

federal register

February 18, 1975—Pages 6951-7080

TUESDAY, FEBRUARY 18, 1975

WASHINGTON, D.C.

Volume 40 ■ Number 33

Pages 6951-7080



PART I

HIGHLIGHTS OF THIS ISSUE

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

UNEMPLOYMENT COMPENSATION—Labor/MA proposes certain rights for Federal civilian employees; comments by 3-21-75	6984
VETERANS EMPLOYMENT—Labor proposes hiring and advancement requirements for government contractors; comments by 3-20-75.....	6982
VETERANS FAMILY BENEFITS—VA provides for effective dates of rate increases; effective 12-24-70.....	6971
MORTGAGE INSURANCE AND HOME IMPROVEMENT LOANS—HUD/FHA reduces maximum interest rate for certain programs; effective 1-21-75.....	6954
WATER AND WASTE DISPOSAL—USDA/FmHA amends regulation on community facility loans; effective 2-18-75	6951
FARM PROGRAMS—USDA/FmHA amends interest and subsidy rates on certain loans; effective 2-18-75.....	6952
OCCUPATIONALLY HAZARDOUS MATERIALS—Labor/OSHA proposes identification system.....	6986
PRIVATE SCHOOLS—Treasury/IRS proposes guidelines and recordkeeping requirements for establishment of tax exemption; comments by 3-21-75.....	6991

PART II:

AMBIENT AIR QUALITY STANDARDS—

EPA adopts air monitoring reference and equivalent methods (2 documents); effective 2-18-75

EPA proposes certain amendments; comments by 4-4-75.....

PART III:

REAL ESTATE SETTLEMENT—HUD proposes uniform statement and certain procedures; comments by 3-20-75.....

PART IV:

FEDERAL ELECTION EXPENDITURES—GAO establishes 1975 communications media limitations..

reminders

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

Rules Going Into Effect Today

- AEC—Rules of practice, discovery; issues not raised by parties.... 2973; 1-17-75
Licensing of duplicate nuclear power plants; review of standard nuclear power plant designs.. 2974; 1-17-75
DOT/FAA—Commercial operator of large aircraft; transport of animals. 36576; 10-11-74
EPA—Effluent guidelines and standards:
Timber products processing point source category..... 2804; 1-16-75
Glass container manufacturing point source category..... 2952; 1-16-75
FCC—Table of frequency allocation; deletion of US96..... 2813; 1-16-75
Telemetry of scientific data from ocean buoys and animal wildlife. 2813; 1-16-75
FMC—New frequency for ship station use. 2986; 1-17-75
OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION—Petition Procedure for Modification of abatement period..... 3594; 1-23-75

Daily List of Public Laws

NOTE: No acts approved by the President were received by the Office of the Federal Register for inclusion in today's LIST OF PUBLIC LAWS.

ATTENTION: Questions, corrections, or requests for information regarding the contents of this issue only may be made by dialing 202-523-5286. For information on obtaining extra copies, please call 202-523-5240. To obtain advance information from recorded highlights of selected documents to appear in the next issue, dial 202-523-5022.

federal register

Phone 523-5240

Area Code 202



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

The FEDERAL REGISTER provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive orders and Federal agency documents having general applicability and legal effect, documents required to be published by Act of Congress and other Federal agency documents of public interest.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$5.00 per month or \$45 per year, payable in advance. The charge for individual copies is 75 cents for each issue, or 75 cents for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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

HIGHLIGHTS—Continued

MEETINGS—

Interior: Transportation Task Group Committee on Energy Conservation National Petroleum Council, 3-6-75 6996
 BPA: Bonneville Regional Advisory Council, 3-4-75.. 6996
 DOT/FRA: Railroad Operating Rules Advisory Committee, 2-26 and 2-27-75..... 7001
 OMB: Advisory Committee on the Balance of Payments Statistics Presentation, 3-6-75..... 7012
 State:
 Private International Law Advisory Committee, 3-8-75 6991
 Shipping Coordinating Committee, 3-11-75..... 6991
 U.S. National Committee for the International Radio Consultative Committee, Study Group 7, 3-13-75.. 6991
 National Science Foundation:
 History and Philosophy of Science Advisory Panel, 3-7 and 3-8-75..... 7010

Political Science Advisory Panel, 3-6-75..... 7010
 Science Education Advisory Committee, 3-6 and 3-7-75 7010
 HEW/OE:
 National Advisory Council on Adult Education, 3-13 thru 3-15-75..... 7000
 National Advisory Council on Vocational Education, orientation 3-12-75, regular meeting 3-13 and 3-14-75 6999
 FEA: Construction Advisory Committee, 3-11-75..... 7007
 Interior/NPS: Golden Gate National Recreation Area Citizens' Advisory Commission, 3-1-75..... 6997
 CLOSED MEETING—
 DOD: Joint Strategic Target Planning Staff Scientific Advisory Group, 3-11 thru 3-13-75..... 6995

contents

AGRICULTURAL MARKETING SERVICE

Rules
 Limitations of handling:
 Onions grown in south Tex.; correction 6951

AGRICULTURE DEPARTMENT

See also Agricultural Marketing Service; Animal and Plant Health Inspection Service; Farmers Home Administration; Soil Conservation Service.

Rules
 Procurement; miscellaneous amendments 6972

ALCOHOL, TOBACCO, AND FIREARMS BUREAU

Proposed Rules
 Distilled spirits; labeling and advertising; hearing; correction... 6988
 Wine; labeling and advertising; hearing; correction..... 6988

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Proposed Rules
 Horse shows; use of devices and substances; prohibitions..... 6978

BONNEVILLE POWER ADMINISTRATION

Notices
 Meetings:
 Bonneville Regional Advisory Council 6996

CIVIL AERONAUTICS BOARD

Notices
 Hearings, etc.:
 Eastern Air Lines, Inc. and Ozark Air Lines, Inc..... 7002
 Nordair Ltd..... 7002

CHILD DEVELOPMENT OFFICE

Notices
 Child abuse prevention and treatment act; allocations for State grants 7000

COAST GUARD

Rules
 Loran-C system rate structures change; correction..... 6971

COMMERCE DEPARTMENT

See Maritime Administration.
 COMMISSION ON REVIEW OF NATIONAL POLICY TOWARD GAMBLING
 Notices
 Meeting 7002

COMPTROLLER OF THE CURRENCY

Notices
 Authority delegation:
 First Deputy Comptroller of the Currency, et al..... 6991

CUSTOMS SERVICE

Rules
 Drawback statements; amendments 6952
 Proposed Rules
 Air travel clubs; entry and clearance of aircraft..... 6988
 Notices
 Anti-dumping:
 Non-rubber footwear from Argentina 6993
 Foreign currencies; certification of rates 6993

DEFENSE DEPARTMENT

Notices
 Meetings:
 Joint Strategic Target Planning Staff Scientific Advisory Group 6995

EDUCATION OFFICE

Notices
 Meetings:
 Adult Education, National Advisory Council..... 7000
 Vocational Education, National Advisory Council on..... 6999

ENVIRONMENTAL PROTECTION AGENCY

Rules
 Air quality standards; ambient, monitoring and equivalent methods (2 documents).... 7042, 7044
 Pesticide chemicals; tolerances, etc.; crop groups..... 6972

Proposed Rules

Air pollution; ambient air monitoring reference and equivalent methods 7064

Notices

Pesticide registration; applications 7002

FARM CREDIT ADMINISTRATION

Proposed Rules
 Miscellaneous amendments..... 6980

FARMERS HOME ADMINISTRATION

Rules
 Loans and grants:
 Association loans..... 6951
 Farmer programs..... 6952
 Rural housing loans..... 6951
 Notices
 Disaster areas:
 Louisiana 6997
 New Mexico..... 6997

FEDERAL AVIATION ADMINISTRATION

Proposed Rules
 Restricted areas..... 6979

FEDERAL COMMUNICATIONS COMMISSION

Rules
 Earth-to-space transmissions; frequency allocations 6977
 Radio broadcast and cable television; amendments; correction 6977

CONTENTS

Notices			HOUSING AND URBAN DEVELOPMENT DEPARTMENT			MANPOWER ADMINISTRATION		
Applications, etc.:			<i>See also</i> Federal Insurance Administration.			Proposed Rules		
Airsignal of California, Inc. et al.....	7004		Rules			Federal civilian employees; unemployment compensation..... 6984		
Buckeye Communications Co., and Central Mobile Radio Phone Service.....	7006		Delegations to particular positions; reorganization..... 6953			MARITIME ADMINISTRATION		
Country-Politan Broadcasting, Inc., and Tippah Broadcasting Co.....	7006		Mortgage insurance and home improvement loans; changes in interest rates..... 6954			Notices		
FEDERAL ENERGY ADMINISTRATION			Organization and functions: Attorneys-in-fact; list; additions and deletions..... 6956			Applications, etc.:		
Notices			Proposed Rules			Waterman Steamship Corp.... 6999		
Meetings, etc.; Construction Advisory Committee.....	7007		Real estate; settlement procedures..... 7071			Tanker construction program... 6999		
FEDERAL RAILROAD ADMINISTRATION			Notices			NATIONAL AERONAUTICS AND SPACE ADMINISTRATION		
Notices			Authority delegation: Regional administrators, et al... 7000			Notices		
Meetings:			INTERIOR DEPARTMENT			Committees; establishment, renewals, etc.:		
Railroad Operating Rules Advisory Committee.....	7001		<i>See also</i> Bonneville Power Administration; Land Management Bureau; National Park Service; Reclamation Bureau.			NASA Wage Committee... 7010		
United Transportation Union...	7001		Notices			NATIONAL PARK SERVICE		
FEDERAL RESERVE SYSTEM			Meetings:			Notices		
Notices			Transportation Task Group Committee on Energy Conservation National Petroleum Council..... 6996			Meetings:		
Applications, etc.:			INTERNAL REVENUE SERVICE			History and Philosophy of Science Advisory Panel..... 7010		
Carolina National Mortgage Investment Co., Inc.....	7007		Notices			Political Science Advisory Panel..... 7010		
Community Insurance Agency, Inc.....	7009		Private schools; proposed revenue procedure..... 6991			Science Education Advisory Committee..... 7010		
EHS Inc.....	7009		INTERSTATE COMMERCE COMMISSION			NUCLEAR REGULATORY COMMISSION		
First Financial Corp.....	7007		Proposed Rules			Notices		
Profile Bankshares Inc.....	7007		Lease and interchange of vehicles; trip-leasing..... 6981			Applications, etc.:		
T.N.B. Financial Corp.....	7008		Notices			Public Service Co. of Okla..... 7012		
Woodbine Bancorp Inc.....	7008		Abandonment of service: Chesapeake & Ohio Railway Co... 7016			Washington Public Power Supply System (2 documents) - 7010, 7012		
Bank holding companies; operation of travel agencies; extension of comment period.....	7007		Hearing assignments..... 7016			OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION		
FEDERAL INSURANCE ADMINISTRATION			Motor carriers: Irregular route property carriers; gateway eliminations... 7016			Proposed Rules		
Rules			Temporary authority applications..... 7026			Hazardous materials identification; receipt of criteria document..... 6986		
Food insurance program; communities with special hazard areas (2 documents)..... 6957, 6964			LABOR DEPARTMENT			State plans for enforcement of standards: Colorado..... 6987		
FOOD AND DRUG ADMINISTRATION			<i>See</i> Manpower Administration; Occupational Safety and Health Administration.			PENSION BENEFIT GUARANTY CORPORATION		
Rules			Proposed Rules			Proposed Rules		
Animal drugs; Smith Kline Animal Health Products..... 6952			Veterans employment; federal contracts..... 6982			Freedom of information; fee schedules..... 6989		
Notices			Notices			POSTAL RATE COMMISSION		
Food additives:			All items consumer price index; United States city average..... 7016			Rules		
ICI United States, Inc.....	6999		LAND MANAGEMENT BUREAU			Freedom of information; amendments..... 6972		
Syracuse University Research Corp.....	6999		Notices			Notices		
GENERAL ACCOUNTING OFFICE			Withdrawal and reservation of land, proposed, etc.: Colorado..... 6996			Post offices; visits..... 7015		
Notices			MANAGEMENT AND BUDGET OFFICE			RECLAMATION BUREAU		
Regulatory reports review, receipt of proposals..... 7009			Notices			Notices		
Election expenditures, Federal; communications media limitations..... 7079			Clearance of reports; list of requests (2 documents)..... 7013			Environmental statement: Columbia Basin Project, Wash... 6995		
GENERAL SERVICES ADMINISTRATION			Meetings:			SECURITIES AND EXCHANGE COMMISSION		
Notices			Balance of Payments Statistics Advisory Committee..... 7012			Notices		
Enforcement sanctions, proposed; Commercial Envelope Manufacturing Co. Inc..... 7009						Environmental and other socially significant matters; disclosure of and investors' interest in..... 7013		
HEALTH, EDUCATION, AND WELFARE DEPARTMENT						<i>Hearings, etc.:</i>		
<i>See</i> Child Development Office; Education Office; Food and Drug Administration.						Continental Vending Machine Corp..... 7013		

CONTENTS

SOIL CONSERVATION SERVICE

Notices

Environmental statements, etc.:

Anderson River Watershed Project, Ind.....	6997
Denton Creek Watershed (Trinity), Tex.....	6998
Manachie, Bogue Fala, and Bogue Eucuba Creeks Watershed Project, Miss.....	6998
Virgin Islands RC&D Project Measure A-11 Boat Ramp Development	6998

STATE DEPARTMENT

Notices

Meeting:

International Radio Consultative Committee, U.S. National Committee for; Study Group 7	6991
Secretary of State's Advisory Committee on Private International Law, Study Group on Recognition and Enforcement of Foreign Judgments	6991
Shipping Coordinating Committee	6991

TRANSPORTATION DEPARTMENT

See Coast Guard; Federal Aviation Administration; Federal Railroad Administration.

TREASURY DEPARTMENT

See also Alcohol, Tobacco and Firearms Bureau; Comptroller of the Currency; Customs Service; Internal Revenue Service.

Notices

Notes, Treasury:	
Series F-1977.....	6993
Series L-1976.....	6994

VETERANS ADMINISTRATION

Rules

Adjudication; effective date of increased benefits.....	6971
---	------

list of cfr parts affected

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, follows beginning with the second issue of the month. A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1974, and specifies how they are affected.

7 CFR		24 CFR		38 CFR	
959.....	6951	200.....	6953	3.....	6971
1822.....	6951	203.....	6954		
1823.....	6951	205.....	6954	39 CFR	
1843.....	6952	207.....	6954	3001.....	6972
		213.....	6954		
9 CFR		220.....	6955	40 CFR	
PROPOSED RULES:		221.....	6955	50.....	7042
11.....	6978	232.....	6955	51.....	7042
		234.....	6955	53.....	7044
12 CFR		235.....	6955	180.....	6972
PROPOSED RULES:		236.....	6955	PROPOSED RULES:	
611.....	6980	241.....	6955	50.....	7064
613.....	6980	242.....	6955	51.....	7064
614.....	6980	244.....	6956	53.....	7064
615.....	6980	300.....	6956		
616.....	6980	1915 (2 documents)	6957, 6964	41 CFR	
		PROPOSED RULES:		4-1.....	6973
14 CFR		82.....	7072	4-5.....	6976
PROPOSED RULES:				4-16.....	6977
73.....	6979	27 CFR		PROPOSED RULES:	
		PROPOSED RULES:		50-250.....	6982
19 CFR		4.....	6988		
22.....	6952	5.....	6988	47 CFR	
PROPOSED RULES:				2.....	6977
6.....	6988	29 CFR		73.....	6977
		PROPOSED RULES:			
20 CFR		1910.....	6986	49 CFR	
PROPOSED RULES:		1952.....	6987	PROPOSED RULES:	
609.....	6984	2603.....	6989	1057.....	6981
21 CFR		33 CFR			
135.....	6952	62.....	6971		

CUMULATIVE LIST OF PARTS AFFECTED—FEBRUARY

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during February.

3 CFR		7 CFR—Continued		7 CFR—Continued	
PROCLAMATIONS:		1032	6313	PROPOSED RULES—Continued	
2290 (See PLO 5475)	6341	1033	6313	1012	5373
3443 (Amended by Proc. 4346)	5127	1036	6313	1013	5373
4313 (Amended by Proc. 4345)	4893	1040	6313	1015	5373
4344	4891	1044	6313	1030	5373
4345	4893	1046	6313	1032	5163, 5373
4346	5127	1049	6313	1033	5373
4347	5129	1050	6313	1036	5373
4348	5131	1060	6313	1040	5373
4349	5739	1061	6313	1044	5373
4350	5741	1062	6313	1046	5373
EXECUTIVE ORDERS:		1063	6313	1049	5373
August 31, 1869 (Revoked in part by PLO 5483)	6342	1064	6313	1050	5373
October 19, 1875 (Revoked in part by PLO 5483)	6342	1065	6313	1060	5373
July 2, 1910 (Revoked in part by PLO 5475)	6341	1068	6313	1061	5373
June 6, 1914 (Revoked in part by PLO 5478)	6341	1069	6313	1062	5163, 5373
July 23, 1915 (Amended by PLO 5470)	5754	1070	6313	1063	5373
December 27, 1919 (Revoked in part by PLO 5475)	6341	1071	6313	1064	5373
May 26, 1931 (Amended by PLO 5470)	5754	1073	6313	1065	5373
May 26, 1952 (see PLO 5487 and 5488)	6503	1075	6313	1068	5373
1623 (Revoked in part by PLO 5479)	6341	1076	6313	1069	5373
5843 (Amended by PLO 5470)	5754	1078	6313	1070	5373
6844 (Revoked in part by PLO 5480)	6342	1079	6313	1071	5373
11491 (Amended by E.O. 11838)	5743	1090	6313	1073	5373
11616 (See E.O. 11491)	5743	1094	6313	1075	5373
11636 (See E.O. 11491)	5743	1096	6313	1076	5373
11803 (Amended by EO 11837)	4895	1097	6313	1078	5373
11837	4895	1098	6313	1079	5373
11838 (See E.O. 11491)	5743	1099	6313	1090	5373
		1101	6313	1094	5373
		1102	6313	1096	5373
		1104	6313	1097	5373
		1106	6313	1098	5373
		1108	6313	1099	5373
		1120	6313	1101	5373
		1121	6313	1102	5373
		1122	6313	1104	5373
		1125	6313	1106	5373
		1126	6313	1108	5373
		1127	6313	1120	5373
		1128	6313	1121	5373, 5784
		1129	6313	1124	5373
		1130	6313	1125	5373
		1131	6313	1126	5373, 5784
		1132	6313	1127	5373, 5784
		1133	6313	1128	5373, 5784
		1134	6313	1129	5373, 5784
		1136	6313	1130	5373, 5784
		1137	6313	1131	5373
		1138	6313	1132	5373
		1139	6313	1133	5373
		1822	5531, 6951	1134	5373
		1823	6951	1136	5373
		1843	6952	1137	5373
		1890b	5753	1138	5373
		1890d	5753	1139	5373
		1890e	5753, 6639	1844	4919
		1890j	6197	1867	5538
		1890k	6197	1871	5539
		1890l	5753		
		1890n	5532		
		PROPOSED RULES:		8 CFR	
		58	6608	100	4904
		729	6211	204	6765
		946	6505	235	5347
		982	5163		
		1001	5373	9 CFR	
		1002	5373	73	6766
		1004	5373	78	6639
		1006	5773	94	4904
		1007	5373	113	6476
		1011	5373	151	6766
			5373	309	6323

FEDERAL REGISTER

9 CFR—Continued

PROPOSED RULES:

11	6978
50	5784
51	5787

10 CFR

205	6767
211	5139, 6197, 6767
212	6200, 6323
Ruling 1975-1	6768

PROPOSED RULES:

202	6684
205	6371
211	6371, 6372
215	6787
303	5452
305	5452
307	5452

12 CFR

23	6200
201	4904, 6769
522	5532
811	5532

PROPOSED RULES:

225	5794
541	6870
545	6870
611	6980
613	6980
614	6980
615	6980
616	6980

13 CFR

104	5139
114	6640
303	6640
309	6476
314	6769
402	6201

PROPOSED RULE:

402	6212
-----	------

14 CFR

36	6346
39	5347, 6640
	5348, 5754-5756, 6202, 6347, 6641, 6770, 6771
71	4905, 6202, 6203, 6347, 6641, 6772
73	6203
97	5494, 6641
103	5140
250	6347
288	5141, 5756, 5758, 6642
399	4906, 6772

PROPOSED RULES:

25	6506
39	6509, 6675
45	5542
71	4937, 6369, 6509, 6510
73	6979
103	5168
135	6370
207	5371
208	5371
212	5371
214	5371
372	6512
373	6512
378	6512

15 CFR

50	6324
376	4907
804	5003
924	5349

16 CFR

13	6325, 6774
	6476, 6477, 6480-6482, 6773, 6777
304	5495
1500	6210

PROPOSED RULES:

437	6375, 6688
-----	------------

17 CFR

211	6483
230	6484
231	6483
239	6484
240	6644
241	6483
251	6483

PROPOSED RULES:

200	4944
240	5169
250	5372
257	5372

18 CFR

2	6204
32	5142
154	6204

19 CFR

10	5146, 6646
22	6952
141	6647
153	6647
171	5146
172	5146

PROPOSED RULES:

6	6988
---	------

20 CFR

01	6876
02	6876
03	6876
1	6876
2	6876
3	6876
10	6877
25	6891
404	5497
405	5760
618	5498
619	5502

PROPOSED RULES:

404	5163, 5540, 5789
405	6369
609	6984

21 CFR

2	6488
27	5762, 5772
121	5350, 6325, 6326, 6489
135	5147, 6952
135e	6326, 6490
146b	6490
151c	6490
310	5351
442	6355, 6778
630	6778
1240	5620
1250	5620
1304	6779
1308	6779

23 CFR

630	6491
820	6347

24 CFR

20	6491
200	6953
201	5356
203	6954
205	6647, 6954
207	6648, 6954
213	6648, 6954
220	6648, 6955
221	6648, 6955
232	4908, 5775, 6648, 5955
234	6955
235	6648, 6955
236	6648, 6955
241	6955
242	6648, 6955
24	6648, 6958
300	6956
570	5356, 5952
1914	4908, 4909, 5148, 6781-6785
1915	5149, 5151, 6957, 6964
2205	5507

PROPOSED RULES:

82	7072
221	6360

26 CFR

PROPOSED RULES:

1	5537
---	------

27 CFR

PROPOSED RULES:

4	6349, 6988
5	6354, 6988

28 CFR

0	6494
2	5357
15	4910
16	6494

29 CFR

40	6327
102	6204
519	6328
529	5775
1903	6334
1952	4910, 6335
2100	6649
2300	5779
2601	5507

PROPOSED RULES:

1601	6676
1910	4930, 4932, 5792, 6515, 6986
1952	6987
2603	6989

31 CFR

223	6498
235	6785

PROPOSED RULES:

51	5370
----	------

32 CFR

286	4911
295	6336
296	4911
830	6499
881	5362
1811	6204

32A CFR

VI	6500, 6501
----	------------

FEDERAL REGISTER

33 CFR		40 CFR—Continued		45 CFR	
62.....	6338, 6971	427.....	6444	142.....	6343
110.....	6339	430.....	6445	PROPOSED RULES:	
117.....	5147	431.....	6446	205.....	5541
127.....	5147, 5508, 6205	432.....	6446	220.....	6505
160.....	6853	1510.....	6282	249.....	6368
204.....	6502	PROPOSED RULES:			
PROPOSED RULES:		50.....	7064		
110.....	5164	51.....	7064	46 CFR	
117.....	5541	53.....	7064	34.....	6208
128.....	5165	85.....	5169	76.....	6209
175.....	5167	41 CFR		95.....	6209
252.....	5485	Ch. 3.....	4913	142.....	
265.....	5484	4-1.....	6973	181.....	6209
273.....	5489	4-5.....	6976	193.....	6209
34 CFR		4-16.....	6977	310.....	6655
234.....	6780	5A-1.....	5781	531.....	5528
PROPOSED RULES:		5A-5.....	6655		
258.....	6304	9-7.....	5781	47 CFR	
36 CFR		9-16.....	5781	0.....	6473, 6656
602.....	6205	Ch. 9.....	5364	1.....	5365
PROPOSED RULES:		14-3.....	5782	2.....	6209, 6474, 6977
603.....	4938	Ch. 109.....	5364	3.....	6474
299.....	5347	101-39.....	6502	5.....	6474
PROPOSED RULES:		114-30.....	5525	13.....	5366
214.....	6211	114-38.....	5526	21.....	4914
37 CFR		114-39.....	5526	73.....	4915, 4916, 6209, 6449, 6474, 6977
1.....	5158, 6339	114-40.....	5526	76.....	6209
2.....	6361	114-42.....	5526	81.....	5366
PROPOSED RULES:		114-45.....	5526	83.....	5366, 6209
1.....	6361	114-46.....	5527	87.....	5366
2.....	6361	114-47.....	5527	89.....	5159, 5367
4.....	6361	114-52.....	5527	91.....	5159, 5367
		114-60.....	5527	93.....	5159, 5367
38 CFR		PROPOSED RULES:		95.....	5367
3.....	6971	50-250.....	6982	97.....	5367
PROPOSED RULES:		114-50.....	6667	PROPOSED RULES:	
3.....	6688	42 CFR		42.....	6676
39 CFR		72.....	5620	73.....	4939-4942, 5794, 6513
111.....	6206	PROPOSED RULES:		76.....	5371
112.....	6206	110.....	6602	81.....	4942
123.....	6206	43 CFR		49 CFR	
124.....	6206	4.....	5527	1.....	5159, 6656
134.....	6207	PUBLIC LAND ORDERS:		192.....	6345
144.....	6207	1744 (Removed by PLO 5468).....	5753	225.....	5368
154.....	6207	5463.....	5365	570.....	5159
156.....	6207	5464.....	5753	582.....	4918
159.....	6207	5465.....	6208	1033.....	4918, 5161, 5369
161.....	6207	5466.....	5753	1241.....	6660
163.....	6207	5467.....	5753	1250.....	6660
165.....	6207	5468 (Revoked PLO 1744 of October 6, 1958).....	5753	1250.....	6660
171.....	6207	5470 (Amends E.O. of July 22, 1915; E.O. of May 26, 1931, and E.O. 5843).....	5754	1251.....	6661
3001.....	6972	5843 of April 28, 1932).....	5754	1300.....	6504
40 CFR		5471.....	5754	1303.....	6504
35.....	5363	5472.....	6208	1304.....	6504
50.....	7042	5473.....	6207	1306.....	6504
51.....	7042	5474.....	6340	1307.....	6504
52.....	5508, 5523	5475.....	6341	1308.....	6504
53.....	7044	5476.....	6208	1309.....	6504
85.....	5524	5477.....	6207	PROPOSED RULES:	
180.....	6340, 6503, 6972	5478.....	6341	391.....	6510
240.....	5159	5479.....	6341	571.....	4938, 5529
241.....	5159	5480.....	6342	581.....	4938
405.....	6434	5481.....	6342	1057.....	6981
406.....	6435	5482.....	6342	1100.....	4942
407.....	6436	5483.....	6342	1102.....	5374
408.....	6437	5487.....	6503	1104.....	5374
409.....	6439	5488.....	6503	50 CFR	
411.....	6440	5484.....	6342	18.....	6661
412.....	6440	5485.....	6343	28.....	4917, 5530
414.....	6441	5486.....	6343	33.....	5530, 5531, 6663
415.....	5523	PROPOSED RULES:		PROPOSED RULES:	
417.....	6441	2.....	5783	18.....	6664
426.....	6444			219.....	4930
				401.....	6786

FEDERAL REGISTER

FEDERAL REGISTER PAGES AND DATES—FEBRUARY

<i>Pages</i>	<i>Date</i>
4891-5125.....	Feb. 3
5127-5345.....	4
5347-5492.....	5
5493-5737.....	6
5739-6196.....	7
6197-6312.....	10
6313-6447.....	11
6449-6637.....	12
6639-6759.....	13
6761-6949.....	14
6951-7080.....	18

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 7—Agriculture

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

PART 959—ONIONS GROWN IN SOUTH TEXAS

Handling Regulation: Correction

FR Doc. 74-30415 published at page 45203 in the issue dated Tuesday December 31, 1974, is corrected by changing paragraph (b) (5) to read as follows:

"Tolerances for size in the U.S. onion standards shall apply except that for 'repacker' and 'medium' sizes not more than 20 percent, by weight, of onions in any lot may be larger than the maximum diameter specified. Application of tolerances in the U.S. onion standards shall apply."

Dated: February 12, 1975.

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

[FR Doc. 75-4289 Filed 2-14-75; 8:45 am]

CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER B—LOANS AND GRANTS PRIMARILY FOR REAL ESTATE PURPOSES

[FmHA Instruction 444.8]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Subpart G—Rural Housing Site Loan Policies, Procedures and Authorizations

LIMITATIONS

Section 1822.266(c) of Subpart G of Part 1822, Title 7 Code of Federal Regulations, (35 FR 10687) is amended to permit the sale of sites developed with a Section 524 Rural Housing Site loan to additional eligible purchasers as authorized by the Housing and Community Development Act of 1974. Sites that were developed with section 524 Rural Housing Site loans prior to this notice may be sold in accordance with this revision. It is the general policy of the Department of Agriculture to allow time for interested parties to take part in the rulemaking process. However, inasmuch as this amendment implements the Housing and Community Development Act of 1974, the public rulemaking process is unnecessary.

As amended, § 1822.266(c) reads as follows:

§ 1822.266 Limitations.

(c) *Sale of developed sites.* The sites developed with a Section 524 loan must

be for housing low- and moderate-income families and may be sold to families, nonprofit organizations, public agencies, and cooperatives eligible for assistance under any Section of Title V of the Housing Act of 1949, or under any other law which provides financial assistance. For example, this may include:

(1) Individuals with low and moderate incomes eligible for HUD mortgages.

(2) Individuals with low and moderate incomes eligible for VA guaranteed loans.

(3) Individuals with low or moderate incomes eligible for a loan from any private lender which is authorized by law to provide financial assistance for housing.

(4) Nonprofit organizations funded by Federal, State, or local governments carrying out programs for low- and moderate-income families to obtain housing.

(5) State or local public agencies such as a housing authority or a housing finance development agency carrying out programs for low- and moderate-income families to obtain housing.

[42 U.S.C. 1480; delegation of authority by the Sec. of Agri., 7 CFR 2.29; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70]

Effective date. This amendment becomes effective on February 18, 1975.

Dated: February 6, 1975.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

[FR Doc. 75-4339 Filed 2-14-75; 8:45 am]

[FmHA Instruction 442.1]

PART 1823—ASSOCIATION LOANS AND GRANTS—COMMUNITY FACILITIES, DEVELOPMENT, CONSERVATION, UTILIZATION

Subpart A—Community Facility Loans

On page 44666 of the FEDERAL REGISTER of December 26, 1974, there was published notice of a proposed amendment of § 1823.6 of Subpart A of Part 1823. The change to § 1823.6 adds paragraph (b) (4) (i) and (ii) to allow security other than real estate liens and liens on personal property in those States where such security is precluded by State law; and also adds paragraph (c) (3) (i) and (ii) to provide that membership authorization of a project and its financing may not be required under certain conditions. Interested persons were given until January 27, 1975, to submit written comments, suggestions or objections regarding the proposed regulation.

No written objections have been received and the proposed regulation is

adopted without change and is set forth below.

Effective date. This regulation is effective on February 18, 1975.

Dated: February 4, 1975.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

In 7 CFR 1823.6, paragraph (b) (4) is revised and (c) (3) is added to read as follows:

§ 1823.6 Security.

(b) * * *

(4) In those cases where security is not available in accordance with paragraph (b) (3) of this section, a proposal may be considered provided the organization and facilities have:

(i) Been in existence and are able to present evidence of financially successful operation of a similar facility for a period of time sufficient to indicate project success. National Office concurrence is required for those applications in which the applicant has been in existence for less than ten years and/or has not operated on a financially successful basis for at least the last five years.

(ii) Such loans will be secured by an assignment of income and liens on real and personal property as evidenced by real estate mortgages, trust deeds, financing statements, chattel mortgages or statutory liens. If State law precludes securing the loan in such manner, the loan will be secured in the best possible manner consistent with State law and customary security taken by private lenders in the State such as revenue bonds and any other security the State Director determines necessary for a sound loan.

(c) * * *

(3) *Membership authorization.* For organizations other than public bodies, the membership will authorize the project and its financing except that the State Director may, with the concurrence of the Office of the General Counsel, waive such membership authorization when State statutes and the organization's charter and bylaws do not require such authorization; and:

(i) The organization is well established and is operating with a sound financial base; or

(ii) The members of the organization have all signed an enforceable user agreement with a penalty clause and have made the required meaningful user cash contribution, except for members presently receiving service or when State statutes or local ordinances require mandatory use of the facility.

(7 U.S.C. 1989; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70)

[FR Doc.75-4340 Filed 2-14-75; 8:45 am]

SUBCHAPTER D—GUARANTEED LOANS

[FmHA Instructions 449.1, 449.3]

PART 1843—FARMER PROGRAMS

Loan Subsidy Rates, Claims, and Payments

This amendment applies to loans on which a "conditional commitment for Guarantee" is issued after close of business, February 14, 1975. This amendment is being published without notice of proposed rule making inasmuch as the interest rate to be charged is set by § 1843.3 of this part. The proposed rule making procedure is therefore unnecessary.

Section 1843.3, Part 1843, Title 7, Code of Federal Regulations (38 FR 29051, 30102, 30533; 39 FR 15868) is amended by revising paragraph (h) to read as follows:

§ 1843.3 Loan subsidy rates, claims, and payments.

(h) *Current borrower, FmHA, and subsidy rates.*

Loan type	[In percent]		
	Interest rate to borrower	FmHA rate	Subsidy rate
OL.....	8½	9¼	¼
EM for production purposes.....	5	9½	4¼
EM for real estate.....	5	8½	3½
FO, SW, RL.....	5	8½	3½

(7 USC 1989; delegation of authority by the Secretary of Agriculture (7 CFR 2.23); delegation of authority by the Assistant Secretary for Rural Development (7 CFR 2.70))

Effective date. This amendment shall become effective on February 18, 1975.

Dated: February 10, 1975.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

[FR Doc.75-4250 Filed 2-14-75; 8:45 am]

Title 19—Customs Duties

CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 75-44]

PART 22—DRAWBACK

Drawback Statements From Manufacturers or Producers

Sections 22.4(h) and 22.6(a) of the Customs Regulations (19 CFR 22.4(h), 22.6(a)) require each manufacturer or producer of articles intended for exportation with benefit of drawback, to file a drawback statement with the regional commissioner of Customs where his drawback entries will be filed and liquidated. Sections 22.4(h) and 22.6(a) re-

quire that this statement be filed in triplicate or, in certain prescribed instances, in quadruplicate. A transfer of regulatory audit functions within the U.S. Customs Service now permits a reduction of one (1) in the number of copies of the drawback statement required to be filed with the regional commissioner, or, in certain cases, with the Commissioner of Customs.

Accordingly, §§ 22.4(h) and 22.6(a) of the Customs Regulations (19 CFR 22.4(h), 22.6(a)), are amended as set forth below:

The first and second sentences of paragraph (h) of § 22.4 are revised to read as follows:

§ 22.4 Identification of imported merchandise and ascertainment of quantities for allowance of drawback; establishment of drawback rates.

(h) Each manufacturer or producer shall submit to the regional commissioner where his drawback entries will be liquidated a statement in duplicate describing the methods which he will follow and the records which he will keep for the purpose of establishing that the articles upon which drawback will be claimed have been manufactured or produced in the United States with the use of imported duty-paid merchandise within the meaning of section 313(a), Tariff Act of 1930, and that the records of identification, manufacture, or production and storage prescribed in this section have been maintained. In the case of operations under section 313 (b), (d), or (g), Tariff Act of 1930, as amended, and in the case of operations under any combination of section 313(a) with section 313 (b), (d), or (g), the statement in triplicate shall be submitted to the Commissioner of Customs. * * *

Paragraph (a) of § 22.6 is revised to read as follows:

§ 22.6 General drawback rates in effect; approval of drawback statements by Headquarters, U.S. Customs Service, and by regional commissioners.

(a) *Drawback statements; filing and approval by one regional commissioner.* Each manufacturer or producer of articles covered by a drawback rate in this section, except under paragraph (g-1), shall submit to the regional commissioner where drawback entries will be filed, a statement in duplicate describing the methods used in the manufacture or production of the products involved and setting forth the records it agrees to keep for the purpose of complying with the drawback law and regulations and for providing all the data required for the proper liquidation of certificates of manufacture and drawback entries filed hereunder. If the statement shows that the methods and records described therein enable the manufacturer or producer to comply with the law and regulations, the regional commissioner shall approve

the statement and promptly notify the applicant, in writing, of such action. Statements and supplemental statements in triplicate relating to products covered by paragraph (g) (1) of this section shall be forwarded to Headquarters, United States Customs Service, for approval.

(R.S. 251, as amended, sec. 624, 46 Stat. 750 (19 U.S.C. 66, 1624))

Inasmuch as these amendments merely relax present requirements and require no public initiative, notice and public procedure thereon is found to be unnecessary, and good cause exists for dispensing with a delayed effective date under the provisions of 5 U.S.C. 553.

Effective date. These amendments will be effective on February 18, 1975.

[SEAL] VERNON D. ACREE,
Commissioner of Customs.

Approved: February 7, 1975.

DAVID R. MACDONALD,
Assistant Secretary of the
Treasury.

[FR Doc.75-4279 Filed 2-14-75; 8:54 am]

Title 21—Food and Drugs

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

SUBCHAPTER C—DRUGS

PART 135—NEW ANIMAL DRUGS

Subpart C—Sponsors of Approved Applications

CHANGE IN SPONSOR NAME

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512 (1), 82 Stat. 347; 21 U.S.C. 360b(1)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 135 is amended in § 135.501(c) by revising code No. 034 to reflect the new corporate name as follows:

§ 135.501 Names, addresses, and code numbers of sponsors of approved applications.

(c) * * *	
Code No.	Firm name and address.
094....	Smith Kline Animal Health Products, Division of SmithKline Corp., 1500 Spring Garden St., Philadelphia, PA 19101.

Effective date. This order shall be effective February 18, 1975.

(Sec. 512(1), 82 Stat. 347; 21 U.S.C. 360b(1))

Dated: February 11, 1975.

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

[FR Doc.75-4283 Filed 2-14-75; 8:45 am]

Title 24—Housing and Urban Development

CHAPTER II—OFFICE OF ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CREDIT—FEDERAL HOUSING COMMISSIONER (FEDERAL HOUSING ADMINISTRATION), DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SUBCHAPTER A—GENERAL

[Docket No. R-75-317]

PART 200—INTRODUCTION

Subpart D—Delegations to Particular Positions

MISCELLANEOUS AMENDMENTS

The Department is reorganizing its Area Offices to facilitate and improve administration of various programs particularly those involving Housing Production and Mortgage Credit and Community Planning and Development. In each Area Office the Operations Division is being abolished and its respective housing production and community planning functions will now be performed by a new Housing Production and Mortgage Credit Division and a new Community Planning and Development Division. In addition, the position of Environmental Officer is being established and certain other organizational changes are being effected. The reorganization applies to all Area Offices and the Department considers that the public interest will benefit by the earliest possible implementation of this reorganization, even though certain Area Offices have not yet completed the necessary managerial and operating changes. Therefore, this reorganization becomes effective on February 18, 1975. Nevertheless, in those offices where the change cannot yet be effected, titles and positions existing prior to reorganization are being retained, during the transitional period, with all the duties, powers, and authority heretofore conferred upon those positions.

There is being published concurrently with this revision of 24 CFR, Part 200 a Notice of Redefinition by the Assistant Secretary for Community Planning and Development with respect to programs which he administers. Accordingly, subpart D of 24 CFR Part 200 is amended as follows:

1. In part 200, Subpart D, in the Table of Contents, the headings of §§ 200.110, 200.111, 200.112, 200.113, 200.114, 200.115, and 200.116 are revised as set forth below; and §§ 200.112a, 200.113a, and 200.127 are revoked as follows:

Sec.	
200.110	Chief, Valuation Branch or Head, Single-Family Valuation Section and Commitment Appraiser.
200.111	Chief, Mortgage Credit Branch or Head, Single-Family Mortgage Credit Section and Commitment Mortgage Credit Examiner.
200.112	Chief, Mortgage Credit Branch or Head, Multi-Family Mortgage Credit Section.
200.112a	[Revoked]
200.113	Director/Chief Underwriter or Chief, Multi-Family Branch.

Sec.	
200.113a	[Revoked]
200.114	Director/Chief Underwriter or Chief, Single-Family Branch and Deputy Director/Deputy Chief Underwriter.
200.115	Director/Chief Underwriter or Chief, Multi-Family Branch and Multifamily Housing Representative.
200.116	Director/Chief Underwriter and Deputy Director/Deputy Chief Underwriter.
200.127	[Revoked]

2. In § 200.110 the title and text are revised to read as follows:

§ 200.110 Chief, Valuation Branch or Head, Single-Family Valuation Section and Commitment Appraiser.

To the position of Chief, Valuation Branch or Head, Single-Family Valuation Section, in each HUD Area Office, and under his general supervision to the position of Commitment Appraiser, there is delegated the following basic authority and function: To approve conditional commitments to insure 1- to 4-family housing and Title X project mortgages, *Provided, however,* That the issuance of feasibility letters, conditional commitments, or final commitments to insure projects in accordance with section 236 shall require the concurrence, indicated by signature, on the part of the Regional Administrator as to projects for which feasibility letters or conditional commitments were issued after December 15, 1972.

3. In § 200.111 the title and introductory text and paragraph (a) are revised to read as follows:

§ 200.111 Chief, Mortgage Credit Branch or Head, Single-Family Mortgage Credit Section and Commitment Mortgage Credit Examiner.

To the position of Chief, Mortgage Credit Branch or Head, Single-Family Mortgage Credit Section, in each HUD Area Office, and under his general supervision to the position of Commitment Mortgage Credit Examiner, there is delegated the following basic authority and functions:

(a) To approve firm commitments for, and to make interest assistance payment contracts in conjunction with, the insuring of 1- to 4-family housing and Title X project mortgages.

4. In Subpart D, § 200.112 is revised to read as follows:

§ 200.112 Chief, Mortgage Credit Branch or Head, Multifamily Mortgage Credit Section.

To the position of Chief, Mortgage Credit Branch or Head, Multifamily Mortgage Credit Section, in each HUD Area Office, there is delegated the following basic authority and functions:

(a) To approve financial requirements for closing and execute and approve effective date interest reduction payment contracts for multifamily housing programs.

(b) To approve requests for approval of advances under a preliminary loan

contract or under a contract for planning and land acquisition.

(c) To approve requests for approval of advances of funds and requisition of funds for non-permanently financed low-rent public housing.

(d) To approve determinations of minimum development cost for low-rent public housing.

§ 200.112a [Revoked]

5. In Subpart D, § 200.112a is revoked.

6. In § 200.113 the title, introductory text and paragraphs (a) and (c) are revised and paragraph (e) is added to read as follows:

§ 200.113 Director/Chief Underwriter or Chief, Multifamily Branch.

To the position of Director/Chief Underwriter or Chief, Multifamily Branch, in each HUD Area Office, there is delegated the following basic authority and functions:

(a) To direct underwriting processing for the insurance of mortgages in other than 1- to 4-family housing and Title X projects and establish and administer related processing target dates and construction starting dates, to approve preliminary underwriting determinations and recommend their acceptance for the insurance of mortgages in programs other than 1- to 4-family housing and Title X projects, to approve related construction advances and change orders, and to perform the functions and exercise the authorities as set forth in § 200.112.

(c) To approve construction contract awards, acceptance of final inspections, and acceptance of certificates in lieu of audit or audit reports, all as related to the production of college housing.

(e) To make reservations of rent supplement contract authority for section 236 projects.

§ 200.113a [Revoked]

7. In Subpart D, § 200.113a is revoked.

8. In § 200.114 the title, introductory text and paragraphs (b) and (c) are revised to read as follows:

§ 200.114 Director/Chief Underwriter or Chief, Single-Family Branch and Deputy Director/Deputy Chief Underwriter.

To the position of Director/Chief Underwriter, in each HUD Area Office, and under his general supervision to the positions of Deputy Director/Deputy Chief Underwriter and Chief, Single-Family Branch, there is delegated the following basic authority and functions:

(b) To establish and administer 1- to 4-family housing and Title X project mortgage insurance application processing target dates.

(c) To approve applications, subdivision reports, and construction changes related to the production of 1- to 4-family housing and Title X projects.

9. In Subpart D, 200.115 is revised to read as follows:

§ 200.115 Director/Chief Underwriter or Chief, Multifamily Branch.

To the position of Director/Chief Underwriter or Chief, Multifamily Branch, in each HUD Area Office, and under his general supervision to the position of Multifamily Housing Representative, there is delegated the following basic authority and functions:

(a) To coordinate the participation in and support by those activities in the Area Office necessary to achieve required interprogram coordination in dealing with applications for (1) mortgage insurance in programs other than 1- to 4-family housing and Title X projects, (2) low-rent public housing, and (3) other subsidized housing projects.

(b) To approve findings of acceptability of proposals with respect to their completeness, compatibility with program policy, and, as applicable, the satisfaction of eligibility criteria.

10. In Subpart D, the heading, introductory text, and paragraph (a) of § 200.116 are revised to read as follows:

§ 200.116 Director/Chief Underwriter and Deputy Director/Deputy Chief Underwriter.

To the position of Director/Chief Underwriter, in each HUD Area Office, and under his general supervision to the position of Deputy Director/Deputy Chief Underwriter there is delegated the following basic authority and functions:

(a) To direct all activities essential to the insurance of mortgages, including the approval of determinations supporting feasibility letters, commitments and insurance endorsements, and the approval of cost certifications, eligibility statements, regulatory agreements, nonprofit sponsors and housing consultants, all as related to mortgages in programs other than 1- to 4-family housing and Title X projects; to establish and monitor adherence to related processing priorities and schedules, and to perform the functions and exercise the authorities set forth in §§ 200.113, 200.114, and 200.115.

11. In § 200.119, paragraph (b) is revised to read as follows:

§ 200.119 Designation of officials to perform certain functions with respect to the insurance of mortgages.

(b) *Officials designated.* The functions described in paragraph (a) of this section may be exercised by the officials appointed to the following positions:

- (1) The Deputy Area Director.
- (2) The Director/Chief Underwriter.

§ 200.127 [Revoked]

12. In Subpart D, § 200.127, *Area Office Chief Underwriter and Deputy Underwriter*, is revoked.

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

Effective date. This revision shall be effective on February 18, 1975.

DAVID M. DEWILDE,
*Acting Assistant
Secretary-Commissioner.*

[FR Doc. 75-4336 Filed 2-14-75; 8:45 am]

[Docket No. R-75-313]

MORTGAGE INSURANCE AND HOME IMPROVEMENT LOANS

Changes in Interest Rates

The following miscellaneous revisions have been made to this chapter to reduce from 9 percent to 8½ percent the maximum rate of interest for certain mortgage and loan insurance programs under the National Housing Act:

PART 203—MUTUAL MORTGAGE INSURANCE AND INSURED HOME IMPROVEMENT LOANS

Subpart A—Eligibility Requirements

1. Section 203.20(a) is revised to read as follows:

§ 203.20 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or apply sec. 203, 52 Stat. 10, as amended; 12 U.S.C. 1709)

2. Section 203.74(a) is revised to read as follows:

§ 203.74 Maximum interest rate.

(a) The loan shall bear interest at the rate agreed upon by the lender and the borrower, which rate shall not exceed 8½ percent, except that where an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or apply sec. 203, 52 Stat. 10, as amended; 12 U.S.C. 1709)

PART 205—MORTGAGE INSURANCE FOR LAND DEVELOPMENT

Subpart A—Eligibility Requirements

Section 205.50 is revised to read as follows:

§ 205.50 Maximum interest rate.

The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by

the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 1011, formerly Sec. 1010, 79 Stat. 464, 12 U.S.C. 1749j; renumbered P.L. 89-754, Sec. 401(a), 80 Stat. 1271)

PART 207—MULTIFAMILY HOUSING MORTGAGE INSURANCE

Subpart A—Eligibility Requirement

Section 207.7(a) is revised to read as follows:

§ 207.7 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage shall bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies sec. 207, 52 Stat. 16, as amended; 12 U.S.C. 1713)

PART 213—COOPERATIVE HOUSING MORTGAGE INSURANCE

Subpart A—Eligibility Requirements—Projects

1. Section 213.10(a) is revised to read as follows:

§ 213.10 Maximum interest rate.

(a) The mortgage or a supplementary loan shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, or the lender and the borrower, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or apply sec. 213, 64 Stat. 54, as amended; 12 U.S.C. 1715e)

Subpart C—Eligibility Requirement—Individual Properties Released From Project Mortgage

2. Section 213.511(a) is revised to read as follows:

§ 213.511 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not

exceed 8½ percent, except that where an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or apply Sec. 213, 64 Stat. 54, as amended; 12 U.S.C. 1715e)

PART 220—URBAN RENEWAL MORTGAGE INSURANCE AND INSURED IMPROVEMENT LOANS

Subpart C—Eligibility Requirements—Projects

Section 220.576(a) is revised to read as follows:

§ 220.576 Maximum interest rate.

(a) The loan shall bear interest at the rate agreed upon by the lender and the borrower, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the loan may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 220, 68 Stat. 596, as amended; 12 U.S.C. 1715k)

PART 221—LOW COST AND MODERATE INCOME MORTGAGE INSURANCE

Subpart C—Eligibility Requirements—Moderate Income Projects

Section 221.518(a) is revised to read as follows:

§ 221.518 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

Interest shall be payable in monthly installments on the principal amount of the mortgage outstanding on the due date of each installment.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 221, 68 Stat. 599, as amended; 12 U.S.C. 1715l)

PART 232—NURSING HOMES AND INTERMEDIATE CARE FACILITIES MORTGAGE INSURANCE

Subpart A—Eligibility Requirements

Section 232.29(a) is revised to read as follows:

§ 232.29 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies sec. 232, 73 Stat. 663; 12 U.S.C. 1715w)

Subpart C—Eligibility Requirements—Supplemental Loans To Finance Purchase and Installation of Fire Safety Equipment

Section 232.560(a) is revised to read as follows:

§ 232.560 Maximum interest rate.

(a) The loan shall bear interest at the rate agreed upon by the lender and the borrower, which rate shall not exceed 8¾ percent per annum, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the loan may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 232, 73 Stat. 663; 12 U.S.C. 1715w)

PART 234—CONDOMINIUM OWNERSHIP MORTGAGE INSURANCE

Subpart A—Eligibility Requirements—Individually Owned Units

Section 234.29(a) is revised to read as follows:

§ 234.29 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 234, 75 Stat. 160; 12 U.S.C. 1715y)

PART 235—MORTGAGE INSURANCE AND ASSISTANCE PAYMENTS FOR HOME OWNERSHIP AND PROJECT REHABILITATION

Subpart D—Eligibility Requirements—Rehabilitation Sale Projects

Section 235.540 is revised to read as follows:

§ 235.540 Maximum interest rate.

The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interests at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 235, 82 Stat. 477; 12 U.S.C. 1715z)

PART 236—MORTGAGE INSURANCE AND INTEREST REDUCTION PAYMENTS FOR RENTAL PROJECTS

Subpart A—Eligibility Requirements for Mortgage Insurance

Section 236.15 is revised to read as follows:

§ 236.15 Maximum interest rate.

The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 236, 52 Stat. 498; 12 U.S.C. 1715z-1)

PART 241—SUPPLEMENTARY FINANCING FOR INSURED PROJECT MORTGAGES

Subpart A—Eligibility Requirements

Section 241.75 is revised to read as follows:

§ 241.75 Maximum interest rate.

The loan shall bear interest at the rate agreed upon by the lender and the borrower, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the loan may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application. Interest shall be payable in monthly installments on the principal then outstanding.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interpret or applies Sec. 241, 82 Stat. 508, 12 U.S.C. 1715z-b)

PART 242—MORTGAGE INSURANCE FOR HOSPITALS

Subpart A—Eligibility Requirements

Section 242.33 is revised to read as follows:

§ 242.33 Maximum interest rate.

The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application. Interest shall be payable in monthly installments on the principal then outstanding.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies Sec. 242, 82 Stat. 5999; 12 U.S.C. 1715a-7)

PART 244—MORTGAGE INSURANCE FOR GROUP PRACTICE FACILITIES

Subpart A—Eligibility Requirements

Section 244.45 (a) is revised to read as follows:

§ 244.45 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 8½ percent, except that where a letter inviting submission of an application for commitment was issued by the Secretary before January 21, 1975, or an application for commitment was received by the Secretary before January 21, 1975, the mortgage may bear interest at the maximum rate in effect at the time of issuance of the letter or receipt of the application.

(Sec. 1104, 80 Stat. 1275; 12 U.S.C. 1749aaa-3)

Effective date. These amendments shall be effective on January 21, 1975.

DAVID M. DEWILDE,
Acting Assistant Secretary for
Housing Production and
Mortgage Credit—FHA Commissioner.

[PR Doc.75-4300 Filed 2-14-75; 8:45 am]

CHAPTER III—GOVERNMENT NATIONAL MORTGAGE ASSOCIATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SUBCHAPTER A—INTRODUCTION

[Docket No. R-75-210]

PART 300—GENERAL

List of Attorneys-in-Fact

Section 300.11 is amended by revising paragraph (a) to show the addition of new paragraph (d), by adding to paragraph (c) additional names to the list of attorneys-in-fact authorized to act on behalf of the Association and by removing two names from the current list, and by adding a new paragraph (d).

Notice and public procedure on this amendment are unnecessary and impracticable because of the large volume of legal documents that must be executed on behalf of the Association in connection with its recent auctions of mortgages.

1. Paragraph (a) of § 300.11 is revised to read as follows:

§ 300.11 Power of attorney.

(a) The Association does hereby make, constitute, and appoint each of the persons named in paragraphs (c) and (d) of this section its true and lawful attorney-in-fact, for the Association and in its name and stead:

2. Paragraph (c) of § 300.11 is amended by deleting the following names from the current list of attorneys-in-fact:

Name	Region
Hugh J. McConville.....	Dallas, Tex.
Jack Tuggle.....	Los Angeles, Calif.

3. Paragraph (c) of § 300.11 is further amended by adding the following names in alphabetical sequence to the current list of attorneys-in-fact:

Name	Region
Burleigh O. Burslem.....	Washington, D.C.
Frederick W. Mowatt.....	Do.

4. A new paragraph (d) is added as follows:

(d) The persons appointed attorneys-in-fact by paragraph (a) of this section are:

Federal Home Loan Mortgage Corporation, created under the laws of the United States:

Philip R. Brinkerhoff.....	Washington, D.C.
Douglas R. Cottrell.....	Atlanta, Ga.
James W. Cotta.....	Pittsburgh, Pa.
Eugene F. Dunn.....	Lanham, Md.
Robert J. Eisenberg.....	Boston, Mass.
Kan Halterman.....	Little Rock, Ark.
Philip N. Harrington.....	Washington, D.C.
David G. Herold.....	Boston, Mass.
Rob L. Hollingsworth.....	Seattle, Wash.
John Horseman, Sr.....	Washington, D.C.
Victor H. Indiek.....	Do.
David S. Latimore.....	Atlanta, Ga.
Lee Linkroum.....	Los Angeles, Calif.
John E. Lott.....	Chicago, Ill.
Michael J. Materie.....	Seattle, Wash.
Michael S. Meyer.....	San Francisco, Calif.
Walter P. Moenning, Jr.....	Indianapolis, Ind.
Randall M. Nay.....	Des Moines, Iowa
Jerry C. Nelson.....	Little Rock, Ark.
Robert K. Ostengaard.....	Los Angeles, Calif.
Louis C. Paretti.....	New York, N.Y.
Edwin G. Pearce.....	Denver, Colo.
Paul Quinn.....	Do.
William R. Thomas, Jr.....	Cincinnati, Ohio
Gilford Walters.....	Chicago, Ill.

Effective date. This amendment shall be effective on February 18, 1975.

DANIEL P. KEARNEY,
President, Government National
Mortgage Association.

[PR Doc.75-4301 Filed 2-14-75; 8:45 am]

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION,
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI 471]

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, Section 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

§ 1915.3 List of communities with special hazard areas.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Alabama	Chambers	Unincorporated areas.	H 010026 01 through H 010026 15	Alabama Development Office, Office of State Planning, State Planning, State Office Bldg., 501 Dexter Ave., Montgomery, Ala. 36104. Alabama Insurance Department, Room 453, Administrative Bldg., Montgomery, Ala. 36104.	County of Chambers, County Commissioners, County Courthouse, Lafayette, Ala. 36862.	Dec. 27, 1974.
Do.	Cherokee	Centre, city of	H 010233 01 through H 010233 04	.....do.....	Mayor, City of Centre, City Hall, Centre, Ala. 35660.	Feb. 7, 1975.
Do.	Geneva	Black, town of	H 010257 01 through H 010257 02	.....do.....	Town Manager, Town of Black, Black, Ala. 36314.	Do.
Do.	St. Clair	Steele, town of	H 010291 01 through H 010291 03	.....do.....	Town Manager, Town of Steeles, Steele, Ala. 35687.	Do.
California	Kern	Wasco, town of	H 090085A 01	Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95802. California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012.	Mayor, City Hall, Town of Wasco, 764 East St., Wasco, Calif. 93280.	May 17, 1974. Feb. 7, 1975.
Do.	Stanislaus	Newman, city of	H 060388 01	.....do.....	Mayor, City of Newman, Newman, Calif. 95360.	Feb. 7, 1975.
Do.	Contra Costa	Brentwood, city of	H 060439 01	.....do.....	City manager, City of Brentwood, Brentwood, Calif. 94513.	Do.
Do.	Plumas	Portola, city of	H 060456 01 through H 060456 02	.....do.....	City Manager, City of Portola, Portola, Calif. 96122.	Do.
Colorado	Douglas	Unincorporated areas.	H 080049 01 through H 080049 21	Colorado Water Conservation Board, Room 102, 1845 Sherman St., Denver, Colo. 80203. Colorado Division of Insurance, 109 State Office Bldg., Denver, Colo. 80203.	Douglas County Planning Office, P.O. Box 940, Castle Rock, Colo. 80104.	Do.
Do.	Montezuma	Dolores, town of	H 080122 01	.....do.....	Town Manager, Town of Dolores, Dolores, Colo. 81323.	Do.
Connecticut	Litchfield	Warren, town of	H 090175 01 through H 090175 06	Department of Environmental Protection, Division of Water and Related Resources, Room 207, State Office Bldg., Hartford, Conn. 06115. Connecticut Insurance Department, State Capitol Bldg., 165 Capitol Ave., Hartford, Conn. 06115.	Town Manager, Town of Warren, Warren, Conn. 06754.	Do.
Illinois	DuPage	Villa Park, village of	H 170217A 01 through H 170217A 02	Governor's Task Force on Flood Control, 300 North State St., P.O. Box 473, Room 1010, Chicago, Ill. 60610. Illinois Insurance Department, 625 West Jefferson St., Springfield, Ill. 62702.	Village Hall, Building Commissioner's Office, 20 South Ardmore Ave., Villa Park, Ill. 60181.	Mar. 8, 1974. Feb. 7, 1975.
Iowa	Crawford	Vail, town of	H 190104 01	Iowa Natural Resources Council, James W. Grimes Bldg., Des Moines, Iowa 50319. Iowa Insurance Department, Lucas State Office Bldg., Des Moines, Iowa 50319.	Town Manager, Town of Vail, Vail, Iowa 51465.	Do.
Do.	Tama	Garwin, town of	H 190515 01	.....do.....	Town Manager, Town of Garwin, Garwin, Iowa 50832.	Do.
Kansas	Linn	Parker, city of	H 200195 01	Division of Water Resources, State Department of Agriculture, State Office Bldg., Topeka, Kans. 66612. Kansas Insurance Department, 1st Floor, State House, Topeka, Kans. 66612.	Mayor, City of Parker, City Hall, Parker, Kans. 66072.	Do.
Do.	Reno	Turon, city of	H 200360 01	.....do.....	Mayor, City of Turon, City Hall, Turon, Kans. 67583.	Do.
Louisiana	Red River Parish	Coushatta, town of	H 220153A 01	State Department of Public Works, P.O. Box 44153, Capitol Station, Baton Rouge, La. 70804. Louisiana Insurance Department, Box 44214, Capitol Station, Baton Rouge, La. 70804.	Mayor, Town of Coushatta, Coushatta, La. 71019.	Apr. 12, 1974. Feb. 7, 1975.
Do.	Webster Parish	Sibley, village of	H 220258 01 through H 220258 04	.....do.....	Village Manager, Village of Sibley, Sibley, La. 71073.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Lincoln Parish	Simsboro, village of.	H 220312 01	do.	Village Manager, Village of Simsboro, Simsboro, La. 71275.	Do.
Do.	St. Helena Parish	Greensburg, town of.	H 220330 01	do.	Town Manager, Town of Greensburg, Greensburg, La. 70441.	Do.
Maine	Penobscot	Passadumkeag, town of.	H 230114 01 through H 230114 08	Bureau of Civil Emergency Preparedness, State House, Augusta, Maine 04330. Maine Insurance Dept., Capitol Shopping Center, Augusta, Maine 04330.	First Selectman, Town Office, Passadumkeag, Maine 04475.	Do.
Do.	Oxford	Gilead, town of.	H 230165 01 through H 230166 02	do.	Town Manager, Town of Gilead, Town Hall, Gilead, Maine No ZIP.	Do.
Do.	Penobscot	Orrington, town of.	H 230180 01 through H 230180 14	do.	Town Manager, Town of Orrington, Town Hall, Orrington, Maine 04474.	Do.
Do.	York	Lebanon, town of.	H 230193 01 through H 230193 06	do.	Town Manager, Town of Lebanon, Town Hall, Lebanon, Maine No ZIP.	Do.
Do.	do.	Lyman, town of.	H 230195 01 through H 230195 14	do.	Town Manager, Town of Lyman, Town Hall, Lyman, Maine No ZIP.	Do.
Do.	Lincoln	Boothbay, town of.	H 230212 01 through H 230212 04	do.	Town Manager, Town of Boothbay, Town Hall, Boothbay, Maine 04587.	Do.
Do.	Kennebec	Litchfield, town of.	H 230238 01 through H 230238 13	do.	Town Manager, Town of Litchfield, Town Hall, Litchfield, Maine 04350.	Do.
Do.	do.	Vassalborough, town of.	H 230248 01 through H 230248 04	do.	Town Manager, Town of Vassalborough, Town Hall, Vassalborough, Maine 04989.	Do.
Do.	Waldo	Monroe, town of.	H 230260 01 through H 230260 13	do.	Town Manager, Town of Monroe, Town Hall, Monroe, Maine 04951.	Do.
Do.	do.	Morrill, Town of.	H 230262 01 through H 230262 07	do.	Town Manager, Town of Morrill, Town Hall, Morrill, Maine 04952.	Do.
Do.	do.	Stockton Springs, town of.	H 230266 01 through H 230266 04	do.	Town Manager, Town of Stockton Springs, Stockton Springs, Maine 04981.	Do.
Do.	do.	Swanville, town of.	H 230267 01 through H 230267 09	do.	Town Manager, Town of Swanville, Town Hall, Swanville, Maine, No ZIP.	Do.
Do.	Washington	Whiting, town of.	H 230328 01 through H 230328 04	do.	Town Manager, Town of Whiting, Town Hall, Whiting, Maine 04691.	Do.
Do.	Oxford	Porter, town of.	H 230338 01 through H 230338 03	do.	Town Manager, Town of Porter, Town Hall, Porter, Maine 04608.	Do.
Do.	Franklin	Rangeley, town of.	H 230362 01 through H 230362 16	do.	Town Manager, Town of Rangeley, Town Hall, Rangeley, Maine 04970.	Do.
Do.	Penobscot	Burlington, town of.	H 230374 01 through H 230374 15	do.	Town Manager, Town of Burlington, Town Hall, Burlington, Maine 04417.	Do.
Do.	do.	Clifton, town of.	H 230378 01 through H 230378 09	do.	Town Manager, Town of Clifton, Town Hall, Clifton, Maine, No ZIP.	Do.
Do.	do.	Garland, town of.	H 230387 01 through H 230387 12	do.	Town Manager, Town of Garland, Town Hall, Garland, Maine 04939.	Do.
Do.	do.	Holden, town of.	H 230390 01 through H 230390 09	do.	Town Manager, Town of Holden, Town Hall, Holden, Maine, No ZIP.	Do.
Do.	Piscataquis	Sangerville, town of.	H 230413 01 through H 230413 04	do.	Town Manager, Town of Sangerville, Town Hall, Sangerville, Maine 04479.	Do.
Do.	do.	Williamantic, town of.	H 230417 01 through H 230417 02	do.	Town Manager, Town of Williamantic, Town Hall, Williamantic, Maine, No ZIP.	Do.
Do.	Areostook	Benedicta, town of.	H 230420 01 through H 230420 08	do.	Town Manager, Town of Benedicta, Town Hall, Benedicta, Maine 04733.	Do.
Do.	do.	Castle Hill, town of.	H 230422 01 through H 230422 04	do.	Town Manager, Town of Castle Hill, Castle Hill, Maine, No ZIP.	Do.
Do.	do.	Monticello, town of.	H 230431 01 through H 230431 12	do.	Town Manager, Town of Monticello, Town Hall, Monticello, Maine 04760.	Do.
Do.	do.	Cary, plantation of.	H 230441 01 through H 230441 02	do.	Maine Land Use Regulation Commission, State House, Plantation of Cary, Augusta, Maine 04330.	Do.
Do.	Penobscot	Garfield, plantation of.	H 230444 01 through H 230444 04	do.	Maine Land Use Regulation Commission, State House, Plantation of Garfield, Augusta, Maine 04330.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Aroostook	New Canada, plantation of.	H 230447 01 through H 230447 04	do.	Maine Land Use Regulation Commission, State House, Plantation of New Canada, Augusta, Maine 04330.	Do.
Do.	do.	St. John, plantation of.	H 230448 01 through H 230448 05	do.	Maine Land Use Regulation Commission, State House, Plantation of St. John, Augusta, Maine 04330.	Do.
Do.	do.	Wallagrass, plantation of.	H 230449 01 through H 230449 03	do.	Maine Land Use Regulation Commission, State House, Plantation of Wallagrass, Augusta, Maine 04330.	Do.
Do.	do.	Winterville, plantation of.	H 230450 01 through H 230450 04	do.	Maine Land Use Regulation Commission, State House, Plantation of Winterville, Augusta, Maine 04330.	Do.
Do.	do.	TIF-R4 Wels, township of.	H 230453 01 through H 230453 03	do.	Maine Land Use Regulation Commission, State House, Plantation of TIF-R4 Wels, Augusta, Maine 04330.	Do.
Do.	do.	TIF-R5 Wels, township of.	H 230454 01 through H 230454 04	do.	Maine Land Use Regulation Commission, State House, Township of TIF-R5 Wels, Augusta, Maine 04330.	Do.
Do.	Hancock	TO8-SD, township of.	H 230458 01	do.	Maine Land Use Regulation Commission, State House, Township of TO8-SD, Augusta, Maine 04330.	Do.
Do.	Somerset	Rockwood Strip, township of (TO1-RO1-NBKP).	H 230467 01 through H 230467 04	do.	Maine Land Use Regulation Commission, Township of Rockwood Strip, State House, Augusta, Maine 04330.	Do.
Maryland	Allegany	Unincorporated areas.	H 240001 01 through H 240001 27	Department of Natural Resources, Water Resources Division, State Office Bldg., Annapolis, Md. 21401. Maryland Insurance Department, 301 West Preston St., Baltimore, Md. 21201.	Chairman, Board of County Commissioners, County of Allegany, Cumberland, Md. 21502.	Do.
Do.	Cecil	Northeast, town of.	H 240033 01	do.	Town Manager, Town of Northeast, Town Hall, Northeast, Md. 21901.	Do.
Do.	Charles	Unincorporated area.	H 240089 01 through H 240089 44	do.	Office of the County Administrator, Charles County Courthouse, Room 101, La Plata, Md. 20646.	Do.
Massachusetts	Barnstable	Barnstable, town of.	H 250001 01 through H 250001 20	Division of Water Resources, Water Resources Commission, State Office Bldg., 100 Cambridge St., Boston, Mass. 02302. Massachusetts Division of Insurance, 100 Cambridge St., Boston, Mass. 02302.	Town Clerk's Office, Town of Barnstable, Town Office Bldg., Hyannis, Mass. 02601.	Do.
Do.	Franklin	Leyden, town of.	H 250121 01 through H 250121 06	do.	Town Manager, Town of Leyden, Town Hall, Leyden, Mass. No ZIP.	Do.
Michigan	Wayne	Detroit, city of.	H 260222A 01 through H 260222A 43	Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48906. Michigan Insurance Bureau, 111 North Hosmer Street, Lansing, Mich. 48913.	Water Board Building, Room 901, 735 Randolph, Detroit, Mich. 48226.	July 26, 1974; Feb. 7, 1975.
Do.	Kalamazoo	Angusta, village of.	H 260312A 01	do.	Village Manager, Village Hall, Village of Angusta, Angusta, Mich. 49012.	Mar. 8, 1974; Feb. 7, 1975.
Minnesota	Morrison	Genola, city of.	H 270206 01	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.	Mayor, City of Genola, City Hall, Genola, Minn. 56366.	Do.
Do.	Wadena	Aldrich, city of.	H 270492 01	do.	Mayor, City of Aldrich, City Hall, Aldrich, Minn. 54634.	Do.
Mississippi	Attala	Ethel, town of.	H 28006 01	Mississippi Research and Development Center, P.O. Drawer 2470, Jackson, Miss. 39205. Mississippi Insurance Department, 910 Woolfolk Bldg., P.O. Box 79, Jackson, Miss. 39205.	Town Manager, Town of Ethel, Ethel, Miss. 39067.	Do.
Do.	Newton	Union, town of.	H 280122 01 through H 280122 02	do.	Town Manager, Town of Union, Union, Miss. 39068.	Do.
Do.	Scott	Sebastopol, village of.	H 280151 01	do.	Village Manager, Village of Sebastopol, Sebastopol, Miss. 39359.	Do.
Missouri	Mississippi	Wilson City, village of.	H 290235 01	Department of Natural Resources, Division of Program and Policy Development, State of Missouri, 305 East High Street, Jefferson, Mo. 65101. Division of Insurance, P.O. Box 690, Jefferson City, Mo. 65101.	Village Manager, Village of Wilson City, Wilson City, Mo. No ZIP.	Do.
Do.	Pemiscott	Bragg City, city of.	H 290274 01	do.	Mayor, City Hall, Bragg City, Mo. 63827.	Do.
Do.	St. Clair	Appleton, city of.	H 290281 01	do.	City Manager, City of Appleton, Appleton, Mo. 64724.	Do.
Do.	Pike	Annada, village of.	H 290287 01	do.	Mayor, City Hall, Annada, Mo. 63330.	Do.
Do.	Clinton	Trimble, city of.	H 290510 01	do.	City Manager, City of Trimble, Trimble, Mo. 64492.	Do.
Do.	Grundy	Spickard, city of.	H 290530 01	do.	City Manager, City of Spickard, Spickard, Mo. 64674.	Do.
Do.	Marion	Vienna, city of.	H 290647 01	do.	City Manager, City of Vienna, Vienna, Mo. 63582.	Do.
Do.	Warren	Warrenton, city of.	H 290648 01 through H 290648 02	do.	City Manager, City of Warrenton, Warrenton, Mo. 63383.	Do.
Do.	do.	Wright City, city of.	H 290654 01	do.	Mayor, City Hall, City of Wright City, Wright City, Mo. 63390.	Do.
Do.	Pulaski	St. Roberts, city of.	H 290662 01 through H 290662 04	do.	City Manager, City of St. Roberts, St. Roberts, Mo. 65583.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Chariton	Salisbury, city of.	H 29063 01	do.	City Manager, City of Salisbury, Salisbury, Mo. 65381.	Do.
Do.	Halls	Perry, city of.	H 29076 01	do.	City Manager, City of Perry, Perry, Mo. 63462.	Do.
Do.	Webster	Marshfield, city of.	H 29085 01 through H 29085 02	do.	City Manager, City of Marshfield, Marshfield, Mo. 65706.	Do.
Do.	Clinton	Lathrop, city of.	H 290704 01 through H 290704 02	do.	City Manager, City of Lathrop, Lathrop, Mo. 64465.	Do.
Do.	Davies	Jamesport, city of.	H 290721 01	do.	City Manager, City of Jamesport, Jamesport, Mo. 64648.	Do.
Do.	Taney	Forsyth, city of.	H 290731 01	do.	City Manager, City of Forsyth, Forsyth, Mo. 65653.	Do.
Do.	Lafayette	Concordia, city of.	H 290745 01	do.	City Manager, City of Concordia, Concordia, Mo. 64020.	Do.
Do.	St. Francis	Bismarek, city of.	H 290758 01	do.	City Manager, City of Bismarek, Bismarek, Mo. 63624.	Do.
Do.	Caldwell	Breckenridge, city of.	H 290760 01	do.	City Manager, Breckenridge City, Breckenridge, Mo. 64625.	Do.
Montana	Sanders	Thompson Falls, town of.	H 300130 01	Montana Department of Natural Resources and Conservation, Water Resources Division, 32 South Ewing St., Helena, Mont. 59601. Montana Insurance Department, Capitol Bldg., Helena, Mont. 59601.	Town Manager, Town of Thompson Falls, Thompson Falls, Mont. 59349.	Do.
Nebraska	Fillmore	Geneva, city of.	H 310370	Nebraska Natural Resources Commission, Terminal Bldg., 7th Floor, Lincoln, Nebr. 68508. Nebraska Insurance Department, 1335 L St., Lincoln, Nebr. 68509.	Mayor, City of Geneva, City Hall, Geneva, Nebr. 68361.	Do.
New Hampshire	Strafford	Milton, town of.	H 330149 01 through H 330149 06	Office of Comprehensive Planning, Division of Community Planning, State House Annex, Concord, N.H. 03301. New Hampshire Insurance Department, 78 North Main Street, Concord, N.H. 03301.	Town Manager, Town of Milton, Town Hall, Milton, N.H. 03861.	Do.
Do.	Merrimack	Hill, town of.	H 330214 01 through H 330214 08	do.	Town Manager, Town of Hill, Town Hall, Hill, N.H. 03243.	Do.
Do.	Strafford	New Durham, town of.	H 330227 01 through H 330227 07	do.	Town Manager, Town of New Durham, Town Hall, New Durham, N.H. 03855.	Do.
New Jersey	Burlington	Eastampton, township of.	H 340095A 01 through H 340095A 02	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.	Clerks Office, Eastampton Township, Municipal Bldg., 1010 Carol Ct., Mt. Holly, N.J. 08060.	Oct. 5, 1973. Feb. 7, 1975.
Do.	do.	Tabernacle, township of.	H 340533 01	do.	Township Manager, Township of Tabernacle, Tabernacle, N.J. No ZIP.	Feb. 7, 1975.
Do.	Cumberland	Deerfield, township of.	H 340553 01 through H 340553 07	do.	Town Manager, Town of Deerfield, Town Hall, Deerfield, N.J. 08313.	Do.
New Mexico	Sierra	Truth or Consequences, city of.	H 350073A 01 through H 350073A 04	State Engineer's Office, Bataan Memorial Building, Santa Fe, N. Mex. 87501. New Mexico Department of Insurance, P.O. Box 1269, Santa Fe, N. Mex. 87501.	City Hall, 605 Sims, Truth or Consequences, N. Mex. 87901.	June 28, 1974. Feb. 7, 1975.
New York	Broome	Chenango, town of.	H 360040A 01 through H 360040A 09	New York State Department of Environmental Conservation, Division of Resources Management Services, Bureau of Water Management, Albany, N.Y. 12201. New York State Insurance Department, 123 William St., New York, N.Y. 10038.	Town Manager, Town of Chenango, Chenango, N.Y. 13745.	Mar. 5, 1974. Feb. 7, 1975.
Do.	do.	Dickinson, town of.	H 360044A 01 through H 360044A 06	do.	Town Manager, Town of Dickinson, Dickinson, N.Y. 12930.	Mar. 8, 1974.
Do.	do.	Fenton, town of.	H 360046A 01 through H 360046A 08	do.	Town Manager, Town of Fenton, Fenton, N.Y. No ZIP.	May 3, 1974. Feb. 7, 1975.
Do.	Jefferson	Champion, town of.	H 360328A 01 through H 360328A 05	do.	Town Manager, Town of Champion, Champion, N.Y. 12919.	May 31, 1974. Feb. 7, 1975.
Do.	Livingston	Caledonia, village of.	H 360381 01 through H 360381 02	do.	Village Manager, Village of Caledonia, Caledonia, N.Y. 14423.	Do.
Do.	Washington	Fort Edward, town of.	H 360885 01 through H 360885 09	do.	Town Manager, Town of Fort Edward, Town Hall, Fort Edward, N.Y. 12828.	Do.
Do.	Onenango	Smithville, town of.	H 361040 01 through H 361040 04	do.	Town Manager, Town of Smithville, Town Hall, Smithville, N.Y. 13696.	Do.
Do.	Orleans	Ridgeway, town of.	H 361257 01 through H 361257 14	do.	Town Manager, Town of Ridgeway, Town Hall, Ridgeway, N.Y. No ZIP.	Do.
Do.	Oswego	Palermo, town of.	H 361263 01 through H 361263 12	do.	Town Manager, Town of Palermo, Town Hall, Palermo, N.Y. No ZIP.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Clinton	Dannemora, town of.	H 361381 01 through H 361381 05	do.	Town Manager, Town of Dannemora, Town Hall, Dannemora, N.Y. 12929.	Do.
Do.	St. Lawrence	Hermon, town of.	H 361424 01 through H 361424 15	do.	Town Manager, Town of Hermon, Town Hall, Hermon, N.Y. 13652.	Do.
Do.	Ulster	Denning, town of.	H 361439 01 through H 361439 07	do.	Town Manager, Town of Denning, Town Hall, Denning, N.Y. No ZIP.	Do.
Do.	Cataraugus	Clifton Springs, village of.	H 361450 01	do.	Village Manager, Village of Clifton Springs, Clifton Springs, N.Y. 14432.	Do.
Do.	Dutchess	Pawling, village of.	H 361517 01 through H 361517 02	do.	Village Manager, Village of Pawling, Pawling, N.Y. 12564.	Do.
Do.	Suffolk	Huntington, village of.	H 361543 01 through H 361543 02	do.	Village Manager, Village of Huntington Bay, Huntington Bay, N.Y. 11743.	Do.
North Carolina	Rockingham	Eden, city of.	H 370298 A 01 through H 370306 A 05	Division of Community Assistance Department of Natural and Economic Resources, P.O. Box 27687, Raleigh, N.C. 27611. North Carolina Insurance Department, P.O. Box 26387, Raleigh, N.C. 27611.	Municipal Building, City of Eden, 350 West Stadium Dr., Eden, N.C. 27288.	Oct. 18, 1973. Feb. 7, 1975.
Do.	Tyrrell	Unincorporated areas.	H 370282 01 through H 370282 13	do.	County Commissioners, County Courthouse, County of Tyrrell, Columbia, N.C. 27925.	Dec. 27, 1974.
North Dakota	Stark	Dickenson, city of.	H 380117 A 01 through H 380117 A 02	State Water Commission, State Office Bldg., 900 East Blvd., Bismarck, N. Dak. 58501.	City Hall, City of Dickenson, 122 2d Ave. West, Dickenson, N. Dak. 58601.	Feb. 1, 1974. Feb. 7, 1975.
Do.	Burke	Flaxton, city of.	H 380169 01	do.	Mayor, City of Flaxton, City Hall, Flaxton, N. Dak. 58737.	Feb. 7, 1975.
Do.	do.	Portal, city of.	H 380196 01	do.	Mayor, City of Portal, City Hall, Portal, N. Dak. 58772.	Do.
Do.	do.	Bow Bells, city of.	H 380216 01	do.	City Manager, City of Bow Bells, Bow Bells, N. Dak. 58721.	Do.
Ohio	Delaware	Galena, village of.	H 390149 01	Ohio Department of Natural Resources, Fountain Square, Columbus, Ohio 43224. Ohio Insurance Department, 447 East Broad St., Columbus, Ohio 43215.	Mayor, Village of Galena, Galena, Ohio 43224.	Feb. 15, 1974. Feb. 7, 1975.
Do.	Hamilton	Madeira, city of.	H 390225 01 through H 390225 04	do.	City Manager, Municipal Bldg., 7141 Miami Ave., Madeira, Ohio 45243.	Do.
Do.	Ross	Unincorporated areas.	H 390480 01 through H 390480 07	do.	County Board of Commissioners, County of Ross, Chillicothe, Ohio 39601.	Do.
Do.	Belmont	Bethesda, village of.	H 390674 01 through H 390674 02	do.	Village Manager, Village of Bethesda, Bethesda, Ohio 45719.	Do.
Do.	Brown	Higginsport, village of.	H 390677 01	do.	Village Manager, Village of Higginsport, Higginsport, Ohio 45131.	Do.
Do.	Clark	North Hampton, village of.	H 390679 01	do.	Village Manager, Village of North Hampton, North Hampton, Ohio 45349.	Do.
Do.	Cuyahoga	Bentleyville, village of.	H 390682 01	do.	Village Manager, Village of Bentleyville, Bentleyville, Ohio No ZIP.	Do.
Do.	Perry	Hemlock, village of.	H 390708 01	do.	Village Manager, Village of Hemlock, Hemlock, Ohio 43743.	Do.
Do.	do.	New Straitsville, village of.	H 390709 01 through H 390709 04	do.	Village Manager, Village of Straitsville, New Straitsville, Ohio 45766.	Do.
Do.	do.	Shawnee, village of.	H 390710 01	do.	Village Manager, Village of Shawnee, Shawnee, Ohio 43782.	Do.
Do.	Pickaway	Darbyville, village of.	H 390712 01	do.	Village Manager, Village of Darbyville, Darbyville, Ohio. No ZIP.	Do.
Do.	Summit	Northfield, village of.	H 390726 01 through H 390726 02	do.	Village Manager, Village of Northfield, Northfield, Ohio 44067.	Do.
Do.	Athens	Buchtel, village of.	H 390728 01	do.	Village Manager, Village of Buchtel, Buchtel, Ohio. No ZIP.	Do.
Oklahoma	Ottawa	Afton, town of.	H 400155 01	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.	Town Manager.	Do.
Oregon	Benton	Philomath, city of.	H 410011 A 01	Executive Department, State of Oregon, Salem, Ore. 97310. Oregon Insurance Division, Department of Commerce, 158 12th St. N.E., Salem, Ore. 97310.	Mayor, City of Philomath, City Hall, Philomath, Ore. 97370.	Feb. 22, 1974. Feb. 7, 1975.
Do.	Malheur	Jordan Valley, city of.	H 410150 01	do.	Mayor, City of Jordan Valley, City Hall, Jordan Valley, Ore. 97910.	Do.
Do.	Polk	Unincorporated areas.	H 410156 01 through H 410156 23	do.	County Board of Commissioners, County of Polk, Dallas, Ore. 97880.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Pennsylvania	Lycoming	Muncy, borough of.	H 420649 B 01	Pennsylvania Department of Community Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa. 17120.	Borough Bldg., 5 Main Street, Muncy, Pa. 17796.	Aug. 24, 1973. Mar. 29, 1974. Feb. 7, 1975.
Do.	Washington	Monongahela, city of.	H 420856 01 through H 420856 04.	do	City Clerk, City of Monongahela, Monongahela, Pa. 15063.	Do.
Do.	Westmoreland	Hunker, borough of.	H 420880 01	do	Mayor, City Hall, Hunker, Pa. 15639.	Do.
Do.	Adams	Littlestown, borough of.	H 421244 01 through H 421244 03	do	Mayor, 16 Maple Ave., Littlestown, Pa. 17340.	Do.
Do.	do	Cumberland, township of.	H 421249 01 through H 421249 12	do	Chairman Board of Supervisors, Township of Cumberland, R.D. No. 1, Gettysburg, Pa. 17335.	Do.
Do.	do	Mount Pleasant, township of.	H 421258 01	do	Chairman Board of Supervisors, R.D. No. 4, Hanover, Pa. 17331.	Do.
Do.	Bedford	Southampton, township of.	H 241351 01 through H 241351 06	do	Chairman Board of Supervisors, Star Route, Ardenas, Pa.	Do.
Do.	Blair	Antis, township of.	H 421389 01 through H 421389 17	do	Chairman Board of Supervisors, Township of Antis, 900 North 2d St., Bellwood, Pa. 16617.	Dec. 27, 1974.
Do.	Carbon	Packer, township of.	H 421456 01 through H 421456 11	do	Chairman, Board of Supervisors, Township of Packer, R.D. 1, Weathersby, Pa. 18255.	Do.
Do.	Columbia	Madison, township of.	H 421563 01 through H 421563 13	do	Chairman, Board of Supervisors, R.D. 1, Bloomsburg, Pa. 17815.	Feb. 7, 1975.
Do.	Cumberland	West Pennsboro, township of.	H 421590 01 through H 421590 10	do	Chairman, Board of Supervisors, R.D. 1, Newville, Pa. 17241.	Do.
Do.	Indiana	Washington, township of.	H 421722 01 through H 421722 11	do	Chairman, Board of Supervisors, Township of Washington, R.D. 1, Creekside, Pa. 15732.	Dec. 27, 1974.
Do.	Juniata	Delaware, township of.	H 421789 01 through H 421789 09	do	Chairman, Board of Supervisors, R.D. 2, Millintown, Pa. 17059.	Feb. 7, 1975.
Do.	Mercer	Wilmington, township of.	H 421878 04 through H 421878 06	do	Chairman, Board of Supervisors, R.D. 2, New Wilmington, Pa. 16142.	Do.
Do.	Potter	Stewardson, township of.	H 421988 01 through H 421988 20	do	Chairman, Board of Supervisors, Township of Stewardson, Cross Fork, Pa. 17729.	Do.
Do.	Schrykill	Delano, township of.	H 422061 01 through H 422061 04	do	Chairman, Board of Supervisors, Hazle Street, Delano, Pa. 18220.	Do.
Do.	Susquehanna	Jackson, township of.	H 422083 01 through H 422083 08	do	Chairman, Board of Supervisors, R.D. 1, Susquehanna, Pa. 18847.	Do.
Do.	Warren	Conewango, township of.	H 422117 01 through H 422117 11	do	Chairman, Board of Supervisors, Township of Conewango, 20 North State St., North Warren, Pa. 16365.	Do.
Do.	Washington	North Franklin, township of.	H 422150 01 through H 422150 04	do	Chairman, Board of Supervisors, 620 Franklin Farms Rd., Washington, Pa. 15301.	Do.
Do.	Wayne	Mount Pleasant, township of.	H 422160 01 through H 422169 13	do	Chairman, Board of Supervisors, R.D. 1, Pleasant Mount, Pa. 18453.	Do.
Do.	York	Fawn, township of.	H 422210 01 through H 422210 13	do	Chairman, Board of Supervisors, Township of Fawn, New Park, Pa. 17852.	Dec. 27, 1975.
Do.	do	North Codorus, township of.	H 422227 01 through H 422227 16	do	Chairman, Board of Supervisors, R.D. 1, Spring Grove, Pa. 17362.	Feb. 7, 1975.
Do.	Blair	Newry, borough of.	H 422333 01	do	Mayor, City Hall, Newry, Pa. 16965.	Do.
Do.	Franklin	Fannett, township of.	H 422424 01	do	Chairman, Board of Supervisors, Township of Fannett, Amberson, Pa. 17210.	Do.
Do.	Fulton	Ayr, township of.	H 422428 01 through H 422428 14	do	Chairman, Board of Supervisors, Township of Ayr, Big Cove Tannery Pa. 17212.	Do.
Do.	do	Bethel, township of.	H 422429 01 through H 422429 10	do	Chairman, Board of Supervisors, Township of Bethel, Rt. 2, Hancock, Md. 21750.	Dec. 27, 1974.
Do.	Jefferson	Washington, township of.	H 422451 01 through H 422451 15	do	Chairman, Board of Supervisors, R.D. 2, Reynoldsville, Pa. 15851.	Feb. 7, 1975.
Do.	Lawrence	do	H 422468 01 through H 422468 02	do	Chairman, Board of Supervisors, R.D. 2, Volant, Pa. 16156.	Do.
Do.	Lycoming	Bastress, township of.	H 422472 01 through H 422472 04	do	Chairman, Board of Supervisors, R.D. 3, Williamsport, Pa. 17701.	Do.
Do.	Northumberland	E. Chillisquaque, township of.	H 422599 01 through H 422599 03	do	Chairman, Board of Supervisors, R.D. 1, Milton, Pa. 17847.	Do.
Do.	Elk	Benezett, township of.	H 422612 01 through H 422612 08	do	Chairman, Board of Supervisors, Township of Benezett, Benezett, Pa. 15821.	Do.
South Carolina	Berkeley	Jamestown, town of.	H 450220 01	South Carolina Water Resources Commission, P.O. Drawer 164, 700 Knox Abbott Dr., Cayce, S.C. 29033. South Carolina Insurance Department, 2711 Middleburg St., Columbia, S.C. 29204.	Mayor, Town of Jamestown, Jamestown, S.C. 29453.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
South Dakota	Spink	Doland, town of	H 460079 01	South Dakota Planning Agency, Office of Executive Management, State Capitol Bldg., Pierre, S. Dak. 57501.	Town Manager, Town of Doland, Doland, S. Dak. 57436.	Do.
Do.	Charles Mix	Lake Andes, city of	H 460187 01	do.	City Manager, City of Lake Andes, Lake Andes, S. Dak. 57356.	Do.
Do.	Lawrence	Lead, city of	H 460190 01	do.	Mayor, City of Lead, City Hall, Lead, S. Dak. 57754.	Do.
Do.	Roberts	Wilmot, city of	H 460229 01	do.	Mayor, City of Wilmot, City Hall, Wilmot, S. Dak. 57279.	Do.
Tennessee	Madison	Adair, town of	H 470234 01	Tennessee State Planning Office, 600 Capitol Hill Bldg., Nashville, Tenn. 37219.	Mayor, Town Hall, Town of Adair, Adair, Tenn.	Do.
Do.	Van Buren	Spencer, town of	H 470239 01 through H 470239 02	do.	Mayor, Town of Spencer, Town Office Bldg., Spencer, Tenn. 38588.	Do.
Texas	Collin and Denton	Renner, town of	H 480142 01 through H 480142 03	Texas Water Development Board, P.O. Box 13037, Capitol Station, Austin, Tex. 78711.	Mayor, Town of Renner, Town Hall, Renner, Tex. 75079.	Do.
Do.	Pell	Temple, city of	H 480276 01 through H 480276 19	Texas Insurance Department, 1119 San Jacinto St., Austin, Tex. 78701.	City Mayor, City of Temple, Temple, Tex. 76501.	Mar. 1, 1974.
Do.	Karnes	Karnes City, city of	H 480405A 01	do.	Mayor, City of Karnes City, City Hall, Karnes City, Tex. 78118.	May 10, 1974.
Do.	Tarrant	Unincorporated areas.	H 480582 01 through H 480582 37	do.	The Department of Public Works, Tarrant County Courthouse, Fort Worth, Tex. 76102.	Feb. 7, 1974.
Do.	Hays	Buda, town of	H 480656 01	do.	Town Manager, Town of Buda, Buda, Tex. 78610.	Do.
Do.	Travis	Rollingwood, city of	H 481029 01	do.	Mayor, City of Rollingwood, City Hall, Rollingwood, Tex.	Do.
Do.	do.	West Lake Hills, city of	H 481030 01 through H 481030 02	do.	Mayor, City of West Lake Hills, City Hall, West Lake Hills, Tex.	Do.
Do.	Williamson	Granger, city of	H 481046 01	do.	Mayor, City of Granger, City Hall, Granger, Tex. 76539.	Do.
Utah	Emery	Emery, town of	H 490060 01 through H 490060 02	Utah Department of Natural Resources, Division of Water Resources, State Capitol Bldg., Room 435, Salt Lake City, Utah 84114.	Mrs. Virginia J. Sorensen, Emery Town Clerk, Town of Emery, Emery, Utah 84522.	Do.
Do.	Garfield	Hatch, town of	H 490068 01	do.	Mayor, City Hall, Town of Hatch, Hatch, Utah 84735.	Do.
Do.	do.	Henrieville, town of	H 490069 01	do.	Mayor, Town of Henrieville, City Bldg., Henrieville, Utah 84736.	Do.
Do.	do.	Tropic, town of	H 490071 01	do.	Mayor, City Bldg., Town of Tropic, Tropic, Utah 84776.	Do.
Do.	Millard	Oak City, town of	H 490090 01	do.	Mayor, Town of Oak City, Oak City, Utah 84549.	Do.
Do.	Utah	Cedar Fort, town of	H 490153 01	do.	Town Council, Town of Cedar Fort, Cedar Fort, Utah 84043.	Do.
Do.	do.	Genola, town of	H 490154 01 through H 490154 05	do.	Town Council, Town of Genola, City Hall, Genola, Utah 84651.	Do.
Do.	do.	Goshen, town of	H 490155 01	do.	Town Council, Town of Goshen, City Hall, Genola, Utah 84651.	Do.
Do.	do.	Lehi, city of	H 490209 01 through H 490209 02	do.	City Hall, 51 North Center, Lehi, Utah 84053.	Do.
Do.	Weber	Roy, city of	H 490223 01 through H 490223 04	do.	Mayor, City of Roy, City Hall, Roy, Utah 84067.	Do.
Do.	Addison	Shoreham, town of	H 500171 01 through H 500171 04	do.	Town Manager, Town of Shoreham, Shoreham, Utah 85770.	Do.
Do.	Caledonia	Sheffield, town of	H 500194 01 through H 500194 08	do.	Town Manager, Town of Sheffield, Sheffield, Utah 85908.	Do.
Do.	Franklin	Bakersfield, town of	H 500216 01 through H 500216 04	do.	Town Manager, Town of Bakersfield, Bakersfield, Utah 85441.	Do.
Do.	do.	Georgia, town of	H 500217 01 through H 500217 03	do.	Town Manager, Town of Georgia, Georgia, Utah.	Do.
Do.	Rutland	Rutland, town of	H 500267 01 through H 500267 08	do.	Mayor, Town of Rutland, Town Hall, Rutland, Utah 85791.	Do.
Virginia	Accomack	Saxis, town of	H 510003 01	Virginia Bureau of Water Control Management, State Water Control Board, P.O. Box 11143, Richmond, Va. 23230.	Town Manager, Town of Saxis, Saxis, Va. 23427.	Do.
				Virginia Insurance Department, 700 Blanton Bldg., Richmond, Va. 23209.		

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Bland	Unincorporated areas	H 510017 01 through H 510017 27	do.	Chairman, Board of County Commissioners, Bland County, Bluefield, Va. 24605.	Do.
Do.	Mecklenburg	do.	H 510189 01 through H 510189 42	do.	Office of County Administrator, Farm Bureau Bldg., Boydton, Va. 22917.	Do.
Washington	Asotin	Clarkston, city of.	H 530009 A 01	Washington Department of Ecology, Olympia, Wash. 98501. Washington Insurance Department, Insurance Bldg., Olympia, Wash. 98501.	Mayor, City of Clarkston, City Hall, Clarkston, Wash. 99403.	Do.
Do.	Grant	Moses Lake, city of.	H 530053 A 01 through H 530053 A 05	do.	Moses Lake City Hall, 321 South Balsam, Moses Lake, Wash. 98837.	Apr. 5, 1974. Feb. 7, 1975.
Do.	Pacific	Raymond, city of.	H 530129 01	do.	Raymond City Hall, 310 Commercial St., Raymond, Wash. 98577.	Do.
Do.	Lewis	Mossyrock, city of.	H 530235 01	do.	Mayor, City of Mossyrock, City Hall, Mossyrock, Wash. 98564.	Do.
West Virginia	Braxton	Sutton, town of.	H 540236 01	Flood Insurance Department, Office of Federal-State Relations, Division of Planning and Development, State Capitol Bldg., R 150, Charleston, W. Va. 25305. Mr. Donald W. Brown, Insurance Commissioner, Bldg. No. 3, Room 643, 1800 Wash. St., Charleston, W. Va. 25305.	Town Manager, Town of Sutton, Sutton, W. Va.	Do.
Do.	Mason	Point Pleasant, city of.	H 540250 01 through H 540250 00	do.	Mayor, City of Point Pleasant, Point Pleasant, W. Va. 25550.	Do.
Wisconsin	Dane	Unincorporated areas.	H 550077 01 through H 550077 10	Wisconsin Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 201 East Washington Ave., Madison, Wis. 53703.	Chairman, Board of Commissioners, County of Dane, Madison, Wis. 53701.	Do.
Do.	Manitowoc	do.	H 550236 01 through H 550236 04	do.	Manitowoc County Planning and Park Commission, 1701 Michigan Ave., Manitowoc, Wis. 54220.	Do.
Wyoming	Albany	Rock River, city of.	H 560003 01	Wyoming Disaster and Civil Defense Agency, P.O. Box 1709, Cheyenne, Wyo. 82001. Wyoming Department of Insurance, State of Wyoming, State Office Bldg., Cheyenne, Wyo. 82001.	Mayor, City of Rock River, Rock River, Wyo. 82063.	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 2690, Feb. 27, 1969)

Issued: January 31, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-4088 Filed 2-14-75;8:45 am]

[Docket No. FI 477]

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. Where two dates appear in the column marked effective date of identification, the first listing refers to the initial identification of areas having special flood hazards, and the second date refers to additional areas identified. Accordingly, Section 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

§ 1915.3 List of communities with special hazard areas.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Alabama	Houston	Unincorporated areas.	H 010008 01 through H 010008 03	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.	County Board of Commissioners, Houston County, County Courthouse, Dothan, Ala. 36572.	Feb. 14, 1975.
Do.	Pickens	Gordo, town of.	H 010220 01 through H 010220 04	do.	City Hall, Main St., Gordo, Ala. 36466.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.....	Bibb.....	Unincorporated areas.	H 010226 01 through H 010226 02	.....do.....	County Board of Commissioners, Bibb County, County Courthouse, Brent, Ala. 35034.	Do.
Do.....	Marshall.....	Boaz, city of.....	H 010276 01 through H 010276 05	.....do.....	Mayor, City Hall, Boaz, Ala. 35057.	
Arkansas.....	Folk.....	Hatfield, town of.....	H 050253 01 through H 050253 04	Division of Soil and Water Resources, State Dept. of Commerce, 1925 West Capitol Ave., Little Rock, Ark. 72201. Arkansas Insurance Dept., 400 University Tower Bldg., Little Rock, Ark. 72204.	Town Council, Town of Hatfield, Hatfield, Ark. 71945.	Do.
Do.....	Sebastian.....	Barling, city of.....	H 050305 01	.....do.....	Mayor of Barling, Barling, Ark. 72923.	Do.
Do.....	Howard.....	Dierks, city of.....	H 050320 01	.....do.....	Mayor of Dierks, Dierks, Ark. 71833.	Do.
Do.....	Baxter.....	Mountain Home, city of.....	H 050351 01 through H 050351 04	.....do.....	Mayor of Mountain Home, Mountain Home, Ark. 72653.	Do.
California.....	Alameda.....	Fremont, city of.....	H 065028 01 through H 065028 30	Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95892. California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012.	City Hall, City of Fremont, Fremont, Calif. 94535.	Do.
Do.....	do.....	Hayward, city of.....	H 065033 01 through H 065033 23	.....do.....	Mayor, City Hall, Hayward, Calif. 94540.	Do.
Do.....	Tulare.....	Unincorporated areas.	H 065066 01 through H 065066 29	.....do.....	Tulare County Planning Department, County Civic Center, Room 107, Courthouse, Visalia, Calif. 93277.	Do.
Connecticut.....	Litchfield.....	Norfolk, town of.....	H 060181 01 through H 060181 11	Department of Environmental Protection, Division of Water and Related Resources, Room 207, State Office Bldg., Hartford, Conn. 06115. Connecticut Insurance Department, State Capitol Bldg., 165 Capitol Ave., Hartford, Conn. 06113.	Town Council, Town of Norfolk, Norfolk, Conn. 06055.	Do.
Florida.....	Bradford.....	Unincorporated areas.	H 120015 01 through H 120015 12	Department of Community Affairs, 2571 Ex. Center Circle E., Howard Bldg., Tallahassee, Fla. 92301. State of Florida Insurance Department, Treasurer's Office, The Capitol, Tallahassee, Fla. 32304.	County Board of Commissioners, County Courthouse, County of Bradford, Starke, Fla. 32091.	Do.
Do.....	Seminole.....	Sanford, city of.....	H 120204A 01 through H 120204A 04	.....do.....	Sanford City Hall, P.O. Box 1778, Sanford, Fla. 32771.	Aug. 16, 1974.
Do.....	Wakulla.....	Unincorporated areas.	H 120315 01 through H 120315 06	.....do.....	Wakulla County Courthouse, Crawfordville, Fla. 32327.	Feb. 14, 1975.
Georgia.....	Berrien.....	Nashville, city of.....	H 130008 01 through H 130008 05	Department of Natural Resources, Office of Planning and Research, 270 Washington St. SW., Room 707, Atlanta, Ga. 30334. Georgia Insurance Department, State Capitol, Atlanta, Ga. 30334.	City Clerk's Office, City Hall, 405 West Washington St.,	Do.
Do.....	Berrien.....	Ray City, town of.....	H 130009 01	.....do.....	Clerk's Office, Town of Ray City, Town Hall, Main St., Ray City, Ga. 31645.	Do.
Do.....	Cook.....	Sparks, town of.....	H 130061 01 through H 130061 02	.....do.....	Clerk's Office, Town of Sparks, P.O. Box 186, Colquitt St., Sparks, Ga. 31647.	Do.
Illinois.....	do.....	Country Club Hills.	H 170078A 01 through H 170078A 02	Governor's Task Force on Flood Control, 300 North State St., P.O. Box 475, Room 1010, Chicago, Ill. 60610. Illinois Insurance Department, 525 West Jefferson St., Springfield, Ill. 62702.	City of Country Club Hills, 3700 West 175th Pl., Country Club Hills, Ill. 60477.	Apr. 5, 1974. Feb. 14, 1975.
Do.....	Rock Island.....	Cordova, village of.....	H 170586A 01	.....do.....	Mayor, Village Hall, Cordova, Ill. 61242.	Mar. 15, 1974. Feb. 14, 1975.
Do.....	do.....	Hampton, village of.....	H 170588A 01	.....do.....	Mayor, City Hall, Hampton, Ill. 61256.	Mar. 1, 1974. Feb. 14, 1975.
Do.....	do.....	Port Byron, village of.....	H 170592A 01	.....do.....	Village Hall, Village of Port Byron, 101 North Main, Port Byron, Ill. 61275.	Mar. 22, 1974. Feb. 14, 1975.
Do.....	do.....	Rapids City, village of.....	H 170593A 01	.....do.....	Mayor, Village Hall, Rapids City, Ill. 61278.	Mar. 22, 1974.
Do.....	Whiteside.....	Albany, village of.....	H 170688A 01	.....do.....	Office of the Zoning Officer, Village of Albany, Municipal Bldg., Lime and Union Stations, Albany, Ill. 61230.	Apr. 5, 1974. Feb. 14, 1975.
Do.....	do.....	Fulton, city of.....	H 170690A 01 through H 170690A 02	.....do.....	City Council, Water Works Office, Fulton, Ill. 61252.	May 31, 1974. Feb. 14, 1975.
Do.....	Will.....	Frankfort, township of.....	H 170701 01 through H 170701 12	.....do.....	Mayor, City Hall, Will County, Frankfort, Ill. 60423.	Do.
Iowa.....	Louis.....	Fredonia, town of.....	H 190309 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, Town of Fredonia, Fredonia, Iowa. No ZIP.	Do.
Kansas.....	Rush.....	Alexander, city of.....	H 200307 01	Division of Water Resources, State Department of Agriculture, State Office Bldg., Topeka, Kans. 66612. Kansas Insurance Department, 1st Floor, Statehouse, Topeka, Kans. 66612.	Mayor, City Hall, Alexander, Kans. 67513.	Do.
Do.....	Nemaha.....	Wetmore, city of.....	H 200376 01	.....do.....	Mayor of Wetmore, Wetmore, Kans. 66550.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Kentucky	Marshall	Calvert City, town of.	H 210164A 01 through H 210164A 02	Division of Water, Kentucky Department of Natural Resources, Capitol Plaza Office Tower, Frankfort, Ky. 40601.	Mayor, Calvert City, Ky. 42626.	Feb. 1, 1974. Feb. 14, 1975.
Maine	Oxford	Roxbury, town of.	H 230151 01 through H 230151 03	Kentucky Insurance Department, Old Capitol Annex, Frankfort, Ky. 40601. Bureau of Civil Emergency Preparedness, State House, Augusta, Maine 04330.	Town Council, Town of Roxbury, Roxbury, Maine 04275.	Do.
Do.	Cumberland	Baldwin, town of.	H 230200 01 through H 230200 04	do.	Town Council, Town of Baldwin, Baldwin, Maine. No ZIP.	Do.
Do.	Lincoln	Boothbay Harbor, town of.	H 230213 01 through H 230213 05	do.	Town Council, Town of Boothbay Harbor, Boothbay Harbor, Maine 04538.	Do.
Do.	do.	Damariscotta, town of.	H 230216 01 through H 230216 06	do.	Town Council, Town of Damariscotta, Damariscotta, Maine 04543.	Do.
Do.	do.	Nobleboro, town of.	H 230219 01 through H 230219 09	do.	Town Council, Town of Nobleboro, Nobleboro, Maine 04555.	Do.
Do.	Waldo	Freedom, town of.	H 230255 01 through H 230255 02	do.	Town Council, Town of Freedom, Freedom, Maine 04941.	Do.
Do.	do.	Prospect, town of.	H 230264 01 through H 230264 07	do.	Town Council, Town of Prospect, Prospect, Maine. No ZIP.	Do.
Do.	do.	Searsmont, town of.	H 230265 01 through H 230265 03	do.	Town Council, Town of Searsmont, Searsmont, Maine 04973.	Do.
Do.	do.	Troy, town of.	H 230269 01 through H 230269 04	do.	Town Council, Town of Troy, Troy, Maine 04987.	Do.
Do.	do.	Waldo, town of.	H 230270 01 through H 230270 02	do.	Town Council, Town of Waldo, Waldo, Maine. No ZIP.	Do.
Do.	Hancock	Swans Island, town of.	H 230297 01 through H 230297 17	do.	Town Council, Town of Swans Island, Swans Island, Maine 04985.	Do.
Do.	Washington	Columbia, town of.	H 230307 01 through H 230307 03	do.	Town Council, Town of Columbia, Columbia, Maine. No ZIP.	Do.
Do.	do.	Jonesboro, town of.	H 230315 01 through H 230315 05	do.	Town Council, Town of Jonesboro, Jonesboro, Maine 04648.	Do.
Do.	do.	Northfield, town of.	H 230318 01 through H 230318 04	do.	Town Council, Town of Northfield, Northfield, Maine. No ZIP.	Do.
Do.	Oxford	Waterford, town of.	H 230343 01 through H 230343 04	do.	Town Council, Town of Waterford, Waterford, Maine 04088.	Do.
Do.	Franklin	Weld, town of.	H 230353 01 through H 230353 06	do.	Town Council, Town of Weld, Weld, Maine 04285.	Do.
Do.	Semmeset	Pleasant Ridge, plantation of.	H 230367 01 through H 230367 02	do.	Maine Land Use Regulation Commission, State House, Plantation of Pleasant Ridge, Augusta, Maine 04330.	Do.
Do.	Piscataquis	Abbot, town of.	H 230406 01 through H 230406 12	do.	Town Council, Town of Abbot, Abbot, Maine 04406.	Do.
Do.	do.	Greenville, town of.	H 230409 01 through H 230409 03	do.	Town Council, Town of Greenville, Greenville, Maine 04441.	Do.
Do.	do.	Medford, town of.	H 230410 01 through H 230410 04	do.	Town Council, Town of Medford, Medford, Maine. No ZIP.	Do.
Do.	do.	Monson, town of.	H 230411 01 through H 230411 04	do.	Town Council, Town of Monson, Monson, Maine 04464.	Do.
Do.	do.	Parkman, town of.	H 230412 01 through H 230412 04	do.	Town Council, Town of Parkman, Parkman, Maine. No ZIP.	Do.
Do.	Areostock	Crystal, town of.	H 230423 01 through H 230423 12	do.	Town Council, Town of Crystal, Crystal, Maine. No ZIP.	Do.
Do.	do.	Dyer Brook, town of.	H 230424 01 through H 230424 05	do.	Town Council, Town of Dyer Brook, Dyer Brook, Maine. No ZIP.	Do.
Do.	do.	Wade, town of.	H 230436 01 through H 230436 10	do.	Town Council, Town of Wade, Wade, Maine. No ZIP.	Do.
Do.	do.	Albagash, plantation of.	H 230440 01 through H 230440 09	do.	Maine Land Use Regulation Commission, State House, Plantation of Albagash, Augusta, Maine 04330.	Do.
Do.	do.	Cyr, plantation of.	H 230443 01 through H 230443 04	do.	Maine Land Use Regulation Commission, State House, Plantation of Cyr, Augusta, Maine 04330.	Do.
Do.	do.	Hamlin, plantation of.	H 230445 01 through H 230445 04	do.	Maine Land Use Regulation Commission, State House, Plantation of Hamlin, Augusta, Maine 04330.	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	Macwahoc, plantation of.	H 230446 01 through H 230446 04	do	Maine Land Use Regulation Commission, State House, Plantation of Macwahoc, Augusta, Maine 04330.	Do.
Do	Franklin	Dallas, plantation of.	H 230455 01 through H 230455 04	do	Maine Land Use Regulation Commission, State House, Plantation of Dallas, Augusta, Maine 04330.	Do.
Do	Penobscot	Carroll, plantation of.	H 230461 01 through H 230461 04	do	Maine Land Use Regulation Commission, State House, Plantation of Carroll, Augusta, Maine 04330.	Do.
Do	do	Mount Chase, plantation of.	H 230462 01 through H 230462 04	do	Maine Land Use Regulation Commission, State House, Plantation of Mount Chase, Augusta, Maine 04330.	Do.
Do	Piscataquis	Orneville, township of.	H 230465 01 through H 230465 04	do	Maine Land Use Regulation Commission, State House, Plantation of Orneville, Augusta, Maine 04330.	Do.
Do	Somerset	Concord, township of.	H 230466 01 through H 230466 04	do	Maine Land Use Regulation Commission, State House, Township of Concord, Augusta, Maine 04330.	Do.
Do	Washington	Grand Lake Stream, plantation of.	H 230469 01 through H 230469 04	do	Maine Land Use Regulation Commission, State House, Plantation of Grand Lake Stream, Augusta, Maine 04330.	Do.
Do	do	Edmunds, township of.	H 230471 01 through H 230471 05	do	Maine Land Use Regulation Commission, State House, Township of Edmunds, Augusta, Maine 04330.	Do.
Massachusetts	Dukes	West Tisbury, town of.	H 250074 01 through H 250074 04	Division of Water Resources, Water Resources Commission, State Office Bldg., 100 Cambridge St., Boston, Mass. 02202.	Chairman, Board of Selectmen, Town of West Tisbury, West Tisbury, Mass. 02575.	Do.
Michigan	Sanilac	Worth, township of.	H 260296 01 through H 260296 02	Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48926.	Township Clerk, Township of Worth, 6176 Fisher Rd., Jeddou, Mich. 48632.	Do.
Do	Oakland	Lathrup Village, city of.	H 260297 01	do	City Clerk, City Hall, Lathrup Village, Mich. 48676.	Do.
Minnesota	Marshall	Warren, city of.	H 270274A 01	Division of Waters, Soils, and Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101.	City Hall, Warren, Minn. 56762.	May 3, 1974. Feb. 14, 1975.
Do	Meeker	Cedar Mills, city of.	H 270281 01	do	Mayor, City Hall, Cedar Mills, Minn. 55351.	Do.
Do	Lyon	Lynd, city of.	H 270684 01	do	City Hall, Lynd, Minn. 56137.	Do.
Mississippi	Greene	Leakesville, town of.	H 280057 01	Mississippi Research and Development Center, P.O. Drawer 2470, Jackson, Miss. 39205.	Mayor, City Hall, Leakesville, Miss. 39451.	Do.
Do	Lee	Saltillo, town of.	H 280261 01 through H 280261 02	Mississippi Insurance Department, 910 Woolfolk Bldg., P.O. Box 79, Jackson, Miss. 39205.	Mayor, City Hall, Saltillo, Miss. 38866.	Do.
Missouri	Andrew	Rosendale, city of.	H 290008 01	Department of Natural Resources, Division of Program and Policy Development, State of Missouri, 308 East High St., Jefferson, Mo. 65101.	Mayor, Rosendale, City of Rosendale, Mo. 64483.	Do.
Do	Stone	Kimberling City, city of.	H 290432A 01 through H 290432A 08	do	Mayor, Kimberling City, Mo. 65686.	June 21, 1974. Feb. 14, 1975.
Do	Texas	Raymondville, village of.	H 290542 01 through H 290542 04	do	Village Clerk, Village of Raymondville, Raymondville, Mo. 65555.	Feb. 14, 1975.
Do	Jasper	Iron Gates, village of.	H 290580 01	do	Village Clerk, Village of Iron Gates, Iron Gates, Mo. No ZIP.	Do.
Do	Adair	Brashear, city of.	H 290616 01	do	Mayor of Brashear, Brashear, Mo. 63533.	Do.
Do	Henry	Calhoun, city of.	H 290622 01	do	Mayor of Calhoun, Calhoun, Mo. 65323.	Do.
Do	Macon	Callao, city of.	H 290623 01	do	Mayor of Callao, Callao, Mo. 63534.	Do.
Do	Bates	Rich Hill, city of.	H 290655 01	do	Mayor of Rich Hill, Rich Hill, Mo. 64779.	Do.
Do	Iron	Pilot Knob, city of.	H 290679 01	do	Mayor of Pilot Knob, Pilot Knob, Mo. 63668.	Do.
Do	Mourne	Madison, city of.	H 290684 01	do	Mayor of Madison, Madison, Mo. 65263.	Do.
Do	Lewis	La Belle, city of.	H 290696 01	do	Mayor of La Belle, La Belle, Mo. 63447.	Do.
Do	Macon	La Plata, city of.	H 290703 01	do	Mayor of La Plata, La Plata, Mo. 63549.	Do.
Do	Boone	Hallsville, city of.	H 290712 01	do	Mayor of Hallsville, Hallsville, Mo. 65255.	Do.
Do	Iron	Ironton, city of.	H 290730 01 through H 290730 02	do	Mayor of Ironton, Ironton, Mo. 63650.	Do.
Do	Phelps	Doolittle, city of.	H 290727 01 through H 290727 02	do	Mayor of Doolittle, Doolittle, Mo. No ZIP.	Do.
Do	Davless	Gallatin, city of.	H 290733 01	do	Mayor of Gallatin, Gallatin, Mo. 64640.	Do.
Do	St. Charles	Charlack, city of.	H 290743 01	do	Mayor of Charlack, Charlack, Mo. No ZIP.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Macon	Bevier, city of	H 290756 01	do.	Mayor of Bevier, Bevier, Mo. 63332	Do.
Do.	Jasper	Airport Drive	H 290761 01	do.	Village Clerk, Village of Airport Drive, Airport Drive, Mo. No ZIP.	Do.
Montana	Cascade	Cascade, town of	H 360107 01	Montana Department of Natural Resources and Conservation, Water Resource Division, 32 South Ewing St., Helena, Mont. 59601.	Mayor, Town of Cascade, Town Office Bldg., Cascade, Mont. 59421.	Do.
Do.	Lake	St. Ignatius, town of	H 360123 01 through H 360123 02	do.	Mayor, Town Hall, Town of Ignatius, St. Ignatius, Mont. 59865.	Do.
Nebraska	Webster	Blue Hill, village of	H 310352 01	Nebraska Natural Resources Commission, Terminal Bldg., 7th Floor, Lincoln, Nebr. 68508.	Village Clerk, Village of Blue Hill, Blue Hill, Nebr. 68930.	Do.
New Hampshire	Cheshire	Roxbury, town of	H 330172 01 through H 330172 02	Nebraska Insurance Department, 1335 L St., Lincoln, Nebr. 68509.	Office of Comprehensive Planning, Division of Community Planning, State House Annex, Concord, N.H. 03301.	Do.
Do.	Hillsborough	Weare, town of	H 330235 01 through H 330235 15	New Hampshire Insurance Department, 78 North Main St., Concord, N.H. 03301.	do.	Do.
New York	Greene	Halcott, town of	H 360291 01 through H 360291 02	New York State Department of Environmental Conservation, Division of Resources Management Services, Bureau of Water Management, Albany, N.Y. 12201.	Town Council, Town of Roxbury, Roxbury, N.H. No ZIP.	Do.
Do.	Chenango	Gulford, town of	H 361088 01 through H 361088 09	New York State Insurance Department, 123 William St. New York, N.Y. 10038.	Supervisor, Town of Halcott, Halcott Center, N.Y. 12437.	Do.
Do.	St. Lawrence	DePeyster, town of	H 361175 01 through H 361175 13	do.	Town Council, Town of Gulford, Gulford, N.Y. 13780.	Do.
Do.	Otsego	Springfield, town of	H 361280 01 through H 361280 04	do.	Town Council, Town of DePeyster, DePeyster, N.Y.	Do.
Do.	Clinten	Mooers, town of	H 361383 01 through H 361383 24	do.	Town Council, Town of Springfield, Springfield, N.Y.	Do.
Do.	Hamilton	Arietta, town of	H 361402 01 through H 361402 21	do.	Town Council, Town of Mooers, Mooers, N.Y. 12058.	Do.
Do.	do.	Morehouse, town of	H 361407 01 through H 361407 13	do.	Town Council, Town of Arietta, Arietta, N.Y.	Do.
Do.	St. Lawrence	Colton, town of	H 361423 01 through H 361423 17	do.	Town Council, Town of Morehouse, Morehouse, N.Y.	Do.
Do.	do.	Russel, town of	H 361428 01 through H 361428 24	do.	Town Council, Town of Colton, Colton, N.Y. 13625.	Do.
Do.	Washington	Dresden, town of	H 361441 01 through H 361441 16	do.	Town Council, Town of Russel, Russel, N.Y. 13680.	Do.
Do.	Genesee	Bergen, village of	H 361497 01 through H 361497 02	do.	Town Council, Town of Dresden, Dresden, N.Y. 14441.	Do.
North Carolina	Carteret	Unincorporated areas.	H 370043 01 through H 370043 19	Division of Community Assistance, Department of Natural and Economic Resources, P.O. Box 27657, Raleigh, N.C. 27711.	Village Council, Village of Bergen, Bergen, N.Y. 14416.	Do.
Do.	Gates	do.	H 370103 01 through H 370103 31	North Carolina Insurance Department, P.O. Box 26387, Raleigh, N.C. 27711.	Carteret County Court House, Beaufort, N.C. 28516.	Do.
North Dakota	Cass	Arthur, city of	H 380156 01	do.	County Board of Commissioners, County of Gates, County Courthouse, Suffolk, N.C. No ZIP.	Do.
Do.	Griggs	Binford, city of	H 380158 01	State Office Bldg., State Water Commission, 900 East Blvd., Bismarck, N. Dak. 58501.	Mayor of Arthur, Arthur, N. Dak. 58006.	Do.
Do.	Cass	Buffalo, city of	H 380160 01	North Dakota Insurance Department, State Capitol, Bismarck, N. Dak. 58501.	Mayor of Binford, Binford, N. Dak. 58416.	Do.
Do.	Renville	Glenburn, city of	H 380174 01	do.	Mayor of Buffalo, Buffalo, N. Dak. 58011.	Do.
Do.	S Steele	Hope, city of	H 380180 01	do.	Mayor of Glenburn, Glenburn, N. Dak. 58740.	Do.
Do.	Cass	Page, city of	H 380193 01	do.	Mayor of Hope, Hope, N. Dak. 58046.	Do.
Do.	Steele	Sharon, city of	H 380203 01	do.	Mayor of Page, N. Dak. 58064.	Do.
Do.	Renville	Sherwood, city of	H 380204 01	do.	Mayor of Sharon, Sharon, N. Dak. 58277.	Do.
Do.	Grand Forks	Thompson, city of	H 380208 01	do.	Mayor of Sherwood, Sherwood, N. Dak. 58782.	Do.
Do.	Barnes	Wimbledon, city of	H 380212 01	do.	Mayor of Thompson, Thompson, N. Dak. 58278.	Do.
Do.	Stelle	Finley, city of	H 380227 01	do.	Mayor of Wimbledon, ND Wimbledon, N. Dak. 58492.	Do.
Do.	Richland	Lidgerwood, city of	H 380237 01	do.	Mayor of Finley, Finley, N. Dak. 58230.	Do.
Do.	Nelson	McVillie, city of	H 380238 01	do.	Mayor of Lidgerwood, Lidgerwood, N. Dak. 58053.	Do.
Do.	Grand Forks	Northwood, city of	H 380245 01	do.	Mayor of McVillie, McVillie, N. Dak. 58254.	Do.
Do.	do.	do.	do.	do.	Mayor of Northwood, Northwood, N. Dak. 58267.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Dickey	Oakes, city of	H 380246 01	do.	Mayor of Oakes, Oakes, N. Dak. 58474.	Do.
Do.	Emmons	Strasburg, city of	H 380252 01	do.	Mayor of Strasburg, Strasburg, N. Dak. 58373.	Do.
Do.	Bottineau	Lansford, city of	H 380184 01	do.	Mayor of Lansford, Lansford, N. Dak. 58750.	Do.
Ohio	Lawrence	Unincorporated areas	H 390325 01	Ohio Department of Natural Resources, Fountain Square, Columbus, Ohio 43224. Ohio Insurance Department, 115 East Rich St., Columbus, Ohio 43215.	County Board of Commissioners, County Courthouse, Lawrence County, Ironton, Ohio 45638.	Do.
Do.	Mercer	do	H 390392 01 through H 390392 02	do.	County Board of Commissioners, County Courthouse, Mercer County, Celina, Ohio 45822.	Do.
Do.	Monroe	do	H 390404 01	do.	County Board of Commissioners, County Courthouse, Monroe County, Woodsfield, Ohio 43793.	Do.
Do.	Brown	Hammersville, village of	H 390676 01	do.	Mayor, City Hall, Hammersville, Ohio 45130.	Do.
Do.	Darke	Gettsburg, village of	H 390686 01	do.	Mayor, City Hall, Gettsburg, Ohio 45328.	Do.
Do.	Licking	Kirkersville, village of	H 390701 01 through H 390701 02	do.	Mayor, City Hall, Kirkersville, Ohio 48033.	Do.
Do.	Montgomery	Union, village of	H 390704 01	do.	Village Board, Village of Union, Union, Ohio 48322.	Do.
Do.	Muskingum	Dresden, village of	H 390705 01	do.	Mayor, City Hall, Dresden, Ohio 43821.	Do.
Do.	Warren	Butlerville, village of	H 390719 01	do.	Village Clerk, Butlerville, Ohio	Do.
Do.	Wayne	Doylestown, village of	H 390720 01	do.	Mayor, Doylestown, Ohio 44280	Do.
Do.	Wyandot	Nevada, village of	H 390722 01	do.	Mayor, Village Hall, Nevada, Ohio 44849.	Do.
Do.	Athens	Albany, village of	H 390727 01	do.	Mayor, City Hall, Albany, Ohio 43611.	Do.
Oklahoma	Alfalfa	Alina, town of	H 400258 01	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 Alina, Alina, Okla. 73716.	Do.
Pennsylvania	Centre	Centre Hall, borough of	H 420258 01	Department of Community Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa. 17120. Pennsylvania Insurance Department, 108 Finance Bldg., Harrisburg, Pa. 17120.	Mayor, Borough of Centre Hall, Centre Hall, Pa. 16828.	Do.
Do.	Clearfield	Lumber City, borough of	H 420309 01	do.	Mayor, Borough of Lumber City, R.D. No. 1, Curwensville, Pa. 16833.	Do.
Do.	Clinton	Beech Creek, township of	H 420321 01	do.	Township Building, R.D. No. 1, Beech Creek, Pa. 16822.	Do.
Do.	Delaware	Morton, borough of	H 420423 01	do.	Morton Borough, Municipal Bldg., 400 Highland Ave., Morton, Pa. 19070.	Do.
Do.	Bedford	Cumberland Valley, township of	H 421335 01 through H 421335 17	do.	Chairman, Board of Supervisors, Town of Cumberland Valley, R.D. 3, Bedford, Pa. 15522.	Do.
Do.	Blair	Greenfield, township of	H 421389 01 through H 421389 12	do.	Chairman, Board of Supervisors, Town of Greenfield, R.D. 1, Claysburg, Pa. 16625.	Do.
Do.	Lackawanna	Vandling, borough of	H 421748 01	do.	Mayor, Borough of Vandling, 855 Main St., Vandling, Pa. 18421.	Do.
Do.	Lawrence	North Beaver, township of	H 421795 01 through H 421795 15	do.	Chairman, Board of Supervisors, Township of North Beaver, R.D. 7, New Castle, Pa. 16102.	Do.
Do.	McKean	Hamilton, township of	H 421856 01	do.	Chairman, Board of Supervisors, Township of Hamilton, Ludlow, Pa. 16333.	Do.
Do.	do	Hamlin, township of	H 421857 01 through H 421857 15	do.	Township of Hamlin, Box 235, Hazelhurst, Pa. 16733.	Do.
Do.	Mifflin	Oliver, township of	H 421882 01 through H 421882 11	do.	Chairman, Board of Supervisors, Township of Oliver, R.D. No. 1, McVeytown, Pa. 17051.	Do.
Do.	Montour	Limestone, township of	H 421922 01 through H 421922 06	do.	Chairman, Board of Supervisors, Township of Limestone, R.D. No. 2, Danville, Pa. 17821.	Do.
Do.	Pike	Dingman, township of	H 421964 01 through H 421964 15	do.	Chairman, Board of Supervisors, Township of Dingman, Milford, Pa. 18337.	Do.
Do.	do	Shohola, township of	H 421969 01 through H 421969 15	do.	Chairman, Board of Supervisors, Township of Shohola, Shohola, Pa. 18458.	Do.
Do.	Susquehanna	Ararat, township of	H 422073 01 through H 422073 06	do.	Chairman, Board of Supervisors, Township of Ararat, R. D. No. 1, Thomson, Pa. 18465.	Do.
Do.	Luzerne	Duport, borough of	H 422250 01 through H 422250 04	do.	Mayor, Borough of Duport, 350 Front St., Duport, Pa. 18041.	Do.
Do.	Cambridia	East Carroll, township of	H 422268 01 through H 422268 08	do.	Chairman, Board of Supervisors, Township of East Carroll, Patton, Pa. 16668.	Do.
Do.	Bucks	Langhorne Manor, borough of	H 422336 01 through H 422336 02	do.	Mayor, Borough of Langhorne Manor, 562 Station Ave., Langhorne, Pa. 19047.	Do.
Do.	Clearfield	Goshen, township of	H 422382 01 through H 422382 15	do.	Chairman, Board of Supervisors, Township of Goshen, R. D. No. 2, Clearfield, Pa. 16830.	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	Fayette	Nicholson, township of.	H 422426 01 through H 422430 06	do	Chairman, Board of Supervisors, R.D. No. 1, Township of Nicholson, Masontown, Pa. 15461.	Do.
Do	Jefferson	Porter, township of.	H 422446 01 through H 422446 06	do	Chairman, Board of Supervisors, Township of Porter, R.D. No. 4, Punxsutawney, Pa. 15767.	Do.
Do	McKean	Sergeant, township of.	H 422474 01 through H 422474 29	do	Chairman, Board of Supervisors, Township of Sergeant, Clearmont, Pa. 16722.	Do.
South Carolina	Pickens	Unincorporated areas.	H 450106 01 through H 450106 16	South Carolina Water Resources Commission, P.O. Drawer 164, 700 Knox Abbott Dr., Cayce, S.C. 29033. South Carolina Insurance Department, 2711 Middleburg St., Columbia, S.C. 29204.	County Council Chairman, County Courthouse, Pickens County, Pendleton St., Pickens, S.C. 29671.	Do.
Tennessee	Shelby	Collierville, town of.	H 470203 01 through H 470203 04	Tennessee State Planning Office, 650 Capitol Hill Bldg., Nashville, Tenn. 37219. Tennessee Department of Insurance and Banking, 114 State Office Bldg., Nashville, Tenn. 37219.	Mayor, Town of Collierville, Town Hall, Collierville, Tenn. 38017.	Do.
Texas	Potter and Randall	Amarillo, city of.	H 480529 01 through H 480529 26	Texas Water Development Board, P.O. Box 12087, Capitol Station, Austin, Tex. 78711. Texas Insurance Department, 1110 San Jacinto St., Austin, Tex. 78701.	City of Amarillo, City Hall, Amarillo, Tex.	Do.
Do	Randall and Swisher	Happy, city of.	H 481011 01	do	Mayor, City of Happy, City Hall, Happy, Tex. 79042.	Do.
Utah	Iron	Paragonah, town of.	H 490975 01	Utah Department of Natural Resources, Division of Water Resources, State Capitol Bldg., Room 435, Salt Lake City, Utah 84114. Utah Insurance Department, 115 State Capitol, Salt Lake City, Utah 84114.	Mayor, Town of Paragonah, Paragonah, Utah 84700.	Do.
Do	Uintah	Unincorporated areas.	H 490147 01 through H 490147 04	do	County Commissioners, County of Uintah, Vernal, Utah 84078.	Do.
Virginia	Craig	do	H 510313 01 through H 510313 26	Virginia Bureau of Water Control Management, State Water Control Board, P.O. Box 11143, Richmond, Va. 23220. Virginia Insurance Department, 700 Blanton Bldg., Richmond, Va. 23299.	Chairman; County Board of Supervisors, County of Craig, County Courthouse, New Castle, Va. 24127.	Do.
Washington	Kitsop	do	H 530092 01 through H 530092 27	Washington Department of Ecology, Olympia, Wash. 98501. Washington Insurance Department, Insurance Bldg., Olympia, Wash. 98501.	Planning Department, County Courthouse, Kitsop County, Fort Orchard, Wash. 98266.	Do.
Do	King	Skykomish, town of.	H 530226 01	do	Town Council, Town of Skykomish, Skykomish, Wash. 98288.	Do.
Do	Lewis	Napavine, town of.	H 530254 01	do	Town Council, Town of Napavine, Napavine, Wash. 98565.	Do.
West Virginia	Fayette	Ansted, town of.	H 540027 01 through H 540027 02	Flood Insurance Department, Office of Federal-State Relations, Division of Planning and Development, State Capitol Bldg., Room 150, Charleston, W. Va. 25305. Mr. Donald W. Brown, Insurance Commissioner, Bldg. No. 3, Room 643, 1800 Washington St., Charleston, W. Va. 25305.	Mayor, Town of Ansted, Ansted, W. Va. 25812.	Do.
Do	Greenbrier	Ronceverte, town of.	H 540043 01 through H 540043 02	do	Mayor, Town of Ronceverte, City Hall, Ronceverte, W. Va. 24970.	Do.
Wisconsin	Iron	Unincorporated areas.	H 550182 01 through H 550182 03	Wisconsin Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 201 East Washington Ave., Madison, Wis. 53703.	County Board of Commissioners, Iron County, County Courthouse, Hurley, Wis. 54534.	Do.
Do	Florence	do	H 550521 01 through H 550521 02	do	County Board of Commissioners, County Courthouse, Florence County, Florence, Wis. 54121.	Do.
Do	Iowa	do	H 550522 01 through H 550522 03	do	Office of Zoning Administrator, Iowa County Courthouse, Dodgeville, Wis. 53533.	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, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969.)

Issued: February 4, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc. 75-4089 Filed 2-14-75; 8:45 am]

Title 33—Navigation and Navigable Waters

CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD-74-249]

PART 62—LORAN

Loran—C System Rate Structure Change

Correction

In FR Doc. 75-3635, appearing at page 6338 of the issue for Tuesday, February 11, 1975 the following corrections are made:

1. In the second column on page 6338, in the paragraph following Table I, the first sentence should read as follows: "As can be seen in Table I, which shows the present rate structure, adjacent basic rates are either 10,000 or 20,000 microseconds apart, and adjacent specific rates are no closer than 100 microseconds to each other. The omission of specific rates 8 and 9 further limits the number of available rates."

2. In the third column on page 6338, Table II should read as set forth below:

TABLE II.—Group repetition intervals

(GRI in tens of microseconds)

9099	8099	7099	6099	5099	4999
9098	8098	7098	6098	5098	4998
9097	8097	7097	6097	5097	4997
•	•	•	•	•	•
•	•	•	•	•	•
9091	8091	7091	6091	5091	4991
9090(S81)	8090	7090(SL1)	6090	5090(SH1)	4990(S1)
9089	8089	7089	6089	5089	4989
•	•	•	•	•	•
•	•	•	•	•	•
9071	8071	7071	6071	5071	4971
9070(S83)	8070	7070(SL3)	6070	5070(SH3)	4970(S3)
9069	8069	7069	6069	5069	4969
•	•	•	•	•	•
•	•	•	•	•	•
9031	8031	7031	6031	5031	4931
9030(S87)	8030	7030(SL7)	6030	5030(SH7)	4930(S7)
9029	8029	7029	6029	5029	4929
•	•	•	•	•	•
•	•	•	•	•	•
9000	8000	7000	6000	5000	4000

Title 38—Pensions, Bonuses, and Veterans' Relief

CHAPTER I—VETERANS ADMINISTRATION

PART 3—ADJUDICATION

Subpart A—Pension, Compensation, and Dependency and Indemnity Compensation

EFFECTIVE DATE OF INCREASED BENEFITS

On page 43558 of the FEDERAL REGISTER of December 16, 1974, there was published a notice of proposed regulatory development to amend § 3.660(c) to provide that when an increase in rates is due to marriage, or birth or adoption of a child, which would permit payment at a higher rate, the increased rate will be effective the date of the event if evidence of the event is received within 1 year from such date. In addition minor editorial changes were made in §§ 3.660(a), 3.662, and 3.666 to reflect these provisions apply equally to male and female beneficiaries. Interested persons were given 30 days in which to submit comments, sug-

gestions, or objections regarding the proposed regulations.

No written comments have been received and the proposed regulations are hereby adopted without change and are set forth below.

Effective date. Section 3.660(c) is effective December 24, 1970.

Approved: February 10, 1975.

By direction of the Administrator.

ODELL W. VAUGHN,
Deputy Administrator.

1. In § 3.660, paragraph (a) (1) and (c) are revised to read as follows:

§ 3.660 Dependency, income and estate.

(a) Reduction or discontinuance—(1) General. A veteran, widow, widower or child who is receiving pension, or a parent who is receiving compensation or dependency and indemnity compensation must notify the Veterans Administration of any material change or expected change in his or her income or other circumstances which would affect his or her entitlement to receive, or the rate of, the benefit being paid. Such notice must be furnished when the veteran acquires knowledge that he or she will begin to receive additional income at a rate which if continued will cause the income to exceed the income limitation or increment applicable to the rate of the benefit being paid or when his or her marital or dependency status changes. In pension claims subject to § 3.252(b) and in compensation claims subject to § 3.250(a) (2), notice must be furnished of any material increase in corpus of the estate or net worth.

(c) Increases; change in status. Where there is change in the payee's marital status or status of dependents which would permit payment at a higher rate and the change in status is by reason of the claimant's marriage or birth or adoption of a child, the effective date of the increase will be the date of the event if the required evidence is received within 1 year of the event. Where there is a change in dependency status for any reason other than marriage, or the birth or adoption of a child, which would permit payment at a higher rate, the increased rate will be effective the date of receipt of notice constituting an informal claim if the required evidence is received within 1 year of the Veterans Administration request. The rate payable for each period will be determined, as provided in § 3.260 (f), on the basis of income for the full calendar year. (See § 3.651 as to increase due to termination of payments to another payee. Also see § 3.667 as to increase based on school attendance.)

2. Section 3.662 is revised to read as follows:

§ 3.662 Children; no widow or widower entitled.

(a) When an award of death pension to a widow or widower with a child or chil-

dren has been discontinued for the reason that his or her annual income is in excess of the statutory limitation, payments to the child or children whose annual income, determined separately, does not exceed the statutory limitation will commence effective the day following the date of last payment to the widow or widower. In those cases in which an award of death pension to a widow or widower is discontinued retroactively in accordance with the provisions of § 3.660 and an additional amount in behalf of a child or children was included in the award, an adjustment will be made in the award to the widow or widower. The monthly rate payable to the widow or widower for the period from the effective date of discontinuance to the date of last payment will be the amount to which such child or children would have been entitled during that period.

(b) When payments are being made to a child or children and evidence is received showing that the annual income of the widow or widower, which was in excess of the statutory limitation, has been reduced to an amount not in excess of the statutory limitation, payments to the child or children will be discontinued effective date of last payment. For the period commencing the date from which the widow or widower is shown to be entitled to the date of last payment to the child or children, the rate for the widow or widower will be the difference between the amount paid to the child or children and the amount which would have been payable for the widow or widower and child or children. The full rate will be payable thereafter.

3. In § 3.666, the introductory text preceding paragraph (a) and the introductory text of paragraph (a) preceding paragraph (a) (1) are revised to read as follows:

§ 3.666 Penal institutions.

Where any individual to or for whom pension is being paid under a public or private law administered by the Veterans Administration is imprisoned in a Federal, State or local penal institution as the result of conviction of a felony or misdemeanor, such pension payments will be discontinued effective on the 61st day of imprisonment following conviction. The payee will be informed of his or her rights and the rights of dependents to payments while he or she is imprisoned as well as the conditions under which payments to him or to her may be resumed on his or her release from imprisonment. Payments of pension authorized under this section will continue until notice is received in the Veterans Administration that the imprisonment has terminated.

(a) Disability pension. Payment may be made to the wife, husband, child or children of a veteran disqualified under this section:

[FR Doc. 75-4311 Filed 2-14-75; 8:45 am]

Title 39—Postal Service
CHAPTER III—POSTAL RATE
COMMISSION

[Docket No. RN 75-1; Order 58]

PART 3001—RULES OF PRACTICE
AND PROCEDURE

Public Information and Requests

FEBRUARY 12, 1975.

On January 9, 1975, the Commission issued a notice of proposed rulemaking, proposing to amend its regulations governing the availability of information to the public, as required by the Pub. L. 93-502 amendments to the Freedom of Information Act (5 U.S.C. (552 et seq.)). Interested persons were invited to comment by February 4, 1975. No comments were received. Accordingly, for reasons set forth in the notice of proposed rulemaking, the Commission has decided to adopt the proposed amendments to its rules of practice and procedure. We further find that good cause exists for making these amendments effective immediately.

Accordingly, pursuant to 39 U.S.C. 3603 and 5 U.S.C. 552, it is ordered that the Commission's rules of practice and procedure are amended as follows, said amendment to become effective on February 18, 1975.

Section 3001.42 of 39 CFR Part 3001 is amended as follows:

1. In paragraph (b) (12) (i) is revised and a new (vii) is added to read as follows:

(b) *Public records.* The public records of the Commission include: * * *

(12) All other records of the Commission except for those that are:

(i) (a) Specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (b) are in fact properly classified pursuant to such Executive order;

(vii) Investigatory records compiled for law enforcement purposes, to the extent specified in 5 U.S.C. 552(b) (7).

2. Paragraph (c) is revised to read as follows:

(c) *Requests for Records.* Requests for records shall be in writing and shall reasonably describe the records sought. Requests shall be addressed to the Secretary at the offices of the Commission. Requests which rely upon the Freedom of Information Act, 5 U.S.C. 552, shall bear the caption "Freedom of Information Act Request." Within 10 days (excluding Saturdays, Sundays, and legal public holidays) after receipt of a request for a Commission record, the Secretary shall:

(1) *General.* Inform the requestor where and when the records may be inspected and, if ascertainable, of the charge for furnishing copies; or

(2) *Deny the request.* A denial shall be in writing; it shall cite the specific exemption or exemptions under these rules authorizing the withholding of the records sought and shall inform the requestor that he may, within 20 days, appeal the denial to the Commission.

Appeals to the Commission shall be in writing. The Commission may also review any decision of the Secretary on its own initiative. The Commission will consider all appeals and either grant or deny them in writing, within 20 days (excluding Saturdays, Sundays and legal public holidays) of the date the appeal is received. If on appeal the denial of the request for records is upheld, the Commission shall notify the person making such request of the provisions for judicial review of that determination pursuant to 5 U.S.C. 552(c).

(3) *Extensions of time.* The time period for decision on application pursuant to paragraph (c) of this section may be extended up to 10 working days by the Secretary and the time period for decisions on appeals may be extended up to 10 working days by the Commission, provided, however, that the total period of extensions may not exceed 10 working days. Such extensions shall be by written notice determining that an extension is warranted by unusual circumstances as specified in 5 U.S.C. 552 (a) (6) (B).

(4) *Fees.* Documents furnished pursuant to the Freedom of Information Act shall be subject to a fee of 15 cents a page to meet the costs of duplication. Documents may be furnished without charge or at a reduced charge if the Commission determines that waiver or reduction of the fee is in the public interest because furnishing the information can be considered as primarily benefiting the general public.

Issued February 12, 1975.

By the Commission.

[SEAL] JAMES R. LINDSAY,
 Secretary.

[FR Doc.75-4371 Filed 2-14-75; 8:45 am]

Group	Commodities therein
Forage legumes.....	Alphabetically insert after "lepedezas" and before "peanuts" the commodity "lupines".
Grain crops.....	Alphabetically insert after "(field corn, sweet corn, and popcorn)" and before "milo" the commodity "millet".
Seed and pod vegetables (dry or succulent).....	Add the commodity "lentils" to the end of the list.
Small fruits.....	Add the commodities "strawberries, youngberries" to the end of the list.

Section 180.34(f) is also amended by deleting the groups and commodities therein for "Stored Fruits and Vegetables" and "Stored Grain."

[FR Doc.75-4295 Filed 2-14-75; 8:45 am]

Title 41—Public Contracts and Property
Management

CHAPTER 4—DEPARTMENT OF
AGRICULTURE

Miscellaneous Amendments

This amendment involves matters relating to agency management and con-

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL
PROTECTION AGENCY

SUBCHAPTER E—PESTICIDE PROGRAMS

[PRL 333-8]

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

Crop Groups

Section 180.34(f), Title 40 CFR, contains groups of crops which list raw agricultural commodities that are considered to be related for the purposes of establishing tolerances for pesticides. Commodities not listed in § 180.34(f) are not considered as related for such purposes. Based on the information at hand, the Administrator of the Environmental Protection Agency (EPA) has concluded that the groups "Forge Legumes," "Grain Crops," "Seed and Pod Vegetables (Dry or Succulent)," and "Small Fruits" should be expanded to include the related raw agricultural commodities listed below. The Administrator has also determined that the groups "Stored Fruits and Vegetables" and "Stored Grain" should be deleted.

These amendments merely make technical changes and are considered non-controversial in nature. Notice, public procedure, and delayed effective date are not, therefore, prerequisites to the promulgation of this order.

Effective date. This order shall become effective on February 18, 1975.

(Federal Food, Drug, and Cosmetic Act (40 CFR Part 180; 21 U.S.C. 408(b))).

Dated: February 11, 1975.

EDWIN L. JOHNSON,
 Acting Deputy Assistant
 Administrator, Pesticide Programs.

Section 180.34(f) is amended to include the following commodities for the groups listed.

tracting and while not subject by law to the notice and public procedure requirements for rulemaking under 5 U.S.C. 553 is subject to the Secretary's Statement of Policy (36 FR 13804). The amendment corrects or clarifies existing policy and embodies already existing Government-wide policy. No useful purpose would be served by public participation, and it is found upon good cause, in accordance with the Secretary's Policy Statement, that notice and other public procedures with respect to the amendment are impracticable and unnecessary.

PART 4-1—GENERAL

1. The Table of Contents of Part 4-1 is amended as follows:

a. The following section is added:

4-1.054 Agriculture Grant and Agreement Regulations.

b. The heading of the following section is revised to read as follows:

4-1.451 Procurement by the Office of Operations.

c. Sections 4-1.708 and 4-1.708-2 are deleted.

2. Sections and paragraphs 4-1.006-2(a), 4-1.008, 4-1.009-2(a), 4-1.009-2(b), and 4-1.051(b) are revised to read as follows:

§ 4-1.006-2 Publication.

(a) AGPR are published in looseleaf form for distribution within the Department. Requests to be placed on the distribution list, or for extra copies, should be addressed to the Director, Office of Operations.

§ 4-1.008 Agency implementation.

As portions of AGPR material are prescribed, agencies within the Department may publish in the FEDERAL REGISTER implementing regulations deemed necessary, as outlined in § 4-1.006-2. Detailed instructions of interest primarily for internal agency guidance will not be published in the FEDERAL REGISTER. All implementing regulations shall be prepared to conform with FPR style and arrangement, except that the looseleaf format may be in a single column per page. Regulations or instructions issued by agencies of the Department will be identified by the use of alphabetical suffixes with the chapter number as follows:

- 4A Agricultural Marketing Service.
- 4B Agricultural Research Service.
- 4C Agricultural Stabilization and Conservation Service.
- 4D Farmers Home Administration.
- 4E Extension Service.
- 4F Foreign Agricultural Service.
- 4G Forest Service.
- 4H Rural Electrification Administration.
- 4I Soil Conservation Service.
- 4J Economic Management Support Center.
- 4K Food and Nutrition Service.
- 4L Animal and Plant Health Inspection Service.
- 4M Federal Crop Insurance Corporation.
- 4N Office of Operations Procurement Division.

§ 4-1.009-2 Procedure.

Deviations from the FPR and AGPR shall be kept to a minimum and controlled as follows:

(a) Deviations must be approved in advance. Individual case deviations may be approved by the Heads of Department Agencies or their designated representative. Deviations for classes of cases must be approved by the Director, Office of Operations. Requests to the Director for approval of class deviations shall be initiated by the Heads of Department Agencies. Requests for deviations shall cite the specific part of the FPR or AGPR from which it is desired to deviate, set

forth the nature of the deviations, and give reasons for the action requested.

(b) If a requested deviation is considered appropriate approval will be accomplished as follows:

(1) Where the deviation applies to an individual case, approval will be granted by memorandum addressed to the requesting officer with copies to interested offices. The contract file of the requesting office shall include a copy of the request and approval. A copy of the request and approval shall be furnished to the Office of Operations.

(2) Where the deviation applies to a class of cases, necessary coordination with the General Services Administration and Office of Management and Budget will be accomplished by the Office of Operations. The deviation may be issued as a part of AGPR, or the agency concerned may be authorized to issue internal instructions which incorporate the deviation.

§ 4-1.051 Administrative regulations.

(b) Arrangement. The complete Administrative Regulations consist of the following titles:

- Title 1—General Authorities and Functions.
- Title 2—National Agricultural Library.
- Title 3—Information.
- Title 4—Agriculture Grant and Agreement Regulations.
- Title 5—Management Improvement.
- Title 6—Budget.
- Title 7—Accounting.
- Title 8—Audit and Investigation.

3. Part 4-1 is amended by adding the following § 4-1.054:

§ 4-1.054 Agriculture Grant and Agreement Regulations.

The Agriculture Grant and Agreement Regulations are prescribed for application to administrative processes of grant, cooperative, and research agreement programs of the Department. They are published as Title 4 of the Administrative Regulations (see § 4-1.051).

4. Sections 4-1.302-3, 4-1.305-3, 4-1.305-50, 4-1.305-52, 4-1.306, 4-1.307-2 (D), 4-1.307-3, and 4-1.310-5 are revised to read as follows:

§ 4-1.302-3 Contracts between the Government and Government employees or business concerns substantially owned or controlled by Government employees.

(a) *Policy.* Contracts between the Government and its employees are not prohibited generally by statute, but only where an employee acts as an agent both for the Government and the contractor in the transaction of business (see 18 U.S.C. 208) or where the services to be rendered under a contract with an employee is such as could have been required of him in his official capacity (see 5 U.S.C. 5535, 5536). However, aside from any statutory prohibition, contracts between the Government and its employees are open to criticism for possible favoritism and preferential treatment and should not,

therefore, be made except for the most cogent reasons and under no circumstances where the needs of the Government reasonably can be otherwise supplied. The hire or rental of equipment from employees is generally prohibited. See § 4-4.5408 of this chapter for leases with Government employees and 18 U.S.C. 208 (§ 4-52.166 of this chapter) for acts of employees affecting a personal financial interest.

(b) *Approval.* Purchases from Government employees shall be approved in writing by the agency head or his designee for this purpose.

(c) *Exceptions.* The Forest Service may hire or rent property from employees of the Forest Service for the use of that Service in accordance with 16 U.S.C. 502, as amended. (See § 4-52.141.)

§ 4-1.305-3 Deviations from Federal specifications.

Agencies shall designate competent officials to authorize required deviations from Federal specifications. Such deviations shall be supported by written justifications therefor, copies of which shall be furnished promptly to the Director, Office of Operations, who shall notify the General Services Administration in accordance with applicable regulations.

§ 4-1.305-50 Agency specifications.

(a) *Definition.* A specification prepared by an agency of the Department to meet recurring needs of the agency involved for specialized supplies, equipment, or services peculiar to its needs, and for use by other agencies of the Department as need therefor arises.

(b) *Responsibility.* Agencies of the Department will be responsible for the development and maintenance of agency specifications which fall within their respective areas of operation. The Office of Operations will be responsible for coordinating the development and uses of such specifications in the Department.

(c) *Development.* As the need arises in an agency for a standard agency specification, it will be developed by the agency involved along the same general lines outlined in § 4-1.307 for the development of specifications for attachment to invitations for bids. If technical or other problems arise that require the assistance of a specialist in a particular field not available in the agency, request for such assistance should be made to the Office of Operations. A copy of each new agency specification developed shall be forwarded to the Office of Operations.

(d) *Maintenance of list of agency specifications.* The Office of Operations will maintain a list of all agency specifications. The list will be distributed in the Department periodically, and will show origin of the specification and where copies may be obtained.

§ 4-1.305-52 Availability of copies of specifications and standards.

When Federal Specifications and Standards are used, copies should be on file in the office issuing the invitation, so that they may be examined by interested bidders. Prospective bidders should be

advised in the invitation that copies of Federal Specifications and Standards may be purchased at a nominal cost from the Business Service Centers of the General Services Administration Regional Offices. Department users will obtain annual requirements of specifications and standards (including Federal, Emergency Federal, Interim Federal, and GSA) and index (including supplements thereto) from the Central Supply Branch, Office of Operations, which will obtain a sufficient supply from GSA to meet the needs of the agencies both in Washington, D.C., and in the field, and will distribute them on a reimbursable basis to agency headquarters in Washington in accordance with a mailing list which it maintains for that purpose. Other requirements may be obtained from the Federal Supply Service, Region 3, GSA, 7th and D Streets SW., Washington, D.C., by purchase order. These other requirements will be furnished without charge unless they are substantial in quantity, in which event GSA may require reimbursement.

§ 4-1.306 Standards.

§ 4-1.306-1 Mandatory use and application of Federal Standards.

If deviation from or modification of a Federal Standard is required, application, giving reason therefor, should be made through appropriate agency channels to the Office of Operations for transmittal to the Federal Supply Service, Standards Division of GSA. The use of Interim Federal Standards is optional. Federal Standards do not preclude the use of existing Government stocks or excess property not in full conformity with such standards.

§ 4-1.307-2 General requirements.

(1) *Basis for evaluation.* The basis that will be used in evaluation of bids should be as clear, precise and exact as possible and must be stated in the Invitation for Bids. It should be stated as a mathematical equation if possible. Where this cannot be done it must be stated with sufficient clarity and exactness to inform each bidder, prior to bid opening, of the factors which will be used in evaluating his bid in relation to other bids, so that he may estimate within reasonable limits the effect of the application of such evaluation. Factors such as, but not limited to, weighted values to be applied at time of award, award in the aggregate, estimated quantities, delivery time when the need is urgent, with liquidated damages in case of delay, and any other circumstance which may cause the award to be made in an unusual manner, must be set forth in the invitation for bids.

§ 4-1.307-3 Commercial, and State and local government specifications and standards.

(a) Purchase descriptions which include or reference specifications or standards of technical societies, associations or State or local governments may not require the presence of a certificate, label

or approval from such organization which could automatically exclude otherwise acceptable products. A mandatory requirement that such a certificate, label or approval be furnished is authorized only when it can be definitely established that inclusion of the requirement would not prevent any manufacturer from bidding on the article specified. This requirement does not preclude acceptance of such a certificate, label or approval as one method of proof of conformance to the published standards or specifications.

(b) (1) *Voluntary product standards* originate with interested industry or State or local government groups. They are cooperatively developed with the U.S. Department of Commerce and published by that agency. They are issued as part of a broad program of aiding American industry through standardization (15 CFR Part 10). The standards may include definitions, classes, sizes, dimensions, capacities, performance criteria, material specifications, marking requirements, installation and test procedures and other similar information. The program is voluntary in nature, therefore no legal obligation exists for the individual firm to conform to a standard in whole or part unless it is incorporated as part of a contract or agreement.

(2) *Availability of Copies.* A list of available standards by name and number is available as publication No. 53 "NBS List of Publications." Write to the Office of Engineering Standards Services, National Bureau of Standards, Washington, D.C. 20234, for copies of this index. Copies of individual standards are available by name and number from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. If listed as out of print by GPO, single copies may be obtained from the Office of Engineering Standards Services at the address above.

§ 4-1.310 Responsible Prospective Contractor.

§ 4-1.310-5 Standards.

Loyalty consideration: The Department will not knowingly award a contract to anyone who advocates the overthrow of the Government of the United States by force or violence. Where it is proposed to refuse award on this basis, the case shall be referred to the Director, Office of Operations, for final determination. (See also § 4-4.5093.)

5. Sections 4-1.401, 4-1.403, 4-1.404-1(a), 4-1.404-2(a), 4-1.451, 4-1.453(a), 4-1.453(b), 4-1.453(c), and 4-1.453(d) are revised to read as follows:

§ 4-1.401 Responsibility of the head of the procuring activity.

Under the provisions of 7 CFR 2.79, the Director, Office of Operations is responsible for the general management and coordination of procurement activities of the several agencies of the Department. This broad grant of responsibility shall be construed to include the authority (1) to establish such procurement systems and policies, and (2) to delegate such contracting authorities as in the

opinion of the Director, Office of Operations, will facilitate the orderly and economical procurement of equipment, materials, supplies, construction, services, and the leasing of space for use or consumption by the Department in carrying on its programs.

§ 4-1.403 Requirements to be met before entering into contracts.

Procurement contracting shall conform with all laws and regulations applicable to the Department, with the policies and procedures set forth in AGPR and with any applicable policies and procedures otherwise announced or prescribed by the Director, Office of Operations, or other responsible official. A continuing review of agency operations hereunder will be made by the respective office.

§ 4-1.404 Selection, designation, and termination of designation of contracting officers.

§ 4-1.404-1 Selection.

(a) *Procurement authority.* Procurement contracting authority in any amount shown to be needed under § 4-1.401 shall be obtained by heads of agencies of the Department from the Director, Office of Operations. With the concurrence of the Director, Office of Operations, such authority may be delegated, without redelegation powers to the incumbent of any responsible position at the agency headquarters, regional office or field station subject however, to the criteria specified in paragraph (b) of this section. Procurement contracting authority with redelegation powers shall be granted in a similar manner when: (1) The head of an agency submits adequate justification of a need for this authority, and (2) the criteria specified in paragraph (b) of this section have been accomplished. Procurement contracting authority for automatic data processing equipment and services is subject to the limits established in § 41.453.

§ 4-1.404-2 Designation.

(a) Requests for concurrence of the Director, Office of Operations, in the delegation of procurement contracting authority should be signed by the agency head and submitted in duplicate. A copy of the approved request will be returned with any necessary instructions or modifications. Changes in existing delegations will be handled in the same manner. Procurement contracting authority will not include authority to contract for construction, alteration, or repair of public buildings or works unless specifically requested.

§ 4-1.451 Procurement by the Office of Operations.

The Office of Operations will provide procurement assistance as provided by § 4-5.5703 of this chapter.

§ 4-1.453 Delegation of authority for automatic data processing equipment, services, and related supplies.

(a) Those agencies delegated procurement contracting authority by the Office of Operations under § 4-1.404-1 are hereby delegated procurement contracting authority for procurement of automatic data processing equipment, services, and related supplies in the following circumstances:

(1) * * *

(iii) If for renewal of equipment previously authorized or procured by the Office of Operations and the terms of the original procurement have not significantly changed and the changes in costs do not exceed 10 percent of those originally approved.

(iv) None of the above-stated circumstances apply to the intergovernmental transfer (IGT) of owned or leased equipment. All IGT of equipment must be approved by the Office of Automated Data Systems prior to acquisition.

(b) All procurements which are not within the authorities, set forth in paragraph (a) of this section must be submitted for technical approval to the Director, Office of Automated Data Services, then to the Director, Office of Operations, for procurement approval. The Office of Operations will either conduct the procurement or delegate the agency authority to conduct the procurement.

(c) Any agreement entered into by any agency, service, or staff office of the U.S. Department of Agriculture with other Government departments, agencies, corporations, or other independent entities of organization of the Federal Government, State, or local governments, as well as nonprofit corporations, universities, and other organizations for automatic data processing services, equipment, training facilities or other ADP resources or materials, directly or indirectly (as a part of an agreement whose primary purpose is other than automatic data processing), must have the written approval of the Director, Office of Automated Data Systems, unless the agreement falls within one of the following exceptions:

6. Sections 4-1.601, 4-1.602, and 4-1.650-6 are revised to read as follows:

§ 4-1.601 General.

§ 4-1.601-1 Definitions.

(a) The "Debarring Officer" is the agency or department official authorized to invoke debarment or suspension measures as authorized by this subpart. The Director, Office of Operations, and the Deputy Director, Office of Operations, are the Debarring Officers for the Department (Department Debarring Officers) in connection with all procurement and contracting under the Federal and Agriculture Procurement Regulations. Debarring Officers shall be appointed by the appropriate agency head for the following activities:

(1) Timber sales pursuant to 16 U.S.C. 476

(2) School lunch and Surplus Removal pursuant to 42 U.S.C. 1755 and 7 U.S.C. 612c.

(b) Debarring Officers are authorized to invoke debarment or suspension measures in accordance with the procedures of this subpart except as authorities may be specifically reserved to the Department Debarring Officer.

§ 4-1.602 Establishment and maintenance of a list of concerns or individuals debarred, suspended, or declared ineligible.

(a) The Office of Operations maintains a consolidated list of firms and individuals debarred or suspended on the bases stated in § 1-1.602-1 of this title to whom contracts will not be awarded and from whom bids will not be solicited. The list is made available to all contracting officers through the issuance of Office of Operations Memorandum No. 24, and supplements thereto. The list shows the authority for and terms of the debarment or suspension.

(b) *Disclosure.* The list is divided into two sections and appendices. The first section is a list of debarred and ineligible firms and individuals. The second section is a list of suspended firms and individuals whose cases are under investigation. The appendices consist of background material which is attached to the list for convenience. The section listing debarred and ineligible firms and individuals may be released to the public only by authorized contracting officers in response to a specific request. The section on suspended firms and individuals and all correspondence relating thereto shall be released to the public only by the Office of Operations upon specific request and only after a determination that such information does not contain material the release of which would constitute a clearly unwarranted invasion of personal privacy.

§ 4-1.650-6 Clearance of foreign firms or individuals.

(a) *Checking published lists.* Agencies will check the Department list of debarred and suspended bidders (Office of Operations Memorandum No. 24) to see if the firm or individual proposed for a contractual relationship is listed thereon. This includes names listed by the Comptroller General and GSA. While foreign firms or individuals rarely appear on this list, they are subject to such listing. Exceptions to administrative debarments listed thereon may be made by the Department Debarring Officer. No exceptions may be made to other types of debarments included in this list.

(b) *Clearance with the Office of Operations.* Before entering into a contractual relationship or approving a subcontract with a foreign firm not listed in Office of Operations Memorandum No. 24, agencies shall furnish the Office of Operations information as follows:

(1) The name and address of the individual or firm involved.

(2) The names and addresses of all known firms or individuals having a controlling interest, or de facto control,

through other means of the proposed contractor, subcontractor, lessor, co-operator, or grantee. In obtaining clearance for a proposed prime contract, any known foreign subcontractors to be employed in the work shall be included. However, it is not necessary to delay contracts while attempting to learn the names of prospective subcontractors.

(c) *Action by Office of Operations.* The Office of Operations will check the lists referred to in § 4-1.650-5 and advise, by telegraph or cable if requested, whether or not the proposed foreign individual or firm is listed. If it is, the agency will explore possible use of other individuals or firms and other alternatives. If essential activities would be substantially impaired through failure to enter into the proposed relationship with the listed foreign individual or firm, the agency will so advise the Office of Operations, with a full statement of the facts. The Department Debarring Officer will then determine and advise whether or not the proposed transaction may be made. He shall not authorize transactions with foreign nationals without permission of the Secretary of the Treasury. He shall not authorize transactions with foreign individuals or firms subject to administrative action by Washington headquarters of other agencies without consulting such headquarters.

7. Subparagraphs 4-1.706-2(a)(1) and b(3) are revised to read as follows:

§ 4-1.706-2 Review of SBA set-aside proposals.

(a) *Who determines if a class set-aside is in accord with the intent of the Small Business Act?* (1) The Small Business Act empowers the SBA and the Government contracting officer to set aside proposed procurements for exclusive competition among small business concerns when such action is determined to be: (i) in the interest of maintaining or mobilizing the Nation's full productive capacity; (ii) in the interest of war or national defense programs; or (iii) in the interest of assuring that a fair proportion of the total purchases and contracts for property and services for the Government (including but not limited to contracts for maintenance, repair, and construction) are placed with small business concerns. Determinations under (iii) of this subparagraph may be made by the contracting officer and the SBA representative. Proposed determinations under (i) or (ii) of this subparagraph shall be referred to the Director, Office of Operations.

(3) Where the proposed action would have serious adverse effects on Department programs. Whether these program impacts indicate that a set-aside would be imprudent and therefore would justify a refusal is a judgement question which, in the event of dispute, may warrant clearance with agency headquarters and the Office of Operations before refusing a set-aside proposal.

§ 4-1.708, 4-1.708-2 [Deleted]

8. Sections 4-1.708 and 4-1.708-2 are deleted.

9. Section 4-1.801-2 is revised to read as follows:

§ 4-1.801-2 Labor surplus area.

Information regarding labor surplus areas is contained in *Area Trends in Employment and Unemployment* published monthly by the Department of Labor. Every contracting activity other than small purchase offices should request to be placed on the mailing list to receive this publication. Address requests to:

U.S. Department of Labor,
Manpower Administration—MPPL,
Washington, D.C. 20213

10. Subpart 4-1.9 is revised to read as follows:

Subpart 4-1.9—Reporting Possible Antitrust Violations

§ 4-1.901 General.

All suspected violations of the anti-trust laws shall be reported to the Office of Operations for review and referral to the Attorney General as may be necessary.

11. Subpart 4-1.11 is revised to read as follows:

Subpart 4-1.11—Qualified Products

§ 4-1.1101 Procurement of qualified products.

(a) *Product not listed.* If a bidder indicates in his bid that the products offered have been tested and approved for inclusion in the Qualified Products Lists, but the latest lists available to the contracting officer do not include such products, the qualifying agency named should be requested to verify that the products have been tested and approved. Should any delay or difficulty arise in obtaining prompt verification, the matter should be referred through appropriate agency channels to the Office of Operations, which will obtain the information from the General Services Administration. If the bidder furnished with his bid a copy of the notice of approval issued by the qualifying agency, no verification should be necessary.

(b) *Distribution of lists.* Arrangements may be made with the Office of Operations for obtaining copies of the Federal Qualified Products Lists.

12. Subpart 4-1.16 is revised to read as follows:

Subpart 4-1.16—Reports of Identical Bids

§ 4-1.1601 General.

Executive Order 10936 is applicable to all program functions of the Department, except for exemptions that may be made thereunder by the Attorney General. The provisions of Subpart 1-1.16 shall be followed in giving effect thereto.

§ 4-1.1603-2 Preparation of reports.

(a) See § 4-16.903—DJ1500 for the report form and instructions for preparation.

(b) Where the volume of identical bids so warrants, arrangements may be made

with the Department of Justice, through the Office of Operations, for preparation and submission of the data in other format, such as machine listings.

PART 4-5—SPECIAL AND DIRECTED SOURCES OF SUPPLY

13. The Table of Contents of Part 4-5 is revised as follows:

a. The heading of Subpart 4-5.57 is revised to read as follows:

4-5.57—Office of Operations

b. The headings of §§ 4-5.5701, 4-5.5703, 4-5.5703-2, 4-5.5703-3, and 4-5.5703-4 are revised as follows:

Sec.

4-5.5701	Central Supply Branch.
4-5.5703	Procurement by the Office of Operations.
4-5.5703-2	Documentation.
4-5.5703-3	[Reserved]
4-5.5703-4	[Reserved]

14. The heading of Subpart 4-5.57 is revised to read as follows:

4-5.57—Office of Operations

15. Sections 4-5.5701, 4-5.5702, and 4-5.5703 are revised to read as follows:

§ 4-5.5701 Central Supply Branch.

§ 4-5.5701-1 Authority.

As authorized in the Agriculture Appropriation Act for 1944 (5 U.S.C. 542-1) the Central Supply Branch, Office of Operations, operates a central supply service for the purchase, storage, handling, issuance, packing, and shipping of supplies and equipment, which service shall be used to the fullest extent practicable in order to make unnecessary the separate maintenance of like services in agencies of the Department.

§ 4-5.5701-2 Delivery.

Agencies of the Department shall procure supplies, equipment, blank forms, or other materials needed for Washington, D.C., delivery from the Central Supply Branch to the extent such materials are carried in stock by that Branch. Field offices may procure their needs from the Central Supply Branch where this source of supply is the most economical.

§ 4-5.5701-3 Forms available.

There is included in the Central Supply Branch Catalog a list of forms available to all agencies of the Department. The list includes Standard, Department, Civil Service, Treasury, Compensation Commission, and other miscellaneous common use forms. Under special arrangements with the agencies concerned, the Branch also stocks certain forms adopted by and restricted to the use of individual agencies.

§ 4-5.5701-4 Ordering standard and AD forms.

The Central Supply Branch purchases, stocks, and issues Standard and AD forms and uses the Working Capital Fund to finance initially the cost of such operation. Agencies shall reimburse the Working Capital Fund for the cost of such forms as well as the handling cost. With the following exceptions, all agency

requirements for Standard and AD forms shall be obtained from the Central Supply Branch:

(a) Tabulating cards, purchase orders and vouchers for transportation charges. For procurement of bills of lading see 5 AR 461c.

(b) Standard forms, which are not overprinted, serially numbered, or otherwise altered, for field use, shall be requisitioned from field warehouses of the Federal Supply Service.

(c) When, because of quantity, frequency of ordering, or other special circumstances, it appears more economical to order AD forms from the Public Printer, a printing requisition (Form AD-78), accompanied by a statement explaining the reason why such an order would be more economical, may be submitted to the Office of Communication where it will be processed if determined to be more economical.

§ 4-5.5701-5 Method of acquisition.

Agriculture Department Form 14, Request for Supplies, Equipment, or Service, shall be used to requisition materials and forms stocked by the Central Supply Branch. See the reverse side of that form for detailed instructions for its use. Other instructions are contained in the Central Supply Branch Catalog.

§ 4-5.5701-6 Handling charges.

The Central Supply Branch operates under a working-capital fund. Charges for handling office and laboratory supplies are in the form of a surcharge against the purchase price of items delivered. Handling charges on printed forms are based on quantity and frequency of withdrawals as related to overhead.

§ 4-5.5702 Departmental contracts.

The Office of Operations makes consolidated term contracts for services constantly in demand by the Department but not covered by Federal Supply Schedules or other term contracts. Agencies are notified of these contracts through Office of Operations' Memoranda No. 22.

§ 4-5.5703 Procurement by the Office of Operations.

§ 4-5.5703-1 General.

In order to accommodate agencies having a need therefor, the Office of Operations will, on agency request, solicit bids or proposals and/or award contracts when: (a) The agency has no delegated procurement contracting authority or assigned procurement office, (b) the contemplated contract is in excess of the amount of contracting authority delegated to the agency, or (c) the contract is otherwise beyond the authority of the agency. In such circumstances agencies are encouraged to include Office of Operations procurement personnel in the earliest planning stages of the procurement.

§ 4-5.5703-2 Documentation.

Certain documentation is required from agencies submitting requisitions to the Office of Operations for procurement action. It includes but is not limited to:

(a) An original requisition and two copies signed by an authorized official of the agency. The requisition must cite appropriation authority, estimated dollar amount, description of supplies or services required, quantity required, date material or services are required and place of inspection of goods or services.

(b) Specifications reflecting the minimum needs of the agency (see FPR 1-1.305 and 4-1.305 of this chapter).

(c) A list of known or potential suppliers of the supplies or services (see FPR 1-1.302 and 4-1.302 of this chapter).

(d) If competition is to be limited to a single source a statement to that effect together with appropriate justification is required.

(e) Justification for negotiation, if required (see FPR 1-3.2).

(f) If for automated data processing equipment or services, a statement from the Office of Automated Data Systems that the specifications have been reviewed by their staff.

§ 4-5.5703-3 [Reserved]

§ 4-5.5703-4 [Reserved]

§ 4-5.5703-5 Contract administration.

The successful completion of contracts awarded by the Office requires close cooperation and coordination between the Office and the agencies. After a contract is executed by the Office for an agency, the agency representatives have responsibility for close cooperation with the contracting officer in follow-up and expediting of performance and in inspection and testing of materials or services furnished. Those actions which are a responsibility of the contracting officer under the terms and conditions of the contract may not be performed by any other person, unless there is a written delegation by the contracting officer designating specific persons to act for him. These include the execution of such documents as change orders, extensions of contract time for performance, notices of default or termination of the contractor's right to proceed under the contract, findings of fact and decisions on questions of fact in dispute. Whenever such actions are required, the necessary documents should be prepared for signature of the contracting officer (or his designated representative) after such consultation with him as may be appropriate. The agency representative is responsible for maintaining constant cognizance of the status of performance by the contractor. Whenever it appears that a contract is not being, or will not be performed satisfactorily, the contracting officer should be advised promptly.

PART 4-16—PROCUREMENT FORMS

16. The Table of Contents of Part 4-16 is revised by deleting section 4-16.852.

§ 4-16.852 [Deleted]

17. Section 4-16.852 is deleted.

Effective date: February 18, 1975.

(5 U.S.C. 301; 40 USC 486(e))

JOHN J. KEANEY,
Director, Office of Operations.

FEBRUARY 12, 1975.

[FR Doc. 75-4342 Filed 2-14-75; 8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 75-133]

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

Earth-to-Space Tracking Transmissions

In the Matter of Amendment of Part 2 of the Commission's rules and regulations to add a new footnote US 219 to the Table of Frequency Allocations permitting the use of the frequency 2106.4 MHz by Government earth stations for earth-to-space transmissions for tracking, telemetry and telecommand at Sioux Falls, South Dakota and Fairbanks, Alaska.

1. The Commission, through its liaison representation on the Interdepartment Radio Advisory Committee (IRAC) of the Office of Telecommunications Policy (OTP), has been requested to amend its Rules to permit the use of the frequency 2106.4 MHz for earth-to-space transmissions for tracking, telemetry, and telecommand.

2. The Department of the Interior has been given the responsibility for collecting and disseminating a wide variety of essential data concerning the natural resources of the earth. In attempting to meet this requirement, the Department of Interior is implementing the Earth Resources Survey Operational System (ERSOS). This system utilizes low altitude satellite techniques which use two earth stations, one located at Sioux Falls, South Dakota and another at Fairbanks, Alaska.

3. Under the broad provisions of footnote U.S. 90, Government and non-Government stations may be authorized to use the band 2025-2120 MHz for earth-to-space transmissions in the space research and earth exploration-satellite services. Such authority is granted on a case-by-case basis subject to certain conditions.

4. Therefore provisions are being made which will enable the Department of Interior to use the frequency 2106.4 MHz for earth-to-space transmissions for tracking, telemetry and telecommand in conjunction with its Earth Resources Survey Operational Systems. This provision will be in the form of a new U.S. footnote, U.S. 219, to the Table of Frequency Allocations. However, the use of the frequency 2106.4 MHz is subject to the condition that such transmissions shall not cause harmful interference to non-Government operations. Because no adverse effects will be caused to non-Government entities, the Commission would not expect to receive any comments in this matter if a Notice of Proposed Rule Making were issued. Issuance of a Notice and deferring the effective date would merely delay the outcome. Therefore, compliance with the prior notice and effective date provisions contained in the Administrative Procedures Act, 5 U.S.C. 553, is unnecessary and contrary to public interest.

5. Accordingly, it is ordered That, effective February 19, 1975, § 2.106 of the rules is amended as set forth below. Authority for this action is contained in section 4(i) and 303 of the Communications Act of 1934, as amended.

Adopted: February 4, 1975.

Released: February 13, 1975.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1083; 47 U.S.C. 154, 303)

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

In Part 2 of Chapter I of Title 47 of the Code of Federal Regulations, § 2.106 is amended as follows:

1. The Table of Frequency Allocations is amended by adding a new footnote designator, US 219, to the band 1850-2200 MHz and by adding in proper numerical sequence the text of footnote US 219 following the Table, as shown below:

UNITED STATES	
Band (MHz)	Allocations
5	6
1850-2200	NG (US 90) (US 111) (US 219)

US 219. In the band 2025-2120 MHz Government earth resources satellite earth stations in the Earth Exploration-Satellite Service may be authorized to use the frequency 2106.4 MHz for earth-to-space transmission for tracking, telemetry, and telecommand at the sites listed below. Such transmissions shall not cause harmful interference to non-Government operations.

Sioux Falls, South Dakota, 43°32'3.1" N., 96°45'42.8" W.

Fairbanks, Alaska, 64°58'36.6" N., 147°30'54.2" W.

[FR Doc. 75-4304 Filed 2-14-75; 8:45 a.m.]

PART 73—RADIO BROADCAST SERVICES

Lottery Information; Correction

In the matter of amendment of Part 73 (Radio Broadcast Services) and Part 76 (Cable Television Service) of the Rules.

Order, FCC 75-129, released February 5, 1975, (40 FR 6209) amends the rules with respect to the broadcast of lottery information. Section 73.1209 was designated as the new rule section. This section is already entitled, "References to time". Therefore, § 73.1211 is designated as "Broadcast of lottery information". Accordingly, paragraph 6 of the Order and items 1 and 2 of the Appendix are corrected by substituting § 73.1211 for § 73.1209.

Released: February 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc. 75-4305 Filed 2-18-75; 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 rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection
Service

[9 CFR Part 11]

DEVICES AND SUBSTANCES FOR USE ON HORSES AT CERTAIN HORSE SHOWS

Proposed Prohibitions

Notice is hereby given in accordance with the administrative provision in 5 U.S.C. 553, that, pursuant to the provisions of the Horse Protection Act of 1970 (15 U.S.C. 1821-1831), the Animal and Plant Health Inspection Service is considering amending Part 11, Subchapter A, Chapter I, Title 9, Code of Federal Regulations, with respect to prohibitions concerning devices and substances for use on horses at certain horse shows.

Statement of considerations. After passage of the Horse Protection Act of 1970, meetings held with various segments of the affected industry and humane officials provided the Department with many divergent views and considerable factual information as to possible methods of diagnosing sore horses and enforcement of the Act. Consideration was given to the views expressed, and the initial regulations were based on all information available at the time the regulations were issued, to become effective on January 28, 1972. Since the regulations were first published, experiments, tests, clinics, and experience have developed additional data which indicate the regulations should be amended.

The Department sought additional data after enforcement problems related to the regulations arose on a continuing basis and representatives of the concerned industry complained that portions of the regulations placed unnecessary and detrimental restrictions on the industry. Enforcement problems arose when numerous alleged violations were documented concerning boots which were prohibited by the regulations, e.g. exceeding the 16 ounce weight limitation (see 9 CFR 11.3). In some cases the horses wearing such boots showed no evidence of being sore. Also, enforcement experience revealed evidence which appears to support the horse industry's claim that adverse weather conditions could result in a "legal boot becoming illegal." It appears that boots permitted under the regulations which are exposed to water may gain weight, and wet leather boots may shrink when exposed to excessive heat. The regulation boots actually may be a soring device under certain other conditions. The 2½ inch height, permitted for boots under the regulations, may be excessive for a young horse with a small, short pastern and

could cause loss of hair and boot rubs (abrasions) due to friction between the ill fitting boot and the horse's pastern. In some instances the 16-ounce boot weight may be excessive for a young horse with tender skin, and the horse industry claimed the 16-ounce weight was not sufficient to properly "balance" a mature horse. Weights, including the weight of action devices such as boots, are used to "balance" a horse in a manner similar to the use of weights in balancing automobile tires. The horse industry also claimed that USDA's restrictions against allowing action devices, other than the 16-ounce bell boot and the hinged quarter boot, placed detrimental restrictions on the industry because certain horses would not (or could not) perform while wearing the bell boot or hinged quarter boot. Further, the horse industry claimed that USDA's restrictions on allowing any foreign substance on the pastern and fetlock areas of horses were excessively restrictive. The industry maintained that lubricant-type substances, if allowed, would protect and prevent damage to a horse's leg.

In an effort to resolve enforcement problems and to properly evaluate complaints concerning the regulations, the Department conducted a 7-day, fact-finding clinic on soring, training devices, and aids such as lubricants, boots, chains, etc., in which the Department, industry, and humane group representatives worked cooperatively to gather data. In addition, the Department conducted extensive factfinding tests and experiments on live horses at the Veterinary Services Laboratory in Ames, Iowa, for the purpose of establishing the reliability of infrared thermography to detect soring and to test the effects of lubricants and various types of training devices and aids under diverse conditions. Evaluation of enforcement data provided information based on actual problems related to the regulations that have been experienced by Department personnel. Data gathered at the factfinding tests, experiments, and clinics, along with information gathered by experience in enforcing the Act, provided a basis for determining the effect of lubricants and various types of boots, chains, and other devices on horses. The factfinding clinic and test results were substantiated through the use of the Department's infrared thermography equipment.

The fact-finding clinic, tests, experiments, and enforcement experience revealed that current regulations may be excessively restrictive in prohibiting the use of all chains, in imposing a weight limitation of 16 ounces and a 2½-inch minimum width on bell boots, and in ex-

cluding all lubricants on horses' pasterns and too permissive with respect to certain methods and devices. The clinic, experiments, tests, and enforcement experience revealed that individual horses may be affected differently by certain methods or devices and that such methods or devices may cause, or reasonably be expected to cause, physical pain, extreme physical distress, or inflammation to some horses and not to other horses. It appears that with respect to such methods or devices an evaluation must be made in each specific case. However, there appears to be a rational basis for believing that use of certain other methods and devices such as chains weighing more than 10 ounces each would cause one or more of these effects in any horse, and if used on a horse for the purpose of affecting its gait would result in the horse being sore. The fact-finding clinic, experiments, and tests also revealed that the use of certain lubricants, such as liquid petrolatum, may greatly decrease the possibility of friction damage to a horse's leg by boots, chains, or other devices. However, unless the lubricants are applied after pre-show inspection by the horse show representative, they may mask cracks, abrasions or other abnormalities indicative of soring which such inspection is meant to detect. Unless the lubricant used is clear and transparent, its presence could so greatly interfere with subsequent inspection by Department inspectors for physical evidence or soring as to outweigh the beneficial effects achieved by allowing the use of such lubricants. Further, the requirement that the lubricants be applied under the control of the show representative and that only lubricants furnished by the show management be used, would appear to be necessary to assure that only permitted lubricants are used and to facilitate sampling of the lubricants in enforcement of the Act. Further, it appears that the use of therapeutic substances should not be allowed on the pastern areas of a horse during showing or exhibition since they also can mask evidence of soring. Therefore, based on the knowledge gained from experience, tests, experiments, and studies involving infrared thermovision equipment, the fact-finding clinic, experiments, and tests conducted at the Veterinary Services Laboratory in Ames, Iowa, various field studies, and other experience gained in enforcing the Act, the Department proposes to amend the regulations to prohibit the use of certain methods and devices which it appears may reasonably be expected to cause physical pain, extreme physical distress, or inflammation

to any horse upon which they are used; to delete the provisions specifying permitted boots and thereby eliminate the 16-ounce weight limitation and 2½-inch width requirement for bell boots; to modify provisions for the use of therapeutic treatments; and to allow the use of clear and transparent lubricants under certain conditions when controlled by show management, as follows:

1. In § 11.2, paragraphs (b), (c), and (d), would be revised respectively to read:

§ 11.2 Prohibitions concerning exhibitors.

(b) No chain, boot, or other method or device shall be used with respect to any horse at any horse show or exhibition if such use causes the horse to be sore.

(c) The use of any of the following devices on any horse for the purpose of affecting its gait at any horse show or exhibition is prohibited:

(1) All trotting devices, including but not limited to rollers and similar devices;

(2) Chains weighing in excess of 10 ounces each including the weight of the fastener;

(3) Chains which are not smooth and free of projections, protrusions, rust, corrosion, or rough or sharp edges;

(4) Boots, or any other device, with protrusions, swellings, or rough or sharp edges, seams or other surfaces that may contact a horse's leg.

(d) All substances are prohibited on the extremities, above the hoof (but below the fetlock) of any horse while being shown or exhibited at any horse show or exhibition, except clear and transparent lubricants, including, but not limited to glycerine, petrolatum, and mineral oil, or mixtures thereof: *Provided*, That:

(1) Any such lubricant is applied after the horse is inspected by the show manager or his representative and the lubricant is applied under the control of the show management.

(2) Show management furnishes to the exhibitors at their request and maintains control over all lubricants for use at the horse show or exhibition;

(3) Show management makes such lubricants available for Department personnel to obtain samples for laboratory analysis.

§ 11.3 [Deleted]

2. The present § 11.3 would be deleted in its entirety.

§ 11.1 [Amended]

3. In present § 11.1(t) (1) (iv), the last sentence would be amended to read: "Although a horse given therapeutic treatment by a veterinarian to relieve pain, lameness, or disability, or to restore its normal gait shall not be considered sore, the use of any substances above hoof but below the fetlock of any horse while being shown or exhibited at any horse show or exhibition is prohibited by

§ 11.2(d) except as permitted therein."

Any person who wishes to submit written data, views, or arguments, concerning this proposal may do so by filing them with the Deputy Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, Federal Building, Hyattsville, Maryland 20782, before March 10, 1975.

All written submissions made pursuant to this notice will be made available for public inspection at times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Comments submitted should bear a reference to the date and page number of this issue in the FEDERAL REGISTER.

Done at Washington, D.C., this 12th day of February, 1975.

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

[FR Doc. 75-4338 Filed 2-14-75; 8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 73]

[Airspace Docket No. 75-GE-5]

RESTRICTED AREA

Proposed Designation

The Federal Aviation Administration (FAA) is considering an amendment to Part 73 of the Federal Aviation Regulations that would designate a joint-use restricted area three miles wide across Lake Michigan from Manitowoc, Wis., to Ludington, Mich., and from Ludington to Milwaukee, Wis., to enable the University of Wisconsin to conduct a meteorological study of the lower atmosphere across Lake Michigan.

Interested persons may participate in the proposed rulemaking by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill., 60018. All communications received on or before March 20, 1975, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would designate a two part joint-use restricted area identified as R6905A and R6905B across Lake Michigan as follows:

1. R6905A within 1½ NM. on each side of a direct line between coordinates latitude 44°05' N., longitude 87°38' W., and latitude 43°57' N., longitude 86°28' W., excluding the area within 5 NM of the shoreline.
2. R-6905B within 1½ NM. on each side of a direct line between coordinates latitude 43°57' N., longitude 86°28' W., and latitude 43°02' N., longitude 87°52' W., excluding the area within 5 NM. of the shoreline at Ludington, and the area southwest of the southern boundary of R6903.

R6905A and R6905B

Designated altitudes. Surface to 6,000 MSL.
Time of designation. As activated by NOTAM. 12 hours in advance.

Controlling agency. Federal Aviation Administration, Chicago ARTC Center.

Using agency. University of Wisconsin.

The University of Wisconsin plans to conduct a scientific program of studying the meteorological conditions of the air in the lowest mile of the atmosphere, called the boundary layer, over Lake Michigan.

This Boundary Layer Study will last about a year and will be conducted by flying a tethered balloon system from a ferry boat operating between Manitowoc, Wis., Ludington, Mich., and Milwaukee, Wis. Up to five instrument package units will be attached at meteorologically interesting levels to the tether line. These units will be suspended from a helium-filled balloon at both fixed and varying levels, from the lake surface to 1500 meters (4,922 ft.). The balloon will have a length of 8 meters (20 ft.) and a diameter of 3 meters (10 ft.). It will be equipped with a radio controlled rapid deflation device in the event the tether line severs. These instrument package units weigh 1.9 pounds and are 28 inches long and 8 inches in diameter. The balloon and packages will be towed at 18 knots across the lake. One to three days of intensive 24 hour operation followed by a one to two week break for data reduction and analysis is envisioned during the summer months and on an irregular basis during the winter months. There will be 12 hours notification before any operation starts and communications capability will be available from the boat during operation. The proposed width of 3NM allows for maximum horizontal tether line displacement from the boat, maximum course deviation and position information tolerance under normal conditions. During abnormal weather conditions, i.e., severe weather, the balloon system will not be flown.

The Chicago ARTC Center will be the controlling agency and the restricted airspace will be available to the public when balloon operations are not being conducted.

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

Issued in Washington, D.C., on February 11, 1975.

F. L. CUNNINGHAM,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc. 75-4284 Filed 2-14-75; 8:45 am]

FARM CREDIT ADMINISTRATION

[12 CFR Parts 611, 613, 614, 615, 616]

FARMBANK SERVICES, LOAN POLICIES, ETC.

Proposed Amendments

Notice is hereby given that the Farm Credit Administration, by its Federal Farm Credit Board, has under consideration proposed amendments of its regulations as set forth below in tentative form. These amendments would: (1) Require minutes to be kept of meetings of the Governing Body of Farmbank Services, (2) clarify the applicability to Farmbank Services of regulations issued for Farm Credit institutions, (3) revise rural home lending program requirements and limitations, (4) clarify limitations on maximum loans, (5) clarify what may be security for Federal land bank loans, (6) clarify what may be security for production credit association loans, (7) restate criteria to be included in loan servicing policies, (8) restate requirements for insurance on shipments of valuables, (9) delete regulation dealing with reports of insured shipments of valuables, and (10) restate coordination policies for rural home lending.

Prior to final adoption of such amendments, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing (10 copies) no later than March 17, 1975, to W. M. Harding, Governor, Farm Credit Administration, Washington, D.C. 20578. Copies of all communications received will be available for examination by interested persons in the office of Director, Information Division, Office of Administration, Farm Credit Administration.

Chapter VI of Title 12 of the Code of Federal Regulations is amended by adding §§ 611.1055 and 611.1150, revising § 613.3040, paragraphs (a) and (b) of § 614.4180, paragraph (a) of § 614.4230, § 614.4250, paragraph (d) of § 614.4510, and § 615.5500, deleting § 615.5510, and revising § 616.6030. These amendments are as follows:

PART 611—ORGANIZATION

§ 611.1055 Minutes of Governing Body of Farmbank Services.

The Governing Body of Farmbank Services shall keep full and accurate minutes of its meetings. Two copies of the minutes of the Governing Body shall be sent to the Farm Credit Administration within 2 weeks after the meetings.

§ 611.1150 Farmbank Services.

All applicable regulations published and issued for the banks and associations of the Farm Credit System shall be observed by Farmbank Services.

PART 613—ELIGIBILITY AND SCOPE OF FINANCING

§ 613.3040 Rural residents.

(a) *Definition.* A rural resident is a person residing in a rural area who meets the eligibility requirements enumerated below.

(b) *Eligibility.* Eligibility requirements for the rural home lending program are as follows:

(1) The applicant shall become an owner-occupant of the rural residence being financed. He shall not have loans under this program on more than one rural residence at any one time and no loan shall be made to purchase or construct a rural residence for the express purpose of rental or resale.

(2) For the purposes of nonfarm home lending only, a rural area is open country which may include rural subdivisions or any city or village with a population not exceeding 2,500 persons. A rural area does not include cities, subdivisions or villages associated with a larger population center. The intent is to avoid lending in concentrated, high density, residential areas or villages which are a part of an urbanizing area surrounding or immediately adjoining an urban area of a larger population center. Rural areas may include open areas which are undeveloped for housing and still devoted to agricultural use within other political boundaries, including "towns" exceeding 2,500 persons, designated by the district board and approved by the Farm Credit Administration.

(3) Within rural areas, eligible properties include individual sites as well as sites in rural subdivisions whose design shall encourage orderly development. The bank shall establish appropriate policies subject to approval of the district board for eligible subdivisions.

(4) A rural residence is a single-family, moderate-priced dwelling used as a permanent, year-round home, with appropriate appurtenances and an appropriate site. Rural residences may include conventional housing, modular housing, or mobile homes which are related to a specific real estate site. A moderate-priced dwelling is adequate but not in excess of the living standards of persons in the middle range of income, and not inconsistent with the general quality and standards of housing existing in, or planned for, that area of the Farm Credit district. Due to the wide variations in housing costs, income levels, and area standards for housing, the value level which constitutes moderate-priced housing will vary between localities.

(c) *Scope of financing.* Loans may be made to owner-occupants of rural residences for the purposes of buying, building, remodeling, improving, repairing and refinancing existing indebtedness on such residences. The total amount of credit that may be extended by Farm Credit institutions for eligible purposes shall not exceed 85 percent of the appraised value of the rural residence security.

(d) *Program limitations.* The rural home lending program shall be operated within the following limitations:

(1) Rural home lending in a district may be implemented only with the approval of the district board. Implementation at the association level is within the discretion of the association board. Upon implementation, such loan service shall be made available to all eligible persons.

(2) No Federal land bank may at any time have outstanding rural residence loans in an amount exceeding 15 percent of the total of all loans outstanding. No production credit association may have outstanding rural residence loans in an amount exceeding 15 percent of its total loans outstanding at the end of the preceding fiscal year, without prior approval by the Federal intermediate credit bank of the district, nor shall the aggregate of such loans exceed 15 percent of the outstanding loans of all associations in the district at the end of the bank's preceding fiscal year.

(3) Whenever any Federal land bank association or production credit association exceeds 15 percent of its total loan volume in rural residence loans, the respective bank board shall require the bank to make periodic reviews to assure that farmers' credit needs are being adequately served in accordance with the objectives of the Act.

(4) Should circumstances arise which curtail loan funds for the System, agricultural loans shall receive priority to the exclusion of rural home loans.

(e) *Identification.* All loans made under the rural home lending program shall be separately identified.

(1) In making such identification, a rural residence is a property which does not have the capacity to produce farm products for sale on a sustained basis, or if it has that capacity is not intended to be used in that manner.

(2) Housing loans for homes used in farming operations or immediate family needs to farmers and ranchers may be identified as farm loans if the borrower's agricultural operation represents more than 50 percent of his total business. Such loans are not subject to the area and price limitation of § 613.3040 (b) or the 15 percent limitation of § 613.3040 (d).

PART 614—LOAN POLICIES AND OPERATIONS

§ 614.4180 Federal land banks.

(a) Loans may be made for not less than 5 years nor more than 40 years. The basis of approval shall set out the terms and conditions under which a loan is approved. When necessary to assure proper understanding, provide needed controls, and protect the lender, a formal written loan agreement shall be developed between the borrower and the bank.

(b) The outstanding loan balance on any loan shall not at any time during the life of the loan exceed 85 percent of the appraised value established by the most

recent appraisal report on the primary real estate security. This shall not, however, prohibit protecting the security position by advancing taxes, advancing insurance premiums, rescheduling loan payments, granting partial releases, or other loan servicing actions when the loan, subsequent to the action, will be at least as well secured as it was prior to the action.

§ 614.4230 Federal land banks.

(a) Primary security for a Federal land bank loan shall consist of a first lien on interest in real estate. In the case of nonfarm rural home loans, the primary security shall be a first lien on the rural residence being financed. The real estate interest must be mortgageable interest under deeds or leases which reasonably may be considered adequate to afford the security of a first lien upon the rights and interest on which the loan is predicated. Collateral closely aligned with, an integral part of, and normally sold with real estate may be included in the appraised value of the security upon which a loan is based. Appraised value shall be determined within approved standards and shall include in the evaluation either farmlands, eligible farm-related businesses, or eligible rural residences, whichever is appropriate for the type of loan being made.

§ 614.4250 Production credit associations.

(a) Both secured and unsecured loans may be made in accordance with procedures prescribed by the bank. Normally, primary security taken will consist of first liens on personal property and crops. While it is not intended that associations will ordinarily make first lien real estate mortgage loans to farmers, real estate or other security may be taken when deemed necessary for the protection of the association in making short- and intermediate-term loans for eligible purposes.

(b) The primary security for nonfarm rural home loans shall be a first lien on the rural residence being constructed, purchased, or refinanced. Loans for repairs and improvements usually will be secured by a real estate lien or such other security as is determined to be necessary to protect the lender. The outstanding loan balance on any nonfarm rural home loan shall not at any time during the life of the loan exceed 85 percent of the appraised value established by the most recent appraisal report on the primary real estate security. This shall not, however, prohibit protecting the security position by advancing taxes, advancing insurance premiums, rescheduling loan payments, granting partial releases, or other loan servicing actions when the loan, subsequent to the action, will be at least as well secured as it was prior to the action.

(c) Before taking a real estate mortgage, the association shall consider whether all or a portion of the credit needs might be met more satisfactorily

by a real estate mortgage loan such as may be obtained through a Federal land bank association, in accordance with district board policies established under § 616.6020.

(d) Recovery value shall be the basis for measuring the collateral worth of nonreal estate security. The value of interest in real estate which constitutes primary security shall be the appraised value as determined within approved appraisal standards.

§ 614.4510 General.

(d) In the development of the bank and association policies and procedures, the following criteria shall be included:

(1) Term loans. The objective shall be to provide borrowers with prompt and efficient service with respect to justifiable actions in such areas as personal liability, partial release of security, insurance requirements or adjustments, loan division or transfers, conditional payments, extensions, deferments or reamortizations. Procedures shall provide for adequate inspections, reanalysis, reappraisal, controls on payment of insurance and taxes (and for payment when necessary), and prompt exercise of legal options to preserve the lender's collateral position or guard against loss. The policy shall provide a means of forbearance for cases when the borrower is cooperative, making an honest effort to meet the conditions of the loan contract, and is capable of working out of the debt burden. Loan servicing policies for rural home loans shall recognize the inherent differences between agricultural and rural home lending.

PART 615—FUNDING AND FISCAL AFFAIRS

§ 615.5500 Shipment of valuables.

Shipments of valuables including fully executed, uncanceled coupon bonds and uncanceled registered bonds which have been endorsed in such a manner or are accompanied by such detached powers of attorney or assignments as to require no further action before their negotiation by any holder could be accomplished, by the Federal land banks, the Federal land bank associations, the Federal intermediate credit banks, banks for cooperatives, and the production credit associations, when made to or by the assured or to or by others for the account of the assured, shall be covered by an insurance policy entitled open registered mail and express policy No. FCA 125. Details for implementing coverage under the open registered mail and express policy shall be issued by the Farm Credit Administration in the form of a letter of instruction.

§ 615.5510 [Reserved]

PART 616—COORDINATION

§ 616.6030 Rural home lending.

Coordination policies relative to rural home lending shall define the appropriate lending authorities and relationships.

(a) Federal land banks should finance the purchase or construction of rural residences where the owner requires long-term financing. Production credit association lending, while not excluding the purchase or construction of conventional homes, should emphasize remodeling and repair of permanent homes and financing mobile homes where the owner needs intermediate-term financing.

(b) The same appraisal standards, forms and procedures shall be used by both Federal land bank associations and production credit associations.

(c) Uniform procedures regarding the closing of rural home loans shall be prescribed by the supervising banks.

(Secs. 5.9, 5.18, 5.26, 85 Stat. 619, 621, 624)

W. M. HARDING,
Governor,
Farm Credit Administration.

[FR Doc.75-4343 Filed 2-14-75;8:45 am]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 1057]

[Ex Parte No. MC 43 (Sub-No. 4)]

LEASE AND INTERCHANGE OF VEHICLES

Trip Leasing

It is ordered, That based upon the reasons set forth in the attached notice, a proceeding, be, and it is hereby, instituted pursuant to 5 U.S.C. 552, 553, and 559 (the Administrative Procedure Act) and 49 U.S.C. 303(b) (6) and 304(f).

It is further ordered, That the attached notice be, and it is hereby, adopted and incorporated by reference into this order.

It is further ordered, That all motor common and contract carriers of property subject to Part II of the Interstate Commerce Act be, and they are hereby, made respondents in this proceeding.

It is further ordered, That in view of the action taken herein, the petition of the National Independent Truckers Unity Committee filed January 20, 1975, be, and it is hereby, denied.

And it is further ordered, That notice of the institution of this proceeding shall be given to the general public by mailing a copy of this order to the Governor of every State and to the Public Utilities Commission or Boards of each State having jurisdiction over motor transportation, by depositing a copy of this order and the attached notice in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection, and by delivering a copy of the notice to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER as notice to interested persons.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

The Congress in enacting section 204(f) of the Interstate Commerce Act, 49 U.S.C. 304(f), contemplated that the operators of motor vehicles used in the

DEPARTMENT OF LABOR

Office of the Secretary

[41 CFR Part 50-250]

VETERANS EMPLOYMENT EMPHASIS
UNDER FEDERAL CONTRACTS

Notice of Proposed Rulemaking

The Vietnam Era Veterans' Readjustment Assistance Act of 1974 (Pub. L. 93-508) which amends the Vietnam Era Veterans' Readjustment Assistance Act of 1972 (Pub. L. 92-540) was enacted into law on December 3, 1974.

The purpose of the 1972 Act was inter alia, to facilitate the employment of returning veterans by requiring Federal contractors and their subcontractors to list certain employment openings with the public employment service system and to give special emphasis to the employment of qualified disabled veterans and veterans of the Vietnam era. These requirements were set forth in section 2012 of Title 38 U.S.C.

The 1974 Act (hereinafter referred to as "the Act") amends section 2012 to:

(a) Establish the dollar amount of government contracts subject to the provisions of the Act at \$10,000; and

(b) Require that contractors take affirmative action to employ and advance in employment disabled and Vietnam era veterans instead of providing special emphasis only.

To implement the amendments contained in the 1974 Act which pertain to the dollar amount of governmental contracts subject to the provisions of the Act, and to provide for certain programmatic improvements, the Secretary is proposing regulations which amend Part 50-250 of Title 41, Code of Federal Regulations. Regulations implementing the affirmative action provisions of section 2012 of the Act have not been completed and will be issued at a later date. Sections 50-250.20 through 50-250.40 have been reserved for this purpose.

A summary of specific changes proposed to be made to 41 CFR Part 50-250 in this issuance is as follows:

(a) In § 50-250.1, *Purpose and Scope*, the legislative references are appropriately revised;

(b) In § 50-250.2, retitled in these regulations as *Required clause in Federal contracts and first-tier subcontracts*, the contract amount subject to the provisions of the Act and regulations is changed from \$2,500 to \$10,000;

(c) In § 50-250.2(a), the language requiring special emphasis in the employment of disabled and Vietnam era veterans is changed to requiring affirmative action to employ disabled and Vietnam era veterans;

(d) In § 50-250.2(a), the reference to contracts for less than \$10,000 is deleted;

(e) Section 50-250.2(a) has been revised to clarify State and local government agency listing responsibilities;

(f) In § 50-250.2(c), quarterly reporting requirements have been clarified to provide for the reporting of the cate-

gories of veterans covered by section 2012 of Title 38 of U.S.C.;

(g) In § 50-250.2(d), the term "establishment" has been changed to "hiring location" consistent with the reporting clarifications made in section 50-250.2(c);

(h) In § 50-250.2(g) (1), the definition of suitable employment opening has been revised to raise the salary basis for exclusion from listing from \$18,000 and over to \$25,000 and over to reflect current economic levels;

(i) In § 50-250.2(h), the subcontract amount subject to the provisions of the Act and regulations is changed from \$2,500 to \$10,000;

(j) In § 50-250.2(h), a requirement is established for contractor identification of first-tier subcontractors upon request by the State employment service;

(k) Procedures for handling contractor non-compliance and veterans' complaints in § 50-250.6, which is retitled in these regulations as *Failure to comply with mandatory listing provisions; processing of veterans' complaints* have been revised to provide specifically for contractor non-compliance with mandatory listing provisions. Provisions for processing veterans' complaints will be deleted when affirmative action provisions are promulgated as sections 50-250.20 through 50-250.40 at a later date;

(l) Sections 50-250.7 and 50-250.8 have been renumbered as §§ 50-250.9 and 50-250.7 respectively;

(m) In § 50-250.7, which is retitled in these regulations as *Federal departments and agencies*, provisions have been changed to reflect Civil Service Commission instructions to Federal agencies relating to the listing of job openings by these agencies with the employment service;

(n) A new § 50-250.8, *Monitoring and Evaluation by Veterans Employment Service*, has been added to specify the responsibilities of the Veterans Employment Service and to reflect the intent of section 104, *Veterans' Employment Provisions*, of the Emergency Jobs and Unemployment Assistance Act of 1974 (Pub. L. 93-567).

(o) In § 50-250.9, retitled in these regulations as *Manpower Administration Regional Offices*, addresses of Manpower Administration regional offices are updated;

(p) Sections 50-250.20 through 50-250.40 have been reserved for affirmative action provisions to be promulgated at a later date.

The Commission, therefore, has instituted this proceeding for the purpose of exploring the following issues, among others, and determining whether the rules and regulations governing the lease and interchange of vehicles, 49 CFR 1057.1 et seq., should be revised and for the purpose of taking such other and further action as the facts and circumstances may justify or require:

1. Whether the operators of motor vehicles trip-leasing such vehicles should be guaranteed copies of, or the right to inspect, the extended freight bills covering the transportation of freight for the account of motor carriers, showing the revenue upon which the split or division revenues upon which they are compensated is based.

2. Whether the operators of motor vehicles trip-leasing such vehicles should be assured of payment of their compensation within 15 days of delivery or tender of delivery.

3. Whether there should be one or more clearinghouses at which motor carriers would be able to register the availability of freight to be trip-leased for their account. If so, what, if any, requirements should be imposed for the participation of operators of motor vehicles seeking to trip-lease their equipment. Finally, who should operate such clearinghouses and upon what terms.

No hearings will be scheduled for the receiving of oral testimony unless a need therefor should later appear, but anyone interested in making representations in favor of, or against, the proposed modifications in the leasing regulations is hereby invited to do so by the submission of written data, views, or arguments. An original (and 8 copies whenever possible) of such data, views, or arguments shall be filed with this Commission on or before April 1, 1975; and that all such statements will be considered as evidence and as part of the record in this proceeding.

By the Commission.

ROBERT L. OSWALD,
Secretary.

[FR Doc.75-4349 Filed 2-14-75; 8:45 am]

Interested parties may submit written comments, suggestions, data, or arguments on these proposed regulations to: Assistant Secretary for Manpower, United States Department of Labor, 601 D Street NW., Washington, D.C. 20213. Attention: William B. Lewis, Associate Manpower Administrator for the United States Employment Service, on or before March 20, 1975. Material thus submitted will be evaluated and incorporated, to the extent appropriate, in final regulations to be published at a later date.

41 CFR Part 50-250 is proposed to be revised to read as follows:

Sec.	
50-250.1	Purpose and scope.
50-250.2	Required clause in Federal contracts and first-tier subcontracts.
50-250.3	Veteran priority in referrals.
50-250.4	Obligation of executive departments and agencies.
50-250.5	Deviations.
50-250.6	Failure to comply with mandatory listing provisions; processing of veterans complaints.
50-250.7	Federal departments and agencies.
50-250.8	Monitoring and evaluation by Veterans Employment Service.
50-250.9	Manpower Administration Regional Offices.
50-250.20	to 50-250.40 [Reserved for affirmative action provisions.]

Authority: 38 U.S.C., 2012, E.O. 11701, 38 FR 2675, and Pub. L. 93-567, Sec. 104, unless otherwise noted.

§ 50-250.1 Purpose and scope.

This part contains the Department of Labor's rules and regulations requiring listing of employment vacancies with the Federal-State Employment Service system by Federal contractors and subcontractors pursuant to section 2012 of Title 38 of United States Code, 38 U.S.C. 2012 and Executive Order 11701, 38 FR 2675. Sections are also being reserved for promulgation at a later date of affirmative action provisions to employ and advance in employment qualified disabled veterans and veterans of the Vietnam era by Federal contractors and subcontractors.

§ 50-250.2 Required clause in Federal contracts and first-tier subcontracts.

In every contract for \$10,000 or more, for the procurement of personal property and non-personal services (including construction) for the United States made and entered into by any department or agency of the Federal Government or any federally owned corporation and every subcontract entered into by the prime contractor in carrying out such contract, the contracting officer shall include, either directly or by reference, the following contract clause in (a) all invitations for bids and requests for proposals, and (b) all contracts, including contracts resulting from unsolicited proposals. The contract clauses prescribed by the Federal Procurement Regulations and by the Armed Services Procurement Regulations may be used instead of the clause set forth herein. The contract clause is as follows:

LISTING OF EMPLOYMENT OPENINGS¹

(a) In order to promote the implementation of the requirement for the contractor to take affirmative action in the employment and advancement of qualified disabled veterans and veterans of the Vietnam era, the contractor agrees that all suitable employment openings of the contractor which exist at the time of the execution of this contract and those which occur during the perform-

ance of this contract, including those not generated by this contract and including those occurring at an establishment of the contractor other than the one wherein the contract is being performed but excluding those of independently operated corporate affiliates, shall be offered for listing at an appropriate local office of the State employment service system wherein the opening occurs. The contractor further agrees to provide such reports to such local office regarding employment openings and hires as may be required. State and local government agencies holding Federal contracts of \$10,000 or more shall also list all their suitable openings with the appropriate office of the State employment service, but are not required to provide those reports set forth in paragraphs (c) and (d).

(b) Listing of employment openings with the employment service system pursuant to this clause shall be made at least concurrently with the use of any other recruitment source or effort and shall involve the normal obligations which attach to the placing of a bona fide job order, including the acceptance of referrals of veterans and non-veterans. The listing of employment openings does not require the hiring of any particular job applicant or from any particular group of job applicants, and nothing herein is intended to relieve the contractor from any requirements in Executive Orders or regulations regarding nondiscrimination in employment.

(c) The reports required by paragraph (a) of this clause shall include, but not be limited to, periodic reports which shall be filed at least quarterly with the appropriate local office or, where the contractor has more than one hiring location in a State, with the central office of that State employment service. Such reports shall indicate for each hiring location: (1) The number of individuals hired during the reporting period, (2) the number of non-disabled veterans of the Vietnam era hired, (3) the number of disabled veterans of the Vietnam era hired, and (4) the total number of disabled veterans hired. The contractor shall submit a report within 30 days after the end of each reporting period wherein any performance is made on this contract identifying data for each hiring location. The contractor shall maintain copies of the reports submitted until the expiration of 1 year after final payment under the contract, during which time these reports and related documentation shall be made available, upon request, for examination by any authorized representatives of the contracting officer or of the Secretary of Labor.

(d) Whenever the contractor becomes contractually bound to the listing provisions of this clause, it shall advise the employment service system in each State, wherein it has establishments, of the name and location of each hiring location in the State. As long as the contractor is contractually bound to these provisions and has so advised the State system, there is no need to advise the State system of subsequent contracts. The contractor may advise the State systems when it is no longer bound by this contract clause.

(e) This clause does not apply to the listing of employment openings which occur and are filled outside of the 50 States, the District of Columbia, Puerto Rico, Guam, and the Virgin Islands.

(f) This clause does not apply to openings which the contractor proposes to fill from within his own organization or to fill pursuant to a customary and traditional employer-union hiring arrangement. This exclusion does not apply to a particular opening once an employer decides to consider applicants outside of his own organization or employer-union arrangement for that opening.

(g) As used in this clause:

(1) "All suitable employment openings" includes, but is not limited to, openings which occur in the following job categories: production and nonproduction; plant and office; laborers and mechanics; supervisory and nonsupervisory; technical; and such executive, administrative, and professional openings as are compensated on a salary basis of less than \$25,000 per year. This term includes full-time employment, temporary employment of more than 3 days' duration, and part-time employment. It does not include openings which the contractor proposes to fill from within his own organization or to fill pursuant to a customary and traditional employer-union hiring arrangement. Under the most compelling circumstances an employment opening may not be suitable for listing, including such situations where the needs of the government cannot reasonably be otherwise supplied, where listing would be contrary to national security, or where the requirement of listing would otherwise not be for the best interest of the government.

(2) "Appropriate office of the State employment service system" means the local office of the Federal-State national system of public employment offices with assigned responsibility for serving the area where the employment opening is to be filled, including the District of Columbia, Guam, Puerto Rico, and the Virgin Islands.

(3) "Openings which the contractor proposes to fill from within his own organization" means employment openings for which no consideration will be given to persons outside the contractor's organization (including any affiliates, subsidiaries, and the parent companies) and includes any openings which the contractor proposes to fill from regularly established "recall" lists.

(4) "Openings which the contractor proposes to fill pursuant to a customary and traditional employer-union hiring arrangement" means employment openings for which no consideration will be given to persons outside of a special hiring arrangement, including openings which the contractor proposes to fill from union halls, which is part of the customary and traditional hiring relationship which exists between the contractor and representatives of his employees.

(5) "Disabled veteran" means a person entitled to disability compensation under laws administered by the Veterans' Administration for disability rated at 30 per centum or more, or a person whose discharge or release from active duty was for a disability incurred or aggravated in line of duty.

(6) "Veteran of the Vietnam era" means a person: (1) who, (i) served on active duty for a period of more than 180 days, any part of which occurred on or after August 5, 1964, and was discharged or released therefrom with other than a dishonorable discharge, or (ii) was discharged or released from active duty for service-connected disability if any part of such duty was performed on or after August 5, 1964, and (2) who was so discharged or released within the 48 months preceding his application for employment covered under this part.

(h) The contractor agrees to place this clause (excluding this paragraph (b)) in any subcontract of \$10,000 or more directly under this contract and at the request of the State employment service, identify these first-tier subcontractors. This clause shall apply to any first-tier subcontract entered into by the contractor in carrying out any contract for the procurement of personal property and nonpersonal services (including construction) for the United States.

¹ (This clause is applicable pursuant to 38 U.S.C. 2012 if this contract is for \$10,000 or more.)

§ 50-250.3 Veteran priority in referrals.

The local offices of the Federal-State employment service shall give priority in referral to disabled veterans and veterans of the Vietnam era to such employment openings listed by contractors and subcontractors pursuant to this part.

§ 50-250.4 Obligation of executive departments and agencies.

Executive departments and agencies shall issue amendments or additions to their procurement rules and regulations as may be necessary to conform those rules and regulations to the requirements of the Vietnam Era Veterans' Readjustment Assistance Act of 1974, and these regulations. Such amendments or additions shall be issued in consultation with the Secretary of Labor. Requests for consultation may be made to the Assistant Secretary for Manpower, U.S. Department of Labor, Washington, D.C. 20213.

§ 50-250.5 Deviations.

Under the most compelling circumstances, deviation from the provisions of this part may be made, subject to the approval of the Secretary of Labor. Requests for any such deviations shall be addressed to the Secretary of Labor, U.S. Department of Labor, 3rd Street and Constitution Avenue NW., Washington, D.C. 20210, or to the Assistant Regional Director for Manpower of the U.S. Department of Labor of the region wherein the contract is to be signed, and shall set forth the reasons for the request.

§ 50-250.6 Failure to comply with mandatory listing provisions; processing of veterans complaints.

(a) *Failure to comply.* (1) Appropriate local office staff of the State employment service will ascertain if contractors are subject to and complying with the mandatory listing provisions set forth in this part. If it is believed that a contractor is not in compliance, a representative of the local State employment service office will contact the contractor and attempt, informally, to determine the facts and obtain compliance with the mandatory listing provisions. If unsuccessful, a written report on the matter will be referred to the State office of the employment service which will further attempt to resolve it. If the State office is unable to resolve the matter, it will promptly refer it to the regional office of the Manpower Administration. If still unresolved, the matter will be referred to the United States Employment Service. If the matter is not resolved within a reasonable period of time by the United States Employment Service, the United States Employment Service will notify the appropriate government contracting agency to take action under paragraph (b) of this section.

(2) Upon receipt by the contracting agency of notice of failure of a contractor or subcontractor to comply with the provisions of this part, the cognizant government agency or agencies shall take

such action as may be appropriate in consonance with the default provision of the contracts concerned.

(b) *Processing of veterans complaints.* If any disabled veteran or veteran of the Vietnam era believes any contractor has failed or refuses to comply with the provisions of his contract with the United States, relating to the employment of veterans, such veteran may file a complaint with the Veterans' Employment Service of the Department of Labor. Such complaint shall be promptly referred to the Secretary who shall promptly investigate such complaint and shall take such action thereon as the facts and circumstances warrant consistent with the terms of such contract and the laws and regulations applicable thereto.

§ 50-250.7 Federal departments and agencies.

Federal executive departments and agencies, in order to implement the Federal executive policy of assistance to veterans in obtaining employment, shall list all of their suitable employment openings with the appropriate office of the Federal-State Employment Service in accordance with instructions issued by the Civil Service Commission. The Civil Service Commission shall furnish to the Secretary of Labor such reports and information as the Secretary may require in carrying out the Secretary's responsibilities under the Vietnam Era Veterans' Readjustment Assistance Act of 1974 (38 U.S.C. 2012) and Executive Order 11701, 38 FR 2675.

§ 50-250.8 Monitoring and evaluation by Veterans Employment Service.

The State Veterans Employment Representatives (SVER's) and Assistants (AVER's) shall be responsible, through the Regional Veterans Employment Representatives (RVER's), to the Director of the Veterans Employment Service for monitoring and evaluating the performance of the State employment service agency in meeting the provisions and requirements of section 2012, 38 U.S.C. The VER's will provide guidance and assistance to the State employment service in regard to services to veterans in the Mandatory Listing program and provide assistance to State employment service staff, where necessary, to assure that the State employment service agency and Federal contractors meet the requirements of section 2012, 38 U.S.C.

§ 50-250.9 Manpower Administration Regional Offices.

Following are the addresses of the regional offices of the Manpower Administration of the Department of Labor, together with a list of the States and territories in each region. The addresses of the State and local offices of the various State employment services can be obtained at the office of the appropriate Assistant Regional Director for Manpower.

Region I—Room 1703, John F. Kennedy Federal Building, Government Center, Boston, Mass. 02203. (Connecticut, Maine, Mas-

sachusetts, New Hampshire, Rhode Island, and Vermont.) Region II—Room 3713, 1515 Broadway, New York, N.Y. 10036. (New York, New Jersey, Puerto Rico, and the Virgin Islands.) Region III—Post Office Box 8796, Philadelphia, Pa. 19101. (3535 Market Street, do not use street address for mailing purposes.) (Delaware, Maryland, Pennsylvania, Virginia, West Virginia, and the District of Columbia.) Region IV—Room 405, 1371 Peachtree Street NE., Atlanta, Ga. 30309. (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee.) Region V—Sixth floor, 230 South Dearborn Street, Chicago, Illinois 60605. (Illinois, Indiana, Michigan, Minnesota, Ohio, and Wisconsin.) Region VI—Seventh floor, Federal Center, 1100 Commerce Street, Dallas, Texas 75201. (Arkansas, Louisiana, New Mexico, Oklahoma, and Texas.) Region VII—Room 3000, Federal Building, 911 Walnut Street, Kansas City, Mo. 64106. (Iowa, Kansas, Missouri and Nebraska.) Region VIII—Room 16015, Federal Office Building, 1951 Stout Street, Denver, Co. 80208. (Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming.) Region IX—Room 10064, Federal Building, 450 Golden Gate Avenue, San Francisco, Ca. 94102. (Arizona, California, Guam, Hawaii, and Nevada.) Region X—Arcade Plaza, 1321 Second Avenue, Seattle, Wa. 98101. (Alaska, Idaho, Oregon and Washington.)

§ 50-250.20 to 50-250.40 [Reserved]

Signed at Washington, D.C. this 7th day of February 1975.

PETER J. BRENNAN,
Secretary of Labor.

[FR Doc. 75-4330 Filed 2-14-75; 8:45 am]

Manpower Administration

[20 CFR Part 609]

UNEMPLOYMENT COMPENSATION FOR FEDERAL CIVILIAN EMPLOYEES

Right To Reconsideration and Hearing

The Department of Labor proposes to amend 20 CFR Part 609, which implements the program of unemployment compensation for federal civilian employees contained in sections 8501-8508 of Title 5, United States Code.

The program of unemployment compensation for Federal civilian employees is administered by the unemployment compensation agencies of the States, as agents of the United States, in accordance with agreements between the States and the Secretary of Labor of the United States (5 U.S.C. 8502). When a claim for unemployment compensation is filed by a former federal employee, certain information necessary to determine the former employee's entitlement to unemployment compensation is requested from the Federal agency that employed the individual. The Federal agency is required to furnish its findings (1) as to whether the former federal employee has performed "federal service" as defined in the law, (2) the periods of Federal service, (3) the amount of "Federal wages" as defined in the law, and (4) the reasons for termination of Federal service (5 U.S.C. 8506(a)). The findings of the federal agency are required to be made in the form and

manner prescribed in the regulations of the Secretary of Labor, and, when made in accordance with those regulations, are final and conclusive on the former federal employee and the State in determining the individual's entitlement to unemployment compensation (5 U.S.C. 8506(a)).

A former Federal employee or the State agency may request the Federal agency to reconsider and correct its findings (5 U.S.C. 8506(a), and 20 CFR 609.23). Upon receipt of a request for reconsideration and correction of its findings, the Federal agency is required to consider any information submitted with the request, review its findings, correct any errors or omissions, and forward its reconsidered findings to the State agency (20 CFR 609.9).

In a case decided in 1974, *Christian, et al. v. New York State Department of Labor, Division of Employment, et al.*, 414 U.S. 614 (1974), the United States Supreme Court considered what opportunity for a hearing must be afforded to a former Federal employee in connection with a request for reconsideration of the findings of a Federal agency. In its opinion the Supreme Court stated that the statute provides for a "hearing" of some dimensions in conjunction with the mandated procedures for reconsideration.

On remand the United States District Court for the Southern District of New York issued an Order, dated December 19, 1974, directing that a regulation be prepared which is designed to insure fairness and impartiality in procedures used to reconsider findings transmitted to State agencies in connection with claims for unemployment compensation by former Federal employees.

Accordingly, in the light of the opinion of the United States Supreme Court and the Order of the District Court, 20 CFR 609.23 would be amended by adding two new paragraphs, specifically requiring that a former Federal employee filing a claim for unemployment compensation be informed of the right to request reconsideration and of the right to a hearing, and also requiring that when a request for reconsideration is sent to a Federal agency the agency be informed whether the former employee requests a hearing.

Further, 20 CFR 609.9 would be amended so as to require that a hearing procedure be established for use in the reconsideration process in cases in which there are no established procedures of the Federal agency or the Civil Service Commission affording former employees an opportunity for a fair hearing on the contentions they make with respect to the findings of the Federal agencies. Consideration will be given to including in this amendment a provision for the adoption of special procedures solely for the purpose of hearings on requests for reconsideration in lieu of using established procedures for that purpose. Any procedure adopted pursuant to amended 20 CFR 609.9 would be required to include specified elements of rights and

procedures deemed essential to a fair hearing.

Any person interested in the amendments proposed herein, and any Federal agency that will be affected by the amendments, may participate in this proposed rulemaking by submitting written data, views, or arguments on the proposed amendments, to the U.S. Department of Labor, Manpower Administration, Room 7000, Patrick Henry Building, 601 "D" Street, NW., Washington, D.C. 20213, on or before March 21, 1975. All material received in response to this invitation will be available for public inspection during normal business hours at that address.

Part 609 of Title 20, Code of Federal Regulations, is proposed to be revised by amending §§ 609.9 and 609.23 in the following respects:

1. § 609.9 is amended in its entirety to read as follows:

§ 609.9 Answering requests for reconsideration of Federal findings; opportunity for hearing.

(a) (1) On receipt of a request for reconsideration and correction of Federal findings under § 609.23 a Federal agency shall, as promptly as possible, correct any errors or omissions in its Federal findings, affirm, modify, or reverse any or all of its Federal findings in writing, and forward its reconsidered findings to the requesting authority.

(2) The reconsidered findings of a Federal agency shall be made by a person who is fair, impartial, and objective, and who does not occupy a position in the Federal agency which is directly or indirectly under the jurisdiction of the office in which there is or was employed any person who made or participated in the making of the previous finding with respect to which reconsideration and correction is requested.

(3) In reconsidering a Federal finding the person making the reconsidered finding shall consider all information furnished with the request for reconsideration and correction, and review the correctness of the previous finding: *Provided*, That, if the Federal civilian employee requests a hearing in the manner described in § 609.23(d), paragraphs (b) through (e) of this section shall be applicable.

(b) (1) Whenever a request for reconsideration and correction involves a contention that is the subject of a grievance or appeal, and with respect to which the Federal civilian employee has had an opportunity for a fair hearing, pursuant to procedures established by the Federal agency or the Civil Service Commission, the reconsidered findings of the Federal agency on that contention shall be based upon and be consistent with the decision in the grievance or appeal.

(2) Whenever a request for reconsideration and correction involves a contention with respect to which the Federal civilian employee had an opportunity for a fair hearing pursuant to procedures established by the Federal agency or the Civil Service Commission, and that op-

portunity was not utilized, the Federal civilian employee is not required to be afforded another opportunity for a fair hearing by reason of the provisions of this section.

(c) (1) Whenever a request for reconsideration and correction involves a contention with regard to which there is no procedure established for affording the Federal civilian employee an opportunity for a fair hearing, other than as is required by this paragraph (c), a procedure affording an opportunity for a fair hearing in connection with a request for reconsideration and correction shall be established as provided in this paragraph except in cases to which § 609.18(a) applies.

(2) The procedure instituted pursuant to paragraph (c) (1) shall include, as a minimum, the following elements:

(i) Designation of a person to consider the request for reconsideration and correction who is fair, impartial, and objective, and who does not occupy a position in the Federal agency which is directly or indirectly under the jurisdiction of the office in which there is or was employed any person who made or participated in the making of the previous finding with respect to which reconsideration and correction is requested.

(ii) Opportunity to present evidence and argument in connection with the request for reconsideration and correction.

(iii) The right to know and the opportunity to rebut evidence adverse to the position of the Federal civilian employee, and where credibility arises the opportunity to hear and rebut the adverse evidence in an evidentiary proceeding conducted by the person designated to consider the request for reconsideration and correction.

(iv) The right to be represented.

(v) Written findings by the person designated to consider the request for reconsideration and correction, based upon the evidence before the designated person, and a written decision based upon those findings.

(3) Where a hearing is held in accordance with this paragraph (c), the reconsidered findings of the Federal agency shall be consistent with the decision after the hearing.

(d) A procedure instituted pursuant to paragraph (c) (1) of this section shall provide for the completion of all proceedings and the issuance of reconsidered findings as expeditiously as possible, and, except for circumstances beyond the Federal agency's control, not later than 40 days after the request for reconsideration is received by the Federal agency.

(e) A procedure instituted pursuant to paragraph (c) (1) of this section shall be solely for the purpose of considering requests for reconsideration by individuals claiming benefits under the program of unemployment compensation for Federal civilian employees.

§ 609.23 [Amended]

2. § 609.23 is amended by adding thereto new paragraphs (c) and (d) to read as follows:

(c) *Informing Federal civilian employee.* A Federal civilian employee shall be informed of the right to request reconsideration and correction of Federal findings, and of the right to a hearing in accordance with § 609.9.

(d) *Request for hearing.* With every request for reconsideration and correction of Federal findings the State agency shall inform the Federal agency whether or not the Federal civilian employee requests a hearing. The State agency shall obtain for its records a statement signed by the Federal civilian employee as to whether or not a hearing is requested. (5 U.S.C. 8508, 80 Stat. 590; Secretary's Order No. 20-71, August 13, 1971).

Signed at Washington, D.C. this 12th day of February 1975.

BEN BURDETSKY,
Acting Assistant Secretary
for Manpower.

[FR Doc. 75-4329 Filed 2-14-75; 8:45 am]

Occupational Safety and Health
Administration

[29 CFR Part 1910]

IDENTIFICATION SYSTEM FOR OCCUPATIONALLY HAZARDOUS MATERIALS

Receipt of Criteria Document

The National Institute for Occupational Safety and Health (NIOSH), U.S. Department of Health, Education and Welfare has submitted to the Secretary of Labor, pursuant to the Williams-Steiger Occupational Safety and Health Act of 1970, Criteria for a Recommended Standard on an Identification System for Occupationally Hazardous Materials. The purpose of such a standard would be to inform employees about the nature of the chemical hazards, both potential and actual, to which they may be exposed.

Section 6(b)(7) of the Occupational Safety and Health Act of 1970 states that occupational safety and health standards promulgated under section 6(b) will contain provisions for warning employees of hazards to which they may be exposed, relevant symptoms and emergency treatments, and for advising employees of proper conditions and precautions for safety use or exposure. The Criteria for a Recommended Standard would provide for the above by requiring the marking of hazardous materials in the workplace, the availability of data sheets to inform the employee, and the availability of data necessary for employers to take proper action to safeguard their employees.

An identification system for occupationally hazardous materials is also the subject of a Standards Advisory Committee. The Notice of Establishment and Meeting of the Standards Advisory Committee on Hazardous Materials Labeling was published in the Federal Register on September 4, 1974 (39 FR 32072). The Advisory Committee was established to make recommendations to the Assistant Secretary of Labor for Occupational Safety and Health regarding the development of guidelines for the implementation of section 6(b)(7) of the Act with respect to Hazardous Materials. Copies of

the NIOSH Criteria Document for a Recommended Standard on an Identification System for Occupationally Hazardous Materials have been forwarded to the Advisory Committee.

Interested persons may submit written data, views and arguments concerning this Criteria Document to the Docket Officer, Occupational Safety and Health Administration, U.S. Department of Labor, Room 260, 1726 M Street NW., Washington, D.C. 20210. Information submitted in response to the Notices of Meeting of the Standards Advisory Committee on Hazardous Materials Labeling need not be resubmitted.

The NIOSH Criteria Document on an Identification System for Occupationally Hazardous Materials will be available for inspection, and upon request, copying at the above address and at any of the following OSHA Regional and Area Offices:

REGIONAL OFFICES

- U.S. Department of Labor, Occupational Safety and Health Administration, 18 Oliver St., Boston, Mass. 02110.
- U.S. Department of Labor, Occupational Safety and Health Administration, 1515 Broadway (1 Astor Plaza), New York, N.Y. 10036.
- U.S. Department of Labor, Occupational Safety and Health Administration, Gateway Building, Suite 15220, 3535 Market St., Philadelphia, Pa. 19104.
- U.S. Department of Labor, Occupational Safety and Health Administration, 1375 Peachtree St. NE., Suite 587, Atlanta, Ga. 30309.
- U.S. Department of Labor, Occupational Safety and Health Administration, 230 South Dearborn St., 32d Floor, Chicago, Ill. 60604.
- U.S. Department of Labor, Occupational Safety and Health Administration, 7th Floor, Texaco Building, 1512 Commerce St., Dallas, Tex. 75201.
- U.S. Department of Labor, Occupational Safety and Health Administration, 911 Walnut St., Room 3000, Kansas City, Mo. 64106.
- U.S. Department of Labor, Occupational Safety and Health Administration, Federal Building, Room 15010, 1961 Stout St., Denver, Colo. 80202.
- U.S. Department of Labor, Occupational Safety and Health Administration, 9470 Federal Building, 450 Golden Gate Ave., Box 36017, San Francisco, Calif. 94102.
- U.S. Department of Labor, Occupational Safety and Health Administration, 506 Second Ave., 1808 Smith Tower Building, Seattle, Wash. 98104.

AREA OFFICES

- U.S. Department of Labor, Occupational Safety and Health Administration, Custom House Building, Room 703, State St., Boston, Mass. 02109.
- U.S. Department of Labor, Occupational Safety and Health Administration, Federal Building, Room 426, 55 Pleasant St., Concord, N.H. 03301.
- U.S. Department of Labor, Occupational Safety and Health Administration, Federal Building, Room 617B, 450 Main St., Hartford, Conn. 06103.
- U.S. Department of Labor, Occupational Safety and Health Administration, U.S. Post Office and Courthouse Building, 436 Dwight St., Room 501, Springfield, Mass. 01103.
- U.S. Department of Labor, Occupational Safety and Health Administration, 90 Church St., Room 1405, New York, N.Y. 10007.

U.S. Department of Labor, Occupational Safety and Health Administration, Federal Office Building, 970 Broad St., Room 1435C, Newark, N.J. 07102.

U.S. Department of Labor, Occupational Safety and Health Administration, Room 203, Midtown Plaza, 700 East Water St., Syracuse, N.Y. 13210.

U.S. Department of Labor, Occupational Safety and Health Administration, 370 Old Country Rd., Garden City, Long Island, N.Y. 11530.

U.S. Department of Labor, Occupational Safety and Health Administration, Condominium San Alberto Building, 605 Conrado Ave., Room 328, Santurce, P.R. 00907.

U.S. Department of Labor, Occupational Safety and Health Administration, William J. Green, Jr. Federal Building, 600 Arch St., Room 4456, Philadelphia, Pa. 19106.

U.S. Department of Labor, Occupational Safety and Health Administration, Federal Building, Room 1110-A, 31 Hopkins Plaza, Charles Center, Baltimore, Md. 21201.

U.S. Department of Labor, Occupational Safety and Health Administration, Charleston National Plaza, Suite 1726, 700 Virginia St., Charleston, W. Va. 25301.

U.S. Department of Labor, Occupational Safety and Health Administration, Room 802, Jonnet Building, 4099 William Penn Highway, Monroeville, Pa. 15146.

U.S. Department of Labor, Occupational Safety and Health Administration, Federal Building, Room 8015, 400 N. 8th St., P.O. Box 10186, Richmond, Va. 23240.

U.S. Department of Labor, Occupational Safety and Health Administration, Building 10, Suite 33, La Vista Perimeter Park, Tucker, Ga. 30084.

U.S. Department of Labor, Occupational Safety and Health Administration, Federal Office Building, Room 406, 310 New Bern Ave., Raleigh, N.C. 27601.

U.S. Department of Labor, Occupational Safety and Health Administration, Room 204, Bridge Building, 3200 E. Oakland Park Blvd., Fort Lauderdale, Fla. 33308.

U.S. Department of Labor, Occupational Safety and Health Administration, 1800 Hayes St., Suite 202, Nashville, Tenn. 37203.

U.S. Department of Labor, Occupational Safety and Health Administration, 2809 Art Museum Dr., Art Museum Plaza, Suite 4, Jacksonville, Fla. 32207.

U.S. Department of Labor, Occupational Safety and Health Administration, Todd Mall, 2047 Canyon Rd., Birmingham, Ala. 35216.

U.S. Department of Labor, Occupational Safety and Health Administration, Suite 554-E, 600 Federal Pl., Louisville, Ky. 40202.

U.S. Department of Labor, Occupational Safety and Health Administration, Enterprise Building, Suite 204, 6605 Abercorn St., Savannah, Ga. 31405.

U.S. Department of Labor, Occupational Safety and Health Administration, Commerce Building, Room 600, 118 North Royal St., Mobile, Ala. 36602.

U.S. Department of Labor, Occupational Safety and Health Administration, Riverside Plaza Shopping Center, 2720 Riverside Dr., Macon, Ga. 31204.

U.S. Department of Labor, Occupational Safety and Health Administration, 1710 Gervais St., Room 205, Columbia, S.C. 29201.

U.S. Department of Labor, Occupational Safety and Health Administration, 650 Cleveland St., Room 44, Clearwater, Fla. 33515.

U.S. Department of Labor, Occupational Safety and Health Administration, 57601 55 North Frontage Road East, Jackson, Miss. 39211.

- U.S. Department of Labor, Occupational Safety and Health Administration, 230 South Dearborn St., 10th Floor, Chicago, Ill. 60604.
- U.S. Department of Labor, Occupational Safety and Health Administration, 847 Federal Office Building, 1240 East Ninth St., Cleveland, Ohio 44199.
- U.S. Department of Labor, Occupational Safety and Health Administration, 360 S. Third St., Room 109, Columbus, Ohio 43215.
- U.S. Department of Labor, Occupational Safety and Health Administration, Michigan Theatre Building, Room 626, 200 Bagley Ave., Detroit, Mich. 48226.
- U.S. Department of Labor, Occupational Safety and Health Administration, 110 South Fourth St., Room 437, Minneapolis, Minn. 55401.
- U.S. Department of Labor, Occupational Safety and Health Administration, Clark Building, Room 400, 633 West Wisconsin Ave., Milwaukee, Wis. 53203.
- U.S. Department of Labor, Occupational Safety and Health Administration, U.S. Post Office and Courthouse, Room 423, 46 East Ohio St., Indianapolis, Ind. 46202.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 4028, Federal Office Building, 550 Main St., Cincinnati, Ohio 45202.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 734, Federal Office Building, 234 North Summit St., Toledo, Ohio 43604.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 2118, 2320 La Branch St., Houston, Tex. 77004.
- U.S. Department of Labor, Occupational Safety and Health Administration, Adolphus Tower, Suite 1820, 1412 Main St., Dallas, Tex. 75202.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 431, Federal Building, 1205 Texas Ave., Lubbock, Tex. 79401.
- U.S. Department of Labor, Occupational Safety and Health Administration, 546 Carondelet St., Room 202, New Orleans, La. 70130.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 512, Petroleum Building, 420 South Boulder, Tulsa, Okla. 74103.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 526, Donaghey Building, 103 East 7th St., Little Rock, Ark. 72201.
- U.S. Department of Labor, Occupational Safety and Health Administration, 1015 Jackson Keller Rd., Room 122, San Antonio, Tex. 78213.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 302, Federal Building, 421 Gold Ave. SW., P.O. Box 1428, Albuquerque, N. Mex. 87103.
- U.S. Department of Labor, Occupational Safety and Health Administration, 1627 Main St., Room 1100, Kansas City, Mo. 64108.
- U.S. Department of Labor, Occupational Safety and Health Administration, 210 North 12th Blvd., Room 554, St. Louis, Mo. 63101.
- U.S. Department of Labor, Occupational Safety and Health Administration, Petroleum Building, 221 South Broadway St., Suite 312, Wichita, Kans. 67202.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 643, 210 Walnut St., Des Moines, Iowa 50309.
- U.S. Department of Labor, Occupational Safety and Health Administration, City National Bank Building, Harney and 16th St., Room 803, Omaha, Nebr. 68102.

- U.S. Department of Labor, Occupational Safety and Health Administration, 113 West Sixth St., North Platte, Nebr. 69101.
- U.S. Department of Labor, Occupational Safety and Health Administration, 8527 W. Colfax Ave., Lakewood, Colo. 80215.
- U.S. Department of Labor, Occupational Safety and Health Administration, Suite 525, Petroleum Building, 2812 1st Ave., North, Billings, Mont. 59101.
- U.S. Department of Labor, Occupational Safety and Health Administration, Court House Plaza Building, Room 406, 300 North Dakota Ave., Sioux Falls, S. Dak. 57102.
- U.S. Department of Labor, Occupational Safety and Health Administration, U.S. Post Office Building, Room 452, 350 South Main St., Salt Lake City, Utah 84111.
- U.S. Department of Labor, Occupational Safety and Health Administration, 100 McAllister St., Room 1706, San Francisco, Calif. 94102.
- U.S. Department of Labor, Occupational Safety and Health Administration, Suite 318, Amerco Towers, 2721 North Central Ave., Phoenix, Ariz. 85004.
- U.S. Department of Labor, Occupational Safety and Health Administration, 333 Queen St., Suite 505, Honolulu, Hawaii 96813.
- U.S. Department of Labor, Occupational Safety and Health Administration, 1100 E. William St., Suite 222, Carson City, Nev. 89701.
- U.S. Department of Labor, Occupational Safety and Health Administration, Hartwell Building, Room 401, 19 Pine Ave., Long Beach, Calif. 90802.
- U.S. Department of Labor, Occupational Safety and Health Administration, 121 107th St. NE., Bellevue, Wash. 98004.
- U.S. Department of Labor, Occupational Safety and Health Administration, Federal Building, Room 227, 605 West Fourth Ave., Anchorage, Alaska 99501.
- U.S. Department of Labor, Occupational Safety and Health Administration, Room 528, Pittock Block, 921 Southwest Washington St., Portland, Oreg. 97205.
- U.S. Department of Labor, Occupational Safety and Health Administration, 228 Idaho Building, 216 North Eighth St., Boise, Idaho 83702.

and they will be available for inspection at the national and regional offices of the U.S. Department of Health, Education, and Welfare, National Institute for Occupational Safety and Health, at the following addresses:

- U.S. Department of HEW, National Institute for Occupational Safety and Health, Room 10-A22, 5600 Fishers Lane, Rockville, Md. 20852.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, 1114 Commerce St., Room 1612, Dallas, Tex. 75202.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, P.O. Box 13716, Philadelphia Pa. 19108.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, 9017 Federal Building, 19th and Stout Sts., Denver, Colo. 80202.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, 50 Seventh St. NE., Atlanta, Ga. 30323.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, Arcade Building, 1321 Second St., Seattle, Wash. 98101.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, John F. Kennedy Federal Building, Government Center, Boston, Mass. 02203.

- U.S. Department of HEW, National Institute for Occupational Safety and Health, 26 Federal Plaza, New York, N.Y. 10007.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, 601 East 12th St., Kansas City, Mo. 64106.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, 254 Federal Office Building, 50 Fulton St., San Francisco, Calif. 94102.
- U.S. Department of HEW, National Institute for Occupational Safety and Health, 300 South Wacker Dr., Chicago, Ill. 60607.

Finally, copies of the NIOSH document will be available for purchase from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

Signed at Washington, D.C., this 10th day of February 1975.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc.75-4263 Filed 2-14-75; 8:45 am]

[29 CFR Part 1952]
COLORADO PLAN

Proposed Supplements

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations, prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter referred to as the Act) for review of changes and progress in the development and implementation of State plans which have been approved under section 18(c) of the Act and 29 CFR Part 1902. On September 12, 1973, a notice was published in the FEDERAL REGISTER of the approval of the Colorado plan and of the adoption of Subpart M of Part 1952 containing the decision (38 FR 25173). On December 24, 1974, the State of Colorado submitted supplements to the plan involving developmental changes to the plan (see Subpart B of 29 CFR Part 1953).

2. *Description of the supplement.* The supplement consists of a description of the public employee programs for Colorado. The public employee program proposed by Colorado consists of three components.

(a) The first component is a plan for State agencies. The plan for State agencies will be implemented by January 1, 1975, pursuant to and executive order issued by the Governor on December 23, 1974. The order designates the Director of the Division of Labor, Department of Labor and Employment, in cooperation with the Department of Health, Occupational and Radiological Health Division, as responsible for the administration of the program and directs each agency of the State to designate a safety and health officer. There will be an annual inspection program for all State agencies. Inspections of State highway projects involving State employees will be a target inspection program. No monetary penalties will be imposed but each agency shall abate problems and furnish reports

of abatements and annual reports to the Director of the Division of Labor. In cases of imminent or serious danger, the Division has shut-down authority pursuant to section 80-2-5 of the Colorado Revised Statutes.

(b) A second component of the public employee program is a plan for political subdivisions of the State. This program will be implemented by the Division of Labor in cooperation with the Department of Health, Occupational and Radiological Health Division, Education and technical assistance will be provided by January 1, 1975, and inspection and enforcement activities will be implemented by February 1, 1975. Political subdivision governmental units will be inspected on a three year basis and be subject to procedures for enforcement of the same standards as apply to the private sector. However, highway activities will be inspected on a target basis. No monetary penalties will be proposed for political subdivisions but abatement and shut-down authority is provided for pursuant to sections 80-2-5 and 80-2-23 of the Colorado Revised Statutes. The political subdivision program will not be applicable to school employees; and shut-down authority will not be used in such areas as sewage disposal and police and fire protection since the continued operation of these occupations is essential for the preservation of the public health and welfare. Rather, the State will work with the political subdivision to assure that hazards are abated immediately.

(c) A third component of the public employee program is a plan for the assumption of jurisdiction for occupational safety and health enforcement by the City and County of Denver. The State intends to enter into an agreement with Denver wherein Denver will plan and implement its own program for its own public employees pursuant to section 80-2-24 of the Colorado Revised Statutes. This program is scheduled to be implemented by July 1, 1975.

The Assistant Secretary of Labor for Occupational Safety and Health (hereinafter referred to as the Assistant Secretary) has preliminarily reviewed the supplements and hereby gives notice that their approval is in issue before him.

3. *Location of the supplements for inspection and copying.* A copy of the plan and its supplements may be inspected and copied during normal business hours at the following locations: Office of the Associate Assistant Secretary for Regional Programs, Occupational Safety and Health Administration, Room 850, 1726 M Street NW., Washington, D.C. 20210; Occupational Safety and Health Administration, Room 15010, Federal Building, 1961 Stout Street, Denver, Colorado 80202; Director, Division of Labor, Department of Labor and Employment, 200 East Ninth Avenue, Denver, Colorado 80203.

4. *Public participation:* Interested persons are hereby given until March 17, 1975, in which to submit written data, views and arguments concerning whether the supplement should be approved. Such submissions are to be

addressed to the Associate Assistant Secretary for Regional Programs at his address as set forth above where they will be available for inspection and copying.

Any interested person may request an informal hearing concerning the proposed supplements, by filing particularized written objections with respect thereto within the time allowed for comments with the Associate Assistant Secretary for Regional Programs. If in the opinion of the Assistant Secretary substantial objections are filed, which warrant further public discussion, a formal or informal hearing on the subjects and issues involved may be held.

The Assistant Secretary shall consider all relevant comments, arguments and requests submitted in accordance with this notice and shall thereafter issue his decision as to approval or disapproval of the supplements, make appropriate amendments to Subpart M of Part 1952 and initiate appropriate further proceedings if necessary.

(Secs. 8(g), 18, Pub. L. 91-506, 84 Stat. 1898, 1808 (29 U.S.C. 657(g), 667))

Signed at Washington, D.C. this 10th day of February, 1975.

JOHN STENDER,
Assistant Secretary of Labor.

[FR Doc. 75-4264 Filed 2-14-75; 8:45 am]

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

[27 CFR Part 4]

[Notice No. 271]

WINE

Labeling and Advertising; Hearing

Correction

In FR Doc. 75-3720 appearing at page 6349 of the issue for Tuesday, February 11, 1975, the following corrections are made:

1. On page 6352, in § 4.37a:
 - a. In paragraph (a), second line, the word "an" should read "on".
 - b. In paragraph (f) the second sentence should read: " * * * Natural ingredients shall be broken down into basic foodstuffs, such as "grapes", "cherries", "oranges" or "orange juice", "dextrose", or "yeast". * * *"
 - c. In paragraph (g) (1), last line, open quotation marks should be inserted before the word "artificial".
 - d. In paragraph (h) (2), fifth line, close quotation marks should be inserted after the word "flavors".
2. On page 6353, in § 4.39:
 - a. The quoted material at the end of paragraph (a) (5) should appear to read: " * * * "We will refund the purchase price to the purchaser if he is in any manner dissatisfied with the contents of this package."

(Name of permittee)

- b. In paragraph (b) (3) (i) and (ii), a line was inadvertently printed out of order. As corrected (b) (3) (i) and (ii) should read:

"(i) that the laws of such country regulate the appearance of vintage dates upon the labels of wine produced for consumption therein, (ii) that the wine in question has been produced in conformity with such laws, and".

c. In paragraph (b) (3), the fifth line from the bottom presently reading "in the United States of containers of 1" should read "in the United States in containers of 1".

3. On page 6354, in § 4.50(c), seventh line from the bottom the word "issued" should read "issued".

[27 CFR Part 5]

[Notice No. 272]

DISTILLED SPIRITS

Labeling and Advertising; Hearing

Correction

In FR Doc. 75-3719, appearing at page 6354 of the issue for Tuesday, February 11, 1975, the following corrections are made:

1. On page 6356, third column, the twelfth line from the top reading "or packed prior to the mandatory com-" should read "bottled or packed prior to the mandatory com-".
2. On page 6356, third column, in the twentieth line from the top, the word "or" should read "of".
3. On page 6358, in § 5.39, in the first line of the heading for paragraph (b), the word "products" should read "produced".

Customs Service

[19 CFR Part 6]

AIR COMMERCE REGULATIONS

The Entry and Clearance of Aircraft Owned or Chartered by Air Travel Clubs

Notice is hereby given that under the authority of R.S. 251, as amended (19 U.S.C. 66), section 624, 46 Stat. 759 (19 U.S.C. 1624), and sections 904, 1109, 72 Stat. 787, 799, as amended (49 U.S.C. 1474, 1509), it is proposed to amend § 6.3 of the Customs Regulations (19 CFR 6.3), which sets forth certain entry and clearance requirements for certain aircraft carrying either passengers for hire or commercial cargo. The proposal would amend paragraphs (a) and (c) of § 6.3 to specify that aircraft utilized by members of air travel clubs, whether the aircraft are owned or chartered by such clubs, shall be treated as aircraft carrying passengers for hire.

The aircraft utilized by members of air travel clubs have, by interpretation, been treated by the Customs Service as subject to the entry and clearance requirements of § 6.3 of the Customs Regulations. The proposed amendment would incorporate this interpretation into the regulations.

Accordingly, it is proposed to amend paragraphs (a) and (c) of section 6.3 of the Customs Regulations (19 CFR 6.3 (a) and (c)) by inserting the following sentence after the first sentence in each paragraph:

§ 6.3 Entry and clearance.

(a) * * * Aircraft utilized by members of air travel clubs, whether such aircraft be owned or chartered by the air travel clubs, shall be treated as carrying passengers for hire. * * *

(c) * * * Aircraft utilized by members of air travel clubs, whether such aircraft be owned or chartered by the air travel clubs, shall be treated as carrying passengers for hire. * * *

Prior to the adoption of the foregoing proposal, consideration will be given to any relevant data, views, or arguments which are submitted to the Commissioner of Customs, Attention: Regulations Division, Washington, D.C. 20229, and received not later than March 20, 1975.

Written material or suggestions submitted will be available for public inspection in accordance with § 103.8(b) of the Customs Regulations (19 CFR 103.8(b)) at the Regulations Division, Headquarters, U.S. Customs Service, Washington, D.C., during regular business hours.

Approved: February 7, 1975.

[SEAL] VERNON D. ACREE,
Commissioner of Customs.

DAVID R. MACDONALD,
Assistant Secretary of the
Treasury.

[FR Doc.75-4277 Filed 2-14-75;8:45 am]

PENSION BENEFIT GUARANTY CORPORATION

[29 CFR Part 2603]

FREEDOM OF INFORMATION

Document Search and Duplication Fees

The Freedom of Information Act (5 U.S.C. 552) was amended by Pub. L. 93-502, 88 Stat. 1561, to provide, among other things, that the provisions of that Act apply to a Government corporation or Government controlled corporation. Accordingly, the Pension Benefit Guaranty Corporation will be promulgating in the near future regulations implementing the Freedom of Information Act.

Further, the above-cited Freedom of Information Act Amendments require that the regulations of each agency contain a uniform schedule of fees covering the reasonable charges for document search and duplication and providing for the recovery of only the direct cost of such search and duplication. In conformance therewith, notice is hereby given that the Pension Benefit Guaranty Corporation proposes to amend Chapter XXVI of Title 29, Code of Federal Regulations, to add a new Part 2603, Subpart B as set forth below.

Interested persons are invited to submit written comments, data, views, or arguments to the General Counsel, Pension Benefit Guaranty Corporation, P.O. Box 7119, Washington, D.C. 20044. Comments received before February 26, 1975, will be considered before final action is taken on this proposal. Copies of all written comments received will be available for examination by interested par-

ties in Room 706, American National Bank Building, 3701 Georgia Avenue, Silver Spring, Maryland.

In consideration of the foregoing it is proposed to amend Chapter XXVI of Title 29, Code of Federal Regulations, by adding a new Part 2603 to read as follows:

Part 2603—Examination and Copying of Pension Benefit Guaranty Corporation Documents.

Subpart A—[Reserved]

Subpart B—Copies of Records and Fees for Services

Sec.	
2603.51	Charges for services, generally.
2603.52	Search and copying charges.
2603.53	Computerized records.
2603.54	Payment of fees.
2603.55	Standard fees not charged in certain circumstances.

AUTHORITY: 5 U.S.C. 552, as amended by Pub. L. 93-502, 88 Stat. 1561; Pub. L. 93-406, 88 Stat. 829.

Subpart A—[Reserved]

Subpart B—Copies of Records and Fees for Services

§ 2603.51 Charges for services, generally.

(a) Pursuant to the provisions of the Freedom of Information Act, as amended, the payment of standard charges as set forth in the fee schedule in § 2603.52 will, except as otherwise provided in this subpart, be required of the requester to cover the direct costs of searching for and duplicating records requested under the Act from the Corporation. Where the direct cost of the Corporation of making the search is substantial, fees for searching as provided in the schedule will be charged even if the record searched for is not found or if, after it is found, it is determined that the request to inspect it may be denied under the provisions of 5 U.S.C. 552(b) and the regulations in this part.

(b) Circumstances under which searching and copying facilities or services may be made available to the requester without charge or at a reduced charge are delineated in § 2603.55. Recoupment of the Corporation's costs for determining whether a requested record is disclosable under the statute and this part and for making deletions of portions exempted from disclosure by the Act has been excluded from consideration in arriving at the standard charges contained in the fee schedule and no charge is made to a requester for the cost of any such services.

§ 2603.52 Search and Copying Charges.

(a) *Fee schedule for searching records.* Where Corporation records must be searched to locate a requested record, charges applicable under this subpart to the search will be made according to the following fee schedule:

(1) *Search time.* (i) Ordinary search by custodial or clerical personnel, \$1.25 for each one-quarter hour or fraction thereof of employee worktime in excess of the first quarter-hour required to reach or obtain the records to be searched

and to make the necessary search; and (ii) Search requiring services of professional or supervisory personnel to locate requested record, \$2.50 for each such quarter-hour of such services required in excess of the first quarter-hour required.

(2) *Additional search costs.* If the search for a requested record requires transportation of the searcher to the location of the records or transportation of the records to the searcher, at a cost in excess of \$5, actual transportation costs will be added to the search time cost.

(3) *Search in computerized records.* Special fees to cover direct personnel and machine time costs of such searches will be charged as set forth in the above fee schedule and § 2603.52.

(b) *Fee schedule for copying of records.* The fees payable pursuant to this subpart for obtaining requested copies of records which have been made available for inspection under the Freedom of Information Act will be computed on the following basis and subject to the following conditions:

(1) *Standard copying fee.* \$0.10 per page of record copies furnished. This standard fee is also applicable to the furnishing of copies of available computer printouts as stated in § 2603.63.

(2) *Voluminous material.* If the volume of page copy desired by the requester is such that the reproduction charge at the standard page rate would be in excess of \$50, the person desiring reproduction may request special rate quotation from the Corporation.

(3) *Limit of service.* Not more than 10 copies of any document will be furnished.

(4) *Manual copying by requester.* No charge will be made for manual copying by the requesting party of any document made available for inspection under the provisions of this part. The Corporation shall provide facilities for such copying without charge at reasonable times during normal working hours.

(c) *Indexes.* Pursuant to 5 U.S.C. 552 (a) (2) copies of indexes or supplements thereto which are maintained as therein provided but which have not been published will be provided on request at a cost not to exceed the direct cost of duplication as computed pursuant to the fee schedule in paragraph (b) of this section.

§ 2603.53 Computerized records.

(a) Information available in whole or in part in computerized form which is disclosable under the Freedom of Information Act is available to the public as follows:

(1) When there is an existing printout from the computer which permits copying the printout, the material will be made available at the per page rate stated in § 2603.52(b) (1) for each 8½-by 11-inch page.

(2) When there is not an existing printout of information disclosable under the Freedom of Information Act, a printout shall be made provided the applicant pays the cost to the Corporation as hereinafter stated.

(3) Obtaining information from computerized records frequently involves a

minimum computer time cost of approximately \$100 per request. Multiple requests involving the same subject may cost less per request. Services of personnel in the nature of a search shall be charged for at rates prescribed in § 2603.52(a). A charge shall be made for the computer time involved based upon the prevailing level of costs to Government organizations and upon the particular types of computer and associated equipment and the amounts of time on such equipment that are utilized. A charge shall also be made for any substantial amounts of special supplies or materials used to contain, present or make available the output of computers based upon the prevailing levels of costs to Government organizations and upon the type and amount of such supplies and materials that are used.

(b) Information in the Corporation's computerized records which could be produced only by additional programming of the computer, thus producing information not previously in being, is not required to be furnished under the Freedom of Information Act.

§ 2603.54 Payment of fees.

(a) *Medium of payment.* Payment of the applicable fees as set forth in §§ 2603.52 and 2603.53 shall be made in cash, by U.S. postal money order, or by check payable to the Pension Benefit Guaranty Corporation. Postage stamps will not be accepted in lieu of cash, checks, or money orders as payment for fees specified in the schedule. Cash should not be sent by mail.

(b) *Advance payment or assurance.* Payment of the known and officially estimated searching and copying fees shall be made or assured to the satisfaction of the disclosure officer prior to the performance of substantial searching or copying services. Where the requester

does not know and has no official estimate of the search and copying costs at the time the request is made, the request should specifically state that whatever costs will be involved pursuant to §§ 2603.52-2603.53 will be acceptable, or will be acceptable up to an amount not exceeding a named figure. A request made without such specific assurance of payment of fees in an amount at least equal to the charges under §§ 2603.52-2603.53 which the Corporation anticipates will be necessary, will, if such estimated charges are in excess of \$100, not be deemed to have been received by the Corporation until the requester has been notified (promptly upon physical tender of the request) of the Corporation's cost estimate and has perfected the request by paying the estimated charges or giving satisfactory assurance that payment will be made. In the event that a request is made only for inspection of a record, advance payment or assurance of payment as set forth in this paragraph is applicable only with respect to searching fees; charges for copying will not be made unless or until copies are requested. In cases where the estimated costs required under the fee schedule for responding to a request are such that an advance deposit is deemed necessary, and it appears that the information sought by the requester might be made available at less cost by revision of the request, the Corporation's advice to the requester of the estimated costs and the need for an advance deposit will be accompanied by extension of an offer to the requester to confer with knowledgeable Corporation personnel with a view of reformulation of the request in a manner which will reduce the fees and meet the needs of the requester.

(c) *Post-copying costs.* The scheduled fees for furnishing copies of records made available pursuant to the Act for

inspection and copying cover the costs of furnishing the copies at the place of duplication. Where requests for such copies are made by mail, no postage charge will be made for transmitting by regular mail a single copy of the requested record to the requester, or for mailing additional copies where the total postage cost does not exceed \$2. However, where the volume of page copy or method of transmittal requested is such that transmittal charges to the Corporation are in excess of \$2 the transmittal costs will be added to the copying fee specified in accordance with the schedule, unless appropriate stamps or stamped envelopes are furnished with the request, or authorization is given for collection of shipping charges on delivery.

§ 2603.55 Standard fees not charged in certain circumstances.

(a) No searching charge under § 2603.52(a) shall be made for routine procurement for inspection from Corporation records, not requiring more than one-quarter hour of personnel time.

(b) The disclosure officer may reduce or waive fees applicable under §§ 2603.52-2603.53 when he determines that such reduction or waiver is in the public interest because furnishing the information can be considered as primarily benefiting the general public.

(c) The disclosure officer may reduce or waive fees applicable under §§ 2603.52-2603.53 when the requester has demonstrated his inability to pay such fees.

Issued in Washington, D.C., on February 11, 1975.

PETER J. BRENNAN,
Chairman, Board of Directors,
Pension Benefit Guaranty
Corporation.

[FR Doc. 75-4498 Filed 2-14-75; 10:46 am]

notices

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

DEPARTMENT OF STATE

[Public Notice CM-5/14]

SHIPPING COORDINATING COMMITTEE

Meeting

A meeting of the Shipping Coordinating Committee will be held at 9:30 a.m. on Tuesday, March 11, 1975, in Room 6200, Coast Guard Headquarters, 400 Seventh Street SW., Washington, D.C. The meeting will be open to the public.

The Committee will discuss United States positions for the Thirty-second Session of the Intergovernmental Maritime Consultative Organization (IMCO) Maritime Safety Committee, scheduled to meet in London, March 17-21, 1975.

Persons wishing to attend the meeting should contact Mr. Samuel V. Smith, Acting Executive Secretary, Shipping Coordinating Committee, Department of State, Washington, D.C. 20520, telephone (area code 202) 632-2655.

Dated: February 5, 1975.

RICHARD K. BANK,
Chairman,
Shipping Coordinating Committee.

[FR Doc.75-4270 Filed 2-14-75;8:45 am]

[Public Notice M-5/15]

STUDY GROUP 7 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

Meeting

The Department of State announces that Study Group 7 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet on March 13, 1975, at the U.S. Naval Observatory, 34th Street and Massachusetts Avenue NW., Washington, D.C. The meeting will begin at 9:30 a.m. in Room 300 of Building 52.

Study Group 7 deals with time-signal services by means of radiocommunications. The purposes of the meeting will be:

a. Review of work programs looking to the international meeting of Study Group 7 in 1976;

b. Assignment of responsibilities;

c. Establishment of deadlines for submission of documents to the National Committee; and

d. Consideration of inputs to the Interdepartment Radio Advisory Committee in preparation for the 1979 World Administrative Radio Conference.

Members of the general public will be admitted up to the limits of the capacity of the meeting room. Members of the general public who plan to attend the

meeting are requested to so inform Mr. Hugh Fosque, Chairman of U.S. Study Group 7, prior to March 13. Mr. Fosque can be contacted at NASA Headquarters, telephone number (202) 755-2434.

Dated: February 7, 1975.

GORDON L. HUFFCUTT,
Chairman,
U.S. CCIR National Committee.

[FR Doc.75-4271 Filed 2-14-75;8:45 am]

[Public Notice CM-5/16]

ADVISORY COMMITTEE ON PRIVATE INTERNATIONAL LAW

Study Group Meeting

A meeting of the Study Group on Recognition and Enforcement of Foreign Judgments, a subgroup of the Secretary of State's Advisory Committee on Private International Law, will take place on Saturday, March 8, 1975, in the Wheeler Room, Holmes Hall, Harvard Law School, Cambridge, Massachusetts. The meeting, which will begin at 10 a.m., will be open to the public.

The primary purpose of the meeting is to study the question of recognition and enforcement of foreign judgments, with particular emphasis on identifying the problems that should be resolved in bilateral treaties that the United States plans to negotiate on the subject.

Members of the public who desire to attend the meeting will be admitted up to the limits of the capacity of the meeting room.

Dated: February 10, 1975.

ROBERT E. DALTON,
Executive Director.

[FR Doc.75-4272 Filed 2-14-75;8:45 am]

DEPARTMENT OF THE TREASURY

Comptroller of the Currency

[Delegation Order No. 16]

FIRST DEPUTY COMPTROLLER OF THE CURRENCY ET AL.

Order of Succession To Act as Comptroller

By virtue of the authority vested in me by Treasury Department Order No. 129 (Rev. No. 2) dated April 22, 1955, it is hereby ordered as follows:

1. The following officers in the Bureau of Comptroller of the Currency, in the order of succession enumerated, shall act as Comptroller of the Currency during the absence or disability of the Comptroller of the Currency or when there is a vacancy in such office:

(1) Justin T. Watson, First Deputy Comptroller of the Currency.

(2) Thomas G. DeShazo, Deputy Comptroller of the Currency.

(3) David C. Motter, Deputy Comptroller of the Currency.

(4) Robert A. Mullin, Deputy Comptroller of the Currency.

(5) Robert Bloom, Chief Counsel.

(6) Dean E. Miller, Deputy Comptroller of the Currency.

(7) Kenneth W. Leaf, Chief National Bank Examiner.

(8) William A. Howland, Jr., Deputy Comptroller of the Currency for Administration.

(9) Joseph M. Ream, Deputy Comptroller of the Currency.

(10) Richard J. Blanchard, Deputy Comptroller of the Currency.

2. In the event of an enemy attack on the continental United States, all Regional Administrators of National Banks, including any Acting Regional Administrators, are authorized in their respective regions to perform any function of the Comptroller of the Currency, or the Secretary of the Treasury, whether or not otherwise delegated, which is essential to the carrying out of responsibilities otherwise assigned to them. The respective officers will be notified when they are to cease exercising the authority delegated in this paragraph.

3. Delegation Order No. 15 is hereby repealed.

Dated: February 11, 1975.

[SEAL] **JAMES E. SMITH,**
Comptroller of the Currency.

[FR Doc.75-4275 Filed 2-14-75;8:45 am]

Internal Revenue Service

PRIVATE SCHOOLS

Proposed Revenue Procedure

Notice is hereby given that the Internal Revenue Service proposes to issue the revenue procedure set forth in tentative form below. Prior to the final adoption of such revenue procedure, consideration will be given to any comments pertaining thereto which are submitted in writing (preferably six copies) to the Commissioner of Internal Revenue, Attention: Director, Exempt Organizations Division, 1111 Constitution Avenue, Washington, D.C. 20224, by March 21, 1975. Designations of material as confidential or not to be disclosed, contained in such comments, will not be accepted. Thus, a person submitting written comments should not include therein material that he considers to be confidential or inappropriate for disclosure to the public. It will be presumed by the Internal Revenue Service that every written comment submitted to it in response to this notice is intended by the person submitting it to be

subject in its entirety to public inspection and copying in accordance with the same procedures as are prescribed in 26 CFR 601.702(d) (9) for public inspection and copying of written comments received in response to a notice of proposed rulemaking.

DONALD C. ALEXANDER,
Commissioner of
Internal Revenue.

REVENUE PROCEDURE

SECTION 1. Purpose. This Revenue Procedure sets forth guidelines and record-keeping requirements for determining whether private schools that are applying for recognition of exemption under sections 501(a) and 501(c)(3) of the Internal Revenue Code of 1954, or are presently exempt from tax, have racially nondiscriminatory policies as to students.

SEC. 2. Background .01 Definition. A school that does not have a racially nondiscriminatory policy as to students does not qualify as an organization exempt from Federal income tax. See Rev. Rul. 71-447, 1971-2 C.B. 230, which defines a racially nondiscriminatory policy as meaning that:

the school admits the students of any race to all the rights, privileges, programs, and activities generally accorded or made available to students at that school and that the school does not discriminate on the basis of race in administration of its educational policies, admissions policies, scholarship and loan programs, and athletic and other school-administered programs.

.02. Organization and operation. A school must show affirmatively both that it has adopted a racially nondiscriminatory policy as to students that is made known to the general public and that it has operated continuously in accordance with such racially nondiscriminatory policy. The existence of a racially discriminatory policy with respect to faculty and administrative staff is evidence of a racially discriminatory policy as to students.

.03 Necessity for specific guidelines. Service experience with private school operations has shown a need for more specific guidelines to insure a uniform approach to the determination whether a private school has a racially nondiscriminatory policy as to students.

Sec. 3. Guidelines .01 Organizational requirements. A school must establish that it has a racially nondiscriminatory policy as to students by providing in its charter, bylaws, resolution of its governing body, or other governing instrument that it will not discriminate against applicants and students on the basis of race.

.02. Publication requirements. The school may use any method to publicize initially its racially nondiscriminatory policy so long as it effectively accomplishes the end of making the policy known to all racial segments of the general community served by the school. A school cannot limit the scope of its promotional activities to a specific geographical area if such a limitation precludes any racial segment of the general community in which the school is located

from being made aware of the availability of the school. Following are examples of methods that the Service will consider as meeting this requirement.

1. Where the student body is drawn substantially from a single locality, the school may publish a notice of its racially nondiscriminatory policy in a newspaper of general circulation that serves all racial segments of the locality. Where no single newspaper of general circulation serves all racial segments, the school may publish its notice in those newspapers that are reasonably likely to be read by all racial segments in the locality. In the case of a school whose student body is not drawn substantially from a single locality, the school may publish the notices of its racially nondiscriminatory policy in a newspaper or other publication reasonably likely to reach the localities served and be read by all races. The notice may be either an advertisement or an article, but it must appear in a prominent position, be sufficiently large, and be captioned in such a way as to call attention to both the notice and to its nature as a notice of a racially nondiscriminatory policy as to students.

2. If a school customarily draws a substantial percentage of its students nationwide or from a large geographic section or sections of the United States, and is able to show from consistent past practice that it follows a racially nondiscriminatory policy as to students, the publication requirement may be satisfied by including a reference to its nondiscriminatory policy in whatever means of publicity it customarily utilizes. See also section 3.03 for required statement in school brochures and catalogues.

3. The school may use the broadcast media to publicize its racially nondiscriminatory policy if the use makes such nondiscriminatory policy known to all segments of the general community the school serves. If this method is chosen, the school must provide documentation that the policy has been fully and effectively communicated to all segments of the general community. In this case, appropriate documentation would include copies of the tapes or script used and records showing that there was an adequate number of announcements, that they were made during hours when the announcements were most likely to be communicated to all segments of the general community, that they were of sufficient duration to convey the message clearly, and that they were broadcast on radio and/or television stations likely to be listened to by substantial numbers of members of all racial minorities in the general community.

4. The school may advise leaders of racial minorities of the nondiscriminatory policy so that they in turn will make this policy known to other members of their race. If this method is used, the school must provide documentation that its racially nondiscriminatory policy has been fully and effectively communicated by the minority leaders to their groups. Adequate evidence of this would be state-

ments signed by the minority group leaders.

.03 Annual notification and certification. In order to assure an appropriate degree of continuing publicity in every instance, each private school must publicize its policy in accordance with section 3.02 at least once annually, during the period of the school's solicitation for students, or in the absence of a solicitation program, during the school's registration period. Further, each school must also include a clear reference to its racially nondiscriminatory policy in all its brochures, catalogues, and other printed advertising which it uses as a means of informing prospective students of its programs.

All schools that claim to be racially nondiscriminatory as to students must also certify annually, on an Internal Revenue Service form to be issued, that they have not made statements and have not taken any actions qualifying or negating their published statements of a racially nondiscriminatory policy as to students.

.04 Facilities and programs. A school must be able to show that none of its facilities and programs permit or encourage racial discrimination. In this regard, a school cannot operate classrooms, cafeterias, or extra-curricular activities in a racially discriminatory manner.

.05 Scholarship and loan programs. As a general rule, all scholarships or other comparable benefits procurable for use at any given school must be offered on equal terms to the members of all races. Their availability on this basis must be known throughout the general community being served by the school in order for that school to be considered racially nondiscriminatory as to students and should be referred to in the publicity required by this section. No scholarship, loan or other financial assistance program may favor one racial group at a particular school without adversely affecting its exempt status unless the cumulative effect of all of the financial assistance programs does not significantly derogate from its racially nondiscriminatory policies.

.06 Failure to comply with guidelines. Failure to comply with the guidelines will ordinarily result in the termination of the exempt status of the school.

Sec. 4. Applications for tax exempt status. Every school filing an initial application for recognition of a tax exempt status must supply the Service with the following information.

1. Racial composition, as of the pending academic year, and projected so far as may be feasible for the subsequent academic year, of—

- (a) Student body,
- (b) Applicants for admission,
- (c) Faculty and administrative staff.

2. Amount of scholarship and loan funds, if any, awarded to students enrolled or seeking admission, and racial composition of students who have received such awards.

3. (a) A listing of (i) incorporators, founders, and board members; (ii) donors of land or buildings, whether individuals or organizations, and

(b) A statement as to whether any of the foregoing organizations are committed to or have as a primary objective the maintenance of segregated school education, and whether any of the foregoing individuals have an announced identification as officer or active members of any such organization.

Sec. 5. *Public complaints of racial discrimination.* Whenever a citizen has evidence that an exempt private school is not operating under a racially nondiscriminatory policy as to students, any communication he may initiate should be sent either to his local District Director of the Internal Revenue or to the Director, Exempt Organizations Division, 1111 Constitution Avenue, Washington, D.C. 20224. Similarly, any judicial or administrative determination that a school does not follow a racially nondiscriminatory policy should be communicated to the District Director or the Director, Exempt Organizations Division, for appropriate investigation.

Sec. 6. *Recordkeeping requirements.* Specific records. Each exempt private school must maintain, for a minimum period of three years, the following records and information for the use of the Internal Revenue Service:

1. All applications for general admission. Any rejected applications must be annotated to show the reasons for rejection.

2. All requests for scholarships or other forms of financial aid, and a list of the amounts awarded or the reasons for rejection, together with copies of all correspondence concerning comparable requests to other parties insofar as the school has at any time been a party to such correspondence.

3. All applications for employment. Any rejected applications must be annotated to show the reasons for rejection.

4. Copies of all catalogues, brochures, announcements, and other printed advertising.

5. Copies of all materials used to solicit contributions, and all contributions received.

.02 *Failure to maintain records.* Failure to maintain or to produce the required records and information will warrant the presumption that the organization has failed to comply with the guidelines. Such presumption may be rebutted only by clear and convincing evidence to the contrary.

Sec. 7. *Effect on other documents.* Rev. Proc. 72-54, 1972-2 C.B. 834, is superseded.

[FR Doc. 75-4391 Filed 2-14-75; 8:45 am]

Customs Service

[T.D. 75-48]

FOREIGN CURRENCIES

Certification of Rates

February 5, 1975.

The Federal Reserve Bank of New York, pursuant to section 522(c), Tariff

Act of 1930, as amended (31 U.S.C. 372 (c)), has certified the following rates of exchange which varied by 5 per centum or more from the quarterly rate published in Treasury Decision 75-24 for the following countries. Therefore, as to entries covering merchandise exported on the dates listed, whenever it is necessary for Customs purposes to convert such currency into currency of the United States, conversion shall be at the following daily rates:

Austria schilling: January 28, 1975...	\$0.0612
Germany deutsche mark: January 27, 1975.....	.4345
Norway krone: January 27, 1975.....	.2015
Switzerland franc: January 27, 1975.....	.4145

[SEAL] R. N. MARRA,
Director,
Duty Assessment Division.

[FR Doc. 75-4278 Filed 2-14-75; 8:45 am]

NON-RUBBER FOOTWEAR FROM ARGENTINA

Preliminary Countervailing Duty Determination

In the FEDERAL REGISTER of July 16, 1974 (38 FR 26046), there was published a "Notice of Countervailing Duty Proceedings" in which the Commissioner of Customs announced that information had been received pursuant to the provisions of § 159.47(b) of the Customs Regulations (19 CFR 159.47(b)) which raised a question as to whether certain payments, bestowals, rebates, or refunds granted by the Government of Argentina upon the manufacture, production, or exportation of nonrubber footwear constituted the payment or bestowal of a bounty or grant, directly or indirectly, within the meaning of section 303 of the Tariff Act of 1930 (19 U.S.C. 1303) (referred to in this notice as "the Act"), upon the manufacture, production, or exportation of the merchandise to which the payments, bestowals, rebates, or refunds applied. In accordance with the provisions of the above mentioned notice, a time period of 30 days was provided from the date of the notice for the receipt of relevant data, views, or arguments with respect to the existence or nonexistence, and the net amount, of any bounty or grant within the meaning of section 303 of the Act.

On the basis of an investigation conducted pursuant to § 159.47(c), Customs Regulations (19 CFR 159.47(c)), it has been determined that payments were made by the Government of Argentina upon the exportation of non-rubber footwear which would have constituted a bounty or grant of approximately 25 percent of the dutiable value of the footwear. The Government of Argentina has taken action, effective December 23, 1974, to abolish for footwear producers the program under which such payments were made.

Accordingly, it has been determined preliminarily that no bounty or grant within the meaning of the Act is being paid or bestowed, directly or indirectly, upon the manufacture, production, or ex-

portation of non-rubber footwear from Argentina.

Before a final determination is made the operation of a newly proposed export loan program of the GOA for the footwear industry will be observed to make certain it is not operated so as to result in the payment or bestowal of a bounty or grant. Consideration will be given to any relevant data, views, or arguments submitted in writing with respect to the preliminary determination. Submissions should be addressed to the Commissioner of Customs, 2100 K Street NW., Washington, D.C. 20229, in time to be received by his office no later than March 20, 1975.

This preliminary determination is published pursuant to section 303(a) of the Tariff Act of 1930 (19 U.S.C. 1303(a)).

[SEAL] VERNON D. ACREE,
Commissioner of Customs.

Approval: February 12, 1975.

DAVID R. MACDONALD,
Assistant Secretary of the
Treasury.

[FR Doc. 75-4355 Filed 2-14-75; 8:45 am]

Office of the Secretary

[Dept. Circular, Public Debt Series, No. 6-75]

TREASURY NOTES OF SERIES F-1977

Dated and Bearing Interest From March 3, 1975; Due February 28, 1977

FEBRUARY 12, 1975.

I. INVITATION FOR TENDERS

1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites tenders on a yield basis for \$1,500,000,000, or thereabouts, of notes of the United States, designated Treasury Notes of Series F-1977. The interest rate for the notes will be determined as set forth in Section III, paragraph 3, hereof. Additional amounts of these notes may be issued at the average price of accepted tenders to Government accounts and to Federal Reserve Banks for themselves and as agents of foreign and international monetary authorities. Tenders will be received up to 1:30 p.m., Eastern Standard time, Wednesday, February 19, 1975, under competitive and noncompetitive bidding, as set forth in Section III hereof.

II. DESCRIPTION OF NOTES

1. The notes will be dated March 3, 1975, and will bear interest from that date, payable on a semiannual basis on August 31, 1975, February 29, 1976, August 31, 1976, and February 28, 1977. They will mature February 28, 1977, and will not be subject to call for redemption prior to maturity.

2. The income derived from the notes is subject to all taxes imposed under the Internal Revenue Code of 1954. The notes are subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United

States, or by any local taxing authority.

3. The notes will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer notes with interest coupons attached, and notes registered as to principal and interest, will be issued in denominations of \$5,000, \$10,000, \$100,000 and \$1,000,000. Book-entry notes will be available to eligible bidders in multiples of those amounts. Interchanges of notes of different denominations and of coupon and registered notes, and the transfer of registered notes will be permitted.

5. The notes will be subject to the general regulations of the Department of the Treasury, now or hereafter prescribed, governing United States notes.

III. TENDERS AND ALLOTMENTS

1. Tenders will be received at Federal Reserve Banks and Branches and at the Bureau of the Public Debt, Washington, D.C. 20226, up to the closing hour, 1:30 p.m., Eastern Standard time, Wednesday, February 19, 1975. Each tender must state the face amount of notes bid for, which must be \$5,000 or a multiple thereof, and the yield desired, except that in the case of noncompetitive tenders the term "non-competitive" should be used in lieu of a yield. In the case of competitive tenders, the yield must be expressed in terms of an annual yield, with two decimals, e.g., 7.11. Fractions may not be used. Noncompetitive tenders from any one bidder may not exceed \$500,000.

2. Commercial banks, which for this purpose are defined as banks accepting demand deposits, and dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, may submit tenders for account of customers provided the names of the customers are set forth in such tenders. Others will not be permitted to submit tenders except for their own account. Tenders will be received without deposit from banking institutions for their own account, Federally-insured savings and loan associations, States, political subdivisions or instrumentalities thereof, public pension and retirement and other public funds, international organizations in which the United States holds membership, foreign central banks and foreign States, dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, and Government accounts. Tenders from others must be accompanied by payment of 5 percent of the face amount of notes applied for.

3. Immediately after the closing hour tenders will be opened, following which public announcement will be made by the Department of the Treasury of the amount and yield range of accepted bids. Those submitting competitive tenders will be advised of the acceptance or rejection thereof. In considering the acceptance of tenders, those with the low-

est yields will be accepted to the extent required to attain the amount offered. Tenders at the highest accepted yield will be prorated if necessary. After the determination is made as to which tenders are accepted, an interest rate will be established at the nearest $\frac{1}{8}$ of one percent necessary to make the average accepted price 100.00 or less. That will be the rate of interest that will be paid on all of the notes. Based on such interest rate, the price on each competitive tender allotted will be determined and each successful competitive bidder will be required to pay the price corresponding to the yield bid. Price calculations will be carried to three decimal places on the basis of price per hundred, e.g., 99.923, and the determinations of the Secretary of the Treasury shall be final. The Secretary of the Treasury expressly reserves the right to accept or reject any or all tenders, in whole or in part, including the right to accept tenders for more or less than the \$1,500,000,000 of notes offered to the public, and his action in any such respect shall be final. Subject to these reservations, noncompetitive tenders for \$500,000 or less without stated yield from any one bidder will be accepted in full at the average price (in three decimals) of accepted competitive tenders.

4. All bidders are required to agree not to purchase or sell, or to make any agreements with respect to the purchase or sale or other disposition of any notes of this issue at a specific rate or price, until after 1:30 p.m., Eastern Standard time, Wednesday, February 19, 1975.

5. Commercial banks in submitting tenders will be required to certify that they have no beneficial interest in any of the tenders they enter for the account of their customers, and that their customers have no beneficial interest in the banks' tenders for their own account.

IV. PAYMENT

1. Settlement for accepted tenders in accordance with the bids must be made or completed on or before March 3, 1975, at the Federal Reserve Bank or Branch or at the Bureau of the Public Debt, Washington, D.C. 20226. Payment must be in cash, in other funds immediately available to the Treasury by March 3, 1975, or by check drawn to the order of the Federal Reserve Bank to which the tender is submitted, or the United States Treasury if the tender is submitted to it, which must be received at such Bank or at the Treasury no later than: (1) Wednesday, February 26, 1975, if the check is drawn on a bank in the Federal Reserve District of the Bank to which the check is submitted, or the Fifth Federal Reserve District in the case of the Treasury, or (2) Monday, February 24, 1975, if the check is drawn on a bank in another district. Checks received after the dates set forth in the preceding sentence will not be accepted unless they are payable at a Federal Reserve Bank. Payment will not be deemed to have been completed where registered notes are requested if the appropriate identifying number as required on tax returns and other documents submitted to the Internal Revenue

Service (an individual's social security number or an employer identification number) is not furnished. In every case where full payment is not completed, the payment with the tender up to 5 percent of the amount of notes allotted shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States.

V. GENERAL PROVISIONS

1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive tenders, to make such allotments as may be prescribed by the Secretary of the Treasury, to issue such notices as may be necessary, to receive payment for and make delivery of notes on full-paid tenders allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

STEPHEN S. GARDNER,
Acting Secretary
of the Treasury.

[FR Doc. 75-4358 Filed 2-18-75; 9:23 am]

[Dept. Circular, Public Debt Series, No. 5-75]

TREASURY NOTES OF SERIES L-1976

Dated and Bearing Interest From March 3, 1975; Due August 31, 1976

FEBRUARY 12, 1975.

I. INVITATIONS FOR TENDERS

1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites tenders on a yield basis for \$1,500,000,000, or thereabouts, of notes of the United States, designated Treasury Notes of Series L-1976. The interest rate for the notes will be determined as set forth in Section III, paragraph 3, hereof. Additional amounts of these notes may be issued at the average price of accepted tenders to Government accounts and to Federal Reserve Banks for themselves and as agents of foreign and international monetary authorities. Tenders will be received up to 1:30 p.m., Eastern Standard time, Wednesday, February 19, 1975, under competitive and noncompetitive bidding, as set forth in Section III hereof.

II. DESCRIPTION OF NOTES

1. The notes will be dated March 3, 1975, and will bear interest from that date, payable on a semiannual basis on August 31, 1975, February 29, 1976, and August 31, 1976. They will mature August 31, 1976, and will not be subject to call for redemption prior to maturity.

2. The income derived from the notes is subject to all taxes imposed under the Internal Revenue Code of 1954. The notes are subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or

any of the possessions of the United States, or by any local taxing authority.

3. The notes will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer notes with interest coupons attached, and notes registered as to principal and interest, will be issued in denominations of \$5,000, \$10,000, \$100,000 and \$1,000,000. Book-entry notes will be available to eligible bidders in multiples of those amounts. Interchanges of notes of different denominations and of coupon and registered notes, and the transfer of registered notes will be permitted.

5. The notes will be subject to the general regulations of the Department of the Treasury, now or hereafter prescribed, governing United States notes.

III. TENDERS AND ALLOTMENTS

1. Tenders will be received at Federal Reserve Banks and Branches and at the p.m., Eastern Standard time, Wednesday, D.C. 20226, up to the closing hour, 1:30 p.m., Eastern Standard time, Wednesday, February 19, 1975. Each tender must state the face amount of notes bid for, which must be \$5,000 or a multiple thereof, and the yield desired, except that in the case of noncompetitive tenders the term "noncompetitive" should be used in lieu of a yield. In the case of competitive tenders, the yield must be expressed in terms of an annual yield, with two decimals, e.g., 7.11. Fractions may not be used. Noncompetitive tenders from any one bidder may not exceed \$500,000.

2. Commercial banks, which for this purpose are defined as banks accepting demand deposits, and dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, may submit tenders for account of customers provided the names of the customers are set forth in such tenders. Others will not be permitted to submit tenders except for their own account. Tenders will be received without deposit from banking institutions for their own account. Federally-insured savings and loan associations, States, political subdivisions or instrumentalities thereof, public pension and retirement and other public funds, international organizations in which the United States holds membership, foreign central banks and foreign States, dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, and Government accounts. Tenders from others must be accompanied by payment of 5 percent of the face amount of notes applied for.

3. Immediately after the closing hour tenders will be opened, following which public announcement will be made by the Department of the Treasury of the amount and yield range of accepted bids. Those submitting competitive tenders will be advised of the acceptance or rejection thereof. In considering the acceptance of tenders, those with the lowest

yields will be accepted to the extent required to attain the amount offered. Tenders at the highest accepted yield will be prorated if necessary. After the determination is made as to which tenders are accepted, an interest rate will be established at the nearest $\frac{1}{8}$ of one percent necessary to make the average accepted price 100.00 or less. That will be the rate of interest that will be paid on all of the notes. Based on such interest rate, the price on each competitive tender allotted will be determined and each successful competitive bidder will be required to pay the price corresponding to the yield bid. Price calculations will be carried to three decimal places on the basis of price per hundred, e.g., 99.923, and the determinations of the Secretary of the Treasury shall be final. The Secretary of the Treasury expressly reserves the right to accept or reject any or all tenders, in whole or in part, including the right to accept tenders for more or less than the \$1,500,000,000 of notes offered to the public, and his action in any such respect shall be final. Subject to these reservations, noncompetitive tenders for \$500,000 or less without stated yield from any one bidder will be accepted in full at the average price (in three decimals) of accepted competitive tenders.

4. All bidders are required to agree not to purchase or sell, or to make any agreements with respect to the purchase or sale or other disposition of any notes of this issue at a specific rate or price, until after 1:30 p.m., Eastern Standard time, Wednesday, February 19, 1975.

5. Commercial banks in submitting tenders will be required to certify that they have no beneficial interest in any of the tenders they enter for the account of their customers, and that their customers have no beneficial interest in the banks' tenders for their own account.

IV. PAYMENT

1. Settlement for accepted tenders in accordance with the bids must be made or completed on or before March 3, 1975, at the Federal Reserve Bank or Branch or at the Bureau of the Public Debt, Washington, D.C. 20226. Payment must be in cash, in other funds immediately available to the Treasury by March 3, 1975, or by check drawn to the order of the Federal Reserve Bank to which the tender is submitted, or the United States Treasury if the tender is submitted to it, which must be received at such Bank or at the Treasury no later than: (1) Wednesday, February 26, 1975, if the check is drawn on a bank in the Federal Reserve District of the Bank to which the check is submitted, or the Fifth Federal Reserve District in the case of the Treasury, or (2) Monday, February 24, 1975, if the check is drawn on a bank in another district. Checks received after the dates set forth in the preceding sentence will not be accepted unless they are payable at a Federal Reserve Bank. Payment will not be deemed to have been completed where registered notes are requested if the appropriate identifying number as required on tax returns and other documents submitted to the Internal Revenue

Service (an individual's social security number or an employer identification number) is not furnished. In every case where full payment is not completed, the payment with the tender up to 5 percent of the amount of notes allotted shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States.

V. GENERAL PROVISIONS

1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive tenders, to make such allotments as may be prescribed by the Secretary of the Treasury, to issue such notices as may be necessary, to receive payment for and make delivery of notes on full-paid tenders allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

STEPHEN S. GARDNER,
*Acting Secretary
of the Treasury.*

[FR Doc.75-4357 Filed 2-13-75;9:23 am]

DEPARTMENT OF DEFENSE

Office of the Secretary

JOINT STRATEGIC TARGET PLANNING STAFF SCIENTIFIC ADVISORY GROUP

Closed Meeting

Pursuant to the provisions of section 10 of Pub. L. 92-463, effective January 5, 1973, notice is hereby given that a closed meeting of the Joint Strategic Target Planning Staff Scientific Advisory Group will be held at the National Security Agency, Fort George G. Meade, Md. from Tuesday, March 11, 1975, through Thursday, March 13, 1975.

The entire meeting is devoted to the discussion of classified information as defined in section 552(b)(1), Title 5 of the U.S. Code, therefore will be closed to the public.

MAURICE W. ROCHE,
*Director, Correspondence and
Directives OASD (Comptroller).*

FEBRUARY 12, 1975.

[FR Doc.75-4297 Filed 2-14-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

COLUMBIA BASIN PROJECT, WASH.

Public Hearing on Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for the Columbia Basin Project, Washington. This statement (INT DES 75-3, dated January 17, 1975) was made available to the public on January 20, 1975.

The draft environmental statement deals with the whole of the Columbia Basin Project, including the early portions of the project which entailed the construction of the Grand Coulee Dam and the filling of Franklin D. Roosevelt Reservoir, and subsequent irrigation developments on lands throughout central Washington. The statement addresses some segments of the project which have yet to be constructed and indicates that further assessments will be prepared on those portions in the future.

A public hearing will be held in six sessions to receive views and comments on the environmental aspects of the project. Each session will begin at 7:30 p.m. These sessions and their locations are as follows:

March 24, 1975—Ephrata, Washington—St. Rose of Lima School Auditorium, Moses Lake Highway.

March 25, 1975—Coulee Dam, Washington—Coulee Dam City Hall, 800 Lincoln Avenue.

March 26, 1975—Othello, Washington—IOOF Hall, 3rd and Hemlock.

March 27, 1975—Pasco, Washington—Red Lion Motor Inn, Meeting Rooms A & B, 25 North Chase Street.

March 31, 1975—Spokane, Washington—Ridpath Motor Inn, Empire Room Ballrooms A & B, Sprague & First Avenue.

April 2, 1975—Seattle, Washington—Rainier Room, North Court Meeting Rooms, Seattle Center.

Oral comments at the hearings will be limited to a period of 10 minutes. Speakers will be encouraged not to trade their time to obtain a longer oral presentation; however, the person authorized to conduct the hearing may allow a speaker to provide additional oral comment after all persons wishing to comment have been heard. Speakers will be scheduled according to the time preference mentioned in their letter requests whenever possible, and any scheduled speaker not present when called will lose his or her privilege in the scheduled order and his name will be called at the end of the scheduled speakers. Requests for scheduled presentation will be accepted up until 5 p.m. on March 21, 1975. They should indicate the location at which the presentation will be made. Opportunities will be available to request time at the time of the various sessions of the hearings, and these requests will be handled on a first-come first-served basis, following the previously scheduled presentations.

Organizations or individuals desiring to present their statements at the hearing should contact the Regional Director, attention: code 160, Bureau of Reclamation, P.O. Box 943, 550 West Fort Street, Boise, Idaho 83724, or telephone (208) 342-2711, extension 2215, and announce their intention to participate.

Written comments from those unable to attend, and from those wishing to supplement their oral presentations at the hearing, should be received by April

15, 1975, so that they can be included in the hearing record.

Dated: February 11, 1975.

G. G. STAMM,
Commissioner of Reclamation.

[FR Doc.75-4262 Filed 2-14-75;8:45 am]

**Bonneville Power Administration
BONNEVILLE REGIONAL ADVISORY
COUNCIL**

Public Meeting

The Bonneville Regional Advisory Council will hold its annual meeting on March 4, 1975, at the downtown Seattle Hilton Hotel in Seattle, Washington. The meeting will begin at 9:30 a.m. and will be open to interested members of the public. A registration period will precede the start of the meeting. There is no registration fee, but there will be a charge for the no-host luncheon.

The main purpose of the meeting will be to discuss the energy situation within the Pacific Northwest region served by the Bonneville Power Administration. Aspects of this topic to be covered include such items as the Pacific Northwest power outlook, the BPA wholesale rate increase, and long-range planning to meet the power supply needs of the region.

The Bonneville Regional Advisory Council serves to bring to the attention of its members matters pertinent to BPA programs. The Council does not pass formal resolutions as such but the annual meeting does serve as a general forum for the free exchange of ideas as to the best ways of utilizing the energy resources of the region.

Copies of the proceedings of the annual meeting will be furnished upon request to the Executive Secretary, Bonneville Regional Advisory Council, P.O. Box 3621, Portland, Oregon 97208.

Dated: February 7, 1975.

DAN W. SCHAUSTEN,
Executive Secretary, Bonneville
Regional Advisory Council.

[FR Doc.75-4326 Filed 2-14-75;8:45 am]

Bureau of Land Management

[0126472]

COLORADO

**Termination of Proposed Withdrawal and
Reservation of Lands**

FEBRUARY 5, 1975.

Notice of a United States Forest Service application C-0126472 for withdrawal and reservation of land for public recreation sites was published as FR Doc. 65-12676, on page 14691 of the issue for Thursday, November 25, 1965. The applicant agency has canceled its application insofar as it affects the following described lands:

SIXTH PRINCIPAL MERIDIAN, COLORADO

T. 8 N., R. 74 W.

Sec. 16. SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 21. NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

Therefore, pursuant to the regulations contained in 43 CFR Part 2310, such lands will be relieved of the segregative effect of the above-mentioned application 30 days from the date of this notice.

EVERETT K. WEEDIN,
Chief,

Branch of Land Operations.

[FR Doc.75-4321 Filed 2-14-75;8:45 am]

Office of the Secretary

**TRANSPORTATION TASK GROUP, COMMITTEE ON ENERGY CONSERVATION,
NATIONAL PETROLEUM COUNCIL**

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is hereby given of the following meeting:

The Transportation Task Group of the Committee on Energy Conservation of the National Petroleum Council will meet on March 6, 1975, in the National Petroleum Council's Conference Room, 1625 K Street NW., Washington, D.C. at 9:30 a.m.

The agenda includes the following items:

1. Review of progress on preparation of a report on Phase II of the current study on the possibilities for energy conservation in the United States and the impact of such measures on the future energy posture of the Nation. This study was requested by the Secretary of the Interior on July 23, 1973. Phase I of the study was completed on September 10, 1974.

2. Discussion of instructions and guidance by the Coordinating Subcommittee of the Committee on Energy Conservation regarding Phase II of the study.

3. Discussion of any other matters pertinent to the overall assignment of the Task Group.

The meeting will be open to the public to the extent that space and facilities permit. Any member of the public may file a written statement with the Council either before or after the meeting. Interested persons who wish to speak at the meeting must apply to the Council and obtain approval in accordance with its established procedures.

The purpose of the National Petroleum Council is to provide advice, information and recommendations to the Secretary of the Interior, upon request, on any matter relating to petroleum or the petroleum industry.

Further information with respect to this meeting may be obtained from Fran Hanavan, Office of the Assistant Secretary—Energy and Minerals, Department

of the Interior, Washington, D.C., telephone number 343-2904.

Dated: February 11, 1975.

C. K. MALLORY,
Deputy Assistant Secretary
of the Interior.

[FR Doc.75-4291 Filed 2-14-75;8:45 am]

National Park Service

**GOLDEN GATE NATIONAL RECREATION
AREA CITIZENS' ADVISORY COMMISSION**

Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Golden Gate National Recreation Area Advisory Commission will be held at 9:30 a.m. on Saturday, March 1, at the Environmental Education Center, Tilden Park, Berkeley, California.

The purpose of the Golden Gate National Recreation Area Advisory Commission is to provide for the free exchange of ideas between the National Park Service and the public and to facilitate the solicitation of advice or other counsel from members of the public on problems and programs pertinent to the National Park system in Marin and San Francisco counties.

Members of the Advisory Commission are as follows:

Mr. Frank Boerger, Chairman	Mrs. Daphne Greene
Mrs. Amy Meyer, Secretary	Mr. Peter Haas, Sr.
Mr. Ernest C. Ayala	Mr. Joseph Mendoza
Mr. Richard Bartke	Mr. John Mitchell
Mr. Fred Blumberg	Mr. Merritt Robinson
Mr. Joseph Caverly	Mr. William Thomas
Mr. Lambert Lee	Mr. Gene
Choy	Washington
	Dr. Edgar Wayburn

The major item on the agenda will be adoption of guidelines for selection of Fort Mason pier area programs.

This meeting will be open to the public. Any member of the public may file with the Commission a written statement concerning the matters to be discussed.

Persons wishing further information concerning this meeting or who wish to submit written statements may contact William J. Whalen, General Superintendent, Golden Gate/Point Reyes, Fort Mason, San Francisco, California 94123, telephone 415-556-2920.

Minutes of the meeting will be available for public inspection by March 14, 1975 in the Office of the General Superintendent, Golden Gate National Recreation Area, Fort Mason, San Francisco.

Dated: January 31, 1975.

WILLIAM J. WHALEN,
General Superintendent.

[FR Doc.75-4407 Filed 2-13-75;12:56 pm]

DEPARTMENT OF AGRICULTURE

Farmers Home Administration

[Notice of Designation No. A137]

LOUISIANA

Designation of Emergency Areas

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

Red River West Carroll

The Secretary has found that this need exists as a result of a natural disaster consisting of drought from June 1 to July 5, 1974, and excessive rainfall from January 1-5, 1974, and July 6 to November 20, 1974, in Red River Parish; and excessive rainfall from September 1 to December 16, 1974, in West Carroll Parish.

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

Applications for Emergency loans must be received by this Department no later than April 7, 1975, for physical losses and November 7, 1975, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 11th day of February 1975.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

[FR Doc.75-4290 Filed 2-14-75;8:45 am]

[Designation No. A138]

NEW MEXICO

Designation of Emergency Areas

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

Harding Quay

The Secretary has found that this need exists as a result of a natural disaster consisting of drought May 1973 through November 1974 in Harding County and drought September 1973 to August 1974 and excessive rainfall during September and October 1974 in Quay County.

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

Applications for Emergency loans must be received by this Department no later than April 7, 1975, for physical losses and November 7, 1975, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 11th day of February, 1975.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

[FR Doc.75-4341 Filed 2-14-75;8:45 am]

Soil Conservation Service

**ANDERSON RIVER WATERSHED
PROJECT, IND.**

**Availability of Draft Environmental Impact
Statement**

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500 of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650 of the Soil Conservation Service Guidelines (39 FR 19650, June 3, 1974); the Soil Conservation Service, U.S. Department of Agriculture, has prepared a draft environmental impact statement for the Anderson River Watershed Project, Crawford, Dubois, Perry and Spencer Counties, Indiana, USDA-SCS-EIS-WS-(ADM)-75-3-(D)-IN.

The environmental impact statement concerns a plan for watershed protection, flood prevention, municipal and industrial water supply, and recreation. The planned works of improvement provide for conservation land treatment; 46 single purpose floodwater retarding reservoirs; 1 multiple purpose reservoir for flood prevention, recreation and industrial water supply; 1 multiple purpose reservoir for flood prevention and municipal water supply; and approximately 10.5 miles of channel work on a natural stream with perennial flow. The channel work consists of debris removal and the removal of hazardous trees from the channel flow area. The recreational developments have a design capacity of 2,500 persons at one time.

A limited supply of copies is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, 5610 Crawfordsville Road, Suite 2200, Indianapolis, Indiana 46224.

Copies of the draft environmental impact statement have been sent for comment to various federal, state, and local agencies as outlined in the Council on Environmental Quality Guidelines. Comments are also invited from others having knowledge of or special expertise on environmental impacts.

Comments concerning the proposed action or requests for additional information should be addressed to Cletus J. Gillman, State Conservationist, Soil Conservation Service, 5610 Crawfordsville Road, Suite 2200, Indianapolis, Indiana 46224.

Comments must be received on or before April 9, 1975 in order to be considered in the preparation of the final environmental impact statement.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services)

Dated: February 5, 1975.

EUGENE C. BUIE,
Acting Deputy Administrator
for Water Resources, Soil
Conservation Service.

[FR Doc.75-4266 Filed 2-14-75; 8:45 am]

MANTACHIE, BOGUE FALA, AND BOGUE EUCUBA CREEKS WATERSHED PROJECT, MISS.

Availability of Draft Environmental Impact Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500 of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650.7(e) of the Soil Conservation Service Guidelines (39 FR 19650, June 3, 1974); the Soil Conservation Service, U.S. Department of Agriculture, has prepared a draft environmental impact statement for the Mantachie Bogue Fala, and Bogue Eucuba Creeks Watershed Project, Itawamba, Lee and Monroe Counties, Mississippi, USDA - SCS - EIS - WS- (ADM)-75-2-(D)-MS.

The environmental impact statement concerns a plan for watershed protection, flood prevention, and recreation. The planned works of improvement include conservation land treatment, 12 floodwater retarding structures, two multiple-purpose structures for floodwater retardation and recreation water storage, and basic recreation facilities. The 12 floodwater and two multiple-purpose structures will provide for 4,069 acre feet of sediment storage, 11,882 acre feet of floodwater retardation storage and 2,726 acre feet of recreational water storage. The basic recreation facilities in conjunction with the 165 and 185 surface acre lake provided by the recreational water storage are expected to provide for

about 129,000 visitor-days of recreation annually.

A limited supply of copies is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, P.O. Box 610, Jackson, Mississippi 39205 or Room 490 Milner Building, 310 S. Lamar Street, Jackson, Mississippi.

Copies of the draft EIS have been sent for comment to various federal, state, and local agencies as outlined in the Council on Environmental Quality Guidelines. Comments are invited from others having knowledge of or special expertise on environment impacts.

Comments concerning the proposed action or requests for additional information should be addressed to W. L. Heard, State Conservationist, Soil Conservation Service, P.O. Box 610, Jackson, Mississippi 39205.

Comments must be received on or before April 11, 1975, in order to be considered in the preparation of the final environmental impact statement.

(Catalog of Federal Domestic Assistance Program No. 10.904 National Archives Reference Services)

Dated: FEBRUARY 6, 1975.

EUGENE C. BUIE,
Acting Deputy Administrator
for Water Resources, Soil
Conservation Service.

[FR Doc.75-4265 Filed 2-14-75; 8:45 am]

DENTON CREEK WATERSHED (TRINITY), TEXAS

Negative Declaration

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8 (b) (3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Denton Creek Watershed (Trinity), Montague, Wise, Denton, Cooke, and Tarrant Counties, Texas.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Edward E. Thomas, State Conservationist, Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The remaining planned works of improvement as described in the negative declaration include conservation land treatment supplemented by 4 floodwater

retarding structures and 5 land stabilization treatment areas.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA
First National Bank Building
Temple, Texas 76501

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken before March 5, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services)

Dated: February 6, 1975.

EUGENE C. BUIE,
Deputy Administrator for Water
Resources, Soil Conservation
Service.

[FR Doc.75-4312 Filed 2-14-75; 8:45 am]

VIRGIN ISLANDS RC&D PROJECT MEASURE A-11 BOAT RAMP DEVELOPMENT

Negative Declaration

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8 (b) (3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for RC&D Measure A-11 Boat Ramp Development at Altona Recreation Area in St. Croix of the U.S. Virgin Islands RC&D Project.

The environmental assessment of this federal action indicates that the measure will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the measure. As a result of these findings, Mr. Angel H. Quintero, Director Caribbean Area, Soil Conservation Service, USDA, Room 504-L, Stubbe-Segarra Bldg., 1409 Ponce de León Avenue, Santurce, P.R. 00908, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

The measure concerns a plan for construction of an articulated, reinforced concrete boat ramp with overall dimensions of 30' x 40' x 6' thick, with associated parking area and picnic facilities on 1.5 acres of the Altona Recreation Area, Christiansted, St. Croix.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA
Room 504-L, Stubbe-Segarra Bldg.
1409 Ponce de León Avenue
Santurce, Puerto Rico 00908

No administrative action on implementation of the proposal will be taken until March 5, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services)

Dated: February 5, 1975.

R. C. BARNES, Jr.,
Acting Deputy Administrator
for Field Services, Soil Conservation Service.

[FR Doc.75-4267 Filed 2-14-75;8:45 am]

DEPARTMENT OF COMMERCE

Maritime Administration

TANKER CONSTRUCTION PROGRAM

Availability of Standard Specifications

The Maritime Administration has prepared a publication entitled "Standard Specifications for Tanker Construction" for use as a guide in tanker design. It will be in the form of a construction contract specification for a hypothetical ship, complete except that vessel characteristics and dimensions that would be particular to an individual design will be omitted. It will also show all measurement units in both the Systeme International (SI) Metric and the English systems. A limited number of copies of the preliminary draft are available to interested parties for review and comment. These comments should be submitted by April 1, 1975. Requests for the draft specifications should be directed to Ronald K. Kiss, Chief, Division of Ship Design, Room 4059, U.S. Department of Commerce, Maritime Administration, Washington, D.C. 20230.

Dated: February 10, 1975.

By order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.75-4352 Filed 2-14-75;8:45 am]

[Docket No. S-437]

WATERMAN STEAMSHIP CORPORATION

Application

Notice is hereby given that Waterman Steamship Corporation (Waterman) has filed an application pursuant to Title VI of the Merchant Marine Act, 1936, as amended (the Act), for a six-month extension of its Operating-Differential Subsidy Agreement, Contract No. MA/MSB-138.

Under the Agreement, Waterman is authorized to provide services on Trade Route No. 22 for a period not to exceed three years, commencing May 8, 1972, except that voyages in progress at the end of the period would remain eligible for subsidy until their termination. Waterman's request is for an amendment to Article I-9 of the Agreement to extend the expiration date thereof until the processing of its application for a long-term operating-differential subsidy agreement for Trade Route No. 22 has been completed, if such application is not fully processed by the end of three years.

Waterman's application for a long-term subsidy contract on Trade Route No. 22 is currently the subject of a hearing before Administrative Law Judge Hunt.

Interested parties are invited to inspect the application at the Office of the Secretary, Maritime Subsidy Board (Board), Room 3099-B, Department of Commerce Building; 14th & E Streets NW., Washington, D.C. 20230.

The Board, after consideration of all relevant facts and upon a review of the Board action of April 27, 1972, is prepared to find that the effect of awarding a contract, for a period not to exceed the time required to complete the hearings now in process in Docket Nos. S-336 and S-390 would not be unduly prejudicial or give undue advantage, as between citizens of the United States operating on Trade Route No. 22.

Any person, firm, or corporation having an interest in the application, and who would contest the above proposed finding of the Board is invited, by March 4, 1975, to file a written statement showing cause why this finding should not be made. Any party requesting oral argument before the Board shall specifically include such a request in its statement.

Any party desiring an evidentiary hearing on the application should set forth his interest in the application and should, with particularity, articulate any or all of the facts upon which he desires to adduce evidence. Any allegation of undue prejudice or unfair advantage shall be accompanied by a statement describing in detail the undue prejudice or unfair advantage.

Allegations of other factual issues which the party wishes the Board to consider in a hearing on the application shall include: (1) a clear and concise statement of the issues upon which a hearing is desired; and (2) the grounds upon which such allegations rest, in such detail as to permit the Board to determine their exact nature.

(Catalog of Federal Domestic Assistance Program No. 11.504 Operating-Differential Subsidies (ODS))

Dated: February 13, 1975.

By Order of the Maritime Subsidy Board.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.75-4464 Filed 2-14-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[FAP OH2556]

ICI UNITED STATES, INC.

Withdrawal of Petition for Food Additives

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), ICI United States, Inc.,

Wilmington, DE 19897 (the petition was originally filed by Imperial Chemical Industries, Ltd., Dyestuffs Division, Hexagon House, P.O. Box 42, Blackley, Manchester, M9 3 DA, England), has withdrawn its petition (FAP OH2556), notice of which was published in the FEDERAL REGISTER of September 4, 1970 (35 FR 14103), proposing that § 121.2547 *Sanitizing solutions* (21 CFR 121.2547) be amended to provide for safe use of an aqueous solution containing poly(iminoimidocarbonyl - iminoimidocarbonyl-iminoimidocarbonyl) hydrochloride as a sanitizing solution on food-processing equipment and utensils and on bulk containers, except milk containers or equipment.

Dated: February 10, 1975.

HOWARD R. ROBERTS,
Acting Director, Bureau of Foods.

[FR Doc.75-4280 Filed 2-14-75;8:45 am]

[FAP 2B2760]

SYRACUSE UNIVERSITY RESEARCH CORP.

Withdrawal of Petition for Food Additives

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Syracuse University Research Corp., Merrill Lane, Syracuse, NY 13210, has withdrawn its petition (FAP 2B2760), notice of which was published in the FEDERAL REGISTER of June 10, 1972 (37 FR 11698), proposing that § 121.2505 *Slimicides* (21 CFR 121.2505) be amended to provide for the safe use of benzyl bromoacetate as a slimicide in the production of paper and paperboard intended to contact food.

Dated: February 10, 1975.

HOWARD R. ROBERTS,
Acting Director, Bureau of Foods.

[FR Doc.75-4281 Filed 2-14-75;8:45 am]

Office of Education

NATIONAL ADVISORY COUNCIL ON VOCATIONAL EDUCATION

Public Meeting

Notice is hereby given, pursuant to PL-92-463, that the National Advisory Council on Vocational Education will hold an orientation session for new Council members on March 12, 1975, from 9 a.m. to 4 p.m., Eastern Standard Time, at 425 13th Street NW., Room 412, Washington, D.C. The next regular meeting of the National Advisory Council on Vocational Education will be held on March 13, 1975, from 9 a.m. to 5 p.m., Eastern Standard Time and March 14, 1975, from 8:30 a.m. to 12 Noon, E.S.T., at the Ramada Inn, Washington, D.C.

The National Advisory Council on Vocational Education is established under section 104 of the Vocational Education

Amendments of 1968 (20 U.S.C. 1244). The Council is directed to advise the Commissioner of Education concerning the administration of, preparation of general regulations for, and operation of, vocational education programs, supported with assistance under the act; review the administration and operation of vocational education programs under the act; including the effectiveness of such programs in meeting the purposes for which they are established and operated, make recommendations with respect thereto, and make annual reports of its findings and recommendations to the Secretary of HEW for transmittal to the Congress; and conduct independent evaluation of programs carried out under the act and publish and distribute the results thereof.

The meeting of the Council shall be open to the public. The proposed agenda includes:

MARCH 12, 1975

9 a.m.-noon: Staff orientation for new members.

1 p.m.-4 p.m.: Meetings with OE, HEW, and Congressional staff.

MARCH 13, 1975

9 a.m.-noon: Approval of minutes; review of agenda; Executive Director's Report; Presentation by Appalachian Regional Commission; Discussion of Legislation Proposals.

1 p.m.-5 p.m.: Presentation by Proprietary Schools representatives; Committee Meetings; Presentation on School-to-Work Project.

MARCH 14, 1975

8:30 a.m.-noon: Committee Meetings; Discussion of Council goals; Committee Reports.

Records shall be kept of all Council proceedings and shall be available for public inspection at the office of the Council's Executive Director, located in Suite 412, 425-13th Street NW., Washington, D.C. 20004.

Signed at Washington, D.C. on February 7, 1975.

CALVIN DELLEFIELD,
Executive Director.

[FR Doc.75-4269 Filed 2-14-75; 8:45 am]

**NATIONAL ADVISORY COUNCIL ON
ADULT EDUCATION**

Notice of Public Meeting

Notice is hereby given, pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), that the next meeting of the National Advisory Council on Adult Education will be held on March 13-14, 1975, from 9 a.m. to 6 p.m., and on March 15, 1975, from 9 a.m. to 1 p.m., at the Galt House, Fourth Street at River, Louisville, Kentucky.

The National Advisory Council on Adult Education is established under Section 311 of the Adult Education Act (80 Stat. 1216.20 U.S.C. 1201). The Council is directed to:

Advise the Commissioner in the preparation of general regulations and with respect to policy matters arising in the administration of this title, including policies and procedures governing the approval of State plans under section 306 and policies to eliminate duplication, and to effectuate the coordination of programs under this title and other programs offering adult education activities and services.

The Council shall review the administration and effectiveness of programs under this title, make recommendations with respect thereto, and make annual reports to the President of its findings and recommendations (including recommendations for changes in this title and other Federal laws relating to adult education activities and services). The President shall transmit each such report to the Congress together with his comments and recommendations.

The meeting of the Council shall be open to the public. The proposed agenda includes:

Reports and meetings of the Council's three standing committees, and the Executive Committee.

Adult Education Clearinghouse.
Parent/Childhood/Family Focused Education.

Program Effectiveness and Administrative Review.

Bicentennial Activities.
Rules, Regulations, and Guidelines—Pub. L. 93-380.

FY-76 Adult Education Appropriations.
Local Program Visitations and Regional Hearing.

Records shall be kept of all Council proceedings (and shall be available for public inspection at the Office of the National Advisory Council on Adult Education located in Room 323, Pennsylvania Bldg., 425 13th Street NW., Washington, D.C. 20004).

Signed at Washington, D.C. on February 10, 1975.

GARY A. EYRE,
*Executive Director, National
Advisory Council on Adult
Education.*

[FR Doc.75-4320 Filed 2-14-75; 8:45 am]

**Office of Child Development
CHILD ABUSE PREVENTION AND
TREATMENT ACT—STATE GRANTS**

Allocations for States

Pursuant to 45 CFR 1340.3-7(b), notice is hereby given of the allocation of Fiscal Year 1975 funds available for grants to eligible States under the provisions of 45 CFR 1340.3-7(a). The funds allocated represent 20 percent of the sums appropriated under the Child Abuse Prevention and Treatment Act, in accordance with section 4(b)(1) thereof, and are available for making grants to the States to assist them in developing, strengthening, and carrying out child abuse and neglect prevention and treatment programs.

Dated: February 6, 1975.

SAUL R. ROSOFF,
*Acting Director,
Office of Child Development.*

**Allocations Available to States for Grants,
Child Abuse Prevention and Treatment
Act FY 1975**

Totals	\$2,878,000
1. Alabama	50,400
2. Alaska	23,300
3. Arizona	38,000
4. Arkansas	36,800
5. California	183,400
6. Colorado	40,400
7. Connecticut	44,700
8. Delaware	24,900
9. District of Columbia	25,500
10. Florida	76,900
11. Georgia	61,600
12. Hawaii	27,200
13. Idaho	26,800
14. Illinois	112,800
15. Indiana	65,200
16. Iowa	44,000
17. Kansas	37,900
18. Kentucky	48,000
19. Louisiana	54,500
20. Maine	28,600
21. Maryland	54,100
22. Massachusetts	65,800
23. Michigan	89,000
24. Minnesota	53,400
25. Mississippi	40,900
26. Missouri	58,100
27. Montana	26,200
28. Nebraska	32,600
29. Nevada	24,600
30. New Hampshire	26,800
31. New Jersey	79,000
32. New Mexico	30,800
33. New York	161,700
34. North Carolina	63,800
35. North Dakota	25,500
36. Ohio	110,000
37. Oklahoma	41,000
38. Oregon	37,500
39. Pennsylvania	112,600
40. Rhode Island	27,500
41. South Carolina	44,100
42. South Dakota	25,800
43. Tennessee	53,600
44. Texas	121,400
45. Utah	31,200
46. Vermont	23,900
47. Virginia	59,700
48. Washington	47,800
49. West Virginia	34,300
50. Wisconsin	58,900
51. Wyoming	23,000
52. ¹ American Samoa	20,400
53. ¹ Guam	21,000
54. ¹ Puerto Rico	49,700
55. ¹ Trust Territory	21,200
56. ¹ Virgin Islands	20,700

¹ Based on 1970 (most recent) population data.

[FR Doc.75-4287 Filed 2-14-75; 8:45 am]

**DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT**

[Docket No. D-75-308]

REGIONAL ADMINISTRATORS, ET AL.

**Redelegation of Authority with Respect to
Housing Management**

The redelegation of authority by the Assistant Secretary for Housing Management published at 35 FR 16105, October 10, 1970, as amended at 35 FR 17964, November 21, 1970; 36 FR 21298, November 5, 1971; 36 FR 21538, November 10, 1971; 37 FR 9048, May 4, 1972; 37 FR 12420, June 23, 1972; 37 FR 17576, August 30, 1972; and 39 FR 7478, February

26, 1974, is further amended in the following respects:

1. The present section M is redesignated as section N and a new section M is added to read as follows:

Sec. M. Additional authority redelegated to Insuring Office Officials.

Each Insuring Office Director and Deputy Insuring Office Director is authorized to exercise the power and authority of the Secretary of the Department of Housing and Urban Development under the Low-Rent Public Housing Program pursuant to the U.S. Housing Act of 1937 (42 U.S.C. 1401, et seq.), including the power and authority under sections 1(1) and 1(2) of Executive Order 11196, except the authority to:

1. Determine that there is a substantial breach or default and invoke any remedy on behalf of the Federal Government upon default or breach by a local housing authority in respect to the terms, covenants, or conditions of an annual contributions contract.

2. Terminate annual contributions contract when the decision to terminate is made by the Federal Government.

3. Waive the provisions of annual contributions contracts: *Provided*, That each Insuring Office Director and Deputy Insuring Office Director is authorized to waive provisions with respect to the following:

a. Employment of a former local housing authority Commissioner.

b. Frequency of examination of tenants to permit a local housing authority to change its established reexamination schedule.

c. Approval of the use of force account for modernization programs.

d. Approval of construction and equipment contracts for modernization exceeding \$5,000, but not exceeding \$50,000.

2. The present section M is redesignated as section N and is revised to read as follows:

Sec. N. Additional authority excepted. There is further excepted from the authority redelegated under section A through M the power and authority to:

1. Establish the rate of interest on Federal loans and advances.

2. Issue notes or other obligations for purchase by the Secretary of the Treasury.

3. Sue and be sued.

4. Issue rules and regulations.

5. Exercise the powers and authorities under section 402(a) and 402(c) 1-9 of the Housing Act of 1950 (12 U.S.C. 1749 (a) and 1749(c) (1)-(9)).

3. The present section N is redesignated as section O and is revised to read:

Sec. O. Exercise of redelegated authority. Redesignations of authority made under sections A through M shall not be construed to modify or otherwise affect the administrative and supervisor powers of the Regional Administrator, Area Director, or Insuring Office Director, or any of them, to whom a delegate is responsible.

(Secretary's delegation of authority to redelegate published at 36 FR 5005, March 16, 1971)

Effective date. This amendment to redelegation of authority is effective as of September 4, 1974.

H. R. CRAWFORD,
Assistant Secretary
for Housing Management.

[FR Doc.75-4302 Filed 2-14-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

[FRA Rulemaking Petition Docket No. 74-5]

FREIGHT TRAIN MARKERS

Petition for Rulemaking Proceeding

Notice is hereby given that the Federal Railroad (FRA) is considering a petition of the United Transportation Union (UTU) to institute rulemaking to require highly visible markers to be placed on the rear end of freight trains.

In its petition, UTU indicates that these markers should be highly visible by night as well as by day and, consequently, should be lighted during night time hours. UTU asserts that FRA regulation is necessary because "many railroads are totally ignoring this safety need by not marking their cabooses at all" and "some railroads are operating trains without cabooses or markers of any kind."

Interested persons are invited to participate in this proceeding by submitting written data, views, or comments. Communications should identify the proceeding (FRA Rulemaking Petition Docket No. 74-5) and should be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, 400 Seventh Street SW., Washington, D.C. 20590. Communications received prior to April 1, 1975, will be considered before action is taken on this petition.

This petition and all comments received will be available for examination by interested persons at any time during normal business hours in Room 5101, Nassif Building, 400 Seventh Street SW., Washington, D.C.

FRA requests specific advice on the following points:

1. For purposes of this notice, the term "train" means "one or more freight locomotives units coupled, with or without freight cars" and the term "freight cars" includes cabooses. Should the regulation apply to trains only or should it also apply to cabooses which are not part of a train but are occupied by one or more railroad employees?

2. What marking devices are now in use on railroads? What other devices such as strobe lights are available? What are their relative costs, effectiveness and serviceability? Which device or combination of marking devices should be required generally?

3. What, if any, marking devices should be required where rear end pro-

tection is provided by an automatic block signal, cab signal, train stop, or speed control system?

4. What, if any, markers should be required when the last car in a train is not a caboose?

This notice is issued under the authority of Section 202, 84 Stat. 971, 45 U.S.C. 431 and § 1.49(n) of the regulations of the Office of the Secretary of Transportation, 49 CFR 1.49(n).

Issued in Washington, D.C. on February 7, 1975.

ASAPH H. HALL,
Deputy Administrator.

[FR Doc.75-4323 Filed 2-14-75;8:45 am]

RAILROAD OPERATING RULES ADVISORY COMMITTEE

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770) notice is hereby given that the Railroad Operating Rules Advisory Committee will meet on Wednesday, February 26 and Thursday, February 27, 1975 at the Transportation Systems Center, Kendall Square, Cambridge, Massachusetts.

The Committee was established to provide advice to the Federal Railroad Administration concerning solutions to problem areas involving the operating rules of the nation's railroads.

In an early meeting of the Advisory Committee, the members identified as an area of interest to the Committee the role which the use of radio plays in railroad operations. The agenda for this meeting will include a briefing on radio technology and use in the railroad industry, and a discussion of safety issues raised by such use.

The meeting will be open to the public. Any member of the public who wishes to file a written statement with the Committee will be permitted to do so. Under a procedure established by the Committee, persons submitting written statements are requested to provide 15 copies to allow distribution to each of the Committee members. Members of the public who wish to make oral statements are requested to inform the Office of Chief Counsel, Federal Railroad Administration (202) 426-0767 at least 5 days prior to the meeting so that reasonable provision can be made for their appearance on the agenda.

Minutes of the meeting will be made available for public inspection during regular business hours in the Office of Chief Counsel, Federal Railroad Administration, Room 5101, Nassif Building, 400 Seventh Street SW., Washington, D.C.

Issued in Washington, D.C. on February 10, 1975.

ASAPH H. HALL,
Deputy Administrator.

[FR Doc.75-4324 Filed 2-14-75;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26068]

**EASTERN AIR LINES, INC. AND
OZARK AIR LINES, INC.****Route Transfer Agreement; Oral
Argument**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in this proceeding is assigned to be held before the Board on March 12, 1975, at 10 a.m. (local time), in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

Dated at Washington, D.C., February 11, 1975.

[SEAL] **ROBERT L. PARK,**
*Chief Administrative
Law Judge.*

[FR Doc.75-4331 Filed 2-14-75; 8:45 am]

[Docket No. 24312]

NORDAIR LTEE.—NORDAIR LTD.**Hamilton—Pittsburgh Renewal Application; Postponement of Prehearing Conference and Hearing**

Notice is hereby given that, at the request of counsel for the applicant, to which the Bureau of Operating Rights has indicated it has no objection, the prehearing conference and hearing previously scheduled in this case for February 24, 1975, (40 FR 4184, January 28, 1975), has been postponed to March 4, 1975, at 10 a.m. (local time) in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

The hearing will be held immediately following conclusion of the prehearing conference unless a person has objected or shown reason for postponement pursuant to notice previously given.

Dated at Washington, D.C., February 12, 1975.

[SEAL] **FRANK M. WHITING,**
Administrative Law Judge.

[FR Doc.75-4332 Filed 2-14-75; 8:45 am]

**COMMISSION ON THE REVIEW OF
THE NATIONAL POLICY TOWARD
GAMBLING****NOTICE OF HEARING**

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is hereby given that the Commission on the Review of the National Policy Toward Gambling, established under the authority of Section Pub. L. 91-452, Part D, Sec. 804-808 of the Organized Crime Control Act of 1970, will hold hearings on March 4, 1975 in Room 301 of the Russell Senate Office Building and March 5, 1975 in Room 457 of the Russell Senate Office Building, Washington, D.C.; April 9-10-11, 1975 in Room 2003 of the John F. Kennedy Federal Building, Boston, Massachusetts; and May 6-7, 1975 in Room 1202 of the Dirksen Senate Office Building, Washington, D.C.

The purpose of the March 4-5, 1975 hearings is to elicit testimony from representatives of organized pari-mutuel racing regarding the effectiveness of the existing practices and to comment upon proposed changes in Federal and state policies toward that industry.

The purpose of the April 9-10-11, 1975 hearings in Boston is to elicit testimony from Federal, state and local government officials as well as law enforcement representatives as to the effectiveness of gambling enforcement toward the element of organized crime in the Northeastern United States.

The purpose of the hearings on May 6-7, 1975 is to elicit testimony from those persons who are proponents of off-track betting as well as those persons who are opposed to it.

The hearings of the Commission will be open to the public, and interested persons are invited to attend. The rules of procedure for person or persons presenting matters to the Commission are the same as those previously published by this Commission in the FEDERAL REGISTER.

JAMES E. RITCHIE,
Executive Director.

[FR Doc.75-4325 Filed 2-14-75; 8:45 am]

**ENVIRONMENTAL PROTECTION
AGENCY**

[FRL 334-1; OPP-32000/189 & 190]

**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-31, East Tower, 401 M Street SW., Washington, D.C. 20460.

On or before April 21, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569),

Office of Pesticide Programs, 401 M Street SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received 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 April 21, 1975.

Dated: February 11, 1975.

JOHN B. RITCH, Jr.,
Director,
Registration Division.

APPLICATIONS RECEIVED [OPP-32000/189]

EPA File Symbol 28472-0. Air Products and Chem., Inc., Spec. Gas Department, 733 W. Broad St., Emmaus PA 18049. ETHYLENE. Active Ingredients: Ethylene 98.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM25.

EPA File Symbol 5481-RIU. Amvac Chem. Corp., 4100 K. Washington Blvd., Los Angeles CA 90023. FUM-A-GIDE 15. Active Ingredients: Ethylene dibromide 40%; Chloropicrin 15%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.

EPA File Symbol 960-ENN. Balcom Chem., Inc., PO Box 667, Greeley CO 80631. CLEAN CROP DIAZINON 14G. Active Ingredients: O,O-diethyl O-(2-isopropyl-6-methyl 1-4-pyrimidinyl) phosphorothioate 14.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM14.

EPA File Symbol 11556-UO. Cutter Animal Health Laboratories, Div. of Bayvet Corp., PO Box 390, Shawnee KS 66201. CO-RAL (COUMAPHOS) 50% DUST BASE AN INSECTICIDE FOR FORMULATING USE. Active Ingredients: O,O-Diethyl O-[3-chloro-4-methyl-2-oxo-(2H)-1-benzopyran-7-yl] phosphorothioate 50%. Method of Support: Application proceeds under 2(c) of interim policy. PM14.

EPA File Symbol 498-RNL. Chase Products Co., 19th & Gardner Rd., Broadview IL 60153. LEMON GLYCOLIZED AIR SANITIZER DEODORIZER NO. 2. Active Ingredients: Triethylene Glycol 6.00%; Isopropyl Alcohol 10.00%; Methyl Dodecyl Benzyl Trimethyl Ammonium Chloride 0.008%; Methyl Dodecyl Xylene bis (Trimethyl ammonium chloride) 0.002%; Essential Oils 0.20%. Method of Support: Application proceeds under 2(c) of interim policy. PM33.

EPA File Symbol 2620-AA. Chemical Co., Inc., Argyle Rd., Beloit WI 53511. Q-STRIP #536. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 0.8%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 0.8%; Sodium Metasilicate 2.4%; Tetrasodium ethylenediamine tetracetate 1.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM31.

- EPA File Symbol 2620-AL. Chemical Co., Inc. SUPER-A #534. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 6.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 6.25%; Tetrasodium ethylenediamine tetraacetate 3.60%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2(b) of interim policy. PM31.
- EPA File Symbol 2620-AL. Chemical Co., Inc. MAX-A #535. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 4.5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 4.5%; Tetrasodium ethylenediamine tetraacetate 2.0%; Sodium Carbonate 4.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM31.
- EPA File Symbol 2620-AT. Chemical Co., Inc. SOFT-A-CIDE #537. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 3.3%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 3.3%; Isopropyl Alcohol 2.0%; Ethyl Alcohol 1.7%. Method of Support: Application proceeds under 2(b) of interim policy. PM31.
- EPA File Symbol 1514-AL. Frank J. Curran Co., 8101 S. Lemont Rd., Downers Grove IL 60651. CURRAN "SCRAM MOTH BALLS." Active Ingredients: Refined Naphthalene 100%. Method of Support: Application proceeds under 2(c) of interim policy. FM11.
- EPA Reg. No. 464-201. Dow Chemical U.S.A., PO Box 1706, Midland MI 48640. ESTERON 99 CONCENTRATE LOW-VOLATILE HERBICIDE. Active Ingredients: 2,4-Dichlorophenoxyacetic Acid, Propylene Glycol Butyl Ether Esters 72.8%. Method of Support: Application proceeds under 2(a) of interim policy. PM23.
- EPA File Symbol 192-RRU. Dexol Industries, 1450 W. 228th St., Torrance CA 90501. DEXOL VEGETABLE GARDEN INSECT SPRAY. Active Ingredients: Pyrethrins 0.056%; Rotenone 0.125%; Other cube resins 0.250%; Petroleum distillate 0.225%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 2497-RI. The General Pest Control Co., 3561 W. 105th St., Cleveland OH 44111. MYSTIC FOOD HANDLING ESTABLISHMENT RESIDUAL SPRAY. Active Ingredients: 0,0-Diethyl 0-(2-Isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 0.500%; Pyrethrins 0.052%; Piperonyl Butoxide, Technical 0.261%; Petroleum Distillate 98.608%. Method of Support: Application proceeds under 2(c) of interim policy. PM14.
- EPA File Symbol 2496-RO. The General Pest Control Co. MYSTIC PROFESSIONAL STRENGTH INSECT SPRAY. Active Ingredients: Pyrethrins 0.052%; Piperonyl Butoxide, Technical 0.260%; Chlorpyrifos [0,0-diethyl 0-(3,5,6-trichloro-2-pyridyl) phosphorothioate] 0.500%; Petroleum Distillate 98.736%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 2496-RT. The General Pest Control Co. MYSTIC GENERAL PURPOSE INSECT SPRAY. Active Ingredients: Pyrethrins 0.1%; Piperonyl Butoxide, Technical 0.5%; Petroleum Distillate 99.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 729-AL. Gulf Oil Corp., Gulf Bldg., Pittsburgh PA 15230. GULF ORCHARD SPRAY 70. Active Ingredients: Refined Petroleum Distillate 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM13.
- EPA File Symbol 5905-UGT. Helena Chemical Co., 5100 Poplar Ave., Clark Tower, Suite 2900, Memphis TN 38137. HELENA BRAND LIQUID SULFUR SIX. Active Ingredients: Sulfur 52%. Method of Support: Application proceeds under 2(c) of interim policy. PM22.
- EPA File Symbol 10182-RG. ICI United States Inc., Concord Pike & New Murphy Rd., Wilmington DE 19897. P.D.I.C. GRANULAR. Active Ingredients: Potassium dichloro-s-triazine 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM34.
- EPA File Symbol 6957-I. Industrial Nacionales Inc., 704 Jordan St. S, Santurce PR 00916. MATA PLOJOS VEINTICINCO DOCE. Active Ingredients: Piperonyl Butoxide Technical 1.00%; Pyrethrins 0.20%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 2019-EL. Gaston Johnston Corp., 24-64 45th St., Long Island City NY 11103. JOHNSTON'S NO-ROACH II QUALITY SPRAY. Active Ingredients: Pyrethrins 0.25%; Piperonyl butoxide technical 1.00%; Petroleum distillate 7.75%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 2019-EO. Gaston Johnston Corp., 24-64 45th St., Long Island City NY 11103. JOHNSTON'S HADABUG II QUALITY SPRAY INSECT KILLER. Active Ingredients: Pyrethrins 0.25%; Piperonyl butoxide technical 1.00%; Petroleum distillate 7.75%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 2342-OLG. Kerr-McGee Chemical Corp., Kerr-McGee Center, Oklahoma City OK 73125. FASCO METHOMYL BAIT-2 INSECTICIDE. Active Ingredients: Methomyl (S-methyl-N-[(methylcarbamoyl)oxy] thioacetimidate) 2.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM12.
- EPA Reg. No. 1021-245. McLaughlin Gormley King Co., 1715 SE 5th St., Minneapolis MN 55427. SIX-MONTH MOTHPROOFER. Active Ingredients: Pyrethrins 0.25%; Piperonyl butoxide, technical 1.00%; Petroleum distillate 18.75%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- EPA File Symbol 4581-GEG. Pennwalt Corp., Three Parkway, Philadelphia PA 19102. DECCO SALT NO. 22. Active Ingredients: 2,6-dichloro-4-nitroaniline 48.8%; Dimethyl [(1,2-phenylene) bis(iminocarbonothioyl) bis(carbamate)] 24.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM21.
- EPA File Symbol 10535-E. Professional Chemists, Inc., 700 Center Point Rd NE, Cedar Rapids IA 52402. PRO SUPER-SAN. 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. PM31.
- EPA File Symbol 10535-G. Professional Chemists, Inc. PRO-SAN. 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. PM31.
- EPA File Symbol 10535-U. Professional Chemists, Inc. PRO DISINFECTANT. 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. PM31.
- EPA File Symbol 9779-EER. Riverside Chemical Co., PO Box 171199, Memphis TN 38117. RIVERSIDE 25% MALATHION DUST BASE. Active Ingredients: Malathion (O, O-dimethyl dithiophosphate of diethyl mercaptosuccinate) 25%. Method of Support: Application proceeds under 2(c) of interim policy. PM16.
- EPA File Symbol 572-EOT. Rockland Chemical Co., Inc., PO Box 204, Passaic Ave., West Caldwell NJ 07006. PROFESSIONAL LAWN WEED KILLER "B" WITH SILVEX. Active Ingredients: Butoxy propyl ester of 2,4-dichlorophenoxyacetic acid 29.10%; Butoxy propyl ester of Silvex [2-(2,4,5-trichloro-phenoxy) propionic acid] 14.05%. Method of Support: Application proceeds under 2(c) of interim policy. PM23.
- EPA File Symbol 9115-I. Sun-Ray Chemical Co., Industrial Maintenance Products Div., 119 W. Jackson, Phoenix AZ 85003. INDUSTRIAL INSECTICIDE FOR THE CONTROL OF FLIES, ROACHES AND OTHER INSECTS. Active Ingredients: Piperonyl Butoxide, Technical 1.33%; Pyrethrins 0.13%; Petroleum Oil 98.54%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.
- APPLICATIONS RECEIVED (OPP-3200/190)
- EPA File Symbol 2749-EUG. Aceto Chemical Co., Inc., Agricultural Chemical Div., 126-02 Northern Blvd., Flushing NY 11368. DIETHYL DIPHENYL DICHLOROETHANE 4EC. Active Ingredients: Diethyl diphenyl dichloroethane 47.3%; Xylene 48.7%. Method of Support: Application proceeds under 2(c) of interim policy. PM15.
- EPA File Symbol 36311-G. Anlo, Inc., 5881 Macinness St., Memphis TN 39117. WASP-15. Active Ingredients: Poly [oxyethylene-(dimethyliminio) ethylene (dimethyliminio)ethylene dichloride] 15.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM34.
- EPA File Symbol 1043-AG. Vestal Laboratories, Div. of Chemed Corp., 4963 Manchester Ave., St. Louis MO 63110. VESTAL V-400. Active Ingredients: Potassium o-benzyl-p-chlorophenate 11.8%; potassium p-tertiary amylphenate 11.1%; potassium 2,2'-methylenebis (3,4,6-trichlorophenate) 0.9%. Method of Support: Application proceeds under 2(a) of interim policy. PM32.
- EPA File Symbol 7616-UR. Chem-Lab Products Inc., 2850 E. Coronado St., Anaheim CA 92806. KEMEX 3. Active Ingredients: Trichloro-s-triazinetrione 70%; Sodium Carbonate 30%. Method of Support: Application proceeds under 2(b) of interim policy. PM34.
- EPA File Symbol 239-EURI. Chevron Chemical Co., Ortho Div., 940 Hensley St., Richmond CA 94804. ORTHENE 75 S SOLUBLE POWDER. Active Ingredients: Acephate (O,S-Dimethyl acetylphosphorimidothioate) 75%. Method of Support: Application proceeds under 2(b) of interim policy. PM16.
- EPA File Symbol 34628-G. The Chloramone Corp., PO Box AC, Delaware City DE 19706. SODIUM HYPOCHLORITE. Active Ingredients: Sodium Hypochlorite 12.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM34.
- EPA File Symbol 1544-AU. Frank J. Curran Co., 8101 S. Lemont Rd., Downers Grove IL 60651. SCRAM MOTH FLAKE CRYSTALS. Active Ingredients: Refined Naphthalene 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM11.
- EPA File Symbol 1021-RGGO. McLaughlin Gormley King Co., 8810 Tenth Ave., N, Minneapolis MN 55427. PYROCIDE INTERMEDIATE 7230. Active Ingredients: Pyrethrins 5.00%; Piperonyl butoxide, technical

10.00%; N-octyl bicycloheptene dicarboximide 16.70%; Di-n-propyl isocinchonemionate 40.00%; Petroleum distillate 20.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 1021-RGUN. McLaughlin Gormley King Co., 8810 Tenth Ave., N. Minneapolis MN 55427. FORMULA 7243. Active Ingredients: Pyrethrins 1.0%; Piperonyl butoxide, Technical 10.0%; Petroleum distillate 79.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM17.

EPA File Symbol 7001-ERN. Occidental Chemical Co., A Div. of Occidental Petroleum Corp., PO Box 198, Lathrop CA 95330. BEST BETASAN 12.5 GRANULES. Active Ingredients: S-(O,O-dihydroxypropyl phosphorodithiolate) of N-(2-mercaptoethyl) benzenesulfonamide 12.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM25.

EPA File Symbol 5657-L. Sobin Chemicals, Inc., Sobin Park, Boston MA 02210. SODIUM HYPOCHLORITE. Active Ingredients: Sodium Hypochlorite 12 1/2%. Method of Support: Application proceeds under 2(c) of interim policy. PM34.

EPA File Symbol 11214-EE. Target Chemical Co., 17710 Studebaker Rd., Cerritos CA 90701. PENTA 5 WOOD PRESERVATIVE. Active Ingredients: Pentachlorophenol 3.10%; Other Related Chlorophenols 0.36%; Petroleum Derivative Solvents 94.82%. Method of Support: Application proceeds under 2(c) of interim policy. PM24.

EPA File Symbol 11214-ER. Target Chemical Co., 17710 Studebaker Rd., Cerritos CA 90701. COPPER NAPHTHENATE SOLUTION (COPPER 2% AS METALLIC) WOOD PRESERVATIVE. Active Ingredients: Copper (Expressed as elemental) 2.0%; Petroleum Hydrocarbons 80.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM22.

EPA Reg. No. 769-274. Woolfolk Chemical Works, Inc., PO Box 93, Ft. Valley GA 31030. SECURITY ENDOSULFAN EMULSIFIABLE CONCENTRATE. Active Ingredients: Endosulfan (Hexachlorocyclohexane-2,4,3-benzodioxathiepin oxide) 22.3%; Heavy Aromatic Solvent 71.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM15.

EPA Reg. No. 769-275. Woolfolk Chemical Works, Inc., PO Box 93, Ft. Valley GA 31030. SECURITY 50% THIODAN WETTABLE. Active Ingredients: Endosulfan 50.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM15.

[FR Doc. 75-4296 Filed 2-14-75; 8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Report No. 740]

COMMON CARRIER SERVICES INFORMATION¹

Domestic Public Radio Services Applications Accepted for Filing²

FEBRUARY 10, 1975.

Pursuant to §§ 1.227(b)(3) and 21.30 (b) of the Commission's rules, an appli-

¹ All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's Rules, regulations and other requirements.

² The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the rules).

cation, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) the close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

20821-CD-ML-75, Airsignal of California, Inc. (KMA267), Mod. License to change frequency from 2121.6 MHz to 2171.6 MHz, control facilities at Loc. #2: 238 North Fresno Street, Fresno, California.

21109-CD-P-75, Mobile Telephone Service of Southern Utah, Inc. (New), C.P. for a new station to operate on 152.24 MHz, to be located at Red Hills, St. George, Utah.

21110-CD-P-75, Michigan Bell Telephone Company (KQK548), C.P. to relocate facilities operating on 152.81 MHz, to be located at 54 North Mill Street, Pontiac, Michigan.

21111-CD-P-75, Frank C. Escue d/b/a Telpage (New), C.P. for a new station to operate on 43.22 MHz to be located 1/2 mile south of Hardin Co. Court House, Elizabethtown, Kentucky.

21112-CD-P-75, Albert E. Armour, Jr. (KOF 912), C.P. for additional facilities to operate on 454.100 MHz, to be located Atop Secaton Peak, 10 mi. NNW of Casa Grande, Arizona.

21113-CD-P-75, Mobile Phone of Texas, Inc. (KLF477), C.P. to add frequency operating on 152.21 MHz, to be located 1.7 miles North of Young County Court House, Graham, Texas.

21114-CD-P-75, Auto Phone Service (KIY 508), C.P. to change antenna system and relocate facilities operating on 35.22 MHz, to be located at 250 North Orange Avenue, Orlando, Florida.

21115-CD-P/L-(3)-75, Donald G. Pollard d/b/a Siakiyov Mobilfone (KLF550), C.P. to reinstate facilities operating on 152.15 MHz, Base and 459.10, Repeater at Loc. #1: Mahogany Pk 5 Miles Due West of Yreka,

California; 454.10 MHz, Control, at Loc. #2: 1 Mile Southeast of Yreka, California.

21116-CD-P-(3)-75, Uintah Basin Telephone Association, Inc. (New), C.P. for a new station to operate on 152.72 MHz., Base and 72.08 MHz., Repeater at Loc. #1: 27 miles North of Duchesne, Utah; 75.92 MHz, Control at Loc. #2: Telephone Office, Tablona, Utah.

Major Amendment

File No. 20952-C2-P-(2)-74 (KSV940), for Richard P. Blyler d/b/as Lebanon Mobilfone in Lebanon, Pennsylvania for additional two-way facilities has amended the transmitter location to Sand Hill Road, 2.75 miles North of Lebanon, Pennsylvania. All other particulars remain the same as originally reported on the Commission's Public Notice No. 688 dated February 19, 1974.

Informative

It appears that the following applications may be mutually exclusive and subject to the Commission's Rules regarding Ex Parte presentations by reasons of potential electrical interference.

Radio Dispatch Company, Atlantic City, N.J. (New), 21549-C2-P-74.

Mobile Page Communications, Inc., Atlantic City, N.J. (New), 21651-C2-P-(3)-74.

Page Boy Messenger Service, Swainton, N.J. (KUO645), 21258-C2-P-(2)-74.

The Mobile Service Division has begun packing files in preparation for the move to 2025 "M" Street. Accordingly, it will be impossible to make these files available to the public for the next few weeks. We regret the inconvenience, but request your cooperation until we have completed the move.

RURAL RADIO

60280-CR-P-75, RCA Alaska Communications, Inc. (WGF82), C.P. to change antenna system, change frequency and replace transmitter operating on 85.1 MHz, located at FAA VHF Bldg. at Cordova Airport, Alaska.

POINT-TO-POINT MICROWAVE RADIO SERVICE

2601-CF-ML-75, American Telephone and Telegraph Company (KYJ85), 4.8 Miles SW of Ruckersville, Virginia, Lat. 38°10'43" N., Long. 78°25'12" W. Mod. of License to change polarization of frequencies toward Rhoadesville, Virginia, on azimuth 77°17'.

2602-CF-ML-75, Same (KUJ84), 1.2 Miles ESE of Rhoadesville, Virginia, Lat. 38°16'03" N., Long. 77°54'57" W. Mod. of License to change polarization of frequencies toward Advance Mills, Virginia, on azimuth 257°36'; correct transmitter identification of license to read (18)TD-3 and (6)TD-3A.

2607-CF-ML-75, Same (KSB74), 2.0 Miles NNW of Highland, Illinois, Lat. 38°45'45" N., Long. 89°41'30" W. Mod. of License to delete frequencies 3730 and 4030 and change polarization of the TD-2 frequencies toward Mascoutah, Illinois, on azimuth 195°34'.

2608-CF-ML-75, Same (KSP70), 3.1 Miles SSW of Versailles, Indiana, Lat. 39°01'47" N., Long. 85°16'47" W. Mod. of License to change polarization of the TD-2 frequencies toward Paris Crossing, Indiana, on azimuth 232°5'.

2609-CF-ML-75, Same (KSP71), 2.0 Miles East of Paris Crossing, Indiana, Lat. 38°49'42" N., Long. 85°36'34" W. Mod. of License to change polarization of the TD-2 frequencies toward Versailles, Indiana, on azimuth 51°52'.

2610-CF-P-75, Idaho Telephone Company (New), On State Hwy. 17, 600 feet SE of U.S. Post Office, Garden Valley, Idaho, Lat. 44°05'08" N., Long. 115°56'54" W. C.P. for a new station on frequency 2121.8V MHz toward Packer John Mountain, Idaho on azimuth 323°57'.

- 2611-CF-P-75, Same (New), Packer John Mountain, 8 Miles SSE of Smith's Ferry, Idaho, Lat. 44°12'05" N., Long. 116°03'56" W. C.P. for a new station on frequencies 10895H and 11095V MHz toward Squaw Butte, Idaho, on azimuth 233°19'; 2171.8V MHz toward Garden Valley, Idaho, on azimuth 143°53'.
- 2629-CF-P-75, American Telephone and Telegraph Company (KGO74), 1.6 Miles South of Centerport, Pennsylvania, Lat. 40°27'49" N., Long. 76°00'29" W. C.P. to change antenna system and add frequency 4090H MHz toward Lynnpport, Pennsylvania, on azimuth 32°20'.
- 2630-CF-P-75, Same (KVV88), 2.8 Miles North of Lynnpport, Pennsylvania, Lat. 40°42'55" N., Long. 75°47'55" W. C.P. to add frequency 4050H MHz toward Centerport, Pennsylvania on azimuth 212°28'.
- 2631-CF-P-75, Same (KIW84), 2.9 Miles NW of Warrenton, Virginia, Lat. 38°44'28" N., Long. 77°50'10" W. C.P. to change frequencies 6055H and 6295H MHz to 4190H MHz toward Linden, Virginia, on azimuth 325°25'.
- 2632-CF-P-75, American Telephone and Telegraph Company (KIW85), 1.2 Miles North of Independent Hill, Virginia, Lat. 38°39'00" N., Long. 77°26'35" W. C.P. to change frequencies 6019.4H and 6138.0H MHz to 4198H MHz toward Waldorf, Maryland, on azimuth 95°20'.
- 2633-CF-P-75, Same (KGE26), 1.1 Miles SSE of Waldorf, Maryland, Lat. 38°36'38" N., Long. 76°55'14" W. C.P. to change frequencies 6271.4H and 6390.0H MHz to 4190H MHz toward Independent Hill, Virginia, on azimuth 275°40'.
- 2634-CF-P-75, Same (KQG37), 0.8 Mile East of Wolf Summit, West Virginia, Lat. 39°10'42" N., Long. 80°25'48" W. C.P. to change frequencies 6055V and 6295V MHz to 4198H MHz toward Alexander, West Virginia, on azimuth 163°13'.
- 2635-CF-P-75, Same (KQG38), 2.1 Miles West of Alexander, West Virginia, Lat. 38°47'24" N., Long. 80°15'30" W. C.P. to change frequencies 6135V and 6375V MHz to 4190H MHz toward Webster Springs, West Virginia on azimuth 193°06'; change 6175V and 6415V MHz to 4190H MHz toward Wolf Summit, West Virginia, on azimuth 343°20'.
- 2636-CF-P-75, Same (KQG39), 4.5 Miles NE of Webster Springs, West Virginia, Lat. 38°30'30" N., Long. 80°20'26" W. C.P. to change frequencies 6055V and 6295V MHz to 4198H MHz toward Nettie, West Virginia, on azimuth 224°10'; change 6015V and 6255V MHz to 4198H MHz toward Alexander, West Virginia, on azimuth 18°2'.
- 2637-CF-P-75, Same (KQG40), 0.2 Mile West of Nettie, West Virginia, Lat. 38°13'25" N., Long. 80°41'26" W. C.P. to change frequencies 6135V and 6375V MHz to 4190V MHz toward Rainelle, West Virginia, on azimuth 203°13'; change 6175V and 6415V MHz to 4190H MHz toward Webster Springs, West Virginia, on azimuth 43°57'.
- 2638-CF-P-75, Same (KQG41), 2.5 Miles NW of Rainelle, West Virginia, Lat. 37°58'52" N., Long. 80°49'20" W. C.P. to change frequencies 6015V and 6255V MHz to 4198V MHz toward Nettie, West Virginia, 23°8'; change 5935V and 6175V MHz to 4198V MHz toward Clintonville, West Virginia, on azimuth 121°27'.
- 2639-CF-P-75, Same (KQH34), 1.4 Miles SW of Clintonville, West Virginia, Lat. 37°32'54" N., Long. 80°37'03" W. C.P. to change frequencies 6095V and 6335V MHz to 4190H MHz toward Paint Bank, Virginia, on azimuth 136°42'; change 6055V and 6295V MHz to 4190V MHz toward Rainelle, West Virginia, on azimuth 301°35'.

- 2640-CF-P-75, American Telephone and Telegraph Company (KIR20), 3.0 Miles SE of Paint Bank, Virginia, Lat. 37°32'34" N., Long. 80°13'02" W. C.P. to change frequencies 5935V and 6175V MHz to 4198V MHz toward Airport, Virginia, on azimuth 162°33'; change 5975V and 6215V MHz to 4198H MHz toward Clintonville, West Virginia, on azimuth 316°57'.
- 2641-CF-P-75, Same (KIR21), 2.7 Miles ESE of Airport, Virginia, Lat. 37°09'46" N., Long. 80°04'05" W. C.P. to change frequencies 6055V and 6295V MHz to 4190V MHz toward Paint Bank, Virginia, on azimuth 342°39'.
- 2642-CF-P-75, Same (KIW83), 4.5 Miles NE of Linden, Virginia, Lat. 38°57'20" N., Long. 78°01'32" W. C.P. to change frequencies 5935H and 6175H MHz to 4198H MHz toward Warren, Virginia, on azimuth 145°18'.

Corrections

- 2512-CF-P-75, American Telephone and Telegraph Company (KIT27), correct entry to read: C.P. to delete frequencies 6197H and 6316H MHz and add 4190H MHz toward Villa Rica, Georgia. (All other particulars remain the same as reported on Public Notice No. 739, dated February 3, 1975.)
- 2513-CF-P-75, Same (KIT28), correct entry to read: C.P. to delete frequencies 5945H and 6064H MHz and add 4198H MHz toward Yorkville, Georgia. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2514-CF-P-75, Same (KIV70), correct entry to read: C.P. to delete frequencies 6227H and 6346H MHz and add 4198H MHz toward Cleveland, Tennessee. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2515-CF-P-75, Same (KIV71), correct entry to read: C.P. to delete frequencies 6227H and 6346H MHz and add 4198H MHz toward Chatsworth, Georgia; delete 5975H and 6094H MHz and add 4190H MHz toward Pikeville, Tennessee. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2516-CF-P-75, Same (KIV72), correct entry to read: C.P. to delete frequencies 6227H and 6346H MHz and add 4198H MHz toward Cleveland, Tennessee; delete 6227H and 6346H MHz and add 4198H MHz toward Crossville, Tennessee. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2517-CF-P-75, Same (KIV73), correct entry to read: C.P. to delete frequencies 5975H and 6094H MHz and add 4190H MHz toward Pikeville, Tennessee; delete 5975H and 6094H MHz and add 4190H MHz toward Jamestown, Tennessee. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)

Corrections

- 2518-CF-P-75, American Telephone and Telegraph Company (KIV74), correct entry to read: C.P. to delete frequencies 6227H and 6346H MHz and add 4198H MHz toward Crossville, Tennessee; delete 6227H and 6346H MHz and add 4198H MHz toward Wilborg, Kentucky. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2519-CF-P-75, Same (KIV74), correct entry to read: C.P. to delete frequencies 5975H and 6094H MHz and add 4190H MHz toward Jamestown, Tennessee; delete 5975H and 6094H MHz and add 4190V MHz toward Argyle, Kentucky. (All other

particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)

- 2520-CF-P-75, Same (KIV76), correct entry to read: C.P. to delete frequencies 6227H and 6346H MHz and add 4196V MHz toward Wilborg, Kentucky; delete 6227H and 6346H MHz and add 4198H MHz toward Junction City, Kentucky. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2543-CF-P-75, Same (KIV77), correct entry to read: C.P. to delete frequencies 5975H and 6094H MHz and add 4190H MHz toward Argyle, Kentucky. (All other particulars remain the same as reported on Public Notice No. 739 dated February 3, 1975.)
- 2460-CF-P-75, Western Tele-Communications, Inc. (KSQ40), Garnett Knoll, 22 Miles NNW of Deerlodge, Montana, Lat. 46°42'10" N., Long. 112°52'53" W. C.P. to add 6301.0V MHz toward Mosquito Peak, Montana, on azimuth 294°25'.
- 2461-CF-P-75, Same (KSQ41), Mosquito Peak, 10.5 Miles North of Missoula, Montana, Lat. 47°02'24" N., Long. 113°50'03" W. C.P. to add 5989.7V MHz toward Missoula (CATV), Montana, on azimuth 186°44'. (Note:—A waiver of 21.701(i) is requested by Western.)
- 2493-CF-P-75, United Video, Inc. (WOF38), 2.70 Miles SE of Woods, Oklahoma, Lat. 35°25'00" N., Long. 97°14'27" W. C.P. (a) to add 10735.0V MHz and 10895.0V MHz toward new point of communication at Norman, Oklahoma, on azimuth 218°04'; (b) to change antenna system; and (c) to replace transmitters.
- 2494-CF-P-75, United Video, Inc. (New), Tulsa, Oklahoma, Lat. 36°05'58" N., Long. 95°54'05" W. C.P. for a new station on 10715.0H MHz and 10875.0H MHz toward Claremore, Oklahoma, on azimuth 41°06'.
- 2495-CF-P-75, American Microwave & Communications, Inc. (KQA29), Marquette, Michigan, Lat. 46°30'48" N., Long. 87°23'58" W. C.P. to add (reinstate) 6397.4H MHz toward Tilden Lake, Michigan, on azimuth 253°28'.
- 2496-CF-P-75, Video Service Company (WAS463), Wabash, Indiana, Lat. 40°47'26" N., Long. 85°50'50" W. C.P. to add 10895.0V MHz toward Huntington, Indiana on azimuth 65°30'.
- 2645-CF-P-75, Same (New), Huntington, Indiana, Lat. 40°54'10" N., Long. 85°31'11" W. C.P. for a new station on 11425.0V MHz and 11665.0V MHz toward New Haven, Indiana on azimuth 65°21'.
- 2497-CF-P-75, Telecommunications, Inc. (WIV70), Spokane (KHQ-TV Studio), Washington, Lat. 47°36'56" N., Long. 117°22'06" W. C.P. to add 11015.0H MHz toward Browne Mountain, Washington, on azimuth 118°32'.
- 2536-CF-P-75, Eastern Microwave, Inc. (KEM 58), Helderberg Mountain, New York, Lat. 42°38'12" N., Long. 73°59'45" W. C.P. (a) to change polarities to 6182.4V MHz and 6301.0V MHz toward Queensbury, New York, on azimuth 19°54'; and (b) to add some frequencies, via path intercept, toward Schenectady, New York, on azimuth 19°54'.
- 2537-CF-P-75, Eastern Microwave, Inc. (KTG 28), 3.5 Miles East of Prewsburg, New York, Lat. 42°02'48" N., Long. 79°05'28" W. C.P. to replace transmitter (6390.0V MHz) on paths to Jamestown, New York and Warren, Pennsylvania on azimuths 311°33' and 180°37', respectively.
- 2538-CF-P-75, Eastern Microwave, Inc. (WAU206), Wood Hill, 2.20 Miles SW of Lawrence, Massachusetts, Lat. 42°39'17" N., Long. 71°13'05" W. C.P. to add 11305.0H MHz and 11265.0V MHz toward Woburn, Massachusetts, on azimuth 172°03'.

2646-CF-P-75, Same (KEM58), Helderberg Mountain, New York. Lat. 42°38'12" N., Long. 73°59'45" W. C.P. to change frequency to 6271.4V MHz and increase output power to 2.5 watts toward Cherry Valley (KEA64), New York, on azimuth 285° 33'.

2539-CF-P-75, Eastern Microwave, Inc. (KEM58), Helderberg Mountain, New York. Lat. 42°38'12" N., Long. 73°59'45" W. C.P. to change frequency to 6271.4V MHz toward Albany, New York, on azimuth 75°55'.

2540-CF-P-75, Eastern Microwave, Inc. (KEM58), Helderberg Mountain, New York. Lat. 42°38'12" N., Long. 73°59'45" W. C.P. to change frequency to 6271.4H MHz toward Schenectady, New York, on azimuth 19°54'.

2541-CF-P-75, Same (KEM58), Helderberg Mountain, New York. Lat. 42°38'12" N., Long. 73°59'45" W. C.P. to change frequency to 6271.4H MHz toward Troy, New York, on azimuth 63°59'. (NOTE—A waiver of 21.701 (i) is requested by Eastern).

[FR Doc.75-4308 Filed 2-14-75;8:45 am]

[Docket Nos. 20258 and 20259; File Nos. 2981-C2-P-69 and 1912-C2-P-69; FCC 75R-52]

BUCKEYE COMMUNICATIONS CO. AND CENTRAL MOBILE RADIO PHONE SERVICE

Domestic Public Land Mobile Radio Service Applications for Construction Permits

By the Review Board:

In re applications of Buckeye Communications Company, Columbus, Ohio, Docket No. 20258, File No. 2981-C2-P-69; Central Mobile Radio Phone Service, Springfield, Ohio, Docket No. 20259, File No. 1912-C2-P-69; for construction permits to establish new one-way signalling facilities in the Domestic Public Land Mobile Radio Service (39 FR 43246).

1. The Review Board having before it an unopposed motion to enlarge issues, filed December 18, 1974, by the Common Carrier Bureau, seeking the addition of issues to determine the areas and populations of, and the need for, the services proposed by the two applicants;

2. It appearing, that, as pointed out by the Bureau, such issues are commonly designated in hearings of this nature and were only omitted from the instant designation Order through inadvertence;

3. *It is ordered*, That the motion to enlarge issues, filed December 18, 1974, by the Common Carrier Bureau, is granted; and

4. *It is further ordered*, That the issues in this proceeding are enlarged to include the following issues to be numbered 2 and 3 respectively:

2. To determine the total area and population to be served by Buckeye Communications Company within the 43 dbu contour of its proposed station based upon the standards set forth in § 21.504 of the FCC rules and regulations, and to determine the need for its proposed service in that area.

3. To determine the total area and population to be served by Central Mobile Radio Phone Service within the 43 dbu contour of its proposed station based upon the standards set forth in § 21.504 of the FCC rules and regulations and to determine the need for its proposed service in that area.

5. *It is further ordered*, That the issues in this proceeding are renumbered, making the former issue number 2 now issue number 4.

Adopted: February 6, 1975.

Released: February 10, 1975.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-4306 Filed 2-14-75;8:45 am]

[Dockets Nos. 20343 and 20344; File Nos. BPH-8665 and BPH-8658]

COUNTRY-POLITAN BROADCASTING, INC. AND TIPPAH BROADCASTING CO.

Order Designating Applications for Consolidated Hearing

In re applications of Country-Politan Broadcasting, Inc., Ripley, Mississippi, Docket No. 20343, File No. BPH-8665; requests: 102.3 MHz, Channel No. 272; 3 kW (H&V); 300 feet; Jesse R. Williams, tr/as Tippah Broadcasting Co., Ripley, Mississippi, Docket No. 20344, File No. BPH-8658; requests: 102.3 MHz, Channel No. 272; 3 kW (H&V); 300 feet; for construction permits.

1. The Commission, by the Chief of the Broadcast Bureau, has before it the above-captioned applications which are mutually exclusive in that they seek the same channel in Ripley, Mississippi.

2. The financial portion of the application of Tippah Broadcasting Company [Tippah] indicates that it will require \$61,508 to construct and operate the proposed station for a period of one year, without revenue, itemized as follows:

Down payment on equipment.....	\$10,160
First-year payments on equipment, with interest.....	10,752
Interest on bank loan.....	3,250
Land (rent).....	300
Building.....	6,320
Miscellaneous.....	10,395
Working capital.....	20,331
Total	61,508

To meet this requirement, Tippah relies on existing funds, cash flow from its existing AM operation, a \$25,000 bank loan, and the proceeds from an anticipated sale of land. The applicant has adequately demonstrated the availability of the bank loan. In addition, it appears that the cash flow from its AM operation would support a commitment of \$15,800. Further, Tippah's balance sheet indicates that the applicant has \$16,464 in liquid assets in excess of current liabilities. With regard to the land sale, the prospective buyer has indicated a willingness to purchase the land. However, that individual has failed to submit any documentation establishing the availability of funds to make such a purchase. Thus, Tippah may not rely on this source. In sum, then, Tippah has demonstrated the availability of only \$57,264

to meet its requirement of \$61,508. Accordingly, an appropriate issue will be specified.

3. The Tippah application is also deficient with respect to its ascertainment of the needs and problems of Ripley. Although the applicant indicates that some members of the general public were contacted, there is no description of the methodology used to select the interviewees, nor is there an indication of the total number of general public interviews conducted. Since the Commission is therefore unable to determine whether the requirements of questions and answers 13(b) and 14 of the *Primer on the Ascertainment of Community Problems by Broadcast Applicants*, 27 FCC 2d 850 (1971), have been satisfied, an appropriate issue will be specified.

4. 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.

5. *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, with respect to the application of Tippah Broadcasting Company:

(a) The availability of funds over and above \$57,264 with which to construct and operate the proposed station; and

(b) Whether, in light of the evidence adduced pursuant to (a), above, the applicant is financially qualified.

2. To determine the efforts made by Tippah Broadcasting Company to ascertain the community problems of the area to be served and the means by which the applicant proposes to meet those problems.

3. To determine which of the proposals would, on a comparative basis, better serve the public interest.

4. To determine, in light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

6. 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.

7. 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: February 5, 1975.

Released: February 10, 1975.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.75-4307 Filed 2-14-75; 8:45 am]

FEDERAL ENERGY
ADMINISTRATION

CONSTRUCTION ADVISORY COMMITTEE
Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is hereby given that the Construction Advisory Committee will meet at 9 a.m., Tuesday, March 11, 1975, Room 3400, 12th & Pennsylvania Avenue NW., Washington, D.C.

The Committee was established to advise the Administrator, FEA, with respect to the interests and problems of the construction industry as they relate to the policy and implementation of programs to meet the current and continuing national energy shortage.

The agenda for the meeting is as follows:

1. Organization Business—
 - a. Introductions.
 - b. Charter and Procedural Matters.
 - c. Organization Structure.
2. Brief Remarks by the Administrator.
3. Review of Administration's Energy Program.
4. FEA's Conservation Program, Re: Construction Industry.
5. Review of Major Energy Construction Requirements Resulting from the Administration's Energy Program.
6. Discussion on need and/or use of a Central Clearing House of Major Energy Construction Projects.

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 Lois Weeks, Advisory Committee Management Officer (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.

Issued at Washington, D.C. on February 12, 1975.

ROBERT E. MONTGOMERY, Jr.,
General Counsel.

[FR Doc.75-4374 Filed 2-13-75; 10:27 am]

FEDERAL RESERVE SYSTEM

[Reg. Y]

BANK HOLDING COMPANIES

Revised Notice of Deadline for Submitting
Comments

Notice is hereby given that the Board of Governors of the Federal Reserve System, in response to a request for an extension of the February 18, 1975 deadline for the submission of additional material related to issues raised at the January 14 hearing on the question whether bank holding companies may operate a travel agency (39 FR 38423), has decided to extend the deadline until April 18, 1975. Accordingly, all parties and interested persons may submit their views in writing to be received by the Secretary no later than April 18, 1975. Written comments as they are received will be made available for inspection and copying in Room 1118 of the Board's building.

By order of the Board of Governors of the Federal Reserve System, February 12, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-4273 Filed 2-14-75; 8:45 am]

CITIZENS AND SOUTHERN CORP.

Proposed Retention of Carolina National
Mortgage Investment Co., Inc.

The Citizens and Southern Corporation, Charleston, South Carolina, has applied, pursuant to section 4(c) (3) of the Bank Holding Company Act (12 U.S.C. 1843(c) (3)) and § 225.4(b) (2) of the Board's Regulation Y, for permission to retain shares of Carolina National Mortgage Investment Company, Inc., Charleston, South Carolina, and its indirect subsidiary, C.N. Mortgages, Inc., Charleston, South Carolina. Notice of the application was published on:

Date, Newspaper, and City

- January 7, 1975, Spartanburg Herald-Journal, Spartanburg, S.C.
 January 8, 1975, The Greenville News, Greenville, S.C.
 January 8, 1975, The News and Courier, Charleston, S.C.
 January 8, 1975, Florence Morning News, Florence, S.C.
 January 8, 1975, The State, Columbia, S.C.
 January 8, 1975, The Atlanta Journal, Atlanta, Ga.
 January 11, 1975, The Knoxville Journal, Knoxville, Tenn.
 January 14, 1975, The Greensboro Record, Greensboro, S.C.
 January 14, 1975, Greensboro Daily News, Greensboro, S.C.

Applicant states that both Carolina National Mortgage Investment Company and C.N. Mortgages, Inc. would continue to engage in the activities of servicing loans and their extensions of credit and making or acquiring for their own account, or for the account of others, loans and their extensions of credit such as would be made by a mortgage or finance company and, in connection with these activities, acting as agent in the sale of credit life insurance and accident and

health insurance. Such activities have been specified by the Board in § 225.4(a) of regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Richmond.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than March 13, 1975.

Board of Governors of the Federal Reserve System, February 10, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-4214 Filed 2-14-75; 8:45 am]

FIRST FINANCIAL CORP.

Acquisition of Bank

First Financial Corporation, Tampa, Florida, has applied for the Board's approval under section 3(a) (3) of the Bank Holding Company Act (12 U.S.C. 1842(a) (3)) to acquire not less than 90 percent of the voting shares of American Bank of Fort Myers, Fort Myers, Florida. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than March 13, 1975.

Board of Governors of the Federal Reserve System, February 10, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-4316 Filed 2-14-75; 8:45 am]

PROFILE BANKSHARES, INC.

Formation of Bank Holding Company and
Application To Engage in the Operation
of a Guaranty Savings Bank

Profile Bankshares, Inc., Rochester, New Hampshire, has applied for the

Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of at least 80 per cent of the voting shares of First National Bank of Rochester, Rochester, New Hampshire. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Profile Bankshares, Inc., has also applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to acquire voting shares of Rochester Savings Bank and Trust Company, Rochester, New Hampshire. Notice of the application was published on May 9, 1974, in *The Rochester Courier*, a newspaper circulated in Rochester, New Hampshire.

Applicant states that the proposed subsidiary would operate as a guaranty savings bank, a type of thrift institution unique to New Hampshire, which engages principally in providing to individuals, partnerships and corporations the following services: (i) accepting savings deposits in passbook accounts and issuing certificates of deposit; (ii) investing in residential and commercial mortgages; (iii) investing in U.S. Government securities, municipal and other political subdivision bonds and notes, and New Hampshire legal list common and preferred stocks; (iv) providing safe deposit services; (v) providing trust services; and (vi) servicing mortgages, but only for its own accounts, or for lenders with whom it has participated in a loan.

The Board has not heretofore considered whether the proposed activity is closely related to banking. Applicant is of the opinion that the proposed operation of a guaranty savings bank in New Hampshire is so closely related to banking or managing or controlling banks as to be a proper incident thereto and notice of receipt of the section 4(c)(8) application is being published pursuant to § 225.4(a) of the Board's Regulation Y.

Interested persons are invited to express their views on the question whether the operation of a guaranty savings bank in New Hampshire is so closely related to banking or managing or controlling banks as to be a proper incident thereto. Interested persons are also invited to express their views on the question whether consummation of the subject proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question, or on the issue of whether the operation of a guaranty savings bank in New Hampshire is so closely related to banking or managing or controlling banks as to be a proper incident thereto, should be accompanied by a statement summarizing the evidence the person re-

questing the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

In acting on the section 4(c)(8) application, the Board will not be considering the general question whether operating a thrift institution is an activity that is "so closely related to banking or managing or controlling banks as to be a proper incident thereto" within the meaning of section 4(c)(8) of the Bank Holding Company Act. Insofar as this application concerns the relationship of a thrift institution to a bank holding company, the issue is limited to the type of structural and competitive circumstances existing in New Hampshire.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Boston.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than March 13, 1975.

Board of Governors of the Federal Reserve System, February 10, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-4317 Filed 2-14-75;8:45 am]

T.N.B. FINANCIAL CORP.

Acquisition of Bank

T.N.B. Financial Corp., Springfield, Massachusetts, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 per cent of the voting shares of Ware Trust Company, Ware, Massachusetts. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Boston. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than March 13, 1975.

Board of Governors of the Federal Reserve System, February 10, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-4318 Filed 2-14-75;8:45 am]

WOODBINE BANCORP, INC.

Order Approving Formation of Bank Holding Company

Woodbine Bancorp, Inc., Woodbine, Iowa, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through the acquisition of 97 per cent of the voting shares of The First National Bank of Woodbine, Woodbine, Iowa ("Bank").

Notice of the receipt of the application, affording an opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired and the application and all comments received have been considered in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, a nonoperating corporation with no subsidiaries, was organized for the purpose of becoming a bank holding company through the acquisition of Bank, Bank (deposits of \$11 million) is the second largest of eight banks in the relevant banking market (approximated by Harrison County) and controls approximately 19 percent of the total commercial bank deposits therein.¹ Upon acquisition of Bank, Applicant would control the 263rd largest bank in Iowa, holding .1 of one percent of total commercial bank deposits in the State. Since the purpose of the proposed transaction is essentially a corporate reorganization to transfer the ownership of Bank from a family to a corporation owned by the same family, consummation of the proposal herein would not eliminate any existing or potential competition, nor have an adverse effect on other banks in the area.

Applicant's principal shareholder is also a principal in Oakland Bancshares, Inc., Oakland, Iowa, a registered one bank holding company owning 95.45 per cent of the voting shares of Oakland Savings Bank, Oakland, Iowa. Oakland Savings Bank (deposits of \$8.6 million) operates in a separate banking market approximately 52 miles southeast of Bank. From the facts of record, it is concluded that competitive considerations are consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant, which are dependent upon those of Bank, are considered to be satisfactory. While Applicant will incur debt as a result of the proposal, it appears that the projected income from Bank should provide Applicant with the necessary financial flexibility to meet its annual debt servicing requirements as well as to adequately maintain the capital position of Bank. Accordingly, financial and managerial considerations are consistent with approval of the application. As indicated above, the proposed acquisition represents a change in the form of ownership of Bank and there are no significant proposed changes in the operation or services of Bank. However, considerations relating to the convenience and needs of the community to be served are consistent with approval. It has been determined that the acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar

¹ All banking data are as of June 30, 1974.

day following the effective date of this Order or (b) later than three months after the effective date of this Order unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Chicago pursuant to delegated authority.

By order of the Secretary of the Board of Governors, acting pursuant to delegated authority from the Board of Governors, effective February 10, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc. 75-4319 Filed 2-14-75; 8:45 am]

COMMUNITY INSURANCE AGENCY, INC.

Formation of Bank Holding Co.

Community Insurance Agency, Inc., Haxtum, Colorado, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 74.7 percent or more of the voting shares of Tatum Community Bank, Haxtum, Colorado. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Community Insurance Agency, Inc., Haxtum, Colorado, has also applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8) and § 225.4(b)(2) of the Board's regulation Y, for permission to continue to engage in general insurance activities through Community Insurance Agency, Inc., Haxtum, Colorado. Notice of the application was published on January 8, 1975, in *The Haxtum Harvest*, a newspaper circulated in Phillips County, Colorado.

Applicant states that the proposed subsidiary would engage in general insurance activities as an agent or broker in the sale of all types of insurance such as casualty, life, health, accident, medical and credit related insurance in a town with a population of less than 5,000. Such activities have been specified by the Board in section 225.4(a) of regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of section 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or

at the Federal Reserve Bank of Kansas City.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than March 13, 1975.

Board of Governors of the Federal Reserve System, February 10, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc. 75-4313 Filed 2-14-75; 8:45 am]

EHS, INC.

Formation of Bank Holding Co.

EHS, Inc., Parkersburg, Iowa, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 77.84 percent or more of the voting shares of Parkersburg State Bank, Parkersburg, Iowa. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than March 3, 1975.

Board of Governors of the Federal Reserve System, February 10, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc. 75-4315 Filed 2-14-75; 8:45 am]

GENERAL SERVICES ADMINISTRATION

COMMERCIAL ENVELOPE MANUFACTURING CO., INC.

Proposed Sanctions

The Director of Civil Rights, General Services Administration, pursuant to section 209 of Federal Executive Order 11246, as amended, and 41 CFR Part 60-30 formally advised the President of Commercial Envelope Manufacturing Company, Incorporated, 2350 Lafayette Ave., Bronx, New York 10463, by certified letter dated January 28, 1975, that the General Services Administration proposes to exercise the following sanctions:

(1) Termination of General Services Administration Contract No. GS-008-02175, and such other Federal Contracts as may currently be in course of performance.

(2) Ineligibility for further Federal contracts for the duration of the period in which a status of non-compliance persists.

This action in regard to Commercial Envelope Manufacturing Company, Inc., was taken in accordance with the authority granted to the Director of Civil Rights for the General Services Administration, by the Director, Office of Fed-

eral Contract Compliance, U.S. Department of Labor as set forth in Office of Federal Contract Compliance Revised Order No. 1, dated July 11, 1974.

The matter giving rise to the proposed enforcement action is the Company's failure to comply with the Federal Equal Employment Opportunity Clause by failing to adopt and execute an acceptable Affirmative Action Plan.

Commercial Envelope Manufacturing Company, Inc., was informed that they may request, within 14 days of receipt of the letter, a formal hearing into the merits of the proposed action. The hearing rules for this proposed sanction are set forth in 41 CFR Part 60-30.

E. E. MITCHELL,
Director of Civil Rights.

[FR Doc. 75-4268 Filed 2-14-75; 8:45 am]

GENERAL ACCOUNTING OFFICE

INTERSTATE COMMERCE COMMISSION

Receipt of Regulatory Report Proposals

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO, on February 10, 1975. See 44 U.S.C. 3512 (c) and (d). The purpose of publishing this list in the *FEDERAL REGISTER* is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed ICC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments must be received on or before March 10, 1975, and should be addressed to Mr. Monte Canfield, Jr., Director, Office of Special Programs, United States General Accounting Office, 425 I Street NW., Washington, D.C. 20548.

Further information about the ICC form in this notice may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

INTERSTATE COMMERCE COMMISSION

Request for clearance of a revised Form ACC-42, Field Report of Highway Form A. Information relating to the distribution of wage expenses to various types of carrier service is reported by 250 intercity motor common carriers of general freight. Data are compiled and published to provide information to carriers for ratemaking processes. An estimated respondent burden of 16 man-hours per respondent is required annually.

CARL F. BOGAR,
Assistant Director,
Regulatory Reports Review.

[FR Doc. 75-4309 Filed 2-14-75; 8:45 am]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 75-8]

NASA WAGE COMMITTEE

Reestablishment

Pursuant to section 9(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), and after consultation with the Office of Management and Budget, the NASA Administrator has determined that the reestablishment of a NASA Wage Committee is in the public interest in connection with the performance of duties imposed upon NASA by law. The function of this Committee will be to provide recommendations to NASA relating to a survey of wages and the establishment of wage schedules for trades and labor employees in the Cleveland, Ohio Wage Area. NASA has been designated as the "lead agency" for that area under Federal Personnel Manual Supplement 532-1.

Dated: February 11, 1975.

BOYD C. MYERS II,
Assistant Associate Administrator for Organization and Management, National Aeronautics and Space Administration.

[FR Doc.75-4292 Filed 2-14-75;8:45 am]

NATIONAL SCIENCE FOUNDATION

ADVISORY COMMITTEE FOR SCIENCE EDUCATION

Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of the Advisory Committee for Science Education to be held from 9 a.m.-5 p.m. on March 6, and from 9 a.m.-1 p.m. on March 7, 1975, in room 651 at 5225 Wisconsin Avenue, N.W., Washington, D.C.

The purpose of the Committee is to provide advice and recommendations concerning the impact of all Foundation activities (including research, scientific information; and international programs; as well as, specifically, "education" programs) relating to education in the sciences in U.S. schools, colleges and universities.

The agenda for March 6 will include a discussion of time-shared, interactive, computer-controlled information TV (TICCIT); and description and discussion of Worcester Polytechnic Institute Plan. The March 7 agenda will include general review and plans in the Education Directorate and administrative matters.

This meeting shall be open to the public. Individuals who wish to attend should inform Mrs. Frances O. Watts, Staff Assistant, Assistant Directorate for Education, Rm. 600-W, National Science Foundation, Washington, D.C. 20550, telephone 202/282-7930 by close of business on February 28. Persons requiring further information concerning this Committee should contact Mrs. Frances Watts at the above address. Summary

minutes relative to this meeting may be obtained from the Committee Management Coordination Staff, MAO, Rm. K-720, 1800 G Street N.W., Washington, D.C. 20550.

R. GAIL ANDERSON,
Acting Committee
Management Officer.

FEBRUARY 12, 1975.

[FR Doc.75-4344 Filed 2-14-75;8:45 am]

ADVISORY PANEL FOR HISTORY AND PHILOSOPHY OF SCIENCE

Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of the Advisory Panel for History and Philosophy of Science to be held at 9 a.m. on March 7 and 8, 1975, in room 517, 1800 G Street, N.W., Washington, D.C.

The purpose of this Panel is to provide advice and recommendations concerning the merit of specific research proposals in the area of History and Philosophy of Science.

This meeting will not be open to the public because the Panel will be reviewing, discussing, and evaluating individual research proposals. Also, these proposals contain information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are within the exemptions of 5 U.S.C. 552(b), (4), (5), and (6). The closing of this meeting is in accordance with the determination by the Director of the National Science Foundation dated December 17, 1973, pursuant to the provisions of section 10 (d) of Pub. L. 92-463.

For further information about this Panel please contact Mr. Ronald J. Overmann, Assistant Program Director for History and Philosophy of Science, Rm. 205, National Science Foundation, Washington, D.C. 20550, telephone, 202/632-4182.

R. GAIL ANDERSON,
Acting Committee
Management Officer.

FEBRUARY 12, 1975.

[FR Doc.75-4346 Filed 2-14-75;8:45 am]

ADVISORY PANEL FOR POLITICAL SCIENCE

Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of the Advisory Panel for Political Science to be held at 9 a.m. on March 6, 1975, in room 621, 1800 G Street N.W., Washington, D.C.

The purpose of this Panel is to provide advice and recommendations as part of the review and evaluation process for specific proposals and projects.

This meeting will not be open to the public because the Panel will be reviewing, discussing, and evaluating individual research proposals. Also, these proposals

contain information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are within the exemptions of 5 U.S.C. 552(b), (4), (5), and (6). The closing of this meeting is in accordance with the determination by the Director of the National Science Foundation dated December 17, 1973, pursuant to the provisions of section 10(d) of Pub. L. 92-463.

For further information about this Panel, please contact Dr. David C. Leeger, Program Director for Political Science, Rm. 205, National Science Foundation, Washington, D.C. 20550, telephone 202/632-4348.

R. GAIL ANDERSON,
Acting Committee
Management Officer.

FEBRUARY 11, 1975.

[FR Doc.75-4345 Filed 2-14-75;8:45 am]

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-508A]

WASHINGTON PUBLIC POWER SUPPLY SYSTEM

Receipt of Attorney General's Advice and Time for Filing of Petitions to Intervene on Antitrust Matters

The Commission has received, pursuant to section 105c, of the Atomic Energy Act of 1954, as amended, a letter of advice from the Attorney General of the United States, dated January 29, 1975, a copy of which is attached as Appendix A.

Any person whose interest may be affected by this proceeding may, pursuant to section 2.714 of the Commission's "Rules of Practice," 10 CFR Part 2, file a petition for leave to intervene and request a hearing on the antitrust aspects of the application. Petitions for leave to intervene and requests for hearing shall be filed by March 20, 1975 either (1) by delivery to the NRC Public Docketing and Service Section at 1717 H Street N.W., Washington, D.C., or (2) by mail or telegram addressed to the Secretary, Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Docketing and Service Section.

For the Nuclear Regulatory Commission.

ABRAHAM BRAITMAN,
Chief, Office of Antitrust and
Indemnity Nuclear Reactor
Regulation.

APPENDIX A

[NRC Docket No. 50-508A]

[Department of Justice File No. 60-415-92]
WASHINGTON PUBLIC POWER SUPPLY SYSTEM,
WASHINGTON PUBLIC POWER SUPPLY SYSTEM
NUCLEAR PROJECT NO. 1

JANUARY 29, 1975.

You have requested our advice pursuant to the provisions of Section 105 of the Atomic Energy Act of 1954, as amended, in regard to the above-captioned application.

The Washington Public Power Supply System (WPPSS), a power generating agency, has applied for a construction permit and operating license for a utilization facility to be known as WPPSS Nuclear Project No. 3 (WPPSS No. 3) at its site near Satsop in southeastern Grays Harbor County, State of Washington. Operation is scheduled for 1981. The facility will have a nominal capacity of 1,200,000 kilowatts.

WPPSS will be entitled to a 70 percent share of the output of WPPSS No. 3. The remaining 30 percent of the output of WPPSS No. 3 will be received by Pacific Power & Light Company (10 percent), Portland General Electric Company (10 percent), Puget Sound Power & Light Company (5 percent) and Washington Water Power Company (5 percent) in proportion to their respective ownership shares.

Applicants. WPPSS is a municipal corporation and a joint operating agency of the State of Washington. Its membership, which is established by Washington state law, is made up of eighteen operating public utility districts in the State of Washington and the cities of Richland, Seattle, and Tacoma, Washington. The management and control of WPPSS is vested in a Board of Directors consisting of representatives of each of the public utility districts and the cities.

WPPSS presently operates the Packwood Lake Hydroelectric Project in Lewis County, Washington, and the Hanford Electric Generating Project, which utilizes by-product steam from the Energy Research and Development Administration's reactor near Richland, Washington. WPPSS previously applied to your predecessor commission for licenses to construct and operate WPPSS Nuclear Project No. 1. The Department of Justice advised the Atomic Energy Commission that it need not conduct an antitrust hearing with respect to WPPSS Nuclear Project No. 1. In addition, WPPSS has under construction its Nuclear Project No. 2, formerly known as Hanford No. 2, pursuant to AEC Construction Permit CPPR-93. We also advised the AEC that it need not conduct an antitrust hearing with respect to WPPSS Nuclear Project No. 2. WPPSS also anticipates acquiring a 15 percent ownership interest in the Skagit Nuclear Project now being planned by the Puget Sound Power & Light Company.

WPPSS No. 3 has 103 participants of which 27 are municipalities, 29 are public utility districts, and 47 are cooperatives. The 103 participants will contract to purchase varying amounts of the 70 percent of the output of WPPSS No. 3 which WPPSS will be entitled to. The Bonneville Power Administration (Bonneville), an agency of the U.S. Department of the Interior, will transmit all power generated by this facility. Each of the 103 participants are statutory preference customers of Bonneville under the Bonneville Project Act of 1937, and each currently obtains all or part of its power supply from Bonneville. WPPSS does not itself engage in the distribution of electrical energy to the retail market. Instead, it functions as a supplier of bulk electric power to utility systems in the Pacific Northwest.

Each of the participant's share of the annual cost of the WPPSS No. 3 will be "net billed" (credited) against the billings made by Bonneville to the participants. This enables Bonneville to receive all of the output of the project and compensate the participants by deducting the participant's share of the cost from the amount the participant owes to Bonneville. Each participant is obligated to pay WPPSS a proportionate share of WPPSS' expenses incurred in connection with the operation of the project.

In 1972, the 103 participants in WPPSS No. 3 had total energy sales of 30,823,055

megawatt hours. In 1972, the participants purchased 23,877, 228 megawatt hours of electric power from Bonneville. They generated 9,380,417 megawatt hours. The peak demand in 1972 for the 103 participants totalled 7,165,289 kilowatts. In 1972, they served 961,318 customers of which 835,398 were residential.

Pacific Power & Light Company (PP&L) is an investor-owned electric utility with its principal offices in Portland, Oregon. PP&L owns thirty-three hydroelectric generating plants with a rated capacity of 863,393 kilowatts and seven steam-electric plants with a rated capacity of 1,494,433 kilowatts. PP&L has contracts to purchase power from various public agencies and public utility districts on long-term agreements as well as peaking capacity from Bonneville. PP&L presently operates a coal-fueled 750 MW generating station near Glenrock, Wyoming, and also owns 47.5 percent of the Centralia Project, two coal-fueled 700 MW facilities at Centralia, Washington, which are jointly-owned by four publicly-owned and the three investor-owned utilities. PP&L and Idaho Power Company presently are developing the Jim Bridger power and coal mining complex in southwestern Wyoming. PP&L, along with the Black Hills Power & Light Company, is developing a bid on a 300 MW coal-fueled facility. PP&L has a 2.5 percent ownership interest in the Trojan Nuclear Project being constructed by Portland General Electric Company and the City of Eugene, Oregon. PP&L will also have some ownership interest in the proposed Skagit Nuclear Project being planned by Puget Sound Power & Light Company.

Portland General Electric Company (PGE) is an investor-owned electric utility with principal offices in Portland, Oregon. PGE presently owns facilities generating several hundred MW of hydroelectric capacity and has fifty-year contracts to purchase a minimum of 800 MW of hydroelectric power from projects owned by Public Utility Districts in Washington. PGE is participating in the Columbia Storage Power Exchange arrangement which will provide it with up to 287 MW in 1975. PGE owns 2.5 percent of the Centralia Project. PGE also owns 67.5 percent of the 1,100 MW nuclear-fueled Trojan Project presently under construction and is in the process of developing a jointly owned 1,200 MW nuclear-fueled Project at Pebble Springs, Oregon. The Department of Justice has advised the Atomic Energy Commission that it need not conduct an antitrust hearing with respect to the Trojan and Pebble Springs facilities.

Puget Sound Power & Light Company (PSP&L) is an investor-owned electric utility with principal offices in Bellevue, Washington. PSP&L presently has several long-term contracts for the purchase of approximately 1,700 MW of power from certain Columbia River projects. PSP&L also owns seven percent of the Centralia Project. PSP&L has exercised options for the purchase of 384 MW of power under the Columbia Storage Power Exchange Agreement. PSP&L and The Montana Power Company are jointly constructing two 350 MW coal-fueled units at Colstrip, Montana. In addition, PSP&L has announced plans to construct a 1269 MW nuclear-fueled plant on the Skagit River near Sedro Valley, Washington.

The Washington Water Power Company (WWPC) is an investor-owned electric utility with its principal offices in Spokane, Washington. Approximately 65 percent of the Company's power needs is supplied by Company-owned hydroelectric projects. The remainder is purchased from Public Utility Districts and other investor-owned utilities. WWPC will have a 15 percent ownership in-

terest in two coal-fired electric plants to be constructed, at Colstrip, Montana. WWPC will also have some ownership interest in the proposed Skagit Nuclear Project being planned by PSP&L.

Interconnection and Coordination With Others. The Pacific Northwest is an area where there is a high degree of coordination and cooperation between utilities involved in the generation and transmission of electrical power.

The dominant factor in the area in terms of energy transmission is Bonneville; it has over 12,000 miles of transmission facilities in the Pacific Northwest representing about 80 percent of the bulk power transmission capacity in that region. Bonneville is generally described as the leading force promoting coordination and joint planning with respect to electrical power. Bonneville markets power to 149 customers, including the 103 preference customers which are participants in WPPSS No. 3.

In the Pacific Northwest, five private utilities, 110 publicly owned agencies, WPPSS and Bonneville have formed the Joint Power Planning Council to coordinate planning for existing and future thermal and hydroelectric resources for the region. The area includes the States of Washington, Oregon, and portions of northern California, Idaho, and Montana. The Joint Power Planning Council has developed the Hydro Thermal Power Program plan for power generation to meet the area's anticipated load growth.

The major portion of power supply for the Pacific Northwest has historically been from hydroelectric generating sources. Most of the hydroelectric projects were built by the Federal Government as part of the Columbia River Power System. However, in recent years, the region has turned to thermal generation for its base-load resources since virtually all the hydropower sites have been developed.

WPPSS has not received any request for interconnection and/or coordination from any system not already a participant in WPPSS Project No. 3.

Results of antitrust review. With one exception, our study of this application did not indicate any antitrust problems. The only matter requiring exploration pertained to allegations that the City of Tacoma, Washington, one of the 103 participants, was refusing to wheel power from Bonneville to five utilities who were, at one time, served by Tacoma. These five utilities are members of the Pierce County Cooperative Power Association (PCCPA). Many of the details concerning this controversy were presented to the United States Senate Committee on Appropriations on May 21, 1973, and can be found in Senate Hearings for the Committee on Appropriations on H.R. 8947, Public Works for Water and Power Development and Atomic Energy Commission Appropriations, Fiscal Year 1974, 93rd Congress, 1st Session, Part 6, at pages 7, 175-7, 1974.

Negotiations between the PCCPA group and Tacoma for transmission service from Bonneville to the PCCPA group have now been concluded, and since July 1, 1974, power from Bonneville has been wheeled over Tacoma facilities to the PCCPA group in accordance with an agreement between them. This agreement is subject to approval by the Tacoma City Council. On the assumption that the Tacoma City Council will approve the transmission agreement in the near future, we conclude that an antitrust hearing will not be necessary with respect to the instant application.

[FR Doc.75-4261 Filed 2-14-75;8:45 am]

[Docket No. P-531-A]

PUBLIC SERVICE COMPANY OF
OKLAHOMA

Receipt of Partial Application for Construction Permits and Facility Licenses: Time for Submission of Views on Antitrust Matters

FEBRUARY 7, 1975.

Public Service Company of Oklahoma (the applicant), pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed one part of an application, dated November 20, 1974, in connection with its plans to construct and operate two boiling water reactors in Rogers County, Oklahoma, near the town of Inola. The portion of the application filed contains the information requested by the Attorney General for the purpose of an antitrust review of the application as set forth in 10 CFR Part 50, Appendix L.

The remaining portion of the application consisting of a Preliminary Safety Analysis Report accompanied by an Environmental Report pursuant to § 2.101 of Part 2, is expected to be filed during August 1975. Upon receipt of the remaining portions of the application dealing with radiological health and safety and environmental matters, separate notices of receipt will be published by the Commission including an appropriate notice of hearing.

A copy of the partial application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545, and at the Local Public Document Room, Tulsa City—County Library, Tulsa, Oklahoma 74102, Docket No. P-531-A has been assigned to the application and it should be referenced in any correspondence relating to it.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before March 18, 1975.

Dated at Bethesda, Maryland, this 9th day of January, 1975.

For the Atomic Energy Commission:

WALTER R. BUTLER,
Chief, Light Water Reactors
Branch 1-2, Directorate of
Licensing.

[FR Doc. 75-1335 Filed 1-16-75; 8:45 am]

[STN 50-508, STN 50-509]

WASHINGTON PUBLIC POWER SUPPLY
SYSTEM

Availability of Draft Environmental Statement for Nuclear Project Nos. 3 and 5

Pursuant to the National Environmental Policy Act of 1969 and the United States Nuclear Regulatory Commission's

regulations in 10 CFR Part 51, notice is hereby given that a Draft Environmental Statement prepared by the Commission's Division of Reactor Licensing related to the proposed Washington Public Power Supply System Nuclear Project Nos. 3 and 5 to be constructed by Washington Public Power Supply System in Grays Harbor County, Washington is available for inspection by the public in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C. and in the W. H. Abel Memorial Library, 125 Main Street, South, Montesano, Washington 98563. The Draft Statement is also being made available at the Office of the Governor, State Planning and Community Affairs Agency, Olympia, Washington 98504. Copies of the Commission's Draft Environmental Statement may be obtained by request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

The Applicant's Environmental Report, as supplemented, submitted by Washington Public Power Supply System is also available for public inspection at the above-designated locations. Notice of availability of the Applicant's Environmental Report was published in the FEDERAL REGISTER on October 4, 1974 (39 FR 35835).

Pursuant to 10 CFR Part 51, interested persons may submit comments on the Applicant's Environmental Report, as supplemented, and the Draft Environmental Statement for the Commission's consideration. Federal and State agencies are being provided with copies of the Applicant's Environmental Report and the Draft Environmental Statement (local agencies may obtain these documents upon request). Comments are due by April 7, 1975. Comments by Federal, State, and local officials, or other person received by the Commission will be made available for public inspection at the Commission's Public Document Room in Washington, D.C. and the W. H. Abel Memorial Library, 125 Main Street, South, Montesano, Washington 98563. Upon consideration of comments submitted with respect to the draft environmental statement, the Regulatory staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Comments on the Draft Environmental Statement from interested persons of the public should be addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Rockville, Maryland, this 11th day of February 1975.

For the Nuclear Regulatory Commission:

WM. H. REGAN, JR.,
Chief, Environmental Projects
Branch 4, Division of Reactor
Licensing.

[FR Doc. 75-4423 Filed 2-14-75; 8:45 am]

OFFICE OF MANAGEMENT AND
BUDGETADVISORY COMMITTEE ON THE BALANCE
OF PAYMENTS: STATISTICS, PRESENTATION

Public Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the second meeting of the Advisory Committee on the Balance of Payments Statistics Presentation to be held on Thursday, March 6, 1975 in room 10104 of the New Executive Office Building, 726 Jackson Place NW., Washington, D.C. starting at 9:45 am. The first meeting of the Committee was held January 26.

The objectives of the Committee is to develop recommendations to improve the presentation of the official statistics of the U.S. balance of payments which are published quarterly by the Department of Commerce in press releases and in the Survey of Current Business. The Committee will consider the merits of the present and alternative methods of presenting and summarizing the accounts which would facilitate a more meaningful analysis by the government and the public, and will recommend to the Director of OMB improvements in the tables which could be implemented with the available basic data. The discussion at the meeting will be concerned primarily with resolving the following issues.

1. What purposes can be served by a table which shows overall analytical balances?
2. Which analytical balances or other measures can be agreed upon as being generally useful in the present international environment?
3. What would be the best format for a table which would classify data on international transactions in a clear but neutral fashion?
4. How should the data on international transactions be related to other statistics such as exchange rate relationships or the national economic accounts, in the official publications?
5. What are the desirable functions of the press release, the tables in the *Survey of Current Business*, and the signed *Survey* article?

The members of the Committee are:

Edward Bernstein, President, EMB Ltd.
James Hurtle, Vice President, W. R. Grace and Co.
Rimmer deVries, Vice President, Morgan Guaranty Trust Co.
Peter Kenen, Professor Economics, Princeton University
Walter Salant, Senior Fellow, Brookings Institution
Wilson Schmidt, Chairman, Department of Economics, Virginia Polytechnic Institute and State University
Charles Schwartz, Deputy Director, Research Department, IMF
Robert Ulin, Economic-Finance, Mobil Oil Corporation
Marina Whitman, Professor of Economics, University of Pittsburgh

The meeting will be open to public observation and participation. Further information regarding the meeting may be obtained from the Statistical Policy Division, Office of Management and Budget, Room 10208, New Executive Office Building, Washington, D.C., telephone (202) 395-4730.

VELMA N. BALDWIN,
Assistant to the Director
for Administration.

[FR Doc.75-4322 Filed 2-14-75;8:45 am]

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 February 11, 1975 (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); or from the reviewer listed.

NEW FORMS

U.S. INTERNATIONAL TRADE COMMISSION

Questionnaire on probable economic effects of tariff concessions on U.S. firms producing rubber or plastics products, Form—, Single Time, Weiner (395-4890), Sample of producers in the rubber and plastics industry.

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration:
Motorist Questionnaire Pretest, Form—, Single Time, Strasser (395-3880), Motorists.

Intercity Auto Traveler Attitudinal Survey Plan, Form—, Single Time, Strasser (395-3880), Households having adult intercity auto travelers.

REVISIONS

None

EXTENSIONS

CIVIL SERVICE COMMISSION

Management Intern Program Qualifications Inquiry, Form WA-27, Occasional, Caywood (395-3443), References.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration:
ICAO International Civil Aviation Organization, Air Transport Reporting Form, Airport Traffic, Form ICAO 1, Quarterly, Evinger (395-3648), Airports.

Pilot Self-Briefing Experimentation Questionnaire, Form—, Occasional, Evinger (395-3648), Pilots.

PHILLIP D. LARSEN,
Management and Budget Officer.

[FR Doc.75-4392 Filed 2-14-75;8:45 am]

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 January 12, 1975 (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(s), 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 thru 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), or from the reviewer listed.

NEW FORMS

UNITED STATES TARIFF COMMISSION

Probable Economic Effects of Tariff Concessions on U.S. Manufacturers of Power Loom Woven Wire Cloth, single-time, manufacturers of power loom woven wire cloth, Weiner, N., 395-4890.

DEPARTMENT OF COMMERCE

Bureau of the Census: 1975 Income Pretest Address Register, SC-704, single-time, housing units in Salem County, New Jersey, Ellett, C. A., 395-6172.

DEPARTMENT OF COMMERCE

Bureau of the Census: 1975 Income Pretest, SC-700, SC-701, SC-702, SC-703, single-time, population of Salem County, New Jersey, Strasser, A., 395-3880.

REVISIONS

VETERANS ADMINISTRATION

Application for Servicemen's Group Life Insurance—Retired Reservists, VAF 29-871, on occasion, retired reservists, Caywood, D. P., 395-3443.

DEPARTMENT OF AGRICULTURE

Statistical Reporting Service, Peanut Disposition Survey, SRSCE513, annually, peanut growers, Lowry, R.L., 395-3772.

Statistical Reporting Service, maple syrup inquiries, semi-annually, maple syrup producers, Lowry, R.L., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service: Instructions for Application for Federal Assistance for R & D Grants, HEW-608T, on occasion, universities and nonprofit institutions, Caywood, D.P., 395-3443.

Social and Rehabilitation Service, Instructions for Completion of Application for Federal Assistance for Public Assistance Demonstration Grants, HEW-608T, annually, Government agencies, Lowry, R.L., 395-3772.

EXTENSIONS

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service, Regulations—Special Food Service Program for Children, on occasion, service institutions, Evinger, S.K., 395-3648.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.75-4411 Filed 2-14-75;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[File No. 590-1]

CONTINENTAL VENDING MACHINE CORP.

Suspension of Trading

FEBRUARY 7, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Continental Vending Machine Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from February 9, 1975 through February 18, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-4310 Filed 2-14-75;8:45 am]

[Release Nos. 33-5569, 34-11236; File No. 87-551]

DISCLOSURE OF ENVIRONMENTAL AND OTHER SOCIALLY SIGNIFICANT MATTERS

Notice of Public Proceeding

The Securities and Exchange Commission hereby announces and directs that a public proceeding be held, including public hearings, concerning disclosure in registration statements, reports and other documents filed with the Commission or required to be furnished to investors pursuant to the Securities Act and the Securities Exchange Act of environmental and other matters of primarily social rather than financial concern, including equal employment matters. Through this proceeding the Commission seeks to determine whether its present disclosure rules are adequate in view of the provisions of the National Environmental Policy Act (NEPA)¹ and, if not, what further rulemaking action should be taken. The Commission also seeks information upon which to evaluate the desirability of amending its disclosure requirements with respect to other

¹ 42 U.S.C. 4321, et seq.

matters of primarily social rather than financial concern.

BACKGROUND

This proceeding has been initiated primarily to assure that the Commission's disclosure requirements are fully consistent with the requirements of NEPA and to consider equal employment and other matters pursuant to an Order and Opinion of Judge Charles R. Richey in *Natural Resources Defense Council, Inc., et al. v. Securities and Exchange Commission, et al.*, No. 409-73 (D. D.C., December 9, 1974). Judge Richey suggested that the Commission should "resolve two overriding factual issues. The first is the extent of 'ethical investor' interest in [this] type of information. . . . The second issue is what avenues of action are available which ethical investors may pursue and which will tend to eliminate corporate practices that are inimical to the environment and equal employment opportunity." Judge Richey emphasized that "the SEC should not limit itself to these questions. Rather, it must imaginatively exercise its authority and expertise."²

SCOPE OF INQUIRY

In this proceeding the Commission seeks to obtain the views of the public concerning whether, and to what extent, information that does not necessarily have direct and immediate economic significance might nevertheless be the type of information that a reasonable investor would wish to have in making an investment decision or giving a proxy. In this connection, the Commission will welcome any views concerning (1) the advisability of its requiring disclosure of socially-significant matters, (2) whether and on what basis these disclosures might be viewed as being material, particularly where these matters may not be considered material in an economic sense, (3) the basis and extent, if any, of the Commission's authority to require disclosure of matters primarily of social concern but of doubtful economic significance, and (4) the probable impact, if any, of such disclosure on corporate behavior.

The Commission recognizes that certain members of the public may find environmental and other socially-significant disclosures of importance in making their investment decisions. At the same time, it is the Commission's responsi-

bility to require disclosure of information that the investing public generally would find material in making their investment decisions. And the Commission must take due care that its disclosure requirements elicit meaningful, effective disclosure without causing disclosure documents to be excessively technical or obscure. The Commission believes that data concerning the extent of the investing public's interest in the use of environmental and other socially-significant disclosures is necessary for determining to what extent, if any, adoption of new disclosure requirements would be consistent with the Commission's statutory authority and the essential considerations of national policy that the securities laws were designed to effect.

The Commission's existing disclosure requirements concerning the environment and equal employment matters remain in effect pending further action by the Commission.³

ENVIRONMENTAL DISCLOSURES

EXISTING REQUIREMENTS

A primary purpose of this proceeding is to determine whether the provisions of NEPA require that the Commission's existing environmental disclosure requirements must be revised, expanded or limited or would permit them to remain in effect. The existing environmental disclosure requirements, adopted in Securities Act Release 5386, call for disclosure of the material effect of compliance with Federal, State and local environmental laws and regulations on the operations of the registrant and its subsidiaries. In addition, the rules and instructions contained in that release require disclosure with respect to certain administrative and judicial proceedings arising under Federal, State, or local provisions regulating the discharge of materials into the environment or otherwise relating to the protection of the environment. All environmental proceedings initiated by a government authority are treated as being material and required to be disclosed. Those proceedings which are similar in nature, however, may be grouped and described generically.

POSSIBLE ADDITIONAL DISCLOSURE REQUIREMENTS

It has been suggested that the Commission adopt amendments to its registration statement and report forms to require that registrants describe, with respect to each major activity or product:

- (1) The nature and extent, quantified to the degree feasible, of the resulting environmental pollution or injury to natural resources;
- (2) The feasibility of reducing such pollution or injury under existing technology, including a description of alternatives and the cost of each;

² Securities Act Release No. 5386 (April 20, 1973); Securities Act Release No. 5170 (July 19, 1971).

(3) The prospects for improving that technology;

(4) Existing and projected expenditures for reducing such pollution or injury;

(5) Legal requirements affecting the impact of the registrant's activities on the environment, including requirements for licenses and permits and outstanding court or administrative orders; and

(6) Pending or threatened judicial or agency proceedings, whether initiated by private or governmental bodies, challenging registrant's compliance with environmental protection standards.

It has further been proposed that the Commission require disclosure concerning whether a registrant has changed its products, projects, production methods, policies, investments or advertising to advance environmental values and a general statement of the registrant's policy towards environmental issues and concerns.

It also has been suggested that (a) certain disclosure might be required only of registrants which, by reason of their size or business, are considered to have major potential for causing environmental harm, and (b) certain disclosures might be included in prospectuses, proxy or information statements, or annual reports to security holders whereas others might be included only in documents which are filed with the Commission and are available for public inspection, but which are not distributed to the public.

The Commission would appreciate comment on the foregoing, including the possible criteria for determining (a) which registrants should be required to make proposed disclosures, and (b) which disclosures should be included in documents distributed to the public.

OTHER MATTERS OF SOCIAL CONCERN

EXISTING REQUIREMENTS

The Commission has issued an interpretative release concerning the responsibility of registrants to report material legal proceedings, including those related to equal employment practices,⁴ and the Commission has taken enforcement action against certain companies which failed adequately to disclose illegal political contributions made by or on behalf of the corporation.⁵ On the other hand, in response to a petition for rule-making, the Commission determined during the past year not to adopt rules that would have imposed affirmative action requirements upon securities exchanges, national securities associations, and their members with respect to em-

⁴ Securities Act Release No. 5170 (July 19, 1971).

⁵ See, e.g., *S.E.C. v. American Ship Building, Dist. Ct., Dist. of Col.*, Litigation Release No. 6534 (Oct. 4, 1974).

⁶ Securities Exchange Act Release No. 10597 (January 14, 1974); Securities Exchange Act Release No. 11189 (January 20, 1975).

⁷ Securities Exchange Act Release No. 10325 (August 7, 1973).

³ Judge Richey ordered the Commission to take further rulemaking action in conformity with the procedural requirements of the Administrative Procedure Act, which he found had not been fully complied with when the Commission's forms were amended on April 20, 1973, pursuant to NEPA. While the Commission does not agree with Judge Richey that it did not satisfy the procedural requirements of the Administrative Procedure Act, it is herewith attempting fully to comply with his order. The fact that the Commission is conducting these proceedings should not be taken to indicate any view as to its authority to assist members of the investing public in matters of primarily social rather than financial concern.

ployment discrimination.⁶ It has also rejected a petition for the promulgation of specific rules concerning disclosure of specific rules concerning disclosure with respect to political contributions.⁷ In addition the Commission's staff has had reason to consider a variety of socially-oriented proposals that have been submitted for corporate consideration by shareholders pursuant to Rule 14a-8 under the Securities Exchange Act.

POSSIBLE ADDITIONAL DISCLOSURE REQUIREMENTS

(1) Equal Employment Litigation:

It has been suggested that the Commission amend its registration and report forms to require that registrants provide information concerning any proceedings in any court or before any agency challenging the registrant's compliance with the Equal Employment Opportunity Act⁸ or the employment regulations pertaining to federal contractors. The Commission will consider that proposal in the course of this proceeding.

(2) Equal Employment Statistics:

It has been suggested that certain registrants be required to disclose in registration statements and periodic and other reports the statistical data showing the percentage and number of minority and female employees in each of specified job categories that is contained on Forms EEO-1 which the company is required to file with the Equal Employment Opportunity Commission. The Commission feels that it would be difficult, if not impossible, to make a meaningful evaluation of a company's current hiring and promotion practices based solely upon the raw statistical data reported on Forms EEO-1.⁹ In the course of the proceeding the Commission will consider contrary views or whether, in any event, this or comparable information would be or could be reasonably made meaningful to members of the investing public, and, if so, whether disclosure requirements of that type may and should be adopted.

(3) Other Topics of Social Concern:

The Commission would welcome further comment on these and any other matters of social concern to members of the investing public, and alerts the public to the fact of its earlier consid-

eration of certain of these matters in order to provide information that may be of value to persons seeking to comment at this time. The Commission's objective in requesting such comment is to determine generally the extent and nature of investor interest in topics primarily of social concern but of doubtful economic relevance. Proposals concerning equal employment disclosure have been mentioned to illustrate, but not to exhaust, the range of social interests about which the Commission solicits comment.

The Commission invites comment from all interested persons. The Commission specifically invites comments from legal scholars, public-interest groups, foundations, colleges, universities, and registrants. The Commission would also appreciate comments from persons who have expertise or experience in the development of investment practices which take into account an issuer's environmental posture or any other area of social concern such as equal employment practices. The Commission also invites comments from investment managers and trustees as to whether concern with "non-economic" investment considerations is consistent with fiduciary responsibilities under applicable law. It would be particularly helpful if managers of corporations would provide the Commission with information concerning the extent to which socially-significant matters have been considered at shareholder meetings and the extent to which they have been accepted or rejected when put to a vote.

Any interested person wishing to submit specific written comments concerning the inquiries set forth herein is invited to do so at any time prior to May 14, 1975.¹⁰ All comment letters should be submitted in duplicate, addressed to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, Washington, D.C. 20549, and should be captioned with File No. S7-551. All such communications will be made part of the record of the proceeding and will be available for public inspection. In addition, the petitions, releases, and suggested rule changes to which this release refers, the court's opinion in *Natural Resources Defense Council v. Securities and Exchange Commission*, and certain documents prepared in connection with that litigation, have been placed in File No. S7-551 and are likewise available for public inspection.

The public hearings are scheduled to commence on Monday, April 14, 1975, at the Commission's offices in Washington,

⁶ Judge Richey's order of December 9, 1974, referred to at page 2, requires the Commission to "take further rulemaking action within 120 days of this order." The Commission intends to file a motion requesting that this period be expanded to afford ample opportunity for public comment and Commission consideration of the matters discussed in this release. The plaintiffs in the case pending before Judge Richey have indicated that they will not oppose such a motion. Should the motion be denied, however, it will be necessary to shorten the comment period and accelerate the hearing schedule specified herein.

D.C. Any interested person desiring to make an oral presentation of his views at the hearing is requested to write or call William F. Bavinger, Office of the General Counsel (Telephone 202-755-1387). It has been tentatively determined to limit oral statements generally to 15 minutes each plus such further time as may be necessary to answer questions. Depending upon the number of persons requesting to be heard, appearances may be more limited. Additional time may be granted at the discretion of the hearing officer upon written request timely submitted with copies of the witness's prepared statement. All witnesses shall be required to submit 25 copies of their prepared statements three business days in advance of their scheduled date of appearance.

Persons making oral statements should be prepared to respond to specific inquiries from the Commission staff. Any person may in writing submit to the hearing officer questions that he wishes to have directed to a particular witness or groups of witnesses; but the hearing officer will determine in his sole discretion whether or to what extent to direct those questions to any witness.

This public proceeding has been ordered by the Commission pursuant to sections 19 and 21 of the Securities Act, sections 21 and 22 of the Securities Exchange Act and Rule 4(b) of the Commission's rules of practice.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-4408 Filed 2-14-75;8:45 am]

POSTAL RATE COMMISSION

POSTAL SERVICE FACILITIES

Notice of Visits

FEBRUARY 13, 1975.

Notice is hereby given that employees of the Postal Rate Commission have or 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 have or will be discussed.

Reports of the visits will be on file in the Commission's docket room.

Place of visit:	Date of visit
Washington, D.C. post office	Feb. 12, 1975
Orlando, Fla., post office	Feb. 14-14, 1975
Rockville, Md., post office	Feb. 20-21, 1975
U.S. Postal Service Headquarters, D.C.	Feb. 24, 1975
Atlanta, Ga., post office	Mar. 3-5, 1975
San Francisco post office	Mar. 3-7, 1975

By direction of the Commission.

JAMES R. LINDSAY,
Secretary of the Commission.

[FR Doc.75-4470 Filed 2-14-75;9:48 am]

⁸ 42 U.S.C. 2000e.

⁹ To the extent that unequal educational opportunity or unequal educational incentive has produced a lack of qualified women or minority group members in certain job categories, or to the extent that other factors may limit the number of qualified women or minority group members in a particular area, individual employers would find it most difficult to recruit a substantial number of women and minority group members to jobs within those categories. Raw statistics, reflecting only the fact that a company has not successfully recruited persons within these categories would provide little or no insight into the quality or extent of the company's recruitment efforts. See Letter, dated February 10, 1975, from George A. Fitzsimmons, Secretary, Securities and Exchange Commission, to Natural Resources Defense Council, Inc., Project on Corporate Responsibility, Inc., and Center on Corporate Responsibility, Inc. (SEC File No. 4-179).

DEPARTMENT OF LABOR

Office of the Secretary

ALL ITEMS CONSUMER PRICE INDEX
United States City Average

Pursuant to section 104(a) (4) of the Federal Election Campaign Act of 1971, Pub. L. 92-225, 86 Stat. 3, 47 U.S.C. 803, the Secretary of Labor has certified to the Comptroller General, and publishes in this notice in the FEDERAL REGISTER, the fact that the United States city average of the All Items Consumer Price Index (1967=100) increased 27 percent from its 1970 annual average of 116.3 to its 1974 annual average of 147.7.

PETER J. BRENNAN,
Secretary of Labor.

[FR Doc. 75-4473 Filed 2-14-75; 9:47 am]

INTERSTATE COMMERCE
COMMISSION

[Notice No. 699]

ASSIGNMENT OF HEARINGS

FEBRUARY 12, 1975.

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 139763, Oak Harbor Freight Lines, Inc., now being assigned April 7, 1975 (1 week), at Olympia, Wash., in a hearing room to be designated later.

MC 135678 Sub 3, Midwest Transportation, Inc., now being assigned April 7, 1975 (1 week), at Oklahoma City, Okla., in a hearing room to be designated later.

MC 104004 Sub 180, Associated Transport, Inc. Extension-T. V. A. Power Plan, now assigned March 4, 1975, at Nashville, Tenn., is postponed indefinitely.

MC 1239 Sub 4, Pony Trucking, Inc., now assigned February 18, 1975, at Washington, D.C., is postponed indefinitely.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 75-4347 Filed 2-14-75; 8:45 am]

[Finance Docket No. 26832]

CHESAPEAKE AND OHIO RAILWAY CO.
Abandonment of Service

Upon consideration of the record in the above-entitled proceeding, and of a staff-prepared environmental threshold assessment survey which is available to the public upon request; and

It appearing, that no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning

of the National Environmental Policy Act of 1969, 42 U.S.C. 4321, et seq.; and good cause appearing therefor:

It is ordered, That applicant be, and it is hereby, directed to publish the appended notice in newspapers of general circulation in Fluvanna and Louisa Counties, Virginia, on or before February 26, 1975, and certify to the Commission that this has been accomplished.

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

Dated at Washington, D.C., this 30th day of January 1975.

By the Commission, Commissioner
Tuggle.

[SEAL] ROBERT L. OSWALD,
Secretary.

The Interstate Commerce Commission hereby gives notice that by order dated January 30, 1975, it has been determined that the proposed abandonment by the Chesapeake and Ohio Railway Company of its branch line extending 26.99 miles near Strathmore in Fluvanna County to a point near Lindsay in Louisa County, Va., if approved by the Commission, does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4321, et seq., and that preparation of a detailed environmental impact statement will not be required under section 4332(2) (C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because effects upon air and water quality due to diversion to motor carrier will be minimal; there are no definitive economic or industrial projects planned for the area which would be dependent on direct rail service from this line, and alternate rail service exists in close proximity over applicant's main lines.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C., 20423, on or before March 12, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc. 75-4348 Filed 2-14-75; 8:45 am]

IRREGULAR-ROUTE MOTOR COMMON
CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

FEBRUARY 12, 1975.

The following letter-notices of proposals to eliminate gateways for the pur-

pose 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 by February 28, 1975. 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 2368 (Sub-No. E26), filed May 29, 1974. Applicant: BRALLEY-WILLET TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Animal oils*, in bulk, in tank vehicles, from Crozet, Va. to points in Pennsylvania. The purpose of this filing is to eliminate the gateway of King George County, Va.

No. MC 2368 (Sub-No. E27), filed May 29, 1974. Applicant: BRALLEY-WILLET TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Animal oils*, in bulk, in tank vehicles, from Smithfield, Va., to points in Connecticut, Massachusetts, Rhode Island, Illinois, Indiana, Louisiana, Ohio, Alabama, Florida, Michigan, New Hampshire, and Vermont. The purpose of this filing is to eliminate the gateway of Portsmouth, Va.

No. MC 2368 (Sub-No. E28), filed May 29, 1974. Applicant: BRALLEY-WILLET TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Animal oils*, in bulk, in tank vehicles (except liquid cocoa butter), from points in Virginia on and south of a line beginning at the Virginia-West Virginia State line and proceeding east along Virginia Highway 311 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction U.S. Highway 360, thence along U.S. Highway 360 to junction Interstate Highway 64, thence along Interstate Highway 64 to junction Interstate Highway 264, thence along Interstate Highway 264 to the Atlantic Ocean, to points in the District of Columbia. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC 2368 (Sub-No. E29), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils* (except liquid cocoa butter), in bulk, in tank vehicles, from points in Virginia on and east and north of a line beginning at the Maryland-Virginia State line and proceeding south along U.S. Highway 15 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction Interstate Highway 64, thence along Interstate Highway 64 to junction Interstate Highway 264, thence along Interstate Highway 264 to the Atlantic Ocean, to points in South Carolina on and south of Interstate Highway 26. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC 2368 (Sub-No. E30), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Virginia 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils* (except liquid cocoa butter), in bulk, in tank vehicles, from points in Maryland to points in Georgia. The purpose of this filing is to eliminate the gateway of Richmond, Virginia.

No. MC 2368 (Sub-No. E31), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Virginia 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils* (except liquid cocoa butter), in bulk, in tank vehicles, from points in Maryland on and east of U.S. Highway 15 to points in Tennessee (except Memphis). The purpose of this filing is to eliminate the gateway of Richmond, Virginia.

No. MC 2368 (Sub-No. E37), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Virginia 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils* (except liquid cocoa butter), in bulk, in tank vehicles, from points in Maryland (except those south of U.S. Highway 50 on the Eastern Shore) to points in South Carolina. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC 2368 (Sub-No. E37), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils*, in bulk, in tank vehicles,

(except liquid cocoa butter), from points in North Carolina on and east of a line beginning at the North Carolina-Virginia State line and proceeding south along U.S. Highway 29 to junction U.S. Highway 220, thence south along U.S. Highway 220 to the North Carolina-South Carolina State line, to points in Pennsylvania. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC 2368 (Sub-No. E38), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils*, in bulk, in tank vehicles (except liquid cocoa butter), from points in West Virginia on and north of U.S. Highway 50, to points in South Carolina, on and east of Interstate Highway 95 and points in North Carolina on and east of a line beginning at the Virginia-North Carolina State line and proceeding south along Interstate Highway 85 to junction U.S. Highway 15, thence south along U.S. Highway 15 to junction North Carolina Highway 87, thence along North Carolina Highway 87 to Interstate Highway 95, thence along Interstate Highway 95 to the North Carolina-South Carolina State line. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC 2368 (Sub-No. E39), filed May 29, 1974. Applicant: BRALLEY-WILLETT TANK LINES, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: Ward W. Johnson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils* (except liquid cocoa butter), in bulk, in tank vehicles, from points in Delaware to points in Tennessee (except Memphis), North Carolina on and west of Interstate Highway 95, South Carolina, Georgia, and on and south of a line beginning at the Virginia-West Virginia State line and proceeding west along U.S. Highway 60 to junction Interstate Highway 64 at Charlestown, thence along Interstate Highway 64 to the Kentucky-West Virginia State line. The purpose of this filing is to eliminate the gateway of Richmond, Va.

No. MC 14702 (Sub-No. E17) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER June 21, 1974. Applicant: OHIO FAST FREIGHT, INC., P.O. Box 808, Warren, Ohio 44482. Applicant's representative: James M. Holland (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum* (except that which because of size or weight requires the use of special equipment, and except in bulk), (a) between points in Maine, New Hampshire, Massachusetts, Rhode Island, Vermont, and points in Connecticut on and east of a line beginning at the Massachusetts-Connecticut State line,

thence south along Interstate Highway 91 to its intersection with Connecticut Highway 9, thence along Connecticut Highway 9 to Long Island Sound, on the one hand, and, on the other, points in Arkansas, Kansas, Louisiana, Mississippi, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Texas, points in Iowa on and west of U.S. Highway 69, points in Minnesota on, north, and west of a line beginning at the Minnesota-Wisconsin State line, thence west over U.S. Highway 12 to its intersection with Minnesota Highway 15, thence along Minnesota Highway 15 to the Minnesota-Iowa State line; points in Kentucky on and west of a line beginning at the Indiana-Kentucky State line, thence south along Kentucky Highway 69 to its intersection with Kentucky Highway 85, thence along Kentucky Highway 85 to its intersection with Kentucky Highway 62, thence along Kentucky Highway 62 to its intersection with U.S. Highway 41, thence along U.S. Highway 41 to the Kentucky-Tennessee State line; points in Indiana on and south of a line beginning at the Indiana-Illinois State line, thence east along Indiana Highway 62 to its intersection with Indiana Highway 66, thence along Indiana Highway 66 to the Ohio River at Cannelton; points in Tennessee on and west of Interstate Highway 65. The purpose of this filing is to eliminate the gateways of (a) the plant site and warehouses of Alcan Aluminum Corp., at Oswego, N.Y., and (b) the plant site and warehouses of Alcan Aluminum Corp., at Fairmont, W. Va. The purpose of this partial correction is to correct the territorial description. The remainder of this letter-notice remains as previously published.

No. MC 14702 (Sub-No. E18) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER June 14, 1974. Applicant: OHIO FAST FREIGHT, INC., P.O. Box 808, Warren, Ohio 44482. Applicant's representative: James M. Holland (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron, steel, manufactured iron and steel articles, motors, machinery, and machinery parts* (except commodities requiring special equipment), between Buffalo and Rochester, N.Y., on the one hand, and, on the other, points in Illinois in the Chicago, Ill., commercial zone as defined by the Commission, points in Indiana, and points in Michigan on and south of Michigan Highway 46, and points in Ohio south and west of a line beginning at the Ohio-Pennsylvania State line, thence west on U.S. Highway 62 to the intersection with Ohio Highway 82, thence west on Ohio Highway 82 to the intersection with U.S. Highway 422, thence along U.S. Highway 422 to the shores of Lake Erie. The purpose of this filing is to eliminate the gateways of (a) Warren, Ohio, and (b) the plant site of The Timken Roller Bearing Company near Wooster, Ohio. The purpose of this correction is to expand the territorial descriptions.

No. MC 14702 (Sub-No. E21) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER June 19, 1974. Applicant: OHIO FAST FREIGHT, INC., P.O. Box 808, Warren, Ohio 44482. Applicant's representative: James M. Holland (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles*, which because of size, weight, or nature require the use of flat-bottom vehicles or vehicles with sides not in excess of 36 inches in height, from points in Illinois to the Chicago, Ill., commercial zone as defined by the Commission, Indiana, points in Michigan on and south of Michigan Highway 46, to points in Armstrong, Clarion, Fayette, Forest, Warren, and Westmoreland Counties, Pa., and points in New York on and west of New York Highway 14 (except Buffalo and Rochester, N.Y.). The purpose of this filing is to eliminate the gateway of Canton, Ohio. The purpose of this correction is to clarify the territorial descriptions.

No. MC 14702 (Sub-No. E27) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER June 19, 1974. Applicant: OHIO FAST FREIGHT, INC., P.O. Box 808, Warren, Ohio 44482. Applicant's representative: James M. Holland (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum* (except that which because of size or weight requires the use of special equipment), between points in Pennsylvania on and east of a line beginning at the New York-Pennsylvania State line, thence south along Interstate Highway 81 to its intersection with the Pennsylvania Turnpike Extension, thence along the Pennsylvania Turnpike Extension to its intersection with U.S. Highway 422, thence along U.S. Highway 422 to its intersection with Interstate Highway 676, thence along Interstate Highway 676 to the Delaware River, and points in that part of New Jersey west and south of a line beginning at the Pennsylvania-New Jersey State line, thence south along U.S. Highway 206 to its intersection with Interstate Highway 206 to its intersection with Interstate Highway 287, thence along Interstate Highway 287 to its intersection with New Jersey Highway 440, thence along New Jersey Highway 440 to the New Jersey-New York State line, and on and north of U.S. Highway 30, on the one hand, and, on the other, points in Arizona, California, Oregon, Washington, Utah, Nevada, Idaho; points in Montana on and west of a line beginning at the United States-Canada International Boundary line, thence south along Montana Highway 242 to its intersection with U.S. Highway 191, thence along U.S. Highway 191 to its intersection with U.S. Highway 87, thence along U.S. Highway 87 to the Montana-Wyoming State line; points in Wyoming on and west of a line beginning at the Montana-Wyoming State line, thence south along U.S. Highway 310 to its intersection with Wyoming Highway 789, thence along Wyoming

Highway 789 to the Wyoming-Colorado State line; points in Colorado on and west of a line beginning at the Colorado-Wyoming State line, thence south along Colorado Highway 13 to its intersection with U.S. Highway 6, thence along U.S. Highway 6 to its intersection with U.S. Highway 24, thence along U.S. Highway 24 to its intersection with U.S. Highway 285, thence along U.S. Highway 285 to the Colorado-New Mexico State line; and points in New Mexico on and west of U.S. Highway 285. The purpose of this filing is to eliminate the gateways of (a) the plant site and warehouses of Alcan Aluminum Corporation at Oswego, N.Y., and (b) the plant site and warehouses of Alcan Aluminum Corporation at Fairmont, W. Va. The purpose of this correction is to correct the territorial description.

No. MC 14702 (Sub-No. E35) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER June 19, 1974. Applicant: OHIO FAST FREIGHT, INC., P.O. Box 808, Warren, Ohio 44482. Applicant's representative: James M. Holland (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum* (except that which because of size or weight, requires the use of special equipment and except in bulk), between points in that part of Ohio on, east, and north of a line beginning at the Michigan-Ohio State line, thence south along Interstate Highway 75 to its intersection with Ohio Highway 15, thence along Ohio Highway 15 to its intersection with U.S. Highway 23, thence along U.S. Highway 23 to its intersection with Interstate Highway 70, thence along Interstate Highway 70 to the Ohio-Pennsylvania State line, on the one hand, and, on the other, points in California, Nevada, Idaho, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of (a) Warren, Ohio, and (b) the plant site and warehouse facilities of Alcan Aluminum Corporation at Fairmont, W. Va. The purpose of this correction is to correct the destination territories.

No. MC 14702 (Sub-No. E44) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER August 28, 1974. Applicant: OHIO FAST FREIGHT, INC., P.O. Box 808, Warren, Ohio 44482. Applicant's representative: James M. Holland (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum* (except in bulk and except commodities requiring special equipment), between points in Maine, New Hampshire, Vermont, Rhode Island, and points in Massachusetts on, north, and west of a line beginning at the New York-Massachusetts State line and extending along Interstate Highway 90 to its intersection with U.S. Highway 202, thence along U.S. Highway 202 to the Massachusetts-Connecticut State line, on the one hand, and, on the other, points in Ohio on, south, and east of a line beginning at the Ohio River and extending along Ohio

Highway 39 to its intersection with Interstate Highway 77, thence along Interstate Highway 77 to its intersection with Ohio Highway 78, thence along Ohio Highway 78 to its intersection with Ohio Highway 13, thence along Ohio Highway 13 to its intersection with U.S. Highway 33, thence along U.S. Highway 33 to the Ohio-West Virginia State line, restricted against the transportation of traffic originating at or destined to points in Canada. The purpose of this filing is to eliminate the gateways of Warren, Ohio, and the plant site and warehouses of Alcan Aluminum Corporation at Oswego, N.Y. The purpose of this correction is to correct the territorial descriptions.

No. MC 21170 (Sub-No. E16), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass bottles and jars*, from Alton, Ill., to points in Minnesota. The purpose of this filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E17), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Empty malt beverage containers*, from points in that part of Minnesota south and west of a line beginning at the Iowa-South Dakota State line and extending along Minnesota Highway 269 through Jasper to junction unnumbered Highway, thence south 8 miles to junction unnumbered Highway, thence east on unnumbered Highway including Hardwick, to Kenneth, thence south to Magnolia, thence east to and including Adrian, thence east on U.S. Highway 90 seven miles to junction unnumbered Highway, thence south six miles to junction of unnumbered Highway, thence east of junction U.S. Highway 59, thence south on U.S. Highway 59 two miles to junction unnumbered Highway, thence east of Round Lake, thence south on unnumbered Highway to the Minnesota-Iowa State line, to Milwaukee, Wis. The purpose of this filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E18), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy, confectionery, and confectionery products* (except commodities in bulk, in tank vehicles), and *advertising matter, premiums, prizes, and display material*, when shipped in the same vehicle with candy, confectionery, and confectionery products, from the facilities of Topps Chewing Gum, Inc., at or near Duryea, Pa., to points in Colorado and Nebraska, restricted to traffic originating at the facilities of Topps Chewing

Gum, Inc., at or near Duryea, Pa. The purpose of this filing is to eliminate the gateway of the plantsite of Ralston Purina Co., located at or near California, Mo.

No. MC 21170 (Sub-No. E20), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products, and articles distributed by meat packinghouse*, as defined in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, except commodities in bulk, in tank vehicles, and hides, restricted to the transportation of such commodities as are dealt in by wholesale, retail, or chain grocery stores, from the plant site of Swift and Company at or near Grand Island, Nebr., to points in that part of Iowa beginning at the Minnesota-Iowa State line and extending along U.S. Highway 69 to junction Iowa Highway 72, thence along Iowa Highway 72 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Iowa Highway 118, thence along Iowa Highway 118 to junction Iowa Highway 175, thence along Iowa Highway 175 to junction Iowa Highway 14, thence along Iowa Highway 14 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Iowa Highway 48, thence along Iowa Highway 48 to junction U.S. Highway 59, thence along U.S. Highway 59 to the Iowa-Missouri State line. The purpose of this filing is to eliminate the gateway of that part of Missouri on and north of U.S. Highway 50, and on and west of U.S. Highway 63.

No. MC 21170 (Sub-No. E25), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Eggs and butter*, from points in that part of Minnesota west of a line beginning at the Minnesota-Wisconsin State line and extending along U.S. Highway 61 to junction Minnesota Highway 43, thence along Minnesota Highway 43 to junction Minnesota Highway 76, thence along Minnesota Highway 76 to the Minnesota-Iowa State line to Youngstown, Ohio. The purpose of this filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E30), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Unfrozen bakery products* (except bulk, in tank vehicles), from the plant site of the United States Baking Company at Seeleyville, Indiana, to Fargo, North Dakota. The purpose of this

filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E31), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Eggs and butter*, from points in that part of Kansas on and east of U.S. Highway 81, and that part of Missouri north and west of a line beginning at the Kansas-Missouri State line and extending along U.S. Highway 50 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction U.S. Highway 63, thence along U.S. Highway 63 to the Missouri-Iowa State line, to Youngstown, Ohio. The purpose of this filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E32), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass bottles and jars*, from Alten Illinois, to Fargo, North Dakota. The purpose of this filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E36), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned milk*, from Waupun, Wis., to points in that part of Missouri on and north of a line beginning at the Kansas-Missouri State line and extending along U.S. Highway 50 to junction Missouri Highway 87, thence along Missouri Highway 87 to junction Missouri Highway 5, thence along Missouri Highway 5 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Missouri Highway 5, thence along Missouri Highway 5 to the Iowa-Missouri State line, and to points in that part of Kansas on the east of U.S. Highway 81. The purpose of this filing is to eliminate the gateway of Des Moines, Iowa.

No. MC 21170 (Sub-No. E38), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in Kansas on the east of U.S. Highway 81 and that part of Missouri on, north and west of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 50 to junction Missouri Highway 87, thence along Missouri Highway 87 to junction Missouri Highway 179, thence along Missouri

Highway 179 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 63, thence along U.S. Highway 63 to the Iowa-Missouri State line to Chicago, Ill. The purpose of this filing is to eliminate the gateways of Cambridge, Gilman, Grundy Center, Oskaloosa and Roland, Iowa.

No. MC 21170 (Sub-No. E39), filed June 4, 1974. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glassware and closures for glass containers*, from Burlington, Wis., to points in Kansas on the east of U.S. Highway 81, and points in Missouri on and north of U.S. Highway 50 and on the west of U.S. Highway 63. The purpose of this filing is to eliminate the gateway of Iowa.

No. MC 31462 (Sub-No. E65), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, from points in that part of Tennessee on and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Tennessee Highway 22, thence along Tennessee Highway 22 to the Tennessee-Mississippi State line to points in Connecticut. The purpose of this filing is to eliminate the gateway of Cairo, Ill., and points within 25 miles thereof, and Fort Wayne, Ind., and points in Indiana within 40 miles thereof.

No. MC 31462 (Sub-No. E114), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in that part of Florida on, east, and south of a line beginning at the Georgia-Florida State line extending along U.S. Highway 27 to Tallahassee, thence along U.S. Highway 319 to junction Florida Highway 365, thence along Florida Highway 365 to the Gulf of Mexico, on the one hand, and, on the other, points in that part of Texas on and north of a line beginning at the Oklahoma-Texas State line extending along U.S. Highway 62 to junction U.S. Highway 83, thence along U.S. Highway 83 to junction Texas Highway 256, thence along Texas Highway 256 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction Interstate Highway 40, thence along Interstate Highway 40 to the Texas-New Mexico State line. The purpose of this filing is to eliminate the gateways of any point in Georgia; any point in Tennessee; Cairo, Ill., and points within 25 miles

thereof, and any point in Okmulgee County, Okla.

No. MC 31462 (Sub-No. E115), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in that part of Florida on, east, and south of a line beginning at the Georgia-Florida State line extending along U.S. Highway 27 to Tallahassee, thence along U.S. Highway 319 to junction Florida Highway 365, thence along Florida Highway 365 to the Gulf of Mexico, on the one hand, and, on the other, points in Oklahoma on and north of a line beginning at the Arkansas-Oklahoma State line extending along U.S. Highway 271 to junction U.S. Highway 270, thence along U.S. Highway 270 to junction Oklahoma Highway 1, thence along Oklahoma Highway 1 to Ada, thence along Oklahoma Highway 29 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction Oklahoma Highway 7, thence along Oklahoma Highway 7 to Lawton, thence along U.S. Highway 62 to the Oklahoma-Texas State line. The purpose of this filing is to eliminate the gateway of any point in Georgia; any point in Tennessee, and Cairo, Ill., and points within 25 miles thereof.

No. MC 31462 (Sub-No. E119), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Florida, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the United States-Canada International Boundary line extending along U.S. Highway 91 to junction U.S. Highway 2, thence along U.S. Highway 2 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 91, thence along U.S. Highway 91 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Idaho State line. The purpose of this filing is to eliminate the gateways of (1) Gulfport, Miss., or any point within 35 miles thereof; (2) Cairo, Ill., or any point within 25 miles thereof; (3) Burlington, Iowa, or any point within 50 miles thereof; (4) Alden, Minn., or any point within 35 miles thereof; and (5) Williston, N. Dak., or any point in North Dakota within 200 miles thereof.

No. MC 31462 (Sub-No. E137), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Author-

ity sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Illinois, on the one hand, and, on the other, points in that part of Montana on and east of a line beginning at the United States-Canada International Boundary line extending along U.S. Highway 91 to junction U.S. Highway 2, thence along U.S. Highway 2 to Browning, thence along U.S. Highway 89 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 91, thence along U.S. Highway 91 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Idaho State line. The purpose of this filing is to eliminate the gateways of (1) Alden, Minn., and points in Minnesota within 35 miles thereof; (2) Williston, N. Dak., and points in North Dakota within 200 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E139), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in that part of Illinois on and west of a line beginning at the Illinois-Indiana State line extending along Illinois Highway 17 to junction U.S. Highway 45, thence along U.S. Highway 45 to the Kentucky-Illinois State line, on the one hand, and, on the other, points in that part of Tennessee on and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 127 to junction Tennessee Highway 68, thence along Tennessee Highway 68 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Tennessee Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 411, thence along U.S. Highway 411 to the Tennessee-Georgia State line. The purpose of this filing is to eliminate the gateway of Cairo, Ill., and points within 25 miles thereof.

No. MC 31462 (Sub-No. E140), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in that part of Illinois on and north of a line beginning at the Illinois-Indiana

State line extending along U.S. Highway 136 to the Illinois-Missouri State line, on the one hand, and, on the other, points in that part of Missouri on and west of a line beginning at the Missouri-Illinois State line extending along U.S. Highway 36 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Missouri Highway 5, thence along Missouri Highway 5 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Missouri Highway 13, thence along Missouri Highway 13 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction Interstate Highway 44, thence along Interstate Highway 44 to the Missouri-Oklahoma State line. The purpose of this filing is to eliminate the gateway of Burlington, Iowa, and points within 50 miles thereof.

No. MC 31462 (Sub-No. E257), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Maryland, on the one hand, and, on the other, points in that part of Texas on and west of a line beginning at the Texas-Oklahoma State line extending along Texas Highway 37 to Tyler, thence along Texas Highway 155 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Texas Highway 21, thence along Texas Highway 21 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction Alternate U.S. Highway 77, thence along Alternate U.S. Highway 77 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 181, thence along U.S. Highway 181 to Corpus Christi, Tex. The purpose of this filing is to eliminate the gateways of points in Okmulgee County, Okla.; Kansas City, Mo., and points within 30 miles thereof; and Fort Wayne, Ind., and points in Indiana within 40 miles thereof.

No. MC 31462 (Sub-No. E259), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in that part of Montana on and east of a line beginning at the United States-Canada International Boundary line extending along U.S. Highway 91 to junction U.S. Highway 2, thence along U.S. Highway 2 to Browning, thence along U.S. Highway 89 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 91, thence along U.S. Highway 91 to junction U.S. Highway 10, thence along U.S. Highway

10 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Idaho State line, on the one hand, and, on the other, points in Maryland. The purpose of this filing is to eliminate the gateways of (1) Williston, N. Dak., and points in North Dakota within 200 miles thereof; (2) Burlington, Iowa, and points within 50 miles thereof; (3) Fort Wayne, Ind., and points in Indiana within 40 miles thereof; and (4) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E278), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, from points in that part of the Lower Peninsula of Michigan on and west of a line beginning at Lake Huron extending along Michigan Highway 53 to Windsor, to points in that part of New York on and east of a line beginning at New York City extending along U.S. Highway 9 to junction Interstate Highway 84, thence along Interstate Highway 87 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction New York Highway 30, thence along New York Highway 30 to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateway of Ft. Wayne, Ind., and points in Indiana within 40 miles thereof.

No. MC 31462 (Sub-No. E279), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, from points in that part of the Lower Peninsula of Michigan on and west of a line beginning at the Lake Huron extending along Michigan Highway 53 to Windsor, to points in that part of New Jersey on and south of a line beginning at the Delaware River extending along Interstate Highway 176 to junction U.S. Highway 130, thence along U.S. Highway 130 to junction New Jersey Highway 171, thence along New Jersey Highway 171 to New Brunswick, thence along New Jersey Highway 27 to Newark, thence along Interstate Highway 9 to junction U.S. Highway 9W, thence along U.S. Highway 9W to the New York-New Jersey State line. The purpose of this filing is to eliminate the gateway of Fort Wayne, Ind., and

points in Indiana within 40 miles thereof.

No. MC 31462 (Sub-No. E280), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in that part of Montana on and east of a line beginning at the United States-Canada International Boundary line extending along U.S. Highway 91 to junction U.S. Highway 2, thence along U.S. Highway 2 to Browning, thence along U.S. Highway 89 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 91, thence along U.S. Highway 91 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Idaho-Montana State line, on the one hand, and, on the other, points in that part of Michigan on and south of a line beginning at Lake Michigan extending along Michigan Highway 55 to Lake Huron. The purpose of this filing is to eliminate the gateway of (1) Williston, N. Dak., and points in North Dakota within 200 miles thereof; (2) Burlington, Iowa and points within 50 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E281), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in North Dakota, on the one hand, and, on the other, points in that part of the Lower Peninsula of Michigan south of a line beginning at Ludington extending along U.S. Highway 10 to junction U.S. Highway 131, thence along U.S. Highway 131 to junction Michigan Highway 46, thence along Michigan Highway 46 to Lake Huron. The purpose of this filing is to eliminate the gateway of (1) Burlington, Iowa, and points within 50 miles thereof; and (2) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E282), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster,

Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in South Dakota, on the one hand, and, on the other, points in that part of the Lower Peninsula of Michigan south of a line beginning at Ludington extending along U.S. Highway 10 to junction U.S. Highway 131, thence along U.S. Highway 131 to junction Michigan Highway 46, thence along Michigan Highway 46 to Lake Huron. The purpose of this filing is to eliminate the gateways of (1) Burlington, Iowa, and points within 50 miles thereof; and (2) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E283), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Michigan, on the one hand, and, on the other, points in that part of Texas west of a line beginning at the Louisiana-Texas State line extending along Texas Highway 63 to junction U.S. Highway 96, thence along U.S. Highway 96 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 259, thence along U.S. Highway 259 to the Texas-Oklahoma State line. The purpose of this filing is to eliminate the gateways of points in Okmulgee County, Okla., Kansas City, Mo., and points within 30 miles thereof, and Burlington, Iowa, and points within 50 miles thereof.

No. MC 40204 (Sub-No. E5), filed June 4, 1974. Applicant: CUSTOM MOTOR FREIGHT, P.O. Box 551, Columbus, Ohio 43216. Applicant's representative: Paul F. Beery, 8 East Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel*, in truckloads, from Pittsburgh, Pa., to points in Clermont, Hamilton, Warren, Butler, and Preble Counties, Ohio. The purpose of this filing is to eliminate the gateway of that part of Covington, Ky., commercial zone, within Ohio.

No. MC 61592 (Sub-No. E45), filed June 10, 1974. Applicant: JENKINS TRUCK LINE, INC., Rural Route 3, Box 697, Jeffersonville, Indiana 47130. Applicant's representative: Bob Jenkins (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building board*, from points in Illinois on and north of U.S. Highway 24, to

points in Colorado on and south of a line beginning at the Colorado-New Mexico border and extending along Colorado Highway 159 to junction U.S. Highway 160, thence along U.S. Highway 160 to the Colorado-Utah State line; Florida, Louisiana, Mississippi, New Mexico, Oklahoma on and south of Oklahoma Highway 51, Texas on and southwest of a line beginning at the Oklahoma-Texas State line and extending along Texas Highway 152 to junction U.S. Highway 278, thence along U.S. Highway 278 to the Texas-Oklahoma State line. The purpose of this filing is to eliminate the gateway of Wright City, Missouri.

No. MC 61592 (Sub-No. E88), filed July 4, 1974. Applicant: JENKINS TRUCK LINE, INC., Rural Route 3, Box 697, Jeffersonville, Indiana 47130. Applicant's representative: Bob Jenkins (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building board*, from points in Ashley, Bradley, Calhoun, Clark, Cleveland, Columbia, Dallas, Drew, Garland, Grant, Hempstead, Hot Spring, Jefferson, Lafayette, Lincoln, Nevada, Ouachita, Pike, Pulaski, Saline, and Union Counties, Arkansas, to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Jersey, New York, North Dakota, Rhode Island, Vermont, Montana on and north of U.S. Highway 10, Michigan, Ohio, Pennsylvania, Wisconsin, Illinois on and north of Illinois Highway 15, Indiana on and north of U.S. Highway 50, Iowa on and east of U.S. Highway 63, and points in Minnesota north of and on a line beginning at the Wisconsin-Minnesota State line and extending along U.S. Highway 12 to junction Minnesota Highway 15, thence along Minnesota Highway 15 to the Iowa-Minnesota State line. The purpose of this filing is to eliminate the gateway of Wright City, Missouri.

No. MC 112617 (Sub-No. E4), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, as described in Appendix XV to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Louisville, Ky., to points in Arkansas, Florida, and Iowa, restricted against any transportation to or from points in Indiana located in the Louisville, Ky. commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E5), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, as described in Appendix XV to the

report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Louisville, Ky., to points in Kansas, Louisiana, and Minnesota, restricted against any transportation to or from points in Indiana located in the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E6), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, as described in Appendix XV to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Louisville, Ky., to points in Nebraska, Oklahoma, and Texas, restricted against any transportation to or from points in Indiana located in the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E7), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from Louisville, Ky., to points in Pennsylvania, restricted against any transportation to or from points in Indiana located in the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E8), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (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 Louisville, Ky., to points in New Mexico, Wyoming, and Utah, restricted against any transportation to or from points in Indiana located within the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateways of Doe Run, Ky., points in Robertson County, Tenn.; and Calvert City, Ky., and points within 5 miles thereof.

No. MC 112617 (Sub-No. E9), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (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 Louisville, Ky., to points in Colorado and Montana, restricted against any transportation to or from points in Indiana located within the Louisville, Ky., commercial zone. The purpose of this filing is

to eliminate the gateway of Doe Run, Ky.; points in Robertson County, Tenn.; and Calvert City, Ky., and points in Marshall County, Ky., within 5 miles thereof.

No. MC 112617 (Sub-No. E10), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from Louisville, Ky., to points in Virginia, restricted against any transportation to or from points in Indiana located within the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E11), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from Louisville, Ky., to points in West Virginia, restricted against any transportation to or from points in Indiana located within the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E12), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from Louisville, Ky., to points in Illinois, restricted against any transportation to or from points in Indiana located within the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E13), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Calcium carbide residue, fly ash, plastic granules, and resin powder*, in bulk, in tank vehicles, from Louisville, Ky., to points in Michigan and Wisconsin. The purpose of this filing is to eliminate the gateway of Seymour, Ind.

No. MC 112617 (Sub-No. E14), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemical and petroleum products*, in bulk, in tank

vehicles, from Louisville, Ky., to points in Ashtabula County, Ohio, restricted against any transportation to or from points in Indiana located within the Louisville, Ky., commercial zone. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 112617 (Sub-No. E15), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 (except petroleum products described in Appendices XIV and XV to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209), in bulk, in tank vehicles, from points in Kentucky within 5 miles of Brandenburg (excluding Brandenburg and Ekron, Ky.), to points in Connecticut, Delaware, Massachusetts, New Hampshire, and New Jersey. The purpose of this filing is to eliminate the gateway of Seymour, Ind., and refineries at or near Leach, Ky.

No. MC 112617 (Sub-No. E16), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 (except petroleum products described in Appendices XIV and XV to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209), in bulk, in tank vehicles, from points in Kentucky within 5 miles of Brandenburg (except Brandenburg and Ekron, Ky.), to points in Rhode Island, Vermont, and those points in that part of New York on and east of a line beginning at the St. Lawrence River extending along Interstate Highway 81 to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of Seymour, Ind., and refineries at or near Leach, Ky.

No. MC 112617 (Sub-No. E17), filed May 11, 1974. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Charles R. Dunford (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 West Henderson, Ky., to points in Maryland, Pennsylvania, and West Virginia. The purpose of this filing is to eliminate the gateway of Doe Run, Ky.

No. MC 106920 (Sub-No. E56), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C.

20001. Authority sought to operate as a irregular routes, transporting: Commodities classified as *dairy products* under B in the appendix to the report in *Modification of Permits of Motor Contract Carriers of Packinghouse Products*, 48 M.C.C. 628, from those points in Texas on and west of a line beginning at the Gulf of Mexico and extending along Texas Highway 358 to junction Interstate Highway 37, thence along Interstate Highway 37 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction U.S. Alternate Highway 77, thence along U.S. Alternate Highway 77 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction Texas Highway 21, thence along Texas Highway 21 to junction Texas Highway 6, thence along Texas Highway 6 to junction Texas Highway 14, thence along Texas Highway 14 to junction Interstate Highway 45, thence along Interstate Highway 45 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Texas-Oklahoma State line, to points in Virginia on and north of a line beginning at the Virginia-West Virginia State line and extending along U.S. Highway 460 to junction Virginia Highway 42, thence along Virginia Highway 42 to junction Virginia Highway 311, thence along Virginia Highway 311 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction U.S. Highway 58, thence along U.S. Highway 58 to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of Darke, Mercer, and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E58), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities classified as *dairy products* under B in the appendix to the report in *Modification of Permits of Motor Contract Carriers of Packinghouse Products*, 48 M.C.C. 628, from those points in Arkansas State line and extending along U.S. Highway 64 to junction Arkansas Highway 333, thence along Arkansas Highway 333 to junction Arkansas Highway 7, thence along Arkansas Highway 7 to junction Arkansas Highway 164, thence along Arkansas Highway 164 to junction Arkansas Highway 124, thence along Arkansas Highway 124 to junction Arkansas Highway 95, thence along Arkansas Highway 95 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction Arkansas Highway 92, thence along Arkansas Highway 92 to junction Arkansas Highway 25, thence along Arkansas Highway 25 to junction U.S. Highway 167, thence along U.S. Highway 167 to junction U.S. Highway 63, thence along U.S. Highway 63 to the Arkansas-Missouri State line, to points in Virginia

on and north of a line beginning at the Virginia-West Virginia State line and extending along Interstate Highway 64 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Virginia Highway 43, thence along Virginia Highway 43 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction Virginia Highway 130, thence along Virginia Highway 130 to junction U.S. Highway 501, thence along U.S. Highway 501 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction U.S. Highway 58, thence along U.S. Highway 58 to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of Darke, Mercer, and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E64), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities classified as *dairy products* under B in the appendix to the report in *Modification of Permits of Motor Contract Carriers of Packinghouse Products*, 48 M.C.C. 628, from points in the upper peninsula of Michigan on and east of a line beginning at Gulliver Lake and extending along U.S. Highway 2 to junction of Michigan Highway 77, thence along Michigan Highway 77 to Lake Superior. The purpose of this filing is to eliminate the gateway of Darke, Mercer, and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E65), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities classified as *dairy products* under B in the appendix to the report in *Modification of Permits of Motor Contract Carriers of Packinghouse Products*, 48 M.C.C. 628, from points in Indiana north of a line beginning at the Indiana-Ohio State line and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction Indiana Highway 103, thence along Indiana Highway 103 to junction Indiana Highway 38, thence along Indiana Highway 38 to junction Indiana Highway 109, thence along Indiana Highway 109 to junction Indiana Highway 9, thence along Indiana Highway 9 to junction Indiana Highway 26, thence along Indiana Highway 26 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction Indiana Highway 22, thence along Indiana Highway 22 to junction U.S. Highway 35, thence along U.S. Highway 35 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Indiana Highway 130, thence along Indiana Highway 130 to junction

U.S. Highway 6, thence along U.S. Highway 6 to the Indiana-Illinois State line, to points in Alabama. The purpose of this filing is to eliminate the gateway of Darke, Mercer, and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E66), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Commodities classified as *dairy products* under B in the appendix to the report in *Modification of Permits of Motor Contract Carriers of Packinghouse Products*, 48 M.C.C. 628, from points in Indiana south of a line beginning at the Indiana-Ohio State line and extending along Indiana Highway 44 to junction Indiana Highway 1, thence along Indiana Highway 1 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction Indiana Highway 32, thence along Indiana Highway 32 to junction U.S. Highway 136, thence along U.S. Highway 136 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction Indiana Highway 26, thence along Indiana Highway 26 to Indiana-Illinois State line, and north of a line beginning at the Indiana-Ohio State line and extending along Indiana Highway 252 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction Indiana Highway 244, thence along Indiana Highway 244 to junction Interstate Highway 74, thence along Interstate Highway 74 to junction Indiana Highway 44, thence along Indiana Highway 44 to junction Indiana Highway 135, thence along Indiana Highway 135 to junction Indiana Highway 46, thence along Indiana Highway 46 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Illinois State line, to points in Georgia on and south of a line beginning at the Atlantic Ocean and extending along U.S. Highway 84 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction Georgia Highway 62, thence along Georgia Highway 62 to the Georgia-Alabama State line. The purpose of this filing is to eliminate the gateway of Darke, Mercer, and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E67), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Commodities classified as *dairy products* under B in the appendix to the report in *Modification of Permits of Motor Contract Carriers of Packinghouse Products*, 48 M.C.C. 628, from those points in Indiana bounded by a line beginning at the Indiana-Ohio State line and extending along Indiana

Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Indiana Highway 38, thence along U.S. Highway 27 to junction Indiana Highway 38, thence along Indiana Highway 38 to junction Indiana Highway 109, thence along Indiana Highway 109 to junction Indiana Highway 9, thence along Indiana Highway 9 to junction Indiana Highway 15, thence along Indiana Highway 15 to junction Indiana Highway 114, thence along Indiana Highway 114 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction Indiana Highway 4, thence along Indiana Highway 4 to junction Indiana Highway 23, thence along Indiana Highway 23 to junction Indiana Highway 223, thence along Indiana Highway 223 to junction U.S. Highway 20 Bypass, thence along U.S. Highway 20 Bypass to the Indiana-Michigan State line, thence along the Indiana-Michigan State line to Lake Michigan, thence along Lake Michigan to Interstate Highway 65, thence along Interstate Highway 65 to junction Indiana Highway 43, thence along Indiana Highway 43 to junction Indiana Highway 26, thence along Indiana Highway 26 to junction U.S. Highway 421, thence along U.S. Highway 421 to junction Interstate Highway 74, thence along Interstate Highway 74 to the Indiana-Ohio State line, thence along the Indiana-Ohio State line to the point of origin, to points in Mississippi on and south of a line beginning at the Mississippi-Alabama State line and extending along U.S. Highway 84 to the Mississippi-Louisiana State line. The purpose of this filing is to eliminate the gateway of Darke, Mercer, and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E112), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh St. NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products* as described in Section B of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Missouri to points in Connecticut, District of Columbia, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, and Rhode Island. The purpose of this filing is to eliminate the gateways of Darke, Mercer and Auglaize Counties, Ohio.

No. MC 106920 (Sub-No. E113), filed June 3, 1974. Applicant: RIGGS FOOD EXPRESS, INC., P.O. Box 26, New Bremen, Ohio 45869. Applicant's representative: E. Stephen Heisley, 666 Eleventh St. NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products* as described in Section B of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Missouri to points in Maine, Vermont and New

Hampshire. The purpose of this filing is to eliminate the gateways of Darke, Mercer and Auglaize Counties, Ohio.

No. MC 107515 (Sub-No. E14), filed May 29, 1974. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: Bruce E. Mitchell, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. 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 packing houses, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles, and hides) in vehicles equipped with mechanical refrigeration, from the plant site of Missouri Beef Packers, Inc., at Plainview, Tex., to points in Indiana, Ohio, and the Lower Peninsula of Michigan. The purpose of this filing is to eliminate the gateway of the plant site of Food Specialties of Kentucky at Louisville, Ky.

No. MC 107515 (Sub-No. E56), filed May 29, 1974. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles, equipped with mechanical refrigeration, from York, Pa., to points in Nevada. The purpose of this filing is to eliminate the gateways of Richmond, Va., and Gainesville, Ga.

No. MC 107515 (Sub-No. E99), filed May 29, 1974. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: Bruce E. Mitchell, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products*, as described in Section A of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, except commodities in bulk, in vehicles equipped with mechanical refrigeration from York, Pa., to that portion of Texas on and south of Interstate Highway 40, restricted against the transportation of traffic originating at points in Florida. The purpose of this filing is to eliminate the gateway of Richmond, Va., and Montgomery, Ala.

No. MC 107515 (Sub-No. E241), filed May 29, 1974. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 33050. Applicant's representative: R. M. Tettlebaum, Suite 375, 3379 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such sandwich spreads as are considered dairy*

products, as described in Section B of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Omaha, Nebr., to the District of Columbia, Virginia (except points in Frederick County, Va.), points in Delaware on and south of State Highway 310, and points in Maryland on, north, and east of U.S. Highway 301. The purpose of this filing is to eliminate the gateway of Knoxville, Tenn.

No. MC 114019 (Sub-No. E376), filed May 22, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper cartons*, from Monroe, Michigan, to points in Kansas. The purpose of this filing is to eliminate the gateway of the facilities of Owens-Illinois Glass Company, at or near Gas City, Indiana.

No. MC 114019 (Sub-No. E377), filed May 22, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products*, as described in Section A of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 (except commodities in bulk) from Denison, Iowa, to points in Maine, New Hampshire, and Vermont, and those in Virginia on and east of U.S. Highway 52. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pennsylvania.

No. MC 114019 (Sub-No. E379), filed May 22, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products, and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from Spencer, Iowa to points in Maine (except Portland, Bangor, and Augusta), New Hampshire (except Concord), Vermont (except Montpelier), Connecticut (except Hartford and New Haven), Rhode Island (except Providence), Delaware (except Dover and Wilmington), Virginia (except Norfolk, Fort Lee, Chatham, and Richmond, and those points west of U.S. Highway 21). The purpose of this filing is to eliminate the gateway of Pittsburgh, Pennsylvania.

No. MC 114019 (Sub-No. E380), filed May 27, 1974. Applicant: MIDWEST

EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, and commodities*, the transportation of which is partially exempt from regulations under Section 203(b)(6) of the Interstate Commerce Act, when moving in mixed shipment with bananas, from Baltimore, to points in Franklin County, Massachusetts, and those in Berkshire County, Massachusetts, on and north of Interstate Highway 90, points in Cheshire County, and points in Bennington, Rutland, and Windham Counties, Vermont. Restriction: Restricted to shipments moving from, to or between warehouses or other facilities of retail food and household supply and furnishings business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Schenectady, New York.

No. MC 114019 (Sub-No. E382), filed May 27, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products*, as defined in Sections A of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except liquid commodities in bulk in tank vehicles, from points in the New York Commercial Zone, as defined by the Commission M.C.C. 665, and points in New York and New Jersey within 40 miles of City Hall, New York, to points in Bath, Brearley, Boyd, Carter, Elliott, Flemming, Floyd, Greenup, Johnson, Knott, Lawrence, Letcher, Lewis, Magoffin, Martin, Mason, Menifee, Morgan, Perry, Pike, Rowan, and Wolfe Counties. Restriction: Restricted to shipments moving from, to or between warehouses or other facilities of retail food and household supply and furnishings business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Huntington, West Virginia.

No. MC 114019 (Sub-No. E383), filed May 16, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asbestos, asphalt, automobile body panels, asphalt flooring blocks, fibreboard and pulpboard* (impregnated with asphalt), *asbestos wall boards, bituminized burlap, tin roofing caps, carpet lining, cement* (in packages), *metal clamps, metal clips, cotton cloth* (saturated with asbestos), *roof coating* (with asbestos, pitch tar, or rosin base), *conduits, creosote in packages, eave filler strips, roofing felt, asphalt composition flashing blocks, asbestos or felt paper insulating material, asbestos millboard, mineral wool, high temperature bonding, mortar*

or cement (in packages), *nails, asbestos packing, asphaltum, coal tar, asbestos, and coal tar paint, roofing paper, paving joints, cement pipe containing asbestos fiber, roofing pitch, asphalt paving planks, asbestos ridge rolls, roofing, asbestos sheathing, shingles, sheathings, shorts, asbestos and asphalt siding, concrete slabs, tin straps, roofing tar, asphalt floor tile, wood preservatives* from Joliet, Illinois, to points in Nebraska. The purpose of this filing is to eliminate the gateway of Waukegan, Illinois.

No. MC 114019 (Sub-No. E384), filed May 31, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, between points in that part of Illinois, south of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 24 to junction U.S. Highway 150, and thence along U.S. Highway 150 to the Illinois-Iowa State line, and north of U.S. Highway 40, including points on U.S. Highway 40, points in that part of Indiana on and north of U.S. Highway 40, and Milwaukee, Racine, and Beloit, St. Louis, Missouri, on the one hand, and, on the other, Sparrows Point and Baltimore, points in those parts of New Jersey, Delaware, and Maryland, which are located within 30 miles of Philadelphia, and points in West Virginia. The purpose of this filing is to eliminate the gateway of Hamilton, Ohio.

No. MC 114019 (Sub-No. E385), filed May 31, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *The commodities classified as (1) frozen edible meats, meat products, and meat by-products, and non-frozen edible meats, meat products, and meat by-products, when transported in the same vehicle with frozen foods and (2) frozen edible articles distributed by meat packinghouses*, in the Appendix to the report in Modification of Permits of Motor Contract Carriers of Packinghouse Products, 46 M.C.C. 23, from points in New York, New Jersey, Rhode Island, Connecticut, and Massachusetts to points in Iowa, Nebraska, South Dakota, and North Dakota. The purpose of this filing is to eliminate the gateways of Chicago, Illinois and Cleveland, Ohio.

No. MC 114019 (Sub-No. E386), filed May 31, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Road, Chicago, Illinois 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh meat*, from Prairie du Chien, Wisconsin to points in Kansas and Missouri to points in that part of Iowa on

and south of U.S. Highway 34, points in that part of Nebraska on and south of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 34 to junction Nebraska Highway 2, thence west along Nebraska Highway 2 to junction U.S. Highway 385, thence along U.S. Highway 385 to junction U.S. Highway 26, thence along U.S. Highway 26 to the Nebraska-Wyoming State line. The purpose of this filing is to eliminate the gateway of the facilities of Wilson & Co., Inc., at Monmouth, Illinois.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 75-4351 Filed 2-14-75; 8:45 am]

[Notice No. 17]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

FEBRUARY 11, 1975.

The following are notices of filing of application, except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67, (49 C.F.R. 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 13134 (Sub-No. 40TA), filed February 3, 1975. Applicant: GRANT TRUCKING, INC., P.O. Box 256, Oak Hill, Ohio 45656. Applicant's representative: Joe Haydon (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal storage bins, metal shelving, and metal factory furniture and equipment*, from Wellston, Ohio to points in Alabama, Arkansas, Florida, Iowa, Kansas, Louisiana, Maine, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, New Hampshire, Oklahoma, Rhode Island, South Dakota, and Vermont, with no transportation for compensation on return except as otherwise authorized, for 180 days. Supporting shipper: The Frick-

Gallagher Mfg., Co., 201 South Michigan Avenue, Wellston, Ohio 45692. Send protests to: H. R. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 3108 Federal Office Bldg., 500 Quarrier St., Charleston, W. Va. 25301.

No. MC 30844 (Sub-No. 526TA), filed February 3, 1975. Applicant: KROBLIN REFRIGERATED EXPRESS, INC., 2125 Commercial St., P.O. Box 5000, Waterloo, Iowa 50704. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid stick, in bulk, in tank vehicles*, from Austin, Minn., to Waterloo, Iowa, for 180 days. Supporting shipper: The Rath Packing Company, Sycamore & Elm Streets, Waterloo, Iowa, 50702. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 50309.

No. MC 35807 (Sub-No. 55TA), filed February 3, 1975. Applicant: WELLS FARGO ARMORED SERVICE CORPORATION, P.O. Box 4313, Atlanta, Ga. 30302. Applicant's representative: H. E. Miller, Jr. (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bullion*, from San Francisco, Calif., to New York, N.Y., for 180 days. Supporting shipper: General Services Administration, Crystal Mall, Bldg., Number Four, Arlington, Va. Send protests to: William L. Scroggs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1252 Peachtree Street, N.W., Room 546, Atlanta, Ga. 30309.

No. MC 87113 (Sub-No. 15TA), filed February 4, 1975. Applicant: WHEATON VAN LINES, INC., 8010 Castleton Road, Indianapolis, Ind. 46250. Applicant's representative: Joseph F. Mullins, Jr., 1700 K Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trash compactors, uncrated*, from the plant site of Command Products Division, Owatonna Tool Co., Owatonna, Minn., to point of placement in customers' premises at all points in the United States, excluding Alaska and Hawaii, for 180 days. Supporting shipper: Compactor Products, Division of Owatonna Tool Company, 100 Hoffman Drive, Owatonna, Minn. 55060. Send protests to: James W. Habermehl, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 802 Century Bldg., 36 S. Penn St., Indianapolis, Ind. 46204.

No. MC 102567 (Sub-No. 181TA), filed February 5, 1975. Applicant: McNAIR TRANSPORT, INC., 4295 Meadow Lane, P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Donald W. English (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tall Oil Fatty Acid*, in bulk, in tank vehicles, from Springhill, La., to Chicago, Ill., for 180 days. Supporting shipper: Arizona Chemical Com-

pany, Berdan Avenue, Wayne, N.J. 07470. Send protests to: Ray C. Armstrong, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 9038, U.S. Postal Service Bldg., 701 Loyola Avenue, New Orleans, La. 70113.

No. MC 106074 (Sub-No. 30TA), filed February 6, 1975. Applicant: B AND P MOTOR LINES, INC., 7100 Oakland Road, Forest City, N.C. 28043. Applicant's representative: Clyde W. Carver, Suite 212, 5299 Roswell Road NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture and furniture parts*, from Andrews, N.C., to all points in the United States except points within Tennessee, for 180 days. Supporting shipper: Baker Furniture Company, Andrews, N.C. 28901. Send protests to: Terrell Price, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 800 Briar Creek Road, Suite CC516, Charlotte, N.C. 28205.

No. MC 111729 (Sub-No. 512TA), filed February 4, 1975. 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: *Radiopharmaceuticals, radioactive drugs, and medical isotopes, and related supplies and accessories*, (a) between Carlstadt, N.J., on the one hand, and, on the other, points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, Tennessee and Vermont; (b) between St. Louis, Mo., on the one hand, and, on the other, points in Alabama, Colorado, Florida, Georgia, Louisiana, North Carolina, Oklahoma, South Carolina, and Tennessee, for 90 days. Supporting shipper: Mallinckrodt Nuclear Corp., 2073 Wagner Place, Maryland Heights, Mo. 63119. Send protests to: Anthony D. Gialmo, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 111729 (Sub-No. 513TA), filed February 4, 1975. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11041. 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: *Business papers, records, audit and accounting media of all kinds, and advertising literature*, (a) between Boston, Mass., on the one hand, and, on the other, Framingham, Mass., restricted to the transportation of traffic having an immediately prior or subsequent movement by air. (b) between points in Alabama, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Michigan, Missouri, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, and Wisconsin, restricted to the transportation of traffic having immediately prior or subsequent movement by air, originating from or destined to Framingham, Mass., for 90 days. Supporting shipper: Zayre Corp., 770 Cochit-

uate Road, Framingham, Mass. Send protests to: Anthony D. Glaimo, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 111848 (Sub-No. 5TA), filed February 5, 1975. Applicant: FLOYD E. HUBBARD, JR., East Main Road, P.O. Box 242, North East, Pa. 16428. Applicant's representative: William J. Hirsch, Esq., Suite 1125, 43 Court St., Buffalo, N.Y. 14202. Authority sought to operate a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Railroad diesel engine parts*, between Olean, New York, on the one hand, and, on the other, points in Iowa, for 90 days. Supporting shipper: Van der Horst Corporation of America, 314 Penn Avenue, Olean, N.Y. 14760. Send protests to: John J. England, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 2111 Federal Bldg., 1000 Liberty Avenue, Pittsburgh, Penn. 15222.

No. MC 113024 (Sub-No. 137TA), filed February 4, 1975. Applicant: ARLINGTON J. WILLIAMS, INC., Rural Delivery 2, S. Dupont Highway, Smyrna, Del. 19977. Applicant's representative: Samuel W. Earnshaw, Esq., 833 Washington Bldg., Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Garden and industrial hose and materials, supplies and equipment* (except commodities in bulk, and those requiring special equipment), for account of Electric Hose & Rubber Company, Wilmington, Del., between Wilmington, Del., and McCook, Nebr., on the one hand, and, on the other, points in Denton, Tarrant, and Young Counties, Tex., for 180 days. Supporting shipper: Fred H. Evick, Dir., of Distribution, Electric Hose & Rubber Co., P.O. Box 910, Wilmington, Del. 19899. Send protests to: William L. Hughes, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 814-B Federal Bldg., Baltimore, Md. 21201.

No. MC 120659 (Sub-No. 3TA), filed February 3, 1975. Applicant: BUSH VAN LINES, INC., 1888 Brown Street, Akron, Ohio 44301. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. 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 special equipment), between points in Summit County, Ohio on the one hand, and, on the other, points in Ohio. Restriction: The operations authorized herein are subject to the following conditions: The authority granted herein is restricted against the transportation of traffic originating at or destined to Summit County, Ohio. The authority granted herein is restricted to service at Summit County, Ohio for the purpose of interchange of traffic only. The authority granted herein shall not be severable by sale or otherwise from carrier's authority in Docket MC 120659 Sub-2 authorizing service between Akron, Ohio on the one hand, and, on the other, points in Ohio,

for 180 days. Supporting shipper: Strickland Transportation Co., Inc., 2755 Brecksville Rd., Richfield, Ohio 44286. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.

No. MC 123744 (Sub-No. 18TA), filed February 5, 1975. Applicant: BUTLER TRUCKING COMPANY, P.O. Box 88, Woodland, Pa. 16881. Applicant's representative: Christian V. Graf, Esq., 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay*, in bags, from Anniston, Ala., Andersonville, Ga., Dillwyn and Pamplin, Va., Gleason, Tenn., and Erie, Mich., to the plantsite of J. H. France Refractories, Snow Shoe, Penn., for 180 days. Supporting shipper: J. H. France Refractories, Snow Shoe, Penn. 16874. Send protests to: James C. Donaldson, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 2111 Federal Bldg., Pittsburgh, Pa. 15222.

No. MC 124078 (Sub-No. 633TA), filed February 4, 1975. Applicant: SCHWERTMAN TRUCKING CO., 611 S. 28th St., Milwaukee, Wis. 53215. Applicant's representative: James R. Zipersik (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, in tank vehicles, (1) from points in Buffalo County, Wis., to points in Iowa and Minn., and (2) from points in Grant County, Wis., to points in Ill., Iowa and Minn., for 180 days. Supporting shipper: American Admixtures, Division of Chicago Fly Ash Company, 5909 No. Rogers Avenue, Chicago, Ill. 60646. Send protests to: John E. Ryder, Interstate Commerce Commission, Bureau of Operations, 135 W. Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 125153 (Sub-No. 1TA) (Correction), filed January 2, 1975, published in the FEDERAL REGISTER issue of January 16, 1975, and republished as corrected this issue. Applicant: RONALD E. SWANNER, doing business as SWANNER TRANSFER CO., 3445 Aronov Avenue, Montgomery, Ala. 36108. Applicant's representative: Alan F. Wohlstetter, Denning & Wohlstetter, 1700 K Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Autauga, Bullock, Butler, Chilton, Coosa, Crenshaw, Elmore, Lowndes, Macon, Montgomery, Perry, Tallapoosa, and Wilcox Counties, Ala., restricted to the transportation of traffic having a prior or subsequent movement, in containers, and further restricted to performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating and decontainerization of such traffic, for 180 days. Supporting shippers: Richardson Forwarding Company, 992 East Artesia Blvd., Long Beach, Calif. 90806. American Ensign Van Service, Inc., 2360 Pa-

cific Ave., Suite D, Long Beach, Calif. 90806. AFI Worldwide Forwarders, Inc., 335 Valencia St., San Francisco, Calif. 94103. Continental Forwarders, Inc., 105 Leonard St., New York, N.Y. 10013. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616-2121 Bldg., Birmingham, Ala. 35203. The purpose of this republication is to correct the docket number.

No. MC 126713 (Sub-No. 3TA), filed February 3, 1975. Applicant: GRAVES VAN LINES, INC., 411 W. Lincoln, Salina, Kans. 67401. Applicant's representative: Harold H. Chase, Box 914, Salina, Kans. 67401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used Household goods*, having a prior or subsequent movement in containers and to pick up and delivery service in connection with packing, unpacking, crating, uncrating, containerization and decontainerization, from Norton, Phillips, Graham, Rooks, and Trego Counties in Kansas and Salina, Kans., as tacking point with authority held by applicant in MC 126713, applicant intends to tack with its present authority at Salina, Kans., for 180 days. Supporting shipper: Department of Defense, Department of the Army, Washington, D.C. 20310. Send protests to: Thomas P. O'Hara, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 234 Federal Bldg., Topeka, Kans. 66603.

No. MC 133119 (Sub-No. 65TA), filed February 3, 1975. Applicant: HEYL TRUCK LINES INC., 235 Mill Street, Akron, Iowa 51001. Applicant's representative: Donald Heyl (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen potatoes, and potato products* (except commodities in bulk), from Fairmont, Minn., to points in Alabama, Arizona, Arkansas, Florida, Georgia, Louisiana, Michigan, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, and Texas, for 180 days. Supporting shipper: Midwest Foods Corp., Joseph H. Roe, President, P.O. Box 100, Clark, S. Dak. 57225. Send protests to: Carroll Russell, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Suite 620, Union Pacific Plaza, 100 N. 14th Street, Omaha, Nebr. 68102.

No. MC 134131 (Sub-No. 3TA), filed February 5, 1975. Applicant: R & S TRANSIT, INC., P.O. Box 1254, Sedalla, Mo. 65301. Applicant's representative: Lucy Kennard Bell, Kretsinger & Sapp, 910 Fairfax Bldg., 101 W. Eleventh St., Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drugs, medicines, toilet preparations, cotton balls and cotton swabs*, from Jefferson City, Mo., to Union City, Calif., for 180 days. Supporting shipper: Chesbrough-Ponds, Inc., John Street, Clinton, Conn. 06413. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, 600 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 134182 (Sub-No. 29TA), filed February 4, 1974. Applicant: MILK PRODUCERS MARKETING COMPANY, Second & West Turnpike Road, Lawrence, Kans. 66044. Applicant's representative: Lucy Kennard Bell, Suite 910 Fairfax Bldg., Kansas City, Mo. 64105. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Glass Bottles, with metal closures*, from the plantsites of Brockway Glass Company at Muskogee, Okla., Kerr Glass Company at San Springs, Okla., and Obea-Nestor Glass Company at East St. Louis, Ill., to the plantsite of Milk Producers Marketing Company at Lawrence, Kans., restricted to the transportation of shipments originating at and destined to the above named points; and (2) *fruit juices, fruit punches, and fruit flavored drinks*, from the plantsite of Milk Producers Marketing Company at Lawrence, Kans., to points in Arkansas, Colorado, Missouri, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, and Wyoming, restricted to the transportation of shipments originating at the above named origin point, for 180 days. Supporting shipper: A. E. Staley Manufacturing Company, 2200 Eldorado Street, Decatur, Ill. 62525. Send protests to: Thomas P. O'Hara, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 234 Federal Bldg., Topeka, Kans. 66603.

No. MC 136386 (Sub-No. 16TA), filed February 3, 1975. Applicant: GO LINES, INC., 8023 E. Slauson Avenue, Suite 6, Montebello, Calif. 90640. Applicant's representative: Harley E. Laughlin, P.O. Box 10875, Reno, Nev. 89510. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, (1) (a) from the plantsite and/or warehouse facilities utilized by the supporting shipper at or near Prosser, Wash., to Longshot, Nev.* (1) (b) from Longshot, Nev., to points in Oregon, Idaho, Montana, Wyoming, Colorado, Utah, Nevada, California, Arizona, New Mexico, Texas, and Washington. (2) (a) from the plantsite and/or warehouse facilities utilized by the supporting shipper in Yakima County, Wash., to Longshot, Nev.* (2) (b) from Longshot, Nev., to points in Oregon, Idaho, Montana, Wyoming, Colorado, Utah, Nevada, California, New Mexico, Arizona, Texas, and Washington. Tacking: Applicant intends to tack Paragraphs (1-a) and (1-b), and (2-a) and (2-b), at Longshot, Nev., for the purposes of providing storage in transit service; transloading of cargo in transit; or stored in transit; co-mining and/or reloading of shipments in transit; storage with through direct shipments; and the loading and/or pooling of shipments into pool trailer loads for peddle type distribution.

NOTE.—Longshot, Nev., is located in Lyon County, Nev., on Nevada State Highway I-C. Nevada State Highway I-C is known as the Weeks Cut-off. It is approximately 4 miles west or south of Silver Springs, and runs between U.S. Highway 50 and U.S. Highway 95 (Alt.). Nevada State Highway I-C is in a remote location and is approximately 4 miles long. Longshot is in the approximate center thereof, or halfway between Highways

50 and 95 (Alt.). The name Longshot has been assigned this location by its developer in order to simply identify the aforesaid location as a point of reference. Supporting shippers: Seneca Foods Corporation, P.O. Box 71, Prosser, Wash. 99350. Independent Food Processors Corporation, 1825 S. 4th St., Sunnyside, Wash. 98044. Freeport In-Transit Storage Co., Inc., 108 Roff Way, Suite 7, Reno, Nev. 89501. Send protests to: Walter W. Strakosch, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 7708, Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC 136711 (Sub-No. 17TA), filed February 3, 1975. Applicant: DAVID G. McCORKLE, doing business as McCORKLE TRUCK LINE, 2780 S. High—P.O. Box 95181, Oklahoma City, Okla. 73109. 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*, from the plantsites of Min-alone Mining Co., near New Alluwe, Okla.; United Coal Corp., near Inola, Okla.; Okar Energy, Inc., near Shady Point, Okla.; Green Country Coal Co., near Krebs, Okla.; to points in Oklahoma, restricted to traffic having a subsequent out-of-state movement by rail, or water, for 180 days. Supporting shipper: Associated Producers Co., Glen Seibel, Broker & Sales Mgr., 1700 N. Western, Oklahoma City, Okla. 73106. Send protests to: C. L. Phillips, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 240, Old P.O. Bldg., 215 NW. Third, Oklahoma City, Okla. 73102.

No. MC 139068 (Sub-No. 3TA), filed February 3, 1975. Applicant: ROADRUNNER TRANSPORTATION, INC., 1024 Topaz Lane, Villa Rica, Ga. 30180. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Blvd., Atlanta, Ga. 30349. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Wire, covered, insulated, or plain or copper clad or copperweld steel, covered, insulated or plain*, from the plantsite of Century Wire and Cable of Georgia, Inc., at or near Villa Rica, Ga., to Ocala, Fla., Haleyville, Ala.; Rockwell N.C.; Lancaster, Penn.; Elkhart, Ind.; Fort Worth, Tex.; and Newton, Kans., for 180 days. Supporting shipper: Century Wire and Cable of Georgia, Inc., P.O. Box 465, Villa Rica, Ga. 30180. Send protests to: William L. Scroggs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1252 West Peachtree St. NW., Room 546, Atlanta, Ga. 30309.

No. MC 140615 TA, filed January 31, 1975. Applicant: DAIRYLAND TRANSPORT, INC., P.O. Box 1064, Wisconsin Rapids, Wis. 54494. Applicant's representative: Dennis C. Brown (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Dairy Products, dairy by-products, and gift paks*, from Alpha, plantsite of East Auburndale Cheese Co., near Auburndale, Arpin, Ellsworth, Greenwood, plantsite of John Wuethrich Creamery Co., Inc., near Greenwood, Gilman,

Knapp, Lena, Medford, plantsite of Ino Food Corp., near Merrill, Poy Sippi, Spencer, Thorp, and Wisconsin; Bongard and Dalbo, Minn., to all States east of the Mississippi River, Texas, Louisiana, Arkansas, Oklahoma, and Missouri, and (2) *Materials, supplies and equipment*, used in the preparation, packing and sale of these commodities, from the above mentioned States to Alpha, Auburndale, Arpin, Ellsworth, Greenwood, Gilman, Knapp, Lena, Medford, Merrill, Poy Sippi, Spencer, Thorp, and Wisconsin Rapids, Wis., Bongard and Dalbo, Minn., (3) *dairy products, dairy by-products and gift paks* from Big Stone City, S. Dak., to Lena, Wis., for 180 days. Supporting shippers: Frigo Cheese Corp., Lena, Wis. 54139. Arpin Dairy, Inc., Arpin, Wis. 54410. Ino Food Corp., Route 5, Merrill, Wis. Wuethrich Creamery Co., Inc., Greenwood, Wis. 54437. Cheez Co., Inc., 2319-2321 Jefferson St., Wisconsin Rapids, Wis. 54494. Send protests to: Barney L. Hardin, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 139 W. Wilson St., Room 202, Madison, Wis. 53703.

No. MC 140615 (Sub-No. 1TA), filed January 31, 1975. Applicant: DAIRYLAND TRANSPORT, INC., P.O. Box 1064, Wisconsin Rapids, Wis. 54494. Applicant's representative: Dennis Brown (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Balsa Wood*, in vehicles equipped with mechanical refrigeration, from Northvale, N.J., to Wausaukee, Wis., for 180 days. Supporting shipper: Mirro Marine Division, 804 Pecor St., Oconto, Wis. 54153. Send protests to: Barney L. Hardin, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 139 W. Wilson St., Room 202, Madison, Wis. 53703.

WATER CARRIER APPLICATION

No. W 1270 (Sub-No. 2TA), filed February 3, 1975. Applicant: MASCONY TRANSPORT AND FERRY SERVICE, INC., Room 206, Masonic Bldg., 558 Pleasant Street, New Bedford, Mass. 02740. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a common carrier, by water, in self-propelled vessels, transporting: *Passengers and automobiles with passengers, tractors, trailers and trucks, loaded and empty*, between ports of New London, Conn., and Greenport, Long Island, N.Y., for 180 days. Supporting shippers: There are approximately 18 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Gerald H. Curry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 187 Westminster Street, Providence, R.I. 02903.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-4350 Filed 2-14-75; 8:45 am]

federal register

TUESDAY, FEBRUARY 18, 1975

WASHINGTON, D.C.

Volume 40 ■ Number 33

PART II



ENVIRONMENTAL PROTECTION AGENCY



AMBIENT AIR MONITORING REFERENCE AND EQUIVALENT METHODS

Title 40—Protection of the Environment

CHAPTER I—ENVIRONMENTAL
PROTECTION AGENCY

[FRL 314-4]

PART 50—NATIONAL PRIMARY AND SECONDARY AMBIENT AIR QUALITY STANDARDS

PART 51—REQUIREMENTS FOR PREPARATION, ADOPTION, AND SUBMITTAL OF IMPLEMENTATION PLANS

Ambient Air Monitoring Reference and Equivalent Methods

Elsewhere in this issue of the FEDERAL REGISTER, EPA is adding a new Part 53, entitled "Ambient Air Monitoring Reference and Equivalent Methods," to Title 40 of the Code of Federal Regulations. As more fully described in the preamble to the new Part 53, that part establishes definitive requirements and procedures according to which methods of sampling and analyzing the ambient air may be designated as "reference methods" or "equivalent methods" for the measurement of specified air pollutants. The amendments set forth below make related changes in 40 CFR Parts 50 and 51.

Amendments similar to those set forth below were proposed in the FEDERAL REGISTER (38 FR 28438) on October 12, 1973, and interested persons were afforded an opportunity to comment on them. After considering public comments on the proposed amendments, as well as comments on the proposed Part 53, EPA has revised the amendments in several respects. The most significant comments and changes are discussed below.

REVISION OF CERTAIN APPENDICES TO PART 50

Some comments suggested that Appendices C and D to Part 50 (concerning measurement of CO and photochemical oxidants, respectively) should be revised to make them fully consistent with the provisions and purposes of the proposed Part 53. In effect, these comments also indicated the desirability of clarifying the role of the two appendices in designation of "automated" reference methods for CO and oxidants under Part 53.

As reflected in § 53.5 of the proposed Part 53 (38 FR 28438, October 12, 1973), EPA's intent was that automated methods would be designated as reference methods, regardless of their design, if they were based on the measurement principles and calibration procedures specified in the appropriate appendices to Part 50 and were shown to meet the performance requirements specified in Subpart B of the new Part 53. After reviewing Appendices C and D in light of the comments, EPA concluded that they were inconsistent with the intended scheme in several respects: (1) They specified performance characteristics intended to be superseded by the requirements of Part 53; and (2) they purported to specify reference methods per se, rather than measurement principles and calibration procedures on which reference methods must be based. Accordingly, today's amendments revise Ap-

pendices C and D by deleting provisions inconsistent with Part 53, by retitling them to make clear that each specifies only a measurement principle and calibration procedure (rather than a reference method per se), and by adding language to make clear that analyzers based on the two appendices will be considered reference methods only if designated as such in accordance with Part 53. Corresponding changes (included in the amendments set forth below) have been made in several other provisions of Parts 50 and 51 to conform them to the intended scheme.

NEW § 51.17A

With respect to certain pollutants, 40 CFR 51.17(a) presently requires use of reference or equivalent methods in State air quality surveillance systems. For reasons discussed below and in connection with proposed amendments to Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER, EPA has concluded that certain exceptions to this rule are desirable. To avoid burdening § 51.17(a) with further detail in this regard, the general rule and certain exceptions adopted in response to public comments (discussed below) have been set forth in a new § 51.17a. If further exceptions are adopted, as proposed elsewhere in this issue of the FEDERAL REGISTER, they will be added to the new § 51.17a.

EXCEPTIONS PERMITTING CONTINUED USE OF EXISTING METHODS

As discussed above, methods used to measure certain pollutants for purposes of 40 CFR 51.17(a) must ordinarily be reference or equivalent methods. Because Part 53 supersedes certain existing provisions concerning reference and equivalent methods, no method (other than manual reference methods specified as such in appendices to Part 50) will be considered to be a reference or equivalent method unless it has been designated as such in accordance with the requirements of Part 53. Of particular concern are the many analyzers in current use for purposes of 40 CFR 51.17(a). When the new Part 53 regulations were proposed on October 12, 1973, State and local governments and other interested parties were specifically invited to comment on a proposal to permit continued use of such analyzers for a reasonable period of time and to suggest alternative courses of action (38 FR 28439).

A number of State and local agencies responded with detailed comments on the number, type, age, and cost of the analyzers currently in operation. In general, these comments emphasized the potential burden and expense that would result if the State or local agencies were required to test such analyzers in accordance with the proposed Part 53, or to replace them with new analyzers. Many commenters expressed concern about their ability to obtain funds to purchase new analyzers, to have their existing analyzers tested, or to hire skilled personnel to test their own analyzers. Concern was also expressed that separate testing of existing analyzers by

each agency would involve duplication of effort, as various agencies operate similar analyzers. Others comments concerned the potential disruption of local control programs that might result from a diversion of funds and manpower to a program of testing or replacing existing analyzers; the loss of air quality data that would result if existing analyzers were removed from service for testing; the economic waste that would result if analyzers had to be replaced before the end of their useful lives; and the fact that some analyzers not likely to meet all requirements of the proposed Part 53 might still yield useful data in certain geographical areas (a subject addressed in proposed amendments to Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER).

Some comments suggested that use of analyzers partially or substantially meeting the requirements of Part 53 be allowed for the remainder of their useful lives; others suggested that use of existing analyzers be allowed without restriction. Many government agencies indicated that testing or replacement of existing analyzers would take two to five years to implement, assuming sufficient funds would be available. Others suggested that financial and other burdens of testing or replacing existing analyzers should not be imposed solely on State or local agencies, and that EPA should establish a centralized program of testing existing analyzers.

After carefully weighing these comments, as well as other considerations, in light of the purposes of the Clean Air Act and the objectives of Part 53, EPA has concluded: (1) That use of existing methods should not be allowed indefinitely for purposes of 40 CFR 51.17(a) (unless they are designated hereafter as reference or equivalent methods as discussed below); (2) that a period of five years should be permitted for replacement (or designation) of existing automated methods for measuring SO₂, CO, and photochemical oxidants (unless further use is approved under proposed amendments discussed below); and (3) that a period of six months should be permitted for replacement (or designation) of existing manual methods for measuring the same three pollutants. Accordingly, new § 51.17a (discussed above) retains the general rule that all methods used to measure SO₂, CO, and photochemical oxidants for purposes of § 51.17(a) must be reference or equivalent methods but provides "grace periods" of five years and six months for the continued use of existing automated and manual methods, respectively, as exceptions to the general rule.

The five-year period for replacement of existing automated methods (analyzers) has been selected as a practical compromise reflecting: (1) The need to assure the reliability and national comparability of air quality data obtained under 40 CFR 51.17(a) at the earliest practicable date, and (2) the desirability of mitigating the economic impact and program disruptions that might be experienced by State and local control

agencies if a shorter period were established. Considering the present rate of advancement in analyzer technology, some current models of analyzers may well become obsolete within the next five years. It should also be noted that many analyzers in current use are not in fact new, so that the five-year period will permit continued use in addition to that which has already occurred; and, further, that replacement of existing methods will not be required if they are designated hereafter as reference or equivalent methods as discussed in the next section of this preamble. In addition, five years should allow ample time for State and local control agencies to seek and obtain funds for the purchase of new analyzers where replacement of existing analyzers proves to be necessary.

It should also be noted that the new § 51.17a provides in effect that automated methods purchased during the next year (in addition to those already in use) will be considered "existing" analyzers for purposes of the five-year grace period. This will allow time for manufacturers to seek and obtain determinations that their analyzers are reference or equivalent methods and will allow any present purchase commitments to be fulfilled.

Finally, as discussed elsewhere in this issue of the FEDERAL REGISTER, EPA is proposing several amendments to the new § 51.17a that would allow use of existing analyzers for the remainder of their useful lives, rather than for five years, in circumstances providing reasonable assurance that air quality data obtained with the analyzers will be reliable and comparable to that obtained with reference or equivalent methods. It is expected that these amendments, modified as appropriate after consideration of comments received on the proposal, will be promulgated within a few months, so that decisions on replacement of analyzers that might be eligible for continued use under the amendments can be made before the one-year period referred to above has expired.

For all the above reasons, EPA believes that five years is a reasonable period to allow for replacement of existing analyzers where replacement proves to be necessary.

With respect to the six-month period for replacement of manual methods, EPA believes the time provided is more than reasonable because such methods involve only nominal costs.

DESIGNATION OF EXISTING ANALYZERS AS REFERENCE OR EQUIVALENT METHODS

Under new § 51.17a, automated methods used to measure SO₂, CO, and photochemical oxidants for purposes of 40 CFR 51.17(a) after the expiration of the five-year "grace period" discussed above must be reference or equivalent methods. Existing analyzers will meet this requirement, of course, if designated in the interim as reference or equivalent methods in accordance with Part 53. As discussed in the preamble to Part 53, it is not EPA's intent to require State or local

control agencies to apply for reference or equivalent method determinations for their existing analyzers, although they are free to do so if they wish. Many existing analyzers are in current production, and their manufacturers are likely to apply for reference or equivalent method determinations with respect to them. To the extent that its resources permit, EPA intends to test other existing analyzers (see 40 CFR 53.7) and, if they meet the requirements of Part 53, to designate them as reference or equivalent methods; in general, priority will be given to those analyzers in widest use. State and local agencies using analyzers identical to one designated as a reference or equivalent method under Part 53 may consider them covered by the designation, provided that the come effective on February 18, 1975.

Effective date: These amendments become effective on February 18, 1975.

Dated: January 31, 1975.

RUSSELL E. TRAIN,
Administrator,
Environmental Protection Agency.

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

1. In the table of sections for Part 50, the titles of Appendices C and D are revised to read as follows:

Appendix C—Measurement Principle and Calibration Procedure for the Continuous Measurement of Carbon Monoxide in the Atmosphere (Non-Dispersive Infrared Spectrometry)

Appendix D—Measurement Principle and Calibration Procedure for the Measurement of Photochemical Oxidants Corrected for Interferences Due to Nitrogen Oxides and Sulfur Dioxide

2. In § 50.1, paragraphs (f) and (g) are revised to read as follows:

§ 50.1 Definitions.

(f) "Reference method" means a method of sampling and analyzing the ambient air for an air pollutant that is specified as a reference method in an appendix to this part, or a method that has been designated as a reference method in accordance with Part 53 of this chapter; it does not include a method for which a reference method designation has been cancelled in accordance with § 53.11 of this chapter.

(g) "Equivalent method" means a method of sampling and analyzing the ambient air for an air pollutant that has been designated as an equivalent method in accordance with Part 53 of this chapter; it does not include a method for which an equivalent method designation has been cancelled in accordance with § 53.11 of this chapter.

3. In § 50.8, the introductory portion is revised to read as follows:

§ 50.8 National primary and secondary ambient air quality standards for carbon monoxide.

The national primary and secondary ambient air quality standards for carbon monoxide, measured by a reference

method based on Appendix C to this part and designated in accordance with Part 53 of this chapter, or by an equivalent method, are: * * *

4. Section 50.9 is revised to read as follows:

§ 50.9 National primary and secondary ambient air quality standards for photochemical oxidants.

The national primary and secondary ambient air quality standard for photochemical oxidants, measured and corrected for interferences due to nitrogen oxides and sulfur dioxide by a reference method based on Appendix D to this part and designated in accordance with Part 53 of this chapter, or by an equivalent method, is: 160 micrograms per cubic meter (0.08 p.p.m.) maximum 1-hour concentration not to be exceeded more than once per year.

5. In Appendix C to Part 50, paragraphs 2 through 6 are revoked and reserved; the Affidenda is revoked; and the title, the first sentence of paragraph 1.1, and paragraph 1.2 are revised to read as follows:

Appendix C—Measurement Principle and Calibration Procedure for the Continuous Measurement of Carbon Monoxide in the Atmosphere (Non-Dispersive Infrared Spectrometry)

1. Principle and applicability.

1.1 This principle is based on the absorption of infrared radiation by carbon monoxide in a non-dispersive photometer. * * *

1.2 An analyzer based on this principle will be considered a reference method only if it has been designated as a reference method in accordance with Part 53 of this chapter.

6. In Appendix D to Part 50, paragraphs 2 through 5.9 are revoked and reserved; the title and paragraph 1.2 are revised to read as follows:

Appendix D—Measurement Principle and Calibration Procedure for the Measurement of Photochemical Oxidants Corrected for Interferences Due to Nitrogen Oxides and Sulfur Dioxide.

1. Principle and Applicability. * * *

1.2 An analyzer based on this principle will be considered a reference method only if it has been designated as a reference method in accordance with Part 53 of this chapter.

(Sec. 4, Pub. L. 91-604, 84 Stat. 1979)

§ 51.14 [Amended]

7. In § 51.14, the table in subparagraph (1) of paragraph (e) is revised by revising the heading of the second column to read "Measurement method or principle" and by revising footnote 1 to read as follows:

¹ Named measurement methods and principles are described in Part 50 of this Chapter.

§ 51.17 [Amended]

8. In § 51.17, the table in subparagraph (1) of paragraph (a) is revised by revising the heading of the third column to read "Measurement method or principle"; by revoking and reserving footnotes d, e, and f; by revoking the table of performance specifications and associated definitions appearing after the colon in the second sentence of footnote

i; and by revising footnote i to read as follows:

¹Named methods and principles, except the tape sampler method, are described in Part 50 of this chapter. The tape sampler method is described in Hemeon, W. C. L., Haines, G. F., Jr. and Ide, H. M., "Determination of Haze and Smoke Concentrations by Filter Paper Samplers", J. Air Pollution Control Association, Vol. 3, pp. 22-28, 1953. Use of these and other methods shall be as specified in § 51.17a.

9. A new § 51.17a is added, reading as follows:

§ 51.17a Air quality monitoring methods.

(a) *General requirements.* (1) Except as otherwise provided in this paragraph (a), each method for measuring SO₂, CO, or photochemical oxidant used for purposes of § 51.17(a) shall be a reference method or equivalent method as defined in § 53.1 of this chapter. Concentrations of particulate matter shall be measured by the reference method specified in Appendix B to Part 50 of this chapter and by the tape sampler method.

NOTE.—Part 53 of this chapter does not presently provide for reference or equivalent method determinations with respect to methods of measuring nitrogen dioxide, hydrocarbons corrected for methane, or suspended particulates. Guidance for the selection of automated methods for measuring nitrogen dioxide and hydrocarbons may be found in the EPA Environmental Monitoring Series document (EPA-650/4-74-018), *Guidelines for Determining Performance Characteristics of Automated Methods for Measuring Nitrogen Dioxide and Hydrocarbons Corrected for Methane in Ambient Air*, which may be obtained from the National Technical Information Service, U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22151. For SO₂, CO and photochemical oxidant, a list of methods designated as reference or equivalent methods under Part 53 may be obtained as provided in § 53.8 of this chapter.

(2) Any analyzer purchased prior to one year after February 18, 1975, may be used for purposes of § 51.17(a) for a period not to exceed five years after February 18, 1975.

(3) Any manual method in use prior to February 18, 1975, may be used for purposes of § 51.17(a) up to and including August 18, 1975.

- (b) [Reserved]
- (c) [Reserved]
- (d) [Reserved]
- (e) [Reserved]

(Sec. 301(a) of the Clean Air Act (42 U.S.C. 1857g(a)), as amended by sec. 15(c)(2) of Pub. L. 91-604, 84 Stat. 1713)

[FR Doc. 75-3819 Filed 2-14-75; 8:45 am]

[FRL 314-3]

PART 53—AMBIENT AIR MONITORING REFERENCE AND EQUIVALENT METHODS

On October 12, 1973, EPA proposed regulations to establish definitive requirements and procedures by which methods for sampling and analyzing the ambient air may be designated "refer-

ence methods" or "equivalent methods" for the measurement of specified air pollutants (38 FR 28438). Interested persons were afforded an opportunity to participate in the rulemaking by submitting written comments. Following consideration of all the written comments and a thorough evaluation of the test procedures both within EPA and under contract, the proposed regulations have been revised and are being promulgated today.

BACKGROUND

Pursuant to section 109 of the Clean Air Act, as amended in 1970, EPA promulgated national ambient air quality standards for six pollutants on April 30, 1971. The standards are now codified as 40 CFR Part 50. At the same time, EPA published "reference methods," presently described in appendices to Part 50, to be used by EPA and by State and local agencies in measuring ambient concentrations of the six air pollutants.

The national ambient air quality standards presently provide that measurements are to be made by the appropriate reference method or by an "equivalent method." "Equivalent method" is presently defined in 40 CFR 50.1(g) as "any method of sampling and analyzing for an air pollutant which can be demonstrated to the Administrator's satisfaction to have a consistent relationship to the reference method." Under 40 CFR 51.17(a)(1), an "equivalent method" is also required, at present, to meet certain performance specifications set forth in that section. Because Part 53 is intended to supersede these requirements, appropriate amendments to 40 CFR 50.1(g) and 40 CFR 51.17(a) are being made today as described elsewhere in this issue of the FEDERAL REGISTER.

Within nine months after promulgation of the national ambient air quality standards, each State was required by section 110 of the Act to adopt and submit to the Administrator a plan which provided for the implementation, maintenance, and enforcement of the standards within each air quality control region (or portion thereof) within the State. The Act requires the Administrator to approve an implementation plan, or any portion thereof, if he determines that the plan (or portion thereof) was adopted after reasonable notice and hearing and that it satisfies detailed criteria set forth in section 110(a)(2)(A)-(H) of the Act. To assist the States in the development of implementation plans, EPA proposed and promulgated regulations entitled "Requirements for Preparation, Adoption, and Submittal of Implementation Plans," now codified in 40 CFR Part 51.

The purpose of Part 53 is to assist State and local governments with respect to one of the requirements applicable to approval of implementation plans. Section 110(a)(2)(C) of the Act provides in part that a plan must include:

* * * provision for establishment and operation* of appropriate devices, methods, systems, and procedures necessary to (1)

monitor, compile, and analyze data on ambient air quality * * *

This provision has been amplified in 40 CFR 51.17, "Air Quality Surveillance." Among other things, § 51.17 requires that plans provide for the establishment of air quality surveillance systems. Each such system must meet certain requirements, one of which is that each method used by a State to monitor the ambient air for certain pollutants must ordinarily be either the appropriate reference method or a method that is "equivalent" to the reference method. (See 40 CFR 51.17(a) and 51.17a, as amended and promulgated, respectively, elsewhere in this issue of the FEDERAL REGISTER.) To assist State and local governments in meeting this requirement, Part 53 establishes a definitive scheme by which monitoring methods may be determined to be reference or equivalent methods for the measurement of specified air pollutants.

SUMMARY OF REGULATIONS

The new Part 53 is divided into three subparts, the contents of which are summarized briefly below. Changes from the regulations as proposed (reflected to some extent in the following summaries) are discussed more fully in the next section of this preamble.

Subpart A of Part 53 contains the general requirements to be satisfied for a reference or equivalent method determination for both automated methods ("analyzers") and manual methods. It also specifies the information that must be submitted in applications for such determinations and procedures for processing the applications. The primary responsibility for conducting tests required in connection with reference or equivalent method determinations rests with the applicant (ordinarily the manufacturer of the method in question). The general requirements for such determinations may be summarized as follows:

(1) *Reference method determinations.* As discussed more fully below, the definition of "reference method" in § 53.1(e) contemplates two kinds of reference methods: (a) Those designated in accordance with Part 53; and (b) those specified as reference methods in appendices to 40 CFR Part 50 (as amended elsewhere in this issue of the FEDERAL REGISTER). Under § 53.2, any automated method for measuring CO or oxidants may be designated as a reference method if it is based on the measurement principle and calibration procedure specified in the appropriate appendix to Part 50 and meets the performance requirements specified in Subpart B of the new Part 53. For other pollutants, reference methods are specified as such in the appropriate appendices to Part 50, and the requirements of Part 53 are inapplicable to those methods.

(2) *Equivalent method determinations.* Under § 53.3, candidate automated methods designed to measure sulfur dioxide, carbon monoxide, or photochemical oxidants will be designated as equivalent methods if they meet the performance requirements specified in Sub-

part B and demonstrate a consistent relationship to the reference method as required by Subpart C. (As discussed more fully below, Part 53 does not presently provide for equivalent method determinations with respect to methods of measuring pollutants other than SO₂, CO, and oxidants.) Candidate manual methods need only demonstrate a consistent relationship as required by Subpart C to be determined equivalent.

Subpart A also provides that any method determined to be a reference or equivalent method will be officially designated as such and notice of the designation will be published in the FEDERAL REGISTER. Any applicant whose application for a reference or equivalent method determination is rejected may appeal the rejection by various means specified in § 53.10. A reference or equivalent method designation may be cancelled if the method in question is subsequently found not to be in compliance with the provisions of Part 53. Prior to cancellation, the applicant who obtained the designation will be sent written notice of the facts that the Administrator believes warrant cancellation and will be given an opportunity to demonstrate that the facts presented are sufficient, or come into compliance. In such cases, the applicant or any other interested person (e.g., a user of the method in question) may request an evidentiary hearing and will be granted such a hearing if the request raises a substantial factual issue. If a hearing is granted, the presiding officer may permit interested persons to intervene.

Subpart B of Part 53 specifies: (1) Performance requirements for automated methods with respect to interference, lower detectable limit, precision, rise time, fall time, zero drift, span drift, lag time, and noise, and (2) procedures for testing the performance characteristics of candidate methods. It should be noted that the specifications given for interference equivalents are not intended to indicate the allowable measurement inaccuracy at the levels of the air quality standards but, rather, are predicated on challenging a candidate analyzer with larger concentrations of potential interferents than are likely to be encountered in actual use. This allows the method's interferent susceptibility to be estimated more accurately.

Subpart C contains the general provisions and test procedures necessary for demonstrating a consistent relationship between candidate methods (whether automated or manual) and reference methods.

COMMENTS RECEIVED ON PROPOSED REGULATIONS AND CHANGES MADE IN FINAL REGULATIONS

EPA received 32 comments on the proposed regulations from State and local air pollution control agencies, analyzer manufacturers, industrial users of monitoring equipment, other Federal agencies, research organizations, and individuals. Perhaps the most frequent comment concerned the fate of monitoring instruments in current use. That subject is considered in connection with the

amendments to 40 CFR Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER.

All comments were carefully considered. Additional information was obtained from evaluations of the test procedures conducted both by EPA and by an independent laboratory under an EPA contract. A large number of changes suggested in comments were made, as well as many recommended by the laboratory evaluations. Although such changes were numerous, most were of a relatively minor nature. Many provisions were reworded to resolve ambiguities or otherwise to clarify their meaning, and some were combined or otherwise reorganized to clarify and simplify the overall organization of Part 53.

The most significant differences between the proposed and final regulations are discussed below. Documents providing further information on changes made in response to comments received, the rationale for such changes, and the identity of the commentors may be obtained from the Quality Assurance and Environmental Monitoring Laboratory, United States Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, North Carolina 27711, attention: Dr. David Shearer.

(1) *Definitions and basic concepts.* A number of comments referred to possible ambiguities in the use of such terms as "method," "instrument," and "technique" in the proposed regulations. In response to these and similar suggestions, EPA has revised some definitions and reworded some provisions to clarify their meaning or to make them consistent with the general concepts underlying Part 53.

Several possible ambiguities arise from the fact that the term "method" has a number of possible meanings when used in referring to air monitoring techniques and instruments. In common usage, for example, some "methods" of measuring pollutants (e.g., the pararosaniline method of measuring SO₂) are essentially techniques that may be specified as a series of actions performed manually with common laboratory equipment; others are essentially measurement principles (e.g., non-dispersive infrared spectrometry) utilized in wholly automatic instruments (themselves sometimes referred to as "methods") that vary in design depending on the manufacturer; still other "methods" are instruments employing a combination of manual and automatic functions. Another possible ambiguity arises from common use of the term "method" to denote either a particular instrument or the manufacturer's model of which the particular instrument is representative. Although it may be impossible to resolve all such ambiguities without unduly increasing the length and complexity of the regulations, a number of changes have been made in an attempt to minimize potential confusion in this area. Thus, the definitions of "manual method" and "automated method" in § 53.1 have been revised to specify more clearly which types

of methods will be considered "manual" and which "automated" for purposes of Part 53. In addition, minor changes in terminology have been made throughout Part 53 to make clear that, depending on its context, the term "automated method" (or "analyzer") may refer either to a particular instrument (i.g., one owned by a particular user) or to the model of which the particular instrument is representative. Finally, the term "test analyzer" has been defined in § 53.1 and used in Subparts B and C as meaning a particular analyzer (representative of a model) that is subjected to testing for purposes of Part 53.

Other comments suggested that some of the appendices to 40 CFR Part 50 should be revised to make them fully consistent with the provisions and purposes of Part 53. In effect, these comments highlighted the differences between "methods" that may be specified as a series of actions performed manually and those that are instruments based on a specified measurement principle. Elsewhere in this issue of the FEDERAL REGISTER, EPA is amending Appendices C and D to Part 50 (concerning measurement of CO and photochemical oxidants, respectively) to make clear that each specifies only a measurement principle and calibration procedure (rather than a reference method per se) and that analyzers based on those measurement principles will be considered reference methods only if designated as such in accordance with Part 53. Manual reference methods (e.g., the reference method for measuring SO₂), however, are still specified in other appendices to Part 50. Thus, as reflected in the definition of "reference method" in § 53.1(e), there will be two types of reference methods for purposes of Part 53: (1) Manual methods that are specified as reference methods for certain pollutants in appendices to Part 50; and (2) automated methods (analyzers) for measuring CO and photochemical oxidants that are based on the measurement principles and calibration procedures specified in Appendices C and D to Part 50 and designated as reference methods in accordance with Part 53. As to the latter, it is possible to construct different types of analyzers based on a single measurement principle; accordingly, a number of different analyzers may be designated as reference methods for CO and photochemical oxidants.

As reflected in proposed § 53.5, the proposed regulations did not contemplate designation of manual methods as reference methods under Part 53 (as opposed to specification of manual reference methods in appendices to 40 CFR Part 50). In addition, it was not intended to provide for designation of automated methods as reference methods under Part 53 where manual reference methods are already specified, for the pollutants in question, in appropriate appendices to Part 50. Accordingly, the general requirements for a reference method determination (now § 53.2) have been revised to make clear that manual methods will not be considered for reference method

determinations under Part 53 (although some manual methods are specified as reference methods in appendices to Part 50 and may be used as such without regard to Part 53), and that an automated method will not be considered where a reference method is already specified as such in an appendix to Part 50. However, manual and automated methods that are ineligible for reference method determinations under § 53.2 may be considered for equivalent method determinations under § 53.3, and amendments to Part 53 proposed elsewhere in this issue of the FEDERAL REGISTER would permit consideration of any manual or automated method for purposes of replacement ("supersession") of existing reference methods.

Finally, the definitions of "reference methods" and "equivalent method" in § 53.1 have been revised to make clear that they do not include methods for which reference or equivalent method designations have been cancelled under § 53.11. Elsewhere in this issue of the FEDERAL REGISTER, EPA is proposing an amendment to 40 CFR Part 51 that would permit continued use of such methods for a reasonable period for purposes of 40 CFR 51.17(a).

(2) *General provisions.* A number of comments suggested changes in the procedures governing submission and processing of applications for reference or equivalent method determinations, and a number of changes have been made to simplify or otherwise improve the procedures. In response to criticism of the "right of entry" provision (proposed § 53.7), for example, the provision has been changed to assure a mutual right to witness pertinent tests at a time and place agreeable to both parties (§ 53.6). As suggested in a number of comments and discussed in connection with amendments to 40 CFR Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER, EPA will perform testing of some analyzers in current use; a provision has been added to make clear that analyzers so tested may be designated as reference or equivalent methods in the absence of applications for such designations (§ 53.7). Another provision has been added to make clear that material submitted to EPA and identified as containing trade secrets or other confidential information will not be routinely disclosed in connection with hearings on cancellation of designations (§ 53.13(b)(2)).

Section 53.6 of the proposed regulations provided that, except where additional information or testing was necessary, decisions on applications for reference or equivalent method determinations would be made within 60 calendar days. Several comments suggested that the length of the review period would adversely affect marketing and other schedules and requested that the period be shortened. EPA has carefully considered these comments and recognizes that the review period may delay production and marketing schedules. However, EPA believes very strongly that adequate review of applications is essential to the

purposes of Part 53. In order to assure adequate time for review, EPA has extended the period for review to 75 calendar days (§ 53.5). One reason for the change is that a relatively large number of applications may be received in a short period of time after promulgation of Part 53, and review of such applications may in some cases take longer than 60 days. It should also be noted that the 75-day provision specifies the *maximum* period for review. In many cases, review of applications may take much less time than the maximum period, and EPA will expedite processing of all applications to the extent permitted by manpower and budgetary constraints.

(3) *Public participation in cancellation proceedings and notice of certain actions.* A number of comments suggested the desirability of permitting greater opportunity for interested parties (e.g., users of methods) to take part in proceedings to cancel reference or equivalent method designations. In response, EPA has provided that any interested person may request a hearing in connection with a cancellation proceeding (§ 53.12), and that the presiding officer in a hearing on cancellation may permit interested persons to intervene (§ 53.13(c)). In addition, it should be noted that States and other users of particular methods are free to support applications for reference or equivalent method determinations if they wish by providing test data and other information to applicants and to oppose cancellation of reference or equivalent method designations by providing test data, expert witnesses, and other assistance in cancellation proceedings.

Other comments suggested the desirability of providing systematic notice of actions that may affect or otherwise be of interest to instrument manufacturers and users. In response, EPA has provided that notices will be published in the FEDERAL REGISTER in connection with such events or actions as receipt of applications for reference or equivalent method determinations (§ 53.5), designations of reference or equivalent methods (§ 53.8(a)), preliminary findings relating to cancellation of such designations (§ 53.11(b)(1)), notices of cancellation (§ 53.11(d)), hearings on cancellations (§ 53.13(a)(2)), and certain determinations in connection with proposed modifications of reference or equivalent methods by manufacturers (§ 53.14(c)). In addition, a current list of methods designated as reference or equivalent methods will be maintained by EPA, and copies of the list will be available at EPA's Regional Offices (§ 53.8(c)).

One comment suggested that EPA publish a list of methods for which applications have been submitted and rejected under Part 53. As indicated above, notices of reference or equivalent method designations will be published in the FEDERAL REGISTER, and a list of methods that have been designated as reference or equivalent methods will be available on request. In addition, EPA is proposing amendments to § 53.9 (published elsewhere in this issue of the FEDERAL REG-

ISTER) that would require labeling of analyzers so designated. These measures will enable prospective purchasers to terminate with relative ease whether methods of interest have been designated as reference or equivalent methods. For these reasons, EPA has concluded that a list of methods for which applications have been submitted and rejected is unnecessary.

(4) *Modification of reference or equivalent methods.* Proposed § 53.12 and § 53.13 would have required reporting of any modification of a reference or equivalent method within 15 calendar days after the modification; if the Administrator made a preliminary finding that the method as modified did not satisfy the requirements of Part 53, he would have initiated proceedings to cancel the reference or equivalent method designation applicable to the method. A number of comments raised questions about the scope and effect of these provisions. After consideration of the comments, EPA has revised the provisions (now combined in § 53.14) in several respects. The most significant changes are as follows.

First, language has been included in § 53.14 to make clear that it applies only to modifications made by sellers of methods. Elsewhere in this issue of the FEDERAL REGISTER, EPA is proposing an amendment to 40 CFR Part 51 concerning approval of modifications made by users of methods.

Second, an unacceptable modification of a reference or equivalent method by a seller will not be a ground for cancellation of the reference or equivalent method designation applicable to the method. The reason for this change is essentially that such a cancellation would (contrary to EPA's intent) preclude use of the method for purposes of 40 CFR 51.17(a) by State and local control agencies who bought the method (in its unmodified form) prior to the modification; the more appropriate remedy, now provided in § 53.14(c)(3), is to determine that the designation will not apply to the method as modified. Such a determination would affect only future sales, and only if the seller chose to implement the modification. State and local control agencies would still be free to use (and the seller free to sell) the method in its unmodified form for purposes of 40 CFR 51.17(a).

Third, § 53.14 in effect requires prior approval of intended modifications rather than approval after the fact of modifications already implemented. Although this change may have the effect of delaying incorporation of desirable modifications into production processes, EPA believes that prior approval is necessary to assure the acceptability of instruments offered for sale as reference or equivalent methods and that other changes in § 53.14 (discussed below) will help to limit any delays resulting from the requirements of prior approval.

Finally, § 53.14(b) specifies the information to be reported with respect to an intended modification. The intent of this provision is to minimize the burdens and delays that might otherwise result

under § 53.14. Brevity is encouraged, and the seller is asked to state whether the modification is likely to affect the performance characteristics of the method and, if so, what the probable effect will be. In many cases, little information will be necessary to demonstrate that an intended modification will have no significant adverse effect on the performance characteristics of the method, and in such cases the time necessary for EPA review should be short. In any event, § 53.14(c) requires final EPA action on intended modifications within 30 calendar days, unless further information or testing is necessary before a determination can be made.

Some comments suggested that reporting of "insignificant" modifications should not be required, and that the reporting requirement will discourage innovative modifications. Although EPA is sympathetic to these arguments, it believes § 53.14 will not impose unreasonable burdens in view of the importance of assuring the reliability and comparability of data obtained for purposes of 40 CFR 51.17(a). Where the seller believes that an intended modification will have no significant adverse effect on the performance characteristics of a method (or where a modification is intended to improve performance), it is likely that the modification can be explained and approved with relatively little burden or delay. With respect to innovative modifications, EPA believes improvement of methods will confer a competitive advantage on their sellers, particularly where an improved method occasions supersession of a reference method under a proposed amendment to Part 53 (proposed § 53.16) appearing elsewhere in this issue of the FEDERAL REGISTER. The possibility of such an advantage should provide an incentive for innovation notwithstanding the requirements of § 53.14.

(5) *Specifications and test procedures.* The proposed test procedures for zero drift, lag time, rise time, fall time, and precision have been combined into a single, sequential procedure (§ 53.23 (e)) which eliminates redundant steps and significantly reduces the time required to complete the tests. Optional forms for reporting test data have also been provided in appendices to Subparts B and C to facilitate preparation and processing of applications.

As a result of laboratory testing of the procedures, the performance specifications in Table B-1 of Subpart B were reevaluated. It was evident from the tests that the proposed specifications for precision were too lenient, as many commercially available instruments performed much better than required by the specifications. At the time the precision standards were established, they were set rather conservatively because relatively little precision data, obtained in accordance with prescribed test procedures, were available. On the basis of the tests mentioned above, the precision specifications in Table B-1 have been made more restrictive; this should con-

tribute to more reliable data. Except that the specification for span drift is now expressed in "per cent" instead of "ppm," the other specifications in Table B-1 remain unchanged.

One comment suggested that provision should be made for methods having more than one selectable range and for assuring the reliability of methods used to measure concentrations greater than the upper range limits specified in Table B-1 of Subpart B. In some cases, it is necessary to measure such concentrations in order to calculate average concentrations as contemplated by some of the national ambient air quality standards. Accordingly, Subparts B and C have been revised to permit designation of methods having more than one selectable range as reference or equivalent methods, provided that one range is the appropriate range specified in Table B-1 and that the method passes pertinent tests in that range and in any other range for which a reference or equivalent method designation is sought (see §§ 53.20(b), 53.31(d)).

Two limitations will apply for the present. First, a range broader (i.e., extending to higher concentrations) than that specified in Table B-1 will be eligible for a reference or equivalent method designation only if it does not extend to concentrations more than two times the upper range limit specified in Table B-1. EPA believes that this limitation is necessary for the present to assure that methods capable of operation in broader ranges will have adequate resolution for purposes of 40 CFR 51.17(a), and that it will permit designation of methods capable of measuring nearly all ambient concentrations likely to be experienced. Second, ranges narrower (i.e., extending to lower concentrations) than that specified in Table B-1 will be eligible only for reference method designations. This limitation is necessary because the comparison tests required by Subpart C for equivalent method determinations cannot be performed, in many if not all cases, in ranges narrower than that specified in Table B-1.

These limitations should not present any immediate problem to State and local control agencies possessing analyzers with ranges other than those specified in Table B-1, because an amendment to 40 CFR Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER will permit use of existing analyzers for five years, without regard to the requirements of Part 53, for purposes of 40 CFR 51.17(a). To provide still greater flexibility with respect to use of methods having nonconforming ranges, EPA is proposing further amendments to Part 51 elsewhere in this issue of the FEDERAL REGISTER that would permit use in certain circumstances of such methods, including methods with ranges broader than two times the upper range limits specified in Table B-1, for purposes of 40 CFR 51.17(a). In connection with the proposed amendments, EPA is also inviting comments on the possibility of eliminating or relaxing the two limitations described above.

Use of existing analyzers not meeting the interference requirements of Part 53 is considered in connection with the proposed amendments to 40 CFR Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER.

Other technical changes in Subparts B and C include revision of the test atmosphere requirements, addition of a requirement to substantiate flow measurements, substitution of a single formula for calculating standard deviations, use of a chart recorder instead of a stopwatch to measure lag time, rise time, and fall time, and correction of several typographical errors in the proposed regulation. These and other minor changes should improve the procedures by making them more meaningful and easier to carry out.

(6) *Other comments and changes.* A number of comments expressed concern that Part 53 would impose substantial burdens on State and local control agencies, a number of whom indicated that they lacked adequate resources to test their methods and apply for reference or equivalent method determinations. The principal purpose of Part 53, however, is to provide a means by which manufacturers may have their analyzers officially designated as reference or equivalent methods. The burden of testing a candidate method, obtaining a reference or equivalent method determination, and assuring that analyzers subsequently offered for sale as reference or equivalent methods meet the requirements of Part 53 is being placed on the manufacturer and not on the purchasing agency. (As indicated previously, an amendment to 40 CFR Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER will permit continued use of existing analyzers for five years, without regard to the requirements of Part 53, for purposes of 40 CFR 51.17(a).) Although it is expected that most applicants for reference and equivalent method determinations will be instrument manufacturers, States and others may perform the necessary tests and apply for such determinations if they so desire.

Several provisions that appeared in various parts of the proposed regulations have been brought together in a new § 53.9 to emphasize that they are conditions of any reference or equivalent method designation. One such condition, concerning durability of methods (§ 53.9 (c)), has been revised in response to comments: (1) By substituting the phrase "when maintained and operated in accordance with the (manufacturer's operation manual)" for the vaguer phrase "when properly maintained and operated," and (2) by providing that the durability requirement applies for one year after "delivery and acceptance" rather than for one year after "installation in the field." The latter change should avoid problems concerning analyzers that are not promptly installed after delivery.

Some comments reflected confusion regarding the scope of Part 53. Although Part 50 presently contains "reference methods" for SO₂, CO, photochemical oxidants, suspended particulates, NO_x,

and hydrocarbons, Part 53 concerns reference and equivalent methods for only the first three of these pollutants. Because there is no agreed upon reference or standard suspended particulate, the reference method for suspended particulates is not being addressed in Part 53 for the present, and methods for nitrogen dioxide and hydrocarbons corrected for methane are not covered in Part 53 because of technical problems with the designated reference methods. However, guidance for evaluating the performance characteristics of automated methods for measuring the latter two pollutants may be found in the Environmental Monitoring Series document (EPA-650/5-74-018), *Guidelines for Determining Performance Characteristics of Automated Methods for Measuring Nitrogen Dioxide and Hydrocarbons Corrected for Methane in Ambient Air*, which may be obtained from the National Technical Information Service, U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22151.

Several comments suggested that EPA should have solicited more active participation from the professional standards-setting organizations in the development of Part 53, or that the entire regulation might have been written in acceptable fashion by such organizations. EPA agrees that for voluntary, consensus-type standards the latter approach might have been feasible. However, the present regulation is not such a standard. It is intended to assure not only the reliability but also the national comparability of ambient air quality data obtained from the surveillance networks required by 40 CFR 51.17(a), not only for purposes of judging the attainment and maintenance of the national ambient air quality standards but also so that trend analyses of ambient air pollution may be made, based on data submitted from myriads of air quality control regions. Consensus standards developed by competing private organizations would not necessarily provide a single base on which to judge analyzer performance and might not be sufficiently stringent to achieve the purposes mentioned above. For these and other reasons, EPA has chosen to develop the Part 53 regulations itself, rather than rely on standards developed in the private sector. In the course of the rulemaking process, EPA has solicited and considered comments from the professional standards-setting organizations, just as it has with respect to instrument manufacturers, State and local control agencies, and the general public.

Many comments expressed opinions to the effect that the proposed performance specifications were reasonable and appropriate, and no comments were received from analyzer manufacturers indicating that the specifications were unreasonable or unattainable. Only one comment suggested (without explanation) that existing methods could not meet the specifications. EPA has evaluated a number of commercially available analyzers for their ability to meet the performance specifications pre-

scribed in Part 53 and has concluded that at least several state-of-the-art analyzers can meet the specifications or can be made to do so by relatively simple modifications by the manufacturer. In addition, EPA is confident, on the basis of these evaluations, that most analyzer manufacturers, once they know the performance specifications their products must meet to qualify for reference or equivalent method designations under Part 53, will be able to modify or redesign their analyzers to meet those specifications. Copies of a document (entitled "Technical Justification for the Performance Specification Given in Subpart B of 40 CFR Part 53") that contains further information about the evaluations mentioned above, as well as information on the rationale and methods for selection of the Part 53 performance specifications, may be obtained by writing to the Quality Assurance and Environmental Monitoring Laboratory, United States Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, North Carolina 27711, attention: Dr. David Shearer.

GENERAL DISCUSSION

Pollutant profiles across the nation are sufficiently uniform that some methods of measuring ambient air quality may be designated as generally applicable; i.e., without restrictions as to their use in particular geographic areas. For this reason, Part 53 provides in effect for "certification" of model lines, rather than for approval of particular instruments to be used in particular locations. This approach takes advantage of the similarity in meteorological characteristics associated with ambient air pollutants across the nation and should be much less burdensome for all concerned than any system requiring case-by-case approval of particular instruments for use in particular locations.

The measurement of air pollutants emitted from stationary sources presents an entirely different set of circumstances for monitoring. In brief, the sources themselves often create unique, localized conditions (e.g., unusual concentrations of interferences) that can affect the performance of monitoring instruments. In proposed amendments to 40 CFR Parts 51 and 60 concerning monitoring of stationary sources (39 FR 32852, 32871, Sept. 11, 1974), therefore, EPA has proposed to require approval of particular monitoring instruments for use in particular locations.

As indicated previously, EPA is amending Appendices C and D to 40 CFR Part 50 (concerning measurement of CO and photochemical oxidants, respectively) elsewhere in this issue of the FEDERAL REGISTER to make clear that each specifies only a measurement principle and calibration procedure (rather than a reference method per se), and that analyzers based on those measurement principles will be considered reference methods only if designated as such in accordance with Part 53. Accordingly, there will be no reference methods for

CO and oxidants until at least one analyzer for each has been designated as such under Part 53. (It should be noted that reference methods are still specified as such for other pollutants in the appropriate appendices to Part 50.) In addition, candidate methods cannot be designated as equivalent methods for CO and oxidants until reference methods for the two pollutants are available for the comparison testing required by Subpart C for equivalent method determinations. This should present no problem for State and local control agencies because an amendment to Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER will permit them to use existing CO and oxidant analyzers for purposes of 40 CFR 51.17(a) for five years, and to use CO and oxidant analyzers bought within the next year for at least four years, without regard to the requirements of Part 53. In addition, it may be possible to use existing analyzers for their useful lives in various circumstances, as discussed elsewhere in this issue of the FEDERAL REGISTER in connection with amendments and proposed amendments to Part 51.

As indicated above, an amendment to Part 51 appearing elsewhere in this issue of the FEDERAL REGISTER will permit State and local control agencies to use CO and oxidant analyzers bought within the next year for at least four years without regard to the requirements of Part 53. Agencies purchasing new analyzers in the next year, however, are urged to require through appropriate contractual provisions that the manufacturer supply instruments meeting the performance specifications set forth in Subpart B of Part 53 and require that any deficiencies be corrected within the warranty period for such instruments.

It is the intent of EPA to encourage and take advantage of advances in the art of monitoring pollutants in ambient air. As better analyzers become available, EPA will, from time to time, revise performance specifications to require a higher level of performance. This will help to provide ambient air quality data of better quality in years to come. In addition, EPA is proposing elsewhere in this issue of the FEDERAL REGISTER an amendment to Part 53 that would permit replacement ("supersession") of existing reference methods with better methods, while permitting continued use of replaced methods for a reasonable period by control agencies that had previously purchased them.

Promulgation of Part 53, of course, does not render past or current air quality data invalid. Such data will still be as useful as it ever was. However, Part 53 will help to improve the accuracy, reliability, and overall quality of data collected in the future. It should be emphasized that the use of designated methods for air monitoring will not by itself assure the collection of adequate air quality data. Nor will it in any way diminish the need for well-planned, thorough, functional quality control activities including frequent calibrations, periodic audit checks, proper maintenance

nance, careful data validations, and adequate operator training. Use of designated methods is only one necessary part of a complete and effective quality control program.

Applications for reference or equivalent method determinations will be processed in the order received. Processing of applications which require additional tests or information will necessarily involve delays. As indicated in § 53.15, confidential or proprietary information submitted by applicants or other persons should be clearly identified as such. Should a question of public access to such information arise, the information will be treated in accordance with 40 CFR Part 2, which concerns EPA's policies and procedures with respect to requests for information under 5 U.S.C. 552, often referred to as the Freedom of Information Act.

Effective date. This part becomes effective on February 18, 1975.

Dated: January 31, 1975.

RUSSELL E. TRAIN,
Administrator,

Environmental Protection Agency.

A new Part 53 is added to Chapter I, Title 40, Code of Federal Regulations, as follows:

Subpart A—General Provisions

- Sec. 53.1 Definitions.
- 53.2 General requirements for a reference method determination.
- 53.3 General requirements for an equivalent method determination.
- 53.4 Applications for reference or equivalent method determinations.
- 53.5 Processing of applications.
- 53.6 Right to witness conduct of tests.
- 53.7 Testing of methods at the initiative of the Administrator.
- 53.8 Designation of reference and equivalent methods.
- 53.9 Conditions of designation.
- 53.10 Appeal from rejection of application.
- 53.11 Cancellation of reference or equivalent method designation.
- 53.12 Request for hearing on cancellation.
- 53.13 Hearings.
- 53.14 Modification of a reference or equivalent method.
- 53.15 Trade secrets and confidential or privileged information.

Subpart B—Procedures for Testing Performance Characteristics of Automated Methods

- Sec. 53.20 General provisions.
- 53.21 Test conditions.
- 53.22 Generation of test atmospheres.
- 53.23 Test procedures.

APPENDIX A—OPTIONAL FORMS FOR REPORTING TEST RESULTS

Subpart C—Procedures for Determining a Consistent Relationship Between Candidate Methods and Reference Methods

- 53.30 General provisions.
- 53.31 Test conditions.
- 53.32 Test procedures.

APPENDIX A—OPTIONAL FORM FOR REPORTING TEST RESULTS

Authority: Section 301(a) of the Clean Air Act (42 U.S.C. section 1857g(a)), as amended by sec. 15(c) (2) of Public Law 91-604, 84 Stat. 1713.

Subpart A—General Provisions

§ 53.1 Definitions.

(a) Terms used but not defined in this part shall have the meaning given them by the Act.

(b) "Act" means the Clean Air Act (42 U.S.C. 1857-1857f), as amended.

(c) "Agency" means the Environmental Protection Agency.

(d) "Administrator" means the Administrator of the Environmental Protection Agency or his authorized representative.

(e) "Reference method" means a method of sampling and analyzing the ambient air for an air pollutant that is specified as a reference method in an appendix to Part 50 of this chapter, or a method that has been designated as a reference method in accordance with this part; it does not include a method for which a reference method designation has been cancelled in accordance with § 53.11.

(f) "Equivalent method" means a method of sampling and analyzing the ambient air for an air pollutant that has been designated as an equivalent method in accordance with this part; it does not include a method for which an equivalent method designation has been cancelled in accordance with § 53.11.

(g) "Candidate method" means a method of sampling and analyzing the ambient air for an air pollutant for which an application for a reference method determination or an equivalent method determination is submitted in accordance with § 53.4, or a method tested at the initiative of the Administrator in accordance with § 53.7.

(h) "Manual method" means a method for measuring concentrations of an ambient air pollutant in which sample collection, analysis, or measurement, or some combination thereof, is performed manually.

(i) "Automated method" or "analyzer" means a method for measuring concentrations of an ambient air pollutant in which sample collection, analysis, and measurement are performed automatically.

(j) "Test analyzer" means an analyzer subjected to testing as a candidate method in accordance with Subpart B of this part, Subpart C of this part, or both.

(k) "Applicant" means a person who submits an application for a reference or equivalent method determination in accordance with § 53.4.

(l) "Ultimate purchaser" means the first person who purchases a reference method or an equivalent method for purposes other than resale.

§ 53.2 General requirements for a reference method determination.

(a) *Manual methods.* Manual methods will not be considered for reference method determinations under this part.

Note.—As defined in § 53.1(e), "reference method" includes a manual method specified

in an appendix to Part 50 of this chapter. The provisions of this part are inapplicable to such a method.

(b) *Automated methods.* A candidate automated method must utilize the measurement principle and calibration procedures specified in the appropriate appendix to Part 50 of this Chapter and meet the requirements specified in Subpart B of this part.

NOTE.—An automated method will not be considered for a reference method determination under this part if a reference method is specified in the appropriate appendix to Part 50.

§ 53.3 General requirements for an equivalent method determination.

(a) *Manual methods.* Candidate manual methods must satisfy the requirements specified in Subpart C of this part.

(b) *Automated methods.* Candidate automated methods must satisfy the requirements specified in Subparts B and C of this part.

§ 53.4 Applications for reference or equivalent method determinations.

(a) Applications for reference or equivalent method determinations shall be submitted in triplicate to:

Director, Quality Assurance & Environmental Monitoring Laboratory, Department E, United States Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, North Carolina 27711.

(b) Each application shall be signed by an authorized representative of the applicant, shall be marked in accordance with § 53.15 (if applicable), and shall contain the following:

(1) A clear identification of the candidate method which will distinguish it from all other methods and by which it may be referred to unambiguously.

(2) A detailed description of the candidate method including but not limited to the following: The measurement principle, manufacturer, name, model number, and other forms of identification; a listing of the significant components; schematic diagrams; and a detailed description of the apparatus and measurement procedures.

(3) A copy of a comprehensive operation or instruction manual providing a complete and detailed description of the operational and calibration procedures prescribed for field use of the candidate method and all instruments utilized as part of that method. The manual shall include adequate warning of potential safety hazards that may result from normal use, or (if the method is automated) from normal use or malfunction, of the method and a description of necessary safety precautions (see § 53.9(b)). For automated methods, the manual shall include a clear description of installation and operation procedures and of necessary periodic maintenance, as well as comprehensive trouble-shooting and corrective maintenance procedures and

parts identification diagrams.¹ The manual may be used to satisfy the requirements of paragraphs (b) (1) and (2) of this section to the extent that it includes information necessary to meet those requirements.

(4) A statement that the candidate method has been tested in accordance with the procedures described in Subpart B of this part, Subpart C of this part, or both, as applicable.

(5) Test data, records, calculations, and test results as specified in Subpart B of this part, Subpart C of this part, or both, as applicable.

(6) A statement that the method or analyzer tested in accordance with this part is representative of the candidate method described in the application.

(c) For candidate automated methods, the application shall also contain the following:

(1) A detailed description of the quality control program that will be utilized, if the candidate method is designated as a reference or equivalent method, to ensure that all analyzers offered for sale under that designation will have essentially the same performance characteristics as the analyzer tested in accordance with this part.

(2) A description of the durability characteristics of such analyzers (see § 53.9(c)).

§ 53.5 Processing of applications.

After receiving an application for a reference or equivalent method determination, the Administrator will publish notice of the application in the FEDERAL REGISTER and, within 75 calendar days after receipt of the application, take one or more of the following actions:

(a) Send notice to the applicant, in accordance with § 53.8, that the candidate method has been determined to be a reference or equivalent method;

(b) Send notice to the applicant that his application has been rejected, including a statement of reasons for rejection;

(c) Send notice to the applicant that additional information must be submitted before a determination can be made and specify the additional information that is needed (in such cases, the 75-day period shall commence upon receipt of the additional information);

(d) Send notice to the applicant that additional tests are necessary and specify what tests are necessary and how they shall be interpreted (in such cases, the 75-day period shall commence upon receipt of the additional test data); or

(e) Send notice to the applicant that additional tests will be conducted by the

Administrator, specifying the nature of and reasons for the additional tests and the estimated time required (in such cases, the 75-day period shall commence 1 calendar day after the additional tests have been completed).

§ 53.6 Right to witness conduct of tests.

(a) Submission of an application for a reference or equivalent method determination shall constitute consent for the Administrator or his authorized representative, upon presentation of appropriate credentials, to witness or observe any tests required by this part in connection with the application or in connection with any modification or intended modification of the method by the applicant.

(b) The applicant shall have the right to witness or observe any test conducted by the Administrator in connection with the application or in connection with any modification or intended modification of the method by the applicant.

(c) Any tests by either party that are to be witnessed or observed by the other party shall be conducted at a time and place mutually agreeable to both parties.

§ 53.7 Testing of methods at the initiative of the Administrator.

(a) In the absence of an application for a reference or equivalent method determination, the Administrator may conduct the tests required by this part for such a determination, may compile such other information as may be necessary in his judgment to make such a determination, and on the basis of the tests and information may determine that a method satisfies applicable requirements of this part.

(b) [Reserved]

(c) [Reserved]

§ 53.8 Designation of reference and equivalent methods.

(a) A candidate method determined by the Administrator to satisfy the applicable requirements of this part shall be designated as a reference method or equivalent method (as applicable), and a notice of the designation shall be submitted for publication in the FEDERAL REGISTER not later than 15 days after the determination is made.

(b) A notice indicating that the method has been determined to be a reference method or an equivalent method shall be sent to the applicant. This notice shall constitute proof of the determination until a notice of designation is published in accordance with paragraph (a) of this section.

(c) The Administrator will maintain a current list of methods designated as reference or equivalent methods in accordance with this part and will send a copy of the list to any person or group upon request. A copy of the list will be available for inspection or copying at EPA Regional Offices.

§ 53.9 Conditions of Designation.

Designation of a candidate method as a reference method or equivalent method shall be conditioned on the applicant's compliance with the following require-

ments. Failure to comply with any of the requirements shall constitute a ground for cancellation of the designation in accordance with section 53.11.

(a) Any method offered for sale as a reference or equivalent method shall be accompanied by a copy of the manual referred to in section 53.4(b) (3) when delivered to any ultimate purchaser.

(b) Any method offered for sale as a reference or equivalent method shall generate no unreasonable hazard to operators or to the environment during normal use or (if the method is automated) during normal use or when malfunctioning.

(c) Any analyzer offered for sale as a reference or equivalent method shall function within the limits of the performance specifications referred to in § 53.20(a) for at least 1 year after delivery and acceptance when maintained and operated in accordance with the manual referred to in § 53.4(b) (3).

§ 53.10 Appeal from rejection of application.

Any applicant whose application for a reference or equivalent method determination has been rejected may appeal the Administrator's decision by taking one or more of the following actions:

(a) The applicant may submit new or additional information in support of the application.

(b) The applicant may request that the Administrator reconsider the data and information already submitted.

(c) The applicant may request that any test conducted by the Administrator that was a material factor in his decision to reject the application be repeated.

§ 53.11 Cancellation of reference or equivalent method designation.

(a) *Preliminary finding.* If the Administrator makes a preliminary finding on the basis of any information available to him that a representative sample of a method designated as a reference or equivalent method and offered for sale as such does not fully satisfy the requirements of this part or that there is any violation of the requirements set forth in § 53.9, he may initiate proceedings to cancel the designation in accordance with the following procedures.

(b) *Notification and opportunity to demonstrate or achieve compliance.* (1) After making a preliminary finding in accordance with paragraph (a) of this section, the Administrator will send notice of the preliminary finding to the applicant, together with a statement of the facts and reasons on which the preliminary finding is based, and will publish notice of the preliminary finding in the FEDERAL REGISTER.

(2) The applicant will be afforded an opportunity to demonstrate or to achieve compliance with the requirements of this part within 60 days after publication of notice in accordance with paragraph (b) (1) of this section or within such further period as the Administrator may allow, by demonstrating to the satisfaction of the Administrator that the method

¹ Guidance for the development of such a manual may be found in the EPA report, "Guideline Specifications for the Development of Instruction Manuals for Automatic Air Monitoring Instruments," available from: National Technical Information Service, U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22151, (702-321-8543).

An example manual based on the above report and titled "Fully Proceduralized Instruction Manual for the Bendix Ozone Monitor, Model 8002" is available from the same source.

in question satisfies the requirements of this part, by commencing a program to make any adjustments that are necessary to bring the method into compliance, or by taking such action as may be necessary to cure any violation of the requirements of § 53.9. If adjustments are necessary to bring the method into compliance, all such adjustments shall be made within a reasonable time as determined by the Administrator. If the applicant demonstrates or achieves compliance in accordance with this paragraph (b)(2), the Administrator will publish notice of such demonstration or achievement in the FEDERAL REGISTER.

(c) *Request for hearing.* Within 60 days after publication of notice in accordance with paragraph (b)(1) of this section, the applicant or any interested person may request a hearing as provided in § 53.12.

(d) *Notice of cancellation.* If, at the end of the period referred to in paragraph (b)(2) of this section, the Administrator determines that the reference or equivalent method designation should be cancelled, he will publish a notice of cancellation in the FEDERAL REGISTER and delete the designation from the list maintained under § 53.8(c). If a hearing has been requested and granted in accordance with § 53.12, action under this paragraph (d) will be taken only after completion of proceedings (including any administrative review) conducted in accordance with § 53.13 and only if the decision of the Administrator reached in such proceedings is that the designation in question should be cancelled.

§ 53.12 Request for hearing on cancellation.

Within 60 days after publication of notice in accordance with § 53.11(b)(1), the applicant or any interested person may request a hearing on the Administrator's action. The request shall be in writing, signed by an authorized representative of the applicant or interested person, and shall include a statement specifying (a) any objections to the Administrator's action and (b) data or other information in support of such objections. If, after reviewing the request and supporting data, the Administrator finds that the request raises a substantial issue of fact, he will grant a hearing in accordance with § 53.13 with respect to such issue.

§ 53.13 Hearings.

(a)(1) After granting a request for a hearing under § 53.12, the Administrator will designate a presiding officer for the hearing.

(2) If a time and place for the hearing have not been fixed by the Administrator, the hearing will be held as soon as practicable at a time and place fixed by the presiding officer, except that the hearing shall in no case be held sooner than 30 days after publication of a notice of hearing in the FEDERAL REGISTER.

(3) For purposes of the hearing, the parties shall include the Environmental

Protection Agency, the applicant or interested person(s) who requested the hearing, and any person permitted to intervene in accordance with paragraph (c) of this section.

(4) The Deputy General Counsel or his representative will represent the Environmental Protection Agency in any hearing under this section.

(5) Each party other than the Environmental Protection Agency may be represented by counsel or by any other duly authorized representative.

(b)(1) Upon his appointment, the presiding officer will establish a hearing file. The file shall contain copies of the notices issued by the Administrator pursuant to § 53.11(b)(1), together with any accompanying material, the request for a hearing and supporting data submitted therewith, the notice of hearing published in accordance with paragraph (a)(2) of this section, and correspondence and other material data relevant to the hearing.

(2) The hearing file shall be available for inspection by the parties or their representatives at the office of the presiding officer, except to the extent that it contains information identified in accordance with § 53.15.

(c) At his discretion, the presiding officer may permit any interested person to intervene in the hearing upon such a showing of interest as the presiding officer may require; provided that leave to intervene may be denied in the interest of expediting the hearing where it appears that the interests of the person seeking to intervene will be adequately represented by another party (or by other parties), including the Environmental Protection Agency.

(d)(1) The presiding officer, upon the request of any party or at his discretion, may arrange for a prehearing conference at a time and place specified by him to consider the following:

- (i) Simplification of the issues.
- (ii) Stipulations, admissions of fact, and the introduction of documents.
- (iii) Limitation of the number of expert witnesses.
- (iv) Possibility of agreement disposing of all or any of the issues in dispute.
- (v) Such other matters as may aid in the disposition of the hearing, including such additional tests as may be agreed upon by the parties.

(2) The results of the conference shall be reduced to writing by the presiding officer and made part of the record.

(e)(1) Hearings shall be conducted by the presiding officer in an informal but orderly and expeditious manner. The parties may offer oral or written evidence, subject to exclusion by the presiding officer of irrelevant, immaterial, or repetitious evidence.

(2) Witnesses shall be placed under oath.

(3) Any witness may be examined or cross-examined by the presiding officer, the parties, or their representatives. The presiding officer may, at his discretion, limit cross-examination to relevant and material issues.

(4) Hearings shall be reported verbatim. Copies of transcripts of proceedings may be purchased from the reporter.

(5) All written statements, charts, tabulations, and data offered in evidence at the hearing shall, upon a showing satisfactory to the presiding officer of their authenticity, relevancy, and materiality, be received in evidence and shall constitute part of the record.

(6) Oral argument shall be permitted. The presiding officer may limit oral presentations to relevant and material issues and designate the amount of time allowed for oral argument.

(f)(1) The presiding officer shall make an initial decision which shall include written findings and conclusions and the reasons therefor on all the material issues of fact, law, or discretion presented on the record. The findings, conclusions, and written decision shall be provided to the parties and made part of the record. The initial decision shall become the decision of the Administrator without further proceedings unless there is an appeal to, or review on motion of, the Administrator within 30-calendar days after the initial decision is filed.

(2) On appeal from or review of the initial decision, the Administrator will have all the powers which he would have in making the initial decision, including the discretion to require or allow briefs, oral argument, the taking of additional evidence or the remanding to the presiding officer for additional proceedings. The decision by the Administrator will include written findings and conclusions and the reasons or basis therefor on all the material issues of fact, law, or discretion presented on the appeal or considered in the review.

§ 53.14 Modification of a reference or equivalent method.

(a) An applicant who offers a method for sale as a reference or equivalent method shall report any intended modification of the method, including but not limited to modifications of design or construction or of operational and maintenance procedures specified in the operation manual, to the Administrator prior to implementation of the modification. The report shall be signed by an authorized representative of the applicant, marked in accordance with § 53.15 (if applicable), and addressed as specified in § 53.4(a).

(b) A report submitted under paragraph (a) of this section shall include:

(1) A description, in such detail as may be appropriate, of the intended modification;

(2) A brief statement of the applicant's belief that the modification will, will not, or may affect the performance characteristics of the method;

(3) If the applicant believes the modification will or may affect the performance characteristics of the method, a brief statement of the probable effect; and

(4) Such further information, including test data, as may be necessary to explain and support any statement required

by paragraphs (b) (2) and (b) (3) of this section.

(c) Within 30-calendar days after receiving a report under paragraph (a) of this section, the Administrator will take one or more of the following actions:

(1) Notify the applicant that the designation will continue to apply to the method if the modification is implemented.

(2) Send notice to the applicant that a new designation will apply to the method (as modified) if the modification is implemented, submit notice of the determination for publication in the FEDERAL REGISTER, and revise or supplement the list referred to in § 53.8(c) to reflect the determination.

(3) Send notice to the applicant that the designation will not apply to the method (as modified) if the modification is implemented and submit notice of the determination for publication in the FEDERAL REGISTER;

(4) Send notice to the applicant that additional information must be submitted before a determination can be made and specify the additional information that is needed (in such cases, the 30-day period shall commence upon receipt of the additional information);

(5) Send notice to the applicant that additional tests are necessary and specify what tests are necessary and how they shall be interpreted (in such cases, the 30-day period shall commence upon receipt of the additional test data); or

(6) Send notice to the applicant that additional tests will be conducted by the Administrator and specify the reasons for and the nature of the additional tests (in such cases, the 30-day period shall commence one calendar day after the additional tests are completed).

(d) Applicant who has received a notice under paragraph (c) (3) of this section may appeal the Administrator's action as follows:

(1) The applicant may submit new or additional information pertinent to the intended modification.

(2) The applicant may request the Administrator to reconsider data and information already submitted.

(3) The applicant may request that the Administrator repeat any test he conducted that was a material factor in his determination. A representative of the applicant may be present during the performance of any such retest.

§ 53.15 Trade secrets and confidential or privileged information.

Any information submitted under this part that is claimed to be a trade secret or confidential or privileged information shall be marked or otherwise clearly identified as such in the submittal. Information so identified will be treated in accordance with Part 2 of this chapter (concerning public information).

Subpart B—Procedures for Testing Performance Characteristics of Automated Methods

§ 53.20 General provisions.

(a) The test procedures given in this subpart shall be used to test the per-

formance of candidate automated methods against the performance specifications given in Table B-1. A test analyzer representative of the candidate automated method must exhibit performance better than, or equal to, the specified value for each such specification (except Range) to satisfy the requirements of this subpart. Except as provided in paragraph (b) of this section, the range of the candidate method must be the range specified in Table B-1 to satisfy the requirements of this subpart.

(b) For a candidate method having more than one selectable range, one range must be that specified in Table B-1 and a test analyzer representative of the method must pass the tests required by this subpart while operated in that range. The tests may be repeated for a broader range (i.e., one extending to higher concentrations) than that specified in Table B-1 provided that the range does not extend to concentrations more than two times the upper range limit specified in Table B-1. If the application is for a reference method determination, the tests may be repeated for a narrower range (one extending to lower concentrations) than that specified in Table B-1.

If the tests are conducted or passed only for the specified range, any reference or equivalent method determination with respect to the method will be limited to that range. If the tests are passed for both the specified range and a broader range (or ranges), any such determination will include the broader range(s) as well as the specified range, provided that

the tests required by Subpart C of this part (if applicable) are met for the broader range(s). If the tests are passed for both the specified range and a narrower range, a reference method determination for the method will include the narrower range as well as the specified range. Appropriate test data shall be submitted for each range sought to be included in a reference or equivalent method determination under this paragraph (b).

(c) For each performance specification (except Range), the test procedure shall be initially repeated seven (7) times to yield 7 test results. Each result shall be compared with the corresponding specification in Table B-1; a value higher than that specified constitutes a failure. These 7 results for each parameter shall be interpreted as follows:

(1) Zero (0) failures: candidate method passes the performance parameter.

(2) Three (3) or more failures: candidate method fails the performance parameter.

(3) One (1) or two (2) failures: Repeat the test procedures for the parameter eight (8) additional times yielding a total of fifteen (15) test results. The combined total of 15 test results shall then be interpreted as follows:

(i) One (1) or two (2) failures: candidate method passes the performance parameter.

(ii) Three (3) or more failures: candidate method fails the performance parameter.

TABLE B-1. PERFORMANCE SPECIFICATIONS FOR AUTOMATED METHODS

Performance parameter	Units ¹	Sulfur dioxide	Oxidants	Carbon monoxide	Definitions and test procedures
1. Range.....	Parts per million..	0-0.5	0-0.5	0-50	§ 53.23(a).
2. Noise.....	do.	0.005	0.005	0.50	§ 53.23(b).
3. Lower detectable limit.....	do.	0.01	0.01	1.0	§ 53.23(c).
4. Interference Equivalent.....	do.				§ 53.23(d).
Each Interferent.....	do.	±0.02	±0.02	±1.0	
Total Interferent.....	do.	0.06	0.06	1.5	
5. Zero drift, 12 and 24 hr.....	do.	±0.02	±0.02	±1.0	§ 53.23(e).
6. Span drift, 24 hr.....	Percent.....	±5.0	±5.0	±2.5	§ 53.23(e).
7. Lag time.....	Minutes.....	20	20	10	§ 53.23(e).
8. Rise time.....	do.	15	15	5	§ 53.23(e).
9. Fall time.....	do.	15	15	5	§ 53.23(e).
10. Precision.....					§ 53.23(e).
20 percent of upper range limit.....	Parts per million..	0.01	0.01	0.5	
80 percent of upper range limit.....	do.	0.015	0.01	0.5	

¹ To convert from parts per million to microgram per cubic meter at 25° C and 760 mm Hg, multiply by M/0.02447, where M is the molecular weight of the gas.

(d) The tests for zero drift, span drift, lag time, rise time, fall time, and precision shall be combined into a single sequential procedure to be conducted at various line voltages and ambient temperatures specified in § 53.23(e). The tests for noise, lower detectable limit, and interference equivalents shall be made at any temperature between 20° C. and 30° C. and at any normal line voltage between 105 and 125 volts, and shall be conducted such that not more than three (3) test results for each parameter are obtained per 24 hours.

(e) All response readings to be recorded shall first be converted to concentration units according to the calibration curve constructed in accordance with § 53.21(b).

(f) All recorder chart tracings, records, test data and other documentation obtained from or pertinent to these tests shall be identified, dated, signed by the analyst performing the test, and submitted.

NOTE.—Suggested formats for reporting the test results and calculations are provided in Figures B-2, B-3, B-4, B-5, and B-6 in Appendix A. Symbols and abbreviations used in this subpart are listed in Table B-5, Appendix A.

§ 53.21 Test conditions.

(a) Set-up and start-up of the test analyzer shall be in strict accordance with the operating instructions specified in the manual referred to in § 53.4(b) (3). Allow adequate warm-up or stabil-

ization time as indicated in the operating instructions before beginning the tests. If the candidate method does not include an integral strip chart recorder, connect the output signal of the test analyzer to a suitable strip chart recorder of the servo, null-balance type. This recorder shall have a chart width of at least 25 centimeters, chart speeds up to 10 cm per hour, a response time of 1 second or less, a deadband of not more than 0.25 percent of full scale, and capability either of reading measurements at least 5 percent below zero or of offsetting the zero by at least 5 percent.

NOTE.—Other data acquisition components may be used along with the chart recorder during conduct of these tests. Use of the chart recorder is intended only to facilitate evaluation of data submitted.

(b) Calibration of the test analyzer shall be as indicated in the manual referred to in § 53.4(b) (3) and as follows: If the chart recorder does not have below zero capability, adjust either the controls of the test analyzer or the chart recorder to obtain a +5% offset zero reading on the recorder chart to facilitate observing negative response or drift. If the candidate method is not capable of negative response, the test analyzer (not recorder) shall be operated with an offset zero. Construct and submit a calibration curve showing a plot of recorder scale readings (ordinate) against pollutant concentrations (abscissa). A plot of output units (volts, millivolts, milliamps, etc.) against pollutant concentrations shall also be shown for methods not including an integral chart recorder. All such plots shall consist of at least seven (7) approximately equally spaced, identifiable points, including 0 and 90 ± 5 percent of full scale.

(c) Once the test analyzer has been set up and calibrated and the tests started, manual adjustment or normal periodic maintenance is permitted only every 3 days. Automatic adjustments which the test analyzer performs by itself are permitted at any time. The submitted records shall show clearly when any manual adjustment or periodic maintenance was made and describe the operations performed.

(d) If the test analyzer should malfunction during any of the performance tests, the tests for that parameter shall be repeated. A detailed explanation of the malfunction, remedial action taken, and whether recalibration was necessary (along with all pertinent records and charts) shall be submitted. If more than one malfunction occurs, all performance test procedures for all parameters shall be repeated.

(e) Tests for all performance parameters shall be completed on the same test analyzer, except that use of multiple test analyzers to accelerate testing will be permitted when alternate ranges of a multi-range candidate method are being tested.

§ 53.22 Generation of test atmospheres.

(a) Table B-2 specifies preferred methods for generating test atmospheres and suggested methods of verifying the

concentrations. Only one means of establishing the concentration of a test atmosphere is normally required. If the method of generation can produce reproducible concentrations, verification is optional. If the method of generation is not reproducible, then establishment of the concentration by some verification method is required. However, when a method of generation other than that given in Table B-2 is used, the test concentration shall be verified.

(b) The test atmosphere delivery system shall be designed and constructed so

as not to significantly alter the test atmosphere composition or concentration during the period of the test. The delivery system shall be fabricated from borosilicate glass or FEP Teflon.

(c) The output of the test atmosphere generation system shall be sufficiently stable to obtain stable response during the required tests. If a permeation device is used for generation of a test atmosphere, the device, as well as the air passing over it, shall be controlled to $\pm 0.1^\circ \text{C}$.

TABLE B-2. TEST ATMOSPHERES

Test gas	Generation	Verification
Ammonia	Permeation device. Similar to system described in references 1 and 2.	Indophenol method, reference 3.
Carbon dioxide	Cylinder of zero air or nitrogen containing CO ₂ as required to obtain the concentration specified in table B-3.	Use NBS-certified standards whenever possible. If NBS standards are not available, obtain 2 standards from independent sources which agree within 2 percent; or obtain one standard and submit it to an independent laboratory for analysis which must agree within 2 percent of the supplier's nominal analysis.
Carbon monoxide	Cylinder of zero air or nitrogen containing CO as required to obtain the concentration specified in table B-3.	
Ethane	Cylinder of zero air or nitrogen containing ethane as required to obtain the concentration specified in table B-3.	
Ethylene	Cylinder of prepurified nitrogen containing ethylene as required to obtain the concentration specified in table B-3.	
Hydrogen chloride	Cylinder* of prepurified nitrogen containing approximately 100 p.p.m. of gaseous HCl. Dilute with zero air to concentration specified in table B-3.	Collect samples in bubbler containing distilled water and analyze by the mercuric thiocyanate method, ASTM (D512), p. 29, reference 4.
Hydrogen sulfide	Permeation device system described in references 1 and 2.	Tentative method of analysis for H ₂ S content of the atmosphere, p. 426, reference 5.
Methane	Cylinder of zero air containing methane as required to obtain the concentration specified in table B-3.	Use NBS-certified standards whenever possible. If NBS standards are not available, obtain 2 standards, from independent sources which agree within 2 percent; or obtain one standard and submit it to an independent laboratory for an analysis which must agree within 2 percent of the supplier's nominal analysis.
Nitric oxide	Cylinder ¹ of prepurified nitrogen containing approximately 100 p.p.m. NO. Dilute with zero air to required concentration.	Gas-phase titration as described in reference 6, section 7.1.
Nitrogen dioxide	1. Gas phase titration as described in reference 6. 2. Permeation device, similar to system described in references 1 and 2.	1. Use an NO ₂ analyzer calibrated with a gravimetrically calibrated permeation device. 2. Use an NO ₂ analyzer calibrated by gas-phase titration as described in reference 6.
Ozone	Calibrated ozone generator as described in reference 7, appendix D.	Use an ozone analyzer calibrated by gas-phase titration as described in reference 6.
Sulfur dioxide	Permeation device. Similar to system described in reference method for SO ₂ , reference 7, appendix A.	P-rosamine method. Reference 7, appendix A.
Water	Pass zero air through distilled water at a fixed known temperature between 20° and 30° C such that the air stream becomes saturated. Dilute with zero air to concentration specified in table B-3.	Measure relative humidity by means of a dew-point indicator, calibrated electrolytic or piezoelectric hygrometer, or wet/dry bulb thermometer.
Xylene	Cylinder of prepurified nitrogen containing 100 p.p.m. xylene. Dilute with zero air to concentration specified in table B-3.	Use NBS-certified standards whenever possible. If NBS standards are not available, obtain 2 standards from independent sources which agree within 2 percent; or obtain one standard and submit it to an independent laboratory for an analysis which must agree within 2 percent of the supplier's nominal analysis.
Zero air	1. Ambient air purified by appropriate scrubbers or other devices such that it is free of contaminants likely to cause a detectable response on the analyzer. 2. Cylinder of compressed zero air certified by the supplier or an independent laboratory to be free of contaminants likely to cause a detectable response on the analyzer.	

¹ Use stainless steel pressure regulator dedicated to the pollutant measured.
Reference 1. O'Keefe, A. E., and Ortman, G. C., "Primary Standards for Trace Gas Analysis," *Anal. Chem.* 38, 760 (1966).
Reference 2. Scaringelli, F. P., A. E., Rosenbert, E., and Bell, J. P., "Primary Standards for Trace Gas Analysis," *Anal. Chem.* 42, 871 (1970).
Reference 3. "Tentative Method of Analysis for Ammonia in the Atmosphere (Indophenol Method)," *Health Lab Science*, vol. 10, No. 2, 115-118, April 1973.
Reference 4. 1973 Annual Book of ASTM Standards, American Society for Testing and Materials, 1916 Race St., Philadelphia, Pa.
Reference 5. *Methods of Air Sampling and Analysis*, Intersociety Committee, 1972, American Public Health Association, 1015.
Reference 6. *Federal Register*, vol. 38, No. 110, Tentative Method for the Continuous Measurement of Nitrogen Dioxide (Chemiluminescent) addenda C, June 8, 1973.
Reference 7. *Federal Register*, vol. 36, No. 228, National Primary and Secondary Ambient Air Quality Standards, Nov. 25, 1971.

(d) All diluent air shall be zero air free of contaminants likely to cause a detectable response on the test analyzer.

(e) The concentration of each test atmosphere shall be established and/or verified before or during each series of

tests. Samples for verifying test concentrations shall be collected from the test atmosphere delivery system as close as possible to the sample intake port of the test analyzer.

(f) The accuracy of all flow measure-

ments used to calculate test atmosphere concentrations shall be documented and referenced to a primary standard (such as a spirometer bubble meter, etc.). Any corrections shall be clearly shown. All flow measurements given in volume units shall be standardized to 25° C. and 760 mm Hg.

(g) Schematic drawings and other information showing complete procedural details of the test atmosphere generation, verification, and delivery system shall be provided. All pertinent calculations shall be clearly indicated.

§ 53.23 Test procedures.

(a) *Range*—(1) *Technical Definition.* Nominal minimum and maximum concentrations which a method is capable of measuring.

NOTE.—The nominal range is specified at the lower and upper range limits in concentration limits; for example, 0-0.5 ppm.

(2) *Test Procedure.* Submit a suitable calibration curve, as specified in § 53.21 (b), showing the test analyzer's response over at least 95 percent of the required range.

NOTE.—A single calibration curve will normally suffice.

(b) *Noise*—(1) *Technical Definition.* Spontaneous, short duration deviations in output, about the mean output, which are not caused by input concentration changes. Noise is determined as the standard deviation about the mean and is expressed in concentration units.

(2) *Test Procedure.* (i) Allow sufficient time for the test analyzer to warm up and stabilize. Determine at two concentrations, first using zero air and then a pollutant test gas concentration as indicated below. The noise specification in Table B-1 shall apply to both of these tests.

(ii) Connect an integrating-type digital meter (DM) suitable for the test

analyzer's output and accurate to three significant digits, to measure the analyzer's output signal.

NOTE.—Use of a chart recorder in addition to the DM is optional.

(iii) Measure zero air for 60 minutes. During this 60-minute interval, record twenty-five (25) readings at 2-minute intervals. (See Figure B-2 in Appendix A.)

(iv) Convert each DM reading to concentration units (ppm) by reference to the test analyzer's calibration curve as determined in § 53.21 (b). Label the converted DM readings $r_1, r_2, r_3, \dots, r_i, \dots, r_{25}$.

(v) Calculate the standard deviation, S , as follows:

$$S = \sqrt{\frac{\sum_{i=1}^{25} (r_i)^2 - 1/25 \left(\sum_{i=1}^{25} r_i \right)^2}{24}} \text{ (ppm)}$$

where i indicates the i -th DM reading in ppm.

(vi) Let S at 0 ppm be identified as S_0 ; compare S_0 to the noise specification given in Table B-1.

(vii) Repeat steps (iii) through (vi) using a pollutant test atmosphere concentration of 80 ± 5 percent of the upper range limit (URL) instead of zero gas, and let S at 80 percent of the URL be identified as S_{80} . Compare S_{80} to the noise specification given in Table B-1.

(viii) Both S_0 and S_{80} must be less than or equal to the specification for noise to pass the test for the noise parameter.

(c) *Lower Detectable Limit*—(1) *Technical Definition.* The minimum pollutant concentration which produces a signal of twice the noise level.

(2) *Test Procedure.* (i) Allow sufficient time for the test analyzer to warm up and stabilize. Measure zero air and record the stable reading in ppm as B_0 . (See Figure B-3 in Appendix A.)

(ii) Generate and measure a pollutant

test atmosphere concentration equal to the value for the lower detectable limit specified in Table B-1.

NOTE.—If necessary, the test atmosphere concentration may be generated or verified at a higher concentration, then accurately diluted with zero air to the final required concentration.

(iii) Record the test analyzer's stable indicated reading, in ppm, as B_{10} .

(iv) Determine the Lower Detectable Limit (LDL) as $LDL = B_{10} - B_0$. Compare this LDL value with the noise level, S_0 , determined in § 53.23 (b), for 0 concentration test atmosphere. LDL must be equal to or higher than $2xS_0$ to pass this test.

(d) *Interference Equivalent*—(1) *Technical Definition.* Positive or negative response caused by a substance other than the one being measured.

(2) *Test Procedure.* The test analyzer shall be tested for all substances likely to cause a detectable response. The test analyzer shall be challenged, in turn, with each interfering agent specified in Table B-3. In the event that there are substances likely to cause a significant interference which have not been specified in Table B-3, these substances shall be tested at a concentration substantially higher than that normally found in the ambient air. The interference may be either positive or negative, depending on whether the test analyzer's response is increased or decreased by the presence of the interferent. Interference equivalents shall be determined by mixing each interferent, one at a time, with the pollutant at the concentrations specified in Table B-3, and comparing the test analyzer's response to the response caused by the pollutant alone. Known gas-phase reactions that might occur between an interferent and the pollutant are designated by footnote (c) in Table B-3. In these cases, the interference equivalent shall be determined in the absence of the pollutant.

TABLE B-3. INTERFERENT TEST CONCENTRATION,¹ PARTS PER MILLION

Pollutant	Analyzer type ²	Hydrochloric acid	Ammonia	Hydrogen sulfide	Sulfur dioxide	Nitrogen dioxide	Nitric oxide	Carbon dioxide	Ethylene	Ozone	M-Xylene	Water vapor	Carbon monoxide	Methane	Ethane
SO ₂	Flame photometric (FPD)				0.1	*0.14		750				20,000	50		
SO ₂	Gas chromatography (FPD)				0.1	*0.14		750				20,000	50		
SO ₂	Spectrophotometric-wet chemical (pararosaniline reaction)	0.2	*0.1	0.1	*0.14	0.5		750		0.5					
SO ₂	Electrochemical	0.2	*0.1	0.1	*0.14	0.5	0.5		0.2	0.5		20,000			
SO ₂	Conductivity	0.2	*0.1		*0.14	0.5		750							
SO ₂	Spectrophotometric-gas phase				*0.14	0.5	0.5			0.5	0.2				
O ₃	Chemiluminescent			*0.1				750				20,000			
O ₃	Electrochemical		*0.1		0.5	0.5				*0.08		20,000			
O ₃	Spectrophotometric-wet chemical (potassium iodide reaction)		*0.1		0.5	0.5	*0.5			*0.08					
O ₃	Spectrophotometric-gas phase				0.5	0.5	*0.5			*0.08					
CO	Infrared							750				30,000	*10		
CO	Gas chromatography with flame photometric detector											20,000	*10		0.5
CO	Electrochemical						0.5		0.2			20,000	*10		
CO	Catalytic combustion-thermal detection		0.1					750	0.2			20,000	*10	5.0	0.5
CO	IR fluorescence							750				20,000	*10		0.5
CO	Mercury replacement-UV photometric								0.2				*10		0.5

¹ Concentrations of interferent listed must be prepared and controlled to ±10 percent of the stated value.

² Analyzer types not listed will be considered by the Administrator as special cases.

³ Do not mix with pollutant.

⁴ Concentration of pollutant used for test. These pollutant concentrations must be prepared to ±10 percent of the stated value.

(i) Allow sufficient time for warm-up and stabilization of the test analyzer.

(ii) For a candidate method using a prefilter or scrubber based upon a chemical reaction to derive part of its specificity, and which requires periodic service or maintenance, the test analyzer shall be "conditioned" prior to each interference test as follows:

(A) Service or perform the indicated maintenance on the scrubber or prefilter as directed in the manual referred to in § 53.4(b) (3).

(B) Before testing for each interferent, allow the test analyzer to sample through the scrubber a test atmosphere containing the interferent at a concentration equal to the value specified in Table B-3. Sampling shall be at the normal flow rate and shall be continued for 6 continuous hours prior to testing.

(iii) Generate three test atmosphere streams as follows:

(A) Test atmosphere *P*: Pollutant concentration.

(B) Test atmosphere *I*: Interference concentration.

(C) Test atmosphere *Z*: Zero air.

(iv) Adjust the individual flow rates and the pollutant or interferent generators for the three test atmospheres as follows:

(A) The flow rates of test atmospheres *I* and *Z* shall be identical.

(B) The concentration of pollutant in test atmosphere *P* shall be adjusted such that when *P* is mixed (diluted) with either test atmosphere *I* or *Z*, the resulting concentration of pollutant shall be as specified in Table B-3.

(C) The concentration of interferent in test atmosphere *I* shall be adjusted such that when *I* is mixed (diluted) with test atmosphere *P*, the resulting concentration of interferent shall be equal to the value specified in Table B-3.

(D) To minimize concentration errors due to flow rate differences between *I* and *Z*, it is recommended that, when possible, the flow rate of *P* be from 10 to 20 times larger than the flow rates of *I* and *Z*.

(v) Mix test atmospheres *P* and *Z* by passing the total flow of both atmospheres through a mixing flask.

(vi) Sample and measure the mixture of test atmospheres *P* and *Z* with the test analyzer. Allow for a stable reading, and record the reading, in concentration units, as *R* (see Figure B-3).

(vii) Mix test atmospheres *P* and *I* by passing the total flow of both atmospheres through a mixing flask.

(viii) Sample and measure this mixture. Record the stable reading, in concentration units, as *R_I*.

(ix) Calculate the interference equivalent (*IE*) as:

$$IE = R_I - R$$

IE must be equal to or less than the specification given in Table B-1 for each interferent to pass the test.

(x) Follow steps (iii) through (ix), in turn, to determine the interference equivalent for each interferent.

(xi) For those interferents which cannot be mixed with the pollutant, as indicated by footnote (c) in Table B-3, adjust the concentration of test atmosphere *I* to the specified value without being mixed or diluted by the pollutant test atmosphere. Determine *IE* as follows:

(A) Sample and measure test atmosphere *Z* (zero air). Allow for a stable reading and record the reading, in concentration units, as *R*.

(B) Sample and measure the interferent test atmosphere *I*. If the test analyzer is not capable of negative readings, adjust the analyzer (not the recorder) to give an offset zero. Record the stable reading in concentration units as *R_I*, extrapolating the calibration curve, if necessary, to represent negative readings.

(C) Calculate $IE = R_I - R$. *IE* must be equal to or less than the specification in Table B-1 to pass the test.

(xii) Sum the absolute value of all the individual interferences equivalents. This sum must be equal to or less than the total interferent specification given in Table B-1 to pass the test.

(e) *Zero Drift, Span Drift, Lag Time, Rise Time, Fall Time, and Precision*—(1) *Technical Definitions*—(i) *Zero Drift*: The change in response to zero pollutant concentration, over 12- and 24-hour periods of continuous unadjusted operation.

(ii) *Span Drift*: The percent change in response to an up-scale pollutant concentration over a 24-hour period of continuous unadjusted operation.

(iii) *Lag Time*: The time interval between a step change in input concentration and the first observable corresponding change in response.

(iv) *Rise Time*: The time interval between initial response and 95 percent of final response after a step increase in input concentration.

(v) *Fall Time*: The time interval between initial response and 95 percent of

final response after a step decrease in input concentration.

(vi) *Precision*: Variation about the mean of repeated measurements of the same pollutant concentration, expressed as one standard deviation about the mean.

(2) Tests for these performance parameters shall be accomplished over a period of seven (7) or more days. During this time, the line voltage supplied to the test analyzer and the ambient temperature surrounding the analyzer shall be varied from day to day. One test result for each performance parameter shall be obtained each test day, for seven (7) or fifteen (15) test days as necessary. The tests are performed sequentially in a single procedure.

(3) The 24-hour test day may begin at any clock hour. The first 12 hours out of each test day are required for testing 12-hour zero drift. Tests for the other parameters shall be conducted during the remaining 12 hours.

(4) Table B-4 specifies the line voltage and room temperature to be used for each test day. The line voltage and temperature shall be changed to the specified values at the start of each test day (i.e., at the start of the 12-hour zero test). Initial adjustments (day zero) shall be made at a line voltage of 115 volts (rms) and a room temperature of 25° C.

(5) The tests shall be conducted in blocks consisting of 3 test days each until 7 or 15 test results have been obtained. (The final block may contain fewer than three test days.) If a test is interrupted by an occurrence other than a malfunction of the test analyzer, only the block during which the interruption occurred shall be repeated.

(6) During each block, manual adjustments to the electronics, gas, or reagent flows or periodic maintenance shall not be permitted. Automatic adjustments which the test analyzer performs by itself are permitted at any time.

(7) At least 4 hours prior to the start of the first test day of each block, the test analyzer may be adjusted and/or serviced according to the periodic maintenance procedures specified in the manual referred to in § 53.4(b) (3). If a new block is to immediately follow a previous block, such adjustments or servicing may be done immediately after completion of the day's tests for the last day of the previous block and at the voltage and temperature specified for that day, but only on test days 3, 6, 9, and 12.

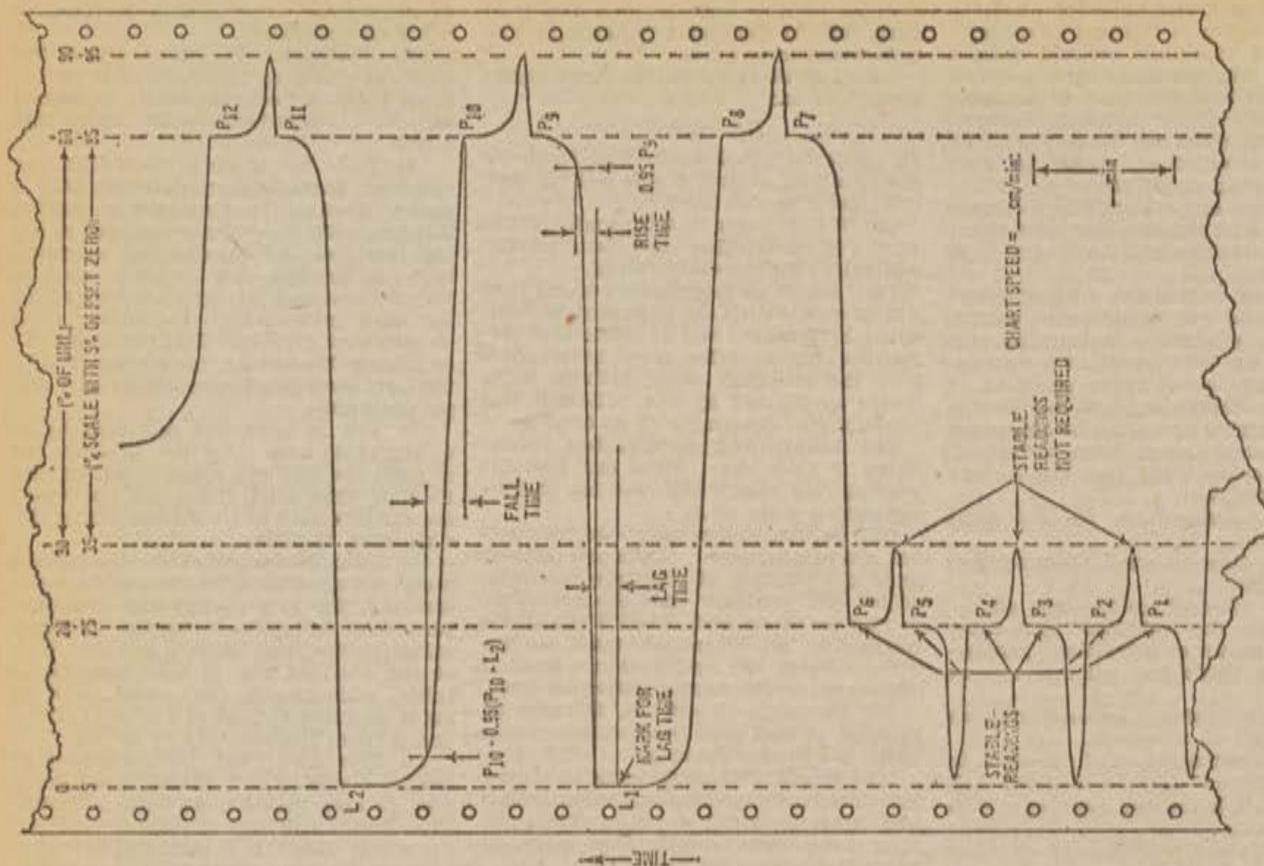


FIGURE B-1.—Example showing the nature of the tracing obtained during the test for drift, lag time, rise time, fall time, and precision. The time scale has been greatly compressed.

(8) All response readings to be recorded shall first be converted to concentration units according to the calibration curve. Whenever a test atmosphere is to be measured but a stable reading is not required, the test atmosphere shall be measured long enough to cause a change in response of at least 10% of full scale. Identify all readings and other pertinent data on the strip chart. (See Figure B-1 illustrating the pattern of the required readings.)

(9) Test Procedure. (i) Arrange to generate pollutant test atmospheres as follows:

Test atmosphere: A_0 zero gas. A_{10} 20±5 of the upper range limit. A_{80} 80±5 of the upper range limit. A_{90} 90±5 of the upper range limit.

Test atmospheres A_0 , A_{80} , and A_{90} shall be consistent during the tests and from day to day.

Note.—If necessary, the beginning of the test days succeeding such maintenance or adjustment may be delayed as necessary to complete the service or adjustment operation.

TABLE B-4.—Line voltage and room temperature test conditions

Test day	Line voltage, ¹ rms	Room temperature, ² °C	Comments
0	115	25	Initial set-up and adjustments.
1	125	20	
2	105	30	
3	125	20	Adjustments and/or periodic maintenance permitted at end of tests.
4	105	30	
5	125	20	
6	105	30	Adjustments and/or periodic maintenance permitted at end of tests.
7	125	20	Examine test results to ascertain if further testing is required.
8	105	30	
9	125	20	Adjustments and/or periodic maintenance permitted at end of tests.
10	105	30	
11	125	20	Adjustments and/or periodic maintenance permitted at end of tests.
12	105	30	
13	125	20	
14	105	30	
15	125	20	

¹ Voltage specified shall be controlled to ±1 volt.

² Temperature specified shall be controlled to ±1°C.

(ii) For steps (xxv) through (xxx), a chart speed of at least 10 centimeters per hour shall be used. The actual chart speed, chart speed changes, and time checks shall be clearly marked on the chart.

(iii) Allow sufficient time for test analyzer to warm up and stabilize at a line voltage of 115 volts and a room temperature of 25°C. Recalibrate, if necessary, and adjust the zero baseline to 5 percent of chart. No further adjustments shall be made to the analyzer until the end of the tests on the third day.

(iv) Measure test atmosphere A_0 until a stable reading is obtained, and record this reading (in ppm) as Z' , where $n=0$ (see Figure B-4 in Appendix A).

(v) Measure test atmosphere A_{80} . Allow for a stable reading and record it as M'_n , where $n=0$.

(vi) Measure a test atmosphere A_{90} . Allow for a stable reading and record it as S'_n , where $n=0$.

(vii) The above readings for Z' , M'_n , and S'_n should be taken at least four (4) hours prior to the beginning of test day 1.

(viii) At the beginning of each test day, adjust the line voltage and room temperature to the values given in Table B-4.

(ix) Measure test atmosphere A_n continuously for at least twelve (12) continuous hours during each test day.

(x) After the 12-hour zero drift test (step ix), sample test atmosphere A_n until the analyzer reading is below 15 percent of full scale. A stable reading is not required.

(xi) Measure test atmosphere A_n and record the stable reading (in ppm) as P_n . (See Figure B-4 in Appendix A.)

(xii) Sample test atmosphere A_n ; a stable reading is not required.

(xiii) Measure test atmosphere A_n and record the stable reading as P_n .

(xiv) Sample test atmosphere A_n ; a stable reading is not required.

(xv) Measure test atmosphere A_n and record the stable reading as P_n .

(xvi) Sample test atmosphere A_n ; a stable reading is not required.

(xvii) Measure test atmosphere A_n and record the stable reading as P_n .

(xviii) Sample test atmosphere A_n ; a stable reading is not required.

(xix) Measure test atmosphere A_n and record the stable reading as P_n .

(xx) Sample test atmosphere A_n ; a stable reading is not required.

(xxi) Measure test atmosphere A_n and record the stable reading as P_n .

(xxii) Measure test atmosphere A_n and record the stable reading as P_n .

(xxiii) Sample test atmosphere A_n ; a stable reading is not required.

(xxiv) Measure test atmosphere A_n and record the stable reading as P_n . Increase chart speed to at least 10 centimeters per hour.

(xxv) Measure test atmosphere A_n . Record the stable reading as L_n .

(xxvi) Quickly switch the test analyzer to measure test atmosphere A_n and mark the recorder chart to show the exact time when the switch occurred.

(xxvii) Measure test atmosphere A_n and record the stable reading as P_n .

(xxviii) Sample test atmosphere A_n ; a stable reading is not required.

(xxix) Measure test atmosphere A_n and record the stable reading as P_n .

(xxx) Measure test atmosphere A_n and record the stable reading as L_n .

(xxxi) Measure test atmosphere A_n and record the stable reading as P_n .

(xxxii) Sample test atmosphere A_n ; a stable reading is not required.

(xxxiii) Measure test atmosphere A_n and record the stable reading as P_n .

(xxxiv) Repeat steps (viii) through (xxxiii) each test day.

(xxxv) If zero and span adjustments are made after the readings are taken on test days 3, 6, 9, or 12, complete all adjustments; then measure test atmospheres A_n , A_n , and A_n . Allow for a stable reading on each, and record the readings as Z'_n , S'_n , and M'_n , respectively, where n = the test day number.

(10) Determine the results of each day's tests as follows. Mark the recorder chart to show readings and determinations.

(i) **Zero Drift.** (A) 12-hour. Examine the strip chart pertaining to the 12-hour continuous zero gas test. Determine the

minimum ("min.") and maximum ("max.") readings (in ppm) during this period of 12 consecutive hours, extrapolating the calibration curve to negative concentration units if necessary. Determine the 12-hour zero drift (12ZD) as 12ZD = "max. - min." (See Figure B-5 in Appendix A.)

(B) Calculate the 24-hour zero drift (24ZD) for the n -th test day as $24ZD_n = Z_n - Z_{n-1}$, or $24ZD_n = Z_n - Z'_{n-1}$ if zero adjustment was made on the previous day, where $Z_n = 1/2(L_1 + L_2)$ for L_1 and L_2 taken on the n -th test day.

(C) Compare 12ZD and 24ZD to the zero drift specification in Table B-1. Both 12ZD and 24ZD must be equal to or less than the specified value to pass the test for zero drift.

(ii) **Span Drift**

(A) Span drift at 20 percent of URL (MSD):

$$MSD_n = \frac{M_n - M_{n-1}}{M_{n-1}} \times 100\%$$

or

$$\bar{MSD}_n = \frac{M_n - M'_{n-1}}{M'_{n-1}} \times 100\%$$

if span adjustment was made on the previous day, where

$$M_n = \frac{1}{6} \sum_{i=1}^6 P_i$$

n indicates the n -th test day, and i indicates the i -th reading on the n th day.

(B) Span drift at 80 percent of URL (USD):

$$USD_n = \frac{S_n - S_{n-1}}{S_{n-1}} \times 100\%$$

or

$$USD_n = \frac{S_n - S'_{n-1}}{S'_{n-1}} \times 100\%$$

if span adjustment was made on the previous day, where

$$S_n = \frac{1}{6} \sum_{i=1}^{12} P_i$$

n indicates the n -th test day, and i indicates the i -th reading on the n -th test day.

(C) Both USD and MSD must be equal to or less than the specification given in Table B-1 to pass the test for span drift.

(iii) **Lag Time.** Determine, from the strip chart, the elapsed time in minutes between the mark made in step (xxvi) and the first observable (two times the noise level) response. This time must be equal to or less than the time specified in Table B-1 to pass the test for lag time.

(iv) **Rise Time.** Calculate 95 percent of reading P_n and determine from the recorder chart, the elapsed time between the first observable (two times noise level) response and a response equal to 95 percent of the P_n reading. This time must be equal to or less than the rise time specified in Table B-1 to pass the test for rise time.

(v) **Fall Time.** Calculate 95 percent of ($P_n - L_n$) and determine, from the strip chart, the elapsed time in minutes between the first observable decrease in response following reading P_n and a response equal to 95 percent of ($P_n - L_n$).

This time must be equal to or less than the fall time specification in Table B-1 to pass the test for fall time.

(vi) **Precision.** Calculate precision (P_{20} and P_{80}) for each day's test as follows:

(A)

$$P_{20} = \sqrt{\frac{1}{5} \left[\sum_{i=1}^6 P_i^2 - \frac{1}{6} \left(\sum_{i=1}^6 P_i \right)^2 \right]}$$

(B)

$$P_{80} = \sqrt{\frac{1}{5} \left[\sum_{i=7}^{12} P_i^2 - \frac{1}{6} \left(\sum_{i=7}^{12} P_i \right)^2 \right]}$$

(C) Both P_{20} and P_{80} must be equal to or less than the specification given in Table B-1 to pass the test for precision.

APPENDIX A—OPTIONAL FORMS FOR REPORTING TEST RESULTS

TABLE B-5. SYMBOLS AND ABBREVIATIONS

B_1 -----	Analyzer reading at specified LDL concentration.
B_2 -----	Analyzer reading at 0 concentration for LDL test.
DM -----	Digital meter.
C_{max} -----	Maximum analyzer reading during 12ZD test.
C_{min} -----	Minimum analyzer reading during 12ZD test.
i -----	Subscript indicating the i -th quantity in a series.
IE -----	Interference equivalent.
L_1 -----	First analyzer zero reading for 24ZD test.
L_2 -----	Second analyzer zero reading for 24ZD test.
M_n -----	Average of $P_1 \dots P_6$ for the n -th test day.
M'_n -----	Adjusted span reading at 20 percent of URL on the n -th test day.
MSD -----	Span drift at 20 percent of URL.
n -----	Subscript indicating the test day number.
P -----	Analyzer reading for precision test.
P_i -----	The i -th analyzer reading for precision test.
P_{20} -----	Precision at 20 percent of URL.
P_{80} -----	Precision at 80 percent of URL.
R -----	Analyzer reading of pollutant alone for IE test.
R_i -----	Analyzer reading with interference added for IE test.
r_i -----	The i -th DM reading for noise test.
S -----	Standard deviation of noise readings.
S_0 -----	Noise value (S) measured at 0 concentration.
S_{80} -----	Noise value (S) measured at 80 percent of URL.
S_n -----	Average of $P_7 \dots P_{12}$ for the n -th test day.
S'_n -----	Adjusted span reading at 80 percent of URL on the n -th test day.
URL -----	Upper range limit.
USD -----	Span drift at 80 percent of URL.
Z -----	Average of L_1 and L_2 .
Z_n -----	Average of L_1 and L_2 on the n -th test day.
Z'_n -----	Adjusted zero reading on the n -th test day.
ZD -----	Zero drift.
12ZD -----	12-hour zero drift.
24ZD -----	24-hour zero drift.

RULES AND REGULATIONS

Applicant _____ Date _____
 Test No. _____
 Analyzer _____ Range _____

READING NUMBER (i)	TYPE	0% of URL		80% of URL	
		DC READING	η_i , dB	DC READING	η_i , dB
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
$\sum_{i=1}^{25} \eta_i$					
$\sum_{i=1}^{25} \eta_i^2$					
S			$S_0 =$		$S_{11} =$

Figure B-2. Form for noise data.

Application _____
 Analyzer _____ Range _____

TEST PARAMETER	READING OR CALCULATION	TEST NUMBER														
		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
LOWER DETECTABLE LIMIT	H_D															
	H_L															
	$L.D.L. = H_L - H_D$															
INTERFERENCE EQUIVALENT	1	R_1														
		H_{11}														
		$H_{11} = R_{11} + R_1$														
	2	R_2														
		H_{22}														
		$H_{22} = R_{22} + R_2$														
	3	R_3														
		H_{33}														
		$H_{33} = R_{33} + R_3$														
	4	R_4														
		H_{44}														
		$H_{44} = R_{44} + R_4$														
	5	R_5														
		H_{55}														
		$H_{55} = R_{55} + R_5$														
TOTAL	$H_T = \sum_{i=1}^n H_{ii}$															

Figure B-3. Form for data and calculations for lower detectable limit and interference equivalent.

Application _____
 Analyzer _____ Range _____

TEST DAY NO	ANALYZER READING, ppm															
	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
DATE																
P_1																
P_2																
P_3																
P_4																
P_5																
P_6																
$\sum_{i=1}^6 P_i^2$																
P_7																
P_8																
P_9																
P_{10}																
P_{11}																
P_{12}																
$\sum_{i=1}^{12} P_i^2$																
L_1																
L_2																
P_{13}																
P_{14}																
P_{15}																
C_{1-15}																
C_{16}																

Figure B-4. Form for recording data for drift and precision.

RULES AND REGULATIONS

Applicant _____
 Analyzer _____ Range _____

TEST PARAMETER	CALCULATION	n - n TEST DAY														
		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Zero drift	12 hour $12SD = C_{max} - C_{min}$															
	$Z = 1.4(L_1 + L_2)$															
	24 hour $24SD_{24} = Z_{24} - Z_{24-1}$ $24SD_{24} = Z_{24} - Z_{24-1}$															
Span drift	$M_n = \frac{1}{n} \sum_{i=1}^n P_i$															
	50% URL $50SD_n = \frac{M_n - M_{n-1}}{M_{n-1}} \times 100\%$															
	$50SD_n = \frac{M_n - M_{n-1}}{M_{n-1}} \times 100\%$															
	$S_n = \frac{1}{n} \sum_{i=1}^n P_i$															
	80% URL $80SD_n = \frac{S_n - S_{n-1}}{S_{n-1}} \times 100\%$															
	$80SD_n = \frac{S_n - S_{n-1}}{S_{n-1}} \times 100\%$															
Precision	50% URL $P_{50} = \sqrt{\frac{1}{n} \left[\sum_{i=1}^n P_i^2 - \frac{1}{n} \left(\sum_{i=1}^n P_i \right)^2 \right]}$															
	80% URL $P_{80} = \sqrt{\frac{1}{n} \left[\sum_{i=1}^n P_i^2 - \frac{1}{n} \left(\sum_{i=1}^n P_i \right)^2 \right]}$															

Figure B-5. Form for calculating zero drift, span drift and precision.

Applicant _____ Analyte _____
 Analyzer _____ Range _____

PERFORMANCE PARAMETER	Table B-1 appr.	TEST							TEST							No. of test failures	Pass or fail	
		1	2	3	4	5	6	7	8	9	10	11	12	13	14			15
0% URL (0%)																		
50% URL (50%)																		
LDL (must be 2 x value)																		
INTER-FERENCE EQUIVALENT, ppm	IC ₁																	
	IC ₂																	
	IC ₃																	
	IC ₄																	
	IC ₅																	
TOTAL (IC ₁)																		
ZERO DRIFT, ppm	12 hour (12SD)																	
	24 hour (24SD)																	
SPAN DRIFT, ppm	50% URL (50SD)																	
	80% URL (80SD)																	
LARGE, etc																		
TIME TIME, etc																		
FULL TIME, etc																		
NET CONC, etc	50% URL (P ₅₀)																	
	80% URL (P ₈₀)																	

*Compare each test LDL reading with the corresponding noise measurements; LDL reading must exceed the 0% URL noise value by a factor of 2 to pass the test for LDL.

Figure B-6. Form for summary of test results.

Subpart C—Procedures for Determining a Consistent Relationship Between Candidate Methods and Reference Methods

§ 53.30 General provisions.

(a) *Determination of Consistent Relationship.* The test procedures given in this subpart shall be used to determine if a candidate method has a consistent relationship to a reference method when both methods measure pollutant concentrations in a real atmosphere. A consistent relationship is shown when the differences between (1) measurements made by a candidate manual method or by a test analyzer representative of a candidate automated method, and (2) measurements made simultaneously by a reference method are less than or equal to the value specified in the last column of Table C-1.

(b) *Selection of Test Sites.* The test site shall be in a predominantly urban area away from large bodies of water, and shall be one having a history of at least moderate concentrations of various pollutants. The site shall be clearly identified and shall be justified with suitable supporting evidence such as maps, population density data, vehicular traffic data, emission inventories, pollutant measurements from previous years, concurrent pollutant measurements, and wind or weather data. The Administrator may in his discretion select a different site (or sites) for any additional tests he decides to conduct.

(c) *Test Atmosphere.* Ambient air sampled at the test site shall be used for these tests. Simultaneous concentration measurements shall be made in each of three ranges as specified in Table C-1. If necessary, the concentration of pollutant in the sampled ambient air may be augmented with artificially generated pollutant to facilitate measurements in these specified ranges. However, at all times the gas measured by the candidate and reference methods under test shall consist of not less than 80 percent ambient air by volume.

(d) *Submission of Test Data and Other Information.* All recorder charts, calibration data, records, test data, procedural descriptions and details, and other documentation obtained from (or pertinent to) these tests shall be identified, dated, signed by the analyst performing the test, and submitted.

(e) *Sample Manifold.* All test concentration measurements shall be made on air sampled from a common intake and distribution manifold, and in such a way that both the candidate method and the reference method receive homogeneous air samples. Precautions shall be taken in the design and construction of this manifold to minimize the removal of particulates and trace gases, and to insure that identical samples reach the two methods. Schematic drawings, physical illustrations, descriptions, and complete details of this manifold system shall be submitted.

§ 53.31 Test conditions.

(a) *All Methods.* All test measurements made or test samples collected shall be at a room temperature between

20° and 30° C., and at a line voltage between 105 and 125 volts. All methods shall be calibrated as specified in paragraph (c) of this section prior to initiation of the tests.

(b) *Automated Methods.* Set-up and start-up of the test analyzer (and the reference method if automated) shall be in strict accordance with the applicable operation manual(s). If the test analyzer does not have an integral strip chart recorder, connect the analyzer output to a suitable strip chart recorder of the servo, null-balance type. This recorder shall have a chart width of at least 25 centimeters, a response time of 1 second or less, and a deadband of not more than 0.25 percent of full scale, and capability of either reading measurements at least 5 percent below zero or offsetting the zero by at least 5 percent.

NOTE.—Other data acquisition components may be used along with the chart recorder during the conduct of these tests. Use of the chart recorder is intended only to facilitate evaluation of data submitted.

Allow adequate warmup or stabilization time as indicated in the applicable operation manual(s) before beginning the tests.

(c) *Calibration.* The reference method shall be calibrated according to the applicable operation manual. A candidate manual method (or portion thereof) shall be calibrated if such calibration is a part of the method. For a candidate automated method, the test analyzer shall be calibrated according to the manual referred to in § 53.4(b)(3) and as follows: If the chart recorder does not have below zero capability, adjust either the test analyzer's controls or the chart recorder to obtain a +5 percent offset zero reading on the recorder chart to facilitate observing negative drift. Construct and submit a calibration curve showing a plot of recorder scale readings (ordinate) against pollutant concentrations (abscissa). A plot of test analyzer output units (volts, millivolts, millamps, etc.) against pollutant concentrations shall also be shown for candidate methods not including integral chart recorders. All such plots shall consist of at least seven (7) approximately equally spaced, identifiable points, including 0 and 90±5 percent of full scale.

(d) *Range.* (1) Except as provided in paragraph (d)(2) of this section, each method shall be operated in the range specified in Table B-1 of Subpart B of this part.

(2) For a candidate method having more than one selectable range, one range must be that specified in Table B-1 and a test analyzer representative of the method must pass the tests required by this subpart while operated in that range. The tests may be repeated for a broader range (i.e., one extending to higher concentrations) than the one specified in Table B-1, provided that the range does not extend to concentrations more than two times the upper range limit specified in Table B-1 and that the test analyzer has passed the tests required by Subpart B of this part (if applicable) for the broader range. If the tests required by this subpart are con-

ducted or passed only for the range specified in Table B-1, any equivalent method determination with respect to the method will be limited to that range. If the tests are passed for both the specified range and a broader range (or ranges), any such determination will include the broader range(s) as well as the specified range. Appropriate test data shall be submitted for each range sought to be included in such a determination.

(e) *Operation of Automated Methods.* (1) Once the test analyzer has been set up and calibrated and tests started, manual adjustment or normal periodic maintenance is permitted only every 3 days. Automatic adjustments which the test analyzer performs by itself are permitted at any time. At 3-day intervals, only adjustments and periodic maintenance as specified in the manual referred to in § 53.4(b)(3) are permitted. The submitted records shall show clearly when manual adjustments were made and describe the operations performed.

(2) All test measurements shall be made with the same test analyzer; use of multiple test analyzers is not permitted. The test analyzer shall be operated continuously during the entire series of test measurements.

(3) If a test analyzer should malfunction during any of these tests, the entire set of measurements shall be repeated, and a detailed explanation of the malfunction, remedial action taken, and whether recalibration was necessary (along with all pertinent records and charts) shall be submitted.

§ 53.32 Test procedures.

(a) Conduct the first set of simultaneous measurements with the candidate and reference methods:

(1) Table C-1 specifies the type (1- or 24-hour) and number of measurements to be made in each of the three test concentration ranges.

(2) The pollutant concentration must fall within the specified range as measured by the reference method.

(3) The measurements shall be made in the sequence specified in Table C-2, except for the 1-hour SO₂ measurements, which are all in the high range.

(b) For each pair of measurements, determine the difference (discrepancy) between the candidate method measurement and reference method measurement. A discrepancy which exceeds the discrepancy specified in Table C-1 constitutes a failure. (See Figure C-1 in Appendix A for a suggested format for reporting the test results).

(c) The results of the first set of measurements shall be interpreted as follows:

(1) Zero (0) failures: The candidate method passes the test for consistent relationship.

(2) Three (3) or more failures: The candidate method fails the test for consistent relationship.

(3) One (1) or two (2) failures: Conduct a second set of simultaneous measurements as specified in Table C-1. The results of the combined total of first-set and second-set measurements shall be interpreted as follows:

RULES AND REGULATIONS

(i) One (1) or two (2) failures: The candidate method passes the test for consistent relationship.

(ii) Three (3) or more failures: The candidate method fails the test for consistent relationship.

(4) For sulfur dioxide, the 1-hour and 24-hour measurements shall be interpreted separately, and the candidate method must pass the tests for both 1- and 24-hour measurements to pass the test for consistent relationship.

(d) A 1-hour measurement consists of the integral of the instantaneous concentration over a 60-minute continuous period divided by the time period. Integration of the instantaneous concentration may be performed by any appropriate means such as chemical, electronic, mechanical, visual judgment, or by calculating the mean of not less than 12 equally spaced instantaneous readings. Appropriate allowances or corrections shall be made in cases where significant errors could occur due to characteristic lag time or rise/fall-time differences between the candidate and reference methods. Details of the means of integration and any corrections shall be submitted.

(e) A 24-hour measurement consists of the integral of the instantaneous concentration over a 24-hour continuous period divided by the time period. This integration may be performed by any appropriate means such as chemical, electronic, mechanical, or by calculating the mean of twenty-four (24) sequential 1-hour measurements.

(f) For oxidant and carbon monoxide, no more than six (6) 1-hour measurements shall be made per day. For sulfur dioxide, no more than four (4) 1-hour measurements or one (1) 24-hour measurement shall be made per day. One-hour measurements may be made concurrently with 24-hour measurements if appropriate.

(g) For applicable methods, control or calibration checks may be performed once per day without adjusting the test analyzer or method. These checks may be used as a basis for a linear interpolation-type correction to be applied to the measurements to correct for drift. If such a correction is used, it shall be applied to all measurements made with the method, and the correction procedure shall become a part of the method.

TABLE C-1. TEST CONCENTRATION RANGES, NUMBER OF MEASUREMENTS REQUIRED, AND MAXIMUM DISCREPANCY SPECIFICATION

Pollutant	Concentration range	Simultaneous measurements required				Maximum discrepancy specification
		1 hr		24 hr		
		First set	Second set	First set	Second set	
Oxidants	Low 0.05-0.10	5	6			0.02
	Medium 0.15-0.25	5	6			.03
	High 0.35-0.45	4	6			.04
	Total	14	18			
Carbon monoxide	Low 7-11	5	6			1.5
	Medium 20-30	5	6			2.0
	High 35-45	4	6			3.0
	Total	14	18			
Sulfur dioxide	Low 0.03-0.05			3	3	.02
	Medium 0.10-0.15			2	3	.03
	High 0.40-0.50	7	8	2	2	.04
	Total	7	8	7	8	

TABLE C-2. SEQUENCE OF TEST MEASUREMENTS

Measurement	Concentration range	
	First set	Second set
1	Low	Medium
2	High	High
3	Medium	Low
4	High	High
5	Low	Medium
6	Medium	Low
7	Low	Medium
8	Medium	Low
9	High	High
10	Medium	Low
11	High	Medium
12	Low	High
13	Medium	Medium
14	Low	High
15	Low	Low
16	Medium	Medium
17	Low	Low
18	High	High

APPENDIX A—OPTIONAL FORM FOR REPORTING TEST RESULTS

Candidate Method _____

Reference Method _____

Applicant _____ Pollutant _____

First Set Second Set Type 1 hour 24 hour

CONCENTRATION RANGE	DATE	TIME	CONCENTRATION, ppm		DIFFERENCE	TABLE C-1 SPEC.	PASS OR FAIL
			CANDIDATE	REFERENCE			
LOW _____ ppm to _____ ppm	1						
	2						
	3						
	4						
	5						
	6						
MEDIUM _____ ppm to _____ ppm	1						
	2						
	3						
	4						
	5						
	6						
HIGH _____ ppm to _____ ppm	1						
	2						
	3						
	4						
	5						
	6						
	7						
	8						
TOTAL FAILURES:							

Figure C-1. Form for Subpart C test results.
 [FR Doc.75-3820 Filed 2-14-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Parts 50, 51, 53]

[FRL 314-5]

AMBIENT AIR MONITORING REFERENCE AND EQUIVALENT METHODS

Notice of Proposed Rulemaking

Notice is hereby given that the Environmental Protection Agency is considering amendments to Parts 50, 51, and 53 of Title 40, Code of Federal Regulations, as set forth below.

Elsewhere in this issue of the FEDERAL REGISTER, EPA is amending Chapter I of Title 40, Code of Federal Regulations, by adding a new Part 53, entitled "Ambient Air Monitoring Reference and Equivalent Methods," and by revising related provisions of Parts 50 and 51. As discussed more fully in the preamble accompanying the new Part 53 regulations, the purpose of those regulations is to establish definitive requirements and procedures by which methods of sampling and analyzing the ambient air may be designated as "reference methods" or "equivalent methods" for the measurement of specified air pollutants. In general, the amendments proposed in this notice were inspired by public comments on Part 53 as originally proposed (38 FR 28438, Oct. 12, 1973) and are intended to add flexibility to Part 53 and related provisions by providing for situations not already addressed.

SUPERSESSION OF REFERENCE METHODS

EPA intends to encourage and take advantage of advances in the art of monitoring pollutants in ambient air. Accordingly, it is proposed to amend Part 53 by adding a new § 53.16, set forth below, establishing procedures and criteria applicable to requests that the Administrator specify a new manual reference method, or a new measurement principle and calibration procedure for automated reference methods, by revising the appropriate appendix to 40 CFR Part 50. A corresponding amendment to § 53.7 would make clear that the Administrator may take such action in the absence of a request under § 53.16. For purposes of 40 CFR 51.17(a), supersession of a reference method under the proposed § 53.16 would ordinarily require replacement of existing air monitoring methods within a reasonable period as discussed more fully below.

(1) *Criteria for supersession.* The Administrator would ordinarily take action under the proposed § 53.16 only if he determined that a candidate method (or some variation thereof) were substantially superior to the existing reference method(s). In exercising his discretion, the Administrator would consider not only the benefits that would result from such action but also the potential economic consequences for State and local air pollution control agencies and any disruption of State and local air quality monitoring programs that might result from the necessity of replacing existing air monitoring equipment within a rea-

sonable period. As a result, it is expected that supersession of reference methods would occur relatively infrequently, and only when the advantages of such action appeared to outweigh potential disadvantages by a substantial margin.

(2) *Procedures.* Because action under the proposed § 53.16 would involve amendment of Part 50 and would affect both manufacturers and users of air monitoring methods, as well as the public interest in effective air pollution control programs, EPA believes such action should be governed by the requirements for informal rulemaking (sometimes referred to as "notice-and-comment" rulemaking) specified in section 4 of the Administrative Procedure Act, 5 U.S.C. 553. Accordingly, proposed § 53.16 provides that informal rulemaking procedures would be followed once the Administrator had reached a tentative conclusion that revision of an appendix to Part 50 would be appropriate under § 53.16. As discussed more fully below, § 53.16 would also establish procedures by which an applicant could seek to invoke the informal rulemaking process. In effect, these procedures would implement 5 U.S.C. 553(e), which requires in general terms that agencies afford interested persons the right to petition for the issuance, amendment, or repeal of a rule.

A person requesting action under the proposed § 53.16 would submit an application similar to that required by § 53.4 for a reference or equivalent method determination. Within 75 days, the Administrator would make a "preliminary finding" on the application or notify the applicant that further information or tests were needed before a preliminary finding could be made. If the preliminary finding were negative (in which case the Administrator would determine whether the applicant's candidate method were a reference or equivalent method), the applicant could appeal the finding by various means. If the preliminary finding were affirmative (or if a negative preliminary finding were reversed after an appeal), the Administrator would publish a notice of proposed rulemaking in the FEDERAL REGISTER, indicating that he proposed: (a) to revise the appropriate appendix to Part 50, and (b) to take appropriate action to cancel existing reference or equivalent method designations. The notice would indicate what period(s) of time the Administrator proposed to allow for replacement of existing methods (discussed below) and would solicit public comments on the proposal. If, after consideration of comments received, the Administrator determined that the appendix in question should be revised, he would take appropriate action by publication in the FEDERAL REGISTER.

(3) *Replacement of existing methods.* 40 CFR 51.17(a), as amended elsewhere in this issue of the FEDERAL REGISTER, requires that State implementation plans adopted pursuant to § 110 of the Clean Air Act (42 U.S.C. 1857c-5) provide for the establishment of air quality surveillance systems. Each such system must comply with certain requirements, one

of which is that each method used by a State to monitor the ambient air for certain pollutants must ordinarily be either the appropriate reference method or an equivalent method (see 40 CFR 51.17a, promulgated elsewhere in this issue of the FEDERAL REGISTER). In the event that an appendix to 40 CFR Part 50 were revised (and existing reference or equivalent method designations cancelled) under the proposed § 53.16, 40 CFR 51.17a, would ordinarily require State and local control agencies to replace existing monitoring methods with new reference or equivalent methods based on the revised appendix. To minimize the costs and disruption that might result, it is proposed to amend § 51.17(a) to provide a reasonable period, to be determined by the Administrator, for the replacement of existing equipment in such cases. As indicated above, the period(s) the Administrator proposed to allow would be included in the notice of proposed rulemaking that would precede revision of the appendix in question, and the period(s) could be revised after consideration of comments received in response to the notice.

USE OF NON-CONFORMING ANALYZERS IN CERTAIN CASES

Some comments on Part 53 as originally proposed suggested that use of existing analyzers be permitted for the remainder of their useful lives under 40 CFR 51.17(a) where the analyzers partially or substantially meet the requirements of Part 53. In response, EPA is proposing the following additional exceptions to the general rule requiring use of reference or equivalent methods for purposes of 40 CFR 51.17(a).

(1) *Interference exception.* Some comments suggested that use of existing analyzers not meeting the interference requirements of Part 53 be allowed in geographical areas where pertinent interferents are not present in ambient air. EPA believes that an exception to the general rule requiring use of reference or equivalent methods would be appropriate in such cases, provided that the circumstances justifying the exception were satisfactorily demonstrated. Accordingly, it is proposed to amend § 51.17a by adding a new paragraph (b), set forth below, that would permit use of existing analyzers for their useful lives where such circumstances were demonstrated to exist. The new paragraph (b) would require submittal of information showing that such analyzers met all applicable requirements of Part 53 (other than those pertaining to interference) and that the pertinent interferents did not occur in significant concentrations in the geographical areas in question. To minimize the burden of such submittals, paragraph (b) would provide that agencies applying for the exception could rely on data or other information known to EPA from its own testing, from manufacturers' applications for reference or equivalent method determinations, or from other requests for exceptions involving analyzers of the same type. Although approval of an exception under

paragraph (b) could be withdrawn if circumstances changed, the proposed amendment would provide an option for State and local agencies that are reluctant to replace existing analyzers.

(2) *Range exceptions.* Some comments suggested that use of existing analyzers having ranges other than those specified in Table B-1 of Subpart B of Part 53 should be permitted for purposes of 40 CFR 51.17(a). EPA believes two exceptions to the general rule requiring use of reference or equivalent methods may be appropriate for existing analyzers that have non-conforming ranges but otherwise meet the requirements of Part 53.

First, it is proposed to amend 40 CFR 51.17a by adding a new paragraph (c), set forth below, which would permit use of existing analyzers for their useful lives where they met all requirements of Part 53 other than the range specification, provided that the range of each such analyzer did not extend to concentrations more than two times the upper range limit specified in Table B-1 (or, if the analyzer had more than one selectable range, that it would not be used in any range extending to such concentrations). The purpose of the limitation just stated would be to exclude use of analyzers having such broad ranges that their resolution may be inadequate for purposes of 40 CFR 51.17(a).

Second, it is proposed to amend 40 CFR 51.17a by adding a new paragraph (d), set forth below, that would permit use in some cases of analyzers having ranges broader (i.e., extending to higher concentrations) than those permitted by the proposed paragraph (c). Unusually high concentrations of pollutants occur on occasion in some geographical areas, and paragraph (d) would permit use in those areas of analyzers capable of measuring the higher concentrations if the requirements of Part 53 were otherwise met and (a) one range of each analyzer were the range specified in Table B-1 (or one approved under the proposed paragraph (c)), and (b) the range used to measure higher concentrations had adequate resolution for its intended use. In view of the special purpose of the exception, it would apply not only to existing analyzers but also to analyzers bought in the future.

As with the interference exception discussed above, both range exceptions would require approval by EPA, but agencies applying for the exceptions could rely on data or other information known to EPA from its own testing and from other sources. Although the exceptions would not apply in all cases, they would provide additional options for some State and local agencies.

As indicated previously, the two provisions just discussed would be exceptions to the general rule requiring use of reference or equivalent methods under 40 CFR 51.17(a); they would not affect the criteria applicable to designation of reference or equivalent methods under Part 53 and should not be confused with special provisions in Part 53

(§§ 53.20(b) and 53.31(d)) that concern designation of additional ranges in multirange analyzers.

MODIFICATION OF METHODS BY USERS

Several comments received on Part 53 as originally proposed expressed concern about provisions (proposed §§ 53.12 and 53.13) concerning modification of reference or equivalent methods. In particular, there was confusion whether the provisions (now combined in § 53.14) were addressed to manufacturers of methods, to users of methods, or to both. As discussed in the preamble to Part 53, promulgated elsewhere in this issue of the FEDERAL REGISTER, language has been included in § 53.14 to make clear that it applies only to sellers of reference or equivalent methods. To assure the reliability and national comparability of air quality data obtained under 40 CFR 51.17(a), however, EPA believes some provision is necessary for approval of user modifications as well.

Accordingly, it is proposed to amend 40 CFR 51.17a by adding a new paragraph (e), set forth below, that would require prior approval of user modifications that would or might "significantly" alter the performance characteristics of a reference method, equivalent method, or "alternative method." (For purposes of the proposed paragraph (e), "alternative method" would be defined as an analyzer the use of which had been approved under one or more of the interference and range exceptions discussed above.) As with 40 CFR 53.14, promulgated elsewhere in this issue of the FEDERAL REGISTER, the proposed paragraph (e) would attempt to minimize any burdens and delays resulting from the requirement of prior approval by encouraging brevity in requests for approval and by asking the user to state the probable effect of the modification. In many cases, little information would probably be necessary to demonstrate that the modification would have no significant adverse effect on the performance characteristics of the method, and in such cases the time necessary for EPA review should be short. In addition, requests for approval would be necessary, as indicated above, only for modifications that would or might "significantly" alter the performance characteristics of the method; accordingly, requests for approval should be unnecessary for most minor modifications of methods. Finally, provision would be made to permit temporary modifications without prior approval in certain cases.

CONDITIONS OF DESIGNATION

In response to several comments received on Part 53 as originally proposed, it is proposed to amend 40 CFR 53.9 by adding several further conditions applicable to designations of reference or equivalent methods. As with the conditions already specified in § 53.9, failure to comply with any of the proposed additional conditions would constitute grounds for cancellation of such designations.

The proposed additional conditions may be summarized as follows:

(1) Any analyzer offered for sale as a reference or equivalent method would be required to bear a label or sticker indicating that it had been designated as a reference or equivalent method in accordance with Part 53.

(2) If such an analyzer had one or more selectable ranges, the label or sticker would be required to be placed in close proximity to the range selector and to indicate which range or ranges had been designated as reference or equivalent methods.

(3) An applicant who offered analyzers for sale as reference or equivalent methods would be required to maintain a list of ultimate purchasers of such analyzers and to notify them within 30 days if a reference or equivalent method designation applicable to the analyzers had been cancelled or if adjustment of the analyzers were necessary under 40 CFR 53.11 (b) to avoid a cancellation.

(4) An applicant who modified an analyzer previously designated as a reference or equivalent method would not be permitted to sell the analyzer (as modified) as a reference or equivalent method (although he might choose to sell it without such representations), nor to attach a label or sticker to the analyzer (as modified) under the provisions described above, until he had received notice under 40 CFR 53.14(c) that the original designation or a new designation would apply to the method as modified or until he had applied for and received notice of a new reference or equivalent method determination for the analyzer as modified.

The general purposes of these proposed conditions are to provide assurance to purchasers of analyzers offered for sale as reference or equivalent methods that they are representative of those actually tested and designated in accordance with Part 53, to make clear to users of multirange analyzers which ranges have been so tested and designated, to provide notice to purchasers of developments affecting the status of their analyzers for purposes of 40 CFR 51.17(a), and to provide some protection for prospective purchasers in the event that a manufacturer modifies a reference or equivalent method without obtaining prior approval of the modification.

OTHER AMENDMENTS

As indicated previously, an amendment to 40 CFR 53.7, set forth below, would make clear that the Administrator may take action under proposed 40 CFR 53.16 ("Supersession of reference methods") in the absence of a request for such action. The amendment would complement § 53.7(a), which provides in effect that the Administrator may test methods on his own initiative for the purpose of making reference or equivalent method determinations.

A further amendment to § 53.7, set forth below, would provide that any person who offered for sale as a reference or equivalent method a method specified or designated as such on the

basis of EPA testing under § 53.7 would assume the rights and obligations of an applicant (with appropriate exceptions) for purposes of Part 53. If a manufacturer chose not to apply for a reference or equivalent method determination with respect to an out-of-production model, for example, and that model were subsequently designated as a reference or equivalent method after EPA testing under § 53.7(a), the manufacturer would assume most of the obligations and rights of an applicant if he thereafter chose to resume production and marketing of the method as a reference or equivalent method. Thus, the purpose of the amendment is to provide appropriate protection for the interests of both users and manufacturers where there is commercial exploitation of methods tested and designated at the initiative of the Administrator.

As indicated previously, an amendment to 40 CFR 51.17a(a), set forth below, would provide a "reasonable period" for replacement of existing methods after cancellation of reference or equivalent method designations applicable to them in connection with supersession of reference methods under proposed 40 CFR 53.16. The amendment would also apply to cancellations under 40 CFR 53.11. Because longer or shorter periods for replacement of existing methods may be appropriate depending on the reasons for cancellation and other circumstances in each case, the proposed amendment would provide for case-by-case determinations of the "reasonable period" by the Administrator.

40 CFR 53.2, as promulgated elsewhere in this issue of the FEDERAL REGISTER, provides that manual methods will not be considered for reference method determinations under Part 53 and that automated methods will not be considered for such determinations in certain cases. Because both types of methods could be candidates to supersede existing reference methods under proposed 40 CFR 53.16, however, amendments to § 53.2 (set forth below) are proposed to state appropriate exceptions to the general rules set forth in § 53.2. Similarly, other miscellaneous amendments (set forth below) are proposed in Parts 50, 51, and 53 to cross-reference or otherwise reflect various amendments described in this preamble.

In addition to the proposed amendments set forth below, EPA is considering the possibility of amending Subparts B and C of Part 53 to provide additional flexibility with respect to designation of analyzers having ranges other than those specified in Table B-1 of Subpart B. One objective would be to establish appropriate requirements and procedures for the designation of analyzers having ranges broader (i.e., extending to higher concentrations) than two times the upper range limits specified in Table B-1 but offering high resolution in such ranges. Another objective would be to provide for equivalent method designations applicable to ranges narrower

(i.e., extending to lower concentrations) than those specified in Table B-1, for multi-range analyzers having one range identical to the appropriate range in Table B-1. For reasons discussed in the preamble to Part 53, promulgated elsewhere in this issue of the FEDERAL REGISTER, Subparts B and C of Part 53 presently preclude the types of designations just described. Comments suggesting ways of providing for such designations are invited.

Interested persons may submit written comments on the proposed amendments in triplicate to the Director, Quality Assurance and Environmental Monitoring Laboratory, Department E, United States Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, North Carolina 27711. All relevant comments postmarked on or before April 4, 1975, will be considered. All comments will be available for public inspection during normal business hours at the address specified above. The amendments, modified as the Administrator deems appropriate after consideration of comments, will be effective approximately 30 days after republication in the FEDERAL REGISTER.

This notice of proposed rulemaking is issued under the authority of section 109 of the Clean Air Act (42 U.S.C. 1857c-4), as amended by section 4 of Pub. L. 91-604, 84 Stat. 1679, with respect to the proposed amendments of 40 CFR Part 50; and under the authority of section 301(a) of the Clean Air Act (42 U.S.C. 1857g(a)), as amended by section 15(c) (2) of Pub. L. 91-604, 84 Stat. 1713, with respect to the proposed amendments of 40 CFR Parts 51 and 53.

Dated: January 31, 1975.

RUSSELL E. TRAIN,
Administrator,
Environmental Protection Agency.

Chapter I of Title 40, Code of Federal Regulations, is proposed to be amended as follows:

PART 50—NATIONAL PRIMARY AND SECONDARY AMBIENT AIR QUALITY STANDARDS

1. By revising paragraphs (f) and (g) in § 50.1 to read as follows:

§ 50.1 Definitions.

(f) "Reference method" means a method of sampling and analyzing the ambient air for an air pollutant that is specified as a reference method in an appendix to this part, or a method that has been designated as a reference method in accordance with Part 53 of this chapter; it does not include a method for which a reference method designation has been cancelled in accordance with § 53.11 or § 53.16 of this chapter.

(g) "Equivalent method" means a method of sampling and analyzing the ambient air for an air pollutant that has been designated as an equivalent method in accordance with Part 53 of this

chapter; it does not include a method for which an equivalent method designation has been cancelled in accordance with § 53.11 or § 53.16 of this chapter.

(Sec. 4, Pub. L. 91-604, 84 Stat. 1679)

PART 51—REQUIREMENTS FOR PREPARATION, ADOPTION, AND SUBMITTAL OF IMPLEMENTATION PLANS

2. By adding new paragraphs (a) (4), (a) (5), (b), (c), (d), and (e) to § 51.17a, reading as follows:

§ 51.17a Air quality monitoring methods.

(a) General requirements. * * *

(4) Any manual or automated method purchased prior to cancellation of a reference or equivalent method designation applicable to that method under § 53.11 or § 53.16 of this chapter may be used for purposes of § 51.17(a) for a reasonable period to be determined by the Administrator.

(5) An analyzer may be used for its useful life for purposes of § 51.17(a) if such use is approved by the Administrator under paragraph (b), (c), or (d) of this section, or any combination thereof, unless the approval is withdrawn.

(b) Use of nonconforming analyzers in certain geographical areas. (1) The Administrator may approve use in a particular geographical area of an analyzer that is not a reference or equivalent method for purposes of § 51.17(a) if the analyzer was purchased prior to February 18, 1975, and the Administrator determines:

(i) That the analyzer (or the method of which the analyzer is representative) meets all the requirements of Part 53 of this chapter that would apply if an application for a reference or equivalent method determination were submitted for the method of which the analyzer is representative except, (A) the test for interference equivalent specified in § 53.23(d) of Part 53, and (B) the requirements of Subpart C of Part 53, if applicable, to the extent that failure to meet the Subpart C requirements results from sensitivity to interferents; and

(ii) That interferents that cause or would cause the analyzer to fail the requirements of § 53.23(d) and Subpart C of Part 53 do not occur in significant concentrations in the geographical area in which use of the analyzer is proposed. For purposes of this paragraph (b), a "significant concentration" means one that would cause a measurement error equal to or greater than the lower detectable limit specification in Table B-1 of 40 CFR Part 53.

(2) Requests for approval under this paragraph (b) shall be submitted to:

Director, Quality Assurance and Environmental Monitoring Laboratory, Department E, U.S. Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, N.C. 27711.

(3) Except as provided in paragraph (b) (4) of this section, each request submitted under this paragraph (b) shall contain:

(i) A statement identifying the analyzer (e.g., by serial number) and the method of which the analyzer is representative (e.g., by manufacturer and model number) and specifying the date on which the analyzer was purchased;

(ii) Test data, records, calculations, and test results for the analyzer (or for the method of which the analyzer is representative) as specified in Subpart B, Subpart C, or both (as applicable) of Part 53 of this chapter;

(iii) An identification and description of the geographical area in which use of the analyzer is proposed;

(iv) Such data or other information as may be necessary to demonstrate that the interferents referred to in paragraph (b) (1) (ii) of this section do not occur in significant concentrations in the geographical area in which use of the analyzer is proposed; and

(v) If Subpart C of Part 53 of this chapter would apply if an application for a reference or equivalent method determination were submitted for the method of which the analyzer is representative, test data for tests conducted with the analyzer in accordance with Subpart C in the geographical area in which use of the analyzer is proposed.

(4) (i) A request submitted under this paragraph (b) may concern more than one analyzer or geographical area and may incorporate by reference any data or other information known to EPA from one or more of the following:

(A) An application for a reference or equivalent method determination submitted by any person for the method of which the analyzer is representative or testing conducted in connection with the application;

(B) Testing of the method of which the analyzer is representative at the initiative of the Administrator under § 53.7 of this chapter; or

(C) A previous or concurrent request for approval submitted by any person under this paragraph (b) or under paragraph (c) or (d) of this section.

(ii) To the extent that such incorporation by reference provides data or information required by paragraph (b) (3) of this section, independent data or duplicative information need not be submitted.

(5) After receiving a request under this paragraph (b), the Administrator may request such additional testing or information or conduct such tests as may be necessary in his judgment for a decision on the request.

(6) Any person who has obtained approval of a request under this paragraph (b) shall:

(i) Assure that the analyzer for which approval was obtained is used for purposes of § 51.17(a) only in the geographical area identified in the request;

(ii) Report to the Administrator within 60 days any significant increase in concentrations of the interferents referred to in paragraph (b) (1) (ii) of this section in the geographical area identified in the request and concurrently submit such new or additional information as may be necessary to supplement

the demonstration required by paragraph (b) (3) (iv); and

(iii) On a semi-annual basis submit reports containing such data or other information as may be necessary to demonstrate that the interferents referred to in paragraph (b) (1) (ii) of this section continue to occur in insignificant concentrations in the geographical area identified in the request. Reports required by this paragraph (b) (6) shall be submitted to the address specified in paragraph (b) (2) of this section.

(7) If the Administrator determines, on the basis of any information available to him, that any of the determinations on which approval of a request under this paragraph (b) was based are invalid or no longer valid, or that the requirements of paragraph (b) (6) of this section have not been met, he may withdraw the approval after affording the person who obtained the approval an opportunity to submit information and arguments opposing such action.

(c) *Use of methods with non-conforming ranges.* (1) The Administrator may approve use of an analyzer that is not a reference or equivalent method for purposes of § 51.17(a) if:

(i) The analyzer was purchased prior to February 18, 1975;

(ii) The Administrator determines that the analyzer (or the method of which the analyzer is representative) meets all requirements of Part 53 of this chapter that would apply if an application for a reference or equivalent method determination were submitted for the method of which the analyzer is representative except the range requirement specified in Table B-1 in Subpart B of Part 53; and

(iii) The range of the analyzer does not extend to concentrations more than two times the upper range limit specified in Table B-1, or, if the analyzer has more than one selectable range, the analyzer will not be used for purposes of § 51.17(a) while operated in any range extending to such concentrations.

NOTE.—If use of the analyzer is approved under paragraph (d) of this section, the limitations specified in this paragraph (c) (1) (iii) will not apply unless the approval under paragraph (d) is later withdrawn.

(2) Requests for approval under this paragraph (c) shall be submitted to:

Director, Quality Assurance and Environmental Monitoring Laboratory, Department E, U.S. Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, N.C. 27711.

(3) Except as provided in paragraph (c) (4) of this section, each request submitted under this paragraph (b) shall contain:

(i) A statement identifying the analyzer (e.g., by serial number) and the method of which the analyzer is representative (e.g., by manufacturer and model number) and specifying the date on which the analyzer was purchased;

(ii) Test data, records, calculations, and test results for the analyzer (or for the method of which the analyzer is representative) as specified in Subpart B,

Subpart C, or both (as applicable) of Part 53 of this chapter; and

(iii) A statement that the range of the analyzer does not extend to concentrations more than two times the upper range limit specified in Table B-1 in Subpart B of Part 53, or, if the analyzer has more than one selectable range, that the analyzer will not be used for purposes of § 51.17(a) while operated in any range extending to such concentrations.

NOTE.—If use of the analyzer is approved under paragraph (d) of this section, the statements required by this paragraph (c) (3) (iii) will be considered inapplicable unless the approval under paragraph (d) is later withdrawn.

(4) (i) A request submitted under this paragraph (c) may concern more than one analyzer and may incorporate by reference any data or other information known to EPA from one or more of the following:

(A) An application for a reference or equivalent method determination submitted by any person for the method of which the analyzer is representative or testing conducted in connection with the application;

(B) Testing of the method of which the analyzer is representative at the initiative of the Administrator under § 53.7 of this chapter; or

(C) A previous or concurrent request for approval submitted by any person under paragraph (b) or (d) of this section or under this paragraph (c).

(ii) To the extent that such incorporation by reference provides data or information required by paragraph (c) (3) of this section, independent data or duplicative information need not be submitted.

(5) After receiving a request under this paragraph (c), the Administrator may request such additional testing or information or conduct such tests as may be necessary in his judgment for a decision on the request.

(6) Any person who has obtained approval of a request under this paragraph (c) shall, if the analyzer has more than one selectable range, assure that the analyzer is not used for purposes of § 51.17(a) while operated in any range extending to concentrations more than two times the upper range limit specified in Table B-1 in Subpart B of Part 53.

(7) If the Administrator determines, on the basis of any information available to him, that any of the determinations or statements on which approval of a request under this paragraph (c) was based are invalid or no longer valid, or that the requirements of paragraph (c) (6) of this section have not been met, he may withdraw the approval after affording the person who obtained the approval an opportunity to submit information and arguments opposing such action.

(d) *Use of methods with non-conforming ranges in certain geographical areas.* (1) The Administrator may approve use in a particular geographical area of an analyzer having a broader range (i.e., one extending to higher concentrations),

than that permitted by paragraph (c) of this section for purposes of § 51.17(a), regardless of the date on which the analyzer was purchased, if:

(i) The analyzer has more than one selectable range, and one of the ranges either (A) is the range specified in Table B-1 in Subpart B of Part 53 of this chapter, or (B) is approved for use under paragraph (c) of this section (which applies only to analyzers purchased before February 18, 1975);

(ii) The Administrator determines that the analyzer (or the method of which the analyzer is representative) meets all the requirements of Part 53 of this chapter that would apply if an application for a reference or equivalent method determination were submitted for the method of which the analyzer is representative, except that paragraph (d) (1) (i) of this section shall apply in lieu of the range requirement specified in Table B-1;

(iii) The pollutant intended to be measured with the analyzer occurs on some occasions in concentrations more than two times the upper range limit specified in Table B-1 in the geographical area in which use of the analyzer is proposed; and

(iv) The Administrator determines that the resolution of each range that is broader than that permitted by paragraph (c) of this section and is proposed to be used for purposes of § 51.17(a) is adequate for its intended use. For purposes of this paragraph (d), "resolution" means the ability of the analyzer to detect small changes in concentration.

(2) Requests for approval under this paragraph (d) shall be submitted to:

Director, Quality Assurance and Environmental Monitoring Laboratory, Department E, U.S. Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, N.C. 27711.

(3) Except as provided in paragraph (d) (4) of this section, each request submitted under this paragraph (d) shall contain:

(i) A statement identifying the analyzer (e.g., by serial number) and the method of which the analyzer is representative (e.g., by manufacturer and model number) and specifying the range or ranges proposed to be used for purposes of § 51.17(a);

(ii) Test data, records, calculations, and test results for the analyzer (or for the method of which the analyzer is representative) as specified in Subpart B, Subpart C, or both (as applicable) of Part 53 of this chapter for each range proposed to be used for purposes of § 51.17(a);

(iii) An identification and description of the geographical area in which use of the analyzer is proposed;

(iv) Data or other information demonstrating that the pollutant intended to be measured with the analyzer occurs in concentrations more than two times the upper range limit specified in Table B-1 in Subpart B of Part 53 in the geographical area in which use of the analyzer is proposed; and

(v) Test data or other information demonstrating the resolution of each

range that is broader than that permitted by paragraph (c) of this section and is proposed to be used for purposes of § 51.17(a).

(4) (i) A request submitted under this paragraph (d) may concern more than one analyzer or geographical area and may incorporate by reference any data or other information known to EPA from one or more of the following:

(A) An application for a reference or equivalent method determination submitted by any person for the method of which the analyzer is representative or testing conducted in connection with the application;

(B) Testing of the method of which the analyzer is representative at the initiative of the Administrator under § 53.7 of this chapter; or

(C) A previous or concurrent request for approval submitted by any person under this paragraph (d) or under paragraph (b) or (c) of this section.

(ii) To the extent that such incorporation by reference provides data or information required by paragraph (d) (3) of this section, independent data or duplicative information need not be submitted.

(5) After receiving a request under this paragraph (d), the Administrator may request such additional testing or information or conduct such tests as may be necessary in his judgment for a decision on the request.

(6) Any person who has obtained approval of a request under this paragraph (d) shall assure that the analyzer for which approval was obtained is used for purposes of § 51.17(a) only in the geographical area identified in the request and only while operated in the range or ranges specified in the request.

(7) If the Administrator determines, on the basis of any information available to him, that any of the determinations or statements on which approval of a request under this paragraph (d) was based are invalid or no longer valid, or that the requirements of paragraph (d) (6) of this section have not been met, he may withdraw the approval after affording the person who obtained the approval an opportunity to submit information and arguments opposing such action.

(e) *Modifications of methods by users.*

(1) Except as otherwise provided in this paragraph (e), no reference method, equivalent method or alternative method that is used for purposes of § 51.17(a) shall be modified in a manner that will or might significantly alter the performance characteristics of the method without prior approval by the Administrator. For purposes of this paragraph (e), "alternative method" means an analyzer, the use of which has been approved under paragraph (b), (c), or (d) of this section, or some combination thereof.

(2) Requests for approval under this paragraph (e) shall be submitted to:

Director, Quality Assurance and Environmental Monitoring Laboratory, Department E, U.S. Environmental Protection Agency, National Environmental Research Center, Research Triangle Park, N.C. 27711.

(3) Each request submitted under this paragraph (e) shall include:

(i) A description, in such detail as may be appropriate, of the desired modification;

(ii) A brief statement of the purpose(s) of the modification, including any reasons for considering it necessary or advantageous;

(iii) A brief statement of belief concerning the extent to which the modification will or may affect the performance characteristics of the method; and

(iv) Such further information as may be necessary to explain and support the statements required by paragraphs (e) (3) (ii) and (iii) of this section.

(4) Within 75 days after receiving a request for approval under this paragraph (e) and such further information as he may request for purposes of his decision, the Administrator will approve or disapprove the modification in question by letter to the person or agency requesting such approval.

(5) A temporary modification that will or might alter the performance characteristics of a reference, equivalent, or alternative method may be made without prior approval under this paragraph (e) if the method is not functioning or is malfunctioning, provided that parts necessary for repair in accordance with the applicable operation manual cannot be obtained within 45 days. Within 10 days after such a temporary modification is made, a report containing the information specified in paragraph (e) (3) of this section shall be submitted to the office specified in paragraph (e) (2) of this section. The report may include a request that the Administrator approve the temporary modification as if a request for prior approval had been submitted. Unless such approval is given, the method shall be repaired in accordance with the applicable operation manual as quickly as practicable but in no event later than 4 months after the temporary modification was made, unless an extension of time is granted by the Administrator. Unless and until the temporary modification is approved, air quality data obtained with the method as temporarily modified shall be clearly identified as such when submitted in accordance with § 51.7.

PART 53—AMBIENT AIR MONITORING REFERENCE AND EQUIVALENT METHODS

3. By adding "§ 53.16 *Supersession of reference methods.*" at the end of the table of sections for Subpart A of Part 53.

4. By revising paragraphs (e), (f) and (k) of § 53.1 to read as follows:

§ 53.1 Definitions.

(e) "Reference method" means a method of sampling and analyzing the ambient air for an air pollutant that is specified as a reference method in an appendix to Part 50 of this chapter, or a method that has been designated as a reference method in accordance with this part; it does not include a method for

which a reference method designation has been cancelled in accordance with § 53.11 or § 53.16.

(f) "Equivalent method" means a method of sampling and analyzing the ambient air for an air pollutant that has been designated as an equivalent method in accordance with this part; it does not include a method for which an equivalent method designation has been cancelled in accordance with § 53.11 or § 53.16.

(k) "Applicant" means a person who submits an application for a reference or equivalent method determination under § 53.4, or a person who assumes the rights and obligations of an applicant under § 53.7.

5. By revising § 53.2 to read as follows:
 § 53.2 General requirements for a reference method determination.

(a) *Manual methods.* Except as provided in § 53.16, manual methods will not be considered for reference method determinations under this part.

NOTE.—As defined in § 53.1(e), "reference method" includes a manual method specified in an appendix to Part 50 of this chapter. Except as provided in § 53.16, the provisions of this part are inapplicable to such a method.

(b) *Automated methods.* A candidate automated method must utilize the measurement principle and calibration procedures specified in the appropriate appendix to Part 50 of this chapter and meet the requirements specified in Subpart B of this part.

NOTE.—Except as provided in § 53.16 an automated method will not be considered for a reference method determination if a reference method is specified in the appropriate appendix to Part 50.

6. By adding paragraphs (b) and (c) to § 53.7, reading as follows:

§ 53.7 Testing of methods at the initiative of the Administrator.

(b) In the absence of an application requesting the Administrator to consider revising an appendix to Part 50 of this chapter in accordance with § 53.16, the Administrator may conduct such tests and compile such information as may be necessary in his judgment to make a determination under § 53.16(d) and on the basis of the tests and information make such a determination.

(c) If a method tested in accordance with this section is designated as a reference or equivalent method in accordance with § 53.8 or is specified or designated as a reference method in accordance with § 53.16, any person who offers the method for sale as a reference or equivalent method thereafter shall assume the rights and obligations of an applicant for purposes of this part with the exception of those pertaining to submission and processing of applications.

7. By adding paragraphs (d), (e), (f), and (g) to § 53.9, reading as follows:

§ 53.9 Conditions of designation.

(d) Any analyzer offered for sale as a reference or equivalent method shall bear a prominent, permanently affixed label or sticker indicating that the analyzer has been designated by EPA as a reference method or as an equivalent method (as applicable) in accordance with this part.

(e) If an analyzer is offered for sale as a reference or equivalent method but has one or more selectable ranges, the label or sticker required by paragraph (d) of this section shall be placed in close proximity to the range selector and shall indicate clearly which range or ranges have been designated as parts of the reference or equivalent method.

(f) An applicant who offers analyzers for sale as reference or equivalent methods shall maintain an accurate and current list of the names and mailing addresses of all ultimate purchasers of such analyzers. For a period of seven years after publication of the reference or equivalent method designation applicable to such an analyzer, the applicant shall notify all ultimate purchasers of the analyzer within 30 days if the designation has been canceled in accordance with § 53.11 or § 53.16 or if adjustment of the analyzer is necessary under § 53.11(b).

(g) If an applicant modifies an analyzer that has been designated as a reference or equivalent method, the applicant shall not sell the analyzer as modified as a reference or equivalent method nor attach a label or sticker to the analyzer as modified under paragraph (d) or (e) of this section until he has received notice under § 53.14(c)(1) that the designation will continue to apply to the analyzer as modified or has applied for and received notice under § 53.8(b) of a reference or equivalent method determination for the analyzer as modified.

§ 53.14 [Amended]

8. By adding "(see § 53.9(g))" at the end of the first sentence of § 53.14(a).

9. By adding a new § 53.16, reading as follows:

§ 53.16 Supersession of reference methods.

(a) This section prescribes procedures and criteria applicable to requests that the Administrator specify a new reference method, or a new measurement principle and calibration procedure on which reference methods shall be based, by revision of the appropriate appendix to Part 50 of this chapter. Such action will ordinarily be taken only if the Administrator determines that a candidate method or a variation thereof is substantially superior to the existing reference method(s).

(b) In exercising his discretion under this section, the Administrator will consider: (1) the benefits, in terms of the requirements and purposes of the Act, that would result from specifying a new reference method or a new measurement principle and calibration procedure; (2) the potential economic consequences of such action for State and local control agencies; and (3) any disruption

of State and local air quality monitoring programs that might result from such action.

(c) An applicant who wishes the Administrator to consider revising an appendix to Part 50 of this chapter on the ground that the applicant's candidate method is substantially superior to the existing reference method(s) shall submit an application for a reference or equivalent method determination in accordance with § 53.4 and shall indicate therein that he desires such consideration. The application shall include, in addition to the information required by § 53.4, data and any other information supporting the applicant's claim that the candidate method is substantially superior to the existing reference method(s).

(d) After receiving an application under paragraph (c) of this section, the Administrator will publish notice of its receipt in the FEDERAL REGISTER and, within 75 calendar days after receipt of the application, take one of the following actions:

(1) Determine that it is appropriate to propose a revision of the appendix in question and send notice of the determination to the applicant;

(2) Determine that it is inappropriate to propose a revision of the appendix in question, determine whether the candidate method is a reference or equivalent method, and send notice of the determinations, including a statement of reasons for the determination not to propose a revision, to the applicant;

(3) Send notice to the applicant that additional information must be submitted before a determination can be made and specify the additional information that is needed (in such cases, the 75-day period shall commence upon receipt of the additional information);

(4) Send notice to the applicant that additional tests are necessary and specify what tests are necessary and how they shall be interpreted (in such cases, the 75-day period shall commence upon receipt of the additional test data); or

(5) Send notice to the applicant that additional tests will be conducted by the Administrator, specifying the nature of and reasons for the additional tests and the estimated time required (in such cases, the 75-day period shall commence one calendar day after the additional tests have been completed).

(e) (1) After making a determination under paragraph (d)(1) of this section, the Administrator will publish a notice of proposed rulemaking in the FEDERAL REGISTER. The notice will indicate that the Administrator proposes (i) to revise the appendix in question; (ii) where the appendix specifies a measurement principle and calibration procedure, to cancel reference method designations based on the appendix; and (iii) to cancel equivalent method designations based on the existing reference method(s). The notice will include the terms or substance of the proposed revision, will indicate what period(s) of time the Administrator proposes to allow for replacement of existing methods under § 51.17a(a)(4) of this chapter, and will solicit public comments on the proposal

with particular reference to the considerations set forth in paragraphs (a) and (b) of this section.

(2) If, after consideration of comments received, the Administrator determines that the appendix in question should be revised, he will by publication in the FEDERAL REGISTER (i) promulgate the proposed revision, with such modifications as may be appropriate in view of comments received; (ii) where the appendix (prior to revision) specifies a measurement principle and calibration procedure, cancel reference method designations based on the appendix; (iii) cancel equivalent method designations based on the existing reference method(s); and (iv) specify the period(s) that will be allowed for replacement of existing methods under § 51.17a(a) (4) of this chapter, with such modifications

from the proposed period(s) as may be appropriate in view of comments received. Cancelled designations will be deleted from the list maintained under § 53.8(c). The requirements and procedures for cancellation set forth in § 53.11 shall not apply to cancellation of reference or equivalent method designations under this section.

(3) If the appendix in question is revised to specify a new measurement principle and calibration procedure on which the applicant's candidate method is based, the Administrator will take appropriate action under § 53.5 to determine whether the candidate method is a reference method.

(4) Upon taking action under paragraph (e) (2) of this section, the Administrator will send notice of the action to all applicants for whose methods refer-

ence and equivalent method designations are cancelled by such action.

(f) An applicant who has received notice of a determination under paragraph (d) (2) of this section may appeal the determination by taking one or more of the following actions:

(1) The applicant may submit new or additional information in support of the application.

(2) The applicant may request that the Administrator reconsider the data and information already submitted.

(3) The applicant may request that any test conducted by the Administrator that was a material factor in making the determination be repeated.

(Sec. 301(a) of the Clean Air Act (42 U.S.C. 1857(a)), as amended by sec. 15(c) (2) of Pub. L. 91-604, 84 Stat. 1713).

[FR Doc. 75-3821 Filed 2-14-75; 8:45 am]

federal register

TUESDAY, FEBRUARY 18, 1975

WASHINGTON, D.C.

Volume 40 ■ Number 33

PART III



DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

■

REAL ESTATE SETTLEMENT PROCEDURES

Notice of Proposed Rulemaking

DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT

Office of the Secretary

[24 CFR Part 82]

[Docket No. R-75-318]

REAL ESTATE SETTLEMENT
PROCEDURES

Notice of Proposed Rulemaking

The Real Estate Settlement Procedures Act of 1974 requires the advance disclosure of settlement costs and the use of a uniform settlement statement in all transactions which involve federally related mortgage loans, the disclosure of the previous selling price of existing real property and it prohibits kickbacks and unearned fees, requirements by sellers that buyers purchase title insurance from any particular title company and fees for preparation of truth-in-lending and uniform settlement statements. The effective date of the Act is June 20, 1975. The Act directs the Secretary of Housing and Urban Development to develop and prescribe the uniform settlement statement and advance disclosure of settlement costs and authorizes him to prescribe regulations relating to advance disclosure of settlement costs.

Notice is hereby given that the Secretary proposes to amend Subtitle A of Title 24 of the Code of Federal Regulations by adding a new Part 82 to implement section 4 and section 6 of the Real Estate Settlement Procedures Act of 1974.

The Federal Reserve Board will soon publish separately in the FEDERAL REGISTER for comment, the Truth-in-Lending portion of the Uniform Disclosure/Settlement Statement.

Interested persons are invited to participate in this proposed rulemaking by submitting written data, views and arguments with respect to this proposal. Communications should be identified by the above docket number and title, and should be filed with the Rules Docket Clerk, Office of General Counsel, Room 10245, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, D.C. 20410. All relevant material received on or before March 20, 1975, will be considered before adoption of the final rule. Copies of comments submitted will be available for public inspection during normal business hours at the above address.

In consideration of the foregoing, and pursuant to the authority contained in section 4 and section 6 of the Real Estate Settlement Procedures Act of 1974, it is proposed to amend Subtitle A of Title 24 of the code of Federal Regulations by adding a new Part 82, as set forth below.

1. A new Part 82 is added to 24 CFR Subtitle A as set forth below.

PART 82—REAL ESTATE SETTLEMENT
PROCEDURES

Sec.	
82.1	Definitions.
82.2	Uniform Disclosure/Settlement Statement.
82.3	Advance disclosure of settlement costs.

Sec.	
82.4	Waiver of advance disclosure.
82.5	Delivery of disclosure.
82.6	Relation to State laws.
82.7	Disclosure of previous selling price of existing real property.
82.8	Prohibition against kickbacks and unearned fees.
82.9	Title companies.
82.10	Fee for preparation of Truth-in-Lending and Uniform Settlement Statements.

AUTHORITY: Pub. L. 93-533.

§ 82.1 Definitions.

As used in this part the following terms shall have the meaning indicated:

(a) "Federally related mortgage loan" means any loan which—

(1) Is secured by residential real property (including individual units of condominiums and cooperatives) designed principally for the occupancy of from one to four families; and

(2) (i) Is made in whole or in part by any lender the deposits or accounts of which are insured by any agency of the Federal Government, or is made in whole or in part by any lender which is regulated by any agency of the Federal Government; or

(ii) Is made in whole or in part, or insured, guaranteed, supplemented, or assisted in any way, by the Secretary or any other officer or agency of the Federal Government or under or in connection with a housing or urban development program administered by the Secretary or a housing or related program administered by any other such officer or agency; or

(iii) Is eligible for purchase by the Federal National Mortgage Association, the Government National Mortgage Association, or the Federal Home Loan Mortgage Corporation, or from any financial institution from which it could be purchased by the Federal Home Loan Mortgage Corporation; or

(iv) Is made in whole or in part by any "creditor", as defined in section 103(f) of the Consumer Credit Protection Act (15 U.S.C. 1602(f)), who makes or invests in residential real estate loans aggregating more than \$1,000,000 per year;

(b) "Loan Commitment" means any agreement of a lender to make a federally related mortgage loan or any statement made by a lender, directly or indirectly, to a prospective borrower expressing its intention and willingness to make such a loan.

(c) "Services in connection with settlement" includes, but is not limited to the following: title searches, title examinations, the provision of title certificates, title insurance, services rendered by an attorney, the preparation of documents, property surveys, the rendering of credit reports or appraisals, pest and fungus inspections, services rendered by a real estate agent or broker, and the handling of the processing, and closing or settlement;

(d) "Borrower" means any individual, corporation, association, partnership or trust receiving a federally related mortgage loan in connection with the pur-

chase of real property or for any other purpose.

§ 82.2 Uniform Disclosure/Settlement Statement.

The Uniform Disclosure/Settlement Statement which appears in the Appendix to this part shall be used as the form for advance disclosure of settlement costs and the standard real estate settlement form in all transactions in the United States in which a lender makes or agrees to make a federally related mortgage loan.

§ 82.3 Advance disclosure of settlement costs.

(a) Any lender agreeing to make a federally related mortgage loan shall provide or cause to be provided to the prospective borrower, to the prospective seller, if any, and to any officer or agency of the Federal Government proposing to insure, guarantee, supplement, or assist such loan, an itemized disclosure of each charge arising in connection with the settlement.

(b) The disclosure shall be made on the Uniform Disclosure/Settlement Statement.

(c) The disclosure shall be made at the time of loan commitment, but in no case later than 12 calendar days prior to settlement.

(d) For the purposes of complying with this section it shall be the duty of the lender to obtain from persons who provide or will provide services in connection with the settlement the amount of each charge they intend to make. In the event the exact amount of any such charge is not available, a good faith estimate of such charge may be provided. In such case the disclosure shall indicate those items which are an estimate of the charges to be made.

(e) The lender shall retain in its files for 1 year from the date of settlement a copy of the advance disclosure, executed and dated on the date of disclosure by the prospective borrower, the prospective seller, if any, and the lender. Such copy shall be made available for inspection and reproduction by the parties identified in paragraph (a) of this section.

(f) The officer or agency of the Federal Government proposing to insure, guarantee, supplement, or assist the loan may determine the time and manner of delivery of the advance disclosure to such officer or agency.

(g) The advance disclosure made pursuant to this section may be used in satisfaction of the requirements of section 121(c) of the Consumer Credit Protection Act insofar as it applies to federally related mortgage loans.

§ 82.4 Waiver of advance disclosure.

A borrower or seller may waive the requirement that advance disclosure of settlement costs be provided at least 12 calendar days prior to settlement when:

(a) Settlement occurs, with the consent of the borrower and the seller, not more than 18 days after the lender receives the application for the loan, and

(b) On the date either party is notified of the loan commitment the Uni-

form Disclosure/Settlement Statement is delivered to the party waiving the requirement or such statement is available for delivery to such party at the office at which the application for the loan was made, and

(c) The party waiving the requirement receives the Uniform Disclosure/Settlement Statement at least 3 days prior to settlement, and

(d) The party waiving the requirement and the lender execute, on the date of settlement, a waiver in the following form:

WAIVER OF RIGHTS TO RECEIVE ADVANCE SETTLEMENT DISCLOSURES

Identification of Transaction:

Buyers (borrowers): _____
 Sellers: _____
 Property: _____
 Loan amount: _____
 Lender: _____
 Date of settlement: _____

I/We hereby acknowledge and affirm that I/we know that the Real Estate Settlement Procedures Act of 1974 entitles me/us to advance itemized disclosure in writing of each charge arising in connection with the captioned settlement at the time of loan commitment, but in no case later than 12 calendar days prior to settlement, and that if the lender fails to provide such disclosure I/we may recover from it at least \$500 plus reasonable attorneys fees.

Notwithstanding the above I/we hereby waive the right to receive such disclosure 12 days prior to settlement and I/we further certify that:

1. Application for this loan was made not more than 18 days prior to this date and I/we have consented to settlement on this date.

2. I/we received the Uniform Disclosure/Settlement Statement on the date the lender notified me of the loan commitment or the lender notified me that such statement was available for delivery to me/us on such date.

3. I/we received the Uniform Disclosure/Settlement Statement at least 3 days prior to this date.

The lender joins in the execution of this waiver for the purpose of affirming to the best of its knowledge the truthfulness of the above statements.

Executed this _____ day of _____, 197____

Witness

 Buyer (Borrower)

 Seller

 Lender

§ 82.5 Delivery of disclosure.

The provisions of paragraph (c) of § 82.3 and paragraph (b) of § 82.4 shall be deemed to be satisfied by delivery of the disclosure to the party entitled to its receipt or by mailing the disclosure to such party at his last known address at least 3 days prior to the time specified in such paragraphs.

§ 82.6 Relation to State laws.

These regulations do not annul, alter, or affect, or exempt any person from complying with the laws of any State with respect to settlement practices, except to the extent that those laws are inconsistent with any provision of the regulations. A State law shall not be determined inconsistent with these regulations if such State law gives greater protection to the consumer than the provisions of the regulations.

§ 82.7 Disclosure of previous selling price of existing real property.

Section 7 of the Real Estate Settlement Procedures Act of 1974 provides:

Section 7.(a) No lender shall make any commitment for a federally related mortgage loan on a residence on which construction has been completed more than twelve months prior to the date of such commitment unless it has confirmed that the following information has been disclosed in writing by the seller or his agent to the buyer—

(1) The name and address of the present owner of the property being sold;

(2) The date the property was acquired by the present owner (the year only if the property was acquired more than 2 years previously); and

(3) If the seller has not owned the property for at least 2 years prior to the date of the loan application and has not used the property as a place of residence, the date and purchase price of the last arm's length transfer of the property, a list of any subsequent improvements made to the property (excluding maintenance repairs) and the cost of such improvements.

(b) The obligations imposed upon a lender by this section shall be deemed satisfied and a commitment for a federally related mortgage loan may thereafter be made if the lender receives a copy of the written statement provided by the seller to the buyer supplying the information required by subsection (a).

(c) Whoever knowingly and willfully provides false information under this section or otherwise willfully fails to comply with its requirements shall be fined not more than \$10,000 or imprisoned for not more than one year, or both.

§ 82.8 Prohibition against kickbacks and unearned fees.

Section 8 of the RESPA of 1974 provides:

Section 8. (a) No person shall give and no person shall accept any fee, kickback, or thing of value pursuant to any agreement or understanding, oral or otherwise, that business incident to or a part of a real estate settlement service involving a federally related mortgage loan shall be referred to any person.

(b) No person shall give and no person shall accept any portion, split, or percentage of any charge made or received for the rendering of a real estate settlement service in connection with a transaction involving a federally related mortgage loan other than for services actually performed.

(c) Nothing in this section shall be construed as prohibiting (1) the payment of a fee (A) to attorneys at law for services actually rendered or (B) by a title company to its duly appointed agent for services actually performed in the issuance of a policy of title insurance or (C) by a lender to its duly appointed agent for services actually performed in the making of a loan, or (2) the payment to any person of a bona fide salary or compensation or other payment for goods or facilities actually furnished or for services actually performed.

(d) (1) Any person or persons who violate the provisions of this section shall be fined not more than \$10,000 or imprisoned for not more than 1 year, or both.

(2) In addition to the penalties provided by paragraph (1) of this subsection, any person or persons who violate the provisions of subsection (a) shall be jointly and severally liable to the person or persons whose business has been referred in an amount equal to three times the value or amount of the fee or thing of value, and any person or persons who violate the provisions of subsection (b) shall be jointly and severally liable to the person or persons charged for the settlement services involved in an amount equal to three times the amount of the portion, split, or percentage. In any successful action to enforce the liability under this paragraph, the court may award the court costs of the action together with a reasonable attorney's fee as determined by the court.

§ 82.9 Title companies.

Section 9 of the RESPA of 1974 provides:

Section 9. (a) No seller of property that will be purchased with the assistance of a federally related mortgage loan shall require directly or indirectly, as a condition to selling the property, that title insurance covering the property be purchased by the buyer from any particular title company.

(b) Any seller who violates the provisions of subsection (a) shall be liable to the buyer in an amount equal to three times all charges made for such title insurance.

§ 82.10 Fee for preparation of Truth-in-Lending and Uniform Settlement Statements.

Section 12 of the RESPA of 1974 provides:

Section 12: No fee shall be imposed or charge made upon any other person (as a part of settlement costs or otherwise) by a lender in connection with a federally related mortgage loan made by it (or a loan for the purchase of a mobile home), for or on account of the preparation and submission by such lender of the statement or statements required (in connection with such loan) by sections 4 and 6 of this Act or by the Truth in Lending Act.

Issued at Washington, D.C., February 11, 1975.

DAVID M. DEWILDE,
 Acting Assistant Secretary for
 Housing Production and
 Mortgage Credit, FHA Com-
 missioner.

<p>January 1975</p> <p style="text-align: center;">Form Approved OMB Number U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT</p> <p style="text-align: center;">UNIFORM DISCLOSURE/SETTLEMENT AND TRUTH IN LENDING STATEMENT</p> <p><i>NOTE: This Statement must be accompanied by Truth in Lending Statement prescribed by the Federal Reserve Board.</i></p>	<p style="text-align: center;">A. TYPE OF LOAN</p> <p>1. <input type="checkbox"/> FHA 3. <input type="checkbox"/> FmHA 5. <input type="checkbox"/> Conv. Unins. 2. <input type="checkbox"/> VA 4. <input type="checkbox"/> Conv. Ins.</p> <p>6. Purpose of Loan: _____ 7. Loan Number: _____ 8. File Number: _____ 9. FHA/VA/PMI Case No.: _____ 10. Loan Commitment Date: _____ 11. Contract Sales Price of Property: _____</p>
--	--

B. NAMES AND ADDRESSES:

1. Seller	2. Buyer/Borrower	3. Lender
4. Property	5. Settlement Agent, Place and Date of	6. Beneficial Owner

NOTE: This form when furnished prior to settlement provides the Advance Disclosure of Settlement Costs and Truth in Lending Statement required by law. When prepared at settlement, this form constitutes the Standard Statement of Settlement Costs prescribed by law. Charges itemized on this form at the time of advance disclosure may include good faith estimates. The lender does not warrant that an estimated charge will be identical to the final charge at settlement.

	<u>BUYER/BORROWER</u>	<u>SELLER</u>	<u>DISBURSEMENTS</u>
I. SALES/BROKER'S COMMISSION:			
101. Based on Contract Sales Price of \$ _____ at _____ % =	_____	_____	_____
102. Disbursed to: _____	_____	_____	_____
102. _____	_____	_____	_____
103. _____	_____	_____	_____
104. TOTAL -- SECTION I.....			
II. ITEMS PAYABLE IN CONNECTION WITH LOAN OR CREDIT:			
201. Loan Origination Fee	_____	_____	_____
202. Loan Discount Points	_____	_____	_____
203. Appraisal Fee	_____	_____	_____
204. Credit Report	_____	_____	_____
205. Amortization (Loan Repayment) Schedule	_____	_____	_____
206. Photographs	_____	_____	_____
207. Survey: pay to: _____	_____	_____	_____
208. Property Inspections	_____	_____	_____
209. _____	_____	_____	_____
210. _____	_____	_____	_____
211. Mortgage Insurance Application Fee	_____	_____	_____
212. Total Disbursed to Lender	_____	_____	_____
213. TOTAL -- SECTION II.....			

III. PREPAID ITEMS IN CONNECTION WITH LOAN OR CREDIT:

301. Prepaid Interest from _____ to _____	_____	_____	_____
302. Mortgage Insurance Premiums for _____ years	_____	_____	_____
303. Hazard Insurance Premium for _____ years	_____	_____	_____
<u>ESCROW RESERVE FOR:</u>			
304. Hazard Insurance	_____	_____	_____
305. Mortgage Insurance	_____	_____	_____
306. Real Estate Taxes	_____	_____	_____
307. Unpaid Assessments	_____	_____	_____
308. Flood Insurance	_____	_____	_____
309. _____	_____	_____	_____
310. TOTAL -- SECTION III.....	<input type="text"/>	<input type="text"/>	<input type="text"/>

IV. PRIVATE TITLE TRANSFER CHARGES:

401. Settlement or Closing Fee, pay to: _____	_____	_____	_____
402. Abstract or Title Search, pay to: _____	_____	_____	_____
403. Title Examination, pay to: _____	_____	_____	_____
404. Preliminary Title Binder(s), pay to: _____	_____	_____	_____
405. Title Insurance, pay to: _____	_____	_____	_____
(includes items: _____)			
406. Lender's Coverage	_____	_____	_____
407. Owner's Coverage	_____	_____	_____
408. Endorsements, pay to: _____	_____	_____	_____
409. Document Preparation, pay to: _____	_____	_____	_____
410. _____	_____	_____	_____
411. _____	_____	_____	_____
412. Attorney's Fees, pay to: _____	_____	_____	_____
(includes items: _____)			
413. _____	_____	_____	_____
414. Notary Fees, pay to: _____	_____	_____	_____
415. _____	_____	_____	_____
416. TOTAL -- SECTION IV.....	<input type="text"/>	<input type="text"/>	<input type="text"/>

BUYER/BORROWER SELLER DISBURSEMENTS

V. GOVERNMENT TRANSFER CHARGES:

501. Recording Fees: Deed \$ _____ ; Mortgages \$ _____ ; Releases \$ _____	_____	_____	_____
502. City/County Tax/Stamps	_____	_____	_____
503. State Tax/Stamps	_____	_____	_____
504. _____	_____	_____	_____
505. TOTAL -- SECTION V.....	<input type="text"/>	<input type="text"/>	<input type="text"/>

VI. ADDITIONAL CHARGES AND CREDITS:

Prior First Mortgage to: _____			
601. Principal	_____	_____	_____
602. Interest to Date	_____	_____	_____
603. Prepayment Charge	_____	_____	_____
604. Escrows for Insurance, Taxes	_____	_____	_____
605. _____	_____	_____	_____
606. Total of Prior First Mortgage.....	_____	_____	_____
Prior Second Mortgage to: _____			
607. Principal	_____	_____	_____
608. Interest to Date	_____	_____	_____
609. Prepayment Charge	_____	_____	_____
610. Escrows for Insurance, Taxes	_____	_____	_____
611. _____	_____	_____	_____
612. Total of Prior Second Mortgage.....	_____	_____	_____
613. Fee for Refinancing or Assuming Existing Mortgage	_____	_____	_____
614. Other Charges	_____	_____	_____
615. _____	_____	_____	_____
616. Inspection(s)	_____	_____	_____
617. _____	_____	_____	_____
618. TOTAL -- SECTION VI.....	<input type="text"/>	<input type="text"/>	<input type="text"/>

VII. TOTAL SETTLEMENT CHARGES:

701. Total Charges from Sections I, II, III, IV, V, and VI	_____	_____	_____
702. Less Items (no., _____) settled outside closing	_____	_____	_____
703. _____	_____	_____	_____
704. _____	_____	_____	_____
705. TOTAL -- SECTION VII.....	<input type="text"/>	<input type="text"/>	<input type="text"/>

VIII. FUNDS REQUIRED FROM BUYER/BORROWER:

801. Contract Sales Price	_____
802. Total Charges (from Line 705)	_____
Adjustments Charged to Buyer/Borrower:	
803. Proration of Taxes	_____
804. Unpaid Special Assessments	_____
805. Utilities	_____
806. Rent	_____
807. Fuel	_____
808. _____	_____
809. Total Sales Price Adjustments	_____
810. Total Charges to Buyer/Borrower	_____
Less:	
811. Earnest Money	_____
812. Mortgage Loan Proceeds	_____
813. Adjustments Paid by Seller	_____
814. _____	_____
815. Total Buyer's Credits	_____
816. AMOUNT DUE FROM BUYER/BORROWER.....	<input type="text"/>

IX. DISBURSEMENTS TO SELLER:

901. Contract Sales Price	_____
902. Adjustments (from Line 809)	_____
903. Gross Amount Due Seller	_____
Less:	
904. Total Charges (from Line 705)	_____
905. Earnest Money (from Line 811)	_____
906. Adjustments Paid by Seller	_____
907. _____	_____
908. _____	_____
909. Total Charges to Seller	_____
910. AMOUNT DUE TO SELLER.....	<input type="text"/>

NOTES: (1) If disclosure of settlement costs was not provided at the time of commitment or at least twelve (12) calendar days prior to settlement, a waiver of the requirement for advance disclosure must be executed in accordance with HUD Regulations by the borrower or seller, as the case may be, and attached hereto.

INSTRUCTIONS FOR COMPLETING UNIFORM DISCLOSURE/SETTLEMENT STATEMENT

The following are procedures and instructions for completing the Uniform Disclosure/Settlement and Truth in Lending Statement prescribed by the Real Estate Settlement Procedures Act of 1974. The lender is required to make in advance of settlement an itemized disclosure on this form of each charge arising in connection with settlement. It is recognized in the Real Estate Settlement Procedures Act of 1974 that the precise amount of every individual charge to be assessed at settlement will not in all cases be known at the time of advance disclosure. The Act provides: "In the event the exact amount of any such charge is not available, a good faith estimate of such charge may be provided."

It is the responsibility of the settlement or closing agent ("Closer") to complete the Settlement Statement and to submit copies to parties at the settlement showing all charges actually incurred. The body of the form is to be used for entry of charges, credits, and disbursements. The Uniform Disclosure/Settlement Statement will set forth each settlement service as a charge to the Buyer or to the Seller (or a split between the two) in accordance with the agreement between the

parties. In the case of certain settlement items, FHA or VA Regulations forbid charges to a Buyer using FHA or VA financing, and such charges therefore become the Seller's obligation.

Since this form is used nationwide, it is important that all Closers follow the standard procedures.

The Act requires that this form be used in the following transactions: property sale financed by origination of a first mortgage, refinancing of existing mortgage indebtedness, origination of a junior mortgage to help finance a property sale, the giving of a purchase money mortgage by a federally related lending institution, and any borrowing secured by the borrower's principal residence.

SECTIONS A AND B

Section A: Type of Loan. Check appropriate loan type and complete items 6, 7, 8, 9, 10, and 11 as applicable. In item 6, state the purpose of the loan, i.e., home sale, refinancing, junior mortgage, etc.

Section B: Names and Addresses. In completing each box, provide as a part of the address the city, postal abbrevia-

tion of State, and zip code. Fill in item 6, Beneficial Owner, only in the event that title will be held in trust for a person other than the Buyer/Borrower.

SECTIONS I THROUGH VII

General. There are four columns across the page, from left to right:

The explanation of the item.

The Buyer/Borrower's Column. In this column enter all charges (amounts the Buyer/Borrower is expected to pay at settlement).

The Seller's Column. In this column enter all charges (amounts the Seller is expected to pay at settlement).

The Disbursements Column. In this column the Closer will enter actual disbursements on the line corresponding to each settlement charge requiring disbursement by the Closer. This column is filled out only at closing and remains blank at the time of advance disclosure of settlement costs.

Section I: Sales/Broker's Commission. The items included in this section are

assessed by the Real Estate Salesperson(s) or Broker(s) who sold the property.

Line 101: Enter contract sales price from Section A, line 11 and the percent of sales commission. Enter dollar amount of commission in Seller's column and the name of the person to whom the commission is to be paid on the line following "disbursed to".

Lines 102 and 103: Blank lines on which may be entered other items included in the transaction such as amount of commission already received by salesperson.

Line 104: Enter totals for transactions in Section I.

Section II: Items Payable in Connection with Loan or Credit. The items in this section are charges assessed by the Lender or the Lender's investors for processing the loan.

Line 201: Enter the amount the Lender charges the Buyer for origination of the loan.

Line 202: Enter the amount the Lender charges for extending the loan to the Buyer. The loan discount is frequently called "points".

Line 203: Enter the charge assessed by the Lender for an appraisal to determine the value of the property.

Line 204: Enter the charge assessed by a credit reporting agency to ascertain the status of the Borrower's credit.

Line 205: Enter the charge, if applicable, for a table showing the principle and interest payments monthly for the life of the loan.

Line 206: Enter the charge for photographs of the property required by the Lender or the Lender's investors.

Line 207: Enter the charge for a survey or plat of the property. Enter the name of the Surveyor to be paid on the line after "pay to".

Lines 208-210: Enter charges for inspections required by the Lender to ascertain the status of certain fixtures or the building on the property (e.g. termite inspection, heating plant inspection, plumbing or electrical fixtures inspection). Lines 208 to 210 may also be used for additional items payable in connection with the loan or credit not specified above.

Line 211: Enter the amount of PHA application and commitment fee or PMI fees as applicable.

Line 212: Total all charges to be disbursed to the Lender and enter in the Disbursements Column.

Line 213: Enter the totals for items in Section II.

Section III: Prepaid Items in Connection with Loan or Credit. The items in this section are those which are required by the lender to be prepaid (escrowed or impounded).

Line 301: In the case of conventional loans enter the interest to be paid by the Buyer on the loan amount from the date of the closing to the date of the first payment (to the end of the month for FHA or VA loans).

Line 302: Enter the prepaid premium for insurance the Buyer purchases to insure the Lender against loss because of nonpayment of the loan.

Line 303: Enter the prepaid premium for insurance that the Buyer purchases from a private company insuring against fire, and possible additional hazards or risks such as personal liability, theft, flood, etc.

Lines 304-308: Enter the amounts reserved to cover the cost of insurance, taxes, and unpaid assessments from the date of the Closing until the date of the next insurance or tax payment is due.

Line 309: This blank line may be used for other reserves not specified on lines 304 to 308.

Line 310: Enter totals for Section III.

Section IV: Private Title Transfer Charges: The charges in this section relate to title insurance, settlement, closing or escrow fees,

and attorneys' fees. **NOTE**—Lines 405 and 412 may, according to the legal and administrative practices and requirements in different areas of the country, include any of the other items in the section.

Line 401: Enter the charge to be paid for the services of the Closer, indicating the name of the person or company to whom the fee should be paid on the line after "pay to".

Line 402: Enter the charge to be paid to a private company or attorney for making a search of the public records. Indicate the name of the person or company to whom the fee should be paid, if applicable on the line after "pay to".

Line 403: Enter the charge to be paid for a private company or attorney for examining the abstract or title search and giving a written opinion of the status of the title. Indicate the name of the person or company to whom the fee should be paid on the line after "pay to".

Line 404: Enter the charge for the preliminary commitment to insure title issued by a private company based on its search and examination of the public records. Indicate the name of the person or company to whom the fee is to be paid on the line after "pay to".

Line 405: Enter the premium to be paid to a private company, to insure against any defects in the title to the property. Indicate the name of the company to whom the fee is to be paid on the line after "pay to". If this line includes other items in this section as described above in "NOTE", indicate these items by line number.

Line 406: Enter the amount of the charge for a Lender's Title Insurance policy, if applicable.

Line 407: Enter the amount of any charge for an Owner's Title Insurance policy, if applicable. Purchase of such coverage is at the Buyer/Borrower's option.

Line 408: Enter the charge for endorsements which may be added to a Title Insurance policy to give additional coverage specifically requested by the Owner or the Lender. Enter the name of the company to whom the fee for the endorsement(s) should be paid on the line after "pay to".

Line 409: Enter the charge to be paid for drafting any documents necessary for the settlement, such as Deeds of Conveyance, Trust Deeds, Mortgages, etc. Type the name of the person or company to whom the fee should be paid. No charge may be made for preparation of the Uniform Settlement Statement, the Advance Disclosure Statement, or any statement required by the Truth in Lending Act.

Lines 410, 411, and 412: These blank lines may be used to specify additional title transfer charges not shown in this section.

Line 413: Enter the fee charged by an attorney or attorneys for services in connection with the transaction or on behalf of the Borrower or Seller. Type the name of the attorney to whom the fee is to be paid on the line after "pay to". If this line includes other items in this section as described above in "NOTE", indicate these items by the line numbers.

Line 414: Enter any fees charged for notarizing documents and type the party to whom the fee is paid on the line after "pay to".

Line 416: Enter totals for Section IV.

Section V: Government Transfer Charges. The charges in this section include the various fees assessed by cities, counties or states for transferring title of property, and for recording documents relating to the transfer.

Line 501: Enter the fees paid to a governmental body for placing a document in the public record.

Line 502: Enter the fee to be paid to a city or county as a tax, or for revenue stamps which must be affixed to a document, for placing the documents related to the transfer in the public record.

Line 503: Enter the fee to be paid to a State as a tax, or for revenue stamps which must be affixed to a document, for placing documents related to the transfer in the public record.

Line 504: This line may be used to specify additional governmental transfer charges now shown in this section.

Line 505: Enter totals for Section V.

Section VI: Additional charges: The charges in this section include any items not covered in prior sections, such as the payment and release of the prior mortgage(s), the refinancing or assumption of an existing mortgage by the Borrower, and inspections which may be required by the sales contract, but not by the Lender.

Lines Unnumbered: Enter the name(s) of the Lender(s) who made the loan(s), if any, to be paid and released in the space(s) after "prior First (Second) mortgage to."

Line 601: Enter the amount of principal remaining to be paid on the loan in the Explanation Column.

Line 602: Enter the amount of interest to be paid from the date of the last payment to the date of the Closing.

Line 603: Enter the amount any charge for early payment of the loan.

Line 604: Enter the amount the Seller has in prepaid reserves for the payment of taxes or insurance, or the deficit in these reserves if one exists in the Explanation Column.

Line 605: This blank line may be used to specify other fees required in the release of the mortgage.

Line 606: Make the calculations for Lines 601 to 605 and enter the total to be paid the prior Lender in the Explanation Column.

Lines 607-612: These lines should be completed if a second loan is to be paid and released. Follow the same procedures as for Lines 601 to 606 above.

Line 613: Enter any fee charged by the Lender to the Borrower for refinancing or assuming an existing mortgage, or for taking out any second mortgage or other loan to be secured by the real property. Refinancing may also involve charges for points (line 202), updating of title insurance (line 405), and government transfer fees (Section V).

Lines 614 and 615: These lines may be used to specify additional charges or credits.

Lines 616 and 617: Enter the charge for inspections other than those required by the Lender and included in Lines 208 through 210 of Section II. Enter the type of inspection on the lines provided.

Line 618: Enter totals for Section VI.

Section VII: Total Settlement Charges and Credits. In this section are shown charges for the transfer, including those settled outside of the settlement.

Line 701: Enter the total charges from Sections I, II, III, IV, V and VI (total for Lines 104, 213, 310, 416, 505, and 618).

Lines 702-704: Enter any items which were or are to be settled outside settlement. Exclude any items relating to contract sales price adjustments which may be made outside of settlement. These appear in Sections VIII and IX only.

Line 705: Enter totals for Section VII by subtracting Lines 702, 703 and 704 from Line 701.

Section VIII: Funds Required From Buyer/Borrower. This section summarizes the Buyer/Borrower's transaction and shows the amount of funds required from the Buyer/Borrower to complete the settlement.

Line 801: Enter the Contract Sales Price of the property from Section A, Line 11; or in the case of a loan not involving a sale, enter the new amount of loan principal owed by the Borrower.

Line 802: Enter total settlement charges from Line 705 of the Buyer/Borrower column.

PROPOSED RULES

Lines 803-808: In these spaces enter all contract sales price adjustments which the Buyer agrees to pay.

Line 809: Enter the total of Lines 803-808.

Line 810: Enter the total of Lines 801, 802, and 809.

Line 811: Enter any earnest money deposit made by the Buyer.

Line 812: Enter the new mortgage proceeds; or in the case of a loan not involving a sale, enter the loan proceeds made available to the Borrower.

Lines 813-814: Enter any contract sales price adjustments which the Seller agrees to pay.

Line 815: Enter the total of Lines 811-814.

Line 816: Subtract Line 815 from Line 810 to arrive at the Buyer/Borrower's final cash obligation at settlement.

Section IX: Disbursements To Seller: This section summarizes the Seller's transaction and shows the amount owed to the Seller at settlement. It is filled out only if the loan finances sale of a 1- to 4-family residence.

Line 901: Enter the Contract Sales Price of the property from Section A, Line 11.

Line 902: Enter the contract sales price adjustments paid by the Buyer (from Line 809).

Line 903: Enter the total of Lines 901 and 902.

Line 904: Enter total settlement charges from Line 705 of the Seller column.

Line 905: Enter the Buyer's earnest money deposit (from Line 811).

Lines 906-908: Enter any contract sales price adjustments which the Seller agrees to pay.

Line 909: Enter the total of Lines 904-908.

Line 910: Subtract Line 909 from Line 903 to arrive at the final amount owed to the Seller at settlement.

[FR Doc.75-4276 Filed 2-14-75;8:45 am]

federal register

TUESDAY, FEBRUARY 18, 1975

WASHINGTON, D.C.

Volume 40 ■ Number 33

PART IV



GENERAL ACCOUNTING OFFICE

■

1975 FEDERAL ELECTIONS EXPENDITURES

Limitations for Use of
Communications Media

GENERAL ACCOUNTING OFFICE
1975 FEDERAL ELECTION
EXPENDITURES

Limitations for Use of Communications
Media

Title I of the Federal Election Campaign Act of 1971 (Pub. L. 92-225) imposes a spending limitation on candidates for Federal elective office (President of the United States, Senator and Representative in, or Resident Commissioner or Delegate to, the Congress of the United States) for campaign use of communications media. Under the Act and the Regulations of the Comptroller General, 11 CFR ch. 1, "communications media" means radio, television, cable television, magazines, newspapers, billboards, display space in any public place of a type customarily leased to commercial advertisers, and telephones when used to communicate with potential voters by general canvass methods.

Under section 104(a)(4) of the Act, the Secretary of Labor has certified to the Comptroller General and published on page 7016 of this issue of the FEDERAL REGISTER that the United States city average All Items Consumer Price Index (1967=100) increased 27.0 percent from its 1970 annual average of 116.3 to its 1974 annual average of 147.7.

Under section 104(a)(5) of the Act, the Secretary of Commerce has certified to the Comptroller General and published in the FEDERAL REGISTER an estimate of the voting age population (18 years and older) for calendar year 1974 for each State and congressional district, the District of Columbia, the Commonwealth of Puerto Rico, and the Territories of Guam and the Virgin Islands.

The estimate shows that no congressional district has a voting age population in excess of 500,000 except the District of Columbia and the Commonwealth of Puerto Rico. Under the statutory formula, the communications media spending limitation applicable to each congressional district for each election during 1975 (except the District of Columbia and Puerto Rico) is \$63,500, of which no more than \$38,100 may be spent for the use of broadcasting stations. The applicable limitations for the

District of Columbia and the Commonwealth of Puerto Rico are shown in the attached table.

On the basis of the certifications received from the Secretary of Labor and the Secretary of Commerce, the communications media spending limitations applicable to each Federal election during 1975 in each State and in the United States are set forth in the attached table.

The voting age population estimate for the United States does not include the estimates for Guam, Puerto Rico, and the Virgin Islands because their residents are not entitled to vote in presidential elections.

[SEAL] **ROBERT F. KELLER,**
Acting Comptroller General
of the United States.

Federal Election Campaign Media Spending Limitations (Calendar year 1974, Public Law 92-225)
[February 10, 1975, consumer price index increase = 27.0 percent]

State and congressional district	Voting age population	Communication media limit	Broadcasting media limit
United States.....	144,128,000	18,304,256	10,982,554
Alabama.....	2,389,000	303,409	182,042
Alaska.....	267,000	63,500	38,100
Arizona.....	1,421,000	189,467	108,280
Arkansas.....	1,462,000	178,054	106,832
California.....	14,496,000	1,849,992	1,104,595
Colorado.....	1,887,000	214,249	128,549
Connecticut.....	3,139,000	271,633	162,992
Delaware.....	285,000	63,500	38,100
District of Columbia.....	517,000	63,500	38,100
Florida.....	5,708,000	732,536	439,522
Georgia.....	3,229,000	410,083	246,050
Hawaii.....	565,000	71,755	43,053
Illinois.....	3,241,000	66,548	39,929
Indiana.....	7,560,000	961,263	576,758
Iowa.....	3,578,000	454,152	272,401
Iowa.....	1,947,000	247,509	148,361
Kentucky.....	1,680,000	200,600	120,306
Kansas.....	2,267,000	287,909	172,745
Louisiana.....	2,428,000	308,356	185,014
Maine.....	707,000	89,789	53,873
Maryland.....	2,771,000	351,917	211,150
Massachusetts.....	4,031,000	511,937	307,162
Michigan.....	6,028,000	765,683	459,410
Minnesota.....	2,628,000	333,121	199,873
Mississippi.....	1,492,000	180,484	113,600
Missouri.....	3,299,000	418,973	251,284
Montana.....	489,000	63,500	38,100
Nebraska.....	1,032,000	133,604	80,162
Nevada.....	284,000	63,500	38,100
New Hampshire.....	847,000	69,469	41,681
New Jersey.....	5,038,000	642,366	385,429
New Mexico.....	711,000	90,297	54,178
New York.....	12,663,000	1,608,201	964,621
North Carolina.....	3,639,000	462,153	277,292
North Dakota.....	423,000	63,500	38,100
Ohio.....	7,287,000	921,639	552,983
Oklahoma.....	1,880,000	228,700	143,256
Oregon.....	1,676,000	200,152	120,091
Pennsylvania.....	5,279,000	1,051,433	630,809
Rhode Island.....	653,000	82,931	49,759
South Carolina.....	1,833,000	232,791	139,675
South Dakota.....	457,000	63,500	38,100
Tennessee.....	2,828,000	356,156	215,494
Texas.....	8,019,000	1,018,413	611,048
Utah.....	780,000	92,710	55,626
Vermont.....	316,000	63,500	38,100
Virginia.....	3,380,000	425,450	255,270
Washington.....	2,387,000	303,149	181,689
West Virginia.....	1,236,000	156,972	94,183
Wisconsin.....	3,069,000	389,793	233,858
Wyoming.....	249,000	63,500	38,100
OUTLYING AREAS			
Puerto Rico.....	1,682,000	213,614	128,168
Guam.....	45,000	63,500	38,100
Virgin Islands.....	46,000	63,500	38,100

140 FR 5177, February 4, 1975.

[FR Doc. 75-4424 Filed 2-14-75; 8:45 am]