Va.

No. MC-107403 (Sub-No. E343), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in West Virginia within 150 miles of Monongahela, Pa., to points in Illinois, Indiana, Iowa, Missouri, Ohio, and Michigan. The purpose of this filing is to eliminate the gateway of Natrium, W. Va.

No. MC-107403 (Sub-No. E345), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in West Virginia within 150 miles of Monongahela, Pa., to points in Kentucky and Tennessee (except Kingsport and Elizabethton). The purpose of this filing is to eliminate the gateways of Natrium, W. Va., and South Point, Ohio.

No. MC-107403 (Sub-No. E346), filed May 29, 1974. Applicant: MATLACK,

INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting, *Liquid chemicals*, in bulk, from points in West Virginia within 150 miles of Monongahela, Pa., to points in Minnesota and Nebraska. The purpose of this filing is to eliminate the gateways of Natrium, W. Va., and Mapleton, Ill.

No. MC-107403 (Sub-No. E347), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry commodities*, in bulk, from points in West Virginia (except points within 150 miles of Monongahela, Pa.) to points in Ohio on Coschocton, Tuscarawas, Harrison, Jefferson, Holmes, Carroll, Stark, Columbiana, Wayne, Wooster, Richland, Huron, Lorain, Knox, Medina, Summit, Portage, Mahoning, Trumbull, Geauga, Cuyahoga, Lake, and Ashtabula Counties, within 150 miles of Monongahela, Pa. The purpose of this filing is to eliminate the gateway of New Concord, Ohio.

No. MC-107403 (Sub-No. E349), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in Ohio to points in Maryland. The purpose of this filing is to eliminate the gateways of Pittsburgh and Lewistown, Pa.

No. MC-107403 (Sub-No. E350), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in Ohio to points in Massachusetts and Vermont. The purpose of this filing is to eliminate the gateways of Pittsburgh and Clairton, Pa., and Elizabeth, N.J.

No. MC-107403 (Sub-No. E351), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in Ohio to points in New Jersey and New York. The purpose of this filing is to eliminate the gateways of Pittsburgh and Lewistown, Pa.

No. MC-107403 (Sub-No. E352), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's represent-

ative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals* (except calcium chloride), in bulk, in tank vehicles, from points in Ohio to points in Rhode Island, New Hampshire, and Maine. The purpose of this filing is to eliminate the gateways of Pittsburgh and Lewistown, Pa., and Solvay, N.Y.

No. MC-107403 (Sub-No. E353), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petroleum products, petroleum coal tar, coal tar products), in bulk, in tank vehicles, from points in Ohio to points in New Jersey and Delaware. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC-107403 (Sub-No. E354), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petroleum products), in bulk, in tank vehicles, from points in Ohio to points in Massachusetts, Vermont, Maine, and New Hampshire. The purpose of this filing is to eliminate the gateways of Philadelphia, Pa., and Newark, N.J.

No. MC-107403 (Sub-No. E355), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Non-flammable liquid chemicals*, in bulk, in tank vehicles, from points in Ohio to points in Vermont, Maine, and New Hampshire. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., and Newark, N.J.

No. MC-107403 (Sub-No. E356), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Non-flammable liquid chemicals*, in bulk, in tank vehicles (except petroleum products), from points in Ohio to points in Connecticut, Delaware, Maryland, Massachusetts, Pennsylvania, New Jersey, and Rhode Island. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa.

No. MC-107403 (Sub-No. E358), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above).

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in Ohio within 150 miles of Monongahela, Pa., to points in Wisconsin. The purpose of this filing is to eliminate the gateways of Newark, Ohio, and Fort Wayne, Ind.

No. MC-107403 (Sub-No. E359), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in Ohio within 150 miles of Monongahela, Pa., to points in North Carolina and South Carolina. The purpose of this filing is to eliminate the gateways of Pataskala and Cincinnati, Ohio.

No. MC-107403 (Sub-No. E360), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk in tank vehicles, from points in Ohio to Ashtabula, Lake, Geauga, Trumbull, Mahoning, Columbiana, Stark, Portage, Cuhahoga, Lorain, Medina, Summit, Wayne, Ashland, and Richland Counties, within 150 miles of Monongahela, Pa., to points in Connecticut. The purpose of this filing is to eliminate the gateways of Painesville, Ohio, and Solvay, N.Y.

No. MC-107403 (Sub-No. E361), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in Ohio, Pennsylvania, and Maryland, within 150 miles of Monongahela, Pa., to points in Kansas and Missouri. The purpose of this filing is to eliminate the gateways of Newark, Ohio, Fort Wayne, Ind., and Millsdale, Ill.

No. MC-107403 (Sub-No. E362), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, as defined in the *Maxwell Co., Extension—Addyston 63 M.C.C. 677*, in bulk, in tank vehicle, from points in Ohio within 150 miles of Monongahela, Pa., to points in Maryland, New Jersey, and Delaware, and those in Pennsylvania east of Pennsylvania Highway 220. The purpose of this filing is to eliminate the gateway of Natrium, W. Va.

No. MC-107403 (Sub-No. E363), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals in bulk*, in tank vehicles, as defined in the *Maxwell Co., Extension—Addyston, 63 M.C.C. 677*, in bulk, in tank vehicles, from points in Ohio, within 150 miles of Monongahela, Pa., to points in Iowa. The purpose of this filing is to eliminate the gateway of Natrium, W. Va.

No. MC-107403 (Sub-No. E364), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from points in Ohio within 150 miles of Monongahela, Pa., to points in Massachusetts and Vermont. The purpose of this filing is to eliminate the gateway of Clariton, Pa., and Elizabeth, N.J.

No. MC-107403 (Sub-No. E365), filed May 29, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except benzol), from points in Ohio within 150 miles of Monongahela, Pa., to points in Michigan. The purpose of this filing is to eliminate the gateway of Licking County, Ohio.

No. MC-107403 (Sub-No. E623), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in Iowa, Nebraska, and those in Minnesota west of U.S. Highway 59. The purpose of this filing is to eliminate the gateway of Mapleton, Ill.

No. MC-107403 (Sub-No. E624), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in Kansas and Missouri. The purpose of this filing is to eliminate the gateway of Millsdale, Ill.

No. MC-107403 (Sub-No. E625), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in West Virginia. The purpose of this filing is to eliminate the gateway of Fort Wayne, Ind.

No. MC-107403 (Sub-No. E626), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in Virginia. The purpose of this filing is to eliminate the gateway of Fort Wayne, Ind., and Pt. Pleasant, W. Va.

No. MC-107403 (Sub-No. E627), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to Maryland, Delaware, and New Jersey. The purpose of this filing is to eliminate the gateway of Fort Wayne, Ind., and Natrium, W. Va.

No. MC-107403 (Sub-No. E628), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in New York, Connecticut, and Rhode Island. The purpose of this filing is to eliminate the gateway of Ash-tabula, Ohio.

No. MC-107403 (Sub-No. E629), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in Maine and Massachusetts. The purpose of this filing is to eliminate the gateway of Newark, Ohio.

No. MC-107403 (Sub-No. E630), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in Vermont, and New Hampshire. The purpose of this filing is to eliminate the gateway of Fort Wayne, Ind., Natrium, W. Va., and Newark, N.J.

No. MC-107403 (Sub-No. E631), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Valparaiso, Ind., to points in Tennessee east of Tennessee Highway 70 (except Kingsport and Elizabethton). The purpose of this filing is to eliminate the gateway of Ashland, Ky.

No. MC-107403 (Sub-No. E632), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid resins* (non-flammable), in bulk, in tank vehicles, from points in Connecticut, Massachusetts, and Rhode Island, to points in Texas. The purpose of this filing is to eliminate the gateway of Erie, Pa., Painesville, Ohio, and Valparaiso, Ind.

No. MC-107403 (Sub-No. E633), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 points in New York, to points in Texas. The purpose of this filing is to eliminate the gateway of Painesville, Ohio, and Valparaiso, Ind.

No. MC-107403 (Sub-No. E634), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 points in New Jersey to points in Texas. The purpose of this filing is to eliminate the gateway of Newark, Ohio, and Valparaiso, Ind.

No. MC-107403 (Sub-No. E635), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid resins* (non-flammable), in bulk, in tank vehicles, from points in Delaware, Maryland, and Pennsylvania, to points in Texas. The purpose of this filing is to eliminate the gateway of Washington, Pa., Newark, Ohio, and Valparaiso, Ind.

No. MC-107403 (Sub-No. E636), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 points in Maryland, Pennsylvania, Ohio, and West Virginia, within 150 miles of Monongahela, Pa., to points in Texas. The purpose of this filing is to eliminate the gate-

way of Newark, Ohio, and Valparaiso, Ind.

No. MC-107403 (Sub-No. E637), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Muskegon, Mich., to points in Texas. The purpose of this filing is to eliminate the gateway of Valparaiso, Ind.

No. MC-107403 (Sub-No. E638), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Ironton and South Points, Ohio, and Ashland, Ky., to points in Texas west of U.S. Highway 277. The purpose of this filing is to eliminate the gateway of Valparaiso, Ind.

No. MC-107403 (Sub-No. E639), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Hopewell, Va., to points in Texas beginning at the Oklahoma-Texas State line, and extending along U.S. Highway 281 to its intersection with Interstate Highway 35, thence along Interstate Highway 35 to its intersection with Texas Highway 57, thence along Texas Highway 57 to the United States-Mexico International Boundary line. The purpose of this filing is to eliminate the gateway of Cumberland, Md., Newark, Ohio, and Valparaiso, Ind.

No. MC-107403 (Sub-No. E640), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Mapleton, Ill., to points in North Carolina and South Carolina. The purpose of this filing is to eliminate the gateway of Valparaiso, Ind.

No. MC-107403 (Sub-No. E641), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Millsdale, Ill., to points in Alabama, Georgia, North Carolina, South Carolina, and Texas. The purpose of this filing is to eliminate the gateway of Valparaiso, Ind.

No. MC-107403 (Sub-No. E642), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 Delaware County, Ohio, to points in Texas. The purpose of this filing is to eliminate the gateway of Valparaiso, Indiana.

No. MC-107403 (Sub-No. E644), filed July 18, 1974. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (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 points in Delaware, Maryland, and Pennsylvania, within 100 miles of Philadelphia, Pa., to points in Texas west of U.S. Highway 277. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa., Wheeling, W. Va., Newark, Ohio, and Valparaiso, Ind.

No. MC-107496 (Sub-No. E819) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER August 7, 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: *Phosphoric acid*, in bulk, in tank vehicles, from the plant site of the Hawkeye Chemical Co., at or near Clinton, Iowa, to points in North Dakota. The purpose of this filing is to eliminate the gateway of St. Paul, Minn. The purpose of this correction is to set forth the correct "E" number—previously published as E816.

No. MC-109397 (Sub-No. E29), filed May 15, 1974. Applicant: TRI-STATE MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: E. S. Gordon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Explosives and blasting supplies*, (1) between points in Alabama, Connecticut, Massachusetts, New Jersey, New York, Pennsylvania, and Rhode Island, on the one hand, and, on the other, points in Arizona, California, Nevada, Utah, and Washington; (2) between points in that part of Iowa on and east of U.S. Highway 218 and on and south of Iowa Highway 78, on the one hand, and, on the other, points in Arizona, California, and Clark, Douglas, Mineral, and Stacey Counties, Nev.; and (3) between points in Des Moines County, Iowa, on the one hand, and, on the other, points in Washington. The purpose of this filing is to eliminate in parts (1) and (2) the gateway of the facilities of Hercules, Inc., at or near Carthage, Mo., and in part (3) only, the gateway of St. Paul, Minn.

No. MC-109397 (Sub-No. E38), filed May 15, 1974. Applicant: TRI-STATE

MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: E. S. Gordon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Classes A and B explosives, blasting materials, blasting supplies, and blasting agents*, between Oakland, Calif., and points within 20 miles thereof, on the one hand, and, on the other, points in Arizona, Idaho, Nevada, Oregon, and Utah (the plant site of Hercules, Inc., near Lincoln, Calif.)\*; and (B) *Classes A and B explosives, and oxidizing materials* (other than liquid), when intended for use as an explosive agent, between points in New Mexico, on the one hand, and, on the other, Oakland, Calif., and points within 20 miles thereof, restricted against the transportation of traffic moving on government bills of lading ((1) the plant site of Hercules, Inc., near Lincoln, Calif., and (2) Jacob Lake, Kingman, Quartzite, or Yuma, Ariz.)\*. The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC-110525 (Sub-No. E471) (Correction), filed May 20, 1974, published in the FEDERAL REGISTER August 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, hydrofluosilic acid, such as naval stores as are chemicals, crude tall oil, sulphate, black liquor skimmings, and liquid alum), in bulk, in tank vehicles, from points in North Carolina to points in Arkansas. The purpose of this filing is to eliminate the gateway of Atlanta, Ga. The purpose of this correction is to correct typographical errors.

No. MC-110525 (Sub-No. E517) (Correction), filed May 20, 1974, published in the FEDERAL REGISTER August 12, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., P.O. Box 260, 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 and liquid coal tar products*, in bulk, in tank vehicles, from points in that part of Ohio on and east of U.S. Highway 23 (except points in Lake, Mahoning, Trumbull, and Wayne Counties), to points in Delaware. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa. The purpose of this correction is to redescribe the correct destination territory.

No. MC-110525 (Sub-No. E518), (Correction), filed May 20, 1974, published in the FEDERAL REGISTER August 12, 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 and liquid coal tar products*, in bulk, in tank vehicles, from points in that part of Ohio on and east of U.S. Highway 23 (except points in Lake, Mahoning, Trumbull, and Wayne Counties), to the District of Columbia. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa. The purpose of this correction is to redescribe the correct destination territory.

No. MC-110525 (Sub-No. E656), filed May 20, 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 South Carolina to points in New Hampshire. The purpose of this filing is to eliminate the gateways of Hopewell, Va., and Syracuse, N.Y.

No. MC-111545 (Sub-No. E251), 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 North Carolina, on the one hand, and, on the other points in Texas. The purpose of this filing is to eliminate the gateways of Tom, Okla., Asheville, N.C., and Ringgold, Ga.

No. MC-111545 (Sub-No. E252), 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 Connecticut to points in that part of Colorado on, west, and south of a line beginning at the Colorado-New Mexico State line, thence along U.S. Highway 85 to Denver, thence along U.S. Highway 6 to the Colorado-Utah State line. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Miami, Okla.

No. MC-111545 (Sub-No. E253), 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 that part of Kentucky

within 175 miles of Chattanooga, Tenn., on the one hand, and, on the other, points in Rhode Island. The purpose of this filing is to eliminate the gateway of Asheville, N.C.

No. MC-111545 (Sub-No. E254), 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, from points in Maine to points in that part of Arkansas on and west of a line beginning at the Arkansas-Louisiana State line, thence along U.S. Highway 167 to Little Rock, thence along U.S. Highway 65 to the Arkansas-Missouri State line. The purpose of this filing is to eliminate the gateways of (1) Ringgold, Ga., and (2) Eagletown, Rogel Spur, or Westville, Okla.

No. MC-111545 (Sub-No. E255), 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, from the District of Columbia to points in that part of Arkansas on and west of a line beginning at the Arkansas-Louisiana State line, thence along Arkansas Highway 7 to Russellville, thence along U.S. Highway 64 to Ozark, thence along Arkansas Highway 23 to the Arkansas-Missouri State line. The purpose of this filing is to eliminate the gateways of (1) Ringgold, Ga., and (2) Tom, Fogel Spur, Arkoma, or Westville, Okla.

No. MC-111545 (Sub-No. E256), 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 that part of Pennsylvania on and east of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 220 to Williamsport, thence along U.S. Highway 15 to the Pennsylvania-New York State line, 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 the Utah-Nevada State line, restricted against the transportation of knitting machines, and commodities to be used in, or in connection with, main or truck pipelines. The purpose of this filing is to

eliminate the gateways of Ringgold, Ga., and Pittsburg, Kans.

No. MC-111545 (Sub-No. E257), 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 that part of Alabama within 175 miles of Chattanooga, Tenn., and south and east of a line beginning at the Alabama-Tennessee State line, thence along U.S. Highway 231 to Lacey's Spring, thence along Alabama Highway 36 to Wren, thence along Alabama Highway 33 to Courtland, thence along U.S. Alternate Highway 72 to junction U.S. Highway 72, thence along U.S. Highway 72 to the Alabama-Mississippi State line, on the one hand, and, on the other, points in Michigan. The purpose of this filing is to eliminate the gateway of Piedmont, Ala.

No. MC-111545 (Sub-No. E258), 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 Virginia, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateways of points in North Carolina within 175 miles of Chattanooga, Tenn., Ringgold, Ga., and Cairo, Ill.

No. MC-111545 (Sub-No. E271), 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, from points in Indiana to points in Colorado. The purpose of this filing is to eliminate the gateways of St. Joseph, Mo., and Keokuk, Iowa.

No. MC-111545 (Sub-No. E272), 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 that part of Iowa on and

east of a line beginning at the Iowa-Minnesota State line, thence along U.S. Highway 69 to Solberg, thence along Iowa Highway 30 to junction U.S. Highway 169 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Nebraska State line, on the one hand, and, on the other, points in Utah, restricted against the transportation of commodities to be used in, or in connection with, main or trunk pipelines. The purpose of this filing is to eliminate the gateway of Atchison, Kans.

No. MC-111545 (Sub-No. E273), 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 that part of Indiana on, south, and west of a line beginning at the Indiana-Illinois State line, thence along U.S. Highway 50 to Bedford, thence along Indiana Highway 37 to Sulphur, thence along Indiana Highway 66 to Cannelton, on the one hand, and, on the other, points in that part of Virginia on and south of a line beginning at the Virginia-North Carolina State line, thence along U.S. Highway 501 to South Boston, thence along U.S. Highway 15 to junction U.S. Highway 360, thence along U.S. Highway 360 to Richmond, thence along U.S. Highway 60 to Virginia Beach. The purpose of this filing is to eliminate the gateway of Charlotte, N.C.

No. MC-111545 (Sub-No. E274), 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 Arizona, on the one hand, and, on the other, points in Tennessee (except points in Fayette, Shelby, Tipton, Haywood, and Lauderdale Counties) restricted against the transportation of commodities to be used in, or in connection with, main or trunk pipelines. The purpose of this filing is to eliminate the gateways of Kansas City, Mo., and Keokuk, Iowa.

No. MC-111545 (Sub-No. E275), 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 Arkansas, on the one hand, and, on the other, points in that

part of Illinois on, north, and west of a line beginning at Gulfport, thence along U.S. Highway 34 to Aurora, thence along Illinois Highway 31 to Dundee, thence along Illinois Highway 68 to Glencoe. The purpose of this filing is to eliminate the gateways of Keokuk or Clinton, Iowa.

No. MC-111545 (Sub-No. E277), 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, from points in Massachusetts to points in New Mexico. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Hugo, Okla.

No. MC-111545 (Sub-No. E279), 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 Iowa, on the one hand, and, on the other, points in Oklahoma. The purpose of this filing is to eliminate the gateway of Kansas City, Mo.

No. MC-111545 (Sub-No. E280), 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 Indiana, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateways of Keokuk, Iowa, and Moline, Ill.

No. MC-111545 (Sub-No. E281), 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 Indiana, on the one hand, and, on the other, points in Utah, restricted against the transportation of commodities to be used in, or in connection with, main or trunk pipelines. The purpose of this filing is to eliminate the gateways of Keokuk, Iowa, and Kirksville, Mo.

No. MC-111545 (Sub-No. E282), 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 Arkansas, on the one hand, and, on the other, points in that

PORTATION 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, requires the use of special equipment, between points in Indiana, on the one hand, and, on the other, points in South Carolina. The purpose of this filing is to eliminate the gateway of Greenville, S.C.

No. MC-111545 (Sub-No. E283), 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 Georgia, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateway of Chester, Ill.

No. MC-111545 (Sub-No. E284), 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 Georgia, on the one hand, and, on the other, points in Utah, restricted against the transportation of commodities to be used in, or in connection with, main or trunk pipelines. The purpose of this filing is to eliminate the gateway of Clinton, Mo.

No. MC-111545 (Sub-No. E285), 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 Florida, on the one hand, and, on the other, points in Wyoming, restricted against the transportation of agricultural machinery and implements, other than hand, as defined by the Commission. The purpose of this filing is to eliminate the gateways of Valdosta, Ga., and Chester, Ill.

No. MC-111545 (Sub-No. E287), 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 equip-

ment, between points in Florida, on the one hand, and, on the other, points in Kentucky within 175 miles of Chattanooga, Tenn., restricted against the transportation of agricultural machinery and implements, other than hand, as defined by the Commission. The purpose of this filing is to eliminate the gateway of Ringgold, Ga.

No. MC-111545 (Sub-No. E289), 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, from points in Connecticut, Delaware, and Maine to points in New Mexico. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Hugo, Okla.

No. MC-111545 (Sub-No. E290), filed May 17, 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 South 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. E291), 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, from points in Arizona to points in Illinois, restricted against the transportation of commodities to be used in, or in connection with, main or trunk pipelines. The purpose of this filing is to eliminate the gateways of Nevada, Mo., Bella Vista, Ark., and Keokuk, Iowa.

No. MC-111545 (Sub-No. E292), filed May 17, 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 Kentucky, on the one hand, and, on the other, points in Wyoming. The purpose of this filing is to eliminate the gateways of Keokuk, Iowa, and Hamilton, Ill.

No. MC-111545 (Sub-No. E294), filed May 17, 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 New Hampshire, on the one hand, and, on the other, points in Utah, restricted against the transportation of knitting machines and commodities to be used in, or in connection with, main or trunk pipelines. The purpose of this filing is to eliminate the gateways of Ringgold, Ga., and Pittsburg, Kans.

No. MC-123048 (Sub-No. E136), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Combines*, from Kewaunee, Wis., to points in Alabama, Arkansas, Georgia, Kentucky, Louisiana, Mississippi, Missouri, Oklahoma, Ohio, Tennessee, Texas, and West Virginia. RESTRICTION: Restricted to traffic originating at Kewaunee, Wis. The purpose of this filing is to eliminate the gateway of Rockford, Ill.

No. MC-123048 (Sub-No. E137), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used agricultural machinery, used agricultural implements, and used parts and attachments therefor*, when transported in the same vehicle with such used agricultural implements and machinery which, because of their size or weight, require the use of special equipment or special handling, from points in Wisconsin to points in Alabama, Arizona, California, Connecticut, Delaware, Florida, Idaho, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nevada, New Hampshire, New Jersey, New York, North Carolina, Oregon, Rhode Island, South Carolina, Utah, Vermont, Virginia, Washington, and points in Pennsylvania on and east of U.S. Highway 15. The purpose of this filing is to eliminate the gateway of West Bend, Wis.

No. MC-123048 (Sub-No. E138), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm tractors and agricultural machinery* designed for use in conjunction with farm tractors (except commodities which because of size or weight, require the use of special equipment or special handling), from points in Wisconsin to points in North Dakota and Montana.

The purpose of this filing is to eliminate the gateway of Fargo, North Dakota.

No. MC-123048 (Sub-No. E139), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used agricultural machinery* (except commodities, the transportation of which, because of size or weight, require special equipment or special handling), from points in Wisconsin to points in Georgia and West Virginia. The purpose of this filing is to eliminate the gateway of the plantsite of Helix Corp., at Crown Point, Ind.

No. MC-123048 (Sub-No. E140), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural tractors*, from Chicago, Ill., to points in Missouri. RESTRICTION: (1) Restricted to traffic having an immediate prior movement by water; and (2) restricted to traffic destined to the plantsites, warehouses, and dealer facilities of Deere and Company. The purpose of this filing is to eliminate the gateway of Shelbyville, Ill.

No. MC-123048 (Sub-No. E141), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson, (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used agricultural implements, and used farm machinery* (except commodities, the transportation of which, because of size or weight, require special equipment or special handling), from points in Indiana to points in Arizona, California, Idaho, Montana, Nevada, Oregon, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of the plantsite of the Helix Corp., at Crown Point, Ind.

No. MC-123048 (Sub-No. E142), filed June 2, 1974. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., P.O. Box A, Racine, Wis. 53401. Applicant's representative: Paul L. Martinson, (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used agricultural implements, and used farm machinery* (except commodities, the transportation of which, because of size or weight, require the use of special equipment or special handling), from points in Ohio to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of the plantsite of the Helix Corp., at Crown Point, Ind.

No. MC-123067 (Sub-No. E2), filed June 4, 1974. Applicant: M/M TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: Michael A. Grimm (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen solution, ammoniating solutions, and urea*, in bulk, in tank vehicles, from Port Wentworth, Ga., (1) to points in Delaware, Maryland, Pennsylvania, New Jersey, and that part of Virginia in, north, and east of Brunswick, Lunenburg, Prince Edward, Buckingham, Nelson, and Augusta Counties [points in Hertford County, N.C.]\*, and (2) to points in Kentucky, [Harrison, Tenn.]\*. The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC-124078 (Sub-No. E13), filed May 17, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, WI 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: *Such naval stores as are vegetable oils*, in bulk, in tank vehicles, (a) from Brunswick, Ga., to points in Indiana and Wisconsin, and (b) from Savannah, Ga., to points in Wisconsin. The purpose of this filing is to eliminate the gateway of Moultrie, Ga.

No. MC-124078 (Sub-No. E21), filed June 3, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, WI 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 or hopper-type vehicles, from Atlanta, Ga. and points within 15 miles thereof, to points in Alabama, Florida, and points in Tennessee west of U.S. Highway 27. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC-124078 (Sub-No. E27), filed May 23, 1974. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th St., Milwaukee, WI 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 petrochemicals*, in bulk, in tank vehicles, from Atlanta, Ga. and points within 15 miles thereof, to points in Arkansas, Illinois (except points in the St. Louis, Mo.-East St. Louis, Ill. Commercial Zone, as defined by the Commission), Indiana, Iowa, points in Kentucky in and west of Jefferson, Meade, Breckenridge, Grayson, Edmonson, Warren and Simpson Counties, Michigan, Missouri (except points in the St. Louis, Mo.-East St. Louis, Ill. Commercial Zone, as defined by the Commission), and points in Ohio in and north of Paulding, Putnam, Hancock, Seneca, Huron, Lorain, Medina, Summit, Portage and Mahoning Counties. The purpose of this filing is to eliminate the gateways of Atlanta, Ga. and Maury County, Tenn.

No. MC-125335 (Sub-No. E1), filed June 4, 1974. Applicant: GOOD-WAY, INC., P.O. Box 2283, York, Pa. 17405. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except dressed poultry) (1) from points in Florida to points in Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Maryland, Pennsylvania, and the District of Columbia, points in Virginia within 40 miles of Hagerstown, Md., points in West Virginia on, north, and east of a line from the West Virginia-Virginia State line along U.S. Highway 50 to Clarksburg, thence along U.S. Highway 19 to Fairmont, thence along U.S. Highway 250 to Wheeling, and points in Ohio north of Interstate Highway 70 and east of Interstate Highway 77. (2) from points in Florida on and south of a line from Tampa along Interstate Highway 4 to Daytona Beach (except points in Dade County) to points in Ohio on, north, and east of a line from the Ohio-West Virginia State line along U.S. Highway 250 to Norwalk, thence along U.S. Highway 20 to Toledo, and points in Michigan on and east of a line from the Ohio-Michigan State line along U.S. Highway 23 to Flint, thence along Interstate Highway 75 to Sault St. Marie. (3) from points in Dade County, Fla., to points in Michigan west of a line from the Ohio-Michigan State line along U.S. Highway 23 to Flint, thence along Interstate Highway 75 to Sault St. Marie, and points in Minnesota on and north of U.S. Highway 2. The purpose of this filing is to eliminate the gateways of Hagerstown, Md., and Winchester, Va.

No. MC-125335 (Sub-No. E2), filed June 4, 1974. Applicant: GOOD-WAY, INC., P.O. Box 2283, York, Pa. 17405. Applicant's representative: Chester A. Zyblut, 1522 K Street, NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except dressed poultry) (1) from points in South Carolina to points in Massachusetts, Connecticut, Rhode Island, New York, New Jersey; (2) from points in South Carolina on and west of Interstate Highway 85 to points in Delaware, the District of Columbia, Hagerstown, Md., and those points in Maryland, Virginia, and West Virginia within 40 miles of Hagerstown, and points in Pennsylvania on, east, and north of a line from the Maryland-Pennsylvania State line along U.S. Highway 219 to the junction of U.S. Highway 422, thence along U.S. Highway 422 to the Pennsylvania-Ohio State line; (3) from points in South Carolina east of Interstate Highway 85 and west of Interstate Highway 95 to points in Pennsylvania, Maryland, points in Virginia and West Virginia within 40 miles of Hagerstown, Md., and Youngstown, Ohio; (4) from points in South Carolina on and east of Interstate Highway 95 to points in Maryland, Virginia, and West Virginia

within 40 miles of Hagerstown, Md., points in Maryland west of a line from the Maryland-West Virginia State line along U.S. Highway 522 to the junction of Interstate Highway 70, thence along Interstate Highway 70 to the Maryland-Pennsylvania State line, points in West Virginia on and north of U.S. Highway 50, points in Ohio on and north of U.S. Highway 250, points in Michigan on and north of U.S. Highway 10, and points in Minnesota on and north of U.S. Highway 2. The purpose of this filing is to eliminate the gateways of Hagerstown, Md., and Winchester, Va.

No. MC-125335 (Sub-No. E3), filed June 4, 1974. Applicant: GOOD-WAY, INC., P.O. Box 2283, York, Pa. 17405. Applicant's representative: Chester A. Zyblut, 1522 K Street, NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except dressed poultry) (1) from points in Georgia to points in Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Pennsylvania, Maryland, the District of Columbia and those points in Virginia and West Virginia within 40 miles of Hagerstown, Md.; (2) from Savannah, Ga., to points in Ohio on and east of Interstate Highway 77 and north of the Ohio Turnpike, and points in Michigan on and north of U.S. Highway 10. The purpose of this filing is to eliminate the gateways of Hagerstown, Md., and Winchester, Va.

No. MC-125335 (Sub-No. E4), filed June 4, 1974. Applicant: GOOD-WAY, INC., P.O. Box 2283, York, Pa. 17405. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen food* (except dressed poultry) (1) from points in North Carolina on and east of Interstate Highway 95 to points in Massachusetts, Connecticut, Rhode Island, New York, points in Pennsylvania on and west of Interstate Highway 81, points in Maryland, Virginia, West Virginia, and Pennsylvania (except as previously noted) within 40 miles of Hagerstown, Md., points in West Virginia (except as previously noted) on and north of U.S. Highway 50, points in Maryland (except as previously noted) west of a line from the Maryland-West Virginia State line along U.S. Highway 522 to the junction of Interstate Highway 70, thence along Interstate Highway 70 to the Pennsylvania-Maryland State line, and points in Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, and Nebraska; (2) from points in North Carolina west of Interstate Highway 95 to points in Massachusetts, Connecticut, Rhode Island, New York, points in New Jersey on and north of New Jersey Highway 33, points in Virginia, West Virginia, and Maryland within 40 miles of Hagerstown, Md., points in Maryland (except as previously noted) west of a line from the Maryland-West Virginia State line, along U.S. Highway 522 to

the junction of Interstate Highway 70, thence along Interstate Highway 70 to the Pennsylvania-Maryland State line, points in Pennsylvania, points in the Upper Peninsula of Michigan, and points in Minnesota on and north of U.S. Highway 2. The purpose of this filing is to eliminate the gateways of Hagerstown, Md., and Winchester, Va.

No. MC-125335 (Sub-No. E5), filed June 4, 1974. Applicant: GOOD-WAY, INC., P.O. Box 2283, York, Pa. 17405. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except dressed poultry) (1) from points in Tennessee to points in Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, the District of Columbia, and points in Virginia and West Virginia within 40 miles of Hagerstown, Md.; and (2) from points in Tennessee on and west of Interstate Highway 27 to points in Pennsylvania on and east of a line from the Maryland-Pennsylvania State line along U.S. Highway 219 to Ebsburg, thence along U.S. Highway 220 to Williamsport, thence along U.S. Highway 15 to the Pennsylvania-New York State line, and points in New York on and east of New York Highway 14; and (3) from points in Tennessee on and east of U.S. Highway 27 to points in Pennsylvania or New York. The purpose of this filing is to eliminate the gateways of Hagerstown, Md., and Winchester, Va.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc. 74-20046 Filed 8-28-74; 8:45 am]

[Notice 68]

#### MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

AUGUST 23, 1974.

The following applications (except as otherwise specifically noted, each applicant (on applications filed after March 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application), are governed by Special Rule 1100.247<sup>1</sup> of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the pro-

<sup>1</sup> Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

ceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

No. MC-5623 (Sub-No. 24), filed July 24, 1974. Applicant: ARROW TRUCKING CO., A Corporation, P.O. Box 7280, Tulsa, Okla. 74105. Applicant's representative: J. G. Dail, Jr., 1111 E St. NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flat glass*, from Tulsa, Okla., to points in Arkansas, Colorado, Kansas, Louisiana, Mississippi, Montana, New Mexico, Texas, Utah, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Tulsa, Okla.

No. MC 17000 (Sub-No. 10), filed March 22, 1974. Applicant: HOHENWALD TRUCK LINES, INC., Columbia Highway, Hohenwald, Tenn. 38462. Ap-

plicant's representative: A. O. Buck, 618 Hamilton Bank Building, Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except household goods, commodities in bulk, Classes A and B explosives, as defined by the Commission, and those requiring special equipment), (1) Between Hohenwald, Tenn. and Linden, Tenn.: From Hohenwald, Tenn. over Tennessee Highway 48 to junction Tennessee Highway 13, thence over Tennessee Highway 13 to Linden, Tenn., and return over the same route, serving all intermediate points, (2) Between Lobelville, Tenn. and Buffalo, Tenn.: From Lobelville, Tenn. over Tennessee Highway 13 to Buffalo, Tenn.: From Lobelville, Tenn. over Tennessee Highway 13 to Buffalo, Tenn., and return over the same route, serving all intermediate points, (3) Between Linden, Tenn. and Memphis, Tenn.: From Linden, Tenn. over Tennessee Highway 20 to junction with Interstate Highway 40, thence over Interstate Highway 40 to Memphis, Tenn., and return over the same route, serving no intermediate points, and (4) Between Buffalo, Tenn. and Memphis, Tenn.: From Buffalo, Tenn. over Interstate Highway 40 to Memphis, Tenn., and return over the same route, serving no intermediate points. The authority set out in Routes (3) and (4) above is restricted against the transportation of freight originating at, destined to, or interchanged at Nashville, Tenn. or Linden, Tenn. and their commercial zone. Service at Memphis, Tenn. is restricted to that portion of Memphis and its commercial zone lying wholly within the State of Tennessee.

NOTE.—Common control may be involved. Applicant seeks to convert Certificates of Registration in MC 17000 Sub-Nos. 8 and 9 to Certificates of Public Convenience and Necessity. See initial application of Memphis-Birmingham Express, Inc., and also Section 5 application for Hohenwald Stock control. If a hearing is deemed necessary, the applicant requests it be held at Memphis, Tenn.

No. MC 22182 (Sub-No. 28), filed July 22, 1974. Applicant: NU-CAR CARRIERS, INC., 950 Haverford Road, P.O. Box 172, Bryn Mawr, Pa. 19010. Applicant's representative: Gerald K. Gimmel, 303 North Frederick Ave., Gaithersburg, Md. 20760. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles and motor vehicle chassis*, in initial movements, in driveway and truckaway service, and *bodies, cabs, and parts of and accessories* for such vehicles, from points of entry on the International Boundary line between the United States and Canada located in Maine, to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 22254 (Sub-No. 76), filed July 22, 1974. Applicant: TRANS-AMERICAN VAN SERVICE, INC., 12301 West Freeway, Fort Worth, Tex. 76116. Applicant's representative: Elliott Bunce, 618 Perpetual Building, 1111 E Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Displays and exhibits*, between points in the United States, including Hawaii but excluding Alaska.

NOTE.—It is applicant's contention that it already holds the above authority, therefore a motion to dismiss has been filed concurrent with this application. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C. or Fort Worth, Tex.

No. MC 26739 (Sub-No. 81), filed July 15, 1974. Applicant: CROUCH FREIGHT SYSTEMS, INC., Highway 36 West, P.O. Box 1059, St. Joseph, Mo. 64502. Applicant's representative: Roland Rice, 1111 E Street NW., Suite 618, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors), (2) *agricultural implements and machinery*, and (3) *attachments for and equipment* designed for use with the articles described in (1) and (2) above, when moving in mixed loads with the articles described in (1) and (2) above, from Kansas City, Kans., to points in Texas, restricted to the transportation of traffic originating at the warehouse and shipping facilities of International Harvester Company and destined to points in Texas.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Joseph, Mo., or Kansas City, Kans.

No. MC 35628 (Sub-No. 361), filed August 1, 1974. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, a Corporation, 134 Grandville SW., Grand Rapids, Mich. 49502. Applicant's representative: Leonard D. Verdier, Jr., 900 Old Kent Building, Grand Rapids, Mich. 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and facilities of the Distribution Division of Federal-Mogul Corporation at Jacksonville, Ala., as an off-route point in connection with carrier's regular route operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Detroit Mich., or Chicago, Ill.

No. MC 42487 (Sub-No. 825), filed July 29, 1974. Applicant: CONSOLIDATED FREIGHTWAYS CORP., 175 Linfiled Drive, Menlo Park, Calif. 94025. Applicant's representative: V. R. Oldenburg, P.O. Box 5138, Chicago, Ill. 60680. Authority sought to operate as a *common*

*carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), serving points in Crawford County, Pa., as intermediate or off-route points in connection with carrier's presently held regular route operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Pittsburgh, Pa. or Washington, D.C.

No. MC 43269 (Sub-No. 59), filed July 11, 1974. Applicant: WELLS CARGO, INC., 1775 East Fourth Street, Reno, Nev. 89502. Applicant's representative: David N. Inwood, P.O. Box 1511, Reno, Nev. 89502. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those requiring special equipment), between Las Vegas, Nev., and Yermo, Calif.: From Las Vegas over Interstate Highway 15 to Yermo, Calif., and return over the same route, serving no intermediate points, restricted to interline service with connecting carriers.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Reno or Las Vegas, Nev.

No. MC 45657 (Sub-No. 52), filed July 22, 1974. Applicant: PIC-WALSH FREIGHT CO., a Corporation, 6300 Ouida Avenue, St. Louis, Mo. 63147. Applicant's representative: Leonard R. Kofkin, 39 South LaSalle Street, Chicago, Ill. 60003. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment serving the plantsite of FMC Corp. located near Tupelo, Miss. as an off-route point in connection with carrier presently authorized regular route operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Tupelo, Miss.

No. MC 50069 (Sub-No. 491), filed July 25, 1974. Applicant: REFINERS TRANSPORT AND TERMINAL CORP., 445 Earlwood Ave., Oregon (Toledo), Ohio 43616. Applicant's representative: J. A. Kundtz, 1100 National City Bank Building, Cleveland, Ohio 44114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum lubricating oil*, in bulk, in tank vehicles, from Rushville, Ind., to New Castle, Ind., restricted to traffic having a prior movement by rail; (2) *Dimethyl hydrolzate*, in bulk, in tank vehicles, from Carrollton, Ky., to Stauffer Chemical Co., located at or near Adrian, Mich.; and (3) *Sound deadening compound*, in bulk, in tank vehicles, from Warren, Mich., to points of entry on the International

Boundary Line between the United States and Canada, located at Port Huron, Mich.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 51146 (Sub-No. 390), filed July 29, 1974. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, P.O. Box 2298, Green Bay, Wis. 54306. Applicant's representative: Charles W. Singer, 2440 East Commercial Blvd., Ft. Lauderdale, Fla. 33308. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood products*, from Seymour, Wis., to points in the United States (except Indiana, Michigan, New York, Ohio, Pennsylvania, Vermont, Alaska, and Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC-52574 (Sub-No. 48), filed July 29, 1974. Applicant: ELIZABETH FREIGHT FORWARDING CORP., 120 South 20th Street, Irvington, N.J. 07111. Applicant's representative: Edward F. Bowes, 744 Broad Street, Suite 2005, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products*, (1) from Wilmington, Del., to Edison Township, N.J.; (2) from Baltimore, Md., to Portsmouth, Va.; and (3) between Baltimore, Md. and Philadelphia, Penn.; (1), (2) and (3) above, under a continuing contract or contracts with Gourmet Bakers, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y. or Newark, N.J.

No. MC 52921 (Sub-No. 27), filed July 26, 1974. Applicant: RED BALL, INC., P.O. Box 520, Sapulpa, Okla. 74066. Applicant's representative: Wilburn L. Williamson, 280 National Foundation Life Bldg., 3535 Northwest 58th, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Television sets, stereo consoles, buffet servers, and buffet server leaves*, from Forrest City, Ark., to points in Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, and Texas.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark. or Tulsa, Okla.

No. MC 53965 (Sub-No. 96), filed April 29, 1974. Applicant: GRAVES TRUCK LINE, INC., 2130 South Ohio, Salina, Kans. 67401. Applicant's representative: Clyde N. Christey, 641 Harrison, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities

in bulk, and commodities requiring special equipment), between Lincoln, Nebr. and Oklahoma City, Okla.: From Lincoln, Nebr. over Nebraska Highway 2 to junction Nebraska Highway 50, thence over Nebraska Highway 50 to junction Kansas Highway 63, thence over Kansas Highway 63 to junction U.S. Highway 36, thence over U.S. Highway 36 to junction U.S. Highway 75, thence over U.S. Highway 75 to junction Interstate Highway 44, thence over Interstate Highway 44 to junction Interstate Highway 35, thence over Interstate Highway 35 to Oklahoma City, Okla., and return over the same route, serving Topeka, Kans., the junction of U.S. Highway 75 and U.S. Highway 50, and Tulsa, Okla., as intermediate points.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr.

No. MC-53965 (Sub-No. 100), filed July 15, 1974. Applicant: GRAVES TRUCK LINE, INC., 2130 South Ohio Blvd., Salina, Kans. 67401. Applicant's representative: Robert A. Miller, 2505 City National Bank Tower, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, between Oklahoma City, Okla., and Lawton, Okla., over U.S. Highway 62 to junction H. E. Bailey Turnpike to junction U.S. Highways 281 and 277; thence over U.S. Highway 277 to Lawton, Okla., and return over the same route, serving Fort Sill as an off-route point.

NOTE.—By the instant proceeding applicant seeks to convert its Certificate of Registration into a Certificate of Public Convenience and Necessity. If a hearing is deemed necessary, applicant requests it be held at Lawton or Oklahoma City, Okla.

No. MC-59517 (Sub-No. 1), filed July 19, 1974. Applicant: HARRY E. SHEA SONS, INC., 701 Route 130, Riverton, N.J. 08077. Applicant's representative: Alan Kahn, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19120. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products*, (1) from Wilmington, Del., to points in Delaware, Maryland, and New Jersey, and those in that part of Pennsylvania on and east of a line beginning at the Maryland-Pennsylvania State line and extending along the Susquehanna River to Muncy, Pa.; thence along U.S. Highway 220 to the New York-Pennsylvania State line near South Waverly, Pa.; and (2) from Camden, N.J., to points in Delaware and Maryland.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa. or Washington, D.C.

No. MC 59583 (Sub-No. 142), filed July 19, 1974. Applicant: THE MASON AND DIXON LINES, INC., Eastman Road, P.O. Box 969, Kingsport, Tenn. 37662. Applicant's representative: A. Alvis Layne, 915 Pennsylvania Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle,

over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those which because of size or weight require the use of special equipment). Between Cookeville, Tenn., and Sparta, Tenn.: From Cookeville, Tenn., over Tennessee Highway 42 to Sparta, and return over the same route, serving all intermediate points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 66101 (Sub-No. 3), filed July 23, 1974. Applicant: AFT SERVICES, INC., 303 South Street, Newark, N.J. 07114. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, and commodities requiring dump or tank trucks), between John F. Kennedy International Airport, La Guardia Airport, N.Y., Newark International Airport, Teterboro Airport, N.J., on the one hand, and, on the other, points in Fairfield County, Conn., restricted to shipments having a prior or subsequent movement by air.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Newark, N.J. or New York, N.Y.

No. MC 71593 (Sub-No. 2), filed July 25, 1974. Applicant: C. G. POTTER, doing business as MAUMEE EXPRESS, Box 1073, Secaucus, N.J. 07094. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, commodities in bulk, household goods as defined by the Commission, and commodities requiring special equipment), which are at the time moving on bills of lading of freight forwarders as defined in Section 402 (a) (5) of the Interstate Commerce Act, between points in the New York, N.Y. Commercial Zone as defined by the Commission, and Newark, N.J., on the one hand, and, on the other, Chicago, Ill., St. Louis, Mo., and Milwaukee, Wis.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y., or Newark, N.J.

No. MC 73165 (Sub-No. 351), filed July 19, 1974. Applicant: EAGLE MOTOR LINES, INC., 830 North 33rd Street, P.O. Box 11086, Birmingham, Ala. 35202. Applicant's representative: Carl U. Hurst (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Material handling equipment*; (2) equipment used in the wood products industry and/or forestry industry; and (3) *parts, attachments, accessories, materials, equipment*,

and supplies used in connection with or in connection with or in the manufacture and distribution of commodities named in (1) and (2) above, between Emmett, Idaho, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Birmingham, Ala., or Atlanta, Ga.

No. MC 74321 (Sub-No. 102), filed July 29, 1974. Applicant: B. F. WALKER, INC., P.O. Box 17-B, Denver, Colo. 80217. Applicant's representative: Richard P. Kissinger (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities* which because of size or weight require the use of special equipment, and related machinery, tools, parts, materials, and supplies moving in connection therewith; (2) *Self-propelled articles*, each weighing 15,000 pounds or more, and related machinery, tools, parts, materials, and supplies moving in connection therewith, restricted to commodities which are transported on trailers; and (3) *Commodities* which do not require use of special equipment, when moving in mixed loads and on the same bill of lading with commodities named in (1) or (2) above, between points in Arkansas, Colorado, Illinois, Indiana, Kansas, Kentucky, Louisiana, Missouri, Nebraska, New Mexico, Oklahoma, Tennessee, and Texas, on the one hand, and, on the other, points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, and Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 74321 (Sub-No. 103), filed July 29, 1974. Applicant: B. F. WALKER, INC., P.O. Box 17-B, Denver, Colo. 80217. Applicant's representative: Richard P. Kissinger (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel bar joist and accessories, anchors, bridging, bolts, and nuts*, when moving in mixed shipments with steel bar joist, from the plant site of Vulcraft Division of Nucor Corporation at or near Grapeland, Tex., to points in Arkansas, Arizona, Louisiana, New Mexico, and Oklahoma.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 83539 (Sub-No. 393), filed July 25, 1974. Applicant: C & H TRANSPORTATION CO., INC., 1936-2010 West Commerce Street, P.O. Box 5976, Dallas, Tex. 75222. Applicant's representative: Thomas E. James (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Castings*, from points in Mayes County, Okla., to points in the United States including Alaska (but excluding Oklahoma and Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, the appli-

cant requests it be held at either Dallas, Tex. or Kansas City, Mo.

No. MC 83539 (Sub-No. 394), filed July 15, 1974. Applicant: C & H TRANSPORTATION CO., INC., 1936-2010 West Commerce Street, P.O. Box 5976, Dallas, Tex. 75222. Applicant's representative: Thomas E. James (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Contractors, construction, and mining machinery, equipment, materials, supplies, and parts* (except commodities in bulk), from Pocatello, Idaho, to points in the United States including Alaska (but excluding Hawaii and Idaho).

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Boise, Idaho or Washington, D.C.

No. MC 94201 (Sub-No. 127), filed July 19, 1974. Applicant: BOWMAN TRANSPORTATION, INC., P.O. Box 17744, Atlanta, Ga. 30316. Applicant's representative: Charles Ephraim, Suite 600, 1250 Connecticut Avenue NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General Commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and commodities in vehicles equipped with mechanical refrigeration): (1) Between Chattanooga, Tenn. and Chicago, Ill.: (a) From Chattanooga, Tenn. over U.S. Highway 41 and/or Interstate Highway 24 to Nashville, Tenn., thence over Alternate U.S. Highway 41 to Hopkinsville, Ky., thence over U.S. Highway 41 to Chicago, Ill. and return over the same route; (b) From Chattanooga, Tenn. over U.S. Highway 41 and/or Interstate Highway 24 to Nashville, Tenn., thence over Alternate U.S. Highway 41 to Hopkinsville, Ky., thence over U.S. Highway 41 to junction Interstate Highway 64 and/or U.S. Highway 460, thence over Interstate Highway 64 and/or U.S. Highway 460 to junction U.S. Highway 51, thence over U.S. Highway 51 to Bloomington, Ill., thence over U.S. Highway 66 to Chicago, and return over the same route; and (c), From Chattanooga, Tenn. over U.S. Highway 41 and/or Interstate Highway 24 to Nashville, Tenn., thence over Alternate U.S. Highway 41 to Hopkinsville, Ky., thence over U.S. Highway 41 to junction Interstate Highway 64 and/or U.S. Highway 460, thence over Interstate Highway 64 and/or U.S. Highway 460 to junction Interstate Highway 57, thence over Interstate Highway 57 to Chicago, and return over the same route; (2) Between Chattanooga, Tenn. and Indianapolis, Ind.: From Chattanooga, Tenn. over U.S. Highway 41 and/or Interstate Highway 24 to Nashville, Tenn., thence over U.S. Highway 31-W and/or Interstate Highway 65 to Indianapolis, and return over the same route.

(3) Between Chattanooga, Tenn. and Cincinnati, Ohio: From Chattanooga, Tenn. over U.S. Highway 41 and/or Interstate Highway 24 to Nashville, Tenn., thence over U.S. Highway 31-W and/or Interstate Highway 65 to Louisville, Ky., thence over Interstate Highway 71 and/or U.S. Highway 42 to Cincinnati, and return over the same route; (4) Between Chattanooga, Tenn. and Louisville, Ky.: (a) From Chattanooga, Tenn. over U.S. Highway 41 and/or Interstate Highway 24 to Nashville, Tenn., thence over U.S. Highway 31-W and/or Interstate Highway 65 to Louisville, Ky., and return over the same route; (b) From Chattanooga, Tenn. over U.S. Highway 27 and/or Interstate Highway 75 to Lexington, Ky., thence over U.S. Highway 60 and/or Interstate Highway 64 to Louisville, Ky., and return over the same route; and (c), From Chattanooga, Tenn. over U.S. Highway 27 to junction U.S. Highway 150 at Stanford, Ky., thence over U.S. Highway 150 to Danville, Ky., thence over U.S. Highway 127 to its junction with Interstate Highway 64, thence over Interstate Highway 64 to Louisville, Ky., and return over the same route; (5) Between Chattanooga, Tenn. and Cleveland, Ohio: From Chattanooga, Tenn. over U.S. Highway 27 and/or Interstate Highway 75 to Lexington, Ky., thence over U.S. Highway 25 and/or Interstate Highway 75 to Cincinnati, Ohio, thence over U.S. Highway 42 and/or Interstate Highway 71 to Cleveland, and return over the same route; (6) Between Decatur, Ill. and Chicago, Ill.: From Decatur over U.S. Highway 51 to Mendota, Ill., thence over U.S. Highway 34 to Chicago, and return over the same route; (7) Between Fort Wayne, Ind., and Chicago, Ill.: From Fort Wayne over U.S. Highway 33 to South Bend, Ind., thence over Indiana Highway 2 to junction U.S. Highway 20 at or near Rolling Prairie, Ind., thence over U.S. Highway 20 (also over Indiana Highway 2 to junction Interstate Highway 80 and Interstate Highway 90 at or near Rolling Prairie, Ind., thence over Interstate Highway 80 and/or Interstate Highway 90) to Chicago, and return over the same route; (8) Between Indianapolis, Ind., and Chicago, Ill.: From Indianapolis, Ind. over Interstate Highway 65 to Gary, Ind., thence over Interstate Highway 94 to Chicago, Ill. and return over the same route.

(9) Between Indianapolis, Ind. and Fort Wayne, Ind.: From Indianapolis over Interstate Highway 69 (also Indiana Highway 37) to Fort Wayne, and return over the same route; (10) Between Indianapolis, Ind. and Junction U.S. Highways 41 and 52 near Gravel Hill, Ind.: From Indianapolis over U.S. Highway 52 to junction U.S. Highways 52 and 41 near Gravel Hill, Ind., and return over the same route; (11) Between South Bend, Ind. and Indianapolis, Ind.: From South Bend over U.S. Highway 31 to Indianapolis, and return over the same route; (12) Between Indianapolis, Ind. and Cincinnati, Ohio: From Indianapo-

lis over U.S. Highway 52 and/or Interstate Highway 74 to Cincinnati, and return over the same route; (13) Between Columbus, Ohio, and Indianapolis, Ind.: From Columbus over U.S. Highway 40 and/or Interstate Highway 70 to Indianapolis, and return over the same route; (14) Between Chicago, Ill. and Cleveland, Ohio: From Chicago over Interstate Highways 80 and/or 90 to Cleveland and return over the same route; (15) Between Cincinnati, Ohio, and Fort Wayne, Ind.: From Cincinnati over U.S. Highway 27 to Fort Wayne, and return over the same route; (16) Between Cincinnati, Ohio, and Cleveland, Ohio: From Cincinnati over U.S. Highway 22 to Washington Court House, Ohio, thence over U.S. Highway 62 to Canton, Ohio, thence over Ohio Highway 800 to Akron, Ohio, thence over Ohio Highway 8 to Cleveland, and return over the same route; (17) Between Cincinnati, Ohio and Toledo, Ohio: From Cincinnati over U.S. Highway 25 and/or Interstate Highway 75 to Toledo, and return over the same route; (18) Between Columbus, Ohio, and Toledo, Ohio: From Columbus over U.S. Highway 23 to Toledo, and return over the same route;

(19) Between the Junction of Interstate Highway 76 and Interstate Highway 71 approximately 13 miles south of Medina, Ohio, and Youngstown, Ohio: From junction Interstate Highways 76 and 71 over Interstate Highway 76 to junction Ohio Highway 18, thence over Ohio Highway 18 and/or Interstate Highway 76 to Youngstown, and return over the same route; serving the following intermediate and off-route points: (a) points within 10 miles of Chattanooga, Tenn.; (b) points within 10 miles of Louisville, Ky., including Louisville; (c) points in Indiana; (d) points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana State Line and extending along U.S. Highway 36 to Springfield, Ill., thence along Illinois Highway 29 to Peoria, Ill., thence along Illinois Highway 116 to Metamora, Ill., thence along Illinois Highway 89 to junction Illinois Highway 31, thence along Illinois Highway 31 to unnumbered Highway (referred to as Aurora Avenue), thence along said unnumbered highway to junction with U.S. Highway 34, thence along U.S. Highway 34 to Chicago, Ill., thence along Lake Michigan to the Illinois-Indiana State Line, and thence along Illinois-Indiana State Line to point of beginning; and (e) points in that part of Ohio on, west, and north of a line beginning at a point on the Ohio-Pennsylvania State Line near Sharon, Pa., and extending along U.S. Highway 62 to Columbus, Ohio, thence along U.S. Highway 23 to Circleville, Ohio, and thence along U.S. Highway 22 to Cincinnati, Ohio; (1) through (19) above, restricted to the transportation of traffic moving from, to, or through points in Tennessee within 10 miles of Chattanooga, including Chattanooga.

No. MC 94350 (Sub-No. 353), filed July 31, 1974. Applicant: TRANSIT HOMES, INC., P.O. Box 1628, Haywood Rd. at Transit Dr., Greenville, S.C.

29602. Applicant's representative: Mitchell King, Jr., P.O. Box 1628, Greenville, S.C. 29602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movements, and *buildings*, in sections, mounted on wheeled under carriages, from points of manufacture located in Oxford County, Maine, to points in the United States on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the Western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the International Boundary line between the United States and Canada.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Portland, Maine.

No. MC 95540 (Sub-No. 909) (AMENDMENT), filed July 15, 1974, published in the FEDERAL REGISTER issue of August 8, 1974, and republished as amended this issue. Applicant: WATKINS MOTOR LINES, INC., 1940 Monroe Drive, P.O. Box 1036, Atlanta, Ga. 30301. Applicant's representative: Jerome F. Marks (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products* as described in Sections A, B, and C of Appendix I to the report in *Descriptions in Motor Carriers Certificates* 61 M.C.C. 209 and 766 (except commodities in bulk, hides, and skins), from Sioux Falls, S. Dak., to points in Georgia, Florida, Louisiana, and Mississippi.

NOTE.—The purpose of this republication is to add Florida, Louisiana, and Mississippi as destination points. Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 95540 (Sub-No. 910), filed July 19, 1974. Applicant: WATKINS MOTOR LINES, INC., 1940 Monroe Dr. NE., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Jerome F. Marks, P.O. Box 1636, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Table sauces, flavoring compounds, food sauce mixes, food ingredients for prepared dinners, edible flour, dessert preparations, milk and cocoa compounds* including malted milk, food stabilizers, and emulsifiers, salad dressing preparations and powdered whey (except in bulk, in tank vehicles), from the plantsites, storage facilities, warehouses, vendors, and suppliers of Kraftco Corp. located at points in Wisconsin and Minnesota, to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Louisiana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 98952 (Sub-No. 31), filed July 26, 1974. Applicant: GENERAL TRANSFER CO., a Corporation, 2880 North

Woodford St., Decatur, Ill. 62526. Applicant's representative: Joseph E. Rehman, 1230 Boastmen's Bank Bldg., 314 North Broadway, St. Louis, Mo. 63102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between points in Illinois; and (2), between points in Illinois, on the one hand, and, on the other, points in Indiana; (1) and (2) above, restricted to shipments having a prior or subsequent movement by rail.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either St. Louis, Mo. or Chicago, Ill.

No. MC 101053 (Sub-No. 10), filed July 22, 1974. Applicant: DRY BULK TRANSPORT, INC., R. D. #4, Marietta, Ohio 45750. Applicant's representative: Paul F. Beary, 8 East Broad Street, Ninth Floor, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal and coke*, in bulk, in dump vehicles, from Cresap, W. Va., to Sebree and Hickman, Ky., and points in Indiana and Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 102817 (Sub-No. 21), filed July 24, 1974. Applicant: PERKINS FURNITURE TRANSPORT, INC., P.O. Box 24335, 5034 Lafayette Road, Indianapolis, Ind. 46254. Applicant's representative: Robert W. Loser, 1009 Chamber of Commerce Bldg., Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture, bed springs, mattresses, and store and office fixtures*, from points in Illinois, Indiana, Michigan, and Ohio, to points in Alabama, Louisiana, and Mississippi.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Indianapolis, Ind.; Chicago, Ill., or Washington, D.C.

No. MC 103435 (Sub-No. 222), filed July 15, 1974. Applicant: UNITED-BUCKINGHAM FREIGHT LINES, INC., 5773 South Prince Street, Littleton, Colo. 80120. Applicant's representative: Kenneth A. Willhite (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, automobiles, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) Between Ft. Wayne, Ind., and St. Louis, Mo.: From Ft. Wayne, Ind., over Interstate Highway 69 to junction Interstate 465 located near Indianapolis, Ind., thence over Interstate Highway 465 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway

270, thence over Interstate 270 to St. Louis, and return over the same route, serving no intermediate points; and (2) Between Indianapolis, Ind., and St. Louis, Mo.: From Indianapolis, over U.S. Highway 40 to St. Louis, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with carrier's authorized regular routes.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or St. Louis, Mo.

No. MC 103494 (Sub-No. 26), filed July 22, 1974. Applicant: EASLEY HAULING SERVICE, INC., P.O. Box 1261, Gun Club Road, Yakima, Wash. 98907. Applicant's representative: Douglas A. Wilson, 303 East D Street, Yakima, Wash. 98901. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Glassware and glass containers*, from the plantsite of Northwestern Glass Company at Seattle, Wash., to points on the International Boundary line between the United States and Canada at or near Blaine, Wash., under a continuing contract or contracts with Northwestern Glass Company.

NOTE.—Applicant holds common carrier authority in MC 118038 Sub-No. 4, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Yakima, Wash.; Seattle, Wash.; or Portland, Ore.

No. MC 103602 (Sub-No. 9), filed July 19, 1974. Applicant: SKJONSBY TRUCK LINE, INC., Box 362, Fargo, N. Dak. 58102. Applicant's representative: Charles E. Johnson, 425 Gate City Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors) and (2) *parts and attachments* for (1) when moving in mixed loads with (1) above, from points in North Dakota and South Dakota, to points in North Dakota, South Dakota, Minnesota, Montana, and Wyoming, restricted to the transportation of traffic having a prior movement by rail from the plantsites and facilities of J I Case Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Fargo, N. Dak. or Minneapolis, Minn.

No. MC-103926 (Sub-No. 36), filed July 17, 1974. Applicant: W. T. MAYFIELD SONS TRUCKING CO., a Corporation, 1560 Bankhead Highway NW., P.O. Box 947, Mableton, Ga. 30059. Applicant's representative: Edward K. Wolcott, Suite 1600, First Federal Bldg., Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Construction machinery and equipment*, which because of size or weight, requires the use of special equipment or handling, and *related tools, accessories, parts, and attachments* moving incidentally thereto as part of the same shipment, from points in Kentucky, North Carolina, Virginia, and West Virginia, to points in that part of Florida on and

south of a line beginning at Ft. Myers, Fla., and extending along Florida Highway 80 to Belle Glade, Fla., thence along U.S. Highway 441 to its intersection with U.S. Highway 98, thence to West Palm Beach, Fla.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Miami, Fla. or Atlanta, Ga.

No. MC 103926 (Sub-No. 37), filed July 26, 1974. Applicant: W. T. MAYFIELD SONS TRUCKING CO., a Corporation, P.O. Box 947, Mableton, Ga. 30059. Applicant's representative: Theodore Polydoroff, 1250 Connecticut Ave. NW., Suite 600, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled construction equipment*, weighing 15,000 pounds or more, and *related machinery, tools, parts, and attachments* for such commodities, from Baltimore, Md. and Norfolk, Va., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, and Texas, restricted to traffic having a prior movement by water.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Atlanta, Ga.

No. MC-105045 (Sub-No. 51), filed July 29, 1974. Applicant: R. L. JEFFRIES TRUCKING CO., INC., P.O. Box 3277, Evansville, Ind. 47701. Applicant's representative: Paul F. Sullivan, 711 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Material handling equipment and parts and accessories* thereof, from Port Washington, Wis., to points in the United States (except Alaska and Hawaii); and (2) *materials and supplies* used in the manufacture of the commodities named above, from points in the United States (except Alaska and Hawaii), to Port Washington, Wis.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC-105375 (Sub-No. 50), filed July 26, 1974. Applicant: DAHLEN TRANSPORT OF IOWA, INC., 1680 Fourth Avenue, Newport, Minn. 55055. Applicant's representative: Joseph A. Eschenbacher, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from Belmond, Iowa, to points in Illinois, Minnesota, Missouri, and Wisconsin.

NOTE.—Common control was approved in MC-F-6554. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn. or St. Paul, Minn.

No. MC 107107 (Sub-No. 440), filed July 26, 1974. Applicant: ALTERMAN TRANSPORT LINES, INC., 12805 Northwest 42nd Avenue (LeJeune Road), Opa Locka, Fla. 33054. Applicant's representative: Ford W. Sewell (same address as applicant). Authority sought to oper-

ate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and chemical compounds, constituting in vitro diagnostic reagents, and products for human use, and related advertising and promotional materials*, in vehicles equipped with mechanical refrigeration (except in bulk), from Miami, Fla., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 107295 (Sub-No. 728), filed July 23, 1974. Applicant: PRE-FAB TRANSIT CO., a Corporation, 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods* (unfrozen) from Princeville and Hoopston, Ill. and St. Francisville and Belle Deau, La., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC-107295 (Sub-No. 729), filed July 23, 1974. Applicant: PRE-FAB TRANSIT CO., a Corporation, 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Structural steel, structural frames, building parts, sheets, and accessories*, from points in Mercer County, Pa., to points in the United States on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the International Boundary line between the United States and Canada and points in Missouri, Iowa, Kansas, Minnesota, South Dakota, Nebraska, and Colorado.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC-107295 (Sub-No. 730), filed July 22, 1974. Applicant: PRE-FAB TRANSIT CO., a Corporation, 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cabinets, vanities, and cases*, from Jeffersonville, Ind., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico (except points in Colorado, Iowa, Kansas, Minnesota, Missouri, Nebraska, Oklahoma, Texas, and Wisconsin).

NOTE.—If a hearing is deemed necessary, applicant does not specify a location.

No. MC-107295 (Sub-No. 732), filed August 1, 1974. Applicant: PRE-FAB

TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Conveyor systems, parts, and accessories* used in the installation thereof, from Sherman, Tex., to points in the United States in and west of Wisconsin, Illinois, Tennessee, Kentucky, and Mississippi (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC-107496 (Sub-No. 964), filed July 25, 1974. Applicant: RUAN TRANSPORT CORP., Third at Keosauqua Way, P.O. Box 855, Des Moines, Iowa 50309. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sulphuric and phosphoric acid*, in bulk, from Depue, Ill., to points in Minnesota, Missouri, and Michigan; (2) *Coal tar products*, in bulk, from Compton, Ill., to points in Minnesota, Wisconsin, Michigan, Iowa, Indiana, and Missouri; (3) *Phosphate*, in bulk, from Lawrence, Kans., to points in Pennsylvania; (4) *Propylene glycol*, in bulk, from Waukegan, Iowa, to points in New Jersey and points in that part of Tennessee on and west of U.S. Highway 27; and (5) *Liquid feed and feed ingredients*, in bulk, (a) from Blair, Nebr., to points in Iowa, Illinois, Missouri, Kansas, Wisconsin, Minnesota, North Dakota, South Dakota, Colorado, Wyoming, Oklahoma; and (b) from Walcott, Iowa, to points in Kansas and Nebraska.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Omaha, Nebr. or Des Moines, Iowa.

No. MC-108121 (Sub-No. 14), filed July 25, 1974. Applicant: TRANSPORT STORAGE & DISTRIBUTING CO., a Corporation, 200 Southwest Michigan, Seattle, Wash. 98106. Applicant's representative: Joseph O. Earp, 607 Third Avenue, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New and used automobiles and trucks*, in secondary movements, in truckaway service, from Kent and Seattle, Wash., to points in Alaska.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 109478 (Sub-No. 137), filed July 29, 1974. Applicant: WORSTER MOTOR LINES, INC., Gay Road, R.D. #1, North East, Pa. 16428. Applicant's representative: Joseph F. MacKrell, 23 West Tenth Street, Erie, Pa. 16501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food and foodstuffs*, not frozen (except in bulk, in tank vehicles), from the plantsites and facilities of the Kraftco Corp., and its division, Kraft Foods, at or near Kendalville, Ind., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New

Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to traffic originating at the above named origin, and destined to the above named destination points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 109533 (Sub-No. 62), filed July 22, 1974. Applicant: OVERNITE TRANSPORTATION CO., a Corporation, 1100 Commerce Road, Richmond, Va. 23224. Applicant's representative: E. T. Lilpfer, Suite 1100, 1660 L Street NW, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), serving Shelbyville, Ky., as an intermediate point in connection with its Sub 42 authorizing service between Louisville, Ky. and Jenkins, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, or Frankfort, Ky.

No. MC 110525 (Sub-No. 1107), filed July 17, 1974. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dimethyl hydrolzate*, in bulk, in tank vehicles, from Carrollton, Ky., to Stauffer Chemical Co., near Adrian, Mich.; and (2) *vegetable oil*, in bulk, in tank vehicles, from Chattanooga, Tenn., to Charlotte, N.C.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 110585 (Sub-No. 17), filed July 22, 1974. Applicant: REPUBLIC VAN AND STORAGE CO., INC., 9219 Harford Road, Baltimore, Md. 21234. Applicant's representative: Elliott Bunce, 618 Perpetual Building NW, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Displays and exhibits*, between points in Alabama, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the District of Columbia.

NOTE.—It is applicant's position that it is presently authorized to perform the operations requested herein. Applicant has, therefore, filed a concurrent motion to dismiss the

instant application. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 111302 (Sub-No. 79), filed August 1, 1974. Applicant: HIGHWAY TRANSPORT, INC., 1500 Amherst Road, P.O. Box 10470, Knoxville, Tenn. 37919. Applicant's representative: Jerome F. Marks, 1940 Monroe Drive NE., P.O. Box 1636, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum crude oil*, in bulk, in tank vehicles, from points in Pickett, Fentress, Cumberland, Grundy, Scott, and Morgan Counties, Tenn., to the facilities of Ashland Pipeline Company at or near Ravenna (Estill County), Ky.; Falcon (Mogoffin County), Ky.; Lebanon Junction (Bullitt County), Ky.; and Beattyville (Lee County), Ky.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 111320 (Sub-No. 61), filed July 30, 1974. Applicant: KEEN TRANSPORT, INC., 2001 Barlow Road, P.O. Box 668, Hudson, Ohio 44236. Applicant's representative: James E. Wilson, Suite 1032, Pennsylvania Bldg., Pennsylvania Ave. and 13th St. NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Off-highway vehicles*, in truckaway service, from the plantsite of Mack Trucks, Inc., at or near Macungie (Lehigh County), Pa., to points in the United States (including Alaska, but excluding Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 111594 (Sub-No. 62), filed July 2, 1974. Applicant: C. W. TRANSPORT, INC., 610 High Street, Wisconsin Rapids, Wis. 54494. Applicant's representative: Michael J. Wyngaard, 329 West Wilson Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ferric chloride, ferrous chloride, and muriatic acid*, in bulk, in rubber lined tank vehicles, from the plantsite and storage facilities of K. A. Steel Chemicals, Inc., located Gary, Ind., to points in Arkansas, Illinois, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, New Jersey, New York, Ohio, Pennsylvania, Tennessee, the District of Columbia, and Wisconsin; (2) *spent muriatic acid*, from points in Wisconsin, Michigan, and Illinois, to Gary, Ind.; and (3) *spent ferric chloride*, from points in Indiana to Joliet, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 111729 (Sub-No. 457), filed July 5, 1974. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Computer parts, cash register*

parts, machine parts, and critical replacement parts, restricted to packages or articles weighing in the aggregate no more than 100 pounds from one consignor to one consignee on any one day, between Peachtree City, Ga., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Indiana, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, Ohio, South Carolina, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia; (2)

(a) *Hydraulic pumps, hydraulic motors, pressed metal tank heads, and under ground tunnel supports*, restricted to packages or articles weighing in the aggregate no more than 25 pounds from one consignor to one consignee on any one day; and (b) *Business papers, records, audit and accounting media*, of all kinds, *drawings and blueprints*, between Youngstown, Ohio and Butler, Ind.; and (3) *New unused furniture* measuring less than 132 inches in length and girth combined, and weighing no more than 65 pounds per article or package, from Conway, N.H., to points in Connecticut, Maine, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 111785 (Sub-No. 59), filed July 19, 1974. Applicant: BURNS MOTOR FREIGHT, INC., P.O. Box 149, Marlinton, W. Va. 24954. Applicant's representative: Theodore Polydoroff, 1250 Connecticut Ave. NW., Suite 600, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Particle board and veneer*, from points in North Carolina and Danville, Va., to Elkins, W. Va.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 113025 (Sub-No. 9), filed July 26, 1974. Applicant: RALPH C. ISLAND, doing business as ISLAND FREIGHT, Box 147, Deadwood, S. Dak. 57732. Applicant's representative: A. Milton Evans, Box 2213, Rapid City, S. Dak. 57701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients*, from Sioux City, Iowa, to points in South Dakota, under a continuing contract or contracts with Hubbard Milling Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Rapid City, S. Dak., or Pierre, S. Dak.

No. MC-113495 (Sub-No. 65), filed July 19, 1974. Applicant: GREGORY HEAVY HAULERS, INC., 51 Oldham Street, P.O. Box 60628, Nashville, Tenn. 37206. Applicant's representative: Wilmer B. Hill, 805 McLachlen Bank Bldg., 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

*Castings*, from Archer Creek, Lynchburg, and Radford, Va., to points in Illinois.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 113646 (Sub-No. 11), filed July 29, 1974. Applicant: JEFFERSON TRUCKING COMPANY, a Corporation, Box 17, South National City Road, National City, Mich. 48748. Applicant's representative: William B. Elmer, 21635 East Nine Mile Road, St. Clair, Shores, Mich. 48080. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal building materials and parts and materials and accessories*, incidental to the installation thereof, between Niles, Ohio, on the one hand, and, on the other, points in Kansas, Nebraska, North Dakota, and South Dakota, under contract with National Gypsum Company, at Buffalo, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich.; Chicago, Ill., or Washington, D.C.

No. MC-113651 (Sub-No. 174), filed July 8, 1974. Applicant: INDIANA REFRIGERATOR LINES, INC., 2404 North Broadway, Muncie, Ind. 47303. Applicant's representative: Henry A. Dillon (same address as applicant). 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 Certificate*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), (1) from Waterloo and Columbus Junction, Iowa, to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, when moving in the same vehicle with shipments of the same commodities originating at Indianapolis, Ind., restricted to shipments originating at the plantsites and facilities of The Rath Packing Company located at the above origins; and (2) from Waterloo and Columbus Junction, Iowa, to Indianapolis, Ind., restricted to shipments originating at and destined to plantsites and warehouses of The Rath Packing Company located at the above named origins, and destination.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 113651 (Sub-No. 177), filed July 31, 1974. Applicant: INDIANA REFRIGERATOR LINES, INC., 2404 North Broadway, Muncie, Ind. 47303. Applicant's representative: Henry A. Dillon (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Charleston, S.C., to points in Connecticut, Delaware, Indiana, Kentucky, Maine, Maryland, Massachusetts, New Jersey, New

York, Ohio, Michigan, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Miami, Fla. or Washington, D.C.

No. MC 113651 (Sub-No. 178), filed July 29, 1974. Applicant: INDIANA REFRIGERATOR LINES, INC., 2404 North Broadway, Muncie, Ind. 47303. Applicant's representative: Henry A. Dillon (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas and agricultural commodities*, exempt from economic regulation of Section 203(b)(6) of the Act, when transported in mixed loads with bananas, from New Orleans, La., to points in Illinois, Indiana, Iowa, Kentucky, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Miami, Fla. or Washington, D.C.

No. MC 114091 (Sub-No. 87), filed July 23, 1974. Applicant: HUFF TRANSPORT CO., INC., 3500 Bell's Lane, Louisville, Ky. 40211. Applicant's representative: Harry C. Ames, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum crude oil* in bulk, in tank vehicles, from points in Pickett, Fentress, Cumberland, Grundy, Scott, and Morgan Counties, Tenn., to Somerset Refinery, located in Pulaski County, Ky.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Louisville, Lexington, or Somerset, Ky.

No. MC-114569 (Sub-No. 110), filed July 19, 1974. Applicant: SHAFFER TRUCKING, INC., P.O. Box 418, New Kingstown, Pa. 17072. Applicant's representative: Herbert R. Nurick, 100 Pine Street, P.O. Box 1166, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Canned goods, and vinegar* in containers, from points in Franklin County, Pa., to points in Illinois, Louisiana, Mississippi, and Missouri; and (2) *Vinegar* in containers, from points in Adams County, Pa., to points in Illinois, Louisiana, Mississippi, and Missouri.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

No. MC 114604 (Sub-No. 28), filed July 19, 1974. Applicant: CAUDELL TRANSPORT, INC., State Farmers Market, Forest Park, Ga. 30050. Applicant's representative: Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas and agriculture commodities* exempt from economic regulations under Section 203(b)(6) of the Act, when

transported in mixed loads with bananas, from Mobile, Ala., to points in Alabama, Georgia, and Tennessee, restricted to the transportation of traffic having an immediate prior movement by water.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Mobile, Ala., New Orleans, La., or Atlanta, Ga.

No. MC 114632 (Sub-No. 76), filed July 19, 1974. Applicant: APPLE LINES, INC., 212 Southwest Second, Madison, S. Dak. 57042. Applicant's representative: Robert A. Appelwick (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Agricultural equipment, overhead storage tanks, and soil moving equipment*, from points in Platte County, Nebr., to points in Colorado, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Tennessee, Texas, Wisconsin, and Wyoming; and (2) *agricultural machinery, implements and equipment, industrial and construction machinery, and equipment, and parts, attachments, and accessories* for the commodities described in (1) above, from Beatrice, Nebr., to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, Missouri, North Dakota, Ohio, Pennsylvania, South Dakota, Tennessee, and Wisconsin.

NOTE.—Applicant holds contract carrier authority in MC-129706, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr. or Chicago, Ill.

No. MC 115022 (Sub-No. 29), filed July 31, 1974. Applicant: CHAMBERLAIN MOBILEHOME TRANSPORT, INC., 64 East Main St., Thomaston, Conn. 06787. Applicant's representative: Bernard Hasson, Jr., Suite 306, 927 15th St. NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Portable self contained coolers, freezers, and cold storage rooms*, from points in Volusia County, Fla., to points in the United States, including Alaska but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or Washington, D.C.

No. MC 115162 (Sub-No. 296), filed July 26, 1974. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products in containers*, and (2) *Advertising matter and such commodities* as are ordinarily used or distributed by wholesale or retail suppliers, marketers, or distributors of petroleum products moving in the same vehicle at the same time with commodities described in (1) above, from the plantsite of Texaco, Inc., located at or near Port Arthur, Tex., to Arkansas and Missouri; and (3) *Empty petroleum containers*, from points in Arkansas and Missouri, to the plant-

site of Texaco, Inc., located at or near Port Arthur, Tex.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Houston, Tex. or New Orleans, La.

No. MC 115331 (Sub-No. 374), filed July 25, 1974. Applicant: TRUCK TRANSPORT, INC., 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from points in Washington County, Mo., to points in Georgia, Wisconsin, Indiana, Kentucky, Louisiana, Michigan, Ohio, Oklahoma, Pennsylvania, Tennessee, Illinois, Iowa, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo., or Memphis, Tenn.

No. MC 116254 (Sub-No. 146), filed July 26, 1974. Applicant: CHEMHAULERS, INC., P.O. Drawer M, Sheffield, Ala. 35660. Applicant's representative: Walter Harwood, P.O. Box 15214, Nashville, Tenn. 37215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid*, in bulk, in tank vehicles, from Rome, Ga. to points in Gadsden, Ala.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Birmingham, Ala. or Nashville, Tenn.

No. MC-116915 (Sub-No. 12), filed July 26, 1974. Applicant: ECK MILLER TRANSPORTATION CORP., 1125 Sweeney Street, P.O. Box 1279, Owensboro, Ky. 42301. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum and aluminum products*, from the plantsite of Martin Marietta Aluminum, located at or near Lewisport, Ky., to points in Alabama, Florida, and Georgia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC-117119 (Sub-No. 509), filed July 1, 1974. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, Ark. 72728. Applicant's representative: L. M. McLean (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuffs*, including frozen foodstuffs not fit for human consumption (except in bulk, in tank vehicles), between Beaver Dam and Milwaukee, Wis., on the one hand, and, on the other, points in Washington, Oregon, Idaho, Montana, Wyoming, Colorado, Kansas, Nebraska, South Dakota, North Dakota, Minnesota, Iowa, Missouri, Illinois, New Jersey, Connecticut, Massachusetts, New York, Vermont, New Hampshire, Rhode Island, Maine, Wisconsin, Indiana, Michigan, Kentucky, Ohio, Pennsylvania,

Texas, Oklahoma, Arkansas, and Tennessee, restricted to traffic originating at, or destined to, the plantsites and warehouse facilities of Wisconsin Cold Storage Company at Beaver Dam and Milwaukee, Wis.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis. or Chicago, Ill.

No. MC 117427 (Sub-No. 67), filed July 24, 1974. Applicant: G. G. PARSONS TRUCKING CO., a Corporation, P.O. Box 1085, North Wilkesboro, N.C. 28659. Applicant's representative: Francis J. Ortman, 1100 17th St. NW., Suite 613, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Laminated particleboard*, from the plantsite of Funder America, Inc., at Mocksville, N.C., to points in Delaware, Maryland, Illinois, Indiana, Kentucky, Michigan, New York, New Jersey, Ohio, Pennsylvania, Tennessee, Virginia, South Carolina, North Carolina, West Virginia, and the District of Columbia.

NOTE.—Applicant holds contract carrier authority in MC 116145, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Charlotte, N.C.

No. MC 117765 (Sub-No. 177), filed July 29, 1974. Applicant: HAHN TRUCK LINE, INC., 5315 NW. 5th Street, P.O. Box 75218, Oklahoma City, Okla. 73107. Applicant's representative: R. E. Hagen (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Poultry equipment, feeder equipment, and supplies*, from the plantsites of Chore-Time Equipment, Inc., at Athens, Ga., and Decatur, Ala., to points in Arkansas, Iowa, Kansas, Louisiana, Missouri, Nebraska, Oklahoma, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Oklahoma City, Okla.

No. MC 117815 (Sub-No. 233), filed July 29, 1974. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th Street, Des Moines, Iowa 50317. Applicant's representative: Larry D. Knox, 9th Floor, Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier* by motor vehicle over irregular routes, transporting: *Such commodities* as are manufactured, sold, or distributed, by persons engaged in the manufacturing, processing, and milling of grain products (except in bulk), from McPherson, Inman, and Buhler, Kans., to points in Iowa, Illinois, Indiana, Minnesota, Michigan, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 117851 (Sub-No. 15), filed July 22, 1974. Applicant: JOHN R. CHEESEMAN, 501 North First Street, Fort Recovery, Ohio 45846. Applicant's representative: Earl N. Merwin, 85 East

Gay Street, Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Water heaters*, from Dallas, Tex., to points in Alabama, Georgia, Florida, Ohio, and South Carolina, under contract with Briggs Manufacturing Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio or Washington, D.C.

No. MC 117883 (Sub-No. 197), filed July 17, 1974. Applicant: **SUBLER TRANSFER, INC.**, 791 East Main Street, Versailles, Ohio 45380. Applicant's representative: Edward J. Subler, P.O. Box 62, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuffs*, including frozen foodstuffs not for human consumption (except commodities in bulk), between Beaver Dam and Milwaukee, Wis., on the one hand, and, on the other, points in Connecticut, Delaware, Illinois, Indiana, Iowa, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to traffic originating at, or destined to, the plantsites and warehouse facilities of Wiscold, Inc. located at Beaver Dam and Milwaukee, Wis.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Milwaukee, Wis.

No. MC-117940 (Sub-No. 138) (Correction), filed June 5, 1974, published in the FEDERAL REGISTER issue of August 1, 1974, and republished as amended this issue. Applicant: **NATIONWIDE CARRIERS, INC.**, P.O. Box 104, Maple Plain, Minn. 55359. Applicant's representative: Donald L. Stern, Suite 530, Univac Bldg., 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food and foodstuffs*, not frozen (except in bulk, in tank vehicles), from the plantsite and facilities of Kraftco Corp. and its Division, Kraft Foods, at or near Kendallville, Ind., on the one hand, and, on the other, points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia.

NOTE.—The purpose of this republication is to include in tank vehicles in the commodity exception. Applicant holds contract carrier authority in MC-114789 Sub 1 and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Minneapolis, Minn.

No. MC 117940 (Sub-No. 139), filed July 22, 1974. Applicant: **NATIONWIDE CARRIERS, INC.**, P.O. Box 104, Maple Plain, Minn. 55359. Applicant's representative: Donald L. Stern, Suite 350, Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk in tank vehicles), from the plantsite of and storage facilities utilized by American Beef Packers, Inc. located at or near Cactus (Moore County), Tex., to points in Connecticut, District of Columbia, Illinois, Indiana, Maryland, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania, Virginia, and Wisconsin, restricted to traffic originating at, and destined to, the named points.

NOTE.—Applicant holds contract carrier authority in MC-114789 Sub 1 and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr. or Minneapolis, Minn.

No. MC 117940 (Sub-No. 140), filed July 25, 1974. Applicant: **NATIONWIDE CARRIERS, INC.**, P.O. Box 104, Maple Plain, Minn. 55359. Applicant's representative: Donald L. Stern, 530 Univac Bldg., 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in mechanically refrigerated vehicles, (1) from Belvidere, Ill., to points in West Virginia and Ohio; those points in Missouri on and east of U.S. Highway 63, and Sharon, Pa.; and (2) from Tucker, Ga., to points in Tennessee, Virginia, South Carolina, North Carolina, Alabama, and Mississippi, restricted to shipments originating at the facilities of Green Giant Company at Belvidere, Ill. and Tucker, Ga.

NOTE.—Applicant holds contract carrier authority in MC 114789 Sub 1 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC-118159 (Sub-No. 147), filed July 25, 1974. Applicant: **NATIONAL REFRIGERATED TRANSPORT, INC.**, 1925 National Plaza, Tulsa, Okla. 74103. Applicant's representative: Jack R. Anderson, 525 South Maine, Tulsa, Okla. 74103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities utilized by Iowa Beef Processors, Inc., at or near Amarillo, Tex., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Maine, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West

Virginia, Wisconsin, and the District of Columbia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Tulsa, Okla., or Dallas, Tex.

No. MC-118159 (Sub-No. 148), filed July 25, 1974. Applicant: **NATIONAL REFRIGERATED TRANSPORT, INC.**, 525 South Main, Tulsa, Okla. 74103. Applicant's representative: Jack R. Anderson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flat glass*, from Tulsa, Okla., to points in Alabama, Arizona, Arkansas, California, Colorado, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, North Carolina, North Dakota, Ohio, Oregon, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Tulsa, Okla., Dallas, Tex., or Kansas City, Mo.

No. MC-118431 (Sub-No. 18), filed July 25, 1974. Applicant: **DENVER SOUTH-WEST EXPRESS, INC.**, P.O. Box 9950, Little Rock, Ark. 72209. Applicant's representative: David R. Parker, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Aluminum materials and products, and parts and accessories therefor*, from Loveland, Colo.; Ocala, Fla.; Jonesboro and Peach Tree City, Ga.; Bristol and Franklin, Ind.; McPherson, Kans.; Niles, Mich.; Montevideo, Minn.; Reidsville, N.C.; Dayton, Ohio; Tulsa, Okla.; Bloomsburg, Pa.; Mansfield, Tex.; Harrisonburg, Va.; and Marshfield, Wis., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico; (2) *returned, refused, and rejected commodities as described in (1) above; and materials, supplies, and equipment used in the manufacture, production, and distribution of (1) above*, from points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico, to Decatur, Ala.; Loveland, Colo.; Ocala and Plant City, Fla.; Jonesboro and Peach Tree City, Ga.; Chicago, Morris and St. Charles, Ill.; Bristol and Franklin, Ind.; McPherson, Kans.; Frederick, Md.; Niles, Mich.; Montevideo, Minn.; Hernando, Miss.; St. Louis, Mo.; Reidsville, N.C.; Cleveland and Dayton, Ohio; Checotah and Tulsa, Okla.; Bloomsburg, Pa.; Mansfield, Tex.; Harrisonburg, Va.; and Marshfield, Wis.; (3) *zinc*, from Fort Scott, Kans.; Chicago, Ill.; Cleveland, Ohio; and Checotah, Okla., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico; and (4) *aluminum*, from Morris, Ill., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico, restricted in (1) through (4) above: (a) against the transportation of commodi-

ties in bulk, in liquid, in tank vehicles; (b) to shipments either originating at or destined to the plantsites or facilities of Amax Aluminum Company, Inc., or its affiliates; and (c) to transportation under a continuing contract, or contracts, with Amax Aluminum Company, Inc. or its affiliates.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 119774 (Sub-No. 80), filed July 29, 1974. Applicant: EAGLE TRUCKING CO., a Corporation, 301 East Main Street, P.O. Box 471, Kilgore, Tex. 75662. Applicant's representative: Bernard H. English, 6270 Firth Road, Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Buildings*, complete, knocked down, or in sections, (2) *buildings sections and building panels*, (3) *parts and accessories* used in the installation and completion of commodities in (1) and (2) above, and (4) *metal prefabricated structural components and panels and accessories* used in the installation and completion thereof, from the plantsite and storage facilities of Armco Steel Corporation in Gregg County, Tex., to points in the United States (except Alaska and Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas or Houston, Tex. or Shreveport, La.

No. MC 119988 (Sub-No. 68), filed July 29, 1974. Applicant: GREAT WESTERN TRUCKING CO., INC., Highway 103 East, P.O. Box 1384, Lufkin, Tex. 75901. Applicant's representative: Mert Starnes, P.O. Box 2207, Austin, Tex. 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, plywood, particle board, and wood products* (except in bulk), from Bon Wier, Cleveland, and Silsbee, Tex., to points in the United States (except Alaska, Hawaii, and Texas).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Dallas, or Houston, Tex.

No. MC 121607 (Sub-No. 3), filed July 19, 1974. Applicant: COLUMBIA-PACIFIC TRANSPORT CO., a Corporation, P.O. Box 6377, 206 N. Gum Street, Kennewick, Wash. 99336. Applicant's representative: Diehl R. Rettig, P.O. Box 6125, Kennewick, Wash. 99336. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Contractors equipment and supplies, heavy machinery, and building materials*, (1) between points in Washington and Oregon on and east of the Cascade Mountains; and (2) between points in Washington and Oregon east of the Cascade Mountains on the one hand, and, on the other, points in California, Idaho, and Montana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Seattle, Wash., or Portland, Oreg.

No. MC 121630 (Sub-No. 2), filed July 25, 1974. Applicant: LEMORE TRANSPORTATION, INC., 1420 Industrial Highway, P.O. Box 6085, Concord, Calif. 94524. Applicant's representative: Daniel W. Baker, 100 Pine Street, San Francisco, Calif. 94111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building, construction, mining and excavation materials and supplies*, in bulk (except cement and liquid commodities, in bulk) in dump and hopper-type vehicles, between points in Modoc, Lassen, Plumas, Sierra, Nevada, Placer, El Dorado, Alpine, Mono, and Inyo Counties, Calif., and points in Washoe, Ormsby, Douglas, Lyon, Mineral, and Storey Counties, Nev., in nonradial movements.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Reno or Carson City, Nev.

No. MC 121703 (Sub-No. 1), filed July 29, 1974. Applicant: SUF CITY TRUCKING, INC., 44 Caldwell Street, Huntington Station, N.Y. Applicant's representative: William J. Augello, 120 Main Street, P.O. Box Z, Huntington, N.Y. 11743. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between New York, N.Y., and Suffolk County, N.Y., restricted against service between points in Suffolk County, N.Y., on the one hand, and, on the other, the LaGuardia Airport, at Flushing, N.Y.; John F. Kennedy International Airport, at Jamaica, and Long Island, N.Y., and McArthur Airport, at Islip, N.Y., on shipments having a prior or subsequent movement by air, and further restricted against the transportation of luggage, and such personal property usually carried by airline passengers.

NOTE.—By the instant application, applicant seeks to convert a Certificate of Registration to a Certificate of Public Convenience and Necessity. Common control may be involved. If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 123159 (Sub-No. 4), filed July 17, 1974. Applicant: DE-PEN LINE, INC., P.O. Box 486, RFD #1, Phoenixville, Pa. 19460. Applicant's representative: Maxwell A. Howell, 1511 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tires, tire casings, tire cord, plastic sheeting, and synthetic resins*, between the plantsite of Firestone Tire & Rubber Co., in Lower Pottsgrove Township, Pa., on the one hand, and, on the other, points in Pennsylvania, New Jersey, New York, Delaware, Maryland, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 123176 (Sub-No. 11), filed July 31, 1974. Applicant: ROLLAND GUENTHER, doing business as R.

GUENTHER TRUCKING, 3905 Kraus Lane, Ross, Ohio 45061. Applicant's representative: Jack B. Josselson, 700 Atlas Bank Building, Cincinnati, Ohio 45202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, (1) from Milwaukee, Wis., to Batavia, Dayton, Ironton, Springfield, Wilmington, Middletown, Portsmouth, and Ripley, Ohio and (2) from Peoria, Ill., to Dayton and Springfield, Ohio.

NOTE.—Applicant holds contract carrier authority in MC 78725, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Cincinnati or Columbus, Ohio.

No. MC 123407 (Sub-No. 185), filed July 31, 1974. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Robert W. Sawyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Welded wire fabric*, from Duluth, Minn., to points in Illinois, Wisconsin, and Michigan.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC-123407 (Sub-No. 190), filed July 22, 1974. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Robert W. Sawyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Equipment, materials, and supplies* used in the quarrying, manufacturing, and installation of granite, marble, slate, and stone (except commodities in bulk), between California, on the one hand, and, on the other, points in Connecticut, Delaware, Idaho, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Dakota, Tennessee, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the District of Columbia; (2) *equipment, materials, and supplies* used in the quarrying, manufacturing, and installation of granite, marble, slate, and stone (except commodities in bulk), between points in Burnet, Gillespie, and Llano Counties, Texas, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the District of Columbia; (3) *equipment, materials, and supplies* used in the quarrying, manufacturing, and installation of granite, marble, slate, and stone (except com-

modities in bulk) between points in Greer, Johnston, Kiowa, and Tillman Counties, Oklahoma, on the one hand, and, on the other, points in Connecticut, Delaware, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Dakota, Tennessee, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the District of Columbia; and (4) *equipment, materials, and supplies* used in the quarrying, manufacturing, and installation of Granite, marble, slate, and stone (except commodities in bulk), between points in Georgia, on the one hand, and, on the other, points in Idaho, Iowa, Minnesota, Montana, Nebraska, North Dakota, Oregon, South Dakota, Washington, Wisconsin, Wyoming, Upper Peninsula of Michigan, and Chicago, Illinois.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at San Francisco, Calif.

No. MC 124796 (Sub-No. 131), filed July 10, 1974. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Avenue, P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: William J. Monheim (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Charcoal, wood chips, vermiculite, lighter fluid, and fireplace logs*, sawdust and wax impregnated, and *materials, equipment, and supplies* utilized in the manufacture, sale, and distribution of the commodities described above (except commodities in bulk, and those which by reason of size or weight require the use of special equipment), between the plantsite and facilities utilized by The Clorox Company and its affiliates located at or near Belle, Mo.; Burnside, Ky.; Dothan, Ala.; Parsons and Ridgeley, W. Va.; and Springfield, Ore.; (2) *vermiculite*, from Chicago, Ill., to the plantsite and facilities utilized by The Clorox Company and its affiliates located at or near Springfield, Ore.; and (3) *lighter fluid* (except in bulk), (a) from Paulsboro, N.J., to the plantsite and facilities utilized by The Clorox Company and its affiliates located at or near Belle, Mo.; Burnside, Ky.; and Springfield, Ore.; and (b) from St. Louis, Mo., to the plantsite and facilities utilized by The Clorox Company and its affiliates located at or near Burnside, Ky.; Dothan, Ala.; Parsons and Ridgeley, W. Va.; and Springfield, Ore., under continuing contracts with The Clorox Company.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 125023 (Sub-No. 27), filed July 26, 1974. Applicant: SIGMA-4 EXPRESS, INC., 3825 Beech Avenue, Erie, Pa. 16508. Applicant's representative: Paul F. Sullivan, 711 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor ve-

hicle, over irregular routes, transporting: *Malt beverages*, in containers, and *related advertising materials*, from Rochester, N.Y., to Fort Wayne, Ind.; and (2) *Empty malt beverage containers* on return movements.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Pittsburgh, Pa.

No. MC 125254 (Sub-No. 30), filed July 26, 1974. Applicant: DONALD L. MORGAN, doing business as MORGAN TRUCKING CO., 1201 East 5th Street, P.O. Box 714, Muscatine, Iowa 52761. Applicant's representative: Larry D. Knox, 9th Floor, Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials, equipment, and supplies* (except in bulk) used in the manufacturing and packaging of food products, from points in Minnesota, Wisconsin, Missouri, Nebraska, Kansas, Illinois, and Burns Harbor, Gary and Portage, Ind., to the facilities of H. J. Heinz Company located at Iowa City and Muscatine, Iowa, restricted to traffic originating at points in the named states and named points and destined to facilities of H. J. Heinz Company located at Iowa City and Muscatine, Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Des Moines, Iowa.

No. MC 126681 (Sub-No. 3), filed July 26, 1974. Applicant: SCOTTY'S TRUCK LINE, INC., 524 Johnson Ave., Jonesboro, Ark. 72401. Applicant's representative: John J. Keller, 145 West Wisconsin Ave., Neenah, Wis. 54956. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Glass food containers* (bottles, jars, jugs), from Jonesboro, Ark., to points in Colorado, Iowa, Kansas, Michigan, Minnesota, North Carolina, Ohio, South Carolina, Virginia, and Wisconsin, under a continuing contract with Glass Container Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn. or Little Rock, Ark.

No. MC-126716 (Sub-No. 2), filed July 22, 1974. Applicant: WESTON TRUCKING COMPANY, doing business as WESTON TRUCKING, a Corporation, 111 C Street, Encinitas, Calif. 92024. Applicant's representative: Marvin Handler 100 Pine Street, San Francisco, Calif. 92024. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* including those commodities moving in vehicles equipped with mechanical refrigeration (except commodities in bulk, Classes A and B explosives, and commodities requiring special equipment), between Los Angeles International Airport and San Diego International Airport, on the one hand, and, on the other, McCarran International Airport at Las Vegas, Nev., restricted to the transportation of traffic having a prior or subsequent movement by air or moving in substituted motor-for-air service; (2) *equipment, parts,*

*materials and supplies* used in the operation of aircraft including commissary supplies and movements in equipment with mechanical refrigeration, between Los Angeles International Airport, San Diego International Airport, and La Mirada, Calif., on the one hand, and, on the other, McCarran International Airport at Las Vegas, Nev.; and (3) *horticultural products* including fresh cut flowers and nursery stock moving in mixed loads with the commodities described in (1) and (2) above, from points in San Diego and Los Angeles Counties, Calif., to McCarran International Airport at Las Vegas, Nev., restricted to traffic having a subsequent movement by air.

NOTE.—Applicant states that it intends to tack the requested authority with its existing authority in No. MC-126716 at Los Angeles International Airport, Calif., to provide service between specified points in San Diego County, Calif., on the one hand, and, on the other, McCarran International Airport at Las Vegas, Nev. If a hearing is deemed necessary, the applicant requests it be held at Los Angeles or San Diego, Calif.

No. MC-126899 (Sub-No. 78), filed July 19, 1974. Applicant: USHER TRANSPORT, INC., 3925 Old Benton Road, Paducah, Ky. 42001. Applicant's representative: George M. Catlett, 703-706 McClure Building, Frankfort, Ky. 40601. 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 Memphis, Tenn., to points in that part of Missouri on and east of a line beginning at Crystal City, Mo., thence over U.S. Highway 67 to the Missouri-Arkansas State Line.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Memphis, Tenn., or Louisville, Ky.

No. MC-127238 (Sub-No. 10), filed July 29, 1974. Applicant: DOROTHY R. ZUMMO, doing business as AIR DELIVERY SERVICE, P.O. Box 1102, Scranton, Pa. 18501. Applicant's representative: Russell S. Bernhard, 1625 K Street NW, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, those which because of size or weight require the use of special equipment, and automobiles, trucks, and buses), between Allentown-Bethlehem-Easton Airport, at Lehigh County, Pa.; Philadelphia International Airport, at Philadelphia, Pa.; Kennedy International Airport, at Jamaica, N.Y.; LaGuardia Airport, at Flushing, N.Y.; and Newark Airport, at Newark, N.J., on the one hand, and, on the other, points in Washington Township, at Morris County, N.J.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C. or Philadelphia, Pa.

No. MC 127253 (Sub-No. 52), filed July 22, 1974. Applicant: R. A. CORBETT TRANSPORT, INC., P.O. Box 728, Waskom, Tex. 75692. Applicant's representa-

tive: Ewell H. Muse, Jr., American Bank Tower, Suite 1116, 221 West 6th Street, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gases* in bulk, in tank vehicles, from Webster Parish, La., to points in Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex. or Shreveport, La.

No. MC-127705 (Sub-No. 44), filed July 19, 1974. Applicant: KREVDA BROS. EXPRESS, INC., P.O. Box 68, Gas City, Ind. 46933. Applicant's representative: Donald W. Smith, Suite 2465, One Indiana Square, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies* used in the manufacture and distribution of glass containers, from points in Michigan, Ohio, Connecticut, New York, New Hampshire, Massachusetts, and Pennsylvania, to the plantsite and warehouse facilities of Chattanooga Glass Company located at Keyser, W. Va.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. or Washington, D.C.

No. MC 128030 (Sub-No. 75), filed June 27, 1974. Applicant: STOUT TRUCKING CO., INC., P.O. Box 177, Rural Route #1, Urbana, Ill. 61801. Applicant's representative: James F. Flanagan, 111 West Washington Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Malt beverages and beverages* (non-alcoholic) carbonated, flavored, or phosphated in containers, (1) from Baltimore, Md., to points in Illinois, Indiana, and Wisconsin (2) from Bensonville, Ill., to Attica, Terre Haute, and Clinton, Ind.; (3) from Chicago, Ill., to Terre Haute, and Clinton, Ind.; (4) from Newport, Ky., to Terre Haute, and Clinton, Ind., and Chicago, Ill.; (5) from Louisville, Ky., to Terre Haute and Clinton, Ind.; (6) from Detroit, Mich., to Terre Haute, Lafayette, and Clinton, Ind.; (7) from Columbus, Ohio, to Terre Haute, and Clinton, Ind.; (8) from St. Louis, Mo., to Terre Haute and Clinton, Ind., and Danville, Ingleside, South Holland, and Chicago, Ill.; (9) from Peoria Heights, Ill., to Terre Haute and Clinton, Ind.; (10) from Milwaukee, Wis., to Terre Haute and Clinton, Ind., and Pekin, Streator, Taylorville, Galesburg, Olney, Carterville, and Lincoln, Ill.; (11) from Kansas City, Mo., to Bloomington, Champaign, Decatur, and Lincoln, Ill.; (12) from Longview, Tex., to Bloomington, Champaign, Decatur, and Lincoln, Ill.; (13) from Memphis, Tenn., to Bloomington, Champaign, Decatur, and Lincoln, Ill.; (14) from La-Crosse, and Sheboygan, Wis., to Clinton, Ind., and Streator, Taylorville, Carterville, and Chicago, Ill.; (15) from Fort Wayne, Ind., to Danville, and Ingleside, Ill.; and (16) from Evansville, Ind., to Chicago, Ill.; and (B), *Beverages* (non-alcoholic) carbonated, flavored, or phos-

phated in containers, from Maywood, Ill. to Terre Haute, Ind.

NOTE.—Applicant holds contract carrier authority in MC 5352 therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at either Springfield or Chicago, Ill.

No. MC-128220 (Sub-No. 12), filed July 30, 1974. Applicant: RALPH LATHAM, doing business as LATHAM TRUCKING COMPANY, P.O. Box 508, Burnside, Ky. 42519. Applicant's representative: John M. Nader, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal, charcoal briquettes, vermiculite, hickory chips, fireplace logs, lighter fluid, and spices and sauces* used in outdoor cooking, from the plantsite and storage facilities of Kingsford Charcoal, located at Burnside, Ky., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

NOTE.—If a hearing is deemed necessary the applicant requests it be held at Louisville, Ky. or Nashville, Tenn.

No. MC 128270 (Sub-No. 9), filed July 17, 1974. Applicant: REDIEHS INTERSTATE, INC., 8607 West Cermak Road, North Riverside, Ill. 60546. Applicant's representative: Richard A. Kerwin, 127 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood pallets, pallet parts, and wood blocking*, between the plantsite of Continental Box Company located at or near Lemont, Ill. and points in Minnesota, Wisconsin, Iowa, Missouri, Indiana, and Kentucky, in non-radial movement.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 128375 (Sub-No. 117), filed July 22, 1974. Applicant: CRETE CARRIER CORP., P.O. Box 81228, Lincoln, Nebr. 68501. Applicant's representative: Duane W. Acklie (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Tobacco products*, between Durham, N.C. on the one hand, and on the other, Newport News, Hampton, Norfolk, and Portsmouth, Va., under a continuing contract or contracts with Liggett & Myers Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Durham, N.C. or Lincoln, Nebr.

No. MC 128383 (Sub-No. 57), filed July 24, 1974. Applicant: PINTO TRUCKING SERVICE, INC., 1414 Calcon Hook Road, Sharon Hill, Pa. 19079. Applicant's representative: Gerald K. Gimmel, 303 North Frederick Ave., Gaithersburg, Md. 20760. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A

and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Logan International Airport, Boston, Mass., Bradley International Airport, Windsor Locks, Conn., Tweed-New Haven Airport, New Haven Conn., Greater Buffalo International Airport, Erie County, N.Y., John F. Kennedy International Airport, New York, N.Y., LaGuardia Airport, New York, N.Y., Newark Airport, Newark, N.J., Greater Wilmington Airport, Wilmington, Del., Philadelphia International Airport, Philadelphia, Pa., Baltimore-Washington International Airport, Anne Arundel County, Md., Washington National Airport, Gravelly Point, Va., Dulles International Airport, Fairfax and Loudoun Counties, Va., Douglas Municipal Airport, Charlotte, N.C., Hartsfield International Airport, Atlanta, Ga., and Miami International Airport, Miami, Fla., on the one hand, and, on the other, points in Ohio.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC-129016 (Sub-No. 6), filed July 11, 1974. Applicant: JOH-LAR TRANSPORTATION, INC., 1608 East 18th Street, P.O. Box 2097, Muncie, Ind. 47302. Applicant's representative: Leonard M. Jackson (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper boxes*, finished, nonfinished, *scrap paper, inks, wax, roll stock, paints, and machinery* used in the production of paper products, (1) from Muncie, Ind., to Olney and Rockford, Ill., Bowling Green, Glasgow, and Hawesville, Ky., Coshocton, Findlay, and Marion, Ohio, Connellsville and Erie, Pa., and Huntington, W. Va., and (2) from Olney and Rockford, Ill., Bowling Green, Glasgow, and Hawesville, Ky., Coshocton, Findlay, and Marion, Ohio, Connellsville, and Erie, Pa., and Huntington, W. Va., to Muncie, Ind., under a continuing contract or contracts with Corco, Inc. of Muncie, Ind.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Indianapolis, Ind. or Ft. Wayne, Ind.

No. MC 129370 (Sub-No. 1), filed July 26, 1974. Applicant: LYNN STATON, 204 North Cedar, Pine Bluff, Ark. 71601. Applicant's representative: Tom Harper, Jr., 13 North 7th Street, P.O. Box 43, Fort Smith, Ark. 72901. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cotton pickers*, from Dubuque, Des Moines, Ankeny, and Waterloo, Iowa, and Moline, Ill., to Pine Bluff, North Little Rock, and Grady, Ark., under continuing contract with Farmers Tractor and Equipment Co.; Jones Equipment Co., and Pulaski Equipment Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Little Rock, Ark.

No. MC 133106 (Sub-No. 42), filed July 30, 1974. Applicant: NATIONAL CAR-

RIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is manufactured or distributed by Warner-Lambert Company, and related advertising material, from the plantsites and storage facilities utilized by Warner-Lambert Company at or near Lititz, Pa., Long Island City, N.Y., and North Bergen, N.J., to points in Georgia, under a continuing contract or contracts with the Warner-Lambert Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y. or Kansas City, Mo.

No. MC 133106 (Sub-No. 43), filed July 30, 1974. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is manufactured or distributed by Warner-Lambert Company, and related advertising material, from the plantsites and storage facilities utilized by Warner-Lambert Company, located at or near Cavendish, Vt., West Haven and Milford, Conn., Berkeley, R.I., Philadelphia, Pa., South Brunswick, N.J., to points in Oregon, California, Texas, Illinois, and Georgia, restricted to traffic originating at the facilities utilized by Warner-Lambert Company, under a continuing contract or contracts with Warner-Lambert Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y. or Kansas City, Mo.

No. MC 133106 (Sub-No. 44), filed July 30, 1974. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is manufactured or distributed by Warner-Lambert Company and related advertising material, from the plantsites and storage facilities utilized by Warner-Lambert Company at or near Rockford and Elk Grove Village, Ill., to points in New York, New Jersey, Pennsylvania, Georgia, and Tennessee, under a continuing contract with the Warner-Lambert Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y. or Kansas City, Mo.

No. MC 133189 (Sub-No. 5), filed July 2, 1974. Applicant: VANT TRANSPORT, INC., 5075 Mulcare Drive, Minneapolis, Minn. 55421. Applicant's representative: James S. Holmes, 4610 IDS Center, Minneapolis, Minn. 55402.

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: (1) *Iron and steel articles*, from the plantsites and warehouse facilities of Minneapolis Electric Steel Castings Co., in Minnesota, to Pilot Knob, Mo., Hager City, Wis., and points in Arizona and the Upper Peninsula of Michigan and (2) *iron and steel articles and materials, equipment, and supplies* used in the manufacture of iron and steel articles, from Pilot Knob, Mo., Hager City, Wis., and points in Arizona and the Upper Peninsula of Michigan, to plantsites and warehouse facilities of Minneapolis Electric Steel Castings Co. in Minnesota.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 133655 (Sub-No. 77), filed July 22, 1974. Applicant: TRANS-NATIONAL TRUCK, INC., P.O. Box 4168, Amarillo, Tex. 79105. Applicant's representative: Neil A. Du Jardin, 2661 Broadway, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products, and articles distributed by meat packing-houses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and/or storage facilities utilized by Iowa Beef Processors, Inc., at or near Amarillo, Tex., to points in Connecticut, Delaware, District of Columbia, Maryland, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 133788 (Sub-No. 8), filed July 31, 1974. Applicant: E-Z MESSENGER SERVICE, INC., 61 Voorhis Lane, Hackensack, N.J. 07601. Applicant's representative: Edward F. Bowes, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Costume jewelry, and component parts thereof*, in containers, limited to not more than 5,000 pounds per shipment, between Hillburn, N.Y., on the one hand, and, on the other, points in Providence, Warren, and Hope Valley, R.I.; Staughton, Attleboro, and North Attleboro, Mass.; and Bridgeport and Naugatuck, Conn., under continuing contract with Avon Products, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y. or Newark, N.J.

No. MC-134400 (Sub-No. 12), filed August 1, 1974. Applicant: MILLER'S TRUCKING AND RENTAL, INC., 200 Southern Avenue, Dubuque, Iowa 52001. Applicant's representative: Carl E. Munson, 469 Fischer Building, Dubuque, Iowa 52001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Car-*

*bonated beverages*; and (2) *such commodities* as dealt in by farm and home supply establishments (except commodities of unusual value, commodities in bulk, and those requiring special equipment), (1) (a) from Dubuque, Iowa to Peru, Ill. (b) from Mattoon, Ill., to Decorah and Dubuque, Iowa; and (2) from points in the United States (except Alaska and Hawaii and Iowa), to Anamosa, DeWitt, Dubuque, Dyersville, Elkader, Independence, Manchester, Maquoketa, Monticello, Oelwein, Tipton, and West Union, Iowa under continuing contract or contracts with Coca-Cola Bottling Company and Theisen Distributing, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dubuque or Des Moines, Iowa.

No. MC 134806 (Sub-No. 28), filed August 1, 1974. Applicant: B-D-R TRANSPORT, INC., P.O. Box 813, Brattleboro, Vt. 05301. Applicant's representative: Francis J. Ortman, 1100 17th Street NW., Suite 613, Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Footwear*, from Lancaster, Pa., to Brattleboro, Vt., under contract with G. H. Bass & Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 134922 (Sub-No. 96), filed July 23, 1974. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electrical appliances, equipment, and parts*, as defined by the Commission in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 283, and materials used in the manufacture thereof (except commodities in bulk and those requiring special equipment), from Americus, Ga., to points in Wyoming and Montana.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga. or Little Rock, Ark.

No. MC 134970 (Sub-No. 5), filed July 19, 1974. Applicant: UNZICKER TRUCKING, INC., P.O. Box 35, Highway 24 East, El Paso, Ill. 61738. Applicant's representative: Michael J. Ogborn, 605 South 14th Street, P.O. Box 82028. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pesticides, herbicides, and chemicals* (except commodities in bulk), from the plantsite of Monsanto Company at or near Muscatine, Iowa, to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo. or Chicago, Ill.

No. MC 135032 (Sub-No. 10), filed July 12, 1974. Applicant: HIAWATHA PRODUCE COMPANY, a Corporation, 4195 West Fourth St., Winona, Minn. 55987. Applicant's representative: Allan B. Torhorst, 217 East Jefferson St., Burlington, Wis. 53105. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk), from the facilities utilized by Land O'Lakes, Inc., located in Minnesota and Wisconsin to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC-135732 (Sub-No. 7), filed July 25, 1974. Applicant: AUBREY FREIGHT LINES, INC., 651 Grove St., P.O. Box 503, Elizabeth, N.J. 07208. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic toys, materials, equipment, and supplies*, used or useful in the manufacture and sale of plastic toys (except commodities in bulk), between Fitchburg, Mass., and Palisades Park, N.J., on the one hand, and, on the other, points in Ohio, Illinois, Arizona, California, Georgia, and Kansas.

NOTE.—Applicant holds contract carrier authority in MC-110884 and Sub 13 therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., New York, N.Y., or Washington, D.C.

No. MC-136008 (Sub-No. 37), filed July 12, 1974. Applicant: JOE BROWN COMPANY, INC., P.O. Box 1669, Ardmore, Okla. 74301. Applicant's representative: G. Timothy Armstrong, 280 National Foundation Life Bldg., 3535 NW 58th Street, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, between points in Oklahoma, restricted to traffic having a prior or subsequent movement by rail or water.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla.

No. MC 136052 (Sub-No. 8), filed July 10, 1974. Applicant: SECURITY CARRIERS, INC., 6210 River Road, P.O. Box 3368, Amarillo, Tex. 79106. Applicant's representative: Harold H. Pike (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and/or storage facilities utilized by Iowa Beef Processors, Inc., located at or near Amarillo, Tex., to points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia.

NOTE.—Applicant holds contract carrier authority in MC 136966 Sub-No. 1, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr. or Amarillo, Tex.

No. MC 136211 (Sub-No. 25) (Correction), filed June 28, 1974, published in the FEDERAL REGISTER issue of August 15, 1974, as MC-136221 (Sub-No. 25), and republished as annotated this issue. Applicant: MERCHANTS HOME DELIVERY SERVICE, INC., 210 St. Mary's Dr., Suite G, (P.O. Box 5067), Oxnard, Calif. 93030. Applicant's representative: Joseph E. Rebman, 1230 Boatmen's Bank Bldg., St. Louis, Mo. 63102.

NOTE.—The purpose of this republication is to indicate the correct Docket Number assigned to this proceeding in MC-136211 (Sub-No. 25). The rest of the notice remains as previously published.

No. MC 136478 (Sub-No. 3), filed July 29, 1974. Applicant: BENSON TRANSPORT, INC., Rt. #3, P.O. Box 286, Lakeville, Minn. 55044. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Frozen pizza, and materials and supplies* used in the manufacture and distribution of frozen pizza (except commodities in bulk), (1) from Minneapolis, Minn., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming; and (2) from points in the above destination states to Minneapolis, Minn., under a continuing contract or contracts with Totino's Finer Foods, Inc., at Minneapolis, Minn.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 136595 (Sub-No. 3), filed August 1, 1974. Applicant: FRANK J. WILLIAMS, doing business as, EAST SIDE MOBILE HOME TRANSPORTING, 1440 South "A" Street, Springfield, Ore. 97477. Applicant's representative: Lawrence V. Smart, Jr., 419 Northwest 23rd Avenue, Portland, Ore. 97210. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *Prefabricated buildings*, sectionalized, between points in Oregon, Washington, Idaho, and points in California in and north of Sonoma, Napa, Yolo, Sacramento, El Dorado, and Alpine Counties, Calif.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Portland, Oregon.

No. MC 136757 (Sub-No. 2), filed July 23, 1974. Applicant: INTERSTATE ROAD RUNNER, INC., 74-16 Grand Avenue, Maspeth, N.Y. 11378. Applicant's representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 11th Street NW, Washington, D.C. 20001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cameras and camera parts and accessories; dry plates or films, photographers materials; and*

*chemicals* (except commodities in bulk), from Glen Cove, N.Y., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Powers Chemco, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 136803 (Sub-No. 4), filed July 1, 1974. Applicant: SIOUX CITY BULK FEED SERVICE, INC., 2815 Outer Drive South, P.O. Box 2766, Sioux City, Iowa 51106. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Soybean meal, soybean mill run, and soybean hulls*, dry, in bags, or bulk, from the plantsite of Farm-land Industries, Inc., located at or near Sergeant Bluff, Iowa, to points in Illinois, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, Wisconsin, Kansas, and Wyoming.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 136818 (Sub-No. 6), filed July 10, 1974. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 335 West Elwood Road, Phoenix, Ariz. 85041. Applicant's representative: Donald E. Fernaays, Suite 312, 4040 East McDowell Road, Phoenix, Ariz. 85008. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metal and flattened automobile bodies*, between points in Arizona, California, Colorado, New Mexico, Nevada, Texas, Utah, and Wyoming.

NOTE.—Applicant holds contract carrier authority in MC 136897 and Subs 3, 4, and 6, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Phoenix, Ariz.

No. MC 136987 (Sub-No. 10), filed July 25, 1974. Applicant: REMINGTON FREIGHT LINES, INC., P.O. Box 315, U.S. Highway 24, West, Remington, Ind. 47977. Applicant's representative: John J. Keller, 145 West Wisconsin Ave., Neenah, Wis. 54956. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dessert preparations and beverage preparations*, liquid or dry, in packages and/or containers (except in bulk), from West Chicago, Ill., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Jel Sert Company, West Chicago, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 138018 (Sub-No. 15), filed July 5, 1974. Applicant: REFRIGERATED FOODS, INC., 1420 33rd Street, Denver, Colo. 80201. Applicant's representative: Donald L. Stern, Suite 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *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 Brush, Colo., and points in Denver and Jefferson Counties, Colo., to points in Arizona, California, and Nevada, restricted to traffic originating at the plantsites, warehouses, and storage facilities of Sigman Meat Co. at the above named origins; (2) *meats, meat products, and meat by-products*, except commodities in bulk, in tank vehicles), 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 York, Nebr., to El Paso, Tex. and points in Arizona, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, and Washington, restricted to traffic originating at the plantsite of York Packing Co., Inc. at York, Nebr.; (3) *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), from Denver and Brush, Colo., to points in Idaho, Montana, Oregon, Utah, Washington, and Wyoming, restricted to traffic originating at the plantsites, warehouses, and storage facilities of Sigman Meat Co., at the above named origins; (4) *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 776 (except commodities in bulk, in tank vehicles), from the plantsite of Sigman Meat Company, Inc. at or near Brush, Colo., to the plantsite of Peyton's Packing Co., Inc. at or near El Paso, Tex., restricted to traffic originating at the above named plantsite.

(5) *Meats, meat products, and meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite of Sigman Meat Company, Inc. at Brush, Colo., to the plantsite of Glover Packing Company at Roswell, N. Mex., restricted to traffic originating at the above named plantsite; (6) *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, from Denver and Greeley, Colo., to points in Arizona, California, Oregon, Texas, Utah, and Washington, restricted to traffic originating at the plantsites, warehouses, and storage facilities of Litvak Meat Co., Inc. and Denver Meat Co., at the above named origin; (7) *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: (a) from the plantsite, warehouse, and storage facilities of Pepper Packing Co., Denver, Colo., to points in California, restricted

to traffic originating at the above named plantsite, warehouse, and storage facilities; and (b) from the plantsite, warehouse and storage facilities of York Packing Co., Inc. at York, Nebr., to Denver, Colo. and points in California restricted to traffic originating at the above named plantsite, warehouse, and storage facilities at York, Nebr.; (8) *meats, meat products, and meat by-products and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Brush and Denver, Colo., to Albuquerque, N. Mex., restricted to traffic originating at the plantsites, warehouses, and storage facilities of Sigman Meat Co., at the above named origins.

(9) *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, between York, Nebr. and Downs, Kans., restricted to traffic originating at and destined to the plantsites, warehouses, and storage facilities of York Packing Co., York, Nebr., and Pork Packers International, Inc., Downs, Kans.; and (10) *rendered lard*, in bulk, in tank vehicles: (a) from Downs, Kans., to York, Nebr., restricted to traffic originating at the plantsite of Pork Packers International, Inc., at Downs, Kans.; and (b) from York, Nebr. and Downs, Kans., to Denver, Colo., restricted to traffic originating at the plantsites of York Packing Co., Inc., at York, Nebr. and Pork Packers International, Inc., at Downs, Kans., and further restricted in (a) and (b) above to traffic destined to the above named destinations.

NOTE.—By this application, applicant seeks to convert contract carrier permits to common carrier certificates. Common control may be involved. Dual operations may also be involved. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 138312 (Sub-No. 2), filed July 22, 1974. Applicant: T AND R MOTORS, INC., U.S. 169 South—Route 2, Nowata, Okla. 74048. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Urea*, in bulk and in bags, from the plantsite and storage facilities of Cooperative Farm Chemicals Assn. at or near Lawrence, Kans., to points in Arkansas, Oklahoma, Texas, Colorado, Iowa, and Nebraska.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 138313 (Sub-No. 14), filed July 25, 1974. Applicant: BUILDERS TRANSPORT, INC., 409 14th Street SW., Great Falls, Mont. 59404. Applicant's representative: Irene Warr, 430 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Urea*, in bulk and *bodies* in straight shipments or mixed shipments with *scrap automobile engine blocks and transmissions*, from points in Montana, to Spokane, Seattle, Tacoma, Kent, and Renton, Wash.; Portland, Oreg.; Salt Lake City and Provo, Utah; and San Francisco, Oakland, and Los Angeles, Calif.

NOTE.—Applicant holds contract carrier authority in MC 126780 Sub-No. 1 and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Great Falls or Billings, Mont.

No. MC 138557 (Sub-No. 5), filed July 23, 1974. Applicant: WALT KEITH TRUCKING, INC., Route No. 1, P.O. Box 30, Rushville, Mo. 64484. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite of World Wide Meats located at or near Denison, Iowa, to points in Arizona, California, Colorado, Idaho, Utah, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Washington, and Wyoming, restricted to a transportation service to be performed under a continuing contract, or contracts with World Wide Meats of Denison, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr. or Kansas City, Mo.

No. MC-138875 (Sub-No. 21), filed July 5, 1974. Applicant: SHOEMAKER TRUCKING COMPANY, a Corporation, 11900 Franklin Road, Boise, Idaho 83705. Applicant's representative: F. L. Sigloh, P.O. Box 7651, Boise, Idaho 83705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber mill products*, including plywood, paneling, and built up woods; composition board; gypsum board, and millwork, from points in California, Oregon, Washington, and Idaho, to points in Colorado, Nebraska, Iowa, Kansas, Oklahoma, Missouri, Minnesota, and South Dakota.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Boise, Idaho, or Portland, Oreg.

No. MC-139033 (Sub-No. 2), filed July 11, 1974. Applicant: C R T, INC., Shamburger Lane, P.O. Box 2474, Little Rock, Ark. 72203. Applicant's representative: Michael G. Thompson, 1100 Boyle Building, Little Rock, Ark. 72201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Emulsified asphalt*, in bulk, in tank vehicles, from West Memphis, Ark., to points in Bollinger, Butler, Cape Girardeau, Dunkin, Madison, Mississippi, Pemiscot, New Madrid,

Ripley, Scott, Stoddard, and Wayne Counties, Mo.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Little Rock, Ark.

No. MC 139089 (Sub-No. 3), filed July 25, 1974. Applicant: FREEPORT TRANSPORT, INC., P.O. Box 1275, Freeport Center, Clearfield, Utah 84016. Applicant's representative: Irene Warr, 430 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Extruded aluminum articles*, from Los Angeles, Calif., Sherman, Tex., Dolton, Ill., and Trentwood, Wash., to Ogden, Utah; and (2) *Fabricated aluminum articles*, from Ogden, Utah, to points in the United States including Alaska and Hawaii; (1) and (2) above, under a continuing contract or contracts with R. W. Taylor Steel Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah or Ogden, Utah.

No. MC-139219 (Sub-No. 1), filed July 12, 1974. Applicant: LANE TRUCKING, INC., 312 Ross Clark Circle, Dothan, Ala. 36301. Applicant's representative: R. S. Richard, P.O. Box 2069, 57 Adams Avenue, Montgomery, Ala. 36103. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Fertilizer*, in bulk, in dump vehicles, between Dothan, Ala. and Albany, Ga.: From Dothan, Ala. over Alabama Highway 52 to the Alabama-Georgia State Boundary line, thence over Georgia Highway 62 to junction Georgia Highway 91, thence over Georgia Highway 91 to Albany, Ga., and return over the same route, serving no intermediate points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Montgomery, Ala. or Washington, D.C.

No. MC 139317 (Sub-No. 1), filed July 18, 1974. Applicant: CHAROLT TRUCKING, INC., 1127 Belle Passi Rd., P.O. Box 361, Woodburn, Oreg. 97071. Applicant's representative: Philip G. Skofatad, 3076 East Burnside, Portland, Oreg. 97214. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Vinyl-asbestos, and asphalt floor tile, pre-finished wall board, adhesives, tackless carpet strip, carpet metals, and carpet cushion*, between Los Angeles, Calif., on the one hand, and, on the other, points in Oregon, and points in Benton, Franklin, Wahkiakum, Lewis, Cowlitz, Skamania, and Clark Counties, Wash., under contract with Pacific Yard Service, a Division of Palmer G. Lewis Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Portland, Oreg.

No. MC 139471 (Sub-No. 2), filed July 8, 1974. Applicant: PACKWOOD LUMBER CO., a Corporation, Washington Building, Suite 1410, Seattle, Wash. 98101. Applicant's representative: Michael B. Crutcher, 2000 IBM Building, Seattle, Wash. 98101. Authority sought

to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, between points in Washington and Oregon, under continuing contracts with PASCLASCO Export Co., Inc., restricted to shipments having a subsequent movement in foreign commerce.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Seattle, Wash.

No. MC 139477 (Sub-No. 2), filed July 8, 1974. Applicant: JOHN JOSEPH JACOBS, doing business as TRI-J TRUCKING, 1304 Elm Street, Doniphan, Mo. 63935. Applicant's representative: Donald J. Hancock, 303A Washington, Doniphan, Mo. 63935. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips*, from Doniphan, Mo., to Wickliffe, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Poplar Bluff, or St. Louis, Mo.

No. MC 139480 (Sub-No. 2), filed July 15, 1974. Applicant: HAROLD WARNKE, Box 1026, Mitchell, S. Dak. 57301. Applicant's representative: Boyd L. Nelson, 101 West Ninth, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cheese and cheese products*, from Mitchell, S. Dak., to Rochester, Minn., Chicago, Ill., and its Commercial Zone, and New York, N.Y. and its Commercial Zone.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Mitchell or Sioux Falls, S. Dak.

No. MC 139504 (Sub-No. 1), filed July 10, 1974. Applicant: SHEA/RUSTIN TRANSPORT COMPANY, a Corporation, 1961 South Cobb Industrial Blvd., Smyrna, Ga. 30080. Applicant's representative: Guy H. Postell, 3384 Peachtree Rd. NE., Suite 713, Atlanta, Ga. 30326. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and printed matter*, between Atlanta, Ga.; Smyrna, Ga.; St. Petersburg, Fla.; New Orleans, La.; Huntington, Ind.; Oklahoma City, Okla.; Providence, R.I., and Lynchburg, Va., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin, under continuing contracts with Shea/Rustin, Inc., and Shea/Rustin International (a subsidiary of Shea/Rustin, Inc.).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 139581 (Sub-No. 2), filed July 23, 1974. Applicant: GEORGE MESKE, doing business as, GEORGE'S

MOBILE HOME SERVICE, Rural Route 1, Janesville, Wis. 53545. Applicant's representative: Michael J. Wyngaard, 329 West Wilson Street, Madison, Wis. 53703. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* (except those designed to be drawn by passenger vehicles) *cargo containers and container chassis*, in initial movements, in truck-away service, and *parts, equipment, and accessories* thereto when moving trailer or cargo container, from Edgerton, Wis., to points in Indiana, Iowa, Illinois, and Minnesota, under contract with Highway Manufacturing Company, a division of MOTAC, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Madison or Milwaukee, Wis.

No. MC 139584 (Sub-No. 1), filed July 22, 1974. Applicant: JOHN BUSCH, Box 211, Conyngham, Pa. 18219. Applicant's representative: Kenneth R. Davis, 999 Union Street, Taylor, Pa. 18517. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Laminated flooring*, from Nescospeck, Pa. to points in Michigan, Maine, Florida, New York, Maryland, New Jersey, Virginia, and Tennessee; (2) *rough lumber*, from points in Ohio, and Tennessee, to Nescospeck, Pa.; and (3) (a) *lumber and wooden furniture parts, finished and unfinished*, from Sugarloaf, Pa., to points in North Carolina, Tennessee, New York, Ohio, Maine, and New Jersey, and (b) *supplies and materials*, used in the manufacture of the above, from New Jersey, Maine, Ohio, New York, Tennessee, and North Carolina, to Sugarloaf, Pa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 139644 (Sub-No. 1), filed July 31, 1974. Applicant: ROBERT FERGUSON, R.R. #2, Morton, Ill. 61550. Applicant's representative: Robert T. Lawley, 300 Reisch Bldg., Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products*, from Normal, Ill., to points in Benton, Fountain, Parke, Vermillion, and Warren Counties, Ind., under contract with Freshway Baking Company, Inc., Normal, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., St. Louis, Mo., or Springfield, Ill.

No. MC 139685 (Sub-No. 2), filed August 1, 1974. Applicant: SPEEDWAY CARRIERS, INC., P.O. Box 2218, 1040 Price Street, Pomona, Calif. 91767. Applicant's representative: Donald L. Stern, Suite 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pesticides, herbicides, and chemicals* (except in bulk), from the plantsite of Monsanto Chemical Company at or near Muscatine, Iowa, to points in the United States (except Alaska and Hawaii), under a continuing

contract or contracts with Monsanto Chemical Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC-139801 (Sub-No. 2), filed July 15, 1974. Applicant: GARRETT RV TRANSPORT, INC., 301 S. Lake Lamond, Longview, Tex. 75601. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Bldg., Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Recreational camping trailers* (excluding mobile homes), in truckaway service only, (1) from Grapevine, Tex., to points in Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, and Tennessee; (2) from Longview, Tex., to points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, and Tennessee; and (3) from Waco, Tex., to points in Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas or Ft. Worth, Tex.

No. MC-139831 (Sub-No. 1), filed July 28, 1974. Applicant: R. E. STROZIER AND R. H. STROZIER, a Partnership, doing business as, S & S BOAT REPAIR, 4855 Northway Drive NE., Atlanta, Ga. 30342. Applicant's representative: J. Michael May, Suite 20, 1459 Peachtree St. NE., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boats and automation machinery and parts thereof*, between points in Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC-139859 (Sub-No. 2), filed July 11, 1974. Applicant: CAL-NATIONAL ENTERPRISES, INC., P.O. Box 321, Walnut, Calif. 91789. Applicant's representative: K. Edward Wolcott, P.O. Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Juvenile furniture*, including car seats, play pens, high chairs, strollers, and carriages, from Gardner, Mass., to points in Chicago, Ill. and points in the United States on and west of the U.S. Highway 51.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Boston, Mass.

No. MC-139905 (Sub-No. 2), filed July 5, 1974. Applicant: R. B. STUCKY AND N. M. STUCKY, doing business as S & S DAIRIES, a partnership, Route 2, Moundridge, Kans. 67107. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, from Rocky Ford, Colo., to points in Hutchinson, Kans.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC-139931 (Sub-No. 2), filed July 12, 1974. Applicant: MARVIN STROBEL, doing business as, RICHMOND TRUCK LINE, P.O. Box 162, Richmond, Kans. 66080. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Urea*, in bulk or in bags, from the plantsite and storage facilities of Co-operative Farm Chemicals Assn., located at or near Lawrence, Kans., to points in Colorado, Iowa, Nebraska, Missouri, Oklahoma, Texas, South Dakota, and Arkansas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC-139938 (Sub-No. 1), filed July 22, 1974. Applicant: GLENN R. DUSENBERRY, 2907 Fair Haven Avenue, Muscatine, Iowa 52761. Applicant's representative: Kenneth F. Dudley, 611 Church Street, P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packing-houses* as described in Sections A and C in Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Columbus Junction and Waterloo, Iowa, to points in Illinois, restricted to traffic originating at the plantsites and facilities of the Rath Packing Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Kansas City, Mo.

No. MC-139982, filed June 28, 1974. Applicant: COWBOY FREIGHTWAYS, INC., P.O. Box 1849, Orlando, Fla. 32802. Applicant's representative: John J. Duval (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Air express*, between points in Alachua, Hernando, Hillsborough, Lake, Marion, Orange, Osceola, Pasco, Polk, Seminole, and Sumpter Counties, Fla., having a prior or subsequent involvement by air.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Orlando, Fla. or Jacksonville, Fla.

No. MC-140017, filed June 5, 1974. Applicant: LAWRENCE HANCOCK, Jr. and ROSEMARIE HANCOCK, a partnership, doing business as HANCOCK MOVING & STORAGE, 1455 Pando Ave., Colorado Springs, Colo. 80906. Applicant's representative: John H. Lewis, The 1650 Grant St. Bldg., Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, restricted to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized, and further re-

stricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic, between points in Douglas, Elbert, El Paso, Fremont, Pueblo, and Teller Counties, Colo.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 140034 (Sub-No. 1), filed July 26, 1974. Applicant: BUD DRIGGERS, doing business as ABLE TRUCK LINE, 2301 North 23rd, East Omaha, Nebr. 68110. Applicant's representative: Donald L. Stern, 7100 West Center Road, Suite 530, Univac Bldg., Omaha, Nebr. 68106. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Crushed auto bodies*, from Omaha, and Fremont, Nebr., and points in their Commercial Zones, to Summit, Ill. under contract with Bud Driggers, Dba Able Auto Parts.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Chicago, Ill.

No. MC 140047, filed July 10, 1974. Applicant: WAYNE C. WILSON, SR., doing business as WILSON'S TOWING SERVICE, R.D. 1, Mansfield, Pa. 16933. Applicant's representative: James W. Hagar, 100 Pine Street (P.O. Box 1166), Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked, disabled, or repossessed vehicles, replacement vehicles for wrecked or disabled vehicles, and well drilling rigs*, in towaway service, between points in Pennsylvania on and north of Interstate Highway 80 and points in that part of New York on and west of a line beginning at the intersection of Interstate Highway 81 and the New York-Pennsylvania State Boundary line and extending northerly along Interstate Highway 81 to its intersection with New York Highway 12, thence along New York Highway 12 to its intersection with New York Highway 104 to Lake Ontario at Oswego, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Elmira, Binghamton, Rochester, or Syracuse, N.Y.

No. MC-140054, filed July 17, 1974. Applicant: Z & S CONSTRUCTION CO., INC., P.O. Box 310, Kimball, Nebr. 69145. Applicant's representative: Charles J. Kimball, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *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, materials, equipment, and supplies used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, between points in Nebraska, Colorado, Wyoming, Utah, Kansas, Oklahoma, North Dakota, South Dakota, and Montana.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 140055, filed July 15, 1974. Applicant: MAYS LANDING TRANSPORTATION CO., INC., 1300 Main Road, Vineland, N.J. 08360. Applicant's representative: Alvin Altman, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sand and gravel*, from points in Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean, and Salem Counties, N.J., to points in Delaware and Pennsylvania; (2) *slag*, from points in Cape May County, N.J., to points in Delaware, Maryland, and Pennsylvania; (3) *crushed stone and crushed stone products, slag, and fly ash*, from points in Pennsylvania, to points in Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean, and Salem Counties, N.J.; (4) *calcite sand*, from points in Maryland, to points in Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean, and Salem Counties, N.J.; and (5) *curb (calcite) sand*, from points in Sussex County, N.J., to points in Pennsylvania, under a continuing contract or contracts with Mays Landing Sand & Gravel Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC-140080, filed July 17, 1974. Applicant: NOVO INTERNATIONAL AIRFREIGHT/a division of Novo International Corporation, 100 Bush Street, San Francisco, Calif. 94104. Applicant's representative: Bernard C. Pestcoe, Suite 511, Biscayne Building, 19 West Flagler Street, Miami, Fla. 33130. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, commodities in bulk, classes A and B explosives, commodities requiring special equipment, household goods as defined in *Practices of Motor Common Carriers of Household Goods 17 M.C.C. 467*), between points in Dade and Broward Counties, Fla., restricted to traffic having a prior or subsequent movement in interstate or foreign commerce.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla. or Washington, D.C.

No. MC-140081, filed July 18, 1974. Applicant: A & A TRUCKING, INC., Shelby, Nebr. 68662. Applicant's representative: Bradford E. Kistler, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate

as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck-tractors) and (2) *agricultural implements and machinery*, from Rock Island, Moline, East Moline, and Canton, Ill., to points in Nebraska.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr.

No. MC-140086, filed July 19, 1974. Applicant: DE LARIA TRANSPORT, INC., 327 Eight Avenue NW., New Brighton, Minn. 55112. Applicant's representative: Charles E. Nieman, 1110 Northeastern Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Liquid resins*, in bulk, in tank vehicles, from Minneapolis, Minn., to points in Iowa, Illinois, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Minneapolis or St. Paul, Minn.

No. MC-140087, filed July 22, 1974. Applicant: W. DOYLE NeSMITH, doing business as, NeSMITH AND SON TRANSPORT CO., a Corporation, 400 West Broad Street, Lyons, Ga. 30436. Applicant's representative: W. Doyle NeSmith, 700 N. Lexington Street, Lyons, Ga. 30436. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, from North Augusta and Charleston, S.C., Jacksonville, Fla., Savannah, Macon, and Doraville, Ga., to Toombs and Tattnall Counties, Ga., under contracts with Pure Water & Gas Co., Inc. and Traffic Oil Co.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C. or Atlanta, Ga.

No. MC 140098, filed July 23, 1974. Applicant: D-X TRUCKING, INC., 1107 East Noble Avenue, Monroe, Mich. 48161. Applicant's representative: James R. Stiverson, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fibreboard containers and metal containers, and metal container parts and accessories*, from Cincinnati, Ohio, to points in Alabama, Illinois, Indiana, Kentucky, Michigan, Tennessee, and West Virginia; and (2) *materials and supplies* (except commodities in bulk), used in the manufacture, production, and distribution of fibreboard containers and metal containers, from points in Alabama, Illinois, Indiana, Kentucky, Michigan, Tennessee, and West Virginia to Cincinnati, Ohio.

NOTE.—Dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 140100, filed July 31, 1974. Applicant: FOX DELIVERY SERVICE, INC., 2 Ionic Court, Parsippany, N.J. 07054. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate

as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, parts, accessories, equipment, materials, and supplies* used or sold by automobile manufacturers or dealers (except commodities in bulk), between Lyndhurst and Carlstadt, N.J., on the one hand, and, on the other, points in New Jersey, New York, Connecticut, Columbia, Md., and Woburn, Mass., under a continuing contract with Toyota Motor Distributors, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Newark, N.J.; New York, N.Y., or Washington, D.C.

No. MC 140101, filed July 26, 1974. Applicant: GAYLE CLINTON, doing business as I.T.A. TRUCKING, P.O. Box 62, Amherst, Wis. 54406. Applicant's representative: Michael J. Wyngaard, 329 West Wilson Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Potatoes, and potato products, and advertising materials, equipment, and supplies*, when shipped therewith, from Plover, Wis., to points in the United States (except Alaska and Hawaii); and (2) *materials, equipment, and supplies*, which are used or useful in the manufacture, sale, distribution, or production of the commodities described in part (1) above, from points in the United States (except Alaska and Hawaii), to Plover, Wis.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Stevens Point or Madison, Wis.

#### PASSENGER APPLICATIONS

No. MC 1515 (Sub-No. 195), filed June 3, 1974. Applicant: GREYHOUND LINES, INC., Greyhound Tower, Phoenix, Ariz. 85077. Applicant's representative: R. M. Hannon, 371 Market Street, San Francisco, Calif. 94106. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers, and their baggage*, in the same vehicle with passengers, in special operations only, (1) Between the junction of U.S. Highway 91 and Utah State Highway 20 and Bryce Canyon, Utah: From the junction of U.S. Highway 91 and Utah State Highway 20 over Utah State Highway 20 to junction U.S. Highway 89, thence over U.S. Highway 89 to junction Utah State Highway 12, thence over Utah State Highway 12 to Bryce Canyon; (2) Between the junction of Utah State Highway 12 and U.S. Highway 89 and North Rim Grand Canyon National Park, Ariz.: From junction Utah State Highway 12 and U.S. Highway 89 over U.S. Highway 89 to Jacob Lake, Ariz., thence over Arizona State Highway 67 to North Rim Grand Canyon National Park; and (3) Between Mt. Carmel Junction, Utah (at the junction of U.S. Highway 89 and Utah State Highway 15) and LaVerkin, Utah: From Mt. Carmel Junction over Utah State Highway 15 to LaVerkin, Utah.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Cedar City, Utah.

No. MC 86954 (Sub-No. 9), filed July 22, 1974. Applicant: NODAK STAGES, INC., Box 638, Seventh and Broadway, Bismarck, N. Dak. 58501. Applicant's representative: R. W. Wheeler, P.O. Box 1, Bismarck, N. Dak. 58501. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, express, mail, and newspapers*, Between Selby, S. Dak. and Pierre, S. Dak.: From Selby over U.S. Highway 83 to Pierre, and return over the same route, serving all intermediate points and the off-route point of Gettysburg, S. Dak.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Bismarck, N. Dak., Fargo, N. Dak., or Minneapolis, Minn.

No. MC 106170 (Sub-No. 13), filed July 18, 1974. Applicant: GRAY LINE SCENIC TOURS, INC., doing business as CALIFORNIA-NEVADA GOLDEN TOURS, 1675 Mill Street, P.O. Box 1051, Reno, Nev. 89505. Applicant's representative: Bertram S. Silver, 140 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, mail, newspapers, and package express*, in special and charter operations, (1) Between Stateline, Nev., and Independence Lake, Calif. and also Webber Lake, Calif.: From Stateline, Nev. over U.S. Highway 50 to junction of Nevada Highway 28, thence over Nevada Highway 28 to junction California Highway 267, thence over California Highway 267 to Truckee, Calif., thence over California Highway 89 to junction of unnumbered California Highway, thence over unnumbered California Highway to Independence Lake, and also over unnumbered California Highway to Webber Lake, and return over the same routes; (2) Between the junction of U.S. Highway 50 and Nevada Highway 28, and Independence Lake, Calif., and also Webber Lake, Calif.: From junction U.S. Highway 50 and Nevada Highway 28 over U.S. Highway 50 to junction U.S. Highway 50 and U.S. Highway 395, thence over U.S. Highway 395 to Reno, Nev., thence over Interstate Highway 80 to Truckee, Calif., thence over California Highway 89 to junction unnumbered California Highway, thence over unnumbered California Highway to Independence Lake, and also over unnumbered California Highway to Webber Lake, and return over the same route; (3) Between junction Nevada Highway 27 and U.S. Highway 395, and junction Nevada Highway 27 and Nevada Highway 28: From junction Nevada Highway 27 and U.S. Highway 395, over Nevada Highway 27 to junction Nevada Highway 28, and return over the same route; (4) Between junction Nevada Highway 17 and U.S. Highway 395, and Carson City, Nev.: From junction Nevada Highway 17 and U.S. Highway 395 over Nevada Highway 17 to junction U.S. Highway 50, thence over U.S. Highway 50 to junction U.S. Highway 395 at Carson City, Nev., and return over the same route; (1) through (4) above, inclusive, serving all off-route

points in Washoe, Storey, Carson City, and Douglas Counties, Nev. and Sierra and Nevada Counties, Calif.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Reno, Nev., Carson City, Nev., or San Francisco, Calif.

No. MC 111346 (Sub-No. 5) (Correction), filed May 28, 1974, and published in the FEDERAL REGISTER issue of August 8, 1974, and republished as corrected this issue. Applicant: WADE BUS LINES, INC., 716 West 2nd Street, Ogallala, Nebr. 69153. Applicant's representative: J. Max Harding, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over regular and irregular routes, transporting: (1) Regular routes, *Passengers and their baggage, and express and newspapers* moving in the same vehicle with passengers, between Ogallala, Nebr., and Oberlin, Kans.: From Ogallala, Nebr. over U.S. Highway 30, to junction U.S. Highway 83 thence over U.S. Highway 83 to Oberlin, Kans., serving all intermediate points and the off-route points of Maywood and Curtis, Nebr., restricted against local service between Ogallala and North Platte, Nebr. and points intermediate thereto. (2) Irregular routes, *Passengers and their baggage*, in the same vehicle with passengers, in charter or special party service, beginning and ending at points on or reasonably adjacent to the routes specified in (1) above, and extending to points in the United States, including Alaska but excluding Hawaii, restricted against service from points located on U.S. Highway 30 between Ogallala and North Platte, Nebr.

NOTE.—The purpose of this republication is to include a restriction against local service in both parts (1) and (2). If a hearing is deemed necessary, applicant requests it be held at North Platte or Lincoln, Nebr.

No. MC 112934 (Sub-No. 6), filed July 22, 1974. Applicant: AUTOBUSES INTERNACIONALES S. de R. L., a Corporation, 208 Palo Verde, Meadow Vista, N. Mex. 88063. Applicant's representative: Edwin E. Piper, Jr., 1115 Simms Building, Albuquerque, N. Mex. 87101. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, (1) Between Meadow Vista, N. Mex., and the Ports of Entry on the International Boundary line between the United States and the Republic of Mexico at or near El Paso, Tex.: From Meadow Vista, N. Mex. over unspecified streets to Port of Entry on the International Boundary line between the United States and the Republic of Mexico near Meadow Vista, N. Mex., thence over unspecified streets to Anapra, N. Mex., thence over New Mexico Highway 273 to junction Texas Highway 20, thence over Texas Highway 20 to El Paso, Tex., thence over unspecified streets to Ports of Entry on the International Boundary line between the United States and the Republic of Mexico at Stanton Street, Santa Fe Street, and any other Downtown El Paso Bridges, and return over the same route,

serving all intermediate points; (2) Between the Ports of Entry on the International Boundary line between the United States and the Republic of Mexico at or near El Paso, Tex., and Caseta, Mexico: From the Ports of Entry on the International Boundary line between the United States and the Republic of Mexico at or near El Paso, Tex. at Stanton Street, Santa Fe Street, and any other Downtown El Paso Bridges over unspecified city streets to junction Texas Highway 20, thence over Texas Highway 20 to Ysleta, Tex., thence over Texas Highway 20 to junction Texas Farm Road 258, thence over Texas Farm Road 258 to Clint, Tex., thence over Texas Highway 20 to Fabens, Tex., thence over Texas Farm Road 1109 to the International Boundary line between the United States and the Republic of Mexico at or near Caseta, Mex., and return over the same route, serving all intermediate points.

(3) Between the Port of Entry on the International Boundary line between the United States and the Republic of Mexico at or near Ciudad Rio Bravo, Mexico and Ysleta, Tex.: From the Port of Entry on the International Boundary line between the United States and the Republic of Mexico at or near Ciudad Rio Bravo, Mexico over Zaragosa Road to Ysleta, Tex., and return over the same route, serving all intermediate points; (4) Between the Port of Entry on the International Boundary line between the United States and the Republic of Mexico at or near Columbus, N. Mex., and Deming, N. Mex.: From the Port of Entry on the International Boundary line between the United States and the Republic of Mexico near Columbus, N. Mex. over New Mexico Highway 11 to Deming, N. Mex., and return over the same route, serving all intermediate points; (5) Between Fabens, Tex., and the International Boundary line between the United States and the Republic of Mexico at or near El Porvenir, Mexico: From Fabens, Tex. over Texas Highway 20 to Fort Hancock, Tex., thence over undesignated road to the Port of Entry on the International Boundary line between the United States and the Republic of Mexico at or near El Porvenir, Mexico, and return over the same route, serving all intermediate points; and (6) Between the Ports of Entry at the International Boundary line between the United States and the Republic of Mexico at or near El Paso, Tex., and the Mattox Ranch, N. Mex.: From Ports of Entry on the International Boundary line between the United States and the Republic of Mexico at or near El Paso, Tex. at Stanton Street, Santa Fe Street, and Downtown El Paso Bridges over unspecified city streets to junction U.S. Highway 62-180, thence over U.S. Highway 62-180 to junction Texas Farm Road 1437, thence over Texas Farm Road 1437 to Dell City, Tex., thence over Texas Farm Road 1437 to the New Mexico-Texas State Boundary line, thence over unnumbered road to Mattox Ranch, N. Mex., and return over the same route,

serving all intermediate points, restricted in (1) through (6) above to foreign commerce (except that interstate movements on traffic originating at or near destined to Anapra, Meadow Vista, and Mattox Ranch, N. Mex., and Dell City, Tex., shall be authorized.

NOTE.—Applicant states it intends to join the separate requests for authority in (1) through (6) above. If a hearing is deemed necessary, the applicant requests it be held at El Paso, Tex.

No. MC 139827 (Sub-No. 2), filed July 25, 1974. Applicant: NORTH BRANFORD COACH COMPANY, INC., 23 North Main Street, Branford, Conn. 06405. Applicant's representative: John E. Fay, 630 Oakwood Avenue, West Hartford, Conn. 06110. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special, non-scheduled, door-to-door service, between points in Connecticut, on the one hand, and, on the other, the Acupuncture Center of Springfield, Springfield, Mass., restricted to transportation of patients for acupuncture treatment only, and further restricted to the transportation of not more than 11 persons in any one vehicle, not including the driver.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn. or Washington, D.C.

No. MC 139975, filed June 6, 1974. Applicant: FRANK J. COLE, doing business as OLD SMOKY TOUR SERVICE, Airport Road, Gatlinburg, Tenn. 37738. Applicant's representative: Richard L. Hollow, P.O. Box 550, Knoxville, Tenn. 37901. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and groups of passengers and their baggage*, in special and charter operations, in sightseeing and pleasure tours, Between Gatlinburg, Tenn. and Gatlinburg, Tenn.: From Gatlinburg, Tenn. over U.S. Highway 441 to junction Tennessee Highway 73, thence over Tennessee Highway 73 to junction U.S. Highway 411, thence over U.S. Highway 411 to junction U.S. Highway 129, thence over U.S. Highway 129 to junction North Carolina Highway 28, thence over North Carolina Highway 28 to junction U.S.

Highway 19, thence over U.S. Highway 19 to junction U.S. Highway 441, thence over U.S. Highway 441 to Gatlinburg, Tenn., and return over the same route, serving no intermediate points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 140056, filed July 15, 1974. Applicant: J. B. BUS SERVICE, CO., 137 South Leo, Columbia, Ill. 62236. Applicant's representative: Thomas H. Kuergeleis, 121 West Legion Avenue, Columbia, Ill. 62236. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers*, Between Columbia, Ill. and the South County Shopping Center located in St. Louis County, Mo.: From Columbia over city streets to junction Illinois Highway 3, thence over Illinois Highway 3 to junction By-Pass U.S. Highway 50, thence over By-Pass U.S. Highway 50 to junction Interstate Highway 255, thence over Interstate Highway 255 to Lindbergh Boulevard, thence over Lindbergh Boulevard to the South County Shopping Center and return over the same route, serving all intermediate points. If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 140088, filed July 22, 1974. Applicant: JOHN W. WEAVER, doing business as SHELBY BUS LINES, 906 Parkwood Road, Shelby, N.C. 28150. Applicant's representative: W. C. Mauldin, 417 Old Post Road, Cherryville, N.C. 28021. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special round-trip charter operations, beginning and ending at points in Cleveland, Rutherford, and Burke Counties, N.C. and Cherokee County, S.C., and extending to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Charlotte or Raleigh, N.C.

#### BROKER APPLICATIONS

No. MC 130259, filed July 17, 1974. Applicant: HISTORIC TOURS, INC., 500 North Broadway, St. Louis, Mo. 63102. Applicant's representative: Gregory M. Rebman, 314 North Broadway, 1230

Boatman Bank Building, St. Louis, Mo. 63102. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Clayton and St. Louis, Mo., to sell or offer to sell to motor, rail, water, and air carriers, and combinations thereof, the transportation of *passengers and their baggage* on tours, between points in St. Louis, Mo. and St. Louis County, Mo., on the one hand, and, on the other, points in the United States, including Alaska and Hawaii. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 130260, filed July 17, 1974. Applicant: DAVIN, INC. doing business as WORLD EXPRESS TRAVEL AGENCY, a Corporation, Stirling Shop-Rite Plaza, Valley Road, Gillette, N.J. 07933. Applicant's representative: Raymond T. Lyons, Jr., 797 Springfield Avenue, Summit, N.J. 07901. Authority sought to engage in operations, in interstate or foreign commerce, as a *broker* at Gillette, N.J., to sell or offer to sell the transportation of *individual passengers and groups of passengers and their baggage*, with overnight stops en-route, by motor common carriers, between points in New Jersey, including Elizabeth, Morristown, and East Windsor, and points in Florida, including Orlando and Miami.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Newark, N.J.; New York, N.Y.; or Philadelphia, Pa.

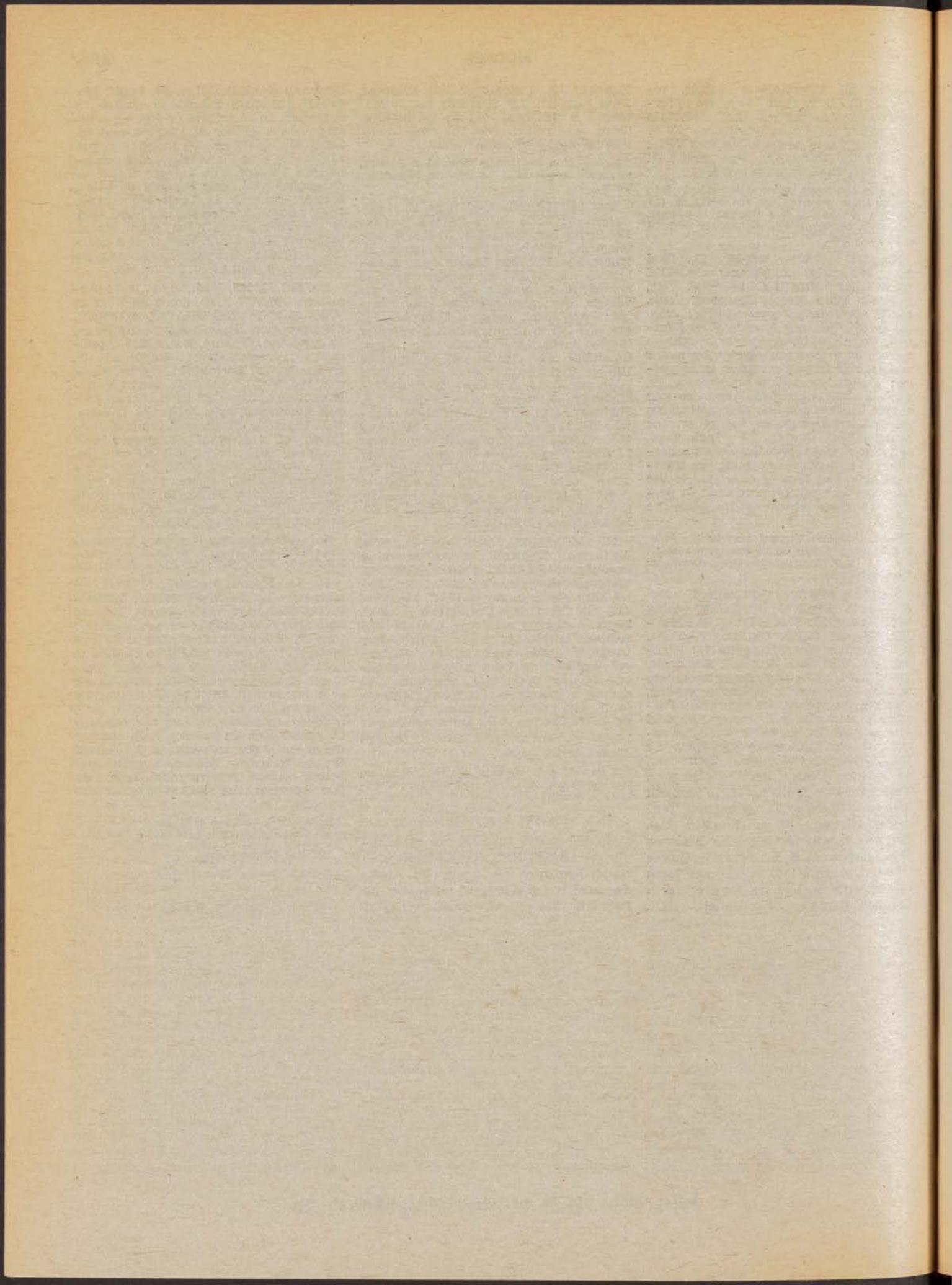
No. MC 130261, filed July 5, 1974. Applicant: INTERNATIONAL WEEK-ENDS, INC., 120 Water Street, Boston, Mass. 02109. Applicant's representative: Clay P. Kudisch (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Boston, Mass. to sell or offer to sell the transportation by motor vehicle of *groups of passengers, individual passengers, and the baggage of passengers*, in special and charter operations, between points in the United States, including Alaska, Hawaii, and points on the International Boundary line between the United States and Canada.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-19954 Filed 8-28-74; 8:45 am]



# federal register

THURSDAY, AUGUST 29, 1974

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PART II



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## ENVIRONMENTAL PROTECTION AGENCY

■

### ASBESTOS MANUFACTURING POINT SOURCE CATEGORY

Proposed Effluent Limitations and  
Guidelines for Certain Subcategories

**ENVIRONMENTAL PROTECTION  
AGENCY**

[ 40 CFR Part 427 ]

[FRL 256-1]

**ASBESTOS MANUFACTURING POINT  
SOURCE CATEGORY**

**Effluent Limitations and Guidelines for  
Certain Subcategories**

Notice is hereby given that effluent limitations and guidelines for existing sources and standards of performance and pretreatment standards for new sources set forth in tentative form below are proposed by the Environmental Protection Agency (EPA). On February 26, 1974, EPA promulgated a regulation adding Part 427 to Chapter 40 of the Code of Federal Regulations (39 FR 7526). That regulation with subsequent amendments established effluent limitations and guidelines for existing sources and standards of performance and pretreatment standards for new sources for the asbestos manufacturing point source category. The regulation proposed below will amend 40 CFR Part 427, asbestos manufacturing point source category, by adding thereto the coating or finishing of asbestos textiles subcategory (Subpart H), the solvent recovery subcategory (Subpart I), the vapor absorption subcategory (Subpart J) and the wet dust collection subcategory (Subpart K) pursuant to sections 301, 304 (b) and (c), 306(b) and 307(c) of the Federal Water Pollution Control Act as amended (33 U.S.C. 1251, 1311, 1314 (b) and (c), 1316(b) and 1317(c); 86 Stat. 816 et seq.; P.L. 92-500) (the Act).

(a) LEGAL AUTHORITY

(1) EXISTING POINT SOURCES

Section 301(b) of the Act requires the achievement by not later than July 1, 1977, of effluent limitations for point sources, other than publicly owned treatment works, which require the application of the best practicable control technology currently available as defined by the Administrator pursuant to section 304(b) of the Act; Section 301(b) also requires the achievement by not later than July 1, 1983, of effluent limitations for point sources, other than publicly owned treatment works, which require the application of best available technology economically achievable which will result in reasonable further progress toward the national goal of eliminating the discharge of all pollutants, as determined in accordance with regulations issued by the Administrator pursuant to section 304(b) to the Act.

Section 304(b) of the Act requires the Administrator to publish regulations providing guidelines for effluent limitations setting forth the degree of effluent reduction attainable through the application of the best practicable control technology currently available and the degree of effluent reduction attainable through the application of the best control measures and practices achievable including treatment techniques, process

and procedure innovations, operating methods and other alternatives. The regulation proposed herein sets forth effluent limitations and guidelines, pursuant to sections 301 and 304(b) of the Act, for the coating or finishing of asbestos textiles subcategory (Subpart H), the solvent recovery subcategory (Subpart I), the vapor absorption subcategory (Subpart J), and the wet dust collection subcategory (Subpart K) of the asbestos manufacturing point source category.

(2) NEW SOURCES

Section 306 of the Act requires the achievement by new sources of a Federal standard of performance providing for the control of the discharge of pollutants which reflects the greatest degree of effluent reduction which the Administrator determines to be achievable through application of the best available demonstrated control technology, processes, operating methods or other alternatives, including, where practicable, a standard permitting no discharge of pollutants.

Section 306(b) (1) (B) of the Act requires the Administrator to propose regulations establishing Federal standards of performance for categories of new sources included in a list published pursuant to section 306(b) (1) (A) of the Act. The Administrator published in the FEDERAL REGISTER of January 16, 1973, (38 FR 1624) a list of 27 source categories, including the asbestos manufacturing category. The regulations proposed herein set forth the standards of performance applicable to new sources for the coating or finishing of asbestos textiles subcategory (Subpart H), the solvent recovery subcategory (Subpart I), the vapor absorption subcategory (Subpart J), and the wet dust collection subcategory (Subpart K), of the asbestos manufacturing point source category.

Section 307(c) of the Act requires the Administrator to promulgate pretreatment standards for new sources at the same time that standards of performance for new sources are promulgated pursuant to section 306. Sections 427.86, 427.96, 427.106 and 427.116, proposed below, provide pretreatment standards for new sources within the coating or finishing of asbestos textiles subcategory (Subpart H), solvent recovery subcategory (Subpart I), the vapor absorption subcategory (Subpart J), and the wet dust collection subcategory (Subpart K), of the asbestos manufacturing point source category.

Section 304(c) of the Act requires the Administrator to issue to the States and appropriate water pollution control agencies information on the processes, procedures or operating methods which result in the elimination or reduction of the discharge of pollutants to implement standards of performance under section 306 of the Act. The report or "Development Document" referred to below provides, pursuant to section 304(c) of the Act, information on such processes, procedures or operating methods.

(b) SUMMARY AND BASIS OF PROPOSED EFFLUENT LIMITATIONS GUIDELINES FOR EXISTING SOURCES AND STANDARDS OF PERFORMANCE AND PRETREATMENT STANDARDS FOR NEW SOURCES

(1) GENERAL METHODOLOGY

The effluent limitations, guidelines and standards of performance proposed herein were developed in the following manner. The point source category was first studied for the purpose of determining whether separate limitations and standards are appropriate for different segments within the category. This analysis included a determination of whether differences in raw material used, product produced, manufacturing process employed, age, size, waste water constituents and other factors require development of separate limitations and standards for different segments of the point source category. The raw waste characteristics for each such segment were then identified. This included an analysis of the source, flow and volume of water used in the process employed, the sources of waste and waste waters in the operation and the constituents of all waste water. The constituents of the waste waters which should be subject to effluent limitations and standards of performance were identified.

The control and treatment technologies existing within each segment were identified. This included an identification of each distinct control and treatment technology, including both in-plant and end-of-process technologies, which are existent or capable of being designed for each segment. It also included an identification of, in terms of the amount of constituents and the chemical, physical, and biological characteristics of pollutants, the effluent level resulting from the application of each of the technologies. The problems, limitations and reliability of each treatment and control technology were also identified. In addition, the non-water quality environmental impact, such as the effects of the application of such technologies upon other pollution problems, including air, solid waste, noise and radiation were identified. The energy requirements of each control and treatment technology were determined as well as the cost of the application of such technologies.

The information, as outlined above, was then evaluated in order to determine what levels of technology constitute the "best practicable control technology currently available," "best available technology economically achievable" and the "best available demonstrated control technology, processes, operating methods, or other alternatives." In identifying, such technologies, various factors were considered. These included the total cost of application of technology in relation to the effluent reduction benefits to be achieved from such application, the age of equipment and facilities involved, the process employed,

the engineering aspects of the application of various types of control techniques, process changes, non-water quality environmental impact (including energy requirements) and other factors.

The data upon which the above analysis was performed included EPA permit applications, EPA sampling and inspections, consultant reports, and industry submissions.

The pretreatment standards proposed herein are intended to be complementary to the pretreatment standards proposed for existing sources under 40 CFR Part 128. The basis for such standards is set forth in the FEDERAL REGISTER of July 19, 1973, 38 FR 19236. The provisions of Part 128 are equally applicable to sources which would constitute "new sources," under section 306 if they were to discharge pollutants directly to navigable waters, except for § 128.133. That section provides a pretreatment standard for "incompatible pollutants" which requires application of the "best practicable control technology currently available," subject to an adjustment for amounts of pollutants removed by the publicly owned treatment works. Since the pretreatment standards proposed herein apply to new sources, §§ 427.86, 427.96, 427.106 and 427.116 below amend § 128.133 to specify the application of the standard of performance for new sources rather than the "best practicable" standard applicable to existing sources under sections 301 and 304(b) of the Act.

(2) Summary of conclusions with respect to the coating or finishing of asbestos textiles subcategory (Subpart H), the solvent recovery subcategory (Subpart I), the vapor absorption subcategory (Subpart J), and the wet dust collection subcategory (Subpart K), of the asbestos manufacturing point source category.

(i) *Categorization.* For purposes of developing effluent limitations guidelines for existing sources and standards of performance for new sources, the textile, friction materials and sealing devices segment of the asbestos manufacturing point source category has been divided into four subcategories: Coating or finishing of asbestos textiles, solvent recovery, vapor absorption, and wet dust collection. The subcategories, largely based on the source of waste waters and their nature, are only indirectly related to raw materials and finished products. In the first subcategory, coating or finishing of asbestos textiles, the waste waters may be considered near true process wastes, while in the other three subcategories, waste waters result from essentially ancillary operations (e.g., waste or by-product recovery and air emissions control). Three of the subcategories are encountered in the textile segment of the industry and three are encountered in the friction materials segment. The actual textile weaving and sealing devices segments are dry industries and do not generate waste waters.

(1) Subpart H—Coating or Finishing of Asbestos Textiles Subcategory: Much of the asbestos textiles production is coated or impregnated with various ma-

terials to impart particular properties to the finished product or to eliminate the problem of airborne particles in further handling of the textiles. Wastes may be generated by spills or by dumps of remaining coating solutions and equipment cleanup at the end of a run.

(2) Subpart I—Solvent Recovery Subcategory: In some textile coating and friction materials operations, the solvents driven off in drying ovens are captured by adsorption onto activated carbon. The solvents are then removed from the activated carbon by steam stripping and recovered by decanting or distilling the condensate. Waste waters are generated by this recovery of solvents.

(3) Subpart J—Vapor Absorption Subcategory: In some drying operations the solvents driven off are removed from the exhaust gases by absorption in wet scrubbers. No attempt is made to recover the solvents and they are discharged as a component of the waste waters from the wet scrubbers.

(4) Subpart K—Wet Dust Collection Subcategory: Many of the finishing operations associated with friction materials (e.g., grinding and drilling) generate large amounts of air-borne particulates. Quality control of ambient air within the plant is attained by use of positive ventilation and results in a potential atmospheric discharge with a high level of particulates. In some facilities, use of wet scrubbers to remove particulates prior to discharge to the atmosphere results in a waste water which in turn is discharged.

(i) *Waste characteristics.* The pollutants contained in the raw waste waters represent either materials lost through direct processing of raw materials or through ancillary operations and are found in both the dissolved and particulate state. The first state is largely represented by various organic solvents used in the industry, while the latter is represented by fillers (pigments, metals, etc.) and binders (primarily resins) incorporated into the products. The great dissimilarities of the wastes among the subcategories require individual consideration of their characteristics.

The volume of waste waters generated in the coating (impregnating) of asbestos textiles cannot be related directly to the quantity of textiles treated, since it varies with the number and length of runs and the particular coatings being applied on a given day. Total volume, however, is expected to be less than 750 liters (200 gallons) per day for a coating operation. The wide variety of coatings applied is tailored to the specifications of the customer, and thus the specific composition of the waste water is quite variable. In general, the waste is high in COD (largely contributed by solvents) and suspended solids (primarily pigments, metals and other fillers incorporated into the coatings).

The quantity of waste water from solvent recovery operations is dependent on the type and size of the equipment and, since it arises from an activated carbon regeneration process, cannot be

related directly to the level of production in a plant. The discharge is normally steady and a typical volume is of the order of 38,000 liters (10,000 gallons) per day. The waste waters may contain solvents and/or other organic materials that are either evaporated from the product or generated during the recovery process. The suspended solids level is normally very low and asbestos fibers should be absent. Typical waste water characteristics from one solvent recovery operation are: BOD<sub>5</sub> 1125 mg/l, COD 1930 mg/l, and suspended solids 0 mg/l.

Waste waters from the vapor absorption unit are discharged about once every three weeks for a 16 hour period. The rate of discharge is approximately 3.8 liters per second (60 gallons per minute) for a total volume per period of approximately 200 cubic meters (58,000 gallons). The effluent waste load is estimated to be 410 kg (900 pounds), of COD, representing a concentration of approximately 1860 mg/l; and the pH of the waste will be above 9.5 due to charging of the scrubber with 22.7 kg (50 pounds) of sodium hydroxide.

The water use rate in wet dust collectors varies from 0.06 to 1.3 liters per second per cubic meter per minute of air scrubbed (0.5 to 10 gpm per 1,000 scfm) and the plant air systems served by wet scrubbers range from 280 to 1,700 cubic meters per minute (10,000 to 60,000 scfm). The resulting waste water volumes are from 190 to 570 cubic meters (50,000 to 150,000 gallons) per day. The waste waters from wet dust collectors are slurries of the dust emanating from grinding and drilling operations used in finishing friction products and are characterized by high suspended solids. Since friction materials are specifically designed to be hydrophobic dissolved solids content should be low.

(iii) *Origin of waste water pollutants.* The waste water pollutants among the four subcategories are of such diverse origin as to require independent discussion of each subcategory. None of the waste waters or waste water pollutants are true process wastes. The wastes and waste waters associated with the coating and finishing of asbestos textiles most closely approximate true process wastes in that they are associated with the actual production line for manufacture of the finished product. In the other three subcategories the waste waters and waste water pollutants originate in ancillary operations.

Within the coating and finishing of asbestos textiles subcategory, the waste waters originate from two sources: (1) washdown of spills (primarily dragout from the coating tanks) and the small remnants of coating solutions dumped at the end of runs, and (2) cleanup of the equipment following runs. The pollutants represent the entire spectrum of materials (solvents, solutes and fillers) found in the various coating solutions.

The solvent recovery subcategory represents an ancillary operation associated with some textile coating, friction material and sheet gasket material facilities. Solvents used in the manufacture of the products are driven off in drying

ovens and these solvents are removed from the oven exhaust gases by adsorption on activated carbon. The activated carbon is regenerated by steam stripping and the solvents are recovered from the condensate by decanting or distillation. The waste waters and its pollutants represent the spent distillate and its entrained solvents.

The vapor absorption subcategory covers an ancillary operation associated with atmospheric emission control that is encountered in a very limited number of facilities (a single case documented in the textile coating segment of the industry). When the volume and value of solvents removed in drying operations do not justify the effort, solvent recovery is not practiced. Satisfactory quality control of atmospheric emissions, however, requires removal of the solvents from the exhaust gases. Within the subject subcategory this is accomplished by means of wet scrubbers. Waste flows arise from discharge of the scrubber water and contain appreciable quantities of entrained solvents and sodium hydroxide that is added to the scrubber water to improve solvent removal.

The wet dust collection subcategory covers an air emission control operation encountered in some friction materials facilities. Grinding and drilling associated with finishing of friction products produce large amounts of air-borne particulates. Positive ventilation is employed to keep these particulates out of the ambient air within the plants, and wet scrubbers may be used to remove the particulates from the exhaust air prior to discharge to the atmosphere. Water may be used on either a once-through or recycle with blowdown basis, but in either case there are appreciable flows of waste water with high suspended solids content.

(iv) *Treatment and control technology.* Waste water treatment and control technologies have been studied for each subcategory of the industry to determine what is (a) the best practicable control technology currently available, (b) the best available technology economically achievable, and (c) the best available demonstrated control technology, processes, operating methods or other alternatives. The control technologies appropriate for each level of control vary from subcategory to subcategory.

The degree of control considered appropriate for all levels of technology in the coating and finishing of asbestos textiles subcategory is complete elimination of waste water discharges. This may be accomplished through in-plant control to contain spills and dumps and maximum utilization of dry cleanup to reduce the volume of wastes. The wastes should be containerized for shipment to a commercial waste salvage firm or for disposal in a controlled sanitary landfill. Some inplant control measures are now in use, but no plant completely retains all wastes.

For the solvent recovery subcategory different control technologies are applicable for the various levels of control. The best practicable control technology

currently available is considered to be application of efficient biological treatment ("secondary treatment") to the existing raw waste. This should result in discharge of a final effluent with average concentrations of 30 mg/l for BOD<sub>5</sub>, 50 mg/l for COD, and 30 mg/l for total suspended solids.

The best available technology economically achievable entails further treatment of the effluent from the biological treatment process in a two-stage granular activated carbon column unit. Discharges with average concentrations of 5 mg/l each of BOD<sub>5</sub>, COD and total suspended solids are expected for this level of technology.

New sources should provide as a minimum the level of control technology equivalent to the BPCTCA. It should be noted, however, that all point sources must attain BATEA after July 1983. Economies may be realized by installation of both biological and carbon column treatment at the time of initial construction. If only biological treatment is installed initially, provisions should be made for ready incorporation of the carbon column unit. No point sources in the solvent recovery subcategory have treatment other than settling in lagoons at present.

Complete elimination of waste waters and their pollutants is recommended for all levels of control in the case of the vapor absorption subcategory. This is to be accomplished by replacement of wet scrubbers with fume incinerators. The recommended technology is the current practice for most facilities within the industry.

Removal of suspended solids through use of primary settling facilities is the recommended best practicable control for the wet dust collection subcategory. Adequate settling should produce a final discharge with an average total suspended solids content of no more than 30 mg/l. This level of control is the minimum control currently practiced by all point sources within this subcategory.

Complete elimination of waste water discharges is the best available technology economically achievable. This level of control can be attained by replacement of wet scrubbers with bag houses, a technique currently employed in most friction materials finishing facilities. New sources should comply with this level of control.

Solid waste control must be considered.

Best practicable control technology and best available control technology as they are known today require disposal of the pollutants removed from waste waters in this industry in the form of solid wastes and liquid concentrates. In some cases these are nonhazardous substances requiring only minimal custodial care. However, some constituents may be hazardous and may require special consideration. In order to ensure long term protection of the environment from these hazardous or harmful constituents, special consideration of disposal sites must be made. All landfill sites where such hazardous wastes are disposed should be selected so as to prevent hori-

zontal and vertical migration of these contaminants to ground or surface waters. In cases where geologic conditions may not reasonably ensure this, adequate precautions (e.g. impervious liners) should be taken to ensure long-term protection to the environment from hazardous materials. Where appropriate, the location of solid hazardous materials disposal sites should be permanently recorded in the appropriate office of the legal jurisdiction where the site is located.

In addition to the foregoing considerations, care should be exercised to prevent the smaller particulates from becoming air-borne pollutants. This is especially true when the solid wastes may contain asbestos fibers. This may be accomplished by proper wetting or covering of the solid wastes during transportation and final disposal.

(v) *Cost estimates for control of waste water pollutants.* Costs associated with implementation of recommended controls are varied. Capital investment for combined BPCTCA and BATEA ranges from a low of \$2,000 for the coating and finishing of asbestos textiles subcategory to a high of \$219,000 for the solvent recovery subcategory. Total annual costs (including capital costs, depreciation, operation and maintenance costs, and energy and power costs) for combined BPCTCA and BATEA range from a low of \$8,400 to a high of \$76,000.

Lowest costs are encountered within the textile coating subcategory. Capital investment for total containment of wastes and their disposal as containerized wastes ranges from near zero to \$2,000 for the various plants. Similarly, total annual costs range from \$8,000 to \$8,400.

The highest costs are encountered within the solvent recovery subcategory. Capital investments for an individual plant are estimated to be \$73,000 for the biological treatment system and \$146,000 for the carbon column unit, or a total of \$219,000 for the complete treatment system. The respective total annual costs are estimated to be \$32,300 and \$43,800 for a total of \$76,100.

Capital costs for the single point source plant within the vapor absorption subcategory are estimated to be \$152,000. Total annual costs are placed at \$46,000, with power and energy cost being more than one-third of this total.

No new capital or annual costs are projected for the wet dust collection subcategory in the case of BPCTCA. All point source dischargers currently furnish settling of wastes from this subcategory in facilities provided primarily to handle wastes from other operations within the plants. In a hypothetical case where installation of a mechanical clarifier might be necessary to meet BPCTCA (1977) levels, capital and annual costs would be \$44,000 to \$83,000 and \$17,000 to \$32,700 respectively for air flows of 10,000 to 60,000 scfm. Capital and annual costs for BATEA are \$43,000 to \$146,000 and \$9,400 to \$27,500 respectively, dependent on the size (air flow) of the operation.

Capital and annual costs for the segments of the industry affected are low. For 1977, costs are incurred by one sheet gasket materials plant (solvent recovery subcategory). For 1983, costs are incurred by one sheet gasket and four friction materials plants (solvent recovery and wet dust collection subcategories respectively).

(vi) *Energy requirements and non-water quality environmental impacts.* Increase in energy requirements for implementation of the recommended levels of control are associated primarily with two subcategories, solvent recovery and vapor absorption. Within the solvent recovery subcategory, pumping and aeration for biological treatment would consume approximately 350,000 kwh/yr of electricity and pumping for the carbon column unit would consume approximately 40,000 kwh/yr. These represent added energy use for the subcategory. The added energy requirement for the vapor absorption subcategory is that of fuel (natural gas or oil) to furnish approximately 4 to 5 billion BTU/yr for the fume incinerator. This is partially offset by elimination of the electrical consumption of the wet scrubber (50-60,000 kwh/yr) presently employed.

For the wet dust collection subcategory, the best practicable control technology available is the level of control that constitutes minimum current practice; hence, there is no effect of this level of control on energy requirements. Implementation of best available technology economically achievable through replacing wet scrubbers with bag houses reduces energy requirements by eliminating the consumption of electricity for pumping scrubber water.

Energy requirements for the coating or finishing of asbestos textiles subcategory are those associated with transportation and final disposal of the containerized wastes. At most they are several hundred gallons per year of motor fuel.

Non-water quality environmental impacts are minimal, constituting only the added sanitary landfill space required for disposal of fewer than 3,000 drums per year of containerized wastes from the textile coating subcategory.

(vii) *Economic impact analysis.* The economic impact of the guidelines for the textiles, friction materials, and sealing devices segment of the asbestos manufacturing point source category is very limited. Since many of the operations (e.g., textile weaving and sealing devices manufacture) are representative of dry industry and much of the waste water from wet operations is discharged to municipal systems, only 5 plants are affected. Affected plants include one sheet gasket material plant and four friction materials plants. None of the affected plants are expected to close due to the economic impact of the guidelines.

For the various segments of the industry the estimated net after tax returns as percent of sales are: textiles, 3.3%; friction materials, 3.0%; and sealing devices, 5.0%. One sheet gasket plant incurs costs for implementation of BPCTA (1977) guidelines, equal to 0.7 percent of

sales. Five plants incurred costs for implementation of BATEA (1983) guidelines. The types of plants and the costs incurred as a percent of sales are: one sheet gasket plant, 1.0%, and four friction material plants, ranging from 0.05 to 1.2%. It is believed that most of the waste control costs can be recovered by increased prices. Complete recovery would require price increases of less than 2.0% for the affected plants.

The report entitled "Development Document for Proposed Effluent Limitations Guidelines and New Source Performance Standards for the Textile, Friction Materials and Sealing Devices Segment of the Asbestos Manufacturing Point Source Category" details the analysis undertaken in support of the regulation being proposed herein and is available for inspection in the EPA Information Center, Room 227, West Tower, Waterside Mall, Washington, D.C.; at all EPA regional offices, and at State water pollution control offices. A supplementary analysis prepared for EPA of the possible economic effects of the proposed regulation is also available for inspection at these locations. Copies of both of these documents are being sent to persons or institutions affected by the proposed regulation, or who have placed themselves on a mailing list for this purpose (see EPA's Advance Notice of Public Review Procedures, 38 FR 21202, August 6, 1973). An additional limited number of copies of both reports are available. Persons wishing to obtain a copy may write the EPA Information Center, Environmental Protection Agency, Washington, D.C. 20460, Attention: Mr. Philip B. Wisman.

On June 14, 1973, the Agency published procedures designed to insure that, when certain major standards, regulations, and guidelines are proposed, an explanation of their basis, purpose and environmental effects is made available to the public (38 FR 15653). The procedures are applicable to major standards, regulations and guidelines which are proposed on or after December 31, 1973, and which prescribe national standards of environmental quality or require national emission, effluent or performance standards and limitations.

The Agency determined to implement these procedures in order to ensure that the public was apprised of the environmental effects of its major standards setting actions and was provided with detailed background information to assist it in commenting on the merits of a proposed action. In brief, the procedures call for the Agency to make public the information available to it delineating the major nonenvironmental factors affecting the decision, and to explain the viable options available to it and the reasons for the option selected.

The procedures contemplate publication of this information in the FEDERAL REGISTER, where this is practicable. They provide, however, that where, because of the length of these materials, such publication is impracticable, the material may be made available in an alternate format.

The report entitled "Development Document for Proposed Effluent Limitations Guidelines and New Source Performance Standards for the Textile, Friction Materials and Sealing Devices Segment of the Asbestos Manufacturing Industry Point Source Category" contains information available to the Agency concerning the major environmental effects of the regulation proposed below, including:

(1) the pollutants presently discharged into the Nation's waterways by manufacturers of asbestos and the degree of pollution reduction obtainable from implementation of the proposed guidelines and standards (see particularly sections IV, V, VI, IX, X, and XI);

(2) the anticipated effects of the proposed regulation on other aspects of the environment including air, solid waste disposal and land use, and noise (see particularly section VIII); and

(3) options available to the Agency in developing the proposed regulatory system and the reasons for its selecting the particular levels of effluent reduction which are proposed (see particularly sections VI, VII, and VIII).

The supplementary report entitled "Economic Impact of 1972 Federal Water Pollution Control Amendments on the Asbestos Industry" contains an estimate of the cost of pollution control requirements and an analysis of the possible effects of the proposed regulation on prices, production levels, employment, communities in which asbestos manufacturing plants are located, and international trade. In addition, the Development Document describes, in section VIII, the cost and energy consumption implications of the proposed regulations.

The two reports described above in the aggregate exceed 100 pages in length and contain a substantial number of charts, diagrams, and tables. It is clearly impracticable to publish the material contained in these documents in the FEDERAL REGISTER. To the extent possible, significant aspects of the material have been presented in summary form in foregoing portions of this preamble. Additional discussion is contained in the following analysis of comments received and the Agency's response to them. As has been indicated, both documents are available for inspection at the Agency's Washington, D.C. and regional offices and at State water pollution control agency offices. Copies of each have been distributed to persons and institutions affected by the proposed regulations or who have placed themselves on a mailing list for this purpose. Finally, so long as the supply remains available, additional copies may be obtained from the Agency as described above.

When this regulation is promulgated, revised copies of the Development Document will be available from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. Copies of the Economic Analysis will be available through the National Technical Information Service, Springfield, Virginia 22151.

## (C) SUMMARY OF PUBLIC PARTICIPATION

Prior to this publication, the agencies and groups listed below were consulted and given an opportunity to participate in the development of effluent limitations, guidelines and standards proposed for the asbestos manufacturing category. All participants have been informed of project developments. An initial draft of the Development Document was sent to all participants and comments were solicited on that report. The following are the principal agencies and groups consulted: (1) Effluent Standards and Water Quality Information Advisory Committee (established under section 515 of the Act); (2) all State, Interstate and U.S. Territory Pollution Control Agencies; (3) The American Society of Civil Engineers; (4) The American Society of Mechanical Engineers; (5) Hudson River Sloop Restoration, Inc.; (6) The Conservation Foundation; (7) Environmental Defense Fund, Inc.; (8) Natural Resources Defense Council; (9) Water Pollution Control Federation; (10) National Wildlife Federation; (11) The Asbestos Textile Institute; (12) The Fluid Sealing Association; (13) The Friction Materials Standards Institute; (14) The Asbestos Information Association; (15) U.S. Department of Commerce; (16) U.S. Department of the Interior; (17) The Water Resources Council; (18) The U.S. Department of Health, Education, and Welfare; and (19) The U.S. Department of Agriculture.

The following responded with comments: Delaware River Basin Commission, Minnesota Pollution Control Agency, and Raybestos-Manhattan.

The primary issues raised in the development of the proposed effluent limitations guidelines and standards of performance and the treatment of these issues herein are as follows:

(1) One commenter expressed concern in regard to three areas: costs for achieving both the 1977 and 1983 control levels, replacement of wet scrubbers with baghouses for dust control, and discharge of the industry segment's waste to municipal sewage systems.

The commenter considered the estimate of the industry-wide costs for achieving both the 1977 and 1983 control levels to be unrealistically low. He was uncertain as to reasons, but assumed a major factor may rest in underestimation of effluent water volume and effluent wastes loads. He specifically cited the "150,000 gallons per day maximum for the largest plant" (actually, the maximum for a wet dust collection subcategory operation) as being far lower than that of at least one plant.

The waste discharges and associated control costs are based on the best data available to EPA and its contractor. It would appear, moreover, that the commenter has confused the waste discharge for a single subcategory (operation) within a plant with that of the entire plant. In addition, it would appear that the commenter has not considered the fact that most operations in the segment are dry operations or discharge to

municipal systems, and thus are not affected by guidelines applicable to point source discharges.

The commenter believed that it should be recognized that some operations may require scrubbers rather than baghouses because of fire hazards or other limitations on the use of dry collection systems. Thus, provisions should be made for use of high energy wet scrubbers, and their cost and energy requirements should be evaluated.

In its evaluation of the industry, neither EPA nor its contractor have been able to discern operations in which fire hazards or other limitations render use of baghouses to replace wet scrubbers infeasible; nor has the commenter furnished documentation of such cases. To the contrary, EPA believes that such replacement is supported by a number of factors. For dusts from the asbestos industry, baghouses more adequately control atmospheric emissions and eliminate waste waters and waste water pollutants. Energy requirements are reduced when baghouses are employed. Baghouses have been designed for and employed in operations with fire hazards and other problems much more severe than those within the asbestos industry. Baghouses are widely employed within the industry, and many companies have programmed replacement of existing wet scrubbers with baghouses.

The commenter believed there was an implication that discharges to municipal systems will not be allowed and felt that provision should be made for such discharges where they would achieve compliance with effluent standards at lowest cost.

It is not the intent of EPA to prohibit discharges to publicly owned systems by the affected segment of the asbestos manufacturing industry. In fact, the wastes in general are compatible with municipal systems, and many facilities presently are discharging to municipal systems with or without some degree of pretreatment.

(2) One commenter suggested that effluent standards be promulgated for phenols, heavy metals and nutrients, and that the pH limits be set at 6.5-8.5 rather than 6.0-9.0.

Phenols are not expected to be present at significant levels, especially in waste discharges that meet the limitations for the established control parameters. Moreover, most phenols encountered in the waste waters for the affected segment of the asbestos industry will be found in the form of insoluble phenolic resins, and thus are most significant as suspended solids, not as phenols. Similarly, heavy metals are primarily in the form of particulates, not dissolved salts.

Nutrients in the wastes from the four subcategories are not considered to be significant. In fact, the levels of nutrients (phosphorus and nitrogen) are so low that nutrient addition must be practiced in those cases where biological treatment is recommended as a control measure.

In view of the foregoing, EPA does not believe that the added costs associated

with specific control measures and monitoring for these additional parameters are justifiable.

In guidelines for other industries, and for other segments of the asbestos industry, pH limitations of 6.0-9.0 have been adopted. EPA does not see any reason for adopting more restrictive pH limitations of 6.5-8.5 for these subcategories of the asbestos manufacturing point source category, especially when only in the case of waste water for vapor absorption would pH be expected to deviate significantly from that of the intake water.

Interested persons may participate in this rulemaking by submitting written comments in triplicate to the EPA Information Center, Environmental Protection Agency, Washington, D.C. 20460, Attention: Mr. Philip B. Wisman. Comments on all aspects of the proposed regulation are solicited. In the event comments are in the nature of criticisms as to the adequacy of data which are available, or which may be relied upon by the Agency, comments should identify and, if possible, provide any additional data which may be available and should indicate why such data are essential to the development of the regulations. In the event comments address the approach taken by the Agency in establishing an effluent limitations guidelines or standard of performance, EPA solicits suggestions as to what alternative approach should be taken and why and how this alternative better satisfies the detailed requirements of sections 301, 304(b), 306 and 307 of the Act.

A copy of all public comments will be available for inspection and copying at the EPA Information Center, Room 227, West Tower, Waterside Mall, 401 M Street SW, Washington, D.C. A copy of preliminary draft contractor reports, the Development Document and economic study referred to above, and certain supplementary materials supporting the study of the industry concerned will also be maintained at this location for public review and copying. The EPA information regulation, 40 CFR Part 2, provides that a reasonable fee may be charged for copying.

All comments received on or before September 30, 1974 will be considered. Steps previously taken by the Environmental Protection Agency to facilitate public response within this time period are outlined in the advance notice concerning public review procedures published on August 6, 1973 (38 FR 21202).

Dated: August 16, 1974.

JOHN QUARLES,  
Acting Administrator.

It is proposed to amend 40 CFR Part 427, Asbestos Point Source Category, by adding new Subparts H, I, J, and K as set forth below.

Subpart H—Coating or Finishing of Asbestos  
Textiles Subcategory

Sec.	
427.80	Applicability; description of the coating or finishing of asbestos textiles subcategory.
427.81	Specialized definitions.

- Sec.  
427.82 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.
- 427.83 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.
- 427.84 Reserved.
- 427.85 Standards of performance for new sources.
- 427.86 Pretreatment standards for new sources.

#### Subpart I—Solvent Recovery Subcategory

- 427.90 Applicability; description of the solvent recovery subcategory.
- 427.91 Specialized definitions.
- 427.92 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.
- 427.93 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.
- 427.94 Reserved.
- 427.95 Standards of performance for new sources.
- 427.96 Pretreatment standards for new sources.

#### Subpart J—Vapor Absorption Subcategory

- 427.100 Applicability; description of the vapor absorption subcategory.
- 427.101 Specialized definitions.
- 427.102 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.
- 427.103 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.
- 427.104 [Reserved]
- 427.105 Standards of performance for new sources.
- 427.106 Pretreatment standards for new sources.

#### Subpart K—Wet Dust Collection

- 427.110 Applicability; description of the wet dust collection subcategory.
- 427.111 Specialized definitions.
- 427.112 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.
- 427.113 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.
- 427.114 [Reserved]
- 427.115 Standards of performance for new sources.
- 427.116 Pretreatment standards for new sources.

AUTHORITY: Secs. 301, 304 (b) and (c), 306(b), 307(c), Federal Water Pollution Control Act, as amended, 83 U.S.C. 1251, 1311, 1314 (b) and (c), 1316(b), 1317(c), 86 Stat. 816 et seq.; P.L. 92-500.

### Subpart H—Coating or Finishing of Asbestos Textiles

#### § 427.80 Applicability; description of the coating or finishing of asbestos textiles subcategory.

The provisions of this subpart are applicable to discharges resulting from the process of coating or impregnating asbestos textiles with various materials to impart specific desired qualities to the finished product.

#### § 427.81 Specialized definitions.

For the purpose of this subpart:

(a) Except as provided below, the general definitions, abbreviations and methods of analysis set forth in 40 CFR Part 401 shall apply to this subpart.

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

In establishing the limitations set forth in this section, EPA took into account all information it was able to collect, develop and solicit with respect to factors (such as age and size of plant, raw materials, manufacturing processes, products produced, treatment technology available, energy requirements and costs) which can affect the industry subcategory and effluent levels established. It is, however, possible that data which would affect these limitations have not been available and, as a result, these limitations should be adjusted for certain plants in this industry. An individual discharger or other interested person may submit evidence to the Regional Administrator (or to the State, if the State has the authority to issue NPDES permits) that factors relating to the equipment or facilities involved, the process applied, or other such factors related to such discharger are fundamentally different from the factors considered in the establishment of the guidelines. On the basis of such evidence or other available information, the Regional Administrator (or the State) will make a written finding that such factors are or are not fundamentally different for that facility compared to those specified in the Development Document. If such fundamentally different factors are found to exist, the Regional Administrator or the State shall establish for the discharger effluent limitations in the NPDES permit either more or less stringent than the limitations established herein, to the extent dictated by such fundamentally different factors. Such limitations must be approved by the Administrator of the Environmental Protection Agency. The Administrator may approve or disapprove such limitations, specify other limitations, or initiate proceedings to revise these regulations. The following limitations establish the quantity or quality of pollutants or pollutant properties controlled by this section, which may be discharged by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available: there shall be no discharge of waste water pollutants to navigable waters.

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

The following limitations establish the quantity or quality of pollutants or pollutant properties controlled by this section, which may be discharged by a point source subject to the provisions of this subpart after application of the best available technology economically achievable: there shall be no discharge of waste water pollutants to navigable waters.

#### § 427.84 [Reserved]

#### § 427.85 Standards of performance for new sources.

The following standards of performance establish the quantity or quality of pollutants or pollutant properties which may be discharged by a new source subject to the provisions of this subpart: there shall be no discharge of waste water pollutants to navigable waters.

#### § 427.86 Pretreatment standards for new sources.

The pretreatment standards under section 307(c) of the Act for a source within the coating or finishing of asbestos textiles subcategory, which is a user of a publicly owned treatment works (and which would be a new source subject to section 306 of the Act, if it were to discharge pollutants to the navigable waters), shall be the standard set forth in 40 CFR Part 128, except that, for the purpose of this section, 40 CFR 128.133 shall be amended to read as follows:

In addition to the prohibitions set forth in 40 CFR 128.131, the pretreatment standard for incompatible pollutants introduced into a publicly owned treatment works shall be the standard of performance for new sources specified in 40 CFR 427.85; *Provided*, That, if the publicly owned treatment works which receives the pollutants is committed, in its NPDES permit, to remove a specified percentage of any incompatible pollutant, the pretreatment standard applicable to users of such treatment works shall, except in the case of standards providing for no discharge of pollutants, be correspondingly reduced in stringency for that pollutant.

#### Subpart I—Solvent Recovery Subcategory

#### § 427.90 Applicability; description of the solvent recovery subcategory.

The provisions of this subpart are applicable to discharges resulting from the process of solvent recovery in the manufacture of asbestos products.

#### § 427.91 Specialized definitions.

For the purpose of this subpart:

(a) Except as provided below, the general definitions, abbreviations and methods of analysis set forth in 40 CFR Part 401 shall apply to this subpart.

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

In establishing the limitations set forth in this section, EPA took into account all information it was able to collect, develop and solicit with respect to

factors (such as age and size of plant, raw materials, manufacturing processes, products produced, treatment technology available, energy requirements and costs) which can affect the industry subcategorization and effluent levels established. It is, however, possible that data which would affect these limitations have not been available and, as a result, these limitations should be adjusted for certain plants in this industry. An individual discharger or other interested person may submit evidence to the Regional Administrator (or to the State, if the State has the authority to issue NPDES permits) that factors relating to the equipment or facilities involved, the process applied, or other such factors related to such discharger are fundamentally different from the factors considered in the establishment of the guidelines. On the basis of such evidence or other available information, the Regional Administrator (or the State) will make a written finding that such factors are or are not fundamentally different for that facility compared to those specified in the Development Document. If such fundamentally different factors are found to exist, the Regional Administrator or the State shall establish for the discharger effluent limitations in the NPDES permit either more or less stringent than the limitations established herein, to the extent dictated by such fundamentally different factors. Such limitations must be approved by the Administrator of the Environmental Protection Agency. The Administrator may approve or disapprove such limitations, specify other limitations, or initiate proceedings to revise these regulations. The following limitations establish the quantity or quality of pollutants or pollutant properties controlled by this section, which may be discharged by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available:

Effluent characteristic	Effluent limitations	
	Maximum for any one day	Average of daily values for thirty consecutive days shall not exceed
	mg/l	
COD.....	100.....	50
TSS.....	60.....	30
pH.....	Within the range 6.0 to 9.0.	

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

The following limitations establish the quantity or quality of pollutants or pollutant properties which may be discharged by a point source subject to the provisions of this subpart after applica-

tion of the best available technology economically achievable:

Effluent characteristic	Effluent limitations	
	Maximum for any one day	Average of daily values for thirty consecutive days shall not exceed
	mg/l	
COD.....	10.....	5
TSS.....	10.....	5
pH.....	Within the range 6.0 to 9.0.	

**§ 427.94 [Reserved]**

**§ 427.95 Standards of performance for new sources.**

The following standards of performance establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a new source subject to the provisions of this subpart:

Effluent characteristic	Effluent limitations	
	Maximum for any one day	Average of daily values for thirty consecutive days shall not exceed
	mg/l	
COD.....	10.....	5
TSS.....	10.....	5
pH.....	Within the range 6.0 to 9.0.	

**§ 427.96 Pretreatment standards for new sources.**

The pretreatment standards under section 307(c) of the Act for a source within the solvent recovery subcategory, which is a user of a publicly owned treatment works (and which would be a new source subject to section 306 of the Act, if it were to discharge pollutants to the navigable waters), shall be the standard set forth in 40 CFR 128, except that, for the purpose of this section, 40 CFR 128.133 shall be amended to read as follows:

In addition to the prohibitions set forth in 40 CFR 128.131, the pretreatment standard for incompatible pollutants introduced into a publicly owned treatment works shall be the standard of performance for new sources specified in 40 CFR 427.95; *Provided*, That, if the publicly owned treatment works which receives the pollutants is committed, in its NPDES permit, to remove a specified percentage of any incompatible pollutant, the pretreatment standard applicable to users of such treatment works shall, except in the case of standards providing for no discharge of pollutants, be correspondingly reduced in stringency for that pollutant.

**Subpart J—Vapor Absorption**

**§ 427.100 Applicability; description of the vapor absorption subcategory.**

The provisions of this subpart are applicable to discharges resulting from

the removal of volatilized organic materials from atmospheric emissions by means of wet scrubbers.

**§ 427.101 Specialized definitions.**

For the purpose of this subpart:  
(a) Except as provided below, the general definitions, abbreviations and methods of analysis set forth in 40 CFR Part 401 shall apply to this subpart.

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

In establishing the limitations set forth in this section, EPA took into account all information it was able to collect, develop and solicit with respect to factors (such as age and size of plant, raw materials, manufacturing processes, products produced, treatment technology available, energy requirements and costs) which can affect the industry subcategorization and effluent levels established. It is, however, possible that data which would affect these limitations have not been available and, as a result, these limitations should be adjusted for certain plants in this industry. An individual discharger or other interested person may submit evidence to the Regional Administrator (or to the State, if the State has the authority to issue NPDES permits) that factors relating to the equipment or facilities involved, the process applied, or other such factors related to such discharger are fundamentally different from the factors considered in the establishment of the guidelines. On the basis of such evidence or other available information, the Regional Administrator (or the State) will make a written finding that such factors are or are not fundamentally different for that facility compared to those specified in the Development Document. If such fundamentally different factors are found to exist, the Regional Administrator or the State shall establish for the discharger effluent limitations in the NPDES permit either more or less stringent than the limitations established herein, to the extent dictated by such fundamentally different factors. Such limitations must be approved by the Administrator of the Environmental Protection Agency. The Administrator may approve or disapprove such limitations, specify other limitations, or initiate proceedings to revise these regulations. The following limitations establish the quantity or quality of pollutants or pollutant properties which may be discharged by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available: there shall be no discharge of waste water pollutants to navigable waters.

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

The following limitations establish the quantity or quality of pollutants or pollutant properties which may be discharged by a point source subject to the provisions of this subpart after application of the best available technology economically achievable: there shall be no discharge of waste water pollutants to navigable waters.

§ 427.104 [Reserved]

§ 427.105 Standards of performance for new sources.

The following standards of performance establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a new source subject to the provisions of this subpart: there shall be no discharge of waste water pollutants to navigable waters.

§ 427.106 Pretreatment standards for new sources.

The pretreatment standards under section 307(c) of the Act for a source within the vapor absorption subcategory, which is a user of a publicly owned treatment works (and which would be a new source subject to section 306 of the Act, if it were to discharge pollutants to the navigable waters), shall be the standard set forth in 40 CFR 128, except that, for the purpose of this section, 40 CFR 128.133 shall be amended to read as follows:

In addition to the prohibitions set forth in 40 CFR 128.131, the pretreatment standard for incompatible pollutants introduced into a publicly owned treatment works shall be the standard of performance for new sources specified in 40 CFR 427.105; *Provided*, That, if the publicly owned treatment works which receives the pollutants is committed, in its NPDES permit, to remove a specified percentage of any incompatible pollutant, the pretreatment standard applicable to users of such treatment works shall, except in the case of standards providing for no discharge of pollutants, be correspondingly reduced in stringency for that pollutant.

**Subpart K—Wet Dust Collection**

§ 427.110 Applicability; description of the wet dust collection subcategory.

The provisions of this subpart are applicable to discharges resulting from the removal of dust (particulates) from atmospheric emissions by means of wet scrubbers.

§ 427.111 Specialized definitions.

For the purpose of this subpart: (a) Except as provided below, the general definitions, abbreviations and methods of analysis set forth in 40 CFR Part 401 shall apply to this subpart.

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

In establishing the limitations set forth in this section, EPA took into account all information it was able to collect, develop and solicit with respect to factors (such as age and size of plant, raw materials, manufacturing processes, products produced, treatment technology available, energy requirements and costs) which can affect the industry subcategorization and effluent levels established. It is, however, possible that data which would affect these limitations have not been available and, as a result, these limitations should be adjusted for certain plants in this industry. An individual discharger or other interested person may submit evidence to the Regional Administrator (or to the State, if the State has the authority to issue NPDES permits) that factors relating to the equipment or facilities involved, the process applied, or other such factors related to such discharger are fundamentally different from the factors considered in the establishment of the guidelines. On the basis of such evidence or other available information, the Regional Administrator (or the State) will make a written finding that such factors are or are not fundamentally different for that facility compared to those specified in the Development Document. If such fundamentally different factors are found to exist, the Regional Administrator or the State shall establish for the discharger effluent limitations in the NPDES permit either more or less stringent than the limitations established herein, to the extent dictated by such fundamentally different factors. Such limitations must be approved by the Administrator of the Environmental Protection Agency. The Administrator may approve or disapprove such limitations, specify other limitations, or initiate proceedings to revise these regulations. The following limitations establish the quantity or quality of pollutants or pollutant properties which may be discharged by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available:

Effluent Characteristic	Effluent Limitations	
	Maximum for any one day	Average of daily values for thirty consecutive days shall not exceed
	mg/l	
TSS.....	60.....	30
pH.....	Within the range 6.0 to 9.0.	

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

The following limitations establish the quantity or quality of pollutants or pollutant properties which may be discharged by a point source subject to the provisions of this subpart after application of the best available technology economically achievable: there shall be no discharge of waste water pollutants to navigable waters.

§ 427.114 [Reserved]

§ 427.115 Standards of performance for new sources.

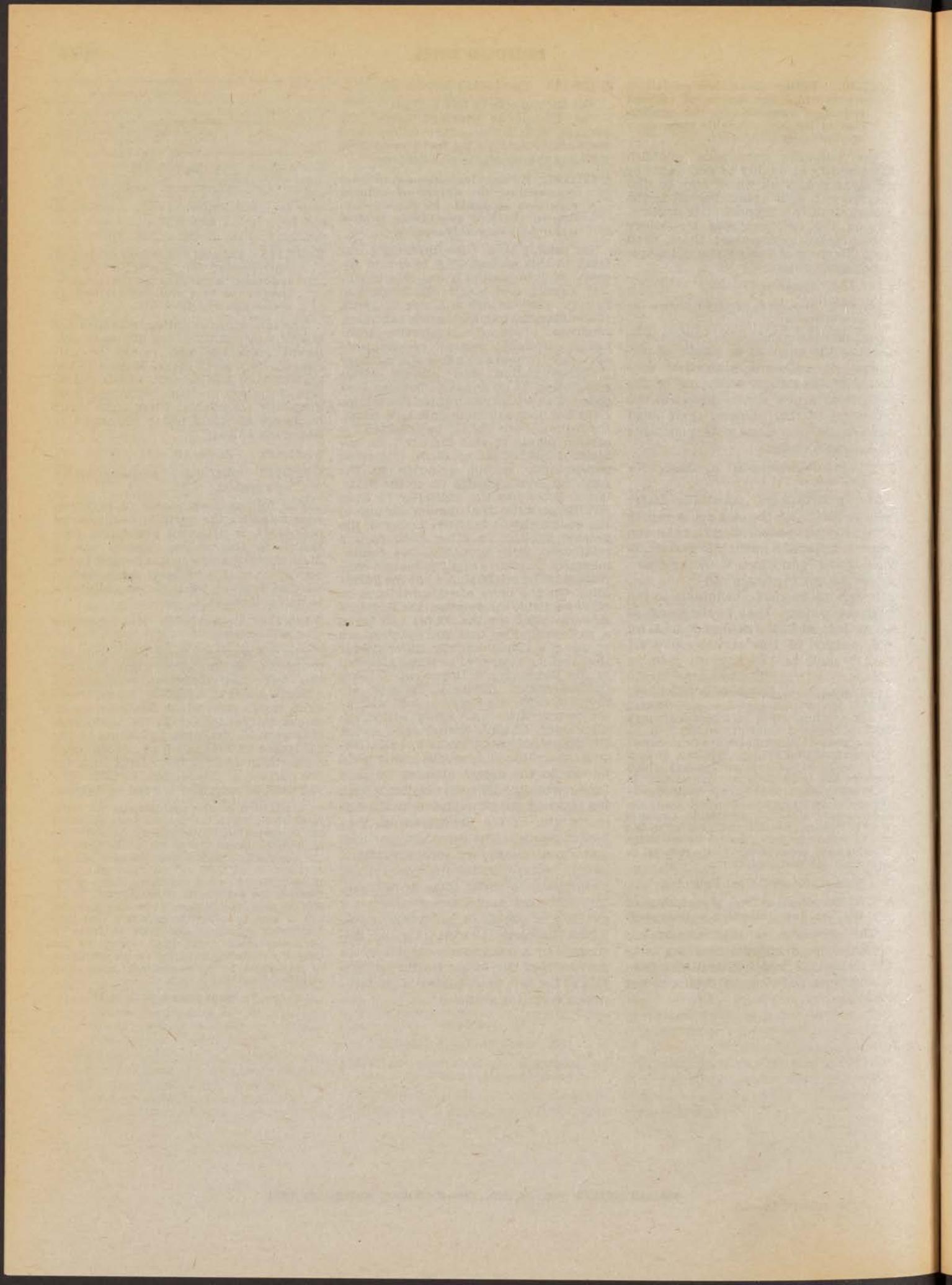
The following standards of performance establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a new source subject to the provisions of this subpart: there shall be no discharge of waste water pollutants to navigable waters.

§ 426.116 Pretreatment standards for new sources.

The pretreatment standards under section 307(c) or the Act for a source within the wet dust collection subcategory, which is a user of a publicly owned treatment works (and which would be a new source subject to section 306 of the Act, if it were to discharge pollutants to the navigable waters), shall be the standard set forth in 40 CFR 128, except that, for the purpose of this section, 40 CFR 128.133 shall be amended to read as follows:

In addition to the prohibitions set forth in 40 CFR 128.131, the pretreatment standard for incompatible pollutants introduced into a publicly owned treatment works shall be the standard of performance for new sources specified in 40 CFR 427.115; provided that, if the publicly owned treatment works which receives the pollutants is committed, in its NPDES permit, to remove a specified percentage of any incompatible pollutant, the pretreatment standard applicable to users of such treatment works shall, except in the case of standards providing for no discharge of pollutants, be correspondingly reduced in stringency for that pollutant.

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PART III

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## ENVIRONMENTAL PROTECTION AGENCY

■

### CIVIL PENALTIES FOR VIOLATION OF OIL POLLUTION PREVENTION REGULATIONS

Interim Regulations

## Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL  
PROTECTION AGENCY

[FRL 230-3]

PART 112—OIL POLLUTION PREVENTION  
MISCELLANEOUS AMENDMENTPART 114—CIVIL PENALTIES FOR VIOLA-  
TION OF OIL POLLUTION PREVENTION  
REGULATIONS

## Interim Regulation

Pursuant to section 311(j) of the Federal Water Pollution Control Act, as amended (33 U.S.C. 1251 et seq.) (the "Act"), the Oil Pollution Prevention Regulations, 40 CFR Part 112, were published in the FEDERAL REGISTER on December 11, 1973 (38 FR 34164), and became effective on January 10, 1974. Their purpose is to prevent oil spills by requiring the preparation of spill prevention plans by July 10, 1974, by owners and operators of facilities that could reasonably be expected to discharge oil in harmful quantities, as defined in 40 CFR Part 110, into the navigable waters.

On July 11, 1974, EPA personnel began inspecting installations subject to the regulations to determine whether a plan has been prepared, whether the plan will be implemented, and whether the plan meets the requirements of the EPA regulations. Also, EPA personnel responding to oil spills from installations subject to 40 CFR Part 112 are investigating to determine, as appropriate, whether the facility has a plan and, after the plan implementation deadline of January 11, 1975, to determine what corrections or plan changes may be warranted.

Owners or operators of facilities are subject to civil penalties under section 311(j)(2) of the Act for failure to comply with any of the provisions of 40 CFR Part 112 and shall be assessed civil penalties in accordance with the provisions set out in this new Part 114. Since plans must have been prepared by July 10, 1974, violations of 40 CFR Part 112 may occur starting on July 10, 1974. It is therefore necessary to amend Part 112 and to issue a new Part 114 as an interim regulation, effective immediately upon publication.

These regulations set forth the procedures for EPA to impose civil penalties under section 311(j)(2) of the Act for violations of EPA's Oil Pollution Prevention Regulations and include provisions for issuing a Notice of Violation, requesting a hearing on the violation, the appointment of the Presiding Officer, conduct of the hearing, and for appeal of an adverse determination to the Administrator.

This interim regulation utilizes informal hearings for the assessment of civil penalties. These informal hearings are not conducted under oath, do not provide for cross-examination of witnesses, do not provide for a verbatim transcript and record, and are not presided over by an Administrative Law Judge. EPA feels that since adverse determinations of presiding officers at these informal hearings

may be appealed to the Administrator, and that since full de novo trials in the United States District Court are available to alleged violators upon request and furthermore since there is no subpoena power under this section of the Act, that informal hearings are in the best interest of both EPA and the public. Specific comment is requested, however, on this point and the Agency welcomes the views of the public concerning whether or not hearings conducted pursuant to section 311(j) of the Act should be informal as in this interim regulation or more formal adjudications that would require the utilization of administrative law judges, verbatim transcripts, the taking of testimony under oath, etc. Comments on this point should consider economic costs to both the EPA and to the public. Time factors should also be considered. The Interim Regulations provide for the utilization of attorneys as presiding officers in civil penalty hearings. It has been suggested, however, that since certain of these hearings would be concerned with issues that were predominantly technical in nature it might be appropriate that in those cases the presiding officer should be someone with technical training and not necessarily an attorney. Specific comment is also requested on this particular point.

Interested persons may submit written comments on this interim regulation to the Environmental Protection Agency, Water Enforcement Division (EG-338), Washington, D.C. 20460, Attention: Mr. Henry P. Stefina. All comments received before October 18, 1974, will be evaluated and considered in the drafting of the final regulation. A copy of all public comments will be available for inspection at Room 3201, Environmental Protection Agency, 401 M Street SW., Washington, D.C. The EPA information regulation, 40 CFR Part 2, provides that a reasonable fee may be charged for copying.

1. In 40 CFR Part 112, § 112.6 is revised to read as follows:

§ 112.6 Civil penalties for violation of  
Oil Pollution Prevention Regulations.

Owners or operators of facilities subject to § 112.3(a), (b) or (c) who violate the requirements of this Part 112 by failing or refusing to comply with any of the provisions of § 112.3, § 112.4 or § 112.5 shall be liable for a civil penalty of not more than \$5,000 for each day such violation continues. Civil penalties shall be imposed in accordance with procedures set out in Part 114 of this subchapter D.

(Secs. 311(j), 501(a), Pub. Law 92-500, 86 Stat. 868, 885 (33 U.S.C. 1321(j), 1361(a)))

2. Chapter I of Title 40 of the Code of Federal Regulations is amended by adding a new Part 114, Civil Penalties for Violation of Oil Pollution Prevention Regulations, to read as follows:

NON-TRANSPORTATION RELATED ONSHORE AND  
OFFSHORE FACILITIES

Sec.  
114.1 General applicability.  
114.2 Violation.

Sec.  
114.3 Determination of penalty.  
114.4 Notice of Violation.  
114.5 Request for hearing.  
114.6 Presiding Officer.  
114.7 Consolidation.  
114.8 Prehearing conference.  
114.9 Conduct of hearing.  
114.10 Decision.  
114.11 Appeal to Administrator.

AUTHORITY: Secs. 311(j), 501(a), Pub. Law 92-500, 86 Stat. 868, 885 (33 U.S.C. 1321(j), 1361(a)).

NON-TRANSPORTATION RELATED ONSHORE  
AND OFFSHORE FACILITIES

## § 114.1 General applicability.

Owners or operators of facilities subject to § 112.3 (a), (b) or (c) of this subchapter who violate the requirements of Part 112 of this Subchapter D by failing or refusing to comply with any of the provisions of § 112.3, 112.4, or 112.5 of this subchapter shall be liable for a civil penalty of not more than \$5,000 for each day such violation continues. Civil penalties shall be assessed and compromised in accordance with this Part. No penalty shall be assessed until the owner or operator shall have been given notice and an opportunity for hearing in accordance with this Part.

## § 114.2 Violation.

Owners or operators of facilities shall be liable for a civil penalty for non-compliance with the requirements of Part 112 of this subchapter, including but not limited to failure to:

- (a) Prepare a Spill Prevention Control and Countermeasure (SPCC) plan in accordance with § 112.3 of this subchapter;
- (b) Have a SPCC plan certified by a Registered Professional Engineer as required by § 112.3 of this subchapter;
- (c) Implement the SPCC plan as required by § 112.3 of this subchapter;
- (d) Submit information after a spill as required by § 112.4 of this subchapter;
- (e) Amend plan as required by § 112.4 of this subchapter;
- (f) Implement amendment as required by § 112.4 of this subchapter;
- (g) Amend plan after change in facility design as required by § 112.6 of this subchapter;
- (h) Review plan every three years as required by § 112.5 of this subchapter;
- (i) Amend plan after review as required by § 112.5; or
- (j) Have amendment certified as required by § 112.5 of this subchapter and implemented.

## § 114.3 Determination of penalty.

(a) In determining the amount of the penalty to be assessed the following factors shall be considered:

- (1) Gravity of the violation; and
  - (2) Demonstrated good faith efforts to achieve rapid compliance after notification of a violation.
- (b) The amount of the civil penalty to be assessed may be settled by compromise at any stage of the proceedings.
- (c) Civil penalties may be assessed by the Regional Administrator where there is no request for a hearing pursuant to § 114.5.

§ 114.4 Notice of Violation.

The Notice of Violation shall be sent to the person charged with a violation and shall specify the:

- (a) Date of issuance;
- (b) Nature of violation, including the law or regulation that he is charged with violating;
- (c) Amount of the maximum penalty;
- (d) Amount of the proposed civil penalty;
- (e) The right to present written explanations, information or any materials in answer to the charges or in mitigation of the penalty, or bearing on the person's efforts to achieve compliance after notification of the violation;
- (f) Manner of the payment of any money which may be paid to the United States;
- (g) Right to request a hearing; and
- (h) The procedures for requesting a hearing including the right to be represented by counsel.

§ 114.5 Request for hearing.

Within thirty (30) days of the date of receipt of a Notice of Violation, the person named in the Notice may request a hearing by submitting a written request signed by or on behalf of such person by a duly authorized officer, director, agent, or attorney-in-fact, to the Regional Administrator.

- (a) Requests for hearings shall:
  - (1) State the name and address of the person requesting the hearing;
  - (2) Enclose a copy of the Notice of Violation; and
  - (3) State with particularity the issues to be raised by such person at the hearing.
- (b) After a request for hearing which complies with the requirements of paragraph (a) of this section has been filed, a hearing shall be scheduled for the earliest practicable date.
- (c) Extensions of the time for the commencement of the hearing may be granted for good cause shown.

§ 114.6 Presiding Officer.

The hearing shall be conducted by the Presiding Officer. The Regional Administrator may designate any attorney in the Environmental Protection Agency to act as the Presiding Officer. No person shall serve as a Presiding Officer where he has any prior connection with the case including without limitation the performance of investigative or prosecuting functions or any other such functions. The Presiding Officer appointed shall have the full authority to conduct the hearing, decide issues and to assess a civil penalty as appropriate.

§ 114.7 Consolidation.

The Presiding Officer may, in his discretion, order consolidation of any hearings held under this Part and arising within one Region whenever he determines that consolidation will expedite or simplify the consideration of the issues presented. The Administrator may, in his discretion, order consolidation, and designate one Region to be responsible for the conduct of any hearings held under this Part which arise in different Regions whenever he determines that consolidation will expedite or simplify the consideration of the issues presented. Consolidation shall not affect the right of any person to raise issues that could have been raised if consolidation had not occurred. At the conclusion of the hearing the Presiding Officer shall render a separate decision for each separate civil penalty case.

§ 114.8 Prehearing conference.

The Presiding Officer may hold one or more prehearing conferences and may issue a hearing agenda which may include, without limitation, decisions with regard to any or all the following:

- (a) Stipulations and admissions;
- (b) Disputed issues of fact;
- (c) hearing procedures including submission of oral or written testimony and the time allotted for oral arguments; and
- (d) any other matter which may expedite the hearing or aid in disposition of any issues raised therein.

§ 114.9 Conduct of hearing.

The hearing shall be held in the general location of the facility where the alleged violation occurred or as agreed to by EPA and the person charged. The Presiding Officer shall have the duty to conduct a fair and impartial hearing, to take action to avoid unnecessary delay in the disposition of proceedings, and to maintain order. The person charged with the violation may offer relevant facts, statements, explanations, and other items which such person feels should be considered in defense to the charges, bearing on the person's efforts to achieve compliance after notification of the violation or which may bear upon the penalty to be assessed. The EPA or other appropriate Agency personnel shall have the opportunity to offer facts, statements, explanations and other items including testimony of other appropriate Agencies personnel in order for the Presiding Officer to be fully informed. In the event the matter cannot be resolved by settlement the person charged with the violation shall be informed in writing, of the decision of the Presiding Officer and shall be advised of his right to appeal.

§ 114.10 Decision.

Within thirty (30) days after the conclusion of the hearings, the Presiding Officer shall issue findings with respect to the matter, including, where appropriate to the amount of the civil penalty. In assessing the civil penalty the Presiding Officer shall consider the factors set forth in § 114.3. A copy of the Presiding Officer's decision shall be sent to the person charged in the Notice of Violation. The decision of the Presiding Officer shall become the final decision of the Environmental Protection Agency unless within fifteen (15) days from the date of receipt of such decision, the person assessed the penalty appeals the decision to the Administrator, or unless the Administrator shall have stayed the effectiveness of the decision pending review.

§ 114.11 Appeal to Administrator.

(a) The person assessed a penalty in the Presiding Officer's determination shall have the right to appeal an adverse decision to the Administrator upon filing a written Notice of Appeal in the form required by paragraph (b) of this section within fifteen (15) days of the date the receipt of the Presiding Officer's decision.

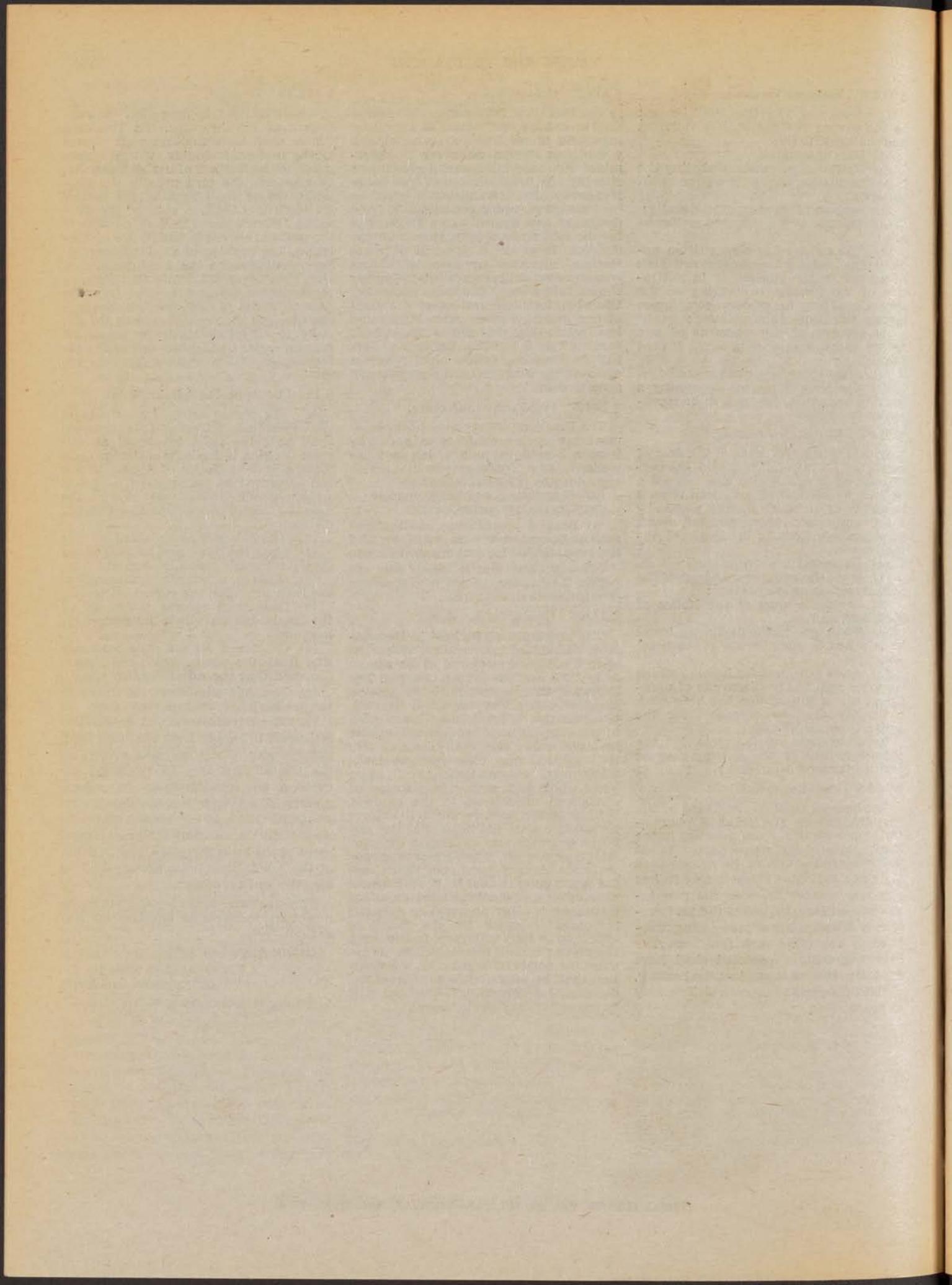
- (b) The Notice of Appeal shall:
  - (1) State the name and address of the person filing the Notice of Appeal;
  - (2) Contain a concise statement of the facts on which the person relies;
  - (3) Contain a concise statement of the legal basis on which the person relies; and
  - (4) Contain a concise statement setting forth the action which the person proposed that the Administrator take.
- (c) The Administrator may delegate this authority to act in a given case.
- (d) The Administrator, after a Notice of Appeal in proper form has been filed, shall render a decision with respect to the appeal promptly. In rendering his decision, the Administrator may adopt, modify, or set aside the decision of the Presiding Officer in any respect and shall include in his decision a concise statement of the basis therefore. The decision of the Administrator on appeal shall be effective when rendered.

*Effective date.* This revised § 112.6 and new Part 114 become effective on August 29, 1974.

Dated: August 19, 1974.

ALAN G. KIRK II,  
Acting Administrator.

[FR Doc.74-19640 Filed 8-28-74;8:45 am]



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PART IV

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## FEDERAL ENERGY ADMINISTRATION

■

## EMPLOYEE STANDARDS OF CONDUCT

## Title 10—Energy

CHAPTER II—FEDERAL ENERGY  
ADMINISTRATION

## PART 203—STANDARDS OF CONDUCT

The Federal Energy Administration hereby issues its Standards of Conduct Regulations applicable to all FEA employees. Given FEA's dual requirements of working closely with the energy industry in order to perform its mission and of maintaining full public confidence in the integrity of the agency, it is essential that FEA employees be held to the highest standards of ethical behavior. The purpose of these regulations is to establish such standards, by which all employees can measure their dealings with other government agencies, the Congress, industry and the general public. The regulations are largely derived from statutes, executive orders, and other federal regulations relating to the conduct of all government employees. In addition, the regulations reflect policies and rules which are unique to FEA and its specific needs.

Among the essential elements of the regulations are the provisions dealing with conflicts of interest. The relevant sections (§§ 203.8 and 203.9) are based upon the federal conflict of interest prohibition of section 208 of Title 18, United States Code. The FEA regulations provide that an employee may not participate personally and substantially in a particular matter in which, to his knowledge, he has a financial interest. Personal and substantial participation in a particular matter includes decision, approval, disapproval, recommendation, the rendering of advice or investigation in any judicial or other proceeding, application, request for ruling or other determination, contract, claim, controversy, charge, accusation or arrest. The term "financial interest" includes the interests of the employee himself or his spouse, minor child, partner, organization in which he is serving as officer, director, trustee, partner or employee, or any person or organization with whom he is negotiating or has any arrangement concerning prospective employment. The FEA prohibition on financial conflicts of interest, then, is substantially similar to the prohibition in 18 U.S.C. 208(a).

The FEA procedure for exempting insubstantial or inconsequential conflicts of interest, however, is more stringent than the usual procedure provided for in 18 U.S.C. 208(b). The latter provision, applicable to all federal agencies, provides that the prohibition on conflicts of interest shall not apply if (1) the employee in question obtains a written determination that the interest is not so substantial as to be deemed likely to affect the services which the Government may expect from him or (2) if by general rule or regulation the financial interest has been exempted as being too remote or inconsequential to affect the integrity of the services of such employee. As applied to FEA employees, the operation of section 208(b) is amended by section 4(1) of the FEA Act, which provides that the exemption and exception provision of

subsection 208(b) may be invoked only by the Administrator of FEA personally. In addition, section 4(1) provides that such exemption or exception shall not become effective, until (1) the Congress has received, ten days prior thereto, a written report containing notice of the Administrator's intent to invoke subsection 208(b), a detailed statement concerning which a conflict exists and in the case of an exemption set forth in clause (1) of such subsection, the nature of the officer's or employee's financial interest or in the case of an exemption set forth in clause (2) of the subsection, the name and statement of financial interest of each person who will come within such exemption; and (2) such written report is published in the FEDERAL REGISTER. Section 203.9 of the FEA regulations was drafted to comply with the statutory requirements of section 4(1) while providing a workable procedure for obtaining exemptions and exceptions when the need arises.

Section 203.9(c) is a general rulemaking which exempts financial interests in widely diversified mutual funds from the conflicts of interest prohibition. Although the procedural requirements of section 4(1) of the FEA Act must be met before an exemption of such interests is effective, it is preferable to deal with this matter by general rulemaking so that the FEA policy of exempting widely diversified mutual funds will be clearly expressed to all employees.

The solicitation and receipt of gratuities, such as free meals and beverages, is a second area in which the FEA regulations expand upon traditional rules regulating the conduct of federal employees. Section 203.14 of the FEA regulations prohibits the solicitation or receipt by FEA personnel of gratuities, including gifts, favors, entertainment, tickets, passes, or transportation from interested parties. The term "interested party" includes any firm, corporation or other entity which (1) is engaged in procurement or business or financial transactions with FEA, (2) conducts operations or activities regulated by FEA or (3) has interests which may be substantially affected by the performance or nonperformance of the official duty of the FEA personnel concerned.

Although the prohibition of receipt or solicitation of gratuities may seem strict, we consider it necessary to eliminate any actual or apparent improprieties which might otherwise occur. The general prohibition is qualified, however, by certain reasonable exceptions enumerated in § 203.14(b). For example, an exception is made for those instances in which the interests of the Government would be served by participation in widely attended luncheons, dinners and similar gatherings sponsored by industrial, technical, and professional associations for the discussion of matters of mutual interest to government and industry. It is the intent of the regulation to strike a reasonable balance between an absolute prohibition and the complete absence of a rule.

Outside employment of FEA employees and other activities which might affect the performance of their services to the agency are also governed in the regulations. Each employee who intends to engage in outside employment must obtain the advance approval of his immediate supervisor. In addition, each employee required to file a Confidential Statement of Employment and Financial Interest must obtain the advance approval of the Counselor.

The regulations also include a section which describes the basic prohibitions on the political activity of government employees. This provision highlights the significant limitations and makes reference to the statutes, executive orders and other regulations which might have a bearing on the issue. Although the section is not a comprehensive treatment of the subject, it serves the purpose of putting employees on notice that there are basic political activity restrictions which must be observed.

These regulations were approved by the Civil Service Commission on August 21, 1974.

In consideration of the foregoing, 10 CFR Chapter II is amended by adding Part 203 as set forth below, effective immediately.

Issued in Washington, D.C., August 21, 1974.

JOHN C. SAWHILL,  
Administrator.

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AUTHORITY: EO 11222, 30 FR 6469, 3 CFR, 1964-1965 Comp., 306; 5 CFR 735.104.

§ 203.1 Purpose and scope.

(a) In order to assure that the business of FEA is conducted effectively, objectively and without improper influence or appearance thereof, all employees must be persons of integrity and observe unquestionable standards of behavior. An employee shall not engage in criminal, infamous, dishonest, immoral, or disgraceful conduct or other conduct prejudicial to the Government. An employee must avoid conflicts of his private interests with his public duties and responsibilities. Also, he must not do indirectly that which is improper for him to do directly. For example, members of his family may not accomplish for him that which he, himself may not do. The propriety of any activity must be considered in relation to general ethical standards of the highest order.

(b) This part is intended to foster the foregoing concepts. It is issued in compliance with the requirements of Executive Order No. 11222 of May 8, 1965, and is based upon the provisions of that order, the regulations of the Civil Service Commission issued thereunder (Part 735 of 5 CFR, Chapter I), and the statutes cited elsewhere in this part.

(c) This part, among other things, reflects prohibitions and requirements imposed by the criminal and civil laws of the United States. However, the paraphrased restatements of criminal and civil statutes contained in this part are designed for information purposes only and in no way constitute an interpretation or construction thereof that is binding upon the Federal Government. Moreover, this part does not purport to paraphrase or enumerate all restrictions or requirements imposed by statutes, Executive Orders, regulations or otherwise upon Federal employees and former Federal employees. The omission of a reference to any such restriction or requirement in no way alters the legal effect of that restriction or requirement and any such restriction or requirement, as the case may be, continues to be applicable to employees in accordance with its own terms. Furthermore, attorneys employed by FEA are subject to the Code of Professional Responsibility and, where applicable, the canons of Professional Ethics of the American Bar Association.

§ 203.2 Applicability.

(a) The regulations in this part apply to all officers and employees of FEA.

(b) Except where specifically provided otherwise, or where limited in terms or by the context to regular employees, all provisions of this part relating to employees are applicable also to special Government employees.

§ 203.3 Definitions.

In this part—

(a) "Employee" or "regular employee" means an officer or employee of FEA but does not include a special Government employee.

(b) "FEA" means the Federal Energy Administration.

(c) "Person" means an individual, a corporation, a company, an association, a

firm, a partnership, a society, a joint stock company, or any other organization or institution.

(d) "Special Government employee" means an officer or employee of FEA who is retained, designated, appointed, or employed to perform, with or without compensation, for not to exceed 130 days during any period of 365 consecutive days, temporary duties, either on a full-time or intermittent basis.

§ 203.4 General standards of conduct.

(a) All employees should conduct themselves on the job in such a manner that the work of FEA is efficiently accomplished and courtesy, consideration, and promptness are observed in dealings with the Congress, the public, and other governmental agencies.

(b) All employees should conduct themselves off the job in such a manner as not to reflect adversely upon FEA or the Federal service.

(c) In all circumstances employees should conduct themselves so as to exemplify the highest standards of integrity. An employee should avoid any action, whether or not specifically prohibited by this part, which might result in, or create the appearance of:

- (1) Using public office for private gain;
- (2) Giving preferential treatment to any person;
- (3) Impeding Government efficiency or economy;
- (4) Losing complete independence or impartiality;
- (5) Making a Government decision outside official channels; or
- (6) Affecting adversely the confidence of the public in the integrity of the Government.

§ 203.5 Responsibilities of supervisors and employees.

(a) Supervisors, because of their day-to-day relationships with employees, are responsible to a large degree for maintaining high standards of conduct. They must become familiar with the FEA Standards of Conduct regulations and apply the standards to work they do and supervise.

(b) The Director of Personnel shall distribute copies of these regulations to each employee and special Government employee in the national office within 30 days after the effective date thereof. In the case of a new employee or special Government employee entering on duty after the date of such distribution, a copy shall be furnished at the time of his processing for appointments. In each Regional Office the distribution will be made by the Director of Personnel. All employees and special Government employees shall familiarize themselves with the contents of this regulation.

(c) Copies of Executive Order No. 11222, regulations, and statutes referred to in § 203.1, together with various explanatory materials, are available for inspection in the Office of Personnel at any time during regular business hours. Employees are encouraged to consult these basic materials in any case of doubt as to the proper application or in-

terpretation of the provisions of this part. Regional Counselors shall provide such materials to personnel of the regions.

(d) Attention of all employees is directed to House Concurrent Resolution 175, 85th Congress, 2d session, 72 Stat. B12, the "Code of Ethics for Government Service", which is attached to this part as Appendix A.

§ 203.6 Interpretation and advisory service: counseling.

(a) The General Counsel will serve as Standards of Conduct Counselor for FEA and shall serve also as the FEA's representative to the Civil Service Commission on matters covered by this part.

(b) The General Counsel shall:

(1) Coordinate the agency's counseling services and assure that counseling and interpretations on questions of conflicts of interest and other matters covered by the regulations in this part are available as needed to Regional Counselors.

(2) Render authoritative advice and guidance on matters covered by the regulations in this part which are presented to him by employees, special Government employees, management or personnel offices in the Washington, D.C., metropolitan area; and

(3) Receive information on and resolve or forward to the Administrator of FEA for consideration conflicts or apparent conflicts which appear in the Statements of Employment and Financial Interests submitted under this part, which are not resolved at a lower level.

(c) The Regional Councils are designated Regional Counselors for all employees of FEA at the Regional level within their respective regions. Regional Counselors shall:

(1) Give authoritative advice and guidance when requested to employees, special Government employees, management officials and personnel offices within their areas of jurisdiction.

(2) Receive information on and attempt to resolve, or refer to the Counselor for FEA, conflicts of interest or appearances of conflicts of interest in Statements of Employment and Financial Interests submitted by employees and special Government employees to whom they are required to give advice and guidance, which are not resolved at lower levels.

(d) Communications between the Counselor and Regional Counselors and an employee shall be confidential, except as deemed necessary by the Administrator or the Counselor to carry out the purposes of this part.

(e) Supervisors shall advise employees who come to them with questions on matters covered by the regulations in this part, or, as they consider appropriate, shall refer such questions to the Counselor or Regional Counselors who have been designated in accordance with paragraphs (b) and (c) of this section.

(f) The Counselor for FEA shall notify all employees and special Government employees of the availability of counseling services. Such notification shall be made within 30 days after the

effective date of this part, and periodically thereafter.

(1) The names and addresses of the Counselor and Regional Counselors will be made available to employees by appropriate bulletins, circulars, or other releases of a current nature. Any employee may also obtain the name and address of his Counselor or Regional Counselor through the personnel office and may seek advice and guidance therefrom, either indirectly through his supervisor or the personnel office, or directly in person, by telephone, or by mail.

(2) In the case of a new employee or special Government employee appointed after the date of such notification, notification shall be given at the time of his entrance on duty.

#### § 203.7 Disciplinary action.

(a) A violation of any provision of this part by an employee may be cause for appropriate disciplinary action which may be in addition to any penalties prescribed by law. (As to remedial action in cases where an employee's financial interests result in a conflict or apparent conflict of interest, see § 203.27.)

(b) Any disciplinary or remedial action taken pursuant to this part shall be effected in accordance with any applicable laws, Executive Orders, and regulations.

#### § 203.8 Conflicts of interest.

(a) A conflict of interest may exist whenever an employee has a personal or private interest in a matter which involves his duties and responsibilities as an employee. The maintenance of public confidence in Government clearly demands that an employee take no action which would constitute the use of his official position to advance his personal or private interests.

(b) Neither the pertinent statutes nor the standards of conduct prescribed in this part are to be regarded as completely comprehensive. Each employee must, in each instance involving a personal or private interest in a matter which also involves his duties and responsibilities as an employee, make certain that his actions do not have the effect or the appearance of the use of his official position for the furtherance of his own interests or those of his family or his business associates.

(c) The principal statutory provisions relating to bribery, graft, and conflicts of interest are contained in Chapter 11 of the Criminal Code, 18 U.S.C. 201-224. Severe penalties are provided for violations, including fine, imprisonment, dismissal from office, and disqualification from holding any office of honor, trust, or profit under the United States.

#### § 203.9 Disqualification because of private financial interests.

(a) Unless authorized to do so as provided hereafter in this section, no employee shall participate personally and substantially as a Government employee in a particular matter in which, to his knowledge, he has a financial interest (18 U.S.C. 208).

(1) For purposes of this section—

(i) An employee participates personally and substantially in a particular matter through decision, approval, disapproval, recommendation, the rendering of advice, investigation, or otherwise;

(ii) A particular matter is a judicial or other proceeding, application, request for ruling or other determination, contract, claim, controversy, charge, accusation or arrest, and

(iii) A financial interest is the interest of the employee himself or his spouse, minor child, partner, organization in which he is serving as officer, director, trustee, partner, or employee, or any person or organization with whom he is negotiating or has any arrangement concerning prospective employment.

(b) An employee who has a financial interest (other than a financial interest exempted under this paragraph or paragraph (c) of this section) in a particular matter which is within the scope of his official duties shall make a full disclosure of that interest to both his supervisor and the Counselor or a Regional Counselor in writing. He shall not participate in such matter unless and until he receives a written determination by the Administrator of FEA pursuant to section 208 of Title 18, United States Code, that the interest is not so substantial as to be deemed likely to affect the integrity of the services which the Government may expect of him. No such determination can be effective until the procedures of paragraph (d) of this section are met. An employee seeking such a determination must submit a written request to the General Counsel of FEA which describes: (1) the interest concerning which a conflict or potential conflict exists; (2) the duties of the employee; (3) the nature of the conflict, potential conflict, or appearance of a conflict of interest; and (4) the reason why the conflict is not likely to affect the employee's services to FEA. The General Counsel shall review all requests submitted pursuant to this paragraph and make such recommendations to the Administrator as he deems appropriate. If the Administrator does not make a determination that the financial interest should be exempted, he shall direct such remedial action as may be appropriate under the provisions of § 203.27.

(c) Pursuant to the provisions of section 208(b)(2) of Title 18, United States Code, the Administrator hereby exempts financial interests in widely diversified mutual funds from the restrictions of paragraph (a) of this section and of section 208(a) of Title 18 as being too remote or inconsequential to affect the integrity of an employee's services in a matter, provided that no exemption under this paragraph can be effective until the procedures of paragraph (d) of this section are met.

(d) In order to give effect to the exemptions provided for in paragraphs (b) and (c) of this section, the Administrator shall:

(1) Send to Congress, ten days prior to the effective date of any such exemption, a written report containing notice of his intention to invoke subsection 208

(b) of Title 18, United States Code, a detailed statement of the subject matter concerning which a conflict exists; and in the case of an exemption set forth in paragraph (b) of this section, the nature of an officer's or employee's financial interest; or in the case of an exemption set forth in paragraph (c) of this section, the name and statement of financial interest of each person who will come within such exemption; and

(2) Publish such written report in the FEDERAL REGISTER.

#### § 203.10 Additional prohibitions—regular employees.

(a) In addition to the disqualification described in § 203.9, a regular employee is subject to the following major prohibitions.

(1) He may not, except in the discharge of his official duties, represent anyone else before a court or Government agency in a matter in which the United States is a party or has an interest. This prohibition applies both to paid and unpaid representation of another (18 U.S.C. 203 and 205).

(2) He may not, after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and in which he participated personally and substantially for the Government (18 U.S.C. 207(a)).

(3) He may not for 1 year after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and which was within the boundaries of his official responsibility during the last year of his Government service (18 U.S.C. 207(b)). (This temporary restraint is permanent if the matter is one in which he participated personally and substantially. See paragraph (a)(2) of this section.)

(4) He may not receive any salary, or supplementation of his Government salary, from a private source as compensation for his services to the Government (18 U.S.C. 209). (See § 203.13.)

(b) Exemptions or exceptions from the prohibitions described in paragraph (a) of this section are permitted under certain circumstances in accordance with the provisions of § 203.12.

#### § 203.11 Conduct and responsibilities of special Government employees.

(a) In addition to the disqualification described in § 203.9, a special Government employee is subject to the following major prohibitions.

(1) He may not, except in the discharge of his official duties—

(i) Represent anyone else before a court or Government agency in a matter in which the United States is a party or has an interest and in which he has at any time participated personally and substantially for the Government (18 U.S.C. 203 and 205), or

(ii) Represent anyone else in a matter pending before FEA unless he served there no more than 60 days during the previous 365 days (18 U.S.C. 203 and

205). He is bound by this restraint despite the fact that the matter is not one in which he has ever participated personally and substantially.

(2) He may not, after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and in which he participated personally and substantially for the Government (18 U.S.C. 207(a)).

(3) He may not, for 1 year after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and which was within the boundaries of his official responsibility during the last year of his Government service (18 U.S.C. 207(b)). (This temporary restraint is permanent if the matter is one in which he participated personally and substantially. See paragraph (a) (2) of this section).

(b) Exemptions or exceptions from the prohibitions described in paragraph (a) of this section are permitted under certain circumstances, in accordance with the provisions of paragraph (d) of § 203.12.

(c) A special Government employee must conduct himself according to ethical behavior of the highest order. In particular,

(1) He must refrain from any use of his office which is, or appears to be motivated by a private gain for himself or other persons, particularly those with whom he has family, business, or financial ties. The fact that the desired gain, if it materializes, will not take place at the expense of the Government makes his actions no less improper.

(2) He must conduct himself in a manner devoid of any suggestion that he is exploiting his Government employment for private advantage. He must not, on the basis of any inside information, enter into any speculation or recommend speculation to members of his family or business associates, in commodities, land, or the securities of any private company. He must obey this injunction even though his duties have no connection whatever with the Government programs or activities which may affect the value of such commodities, land, or securities. He should be careful in his personal financial activities to avoid any appearance of acting on the basis of information obtained in the course of his Government work.

(3) He must not use information not generally available to those outside the Government for the special benefit of a business or other entity by which he is employed or retained or in which he has a financial interest. Information not available to private industry should remain confidential in his hands and not divulged to his private employer or client. In cases of doubt whether information is generally available to the public, the special Government employee should confer with the person who assigns work to him, with the office having functional responsibility for a specific type of in-

formation, or, as appropriate, with the Director of Public Affairs or the officials designated in § 203.6 to give interpretative and advisory service.

(4) He must, where requested by a private enterprise to act for it in a consultant or advisory capacity and the request appears motivated by the desire for inside information, make a choice between acceptance of the tendered private employment and continuation of his Government consultancy. He may not engage in both.

(5) He must not use his position in any way to coerce, or give the appearance of coercing, anyone to provide a financial benefit to him or another person, particularly one with whom he has family, business, or financial ties.

(6) Special government employees are subject to the provisions of paragraphs (a) and (b) of § 203.14, regarding solicitation and receipt of gifts, gratuities, loans, entertainment, favors and other things of value by regular employees.

(7) He may teach, lecture, publish, or write in a manner not inconsistent with the provisions of § 203.16 governing such activities for regular employees.

(d) A special Government employee who has questions about conflicts of interest or the application of the regulations in this part to him or his assigned work should make inquiry of the person who assigns his work. That person will direct him to the Counselor or a Regional Counselor for interpretative and advisory services.

(e) Attention of special Government employees is directed to the provisions of § 203.2 making the provisions of this part generally applicable to their activities.

**§ 203.12 Exemptions and exceptions from prohibitions of conflict of interest statutes.**

(a) Nothing in this part shall be deemed to prohibit an employee, if it is not otherwise inconsistent with the faithful performance of his duties, from acting without compensation as agent or attorney for any person in a disciplinary, loyalty, or other Federal personnel administration proceeding involving such person.

(b) Nothing in this part shall be deemed to prohibit an employee from acting, with or without compensation, as agent or attorney for his parents, spouse, child, or any person for whom, or for any estate for which, he is serving as guardian, executor, administrator, trustee, or other personal fiduciary, except in those matters in which he has participated personally and substantially as a Government employee, through decision, approval, disapproval, recommendation, the rendering of advice, investigation, or otherwise, or which are the subject of his official responsibility, as defined in section 202(b) of Title 18 of the United States Code, provided that the employee obtains prior approval in accordance with the provisions of § 203.16 regarding outside employment.

(c) Nothing in this part shall be deemed to prohibit an employee from giving testimony under oath or from

making statements required to be made under penalty for perjury or contempt.

(d) In addition to the exemptions and exceptions described in this section and in § 203.9 the conflict of interest statutes permit certain exemptions and exceptions in specific circumstances. Such exemptions may be sought by the following procedure:

(1) Any regular employee or special Government employee who desires approval or certification of his activities as provided for by section 205 of Title 18, United States Code, shall make application therefor in writing to the Counselor for FEA.

(2) A former employee, including a former special Government employee, who desires certification with regard to his activities under section 207 of Title 18, United States Code, shall make application therefor in writing to the Counselor for FEA.

(3) The Counselor for FEA shall report promptly to the Administrator of FEA all matters reported to him under this part which require consideration of approvals, certifications, or determinations provided for in sections 205, 207, or 208 of Title 18, United States Code.

**§ 203.13 Salary of employee payable only by United States.**

(a) No employee, other than a special Government employee or an employee serving without compensation, shall receive any salary, or any contribution to or supplementation of salary, as compensation for his services as an employee, from any source other than the Government of the United States, except as may be contributed out of the treasury of any State, county, or municipality (18 U.S.C. 209).

(b) Nothing in this part shall be deemed to prohibit an employee from continuing to participate in a bona fide pension, retirement, group life, health, or accident insurance, profit-sharing, stock bonus, or other employee welfare or benefit plan maintained by a former employer, which does not cause a conflict of interest, appearance of conflict or potential conflict, nor from accepting contributions, awards, or other expenses under Chapter 41 of Title 5, United States Code (the Government Employees Training Act).

**§ 203.14 Gratuities.**

(a) Except as provided in paragraph (b) of this section, FEA personnel will not solicit or accept any gift, gratuity, favor, (including complimentary meals and beverages) entertainment, loan, or any other thing of monetary value either directly or indirectly from any interested party. For the purpose of this section, a gift, gratuity, favor, entertainment, etc., includes any tangible item, intangible benefits, discounts, tickets, passes, transportation, and accommodations or hospitality given or extended to or on behalf of the recipient. An "interested party" is any person, firm, corporation, or other entity which:

(1) Is engaged or is endeavoring to engage in procurement activities or

business or financial transactions of any sort with FEA;

(2) Conducts operations or activities that are regulated by FEA; or

(3) Has interests that may be substantially affected by the performance or nonperformance of the official duty of the FEA personnel concerned.

Gifts, gratuities, favors, entertainment, etc., bestowed upon members of the immediate families of FEA personnel are viewed in the same light as those bestowed upon FEA personnel. Acceptance of gifts, gratuities, favors, entertainment, etc., no matter how innocently tendered and received, from those who have or seek business with FEA may be a source of embarrassment to FEA and the personnel involved, may affect the objective judgment of the recipient and impair public confidence in the integrity of the business relations between FEA and industry.

(b) The restrictions in paragraph (a) of this section do not apply to the following:

(1) Instances in which the interests of the Government are served by participation of FEA personnel in widely attended luncheons, dinners, and similar gatherings sponsored by industrial, technical, and professional associations for the discussion of matters of mutual interest to Government and industry. Participation by FEA personnel is appropriate when the host is an association and not an interested party. Acceptance of gratuities or hospitality from private companies in connection with such association's activities is prohibited.

(2) Speciality advertising items of nominal intrinsic value.

(3) Customary exchange of social amenities between personal friends and relatives when motivated by such relationship and extended on a personal basis.

(4) Things available impersonally to the general public or classes of the general public, such as a free exhibition by an interested party at a world's fair.

(5) Trophies, entertainment, rewards, prizes, given to competitors in contests which are open to the public generally.

(6) Transactions between and among relatives which are personal and consistent with the relationship.

(7) The acceptance of loans from banks or other financial institutions on customary terms to finance proper and usual activities of employees, such as home mortgage loans.

(8) Local transportation provided by an interested party while on official business and when alternative arrangements are clearly impracticable.

(9) Participation in civic and community activities by FEA personnel when the relationship with the interested party can reasonably be characterized as remote, for example, participation in a little league or Combined Federal Campaign luncheon which is subsidized by an interested party.

(10) The acceptance of accommodations, subsistence, or services furnished in kind in connection with official travel,

when authorized by the Administrator or his designee as in the overall Governmental interest. When accommodations, subsistence, or services in kind are furnished to FEA personnel by private sources, appropriate deductions shall be made in the travel, per diem, and other allowances otherwise payable to the personnel. FEA personnel may not accept personal reimbursement from a private source for expenses incident to official travel, unless authorized pursuant to 5 U.S.C. 4111 or other express statutory authority. Rather, any reimbursement must be made to the Government by check payable to the Treasurer of the United States; personnel will be reimbursed by the Government in accordance with regulations relating to reimbursement. In no case shall FEA personnel accept—either in kind or on a reimbursable basis—benefits which are under prudent standards extravagant or excessive in nature.

(11) Situations not specifically covered by paragraph (b) (1)—(10) of this section but in which, in the judgment of the individual concerned, the Government's interest will be served by participation by FEA personnel in activities at the expense of an interested party and in which the Counselor has granted prior approval. When prior consultation with the Counselor is impractical, in those situations in which FEA personnel are offered any gratuity, favor, entertainment, etc., either directly or indirectly from any interested party, and in their judgment the Government's interest is served by acceptance, FEA personnel may accept such offer but must report the circumstances within 48 hours to the Counselor or in the case of regional employees, the Regional Counselor.

(c) Personnel on official business may not accept contractor-provided transportation, meals or overnight accommodations in connection with such official business so long as Government or commercial transportation or quarters are reasonably available. Where, however, the overall Governmental interest would be served by acceptance by FEA personnel of such transportation or accommodations in specific cases, the Administrator or his delegate may authorize it.

(d) The Constitution (article I, section 9, clause 8) prohibits acceptance from foreign governments, except with the consent of Congress, of any emolument, office, or title. The Congress has provided for the receipt and disposition of foreign gifts and decorations in 5 U.S.C. 7342. (See also Executive Order No. 11320, 31 FR 15789, and the regulations pursuant thereto in 22 CFR Part 3 (as added, 32 FR 6569)). Any such gift or thing which cannot appropriately be refused shall be submitted to the Counselor for transmittal to the State Department.

#### § 203.15 Prohibition of contributions or presents to superiors.

FEA personnel shall not solicit a contribution from other officers or employees for a gift to an official superior, make a donation as a gift to an official superior, or accept a gift from an officer or em-

ployee receiving less pay than themselves (5 U.S.C. 7351). However, this section does not prohibit a voluntary gift of nominal value or donation in nominal amount made on a special occasion such as marriage, illness or resignation.

#### § 203.16 Outside employment and other activity.

(a) An employee shall not engage in outside employment or other outside activity not compatible with the full and proper discharge of the duties and responsibilities of his Government employment. Incompatible activities include, but are not limited to:

(1) Acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances in which acceptance may result in, or create the appearance of, a conflict of interest; or

(2) Outside employment which tends to impair the employee's mental or physical capacity to perform his Government duties and responsibilities in an acceptable manner.

(3) Work which identifies FEA or any employee in his official capacity with any organization commercializing products relating to work conducted by FEA or with any commercial advertising matter, or work performed under such circumstances as to give the impression that it is an official act of FEA or represents an official point of view.

(4) Outside work or activity that takes the employee's time and attention during his official work hours.

(b) Within the limitations imposed by this section, employees are encouraged to engage in teaching, lecturing, and writing. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing that is dependent on information obtained as a result of his Government employment, except when that information has been made available to the general public or will be made available on request, or when the Administrator of FEA gives written authorization for the use of non-public information on the basis that the use is in the public interest. In addition, FEA personnel shall not receive compensation or anything of monetary value (such as an honorarium) for any consultation, lecture, discussion, writing, or appearance the subject matter of which is devoted substantially to the responsibilities, programs, or operations of FEA, or which draws substantially on official data or ideas which have not become part of the body of public information.

(c) An employee shall not engage in outside employment with a State or local government, except in accordance with applicable regulations of the Civil Service Commission (Part 734 of 5 CFR, Chapter I).

(d) Neither this section nor § 203.14 precludes an employee from:

(1) Receipt of bona fide reimbursement unless prohibited by law, for actual expenses for travel and such other necessary subsistence as is compatible with

this part and for which no Government payment or reimbursement is made.

(2) Participation in the activities of national or State political parties not proscribed by law. (See § 203.24 regarding political activities.)

(3) Participation in the affairs of, or acceptance of an award for a meritorious public contribution or achievement given by a charitable, religious, professional, social, fraternal, nonprofit educational or recreational, public service, or civic organization.

(e) An employee who intends to engage in outside employment shall obtain the advance approval of his immediate supervisor. In addition, employees required by § 203.25(d) to file a Confidential Statement of Employment and Financial Interest will also obtain approval of the Counselor or, in the case of regional employees, the Regional Counselor. A record of each approval under this paragraph shall be filed in the employee's official personnel folder. In addition, a record of each approval shall be forwarded to the relevant Assistant Administrator or Office Director.

(f) This section does not apply to special Government employees, who are subject to the provisions of § 203.11.

§ 203.17 Financial interests.

(a) An employee may not have a financial interest which—

(1) Is a personal or private industry in a matter which involves his duties and responsibilities as an employee (except as permitted by § 203.9 or authorized pursuant to § 203.12(d)); or

(2) Is entered into in reliance upon, or as a result of, information obtained through his employment; or

(3) Results from active and continuous trading (as distinguished from the making of bona fide investments) which is conducted on such a scale as to interfere with the proper performance of his duties.

(b) Aside from the restrictions prescribed or cited in this part, employees are free to engage in lawful financial transactions to the same extent as any citizen. Employees should be aware that the financial interests of their spouses or minor children may be regarded, for the purposes of this section, as financial interests of the employees themselves. In addition, the financial interests of blood relatives who are full time residents of their households may be regarded as financial interests of the employees themselves.

(c) This section does not apply to special Government employees, who are subject to the provisions of § 203.11.

§ 203.18 Use of Government property.

An employee shall not directly or indirectly use, or allow the use of, Government property or any kind, including property leased to the Government, for other than officially approved activities.

An employee has a positive duty to protect and conserve Government property including equipment, supplies, and other property entrusted or issued to him.

§ 203.19 Nondiscrimination.

An employee shall not be discriminated against because of race, color, religion, national origin, sex, age, politics, marital status, or on the basis of a physical handicap with respect to any position the duties of which may be efficiently performed by a person with a physical handicap. This prohibition applies to both employment and utilization of Federal employees.

§ 203.20 Misuse of information.

(a) For the purpose of furthering a private interest, an employee shall not, except as provided in paragraph (b) of § 203.16, directly or indirectly use, or allow the use of, official information obtained through or in connection with his Government employment which has not been made available to the general public.

(b) An officer or employee of FEA shall not divulge or disclose any trade secrets, processes, financial data or other business information which is submitted to or filed with FEA on a confidential basis and which falls within the purview of 18 U.S.C. 1905.

§ 203.21 Indebtedness.

An employee shall pay each just financial obligation in a proper and timely manner, especially one imposed by law such as Federal, State, or local taxes. For the purpose of this section a "just financial obligation" means one acknowledged by the employee, or reduced to judgment by a court, and "in a proper and timely manner" means in a manner which FEA determines does not, under the circumstances, reflect adversely on the Government as his employer. In the event of dispute between an employee and an alleged creditor, this section does not require FEA to determine the validity or amount of the disputed debt.

§ 203.22 Gambling, betting, and lotteries.

An employee shall not participate, while on Government-owned or leased property or while on duty for the Government, in any gambling activity, including the operation of a gambling device, in conducting a lottery or pool, in a game for money or property, or in selling or purchasing a numbers slip or ticket.

§ 203.23 Political activity.

(a) All employees in the Executive Branch of the Federal Government are subject to basic political activity restrictions in subchapter III of Chapter 73 of title 5, U.S.C. (commonly known as the Hatch Act) and Civil Service Rule IV. Employees are individually responsible for refraining from prohibited political activity. Ignorance of a prohibition does not excuse a violation. This section summarizes provisions of law and regulation concerning political activity of employees.

(b) Intermittent employees are subject to the restrictions when in active duty status only and for the entire 24 hours of any day of actual employment.

(c) Employees on leave, on leave without pay, or on furlough or terminal leave, even though the employees' resignations have been accepted are subject to the restrictions. A separated employee who has received a lump-sum payment for annual leave, however, is not subject to the restriction during the period covered by the lump-sum payment or thereafter, provided he does not return to Federal employment during that period. An employee is not permitted to take leave of absence to work with a political candidate, committee, or organization or become a candidate for office with the understanding that he will resign his position if nominated or elected.

(d) An employee is accountable for political activity by another person acting as his agent or under the employee's direction or control if he is thus accomplishing indirectly what he may not lawfully do directly and openly.

(e) Section 7324 of title 5, U.S.C. (derived from 9(a) of the Hatch Act) provides that employees have the right to vote as they please and the right to express their opinions on political subjects and candidates. Generally, however, they are prohibited from taking an active part in political management or political campaigns or using official authority or influence to interfere with an election or affect its results. The following are exemptions from the restrictions of the statute:

(1) Employees may engage in political activity in connection with any question not specifically identified with any National or State political party. They also may engage in political activity in connection with an election if none of the candidates represents a party any of whose candidates for presidential elector received votes at the last preceding election at which presidential electors were selected.

(2) An exception relates to political campaigns in communities adjacent to the District of Columbia or in communities the majority of whose voters are employees of the Federal Government. Communities in which the exception applies are specifically designated by the Civil Service Commission. Information regarding the localities and the conditions under which the exceptions are granted may be obtained from the personnel office or the FEA Counselor or Regional Counselor.

(3) Intermittent employees are exempt during such time as they are not in active duty status.

(4) The Administrator and Assistant Administrators of FEA, as well as other officials appointed by the President by and with the advice and consent of the Senate, who determine policies to be pursued by the United States in its relations with foreign powers or in the nationwide administration of Federal laws are exempt from the prohibitions concerning active participation in political management and political campaigns.

(f) There are restrictions other than those imposed by subchapter III of Chapter 73 of title 5, U.S.C. (the Hatch Act) and Rule IV which relate to:

- (1) Political contributions and assessments.
- (2) Circulars of solicitation.
- (3) Solicitation in Federal buildings.
- (4) Solicitation by letter.
- (5) Payment by one employee to another.
- (6) Discrimination because of political contributions.
- (7) Purchase and sale of public office.
- (8) Political recommendations and discrimination.
- (9) Other criminal offenses discussed in 18 United States Code, Chapter 29.

Further information concerning these restrictions may be obtained from the Standards of Conduct Counselor.

#### § 203.24 Miscellaneous statutory provisions.

Each employee shall acquaint himself with each statute that relates to his ethical and other conduct as an employee of his agency and of the Government. In particular, attention of employees is directed to the following statutory provisions:

(a) Chapter 11 of Title 18, United States Code, relating to bribery, graft, and conflicts of interest, as appropriate to the employees concerned (See §§ 203.9, 203.10, and 203.11).

(b) The prohibition against lobbying with appropriated funds (18 U.S.C. 1913).

(c) The prohibition against disloyalty and striking (5 U.S.C. 7311, 18 U.S.C. 1918).

(d) The prohibition against the employment of a member of a Communist organization (50 U.S.C. 784).

(e) The prohibition against (1) the disclosure of classified information (18 U.S.C. 793, 50 U.S.C. 783) and (2) the disclosure of confidential business information (18 U.S.C. 1905).

(f) The provision relating to the habitual use of intoxicants to excess (5 U.S.C. 7352).

(g) The prohibition against the misuse of a Government vehicle (31 U.S.C. 638a(c)).

(h) The prohibition against the misuse of the franking privilege (18 U.S.C. 1719).

(i) The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (18 U.S.C. 1917).

(j) The prohibition against fraud or false statements in a Government matter (18 U.S.C. 1001).

(k) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071).

(l) The prohibition against counterfeiting and forging transportation requests (18 U.S.C. 508).

(m) The prohibitions against (1) embezzlement of Government money or property (18 U.S.C. 641); (2) failing to account for public money (18 U.S.C. 643); and (3) embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(n) The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

(o) The prohibition against political activities in subchapter III of chapter 73 of title 5, United States Code and 18 U.S.C. 602, 603, 607, and 608.

(p) The prohibition against an employee acting as the agent of a foreign principal registered under Foreign Agents Registration Act (18 U.S.C. 219).

#### § 203.25 Reporting of employment and financial interests—regular employees.

(a) Not later than 30 days after the effective date of this part, an employee designated in paragraph (d) of this section shall submit through his supervisor to the Counselor or his designee a statement (Appendix B to this part) and a supplemental questionnaire (Appendix D to this part), made available in the Office of Personnel, setting forth the following information:

(1) A list of the names of all corporations, companies, firms, or other business enterprises, partnerships, non-profit organizations, and educational or other institutions with or in which he, his spouse, minor child or other member of his immediate household has—

(i) Any connection as an employee, officer, owner, director, member, trustee, partner, adviser or consultant including an offer for future employment or a temporary absence from employment, such as a leave of absence; or

(ii) Any continuing financial interest, through a pension or retirement plan, shared income, or other arrangement as a result of any current or prior employment or business or professional association; or

(iii) Any financial interest through the ownership of stock, stock options, bonds, securities, or other arrangements including trusts.

(2) A list of the names of his creditors and the creditors of his spouse, minor child or other member of his immediate household, other than those creditors to whom they may be indebted by reason of a mortgage on property which he occupies as a personal residence or to whom they may be indebted for current and ordinary household and living expenses such as those incurred for household furnishings, an automobile, education, vacations, or the like.

(3) A list of his interests and those of his spouse, minor child or other member of his immediate household in real property or rights in lands, other than property which he occupies as a personal residence.

(b) For the purpose of this section "member of his immediate household" means a full-time resident of the employee's household who is related to him by blood.

(c) Before a final offer of employment may be made to an applicant for employment with FEA,

(1) The FEA supervisor to whom the applicant would report shall obtain and review a Confidential Statement of Em-

ployment and Financial Interest from the applicant;

(2) The supervisor to whom the applicant would report shall certify that there is no conflict, appearance of conflict or potential conflict of interest between the interests disclosed on the statement and the proposed duties of the applicant; and

(3) The Counselor or his designee shall make a determination that there is no conflict, appearance of conflict or potential conflict of interest between the interests disclosed on the statement and the proposed duties of the applicant.

(d) Statements of employment and financial interests are required of the following:

(1) Employees paid at a level of the Executive Schedule in subchapter II of chapter 53 of title 5, United States Code, except a Presidential appointee required to file a statement of financial interests under section 401 of Executive Order No. 11222 of May 8, 1965.

(2) Employees in classified positions of grade GS-13 or above, or the equivalent thereof.

(3) Employees occupying positions as auditors, investigators and case resolution officers in classified positions of grade GS-11 or above.

(e) Changes in, or additions to, the information contained in an employee's statement of employment and financial interests shall be reported in a supplementary statement as of June 30 each year. If no changes or additions occur, a negative report is required. Notwithstanding the filing of the annual report required by this paragraph, each employee shall at all times avoid acquiring a financial interest that could result in a violation of the conflicts-of-interest provisions of 18 U.S.C. 208.

(f) If any information required to be included on a statement of employment or financial interests or supplemental questionnaire, including holdings placed in trust, is not known to the employee but is known to another person, the employee shall request that other person to submit the information in his behalf.

(g) Paragraph (a) of this section does not require an employee to submit any information relating to his connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise. For the purpose of this section, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement of employment and financial interests.

(h) FEA shall hold each statement of employment and financial interests and each supplemental questionnaire in confidence. Each person designated to review statements of employment and financial interests and supplemental questionnaires under § 203.27 is responsible

for maintaining the statement in confidence and shall not allow access to, or allow information to be disclosed from, a statement or a questionnaire except to carry out the purpose of this part. FEA may not disclose information from a statement or a questionnaire except as the Civil Service Commission or the Administrator of FEA may determine for good cause shown.

(i) The statements of employment and financial interests and supplementary statements required of employees are in addition to, and not in substitution for, or in derogation of, any similar requirement imposed by law, order, or regulation. The submission of a statement by an employee does not permit him or any other person to participate in a matter in which his or the other person's participation is prohibited by law, order, or regulation.

(j) An employee who believes that his position has been improperly included as one requiring the submission of a statement of employment and financial interests is entitled to obtain a review of his complaint under FEA's grievance procedure.

(k) This section does not apply to special Government employees, who are subject to the provisions of § 203.11.

(l) A regional employee shall submit through his supervisor to the Regional Counselor for his region the statement of employment and financial interest referred to in §§ 203.26 and 203.27.

(m) The Counselor or his designee shall retain the Confidential Statements of employees of the national office. Regional Counselors shall retain the Confidential Statements of regional employees.

**§ 203.26 Reporting of employment and financial interest—special Government employees.**

(a) A special Government employee shall submit through his supervisor to the Counselor or his designee a statement of employment and financial interests (Appendix C to this part) and a supplemental questionnaire (Appendix D to this part), which reports (1) all current Federal Government employment,

(2) the names of all corporations, companies, firms, State or local governmental organizations, research organizations, and educational or other institutions in or for which he is an employee, officer, member, owner, trustee, director, advisor, or consultant, with or without compensation, (3) any financial interest through the ownership of stock, stock options, bonds, securities, or other arrangements including trusts, and (4) the names of all partnerships in which he is engaged.

(b) The statement and supplemental questionnaire required under this section shall be submitted at the time of employment and shall be kept current throughout the term of a special Government employee's service with FEA. A supplementary statement shall be submitted at the time of any reappointment; a negative report will suffice if no changes have occurred since the submission of the last statement.

**§ 203.27 Reviewing statements of financial interests.**

(a) The Counselor or his designee in cooperation with the employee's supervisor shall review the statements required by §§ 203.25 and 203.26 to determine whether there exists a conflict, appearance of conflict or potential conflict, between the interests of the employee or special Government employee concerned and the performance of his service for the Government. In addition, the Counselor or designee shall review the Confidential Statements of regional employees when there exists an appearance of conflict or a potential conflict of interest, when a suspected violation by a regional employee is reported or when a Confidential Statement or recommendation for remedial action is referred to him by a Regional Counselor for review. If the Counselor or designee determines that such a conflict or appearance of conflict exists, he shall discuss with the employee possible ways of eliminating the conflict or appearance of conflict. If he concludes that remedial action should be taken, he shall refer the statement to the Administrator of FEA with his recommendation for such action. The Administrator, after consideration of the employee's explanation and such in-

vestigation as he deems appropriate, shall direct appropriate remedial action if he deems it necessary.

(b) The Regional Counselors shall review the statements of regional employees to determine whether there exists a conflict, appearance of conflict or potential conflict between the interests of the employee or special government employee concerned and the performance of his service for the Government. If the Regional Counselor determines that such a conflict or appearance of conflict exists, he shall discuss with the employee possible ways of eliminating the conflict or appearance of conflict. If he concludes that remedial action should be taken, he shall refer the statement to the Counselor with his recommendation for such action.

(c) Remedial action pursuant to paragraph (a) of this section may include, but is not limited to:

- (1) Changes in assigned duties.
- (2) Divestment by the employee of his conflicting interest.
- (3) Disqualification for a particular action.
- (4) Exemption pursuant to paragraph (b) of § 203.9 or paragraph (d) of § 203.12.
- (5) Disciplinary action.

**§ 203.28 Membership in associations.**

All FEA personnel who are members of nongovernmental associations or organizations must avoid activities on behalf of the association or organization that are incompatible with their official government positions.

**§ 203.29 Reporting suspected violations.**

Personnel who have information which causes them to believe that there has been a violation of a statute or policy set forth in this part will promptly report such incidents to their immediate superiors. If the superior believes there has been a violation, he will report the matter to the Standards of Conduct Counselor or, in the case of regional employees, to the Regional Counselor. Any question or doubt on the part of the immediate superior will be resolved in favor of reporting the matter.

## RULES AND REGULATIONS

APPENDIX A

## Code of Ethics For Government Service

Resolved by the House of Representatives (the Senate concurring) That it is the sense of the Congress that the following Code of Ethics should be adhered to by all Government employees, including office-holders:

## Code of Ethics For Government Service

Any person in Government service should:

1. Put loyalty to the highest moral principles and to country above loyalty to persons, party, or Government department.
2. Uphold the Constitution, laws, and legal regulations of the United States and of all governments therein and never be a party to their evasion.
3. Give a full day's labor for a full day's pay; giving to the performance of his duties his earnest effort and best thought.
4. Seek to find and employ more efficient and economical ways of getting tasks accomplished.
5. Never discriminate unfairly by the dispensing of special favors or privileges to anyone, whether for remuneration or not; and never accept, for himself or his family, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of his governmental duties.
6. Make no private promises of any kind binding upon the duties of office, since a Government employee has no private word which can be binding on public duty.
7. Engage in no business with the Government, either directly or indirectly, which is inconsistent with the conscientious performance of his governmental duties.
8. Never use any information coming to him confidentially in the performance of governmental duties as a means for making private profit.
9. Expose corruption wherever discovered.
10. Uphold these principles, ever conscious that public office is a public trust.

Passed July 11, 1958.

(72 STAT. 812)

APPENDIX B

CONFIDENTIAL STATEMENT OF EMPLOYMENT AND FINANCIAL INTERESTS  
(FOR USE BY GOVERNMENT EMPLOYEES)

1. NAME (last, first, initial)		2. TITLE OF POSITION	
3. DATE OF APPOINTMENT IN PRESENT POSITION		4. AGENCY AND MAJOR ORGANIZATIONAL SEGMENT	

**PART I. EMPLOYMENT AND FINANCIAL INTERESTS.** List the names of all corporations, companies, firms, or other business enterprises, partnerships, nonprofit organizations, and educational, or other institutions: (a) with which you are connected as an employee, officer, owner, director, member, trustee, partner, adviser, or consultant; or (b) in which you have any continuing financial interests, through a pension or retirement plan, shared income, or other arrangement as a result of any current or prior employment or business or professional association; or (c) in which you have any financial interest through the ownership of stock, stock options, bonds, securities, or other arrangements including trusts. If none, write NONE.

NAME & KIND OF ORGANIZATION (USE PART I DESIGNATIONS WHERE APPLICABLE)	ADDRESS	POSITION IN ORGANIZATION (USE PART I (B) DESIGNATIONS, IF APPLICABLE.)	NATURE OF FINANCIAL INTEREST, e.g., STOCK, PRIOR BUSINESS INCOME. (USE PART I (B) & (C) DESIGNATIONS IF APPLICABLE.)

**PART II. CREDITORS.** List the names of your creditors other than those to whom you may be indebted by reason of a mortgage on property which you occupy as a personal residence or to whom you may be indebted for current and ordinary household and living expenses such as household furnishings, automobile, education, vacation, and similar expenses. If none, write NONE.

NAME AND ADDRESS OF CREDITOR	CHARACTER OF INDEBTEDNESS, e.g., PERSONAL LOAN, NOTE, SECURITY

**PART III. INTERESTS IN REAL PROPERTY.** List your interest in real property or rights in lands, other than property which you occupy as a personal residence. If none, write NONE.

NATURE OF INTEREST, e.g., OWNERSHIP, MORTGAGE, LIEN, INVESTMENT TRUST	TYPE OF PROPERTY, e.g., RESIDENCE, HOTEL, APARTMENT, FARM, UNDEVELOPED LAND	ADDRESS. (IF RURAL, GIVE RFD, OR COUNTY AND STATE.)

**PART IV. INFORMATION REQUESTED OF OTHER PERSONS.** If any information is to be supplied by other persons, e.g., trustee, attorney, accountant, relative, please indicate the name and address of such persons, the date upon which you requested that the information be supplied, and the nature of subject matter involved. If none, write NONE.

NAME AND ADDRESS	DATE OF REQUEST	NATURE OF SUBJECT MATTER

I certify that the statements I have made are true, complete, and correct to the best of my knowledge and belief.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

PART V. TO BE COMPLETED BY SUPERVISOR

I certify that I have reviewed the confidential Statement of Employment and Financial Interests of \_\_\_\_\_ in light of his responsibilities as an employee of the Federal Energy Administration under my supervision. It is my opinion that the financial interests disclosed to me present no conflict with the duties now assigned this employee.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name and Title of Immediate Supervisor (typed or printed)

\_\_\_\_\_  
Signature of Immediate Supervisor

**CONFIDENTIAL STATEMENT OF EMPLOYMENT AND FINANCIAL INTERESTS**

For use by an officer or employee as required by section 402 of Executive Order 11222, dated May 8, 1965, Prescribing Standards of Ethical Conduct for Government Officers and Employees.

**GENERAL REQUIREMENTS.**

The information to be furnished in this statement is required by Executive Order 11222 and the regulations of the Civil Service Commission issued thereunder and may not be disclosed except as the Commission or the agency head may determine for good cause shown.

The Order does not require the submission of any information relating to an employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or any similar organization not conducted as a business enterprise and which is not engaged in the ownership or conduct of a business enterprise. Educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed to be "business enterprises" for purposes of this report and should be included.

The information to be listed does not require a showing of the amount of financial interest, indebtedness, or the value of real property.

In the event any of the required information, including holdings placed in trust, is not known to you but is known to another person, you should request that other person to submit the information on your behalf and should report such request in Part IV of your statement.

The interest, if any, of a spouse, minor child, or other member of your immediate household shall be reported in this statement as your interest. If that information is to be supplied by others, it should be so indicated in Part IV. "Member of your immediate household" includes only those blood relations who are full-time residents of your household.

APPENDIX C

CONFIDENTIAL STATEMENT OF EMPLOYMENT AND FINANCIAL INTERESTS (FOR USE BY SPECIAL GOVERNMENT EMPLOYEES)

PART I.--TO BE COMPLETED BY AGENCY

1. NAME (last, first, initial) 2. AGENCY AND MAJOR ORGANIZATIONAL SEGMENT 3. BIRTH DATE (month, day, year) 4. PERIOD OF APPOINTMENT, THIS AGENCY-- FROM: TO: 5a. Estimated number of days on which services are expected to be performed--(1) with this agency ; (2) with other Federal Agencies ; Sum of (1) and (2) b. Number of days already worked for this and other Federal agencies during applicable 365-day period c. Total number of days (sum of a and b)

PART II.--TO BE COMPLETED BY APPOINTEE

1. FEDERAL GOVERNMENT EMPLOYMENT.--List all other Federal agencies and other organizational segments of this Agency in which you are presently employed. If none, write NONE.

Table with 4 columns: AGENCY AND LOCATION, TITLE OR KIND OF POSITION, APPOINTMENT PERIOD (FROM, TO), ESTIMATED NO. OF DAYS

2. NON-FEDERAL EMPLOYMENT.--Name all corporations, companies, firms, State or local Governmental organizations, research organizations, and educational or other institutions in which you are serving as employee, officer, member, owner, trustee, director, expert, adviser, or consultant, with or without compensation. If none, write NONE.

Table with 3 columns: NAME AND KIND OF ORGANIZATION (e.g., manufacturing, research, insurance), LOCATION (City, State), TITLE OR KIND OF POSITION

3. FINANCIAL INTERESTS.

Table with 3 columns: NAME OF ORGANIZATION, KIND OF ORGANIZATION (manufacturing, storage, public utilities, etc.), NATURE OF INTEREST AND IN WHOSE NAME HELD

I CERTIFY that the statements I have made are true, complete, and correct to the best of my knowledge and belief. UNDERSTAND that if, during the period of my appointment, I undertake a new employment, I must promptly file an amended statement

(Date)

(Signature)

PART III.--TO BE COMPLETED BY SUPERVISOR

I certify that I have reviewed the Confidential Statement of Employment and Financial Interests of in light of his responsibilities as an employee of the Federal Energy administration under my supervision. It is my opinion that the financial interests disclosed to me present no conflict with the duties now assigned this employee.

Date

Name and Title of Immediate Supervisor (typed or printed)

FEA-F-83

GPO 879-277

Signature of Immediate Supervisor

**CONFIDENTIAL STATEMENT OF EMPLOYMENT AND FINANCIAL INTERESTS**

For use by a special Government employee as required by section 306 of Executive Order 11222, dated May 8, 1965, Prescribing Standards of Ethical Conduct for Government Officers and Employees.

**GENERAL REQUIREMENTS.**

The information to be furnished in this statement is required by Executive Order 11222 and the regulations of the Civil Service Commission issued thereunder and may not be disclosed except as the Commission or the agency head may determine for good cause shown.

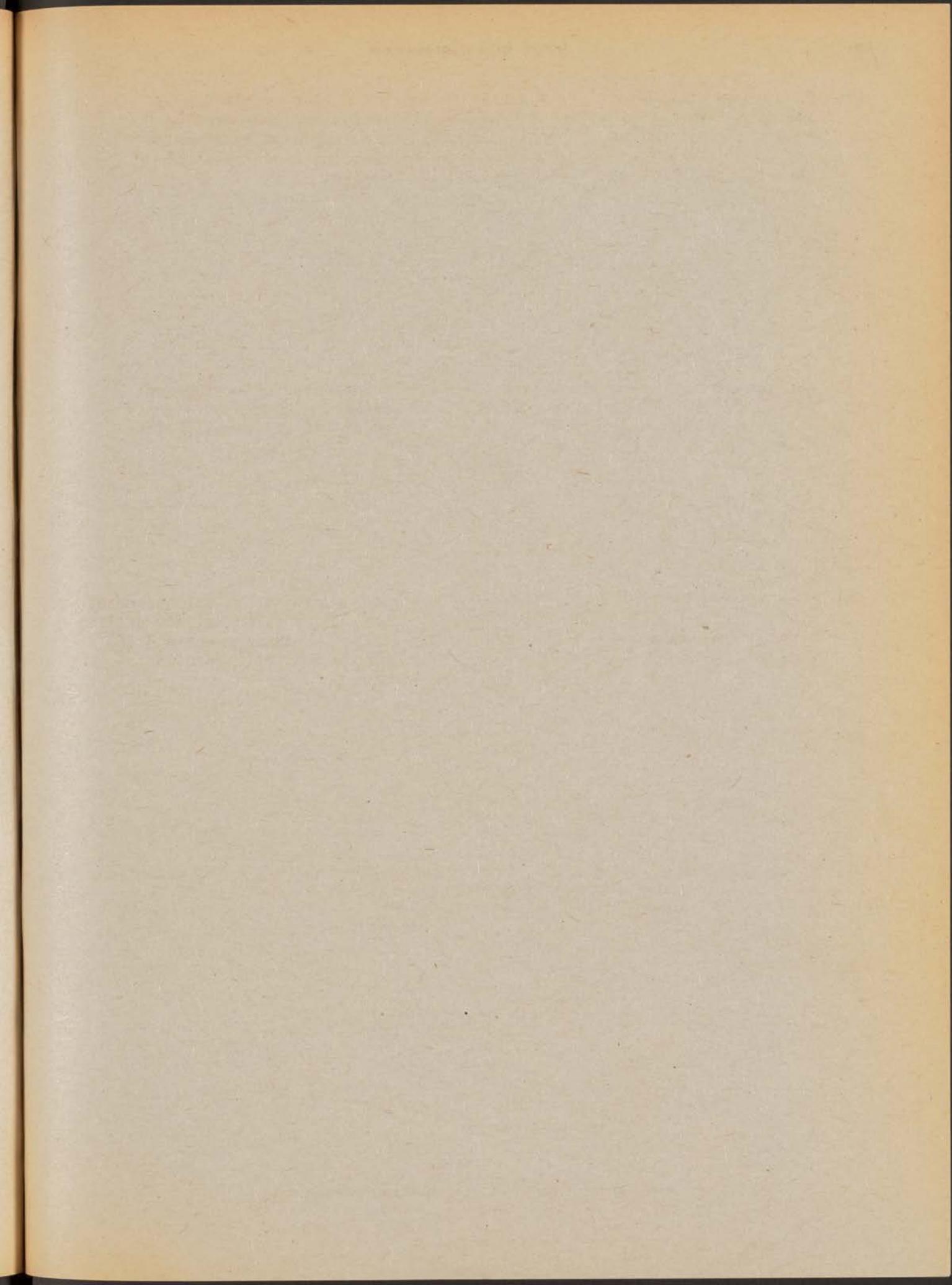
The Order does not require the submission of any information relating to an employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or any similar organization not conducted as a business enterprise and which is not engaged in the ownership or conduct of a business enterprise. Educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed to be "business enterprises" for purposes of this report and should be included.

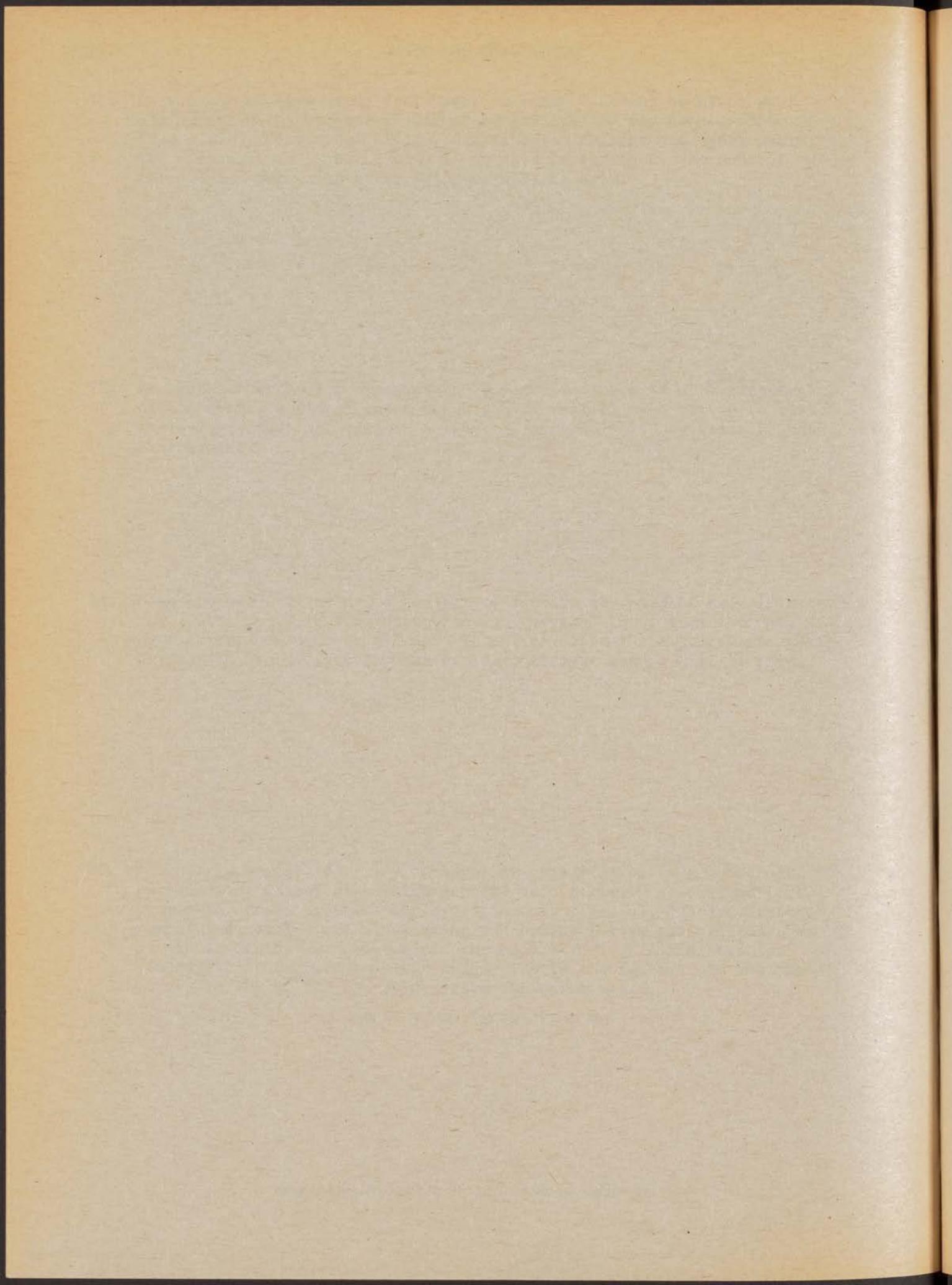
APPENDIX DSupplemental Questions to Confidential Statement of  
Employment and Financial Interests

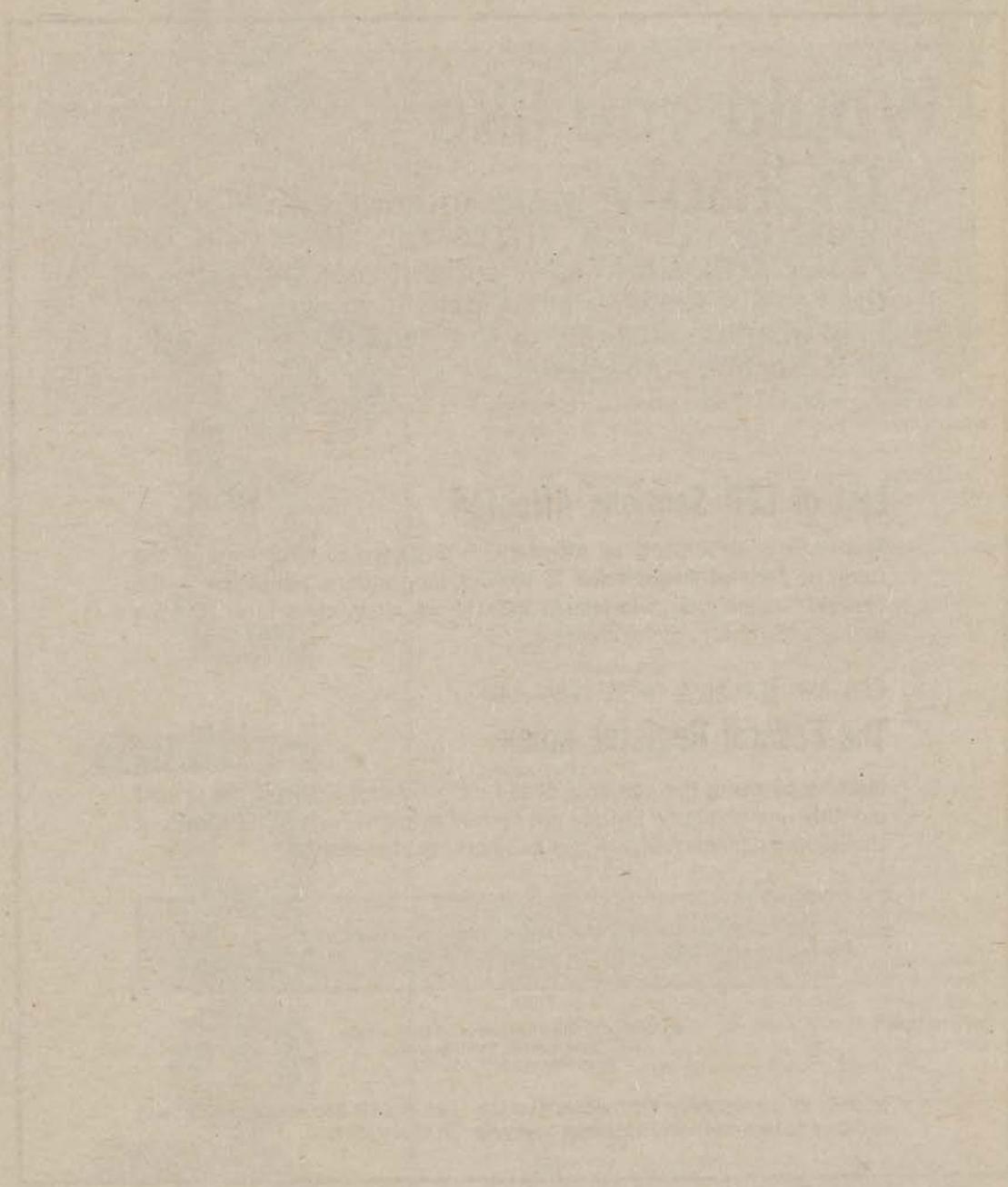
1. Name: \_\_\_\_\_
2. Employment status with FEA ( ) applicant, or ( ) present employee.
3. Date of entrance onto duty (or projected date if applicant): \_\_\_\_\_
4. Job title: \_\_\_\_\_
5. Type of employment (e.g., emergency indefinite, transfer) and whether full-time or intermittent (if intermittent, estimate number of days expected to serve with Government during one year period): \_\_\_\_\_
6. Grade: \_\_\_\_\_
7. Office and division: \_\_\_\_\_
8. Room number and telephone extension (if applicant, give telephone number where you can be reached): \_\_\_\_\_
9. Place of previous employment: \_\_\_\_\_
10. Kind of previous employment: \_\_\_\_\_
11. Do you now have or do you expect to have continuing financial interest through a pension retirement, group life, health or accident insurance, profit-sharing, stock bonus or other welfare or benefit plan maintained by a former employer? If so, describe the interest.

12. Do you now receive or do you expect to receive during or after your employment with the Federal Energy Administration any compensation from a former employer? If so, describe the arrangement under which the compensation is being or will be paid including a statement of the purpose for which it is being or will be paid.
  
13. Are you now or do you expect to be a party to any kind of arrangement with a former employer under which you are entitled to return to their employment, such as being on a leave of absence? If so, describe the arrangement.
  
14. Have you received or do you expect to receive any payment or reimbursement for travel costs (e.g., transportation, moving) to or from the duty station by a former employer or client? If so, describe the arrangement and the purpose for which such payment or reimbursement was or will be paid.
  
15. To your knowledge, does any employer or organization (e.g., business firm, association, union) with which you (a) were formerly associated (i.e., your most recent previous employment or association), (b) are presently associated, or (c) are negotiating concerning future association, have a particular matter pending before the Federal Energy Administration? Do you expect it to have a matter before FEA in the future? If the answer is yes to any of the above, describe the particulars.

[FR Doc.74-19999 Filed 8-26-74;11:07 am]







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