

# federal register

Wednesday  
April 1, 1981

G 5 7  
347-161

Vol. 46

---

## Highlights

- 19893 **Iran** State issues notice describing procedures for registration of claims against Iran with the Department of State and Submission of claims to the Iran United States Claims Tribunal
- 19844 **Antidumping** Commerce/ITA issues final results of administrative review of finding for viscose rayon staple fiber from Finland
- 19845 **Antidumping** Commerce/ITA issues final results of administrative review of finding for viscose rayon staple fiber from Italy
- 19820 **Pesticides** EPA establishes tolerance for Oxamyl
- 19857 **Alaska Outer Continental Shelf** Interior/BLM proposes oil and gas lease sale No. RS-1
- 19858 **Alaska Outer Continental Shelf** Interior/BLM gives notice of intent to prepare an environmental impact statement for proposed OCS Lease Sale No. 75 in the Northern Aleutian Shelf Area of the Bering Sea

CONTINUED INSIDE



**FEDERAL REGISTER** Published daily, Monday through Friday, (not published on Saturdays, Sundays, or on official 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. Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless earlier filing is requested by the issuing agency.

The **Federal Register** will be furnished by mail to subscribers, free of postage, for \$75.00 per year, or \$45.00 for six months, payable in advance. The charge for individual copies is \$1.00 for each issue, or \$1.00 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**.

Questions and requests for specific information may be directed to the telephone numbers listed under INFORMATION AND ASSISTANCE in the READER AIDS section of this issue.

## Highlights

- 19824 **Regulatory Agenda** FRS Committee for Purchase from the Blind and Other Severely Handicapped
- 19873 **Privacy Act Documents** ICC
- 19898 **Sunshine Act Meetings**

# Contents

Federal Register

Vol. 46, No. 62

Wednesday, April 1, 1981

- Agricultural Marketing Service**  
**RULES**  
 Milk marketing orders:  
 19813 Nebraska-Western Iowa
- Agriculture Department**  
*See* Agricultural Marketing Service; Animal and Plant Health Inspection Service.
- Animal and Plant Health Inspection Service**  
**RULES**  
 Livestock and poultry disease control:  
 19817 Rinderpest and foot-and-mouth disease; change in status; Channel Islands and Great Britain; request for comments
- Blind and Other Severely Handicapped, Committee for Purchase from**  
**PROPOSED RULES**  
 19836 Regulatory agenda
- Bonneville Power Administration**  
**NOTICES**  
 Environmental statements; availability, etc.:  
 19846 Program for 1981 FY
- Civil Aeronautics Board**  
**NOTICES**  
 Hearings, etc.:  
 19837 Aspen Airways, Inc.; additional points proceeding  
 19837 Capitol International Airways, Inc.  
 19839 Trans World Airlines, Inc.  
 19838 Mail rates; domestic service priority and nonpriority  
 19837 Mail rates; transatlantic, transpacific and Latin American service; investigation
- Commerce Department**  
*See* International Trade Administration; National Oceanic and Atmospheric Administration; National Technical Information Service.
- Defense Department**  
**RULES**  
 Civil health and medical program of uniformed services (CHAMPUS):  
 19818 Experimental procedure; radial keratotomy; policy statement
- Economic Regulatory Administration**  
**NOTICES**  
 Consent orders:  
 19848 John H. Hendrix Corp.  
 19847 Shackelford's Exxon  
 19848 Shawnee Oil & Gas Corp.  
 Powerplant and industrial fuel use; prohibition orders, exemption requests, etc.:  
 19848 Puget Sound Power & Light Co.; hearing
- Energy Department**  
*See also* Bonneville Power Administration; Economic Regulatory Administration; Federal Energy Regulatory Commission; Southwestern Power Administration.  
**NOTICES**  
 International atomic energy agreements; civil uses; subsequent arrangements:  
 19849 Taiwan
- Environmental Protection Agency**  
**RULES**  
 Air quality implementation plans; approval and promulgation; various States, etc.:  
 19819 Oregon; correction  
 Hazardous waste programs; interim authorizations; various States:  
 19819 Kentucky  
 Pesticide chemicals in or on raw agricultural commodities; tolerances and exemptions, etc.:  
 19820 Oxamyl  
**PROPOSED RULES**  
 Air programs; approval and promulgation; State plans for designated facilities and pollutants:  
 19835 District of Columbia et al.  
 Air quality implementation plans; approval and promulgation; various States, etc.:  
 19829 New York  
**NOTICES**  
 Pesticides; experimental use permit applications:  
 19850 Union Carbide, et al.  
 Pesticides; tolerances in animal feeds and human food:  
 19851 ICI Americas, Inc.  
 19851 U.S. Soil, Inc.  
 Toxic and hazardous substances control:  
 19852 Systems Development Corp.; data transfer to contractor
- Federal Communications Commission**  
**NOTICES**  
 Common carrier services:  
 19852 AT&T; plan for reporting interim expenses; inquiry  
 19852 AT&T; structural separation, waiver; pleading cycle  
 Meetings:  
 19853 Marine Services Radio Technical Commission  
 19898 Meetings; Sunshine Act (2 documents)  
 19853 Rulemaking proceedings filed, granted, denied, etc.; petitions by various companies
- Federal Energy Regulatory Commission**  
**NOTICES**  
 19898 Meetings; Sunshine Act
- Federal Home Loan Bank Board**  
**NOTICES**  
 19898 Meetings; Sunshine Act

- Federal Maritime Commission**  
RULES  
19821 Tariff filings; implementation of right of independent action; policy statement
- Federal Reserve System**  
PROPOSED RULES  
19824 Regulatory agenda  
NOTICES  
Applications, etc.:  
19853 Auburn Bancshares, Inc.  
19855 First Cary-Grove Corp.  
19855 First Jersey National Corp.  
19855 Gibbon Exchange Co.  
19855 Great American Bancorp  
19856 Lakeland Bancshares, Inc.  
19856 Leavcorp, Inc.  
19856 P/B Bancshares, Inc.  
19856 Shelbyville Bancshares, Inc.  
19857 Utah Bancorporation  
19857 Wyoming Bancorporation  
Bank holding companies; proposed de novo nonbank activities:  
19854 Fidelity Union Bancorporation et al.  
19854 Manufacturers Hanover Corp. et al.  
19853 Union Trust Bancorp  
19898 Meetings; Sunshine Act
- Federal Trade Commission**  
RULES  
Prohibited trade practices:  
19817 Sarga, Inc.
- Fiscal Service**  
NOTICES  
Surety companies acceptable on Federal bonds:  
19894 Century Surety Co.
- Interior Department**  
*See also* Land Management Bureau; National Park Service; Water and Power Resources Service.  
NOTICES  
19860 Alaska; rescinding by Public Law 96-487 of withdrawals and reservations
- International Trade Administration**  
NOTICES  
Antidumping:  
19844 Viscose rayon staple fiber from Finland  
19845 Viscose rayon staple fiber from Italy  
19843 Cheese, quotas; foreign government subsidies list  
Scientific articles; duty free entry:  
19840 National Aeronautics and Space Administration  
19840 Pepperdine University  
19841 Sandia National Laboratories et al.  
19840 University of Michigan  
19841 University of Rochester  
19841 University of Tennessee
- International Trade Commission**  
NOTICES  
Import investigations:  
19888 Chlorofluorohydrocarbon drycleaning process machines and components  
19888 Leather wearing apparel from Uruguay
- Interstate Commerce Commission**  
RULES  
Railroad car service orders; various companies:  
19822 Des Moines Union Railway Co.  
19822 Escanaba & Lake Superior Railroad Co.
- NOTICES**  
Motor carriers:  
19884, Finance applications (2 documents)  
19885  
19875 Lease and interchange of vehicles  
19867- Permanent authority applications (5 documents)  
19872,  
19875-  
19877  
19887 Permanent authority applications; correction  
19861 Temporary authority applications  
19860, Temporary authority applications; correction (2 documents)  
19888  
19873 Privacy Act; systems of records; annual publication  
Railroad operation, acquisition, construction, etc.:  
19873 Continental Group, Inc.  
Rerouting of traffic:  
19887 All railroads
- Justice Department**  
NOTICES  
Meetings:  
19888 Attorney General's Task Force on Violent Crime
- Land Management Bureau**  
NOTICES  
Environmental statements; availability, etc.:  
19858 Outer Continental Shelf; Bering Sea, Northern Aleutian Shelf Area; oil and gas lease sale  
Meetings:  
19858 Salmon District Multiple Use Advisory Council  
Opening of public lands:  
19858 California  
Outer Continental Shelf; oil and gas lease sales:  
19857 Gulf of Alaska
- National Oceanic and Atmospheric Administration**  
NOTICES  
Meetings:  
19845 New England Fishery Management Council
- National Park Service**  
NOTICES  
Concession permits, etc.:  
19859 Denali National Park and Preserve, Alaska  
19859 Glen Echo Park, Md.  
Meetings:  
19858 Cape Cod National Seashore Advisory Commission  
19859 Cuyahoga Valley National Recreation Area Advisory Commission
- National Technical Information Service**  
NOTICES  
19845 Inventions, Government-owned; availability for licensing
- Nuclear Regulatory Commission**  
NOTICES  
Meetings:  
19889 Reactor Safeguards Advisory Committee
- Occupational Safety and Health Review Commission**  
NOTICES  
Meetings; Sunshine Act (3 documents)  
19899

**Securities and Exchange Commission****NOTICES**

Hearings, etc.:

- 19890 Boston Mutual Life Insurance Co. et al.  
 19891 Howell Corp.  
 19892 Mississippi Power Co.  
 19889 Source Capital, Inc.  
 19892 St. Joe Minerals Corp.  
 19892 United Energy Development Corp., Inc.

**Small Business Administration****PROPOSED RULES**

- 19829 Business loans; preferred lending institutions; authority delegation; extension of time

**Southwestern Power Administration****NOTICES**

- 19849 System power rate extension

**State Department****NOTICES**

- 19893 Iran, registration of claims against

**Treasury Department***See* Fiscal Service.**United States Railway Association****NOTICES**

- 19894 Conrail at the Crossroads: The Future of Rail Service in the Northeast; report to Congress

**Veterans Administration****NOTICES**

- 19896 Environmental statements; availability, etc.:  
 Martinez, Calif.; 120-bed nursing home care unit;  
 Outpatient Clinic addition/renovation

**Water and Power Resources Service****NOTICES**

- 19860 Environmental statements; availability, etc.:  
 San Luis Valley Project, Closed Basin Division,  
 Colo.; meeting

- 19859 Cuyahoga Valley National Recreation Area  
 Advisory Commission, Bath, Ohio (open), 4-23-81

**JUSTICE DEPARTMENT**

- 19888 Attorney General's Task Force on Violent crime,  
 Washington, D.C. (open), 4-16 and 4-17-81

**CHANGED MEETING****NUCLEAR REGULATORY COMMISSION**

- 19889 Reactor Safeguards Advisory Committee,  
 Advanced Reactors Subcommittee, Des Plaines, Ill.  
 (partially open), 4-2-81

**CHANGED HEARING****ENERGY DEPARTMENT**

- Economic Regulatory Administration—  
 19848 Puget Sound Power & Light Co., Seattle,  
 Washington, changed from 4-1-81 to 4-10-81

**MEETINGS ANNOUNCED IN THIS ISSUE****COMMERCE DEPARTMENT**National Oceanic and Atmospheric  
Administration—

- 19845 New England Fishery Management Council,  
 Scientific and Statistical Committee, Boston, Mass.  
 (open), 4-8-81

**FEDERAL COMMUNICATIONS COMMISSION**

- 19853 Radio Technical Commission for Marine Services,  
 Washington, D.C. (open), 4-16-81; Washington,  
 D.C. (open), 4-21-81; Memphis, Tenn. (open),  
 4-27-81

**INTERIOR DEPARTMENT**

Land Management Bureau—

- 19858 Multiple Use Advisory Council, Challis, Idaho  
 (open), 4-30-81  
 National Park Service—  
 19858 Cape Cod National Seashore Advisory  
 Commission, South Wellfleet, Mass. (open), 4-24-81

## CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

<b>3 CFR</b>	5699 (Revoked by Pub. L. 96-487).....	19860
<b>Proclamations:</b>	5700 (Revoked by Pub. L. 96-487).....	19860
4611 (Revoked by Pub. L. 96-487).....	5701 (Revoked by Pub. L. 96-487).....	19860
4612 (Revoked by Pub. L. 96-487).....	5702 (Revoked by Pub. L. 96-487).....	19860
4613 (Revoked by Pub. L. 96-487).....	5703 (Revoked by Pub. L. 96-487).....	19860
4614 (Revoked by Pub. L. 96-487).....	5704 (Revoked by Pub. L. 96-487).....	19860
4615 (Revoked by Pub. L. 96-487).....	5705 (Revoked by Pub. L. 96-487).....	19860
4616 (Revoked by Pub. L. 96-487).....	5706 (Revoked by Pub. L. 96-487).....	19860
4617 (Revoked by Pub. L. 96-487).....	5707 (Revoked by Pub. L. 96-487).....	19860
4618 (Revoked by Pub. L. 96-487).....	5708 (Revoked by Pub. L. 96-487).....	19860
4619 (Revoked by Pub. L. 96-487).....	5709 (Revoked by Pub. L. 96-487).....	19860
4620 (Revoked by Pub. L. 96-487).....	5710 (Revoked by Pub. L. 96-487).....	19860
4621 (Revoked by Pub. L. 96-487).....	5711 (Revoked by Pub. L. 96-487).....	19860
4622 (Revoked by Pub. L. 96-487).....		
4623 (Revoked by Pub. L. 96-487).....	<b>46 CFR</b>	
4624 (Revoked by Pub. L. 96-487).....	530.....	19821
4625 (Revoked by Pub. L. 96-487).....	<b>49 CFR</b>	
4626 (Revoked by Pub. L. 96-487).....	1033 (2 documents).....	19822
4627 (Revoked by Pub. L. 96-487).....		
<b>7 CFR</b>		
1065.....		19813
<b>9 CFR</b>		
94.....		19817
<b>12 CFR</b>		
<b>Proposed Rules:</b>		
Ch. II.....		19824
<b>13 CFR</b>		
<b>Proposed Rules:</b>		
122.....		19829
<b>16 CFR</b>		
13.....		19817
<b>32 CFR</b>		
199.....		19818
<b>40 CFR</b>		
52.....		19819
123.....		19819
180.....		19820
<b>Proposed Rules:</b>		
52.....		19829
62.....		19835
<b>41 CFR</b>		
<b>Proposed Rules:</b>		
Ch. 51.....		19836
<b>43 CFR</b>		
<b>Public Land Orders:</b>		
5653 (Revoked by Pub. L. 96-487).....		19860
5654 (Revoked by Pub. L. 96-487).....		19860
5696 (Revoked by Pub. L. 96-487).....		19860
5697 (Revoked by Pub. L. 96-487).....		19860
5698 (Revoked by Pub. L. 96-487).....		19860

# Rules and Regulations

Federal Register

Vol. 46, No. 62

Wednesday, April 1, 1981

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.

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

#### 7 CFR Part 1065

[Docket No. AO-86-A39-R01]

#### Milk in the Nebraska-Western Iowa Marketing Area; Order Amending Order

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Final rule.

**SUMMARY:** This document amends the present order provisions pertaining to location adjustments for pricing producer milk and to pool plant qualification standards for supply plants. Another amendment provides for a late-payment charge of 1 percent per month on any overdue obligation by a handler to the market administrator. The amendments are based on industry proposals considered at a public hearing held October 24-27, 1978 and October 23-25, 1979. The changes, which have been approved by more than two-thirds of the producers in the market, are necessary to reflect current marketing conditions and to assure orderly marketing in the area.

**EFFECTIVE DATE:** May 1, 1981.

**FOR FURTHER INFORMATION CONTACT:** Maurice M. Martin, Marketing Specialist, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250. (202) 447-7183.

**SUPPLEMENTAL INFORMATION:** *Notice of Hearing:* Issued September 29, 1978; published October 4, 1978 (43 FR 45881).

*Extension of time for filing briefs:* Issued January 15, 1979; published January 19, 1979. (44 FR 3989).

*Recommended decision:* Issued July 24, 1979; published July 30, 1979 (44 FR 44523).

*Extension of time for filing exceptions:* Issued August 29, 1979; published September 5, 1979 (44 FR 51813).

*Notice of reopening of hearing:* Issued October 1, 1979; published October 4, 1979 (44 FR 57103).

*Revised recommended decision:* Issued July 24, 1980; published July 31, 1980 (45 FR 50773).

*Extension of time for filing exceptions:* Issued August 13, 1980; published August 19, 1980 (45 FR 55213).

*Final decision:* Issued January 22, 1981; published January 27, 1981 (46 FR 8533).

#### Findings and Determinations

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of the said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 *et seq.*), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Nebraska-Western Iowa marketing area.

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The parity prices of milk, as determined pursuant to section 2 of the act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid

factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in Sec. 8c (9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as hereby amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

#### Order Relative to Handling

*It is therefore ordered.* That on and after the effective date hereof, the handling of milk in the Nebraska-Western Iowa marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, as follows:

1. Section 1065.2 is revised to read as follows:

#### § 1065.2 Nebraska-Western Iowa marketing area.

The "Nebraska-Western Iowa marketing area" (hereinafter referred to as the "marketing area") means all the territory within the boundaries of the counties and townships listed below, including such territory as is now occupied and as may be occupied in the future by Government (municipal, State or Federal) reservations, installations, institutions, or other similar establishments. Where such establishment is partly within and partly without the designated boundaries, the marketing area shall include the entire

area encompassed by such establishment.

(a) Nebraska Counties:

Adams, Antelope, Banner, Boone, Box Butte, Buffalo, Burt, Butler, Cass, Cedar, Cheyenne, Clay, Colfax, Cuming, Custer, Dakota, Dawes, Dawson, Deuel, Dixon, Dodge, Douglas, Fillmore, Franklin, Frontier, Furnas, Gage, Garden, Gosper, Greeley, Hall, Hamilton, Harlan, Howard, Jefferson, Johnson, Kearney, Keith, Kimball, Knox, Lancaster, Lincoln, Madison, Merrick, Morrill, Nance, Nemaha, Nuckolls, Otoe, Phelps, Pierce, Platte, Polk, Red Willow, Saline, Sarpy, Saunders, Scotts Bluff, Seward, Sheridan, Sherman, Sioux, Stanton, Thayer, Thurston, Valley, Washington, Wayne, Webster, and York.

(b) Iowa Counties:

Cass, Cherokee, Crawford, Fremont, Harrison, Ida, Mills, Monona, Montgomery, O'Brien, Page, Plymouth, Pottawattamie, Sac, Shelby, Sioux, and Woodbury.

(c) South Dakota Counties:

That portion of Union County comprising Jefferson Township, North Sioux City, and the unorganized territory adjacent thereto, as defined and mapped in the United States 1960 Census of Population.

2. In § 1065.7, the word "January" in paragraph (d)(3) is changed to "April," and paragraphs (a) and (b) are revised as follows:

§ 1065.7 Pool plant.

(a) A distributing plant from which there is:

(1) Route disposition (except filled milk) in the marketing area during the month equal to not less than 15 percent of the Grade A milk received at such plant from dairy farmers, supply plants (exclusive of transfers and diversions from plants qualifying as pool plants pursuant to this paragraph), and handlers described in § 1065.9(c); and

(2) Total route disposition (except filled milk) during the month or the immediately preceding month equal to not less than 35 percent of the Grade A milk received at the plant during such month from the sources specified in paragraph (a)(1) of this section.

(b) A supply plant from which during the month the volume of fluid milk products, except filled milk, transferred and diverted to pool distributing plants is 40 percent or more of the total Grade A milk received at the plant from dairy farmers (including producer milk diverted from the plant but excluding producer milk diverted to the plant pursuant to § 1065.13) and handlers described in § 1065.9(c), subject to the following additional conditions:

(1) Not more than one-half of the shipping percentage specified in this paragraph may be met through the diversion of milk from the supply plant to pool distributing plants;

(2) The volume of fluid milk products included as qualifying shipments to any pool distribution plant pursuant to this paragraph shall be reduced by the volume of any fluid milk products transferred or diverted by the operator of such pool distributing plant to the supply plant or to any other plant operated by the operator of the supply plant.

(3) The shipping requirements of this paragraph may be increased or decreased up to 20 percentage points by the Director of the Dairy Division if that person finds such revision is necessary to obtain needed shipments or to prevent uneconomic shipments. Before making such a finding, the Director shall investigate the need for revision either at the Director's own initiative or at the request of interested persons. If the investigation shows that a revision might be appropriate, the Director shall issue a notice stating that the revision is being considered and invite data, views, and arguments; and

(4) A supply plant that qualifies as a pool plant in each of the months of September through March shall be a pool plant for the following months of April through August unless written application is filed with the market administrator by the plant operator requesting the plant be designated a nonpool plant. In such case, nonpool status will be effective the first month following such notice and thereafter until the plant again qualifies as a pool plant on the basis of transfers and diversions. Any plant that qualifies as a pool plant pursuant to this paragraph will be subject to any shipping requirement announced pursuant to paragraph (b)(3) of this section.

3. In § 1065.9, paragraph (c) is revised to read as follows:

§ 1065.9 Handler.

(c) A cooperative association with respect to milk of its member producers which is delivered from the farm to the pool plant of another handler in a tank truck owned and operated by, or under contract to, such cooperative association. The milk shall be deemed to have been received from producers by the cooperative association at the location of the plant to which it is delivered. Milk delivered pursuant to this paragraph shall not include milk of its member producers diverted to pool

plants by the association as a handler pursuant to paragraph (a) of this section;

4. Section 1065.13 is revised to read as follows:

§ 1065.13 Producer milk.

"Producer milk" of each handler means all skim milk and butterfat contained in milk from producers that is:

(a) Received at a pool plant directly from a producer or a handler described in § 1065.9(c), excluding such milk that is diverted from another pool plant;

(b) Received by a handler described in § 1065.9(c) from producers in excess of the quantity delivered to pool plants;

(c) Diverted from a pool plant for the account of the handler operating such plant to another pool plant. Milk delivered pursuant to this paragraph by a supply plant operator shall be limited to those producers who are located within 150 miles of the supply plant (as based on the post office address of the producer). Such milk shall be priced at the plant to which diverted; or

(d) Diverted from a pool plant to a nonpool plant (other than a producer-handler plant) for the account of the handler operating such pool plant or for the account of a handler described in § 1065.9(b), subject to the following conditions:

(1) Milk of a dairy farmer shall not be eligible for diversion unless during the month at least one day's production of milk of such dairy farmer is physically received at a pool plant;

(2) The total quantity of milk diverted by a cooperative association during the month may not exceed 40 percent in the months of September through March, and 50 percent in other months, of the producer milk that the cooperative association causes to be delivered to or diverted from pool plants during the month;

(3) The operator of a pool plant (other than a cooperative association) may divert for his account any milk that is not under the control of a cooperative association that diverts milk during the month pursuant to paragraph (d)(2) of this section. The total quantity so diverted during the month may not exceed 40 percent in the months of September through March, and 50 percent in other months, of the milk received at or diverted from such pool plant during the month that is eligible to be diverted by the plant operator;

(4) The diversion limits of this paragraph may be increased or decreased up to 20 percentage points by the Director of the Dairy Division if that person finds such revision is necessary to obtain needed shipments or to

prevent uneconomic shipments. Before making such a finding, the Director shall investigate the need for revision either at the Director's own initiative or at the request of interested persons. If the investigation shows that a revision might be appropriate, the Director shall issue a notice stating that the revision is being considered and invite data, views, and arguments:

(5) Any milk diverted in excess of the limits prescribed in paragraph (d) (2), (3), and (4) of this section shall not be producer milk. The diverting handler may designate the dairy farmers whose diverted milk will not be producer milk. Otherwise, the total milk diverted on the last day of the month, then the second-to-last day, and so on in daily allotments will be excluded until all of the over-diverted milk is accounted for; and

(6) Diverted milk shall be priced at the location of the plant to which diverted.

5. In § 1065.41, paragraph (b)(2) is revised to read as follows:

**§ 1065.41 Shrinkage.**

(b) \* \* \*

(2) Plus 1.5 percent of the skim milk and butterfat, respectively, in milk received from a handler described in § 1065.9(c) and in milk diverted to such plant from another pool plant, except that, in either case, if the operator of the plant to which the milk is delivered purchases such milk on the basis of weights determined from its measurement at the farm and butterfat tests determined from farm bulk tank samples, the applicable percentage shall be 2 percent;

6. In § 1065.42, paragraph (a) is revised to read as follows:

**§ 1065.42 Classification of transfers and diversions.**

(a) *Transfers and diversions to pool plants.* Skim milk or butterfat transferred or diverted in the form of a fluid milk product or a bulk fluid cream product from a pool plant to another pool plant shall be classified as Class I milk unless both handlers request the same classification in another class. In either case, the classification of such transfers or diversions shall be subject to the following conditions:

(1) The skim milk or butterfat classified in each class shall be limited to the amount of skim milk and butterfat, respectively, remaining in such class at the transferee-plant or divertee-plant after the computations pursuant to § 1065.44(a)(12) and the corresponding step of § 1065.44(b);

(2) If the transferor-plant or divertor-plant received during the month other source milk to be allocated pursuant to § 1065.44(a)(7) or the corresponding step of § 1065.44(b), the skim milk or butterfat so transferred or diverted shall be classified so as to allocate the least possible Class I utilization to such other source milk; and

(3) If the transferor-handler or divertor-handler received during the month other source milk to be allocated pursuant to § 1065.44(a)(11) or (12) or the corresponding step of § 1065.44(b), the skim milk or butterfat so transferred or diverted, up to the total of the skim milk and butterfat, respectively, in such receipts of other source milk, shall not be classified as Class I milk to a greater extent than would be the case if the other source milk had been received at the transferee-plant or divertee-plant.

**§ 1065.44 [Amended]**

7. In § 1065.44(a)(8)(ii)(a), the introductory text of (a)(11), and (a)(12)(i)(b), the words "and diversions" are added following the word "transfers" in the parenthetical expression and in § 1065.44(a)(13) the reference to "§ 1065.42(a)(1)" is changed to "§ 1065.42(a)."

8. In § 1065.50, paragraph (a) is revised as follows:

**§ 1065.50 Class prices.**

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.60.

9. Section 1065.52 is revised to read as follows:

**§ 1065.52 Plant location adjustments for handlers.**

(a) The following zones are defined for the purpose of determining location adjustments:

(1) Zone 1 shall include the Nebraska counties of Adams, Boone, Buffalo, Butler, Cass, Chase, Clay, Colfax, Custer, Dawson, Dodge, Douglas, Dundy, Fillmore, Franklin, Frontier, Furnas, Gage, Gosper, Greeley, Hall, Hamilton, Harlan, Hayes, Hitchcock, Howard, Jefferson, Johnson, Kearney, Keith, Lancaster, Lincoln, Madison, Merrick, Nance, Nemaha, Nuckolls, Otoe, Pawnee, Perkins, Phelps, Platte, Polk, Red Willow, Richardson, Saline, Sarpy, Saunders, Seward, Sherman, Stanton, Thayer, Valley, Webster, and York.

(2) Zone 2 shall include the Nebraska counties of Banner, Box Butte, Cheyenne, Dawes, Deuel, Garden, Kimball, Morrill, Scotts Bluff, Sheridan, and Sioux.

(b) For producer milk received at a pool plant (or diverted to a nonpool plant) and which is classified as Class I milk without movement in bulk form to a pool plant at which a higher Class I price applies, the Class I price specified in § 1065.50(a) shall be adjusted for the location of the plant receiving the milk as follows:

(1) In Zone 1, no adjustment;

(2) In Zone 2, plus 15 cents;

(3) At a plant located outside of Zones 1 and 2 and in the States of Nebraska, Iowa, Minnesota, North Dakota, South Dakota (east of State Highway 73 only), or Wisconsin, the price shall be reduced by 1.5 cents per 10 miles or fraction thereof (by shortest hard-surfaced highway and/or all weather road distance as measured by the market administrator) that such plant is located from the nearer of the city halls in Norfolk or Omaha, Nebraska; and

(4) At any other location, no adjustment.

(c) The Class I price applicable to other source milk shall be adjusted by the amounts set forth in paragraph (b) of this section, except that the adjusted Class I price shall not be less than the Class III price.

(d) For fluid milk products transferred in bulk from a pool plant to another pool plant at which a higher Class I price applies and which is classified as Class I, the price shall be the Class I price applicable at the location of the transferee-plant subject to a location adjustment credit for the transferor-plant determined by the market administrator as follows:

(1) Subtract from the pounds of Class I remaining at the transferee-plant after the computations pursuant to § 1065.44(a)(12) and (b) the pounds of packaged fluid milk products from other pool plants;

(2) Multiply the remaining pounds of milk by 110 percent;

(3) Subtract the pounds of bulk fluid milk products received at the transferee-plant from the following sources:

(i) Producers;

(ii) Handlers described in § 1065.9(c);

(iii) Pool plants at which the same or a higher Class I price applies; and

(iv) Receipts of diverted milk from pool plants;

(4) Assign any pounds remaining to transferor-plants in sequence beginning with the plant at which the least adjustment would apply; and

(5) Multiply the pounds so computed for each transferor-plant by the difference in the Class I prices applicable at the transferee-plant and transferor-plant.

10. Section 1065.53 is revised to read as follows:

**§ 1065.53 Announcement of class prices.**

The market administrator shall announce publicly on or before the 5th day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month.

**§ 1065.71 [Amended]**

11. In § 1065.71(a), the number "13th" is changed to "15th".

**§ 1065.72 [Amended]**

12. In § 1065.72, the number "14th" is changed to "16th".

13. Section 1065.73 is revised to read as follows:

**§ 1065.73 Payments to producers and to cooperative associations.**

(a) Each handler shall pay for milk received from producers for whom payment is not made pursuant to paragraph (b) or (c) of this section as follows:

(1) On or before the 27th day of the month, the handler shall pay each producer who had not discontinued shipping milk to such handler for milk delivered during the first 15 days of the month. The amount to be paid for each hundredweight of milk delivered shall be not less than the applicable uniform price for the preceding month, less proper deductions authorized in writing by such producer;

(2) On or before the 18th day after the end of the month, the handler shall pay to each producer for each hundredweight of milk delivered the uniform price pursuant to § 1065.61, as adjusted pursuant to §§ 1065.74 and 1065.75, less the following amounts:

(i) The payments pursuant to paragraph (a)(1) of this section;

(ii) Deductions for marketing services pursuant to § 1065.86; and

(iii) Any proper deductions authorized in writing by the producer. However, if by the date specified above the handler has not received full payment for such month pursuant to § 1065.72, he may reduce his total payment to all producers uniformly by not more than the amount of reduction in payment from the market administrator; the handler shall complete such payments not later than the date for making such payments pursuant to this paragraph next following receipt of the balance from the market administrator.

(b) Each handler shall pay a cooperative association as follows for milk received from producers if the cooperative association has filed a written request for payment with the handler and if the market administrator has determined that such cooperative

association is authorized to collect payment:

(1) On or before the 26th day of the month, an amount not less than the sum of the individual payments otherwise payable to producers pursuant to paragraph (a)(1) of this section, less any deductions authorized in writing by such cooperative association; and

(2) On or before the 17th day after the end of each month an amount not less than the sum of the individual payments otherwise payable to producers pursuant to paragraph (a)(2) of this section, less proper deductions authorized in writing by such cooperative association.

(c) Each handler shall pay a cooperative association for receipts of milk for which such cooperative association is the handler pursuant to § 1065.9(c) as follows:

(1) On or before the 26th day of the month, the handler shall pay for milk received during the first 15 days of the month. The amount to be paid for each hundredweight of milk delivered shall be not less than the applicable uniform price for the preceding month; and

(2) On or before the 17th day after the end of each month, the handler shall pay for each hundredweight of milk delivered the uniform price, as adjusted by the butterfat differential specified in § 1065.74, applicable at the location of the receiving handler's plant, less the amount paid pursuant to paragraph (c)(1) of this section.

(d) Each handler shall pay a cooperative association for fluid milk products received by transfer or diversion from a pool plant operated by the cooperative association as follows:

(1) On or before the 26th day of the month, the handler shall pay for each hundredweight of fluid milk products received during the first 15 days of the month not less than the Class III price for the preceding month, adjusted by the butterfat differential pursuant to § 1065.74 for the preceding month; and

(2) On or before the 17th day after the end of the month, the handler shall pay for each hundredweight of fluid milk products received according to the classification of such fluid milk products pursuant to § 1065.42 at not less than the applicable class prices specified in § 1065.50, adjusted for the location of the transferee plant and by the butterfat differential specified in § 1065.74, less payment made pursuant to paragraph (d)(1) of this section;

(e) In making payments to producers pursuant to paragraphs (a) and (b) of this section, each handler shall furnish each producer or cooperative association with a supporting statement,

in such form that it may be retained by the producer, which shall show:

(1) The month and the identity of the handler and of the producer;

(2) The pounds per shipment, the total pounds, and the average butterfat test of milk delivered by the producer;

(3) The minimum rate at which payment to the producer is required under the provisions of §§ 1065.61, 1065.74, and 1065.75;

(4) The rate which is used in making the payment, if such rate is other than the applicable minimum rate;

(5) The amount or the rate per hundredweight of each deduction claimed by the handler, including any deduction claimed pursuant to § 1065.86 together with a description of the respective deductions; and

(6) The net amount of payment to the producer.

(g) Nothing in this section shall abrogate the right of a cooperative association to make payments to its member producers in accordance with the payment plan of such cooperative association.

14. Section 1065.75 is revised to read as follows:

**§ 1065.75 Plant location adjustments for producers and on nonpool milk.**

(a) The uniform price pursuant to § 1065.61 for producer milk shall be adjusted according to the location of the plant of actual receipt at the rates set forth in § 1065.52.

(b) For purposes of computations pursuant to §§ 1065.71(a)(2)(ii), the uniform price shall be adjusted at the rates set forth in § 1065.52 applicable at the location of the nonpool plant from which the milk was received, except that the adjusted weighted average price shall not be less than the Class III price.

15. A new § 1065.78 is added as follows:

**§ 1065.78 Charges on overdue accounts.**

Any obligation of a handler pursuant to §§ 1065.71, 1065.76, 1065.77(a), 1065.85, and 1065.86, for which remittance has not been made (or, if mailed, postmarked) by the date specified for such payment, shall be increased one percent, and any remaining amount due shall be increased at the same rate on the corresponding day of each month thereafter until paid. The amounts payable pursuant to this section shall include unpaid charges previously made pursuant to this section. For the purpose of this section, any obligation that was determined at a date later than prescribed by the order because of a handler's failure to submit a report to

the market administrator when due shall be considered to have been payable by the date it would have been due if the report had been filed when due.

**§ 1065.85 [Amended]**

16. In the introductory text of § 1065.85, the number "14th" is changed to "15th".

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

Effective date: May 1, 1981.

Signed at Washington, D.C. on: March 26, 1981.

C. W. McMillan,

*Assistant Secretary for Marketing and Transportation Services.*

[FR Doc. 81-9793 Filed 3-31-81; 8:45 am]

BILLING CODE 3410-02-M

**Animal and Plant Health Inspection Service**

**9 CFR Part 94**

**Change in Disease Status of the Channel Islands and Great Britain (England, Scotland, Wales, and Isle of Man), Because of Foot-and-Mouth Disease**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Final rule with request for comments.

**SUMMARY:** These amendments remove the Channel Islands and Great Britain (England, Scotland, Wales, and Isle of Man) from the list of countries which are declared to be free of rinderpest and foot-and-mouth disease. This action which prohibits the importation of cattle, sheep, or other ruminants, or swine or fresh, chilled, or frozen meats of such animals into the United States from the Channel Islands and Great Britain (England, Scotland, Wales, and Isle of Man) is necessary because the existence of foot-and-mouth disease has been confirmed in these countries. This action is necessary as an emergency measure in order to protect the livestock of the United States from the threat of introduction or dissemination of foot-and-mouth disease into the United States.

**DATES:** Effective date: March 25, 1981. Comments on or before: June 1, 1981.

**ADDRESSES:** Written comments should be submitted to the Deputy Administrator, Veterinary Services, APHIS, Room 870, Federal Building 6505 Belcrest Road, Hyattsville, MD 20782.

**FOR FURTHER INFORMATION CONTACT:** Dr. D. E. Herrick, USDA, APHIS, VS, Room 821, 6505 Belcrest Road, Hyattsville, MD 20782, 301-436-8530.

**SUPPLEMENTARY INFORMATION:** This final action is issued in conformance with Executive Order 12291 and has been determined to be "not major".

The Department has determined that this rule will have an annual effect on the country of less than \$10 million, will not cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions, and will not have any significant adverse effects on competition, employment, investment, productivity, or innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

The emergency nature of this action makes it impracticable for the agency to follow the procedures of Executive Order 12291 with respect to this rule. Dr. E. C. Sharman, Assistant Deputy Administrator, Animal Health Programs, USDA, APHIS, VS, has determined that an emergency situation exists which warrants publication without opportunity for a public comment period on this final action. These amendments impose restrictions on the importation of cattle, sheep, or other ruminants, or swine or fresh, chilled, or frozen meats of such animals into the United States from the Channel Islands and Great Britain (England, Scotland, Wales, and Isle of Man) because of the presence of foot-and-mouth disease in those areas. Therefore, the amendments should be made effective immediately in order to protect the livestock of the United States from the threat of introduction or dissemination of foot-and-mouth disease into the United States.

Further, pursuant to the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to this final rule are impracticable and contrary to the public interest and good cause is found for making this final rule effective less than 30 days after publication of this document in the *Federal Register*.

Since this action may have a significant economic impact on a substantial number of small entities, the Final Impact Statement will address the issues required in Section 604 of Pub. L. 96-354, the Regulatory Flexibility Act.

On March 19, 1981, the Channel Islands, and on March 21, 1981, the Isle of Wight (part of Great Britain), were determined to be infected with foot-and-mouth disease. This was based upon laboratory confirmation of the presence of the disease on two separate farms. Foot-and-mouth disease is a dangerous and destructive communicable disease

of ruminants and swine. The morbidity rate within a herd approaches 100 percent. Consequently, it is necessary to remove the Channel Islands and Great Britain from the list of areas determined to be free of foot-and-mouth disease provided in the regulations. The effect of this action will be to prohibit or restrict the entry of certain animals and animal products from these areas into the United States as presently provided in the regulation for countries not free of foot-and-mouth disease.

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

Accordingly, Part 94, Title 9, Code of Federal Regulations, is hereby amended in the following respects:

1. The authority citation for Part 94 reads as follows:

Authority: Sec. 2, 32 Stat. 792, as amended; sec. 306, 46 Stat. 689, as amended; secs. 2, 3, 4, 11, 76 Stat. 129, 130, 132; 19 U.S.C. 1306; 21 U.S.C. 111, 134a, 134b, 134c, 134f.

**§ 94.1 [Amended]**

2. In § 94.1(a)(2), the name of the Channel Islands and Great Britain (England, Scotland, Wales, and Isle of Man) are removed.

**§ 94.11 [Amended]**

3. In § 94.11(a), the name of the Channel Islands and Great Britain (England, Scotland, Wales, and Isle of Man) are removed.

Done at Washington, D.C., this 25th day of March 1981.

J. K. Atwell,

*Deputy Administrator, Veterinary Services.*

[FR Doc. 81-9724 Filed 3-31-81; 8:45 am]

BILLING CODE 3410-34-M

**FEDERAL TRADE COMMISSION**

**16 CFR Part 13**

[Docket No. C-3058]

**Sorga, Inc.; Prohibited Trade Practices, and Affirmative Corrective Actions**

**AGENCY:** Federal Trade Commission.

**ACTION:** Final order.

**SUMMARY:** In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order requires, among other things, a New York City advertising agency to cease, in connection with the

advertising and sale of Semicid, or similar over-the-counter vaginal contraceptive suppository products, misrepresenting or failing to substantiate claims relating to the product's effectiveness, safety and performance characteristics. The firm is further prohibited from disseminating advertisements using performance or quality heightening modifiers such as "highly" or "extremely," in conjunction with words like "effective" or "reliable." Additionally, the order requires the company to disclose, in print, radio and TV consumer advertising, certain facts material to contraceptive suppository use; and to maintain business records for a period of three years.

**DATE:** Complaint and order issued March 13, 1981.\*

**FOR FURTHER INFORMATION CONTACT:** Leroy C. Richie, Director, 8R, New York Regional Office, Federal Trade Commission, 2243-EB Federal Bldg., 26 Federal Plaza, New York, N.Y. 10007. (212) 264-1207.

**SUPPLEMENTARY INFORMATION:** On Monday, December 22, 1980, there was published in the *Federal Register*, 45 FR 84076, a proposed consent agreement with analysis in the Matter of Sorga, Inc., a corporation, for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions or objections regarding the proposed form of order.

No comments having been received, the Commission has ordered the issuance of the complaint in the form contemplated by the agreement, made its jurisdictional findings and entered its order to cease and desist, as set forth in the proposed consent agreement, in disposition of this proceeding.

The prohibited trade practices and/or corrective actions, as codified under 16 CFR Part 13, are as follows: Subpart—Advertising Falsely or Misleadingly: § 13.10 Advertising falsely or misleadingly, 13.10-5 Knowingly by advertising agent; § 13.20 Comparative data or merits; § 13.135 Nature of product or service; § 13.160 Promotional sales plans; § 13.170 Qualities or properties of product or service, 13.170-18 Contraceptive, 13.170-70 Preventive or protective; § 13.190 Results; § 13.195 Safety; § 13.205 Scientific or other relevant facts; § 13.210 Scientific tests. Subpart—Corrective Actions and/or Requirements: § 13.533 Corrective

actions and/or requirements, 13.533-10 Corrective advertising, 13.533-20 Disclosures, 13.533-45 Maintain records. Subpart—Disseminating Advertisements, Etc.: § 13.1043 Disseminating advertisements, etc. Subpart—Failing To Provide Foreign Language Translations: § 13.1052 Failing to provide foreign language translations. Subpart—Misrepresenting Oneself and Goods—Goods: § 13.1575 Comparative data or merits; § 13.1685 Nature; 13.1710 Qualities or properties; § 13.1730 Results; § 13.1740 Scientific or other relevant facts. Subpart—Misrepresenting Oneself and Goods—Promotional Sales Plans: § 13.1830 Promotional sales plans. Subpart—Neglecting, Unfairly or Deceptively. To Make Material Disclosure: § 13.1863 Limitations of product; § 13.1865 Qualities or properties; § 13.1890 Safety; § 13.1895 Scientific or other relevant facts.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 56. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45, 52)

Carol M. Thomas,  
Secretary.

[FR Doc. 81-9887 Filed 3-31-81; 8:45 am]

BILLING CODE 6750-01-M

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### 32 CFR Part 199

[DoD Regulation 6010.8-R]

#### Implementation of the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS)

**AGENCY:** Office of the Secretary of Defense.

**ACTION:** Statement of policy.

**SUMMARY:** This policy statement identifies radial keratotomy, a surgical procedure to correct nearsightedness (myopia), as an experimental procedure. Public Notice of this benefit policy decision is necessary because of the widespread interest generated by this procedure. This statement informs CHAMPUS beneficiaries and providers of the exclusion of benefits for radial keratotomy as an experimental procedure.

**DATES:** The provisions of this statement of policy are applicable to Regulation DoD 6010.8-R since its implementation 1 June 1977.

**ADDRESSES:** Office of the Assistant Secretary of Defense (Health Affairs), Room 3E339, The Pentagon, Washington, D.C. 20301.

**FOR FURTHER INFORMATION CONTACT:** Lorraine F. Carpenter, Special Assistant for CHAMPUS, telephone (202) 697-5185.

**SUPPLEMENTARY INFORMATION:** In FR Doc. 77-7834, appearing in the *Federal Register* on April 4, 1977 (42 FR 17972), the Office of the Secretary of Defense published its regulation, DoD 6010.8-R, "Implementation of the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS)."

Amendment No. 1 was published in FR Doc. 79-9566, appearing in the *Federal Register* on March 29, 1979 (44 FR 18661), and Amendment No. 2 was published in FR Doc. 79-31420, appearing in the *Federal Register* on October 11, 1979 (44 FR 58708). Amendment No. 3 was published in FR Doc. 80-6788, appearing in the *Federal Register* on March 4, 1980 (45 FR 14034), and Amendment No. 4 was published in FR Doc. 80-19463, appearing in the *Federal Register* on June 27, 1980 (45 FR 4307). Section 199.10, paragraph (g)(15) of the CHAMPUS Regulation (Part 199 of this title), specifically excludes services and supplies not provided in accordance with accepted professional medical standards, or related to essentially experimental procedures or treatment regimens, from the CHAMPUS Basic Program.

For example, the National Advisory Eye Council (NAEC), the principal advisory body to the National Eye Institute, approved a resolution on May 29, 1980, expressing concern about the widespread adoption of the operation intended to correct nearsightedness called radial keratotomy. The NAEC considers radial keratotomy to be an experimental procedure because of its lack of adequate scientific evaluation in animals and humans. In addition, available research materials reviewed by the Department of Defense, as well as professional experts consulted, supported this conclusion.

Based on its experimental classification and the widespread interest that could be generated among the CHAMPUS beneficiary population because of the high incidence of nearsightedness, this statement of policy identifies radial keratotomy as an experimental procedure and, therefore, is excluded as a benefit in accordance

\*Copies of the Complaint and the Decision and Order filed with the original document.

with the provisions of the Basic Program.

M. S. Healy,

*OSD Federal Register Liaison Officer,  
Washington Headquarters Services,  
Department of Defense.*

March 26, 1981.

[FR Doc. 81-9647 Filed 3-31-81; 8:45 am]

BILLING CODE 3810-70-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[A-10-FRL 1793-7]

#### Oregon State Implementation Plan; Approval and Promulgation of Implementation Plans; Correction

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule; Correction.

**SUMMARY:** This document corrects a final rule relating to the Oregon State Implementation Plan which was published at 46 FR 15136, March 4, 1981.

**FOR FURTHER INFORMATION CONTACT:** Laurie M. Kral, Air Programs Branch, M/S 629, Environmental Protection Agency, 1200 Sixth Avenue, Seattle, WA 98101, Telephone No. (206) 442-1226, FTS 399-1226.

**SUPPLEMENTARY INFORMATION:** In FR Doc. 81-6904 appearing on March 4, 1981, 46 FR 15136, the following correction is made to the Code of Federal Regulations portion of the document. In § 52.1970(c), the subparagraph numbered (33) should instead read (34).

The Office of Management and Budget (OMB) has exempted this regulation from the OMB review requirements under Executive Order 12291 pursuant to Section 8.b. of that Order.

Dated: March 18, 1981.

Donald P. Dubois,

*Regional Administrator.*

[FR Doc. 81-0910 Filed 3-31-81; 8:45 am]

BILLING CODE 6560-38-M

### 40 CFR Part 123

[SWH-FRL 1795-6]

#### Kentucky's Application for Phase I Interim Authorization of a State Hazardous Waste Management Program

**AGENCY:** Environmental Protection Agency, Region IV.

**ACTION:** Notice of final determination.

**SUMMARY:** The purpose of this notice is to announce the final determination that has been made in regard to an Application for Phase I Interim Authorization submitted by the Commonwealth of Kentucky.

The Environmental Protection Agency has reviewed Kentucky's Application for Interim Authorization and has determined that Kentucky's Hazardous Waste Management Program is substantially equivalent to the Federal program as defined by regulations promulgated under the Resource Conservation and Recovery Act of 1976 (RCRA). The Commonwealth of Kentucky is hereby granted Interim Authorization to operate the State program in lieu of the Subtitle C Hazardous Waste Management Program (Phase I) in accordance with Section 3006(c) of RCRA and implementing regulations found in 40 CFR 123 Subpart F.

**EFFECTIVE DATE:** Interim Authorization, Phase I, for Kentucky shall become effective April 1, 1981.

**FOR FURTHER INFORMATION CONTACT:** Douglas C. McCurry, Residuals Management Branch, U.S. EPA, Region IV, 345 Courtland Street, N.E., Atlanta, Georgia 30365, Telephone (404) 881-3016.

**SUPPLEMENTARY INFORMATION:** In the May 19, 1980, Federal Register (45 FR 33063), the Environmental Protection Agency (EPA) promulgated regulations, pursuant to Subtitle C of the Resource Conservation and Recovery Act of 1976 (RCRA), to protect human health and the environment from the improper management of hazardous wastes. The Act (RCRA) includes provisions whereby a State agency may be authorized by EPA to administer the hazardous waste program in that State in lieu of a Federally administered program. For a State program to receive Final Authorization, its hazardous waste program must be fully equivalent to and consistent with the Federal program under RCRA. In order to expedite the authorization of State programs, RCRA allows EPA to grant a State agency Interim Authorization if its program is substantially equivalent to the Federal program. During Interim Authorization, a State can make whatever legislative or regulatory changes that may be needed for the State's hazardous waste program to become fully equivalent to the Federal program. The Interim Authorization program will be implemented in two phases corresponding to the two stages in which the underlying Federal program will take effect.

The Commonwealth of Kentucky submitted its Draft Application for Phase I Interim Authorization on July 18, 1980. After detailed review, EPA identified several areas of major concern and transmitted comments to the State for its consideration. The State subsequently made revisions to its Application for Phase I Interim Authorization in order to clarify those aspects of its program which had been questioned during the EPA review.

On September 24, 1980, Kentucky submitted to EPA a Final Application for Phase I Interim Authorization under RCRA. After detailed review by both Headquarters and Regional review teams, Kentucky's application was determined incomplete because some of the regulations referenced were still subject to change under the State's rulemaking procedures. The State was notified of EPA's determination on October 24, 1980. EPA's public hearing scheduled for November 3, 1980, in Frankfort, Kentucky, was canceled by notice dated October 30, 1980.

Although Kentucky's application was determined incomplete, comments describing deficiencies found by the EPA review teams were forwarded to Kentucky on October 31, 1980. The major issues were:

1. The General Counsel failed to cite regulations which were lawfully adopted as required by EPA regulations.
2. The General Counsel failed to demonstrate that the State sets standards for transporters of hazardous waste that are substantially equivalent to 40 CFR Part 263.
3. The State did not show standards for existing facilities that are substantially equivalent to the Federal interim status standards at 40 CFR Part 265.
4. The Kentucky General Counsel's Statement failed to provide assurances of public participation in the State enforcement process.
5. The General Counsel's Statement failed to adequately address whether State standards and regulations provide control over a universe of waste nearly identical to the Federal program.
6. The State did not demonstrate authority to make available to EPA upon request, without restriction, information classified as confidential.
7. The State failed to cite authority to immediately restrain violators by order or by suit in State court.
8. The State did not show authority to seek injunctive relief against threatened as well as continued violations.
9. The State failed to cite authority to assess or seek civil penalties or criminal fines against any program violators,

including owners and operators of storage and treatment facilities.

10. It was not clear that the State required that only generators be allowed short-term accumulation of hazardous waste without a permit.

Revisions to the Kentucky regulations were lawfully adopted in accordance with Federal requirements on January 7, 1981.

On January 9, 1981, the Commonwealth of Kentucky submitted a Final Application for Phase I Interim Authorization. To resolve the issues raised by EPA on the incomplete application, the State included the following in the January 9, 1981 Final Application:

1. All regulations cited by the State's General Counsel were lawfully adopted and fully effective at the time of submission of the application.

2. Regarding transporters of hazardous waste, the State's General Counsel cited 401 KAR: 2:085, Standards Applicable to Transportation of Hazardous Waste, which became effective on January 7, 1981, as substantially equivalent to 40 CFR Part 263. The Kentucky DNREP, DOJ, and DOT share the responsibilities for enforcing the transporter regulations through a Memorandum of Agreement dated September 24, 1980.

3. Regarding standards for existing facilities, the General Counsel cited 401 KAR 2:070, Recordkeeping, Operating Standards, and Reporting Procedures, which became effective January 7, 1981, as substantially equivalent to 40 CFR Part 265.

4. As authority for public participation in the State enforcement process, the General Counsel cited the State's authority to allow intervention as of right in a manner analogous to Rule 24(a)(2) of the Federal Rules of Civil Procedure. However, a necessary written assurance was not provided.

5. The State satisfactorily addressed the issues related to universe of waste with the exception of the State's statutory exemption of pesticides, herbicides, fertilizers, and their containers when disposed of in accordance with FIFRA.

6. The Kentucky-EPA Memorandum of Agreement included a commitment that the State will fulfill the Federal requirement regarding the release of information without restriction.

7. The General Counsel's Statement cited authority for immediate restraints by order or by suit in State court in accordance with requirements in 40 CFR 123:128(f)(1).

8. The General Counsel's Statement cited KRS 224.995 which provides for injunctive relief.

9. The General Counsel's Statement provided legal analysis demonstrating authority to assess and seek civil penalties and criminal fines against any program violator, including owners and operators of storage facilities.

10. The General Counsel cited 401 KAR 2:070, which became effective on January 7, 1981, and authorizes short-term accumulation of hazardous waste without a permit for generators only.

EPA review teams made an analysis of Kentucky's January 9, 1981 Final Application for Phase I Interim Authorization. The following issues which were sent to Kentucky on February 12, 1981, were raised by the review teams:

1. The Kentucky regulation on short-term accumulation by generators at 40 KAR 2:070 fails to require that such generators place the waste in: (a) containers which are managed in accordance with 40 CFR 265.174 and comply with special requirements for ignitable and reactive waste at 40 CFR 265.176, or (b) in tanks regulated in accordance with 40 CFR 265 Subpart J except 265.193.

2. The Authorization Plan fails to provide for legislative revision of KRS 224.036 to remove the requirement of a 15-day notice prior to release of confidential information to EPA.

3. The appropriate State enforcement authority must provide written assurance that the State will not oppose citizen intervention in the enforcement process on the ground that the applicant's interest is adequately represented by the State.

4. The State General Counsel fails to provide adequate analysis of the types and quantities of wastes that would not be regulated due to the exclusion of pesticides, herbicides, fertilizers, and their containers from Kentucky's statutory definition of hazardous waste.

On February 20, 1981, Kentucky made the following revisions in the General Counsel's Statement and Authorization Plan:

1. The State amended the Authorization Plan to include a commitment to enact regulations to cover the deficiencies in the State's regulations for short-term generators.

2. The State amended the Authorization Plan to include a commitment to seek a legislative revision to remove the 15-day notice requirement prior to releasing confidential information to EPA.

3. The General Counsel's Statement was amended to provide an assurance that the State will not oppose citizen intervention in the enforcement process on the ground that the applicant's

interest is adequately represented by the State.

4. The General Counsel's Statement was amended to provide further analysis of the pesticides, herbicides, and fertilizer exemption and to document that the expected impact of this exemption would be miniscule. This statement further clarifies and confirms the General Counsel's opinion that Kentucky's pesticide exemption is equivalent in effect to 40 CFR 262.51, EPA's special conditions for farmers, as explained at 45 FR 33144.

*Responsiveness Summary:* As noticed in the Federal Register on January 27, 1981 (46 FR 8589), EPA gave the public until March 2, 1981, to comment on the State's application. EPA also held a public hearing in Frankfort, Kentucky, on February 23, 1981. The oral comments received at the public hearing are summarized below along with EPA's response. Two individuals spoke at the public hearing.

*Comment:* Both speakers made statements supporting Kentucky's request for Interim Authorization.

*EPA Response:* No response required. There were no written comments received during the public comment period.

*Decision:* For the foregoing reasons, I have determined that Kentucky qualifies for Phase I Interim Authorization to operate its Hazardous Waste Management Program in lieu of Phase I of the Federal RCRA Subtitle C Hazardous Waste Management Program. This issuance of Interim Authorization is in accordance with Section 3006(c) of RCRA, implementing regulations found in 40 CFR Part 123, Subpart F, and EPA Delegation 8-7.

The Office of Management and Budget has exempted this regulation from the OMB review requirements of E.O. 12291 pursuant to sec. 8(b) of that order.

Rebecca W. Hanmer,

Regional Administrator.

[FR Doc. 81-9890 Filed 3-31-81; 8:45 am]

BILLING CODE 5560-30-M

#### 40 CFR Part 180

[PH-FRL 1795-2; PP OF2288/R306]

#### Oxamyl; Tolerances and Exemptions From Tolerances for Pesticide Chemicals in or on Raw Agricultural Commodities

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** This regulation establishes a tolerance for residues of the insecticide

oxamyl (methyl *N,N*-dimethyl-*N*-[(methylcarbamoyl)oxy]-1-thiooxamidate) in or on the raw agricultural commodity cucurbits (cantaloupe, cucumbers, honeydew, summer squash, winter squash, and watermelon) at 2.0 parts per million (ppm). This regulation was requested by E. I. du Pont de Nemours and Company. This rule establishes the maximum permissible level for residues of oxamyl on cucurbits.

**EFFECTIVE DATE:** April 1, 1981.

**ADDRESS:** Written objections may be submitted to the Hearing Clerk, Environmental Protection Agency, Rm. M-3708 (A-110), 401 M St. SW., Washington, D.C. 20460.

**FOR FURTHER INFORMATION CONTACT:**

Jay S. Ellenberger, Product Manager (PM) 12, Registration Division (TS 767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 400 CM #2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703-557-7024).

**SUPPLEMENTARY INFORMATION:** EPA

issued a notice that published on January 8, 1980 (45 FR 1673) that E. I. du Pont de Nemours and Company, Wilmington, DE 19898 had filed a pesticide petition (OP2288). The petition proposed the establishment of a tolerance for residues of the insecticide/nematocide oxamyl (methyl *N,N*-dimethyl-*N*-[(methylcarbamoyl)oxy]-1-thiooxamidate) in or on the raw agricultural commodity cucurbits at 1.5 parts per million (ppm).

The petitioner subsequently amended the notice of filing to list the crops in the cucurbit group for which use was sought and to increase the tolerance proposal from 1.5 to 2.0 ppm.

The data submitted in the petition and other relevant material have been evaluated. The toxicology data considered in support of the proposed tolerances included a 2-year rat feeding oncogenicity study and a 2-year dog feeding study with no-observable-effect levels (NOEL) of 50 and 100 ppm, respectively; a three-generation rat reproduction study with a NOEL of 50 ppm, and a rat teratology study which was negative. Based on the 2-year chronic rat feeding/oncogenicity study with a 50 ppm NOEL, and using a safety factor of 100, the acceptable daily intake (ADI) for humans is 0.025 milligrams (mg)/kilogram (kg) of body weight (bw)/day. The theoretical maximal residue contribution (TMRC) in the human diet from the previously established tolerances at levels ranging from 0.1 ppm to 10 ppm and the proposed tolerances do not exceed the ADI.

Desirable data that are lacking from the petition are an oncogenicity and teratology study in a second species. In a letter of December 5, 1980, the petitioner indicated that the oncogenicity study would be submitted to the agency in March 1981. The teratology study in a second species has been submitted and is currently awaiting review. The petitioner also agreed to voluntarily delete the use on cantaloupes, cucumbers, honeydew, summer squash, winter squash and watermelon from the label should the results of the oncogenicity and teratology studies be found to exceed the risk criteria for unreasonable adverse effects.

Although the evaluation of the oncogenic potential of oxamyl is not completed, it is concluded that based on the available data, the risks are acceptable since the absence of an oncogenic potential is adequately shown in the 2-year feeding studies.

The metabolism of oxamyl is adequately understood, and an adequate analytical method (gas chromatography using a flame photometric detector) is available for enforcement purposes. No actions are currently pending against continued registration of oxamyl, nor are there any other relevant considerations involved in establishing the proposed tolerances. There is no reasonable expectation of secondary residues in eggs, meat, milk, or poultry as delineated in 40 CFR 180.6(a)(3).

The pesticide is considered useful for the purpose for which a tolerance is sought, and it is concluded that the tolerances of 2.0 ppm established by amending 40 CFR 180.303 will protect the public health. It is concluded, therefore, that the tolerances be established as set forth below.

Any person adversely affected by this regulation may, on or before May 1, 1981, file written objections with the Hearing Clerk, Environmental Protection Agency, Rm. M-3708 (A-110), 401 M St. SW., Washington, D.C. 20460. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this regulation from the OMB review requirements of Executive Order 12291 pursuant to section 8(b) of that Order.

Effective date: April 1, 1981.

(Sec. 408(e), 68 Stat. 514, (21 U.S.C. 346a(e)))

Dated: March 19, 1981.

Edwin L. Johnson,

Deputy Assistant Administrator for Pesticide Programs.

Therefore, Subpart C of 40 CFR Part 180 is amended by alphabetically adding the following raw agricultural commodities in the table under § 180.303 to read as follows:

**§ 180.303 Oxamyl; tolerances for residues.**

Commodities	Parts per million
Cantaloupe	2.0
Cucumbers	2.0
Honeydews	2.0
Summer Squash	2.0
Winter Squash	2.0
Watermelon	2.0

[FR Doc. 81-9888 Filed 3-31-81; 8:45 am]

BILLING CODE 8560-32-M

**FEDERAL MARITIME COMMISSION**

**46 CFR Part 530**

**Implementation of the Right of Independent Action in Tariff Filings; Policy Statement**

**AGENCY:** Federal Maritime Commission.

**ACTION:** Policy Statement.

**SUMMARY:** The Commission announces that it is its policy to promptly resolve any controversies, disputes or misunderstandings arising from the implementation of the right of independent action. The announced policy arises from prior disputes over the interpretation of procedural requirements in agreements approved pursuant to section 15 of the Shipping Act, 1916 (46 U.S.C. 814). This policy has the effect of announcing the Commission's interest in this area.

**EFFECTIVE DATE:** April 1, 1981.

**FOR FURTHER INFORMATION CONTACT:**

Joseph C. Polking, Acting Secretary, Federal Maritime Commission, 1100 L Street NW., Washington, D.C. 20573, (202) 523-5725.

**SUPPLEMENTARY INFORMATION:** There have been occasional disputes concerning how a tariff amendment is to be filed with the Commission, which have arisen from different interpretations of the provisions of a conference or rate agreement concerning

the right of independent tariff action. In such case the parties to the agreement and tariff user(s) should receive a prompt resolution of the controversy. The Commission is issuing a policy statement that it will consider and expeditiously decide the questions causing the disagreement under its authority to prescribe the form and manner in which tariffs are published and filed.

Therefore, pursuant to sections 18(b)(4), 22 and 43 of the Shipping Act, 1916 (46 U.S.C. 817(b)(4), 821, 841(a), section 553 of the Administrative Procedure Act (5 U.S.C. 553), and Part 536 of the Code of Federal Regulations, Part 530 of the Code of Federal Regulations is amended by the addition of new § 530.14 as follows:

**§ 530.14 Implementation of the right of independent action in tariff filing.**

It is the policy of the Federal Maritime Commission to promptly resolve any controversies concerning the right of members of rate fixing agreements approved under section 15 of the Shipping Act, 1916, to take independent rate action pursuant to provisions of such agreements and to have such action implemented by amendment of the conference tariff on file with the Commission. In instances where there is a difference of opinion as to the tariff filing obligations or rights of agreement parties, a Commission determination will be made upon submission of the matter to the Commission. The submission may be made by any party to the agreement in accordance with 46 CFR 502.69.

By the Commission March 19, 1981.

Joseph C. Polking,  
Acting Secretary.

[FR Doc. 81-9077 Filed 3-31-81; 8:45 am]  
BILLING CODE 6730-01-M

**INTERSTATE COMMERCE  
COMMISSION**

**49 CFR Part 1033**

[Service Order No. 1494; Amdt. No. 2]

**Des Moines Union Railway Co.  
Authorized To Use Tracks and/or  
Facilities of Chicago, Milwaukee, St.  
Paul and Pacific Railroad Co., Debtor,  
(Richard B. Ogilvie, Trustee)**

**AGENCY:** Interstate Commerce  
Commission.

**ACTION:** Amendment No. 2 to Service  
Order No. 1494.

**SUMMARY:** Amendment No. 2 extends  
the expiration date of Service Order No.  
1494, which authorizes Des Moines

Union Railway Company to use tracks  
and/or facilities of Chicago, Milwaukee,  
St. Paul and Pacific Railroad Company,  
Debtor, (Richard B. Ogilvie, Trustee)  
(MILW). The MILW Trustee has  
indicated that sufficient progress has  
been made in negotiations on  
compensation and that he concurs with  
this extension.

**EFFECTIVE DATES:** 11:59 p.m., March 30,  
1981, and continuing in effect until 11:59  
p.m., April 29, 1981, unless modified,  
amended or vacated by order of this  
Commission.

**FOR FURTHER INFORMATION CONTACT:**  
M. F. Clemens, Jr. (202) 275-7840.

**SUPPLEMENTARY INFORMATION:**

Decided: March 26, 1981.

Upon further consideration of Service  
Order No. 1494 (46 FR 10741 and 46 FR  
14896), and good cause appearing  
therefor:

**§ 1033.1494 [Amended]**

*It is ordered, that § 1033.1494 Des  
Moines Union Railway Company  
authorized to use tracks and/or  
facilities of the Chicago, Milwaukee, St.  
Paul and Pacific, debtor, (Richard B.  
Ogilvie, trustee), Service Order No. 1494,  
is amended by substituting the following  
paragraph (n) for paragraph (n) thereof:*

(n) *Expiration date.* The provisions of  
this order are extended to permit an  
additional (30) thirty days for the Des  
Moines Union Railway Company to  
undertake compensation negotiations,  
and shall expire at 11:59 p.m., April 29,  
1981, unless otherwise modified,  
amended or vacated by order of this  
Commission.

*Effective date.* This amendment shall  
become effective at 11:59 p.m., March 30,  
1981.

This action is taken under the  
authority of 49 U.S.C. 10304-10305 and  
Section 122, Pub. L. 96-254.

This amendment shall be served upon  
the Association of American Railroads,  
Car Service Division, as agent of the  
railroads subscribing to the car service  
and car hire agreement under the terms  
of that agreement and upon the  
American Short Line Railroad  
Association. Notice of this amendment  
shall be given to the general public by  
depositing a copy in the Office of the  
Secretary of the Commission at  
Washington, D.C., and by filing a copy  
with the Director, Office of the Federal  
Register.

By the Commission, Railroad Service  
Board, members Joel E. Burns, Robert S.  
Turkington and John H. O'Brien.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-9780 Filed 3-31-81; 8:45 am]  
BILLING CODE 7035-01-M

**49 CFR Part 1033**

[Service Order No. 1493; Amdt. No. 2]

**Escanaba and Lake Superior Railroad  
Co.; Authorized To Use Tracks and/or  
Facilities of Chicago, Milwaukee, St.  
Paul and Pacific Railroad Co., Debtor  
(Richard B. Ogilvie, Trustee)**

**AGENCY:** Interstate Commerce  
Commission.

**ACTION:** Amendment No. 2 to Service  
Order No. 1493.

**SUMMARY:** Amendment No. 2 extends  
the expiration date of Service Order No.  
1493, which authorizes Escanaba and  
Lake Superior Railroad Company to use  
tracks and/or facilities of Chicago,  
Milwaukee, St. Paul and Pacific Railroad  
Company, Debtor (Richard B. Ogilvie,  
Trustee) (MILW). The MILW Trustee  
has indicated that sufficient progress  
has been made in negotiations on  
compensation and that he concurs with  
this extension.

**EFFECTIVE:** 11:59 p.m., March 30, 1981,  
and continuing in effect until 11:59 p.m.,  
April 29, 1981, unless modified, amended  
or vacated by order of this Commission.

**FOR FURTHER INFORMATION CONTACT:**  
M. F. Clemens, Jr., (202) 275-7840.

**SUPPLEMENTARY INFORMATION:**

Decided: March 26, 1981.

Upon further consideration of Service  
Order No. 1493 (46 FR 10742 and 46 FR  
14896), and good cause appearing  
therefor:

**§ 1033.1493 [Amended]**

*It is ordered, that § 1033.1493  
Escanaba and Lake Superior Railroad  
Company authorized to use tracks and/  
or facilities of the Chicago, Milwaukee,  
St. Paul and Pacific, debtor (Richard B.  
Ogilvie, trustee), Service Order No. 1493  
is amended by substituting the following  
paragraph (n) for paragraph (n) thereof:*

(n) *Expiration date.* The provisions of  
this order are extended to permit an  
additional (30) thirty days for the  
Escanaba and Lake Superior Railroad  
Company to undertake compensation  
negotiations, and shall expire at 11:59  
p.m., April 29, 1981, unless otherwise  
modified, amended or vacated by order  
of this Commission.

*Effective date.* This amendment shall become effective at 11:59 p.m., March 30, 1981.

This action is taken under the authority of 49 U.S.C. 10304-10305 and Section 122, P.L. 96-254.

This amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of the

railroads subscribing to the car service and car hire agreement under the terms of that agreement and upon the American Short Line Railroad Association. Notice of this amendment shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing a copy

with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board, members Joel E. Burns, Robert S. Turkington and John H. O'Brien.

**Agatha L. Mergenovich,**

*Secretary.*

[FR Doc. 81-9776 Filed 3-31-81; 8:45 am]

**BILLING CODE 7035-01-M**

# Proposed Rules

Federal Register

Vol. 46, No. 62

Wednesday, April 1, 1981

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.

## FEDERAL RESERVE SYSTEM

### 12 CFR Chap. II

#### Semiannual Agenda of Regulations and Regulatory Flexibility Agenda

**AGENCY:** Board of Governors of the Federal Reserve System.

**ACTION:** Semiannual agenda.

**SUMMARY:** Pursuant to the Board's Statement of Policy Regarding Expanded Rulemaking Procedures and the recently enacted Regulatory Flexibility Act, the Board anticipates having under consideration regulatory matters as indicated below during the period from April 1, 1981 through October 1, 1981. The Board's next semiannual agenda will be published on October 1, 1981.

**DATES:** Comments may be received any time during the next six months.

**ADDRESS:** Comments should be addressed to Theodore E. Allison, Secretary of the Board, Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

**FOR FURTHER INFORMATION CONTACT:** (A staff contact for each item is indicated with the regulatory description below.)

**SUPPLEMENTARY INFORMATION:** The Board's Semiannual Agenda is divided into three sections: Section A reports those regulatory matters from the Board's last Semiannual Agenda (August 1, 1980 through February 1, 1981) on which final action has been taken; Section B reports on regulatory matters that have been proposed and that are under Board consideration; and Section C reports regulatory matters the Board may consider proposing for public comment during the next six months.

A double asterisk in Sections B and C indicates those matters listed on the Board's previous Semiannual Agenda; a dagger indicates a proposal that is likely to have a significant economic impact on a substantial number of small entities. The latter designation applies to only those matters proposed or

expected to be proposed for public comment after the January 1, 1981, effective date of the Regulatory Flexibility Act.

#### A. REGULATORY MATTERS FROM THE AUGUST 1, 1980 THROUGH FEBRUARY 1, 1981 SEMI-ANNUAL AGENDA ON WHICH FINAL ACTION HAS BEEN TAKEN

##### 1. Regulation A—Extension of Credit by Federal Reserve Banks (12 CFR Part 201)

**Action taken:** The Monetary Control Act of 1980 provides that any depository institution that holds transaction accounts or non-personal time deposits that are subject to Federal Reserve requirements shall have access to the Federal Reserve discount and borrowing facilities on the same basis as banks that are members of the Federal Reserve System. In June 1980, in order to implement this provision, the Board issued for public comment proposals to revise its rules relating to the provision of Federal Reserve credit presently contained in Regulation A (45 FR 40130, June 13, 1980). Under the proposed regulation, Federal Reserve credit would be available under two basic programs—regular adjustment credit and extended credit which would include seasonal credit and special credit for institutions facing particular problems. In August 1980, the Board adopted the proposal substantially in the form proposed (45 FR 54009, August 14, 1980).

**Authority:** Sections 10(a), 10(b), 13, 13a, 19 of the Federal Reserve Act, 12 U.S.C. 347a, 347b, 343-347, 347c, 347d, 348-352, 374, 374(a) as amended by the Monetary Control Act of 1980 (Title I of Pub. L. 96-221; 94 Stat. 132).

**Docket number:** R-0307.

**Staff contact:** Gilbert T. Schwartz, Associate General Counsel, Legal Division, (202-452-3625); John Spitzer, Senior Economist, Division of Research and Statistics, (202-452-2587).

##### 2. Regulation D—Reserve Requirements of Depository Institutions (12 CFR Part 204)

**Action taken:** The Monetary Control Act of 1980 imposes Federal Reserve requirements on all depository institutions that maintain transaction accounts or nonpersonal time deposits. In June 1980, in order to implement the reserve requirements provisions of the Act, the Board issued for public

comment proposals to revise its reserve requirement rules contained in Regulation D to apply the new reserve requirements to member and nonmember commercial banks, savings banks, savings and loan associations, credit unions, Edge Act and Agreement Corporations, and United States branches and agencies of foreign banks that offer transaction accounts or nonpersonal time deposits (45 FR 38388, June 9, 1980). In August 1980, the Board adopted the proposal substantially in the form proposed (45 FR 56009, August 22, 1980).

**Authority:** Section 19 of the Federal Reserve Act, 12 U.S.C. 461 *et. seq.*, as amended by the Monetary Control Act of 1980 (Title I of Pub. L. 96-221; 94 Stat. 132). Section 7 of the International Banking Act of 1978, 12 U.S.C. 3105.

**Docket number:** R-0306.

**Staff contact:** Gilbert T. Schwartz, Associate General Counsel, Legal Division, (202-452-3625); Paul S. Pilecki, Attorney, Legal Division, (202-452-3281); Thomas D. Simpson, Senior Economist, Division of Research and Statistics, (202-452-3361).

##### 3. Regulation F—Securities of Member State Banks (12 CFR 206.7 and 206.71)

**Action taken:** In December 1979, the Board issued for public comment proposed amendments to certain portions of Regulation F concerning form and content of financial statements included in registration statements, annual reports and other periodic reports (44 FR 76551, December 27, 1979). These changes are required, in part, to make the Board's Regulation F substantially similar to regulations of the Securities and Exchange Commission. In October 1980, the Board adopted the proposal substantially in the form proposed (45 FR 65184, October 2, 1980).

**Authority:** Securities Exchange Act of 1934, 15 U.S.C. 78(i).

**Docket number:** R-0269.

**Staff contact:** Thomas A. Sidman, Assistant Director, Division of Banking Supervision and Regulation, (202-452-3503); Richard M. Whiting, Senior Attorney, Legal Division, (202-452-3779).

##### 4. Regulation K—International Banking Operations (12 CFR 211.22)

**Action taken:** Under the International Banking Act (IBA), the Board in

November 1979 issued for public comment proposals relating to the selection of a "home State" by foreign banks with U.S. offices (44 FR 62903, November 1, 1979). The IBA provides for the determination of a foreign bank's "home State."

In October 1980, the Board adopted the proposals in substantially the form proposed (45 FR 67056, October 9, 1980).

**Authority:** International Banking Act of 1978, 12 U.S.C. 3101. Bank Holding Company Act, 12 U.S.C. 1844.

**Docket number:** R-0258.

**Staff contact:** C. Keefe Hurley, Jr., Assistant General Counsel, Legal Division, (202-452-3269).

#### 5. Regulation K—International Banking Operations (12 CFR 211.23)

**Action taken:** In May 1980, the Board issued for public comment proposed amendments to Regulations K and Y (Bank Holding Companies and Change in Bank Control) dealing with the permissible nonbanking activities of foreign organizations that own or control U.S. banks and foreign banks that operate branches, agencies or commercial lending companies in the U.S. (45 FR 30082, May 7, 1980). In December 1980, the Board adopted the amendments with some modifications to the rules as proposed (45 FR 81537, December 11, 1980).

**Authority:** Bank Holding Company Act, 12 U.S.C. 1844. International Banking Act of 1978, 12 U.S.C. 3108.

**Docket number:** R-0291.

**Staff contact:** C. Keefe Hurley, Jr., Assistant General Counsel, Legal Division (202-452-3269).

#### 6. Regulation K—International Banking Operations (12 CFR 211.5(c)(1))

**Action taken:** In April 1980, the Board in response to inquiries from banking organizations issued for public comment a proposal concerning certain additional investments that a banking organization may make in a foreign organization without prior Board consent (45 FR 30081, May 7, 1980). In November 1980, the Board adopted the proposal which clarifies certain rights of accumulation under the general consent provision, provides that dividends reinvested within a year of receipt do not reduce the additional investment permissible under general consent, and limits the amount that may be invested in one organization to 10 percent of the investing organization's capital and surplus (45 FR 76094, November 18, 1980).

**Authority:** Federal Reserve Act, 12 U.S.C. 601, 615. Bank Holding Company Act, 12 U.S.C. 1843(c)(13).

**Docket number:** R-0290.

**Staff contact:** Michael L. Kadish, Attorney, Legal Division (202-452-3428).

#### 7. Regulation T—Credit by Brokers and Dealers (12 CFR 220.2(f))

**Action taken:** In August 1979, the Board issued for public comment a proposed amendment to Regulation T to permit brokers and dealers to extend credit on fully paid for shares of open-end investment companies that are registered under the Investment Company Act of 1940. The amendment would remove the competitive disadvantages placed upon brokers and dealers as compared to banks and other lenders (44 FR 47776, August 15, 1979). Because of the restrictions contained in section 11(d)(1) of the Securities Exchange Act of 1934 a broker or dealer would not be permitted to extend credit on the initial purchase of such shares. In August 1980, the Board adopted the amendment as proposed (45 FR 53452, August 12, 1980).

**Authority:** Securities Exchange Act of 1934, 15 U.S.C. 78 g and w.

**Docket number:** R-0158.

**Staff contact:** Robert Lord, Attorney, Securities Regulation Section, Division of Banking Supervision and Regulation (202-452-2781).

#### 8. Regulation Z—Truth in Lending (12 CFR Part 226)

**Action taken:** In December 1980, the Board issued for a second public comment period a revised proposal to simplify requirements for disclosure of consumer credit cost information, to provide model disclosure forms, and to incorporate many Board and staff interpretations issued over the past twelve years (45 FR 80648, December 5, 1980). This action was taken in view of the passage of the Truth in Lending Simplification and Reform Act, which requires implementing regulations to be in place no later than April 1, 1981. On March 18, 1981, the Board adopted revised proposals which will affect all extenders of consumer credit.

**Authority:** Title VI of the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221).

**Docket Number:** R-0288.

**Staff contact:** Maureen P. English, Section Chief; Ellen Maland, Section Chief, Division of Consumer and Community Affairs, (202-452-3867).

#### 9. Regulation Y—Bank Holding Companies and Change in Bank Control (12 CFR 225.4(a)(14))

**Action taken:** In June 1980, in response to a request by a bank holding company, the Board issued for public

comment a proposal to add a new nonbanking activity to the list of those permissible for bank holding companies (45 FR 44963, July 2, 1980). The proposed activity is that of performing appraisals of any type of real estate other than single-family residences. The Board also requested comments on whether certain real estate-related advisory services provided to State and local governments, are closely related to banking. In December 1980, the Board adopted the proposal substantially in the form proposed (45 FR 79750, December 2, 1980).

**Authority:** Bank Holding Company Act, 12 U.S.C. 1843(c)(8).

**Docket number:** R-0310.

**Staff contact:** Michael E. Bleier, Assistant General Counsel, Legal Division (202-452-3721).

### B. REGULATORY MATTERS THAT HAVE BEEN PROPOSED AND WILL INVOLVE FURTHER BOARD CONSIDERATION

#### \*\*1. Regulation B—Equal Credit Opportunity (12 CFR Part 202)

**Action taken:** In April 1979, the Board, in response to requests for clarification, requested public comment on how the specific rules of Regulation B should apply to various credit scoring practices (44 FR 23365, April 23, 1979).

In August 1980, the Board published a revised proposal in the form of two proposed interpretations, the first dealing with consideration of income in credit scoring systems and the second with the selection and disclosure of reasons for adverse action (45 FR 56818, August 26, 1980). Both proposals would affect creditors that use credit scoring systems. The Board will review the comments received on the draft proposals and is expected to take final action during the next six months.

**Authority:** Section 703(a) of the Equal Credit Opportunity Act, 15 U.S.C. 1691b(a).

**Docket number:** R-0203.

**Staff contact:** Dolores S. Smith, Assistant Director, Division of Consumer and Community Affairs, (202-452-2412).

#### \*\*2. Regulation B—Equal Credit Opportunity (12 CFR Part 202)

**Action taken:** In October 1978, the Board proposed for comment several amendments to the regulation. In April of 1979 one of the proposals was adopted (44 FR 23813, April 23, 1979). The amendment clarified that persons who regularly refer consumers to creditors were subject to the general proscriptions against discrimination but

were not subject to the mechanical and recordkeeping provisions of the regulation. Three proposals, which would affect creditors that extend credit to small businesses, have yet to be acted upon. These proposals would extend recordkeeping and adverse action notification requirements to business loans of under \$100,000. Inquiries as to marital status of applicants would be prohibited in all business credit applications. It is expected that these matters will be considered by the Board during the next six months in conjunction with action on the proposed credit scoring interpretations that are also outstanding. (See entry B.1.)

**Authority:** Equal Credit Opportunity Act, 15 U.S.C. 1691b.

**Docket number:** R-0185.

**Staff contact:** Dolores S. Smith, Assistant Director, Division of Consumer and Community Affairs, (202-452-2412).

### 3. Regulation C—Home Mortgage Disclosure (12 CFR Part 203)

**Action taken:** In February 1981, the Board issued for public comment proposed revisions of Regulation C to implement statutory changes to the Home Mortgage Disclosure Act that were enacted in October 1980 (Pub. L. 96-399), and to redraft the regulation in a simplified more concise form (46 FR 11780, February 10, 1981). The proposal would affect depository institutions located in standard metropolitan statistical areas (SMSAs) and with assets over \$10 million that make federally related home-purchase mortgage loans and home improvement loans.

No significant new burdens are imposed on small entities or on any other covered institution.

The statutory amendments require the following changes in procedures: (1) Institutions must make disclosures on a calendar year basis, in place of fiscal year reporting (about 15% of covered institutions were on a non-calendar year basis); (2) Institution must send a copy of its disclosure statement to its supervisory agency, and (3) Categorization of loan data must be by county in place of ZIP codes for untraced areas and for counties under 30,000. No other significant new requirements were imposed on any depository institution.

The Board will review the comments received on the proposal and is expected to take final action during the next six months.

**Authority:** Home Mortgage Disclosure Act of 1975, 12 U.S.C. 2804(a).

**Docket number:** R-0350.

**Staff contact:** John C. Wood, Senior Attorney, Division of Consumer and Community Affairs, (202-452-2412).

### \*\*4. Regulation D—Reserve Requirements of Depository Institutions, Q—Interest on Deposits (12 CFR Parts 204, 217)

**Action taken:** In response to requests from the banking community, in December 1980 the Board issued for public comment proposed amendments to its Regulations D and Q to permit the establishment in the United States of International Banking Facilities (IBFs) by depository and other institutions to promote international banking activity in the United States. IBFs would make loans to and accept deposits from foreign residents free of reserve requirements and interest-rate limitations (45 FR 84070, December 22, 1980). This proposal would affect principally the major banks already engaged in international banking transactions. The Board will review the comments on the proposal and is expected to take further action during the next six months.

**Authority:** Federal Reserve Act, 12 U.S.C. 461.

**Docket number:** R-0214.

**Staff contact:** Robert F. Gemmill, Associate Director, Division of International Finance, (202-452-3733); Gilbert T. Schwartz, Associate General Counsel, Legal Division, (202-452-3625).

### 5. Regulation D—Reserve Requirements of Depository Institutions (12 CFR Part 204)

**Action taken:** The Board will consider further during the next six months a proposal to adopt contemporaneous reserve accounting. In August 1980, the Board stated that it is disposed toward returning to contemporaneous reserve accounting if investigation indicates that such a system is practical (45 FR 56009, August 22, 1980). The proposal would change the reserve maintenance schedule of depository institutions to coincide with reserve computation periods as a means of improving the System's ability to meet its monetary policy objectives. Such a proposal would affect the reserve management practices of all depository institutions with \$15 million or more in total deposits.

**Authority:** 12 U.S.C. 461 *et seq.*

**Docket number:** R-0306.

**Staff contact:** David Lindsey, Assistant Director, Division of Research and Statistics, (202-452-2601); Gilbert T. Schwartz, Associate General Counsel, Legal Division, (202-452-3625).

### \*\*6. Regulation J—Collection of Checks and Other Items and Wire Transfers of Funds (12 CFR Part 210)

**Action taken:** In April 1979, the Board requested public comment on the handling by Federal Reserve Banks of payment instruments that are not payable on demand (44 FR 24929, April 27, 1979). Further action during 1981 is not expected due to anticipated action at the State level to resolve this matter.

**Authority:** Federal Reserve Act, 12 U.S.C. 248(i), 248(o), 342 and 360.

**Docket number:** R-0220.

**Staff contact:** Lee S. Adams, Senior Attorney, Legal Division, (202-452-3623).

### \*\*7. Regulation J—Collection of Checks and Other Items and Wire Transfers of Funds (12 CFR Part 210)

**Action taken:** In November 1979, the Board issued for public comment a proposed Subpart C to Regulation J. The purpose of proposed Subpart C is to set forth a system of rights and responsibilities governing the receipt and use of Federal Reserve electronic clearing and settlement services through automated clearing houses. The Board is not expected to adopt a formal regulation in this area during 1981.

**Authority:** Federal Reserve Act, 12 U.S.C. 248(i) (j) and (o), 342 and 360.

**Docket number:** R-0262.

**Staff contact:** Lee S. Adams, Senior Attorney, Legal Division, (202-452-3623).

### \*\*8. Regulation T—Credit by Brokers and Dealers (12 CFR 220.6(j))

**Action taken:** In response to a request on behalf of a registered broker-dealer, the Board in December 1980 denied permission to allow the acceptance of bank depository receipts for gold by a broker or dealer to meet the margin requirements specified by the rule. At the same time the Board issued for public comment a proposed amendment to Regulation T withdrawing section 220.6(j) which permits the use of foreign currency to meet margin requirements. The Board will review the comments received on the draft amendments and is expected to take final action on the proposal during the next six months.

**Authority:** Securities Exchange Act of 1934, 15 U.S.C. 78 g and w.

**Docket number:** R-0250.

**Staff contact:** Laura Homer, Securities Credit Officer; Robert Lord, Attorney, Securities Regulation Section, Division of Banking Supervision and Regulation, (202-452-2781).

**\*\*9. Regulation Y—Bank Holding Companies and Change in Bank Control (12 CFR 225.4(a)(9))**

*Action taken:* In March 1978 the Board issued for public comment a proposal to amend its Regulation Y relating to permissible insurance activities for bank holding companies (43 FR 14970, April 10, 1978). This proposal would conform the regulation with the Federal court decision, *Alabama Association of Insurance Agents v. Board of Governors of the Federal Reserve System*, 553 F. 2d 224 (5th Cir. 1976), rehearing denied, 558 F. 2d 729 (1977), cert denied 435 U.S. 904 (1978). It would affect bank holding companies, insurance agency affiliates and independent insurance agents. The Board will consider taking final action on the proposal during the next six months.

*Authority:* Bank Holding Company Act, 12 U.S.C. 1843(c)(8).

*Docket number:* R-0050.

*Staff contact:* Richard M. Whiting, Senior Attorney, Legal Division, (202-452-3779).

**\*\*10. Regulation Y—Bank Holding Companies and Change in Bank Control (12 CFR 225.7)**

*Action taken:* In February 1979, the Board adopted regulations to implement the Change in Bank Control Act, under which any person seeking to acquire control of any insured bank or bank holding company must provide 60 days' prior written notice to the appropriate Federal banking agency. At the same time the Board invited public comment on the final regulations (44 FR 7229, February 6, 1979); following review of the comments received, the Board will determine whether further action should be taken.

*Authority:* Change in Bank Control Act of 1978, 12 U.S.C. 1817(j).

*Docket number:* R-0199.

*Staff contact:* Carl Howard, Senior Attorney, Legal Division, (202-452-3786); Jack M. Egerton, Assistant Director, Division of Banking Supervision and Regulation, (202-452-3408).

**\*\*11. Guidelines for Enforcement of the Equal Credit Opportunity and Fair Housing Acts**

*Action taken:* In July 1978, the five Federal financial regulatory agencies—Comptroller of the Currency, Federal Deposit Insurance Corporation, Federal Home Loan Bank Board, National Credit Union Administration, and the Federal Reserve Board—issued for public comment proposed uniform guidelines for enforcement of the Equal Credit Opportunity and Fair Housing Acts (43

FR 29256, July 6, 1978). The guidelines specify the kind of corrective action a creditor will be required to take for violations of the more substantive provisions of the Equal Credit Opportunity Act (Regulation B) and the Fair Housing Act. Based on the comments received, the agencies, under the direction of the Federal Financial Institutions Examination Council, are reviewing a revised draft and further action is expected within the next six months.

*Authority:* Equal Credit Opportunity Act, 15 U.S.C. 1691, et seq. Federal Deposit Insurance Act, 12 U.S.C. 1818(b).

*Docket number:* R-0168.

*Staff contact:* Jerauld C. Kluckman, Associate Director, Division of Consumer and Community Affairs, (202-452-3401).

**\*\*12. Policy Statement Concerning the use of Brokerage Commissions to Pay for Research Sources**

*Action taken:* In October 1980, the Board issued for public comment a proposed policy statement concerning policies and procedures that should be adopted by State member banks and State-chartered, nondeposit, trust company subsidiaries of bank holding companies for the identification and periodic review of practices involving the payment for research services with brokerage commissions and disclosure of information concerning such practices to customers (45 FR 72793, November 3, 1980). Similar action, in the form of a regulatory amendment, was published for comment at the same time by the Comptroller of the Currency.

In addition to taking an approach that attempts to minimize the regulatory burden, the proposed policy statement would make it clear that it does not apply to any trust institution which does not receive products and services other than brokerage services for commission dollars. Although the Board believes that most of the smaller trust institutions would come within the stated exemption, the Board specifically solicited public comment as to whether some other criteria might be more appropriate.

This matter was referenced on the previous Semi-Annual Agenda as a possible amendment to Regulation H (Membership of State Banking Institutions in the Federal Reserve System). It is not expected that the Board will take any final action on the matter during the next six months.

*Authority:* Securities Exchange Act of 1934, 15 U.S.C. 78b(e)(2). Section 9 of the Federal Reserve Act, 12 U.S.C. 321 et seq.

*Docket number:* R-0330.

*Staff contact:* Robert S. Plotkin, Assistant Director, Division of Banking Supervision and Regulation, (202-452-2782); Walter R. McEwen, Attorney, Trust Activities Program, Division of Banking Supervision and Regulation, (202-452-2521).

**C. REGULATORY MATTERS THE BOARD MAY CONSIDER DURING THE NEXT SIX MONTHS**

**†\*\*1. Regulation K—International Banking Operations (12 CFR Part 211)**

*Anticipated action:* The Board will consider publishing for comment a revised proposal that would permit Edge Corporations to provide a broader range of banking services than is now permissible to a limited class of customers. While Edge Corporations are in most instances owned by major banks, the proposal would also afford scope for smaller banks to compete more effectively in development and supply of services to support U.S. trade. Pursuant to the International Banking Act, a similar proposal was published for comment in February 1979 (44 FR 10509, February 21, 1979), to improve the competitive position of Edge Corporations.

Action on this matter would represent a relaxation of regulatory burden on Edge Corporations and would permit a shift to a more cost-effective method of supervision of Edge Corporations.

*Authority:* International Banking Act of 1978, 12 U.S.C. 3101. Federal Reserve Act, 12 U.S.C. 601 and 615.

*Staff contact:* C. Keefe Hurley, Jr., Assistant General Counsel, Legal Division (202-452-3269); Henry S. Terrell, Chief, International Banking Section, Division of International Finance (202-452-3788).

**\*\*2. Regulation T—Credit by Brokers and Dealers (12 CFR 220.4(c))**

*Anticipated action:* The Board will consider issuing for public comment either an amendment to the special cash account provision of Regulation T or an interpretation to facilitate the covered writing of options by institutions and other entities which are prevented by law from using margin accounts. Because of processing delays in delivery versus payment arrangements in which escrow receipts from banks are used, brokers have asked for more flexibility than presently permitted.

Lifting the Securities and Exchange Commission's moratorium on option expansion has increased the difficulties encountered by brokers, and the Board's staff has verified with banks that a problem exists.

Authority: Securities Exchange Act of 1934, 15 U.S.C. 78 g and w.

Staff contact: Robert Lord, Attorney, Securities Regulation Section, Division of Banking Supervision and Regulation (202-452-2781).

**\*\*3. Regulation T—Credit by Brokers and Dealers (12 CFR Part 220)**

*Anticipated action:* In the last Semi-Annual Agenda, reference was made to possible consideration of an amendment to Regulation T dealing with back office procedures of broker-dealers. It is not expected that this matter will be considered by the Board during the next six months.

Authority: Securities Exchange Act of 1934, 15 U.S.C. 78 g and w.

Staff contact: Laura Homer, Securities Credit Officer, Division of Banking Supervision and Regulation (202-452-2781).

**†\*\*4. Regulation T—Credit by Brokers and Dealers (12 CFR Part 220)**

*Anticipated action:* The Board will consider issuing for public comment a proposed amendment to Regulation T to provide special rules for margin on options written on Treasury or Government National Mortgage Association (GNMA) securities. The Securities and Exchange Commission on February 24, 1981, approved a Chicago Board Options Exchange proposal to trade options on GNMA securities. The American Stock Exchange, Inc. resubmitted a proposal on Treasury bonds and bills to the Board on March 5, 1981. If these markets are to open, rulemaking by the Board will be necessary. Currently, the Board's existing margin requirements will be applicable unless relaxing changes are made for options on fixed income securities to bring them into conformance with risk. If rulemaking is not proposed by the Board, the markets for these risk-transferring instruments may not be economically viable. Sectors affected by such a proposal would include securities brokers, government securities dealers, mortgage bankers, option exchanges, and the general public who may wish to take positions in the futures market.

Authority: Securities Exchange Act of 1934, 15 U.S.C. 78 g and w.

Docket number: R-0082.

Staff contact: Laura Homer, Securities Credit Officer, Division of Banking Supervision and Regulation (202-452-2781).

**5. Regulation AA—Unfair or Deceptive Acts and Practices (12 CFR Part 227)**

*Anticipated action:* The Board is required by the Federal Trade Commission Act to adopt a rule applicable to the acts or practices of banks that is substantially similar to a trade regulation rule adopted by the FTC prohibiting certain acts or practices of other creditors as unfair or deceptive, unless the Board finds that such acts or practices of banks are not unfair or deceptive or that implementation of a similar rule with respect to banks would seriously conflict with essential monetary and payments systems policies of the Board. In response to a proposed FTC rule (known as the "creditor holder-in-due-course rule") governing the preservation of consumers' claims and defenses, the Board published a comparable proposal for comment (41 FR 7110, February 17, 1976). The proposal would require the insertion in certain credit contracts of a notice preserving a consumer's claims and defenses against a seller of goods or services so that they can be raised against any holder of the contract. The FTC published a revised version of its creditor rule for comment in November 1979, and is expected to take final action sometime in 1981. When a final FTC rule is adopted, the Board will consider publishing a new proposal for comment or taking other appropriate regulatory action.

Authority: Section 18(f) of Federal Trade Commission Act, 15 U.S.C. 41 *et seq.*

Docket Number: R-0006.

Staff contact: Dolores S. Smith, Assistant Director, Division of Consumer and Community Affairs (202-452-2412).

**\*\*6. Regulation: Rules Regarding Availability of Information (12 CFR Part 261)**

*Anticipated Action:* The Board will consider issuing for public comment certain amendments to its Rules Regarding Availability of Information in order to bring them into conformity with existing information disclosure law as it has developed since the regulation was left amended, and also in order to take advantage of the staff's experience working with the Freedom of Information Act.

Authority: Freedom of Information Act, 5 U.S.C. 552.

Staff contact: Stephen L. Siciliano, Senior Counsel, Legal Division, (202-452-3920).

**\*\*7. Regulatory Improvement Project**

*Anticipated action:* The Board's Regulatory Improvement Project involves, among other things, a substantive, zero-base review of all Federal Reserve regulations that affect the public to determine (1) the fundamental objectives of the regulation and the extent to which it is meeting current policy goals, (2) nonregulatory alternatives that would accomplish the objectives, (3) costs and benefits of the regulation, (4) unnecessary burdens imposed by the regulation, and (5) the clarity of the regulation.

During the past six months, the Board took final action on a redrafted and simplified version of Regulation Z (Truth in Lending) that was issued in conjunction with the "Truth in Lending Simplification and Reform Act." The Board also adopted substantive changes that were proposed by Regulation A (Extensions of Credit by Federal Reserve Banks) and for Regulation D (Reserve Requirements of Depository Institutions). In addition, the Board adopted proposed amendments to Regulation F (Securities of Member State Banks) to make it similar to the SEC regulations, and various amendments to Regulation K (International Banking Operations), Regulation T (Credit by Brokers and Dealers), and Regulation Y (Bank Holding Companies and Change in Bank Control). (See Section A.)

During the next six months, the staff is expected to review the comments on proposed revisions to Regulation C (Home Mortgage Disclosure), implementing statutory changes in the Home Mortgage Disclosure Act and redrafting the regulation in a simplified form (See entry B.3). The staff is also expected to complete its review of Regulation Y (Bank Holding Companies and Change in Bank Control), and will be continuing its review of the "margin credit" regulations: Regulation G (Securities Credit by Persons Other than Banks, Brokers, or Dealers), Regulation T (Credit by Brokers and Dealers), Regulation U (Credit by Banks for the Purposes of Purchasing or Carrying Margin Stocks), and Regulation X (Rules Governing Borrowers Who Obtain Securities Credit). Requests for public comments on proposed revisions of these regulations may be made over the coming six months. In addition, the staff is expected to review comments on two proposed interpretations of Regulation B (Equal Credit Opportunity) involving credit scoring systems, and two proposed amendments regarding

extension of credit to small business (See entry B.1 and B.2 respectively).

**Authority:** Financial Simplification Act of 1980, 12 U.S.C. 3501.

**Staff contact:** Barbara R. Lowrey, Assistant Secretary, Office of the Secretary, (202-452-3742).

Board of Governors of the Federal Reserve System, March 24, 1981.

Barbara R. Lowrey,

Assistant Secretary of the Board.

[FR Doc. 81-9553 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

## SMALL BUSINESS ADMINISTRATION

### 13 CFR Part 122

#### Business Loans; Delegation of Certain Authority and Responsibility to Preferred Lending Institutions

**AGENCY:** Small Business Administration.

**ACTION:** Extension of deadline for comments.

**SUMMARY:** In the January 19, 1981, *Federal Register* (46 FR 4937), the Small Business Administration published its proposed rules and regulations for the new, Preferred Lenders Program, which has its statutory authority in Section 114 of Pub. L. 96-302, enacted July 2, 1980 (84 Stat. 838), which amended Section 5(b)(7) of the Small Business Act (15 U.S.C. 634) to authorize SBA to delegate to certain lending institutions, with respect to deferred participation (guaranteed) loans, the authority to determine eligibility, credit worthiness, loan monitoring, collection, and liquidation. These proposed regulations implement this recent enactment.

The January 19, 1981, *Federal Register* publication established a 60-day public comment period, ending March 20, 1981. The Small Business Administration has received relatively few such public comments to date, though those which have been received are quite cogent and helpful. Therefore, we wish to encourage additional such public comments and are extending the public comment period for an additional 30 calendar days.

**DATE:** Comments must be received on or before April 20, 1981.

**ADDRESS:** Written comments, in duplicate, are to be addressed to: Frank A. Nicholas, Acting Director, Office of Lender Relations and Certification—Room 720 (B), Small Business Administration, 1441 L Street, N.W., Washington, D.C. 20416.

**FOR FURTHER INFORMATION CONTACT:** Danny J. Gibb, Chief, Bank Operations Section, Office of Lender Relations and

Certification—Room 720 (B), Small Business Administration, 1441 L Street, N.W., Washington, D.C. 20416, telephone: (202) 653-6423.

Notice is hereby given that the Small Business Administration is extending the scheduled ending date for the referenced public comment period, from March 20, 1981, to no later than April 20, 1981.

(Catalog of Federal Domestic Assistance No. 59.012 (Small Business Loans))

Dated: March 26, 1981.

Roger H. Jones,

Acting Administrator.

[FR Doc. 81-9620 Filed 3-31-81; 8:45 am]

BILLING CODE 8025-01-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[A-2-FRL 1782-8]

#### Proposed Revision to the New York State Implementation Plan; Approval and Promulgation of Implementation Plans

**AGENCY:** Environmental Protection Agency.

**ACTION:** Proposed rule.

**SUMMARY:** This proposal announces receipt of a request from the State of New York to revise its State Implementation Plan so as to incorporate modifications to State regulations already in the plan. In addition the State is requesting the deletion from the New York State Implementation Plan of certain other regulations and the addition of a new regulation dealing with sulfuric and nitric acid plants.

**DATES:** Comments must be submitted by June 1, 1981.

**ADDRESSES:** All comments should be addressed to: Charles S. Warren, Regional Administrator, U.S. Environmental Protection Agency, Region II Office, 26 Federal Plaza, New York, New York 10278.

Copies of the proposed SIP revision and related documentation are available for public inspection during normal business hours at:

U.S. Environmental Protection Agency, Region II Office, Air Programs Branch, Room 1005, 26 Federal Plaza, New York, New York 10278.

U.S. Environmental Protection Agency, Public Information Reference Unit, 401 M Street SW., Washington, D.C. 20460.

New York State Department of Environmental Conservation, Division

of Air Resources, 50 Wolf Road, Albany, New York 12233.

**FOR FURTHER INFORMATION CONTACT:** William S. Baker, Chief, Air Programs Branch, U.S. Environmental Protection Agency, Region II Office, 26 Federal Plaza, New York, New York 10278. (212) 264-2517.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

On August 10, 1979, the New York State Department of Environmental Conservation (DEC) submitted to the Environmental Protection Agency (EPA) a proposed revision to the New York State Implementation Plan (SIP). This package consisted of numerous revisions to the regulatory provisions of the SIP. The revisions had been developed either in fulfillment of the provisions of Part D, "Plan Requirements for Nonattainment Areas," of the Clean Air Act or as a result of the on-going State regulatory revision process. The following discussion provides identification of the proposed revisions to the State's regulations (codified under Title 6 of the Codes, Rules and Regulations of the State of New York (6 NYCRR)) and EPA's findings regarding their approvability.

##### L1 Regulatory Revisions Developed Pursuant to Part D Requirements.

In its August 10, 1979 submittal, the State certified that the following "Parts" of 6 NYCRR, as submitted, were adopted and requested that they be incorporated into the SIP:

##### New Rules:

- Part 216, Iron and/or Steel Processes.
- Part 226, Solvent Metal Cleaning Processes.
- Part 228, Surface Coating Processes.
- Part 229, Gasoline Storage and Transfer.
- Part 231, Major Facilities. Revisions to rules presently incorporated in the EPA-approved SIP:
  - Part 200, General Provisions.
  - Part 205, Photochemically Reactive Solvents and Solvents From Certain Process—New York City Area.
  - Part 211, General Prohibitions.
  - Part 214, by By-Product Coke Oven Batteries.
  - Part 223, Petroleum Refineries.

Additionally, the State requested that EPA repeal Part 204, "Hydrocarbon Emissions From Storage and Loading Facilities—New York City Metropolitan Area," insofar as its provisions were not duplicated by the provisions of Part 229, "Gasoline Storage and Transfer." The State also indicated that certain

revisions to Part 212, "Process and Exhaust and/or Ventilation Systems," submitted to EPA remain unadopted.

EPA's action with regard to these regulatory revisions has been previously described in its rulemaking actions concerning the ability of the New York SIP to meet Part D requirements and will not be repeated in today's notice. These rulemaking actions were published in the *Federal Register* at 44 FR 44556, July 30, 1979; 44 FR 70754, December 10, 1979; 45 FR 7803, February 5, 1980; 45 FR 28371, April 29, 1980; 45 FR 33981, May 21, 1980; 45 FR 44273, July 1, 1980; 45 FR 54372, August 15, 1980; and 45 FR 74472, November 10, 1980. The reader is referred to these notices for a discussion of the regulatory additions and changes and a discussion of EPA's action on them.

A number of issues regarding Parts 211 and 212 remain unresolved, however, and are addressed in today's notice. In its review of the State's August 10 submittal, EPA noted that Parts 211 and 212 had been revised to a greater extent than indicated by the State in its previous submission under cover of a letter dated June 12, 1979. This apparent discrepancy resulted from the fact that the State undertook earlier revisions to these rules without incorporating these revisions into the SIP. EPA chose to take action with regard to Part D requirements on *only* those regulatory revisions specifically identified by the State in its June 12, 1979 letter as having been submitted pursuant to Part D. Other "non-Part D" regulatory revisions to Parts 211 and 212 are addressed in Section II.2 of today's notice.

#### II.2 Regulatory Revisions Developed as a Result of the On-Going State Regulatory Revision Process.

In its August 10, 1979 submittal the State also enclosed copies of the current versions of all New York State Regulations. These reflect the latest revisions made by the State pursuant to its on-going regulatory revision process and should, according to the State, be a part of its SIP. The State requested that the following regulations be approved as submitted and incorporated into the EPA-approved SIP:

- Part 200, General Provisions.
- Part 201, Permits and Certificates.
- Part 202, Emissions Testing, Sampling and Analytical Determinations.
- Part 205, Photochemically Reactive Solvents and Solvents From Certain Processes—New York City Metropolitan Area.
- Part 207, Control Measures For An Air Pollution Episode.
- Part 211, General Prohibitions.

- Part 212, Process and Exhaust and/or Ventilation Systems.
- Part 213, Contaminant Emissions From Ferrous Jobbing Foundries.
- Part 214, By-Product Coke Oven Batteries.
- Part 215, Open Fires.
- Part 216, Iron and/or Steel Processes.
- Part 219, Incinerators.
- Part 220, Portland Cement Plants.
- Part 222, Incinerators—New York City, Nassau and Westchester Counties.
- Part 223, Petroleum Refineries.
- Part 224, Sulfuric and Nitric Acid Plants.
- Part 225, Fuel Composition and Use.
- Part 226, Solvent Metal Cleaning Processes.
- Part 227, Stationary Combustion Installations.
- Part 228, Surface Coating Processes.
- Part 229, Gasoline Storage and Transfer.
- Part 231, Major Facilities.

EPA noted and informed the State that the following rules, not identified or addressed in the State's August 10, 1979 submission, are, in fact, also currently a part of the New York SIP:

- "Old" Part 216, Smoke.
- Part 217, Emissions From Motor Vehicles Propelled By Gasoline Engines.
- Part 218, Emissions From Vehicles Propelled By Diesel Engines.
- Part 221, Asbestos—Containing Surface Coating Materials.
- "Old" Part 226, Fuel Composition and Use—Stationary Air Contaminant Sources.
- Part 230, Fuel Composition and Use—Niagara Frontier.

On May 12, 1980, the State clarified these omissions. According to the State, all of the following regulations should be deleted from the SIP:

- "Old" Part 216, "old" Part 226, and Part 230, as a result of revocation carried out by the State on November 27, 1972, and
- Parts 217, 218, and 221, based on the claim that these regulations are not needed for attainment of air quality standards and, therefore, are not integral to the State's control strategy.

The State, in its August 10 submission, also requested that Part 203, "Indirect Sources of Air Contamination," be revoked. EPA's action on the State's requests regarding Parts 203, "old" 216, 217, 218, 221, "old" 226, and 230 are discussed in Subsection II.1, and summarized in Section III of today's notice.

As discussed earlier in Subsection I.1 of today's notice, the approvability of the following regulations was addressed in EPA's actions on New York's Part D SIP revision:

- Revisions to Parts 200, 205, 214 and 223;
- New rules promulgated as Parts 216, 226, 228, 229 and 231; and
- Revocation of Part 204.

Since they are being handled through other rulemaking actions, these regulations are not discussed in today's notice (except to the extent that an "old" version of some of the new rules may exist and must be addressed).

In addition, based on EPA's review, the following regulations have not been revised from the form in which they currently appear in the New York SIP and, therefore, require no action by EPA: Parts 213, 215, 219 and 222.

With regard to the remaining regulations of those submitted by the State on August 10, 1979, EPA's proposed action is discussed in Subsection II.2 of today's notice and is summarized in Section III.

- Revisions to Parts 201, 202, 207, 211, 212, 220, 225 and 227; and
- Newly adopted Part 224.

Adequate certification of public hearing and adoption of these regulations was provided to EPA by the State on April 21, 1980.

## II. EPA's Proposed Action

### II.1 EPA's action on Parts 203, "old" 216, 217, 218, 221, "old" 226, and 230.

a. *Part 203, Indirect Sources of Air Contamination.* This regulation provides procedures and requirements for review of indirect sources of air pollution, such as roads, parking lots, or airports. The State is requesting deletion of Part 203 from the SIP on the basis that its provisions are revocable under Section 110(a)(5)(A)(iii) of the Clean Air Act. The State points out that the SIP relies "on strategies other than Part 203 for control of significant new indirect sources; for example, input pursuant to NEPA [the National Environmental Policy Act], 6 NYCRR 618 (Implementation of State Environmental Quality Review Act), and New York City Planning Commission regulations concerning new parking facilities in the New York City Core Area."

On December 6, 1979, the U.S. Court of Appeals for the Second Circuit issued a decision in *Manchester Environmental Coalition v. United States Environmental Protection Agency*, — F.2d — (No. 79-4062, 2d Cir. doc. December 6, 1979) which provides background to the present situation. The Court's decision set forth a procedure whereby EPA must focus on whether the SIP, as a whole, including the revocation of the indirect source program, is adequate to comply with Part D requirements of the Clean Air Act. If a

state's Part D ozone and carbon monoxide submission(s) are approved or conditionally approved, then the state's request to delete its indirect source program can also be approved.

With the exception of the New York State portion of the New Jersey—New York—Connecticut Air Quality Control Region (the New York City metropolitan area), EPA has taken action to approve the New York SIP with regard to all designated carbon monoxide and ozone nonattainment areas. Deletion of Part 203 from the provisions of the SIP was one of the issues addressed in the course of the State hearings. Since the New York SIP, with the exception of provisions addressing the New York City metropolitan area, has been conditionally approved, EPA proposes to find the State's request approvable and to delete Part 203 from the New York SIP as applicable to areas outside the New York City metropolitan area.

EPA has yet to take final action as to whether the New York SIP's provisions applicable to the New York City metropolitan area meet all Part D requirements. In fact, EPA has proposed disapproval of one aspect of the plan, based on its failure to provide adequate public transportation improvement measures. On this basis, EPA proposes to disapprove the State's request to delete Part 203 for the New York City metropolitan area. If EPA's proposed position on the approvability of the plan's provisions for the New York City metropolitan area is changed, the State's request will be reviewed again in this new context.

b. *"Old" Part 216, Smoke.* "Old" Part 216 provided visible emission limitations applicable to combustion installations. The State has revoked this Part and incorporated its provisions into Section 211.3 of Part 211, "General Prohibitions" (this and other changes to Part 211 are discussed in Subsection II.2.b of today's notice). Because Section 211.3 is at least as restrictive as "old" Part 216, EPA proposes to approve the State's revocation and delete "old" Part 216 from the New York SIP.

c. *Part 217, Emissions From Motor Vehicles Propelled By Gasoline Engines.* Part 217 provides emissions limitations and equipment specifications applicable to in-use vehicles. These provisions are generally related to implementation of a motor vehicle emission inspection and maintenance program. The State's request that this Part be revoked from the provisions of the SIP, even though the State has not taken action to revoke this Part from its own code of rules and regulations, is based on a claim that this regulation is not necessary for attainment or

maintenance of air quality standards. EPA disagrees with this position, in part.

While the State was not required to, and did not submit a motor vehicle emission inspection and maintenance program as a part of its upstate ozone and carbon monoxide Part D SIP revisions, such a program is a key part of the New York City metropolitan area plan. New emission limitations for use in conjunction with this program will be promulgated by the State during 1981.

EPA recognizes that these emission limitations may not be promulgated by the State as revisions to Part 217 (for example, they may appear as revisions to New York State Department of Motor Vehicles' regulations). However, because Part 217 has not yet been demonstrated as not being necessary for attainment and maintenance of national ambient air quality standards in the New York City metropolitan area and the State's proposed deletion has not been subject to public participation, EPA proposes to disapprove the State's request.

d. *Part 218, Emissions From Vehicles Propelled By Diesel Engines.* Part 218 provides visible emission and idling limitations applicable to operation of diesel engines. The State's request that this Part be revoked from the provisions of the SIP is based on an unsupported claim that this regulation is not necessary for attainment or maintenance of air quality standards. The State has not taken action to revoke this Part from its own code of rules and regulations. In addition, EPA notes that the State has failed to meet procedural requirements for revising its SIP; the proposed deletion of Part 218 has not been subjected to public participation. Therefore, on the basis that both substantive and procedural requirements have not been met, EPA proposes to disapprove the State's request.

e. *Part 221, Asbestos-Containing Surface Coating Materials.* This Part prohibits the spraying of asbestos or asbestos-containing materials for surface coating. Since asbestos is not a criteria pollutant regulated under the provisions of SIPs, EPA proposes to approve the State's request for revocation and delete Part 221 from the New York SIP. It should be noted that, while EPA is proposing to delete Part 221 from the provisions of the SIP, this regulation will remain in effect as part of the New York Code of Rules and Regulations. Further, the prohibition invoked is federally enforceable under provisions of Section 112 of the Clean Air Act, "National Emission Standards for Hazardous Air Pollutants," and regulations promulgated in the Code of

Federal Regulations, Title 40, Chapter I, Part 61, Subpart B.

f. *"Old" Part 226, Fuel Composition and Use—Stationary Air Contaminant Sources.* "Old" Part 226 provided fuel sulfur content limitations applicable to sources located in New York State, outside of the five counties within the City of New York and the Counties of Nassau, Suffolk, Rockland, and Westchester. Insofar as these limitations have been incorporated into Part 225, "Fuel Composition and Use" (as discussed in Subsection II.2.h of today's notice), EPA proposes to approve the State's revocation and delete "old" Part 226 from the New York SIP.

g. *Part 230, Fuel Composition and Use—Niagara Frontier.* Part 230 provided fuel sulfur content limitations applicable to sources located in Erie and Niagara Counties. Insofar as these limitations have been incorporated in Part 225, "Fuel Composition and Use" (as discussed in Subsection II.2.h of today's notice), EPA proposes to approve the State's revocation and delete Part 230 from the New York SIP.

II.2 EPA's action on Parts 201, 211, 212, 220, 225, and 227.

a. *Part 201, Permits and Certificates.* Part 201 provides terms for the issuance, modification, suspension, or revocation of permits to construct and certificates to operate it; it requires permits for commencing construction of and certificates for operating an air contamination source; it contains exemption provisions; and it provides discretion to the Commissioner to delegate its enforcement provisions to local agencies. The substantive revisions made to this rule are as follows:

—The addition of a new requirement that "the operation of the source will not result in a violation of any applicable control strategy of a federally approved air quality implementation plan in effect at the time that an application is submitted." (Section 201.4(a)(3)).

EPA proposes to find this requirement acceptable insofar as it provides consistency with the underlying Clean Air Act mandate of attainment and maintenance of national ambient air quality standards. It should be noted that, in its development of Part D SIP revisions, the State demonstrated attainment of certain national ambient air quality standards by projecting, based on "growth factors," 1975 source operations to 1982. Since, the State's control strategy demonstration was premised on projected 1982 emission levels, it is EPA's interpretation that Section 201.4(a) requires that any increase in a major source's emissions

of sufficient magnitude to make the provisions of Part 231, "Major Facilities," applicable will also require the "offset" of any minor source emission increases above the level projected for 1982. EPA will use this interpretation in its enforcement of the SIP's provisions.

—The inclusion of a provision for the use of "enforcement discretion" when a violation of an applicable rule is caused by a malfunction. (Section 201.5(d)).

This provision treats excess emissions as violations of the SIP, but provides criteria by which such violations may be exempted from enforcement action. Exemptions are based on proof, to be submitted by an official at the responsible source, that a "malfunction" has occurred. Insofar as this mechanism is consistent with the EPA "malfunction" policy discussed (in a different but related context) in an April 27, 1977 Federal Register notice (42 FR 21472), EPA proposes to find this provision acceptable.

—The addition of the following operations as exempt from the provisions of the regulation:

- "Processes in a sand and gravel or stone crushing plant where water is used other than for dust suppression," and

- "Surface coating operations from which emissions are released to the outdoor atmosphere other than through a stack."

(Section 201.6).

Since these revisions serve to exempt the identified source categories only from permit requirements and not from substantive control requirements, EPA proposes to find them acceptable.

—Previously existing exemptions contained in the regulation for the following operations have been deleted:

- "Exhaust or ventilating systems for fuel, solvent or paint storage tanks, rooms or cabinets where the average emission rate is equivalent to a maximum of one gallon of solvent used in any hour and the total annual emission of solvent does not exceed 110 gallons,"

- "Process, exhaust or ventilating systems in dry cleaning establishments servicing the retail trade only,"

- "Process, exhaust or ventilating systems in municipal sewage treatment plants but not including sewage sludge incineration,"

- "Exhaust or ventilating systems for printing, spray, dip or roller coating where the average emission rate is equivalent to a maximum of one gallon of solvent used in any hour and the total annual emission of solvent does not exceed 110 gallons," and

- "Exhaust or ventilating systems for nonaqueous solvent degreasers where the solvent make-up is equivalent to a maximum of one gallon of solvent used in any hour and the total annual emissions of solvent does not exceed 110 gallons."

Insofar as these revisions serve to remove exemptions and thus provide regulatory permit requirements for additional sources, EPA proposes to find the revisions acceptable.

—The addition of new provisions allowing a source, which is in compliance with applicable rules and regulations, to meet the pre-existing requirements when it is voluntarily shut down and later activated or when such a source voluntarily replaces or upgrades air cleaning equipment (Sections 201.8 and 201.9). In light of the mechanism for assuring continued "reasonable further progress" toward attainment of national ambient air quality standards and control strategy adequacy, as provided by Section 201.4(a), EPA proposes to find this revision acceptable. In this context, it must be noted that EPA interprets that the requirements of Section 201.4(a) are controlling with respect to permit issuance and recertification.

b. *Part 202, Emissions Testing, Sampling, and Analytical Determinations.* Part 202 provides testing and notification requirements. The State's revisions to this Part provide language clarification, reference to EPA "reference" test methods, extend the period for submitting stack test reports from 30 to 60 days, and prohibit dilution of stack emissions. Since these changes are administrative in nature and do not affect any control strategy requirements, EPA proposes to find the revisions acceptable.

c. *Part 207, Control Measures For An Air Pollution Episode.* Part 207 defines requirements for submittal and implementation of "action plans" by "significant sources" to abate emissions during "meteorological air pollution episodes." The State's revision to this Part consists of deletion of certain source categories previously specifically cited as examples of significant sources. Since the definition of a "significant air contamination source" states that "[t]his category includes, but is not limited to . . . [the cited source categories]," EPA considers this revision to be nonsubstantive. On this basis, EPA proposes to find it acceptable.

d. *Part 211, General Prohibitions.* This rule, as previously discussed in EPA's actions on Part D SIP revisions (see Subsection I.1 of today's notice), contains a general prohibition against polluting the air, a prohibition, except

under certain circumstances, against the use of volatile organic compounds to liquify asphalt used for paving purposes, and visible emission limitations applicable to sources whose visible emissions are not elsewhere specifically regulated. The last of these elements, the addition of generic visible emission limitations (Section 211.3), was not discussed by EPA in its Part D SIP actions. In addition, several non-substantive revisions to Sections 211.1 and 211.2, which serve to clarify this rule, were not previously referenced or discussed in detail. These revisions define the terms "asphalt," "cutback asphalt," and "penetrating prime coat" (Section 211.1) and clarify the prohibition on air pollution (Section 211.2). Since the visible emission limitation is consistent with generic standards of this nature, and the other revisions are considered non-substantive, EPA proposes to find Part 211, as revised, acceptable.

e. *Part 212, Process and Exhaust and/or Ventilation Systems.* This rule, as previously discussed in EPA's actions on Part D SIP revisions (see Subsection I.1 of today's notice), contains general emission limits applicable to process sources for which no specific State regulations exist. EPA action to date on revised Part 212 has been limited to approving those revisions which served to exempt processes now covered by other specific State regulations. However, Part 212 has been revised from the form currently contained in the New York SIP to a much greater extent than this. The substantive revisions made to this Part, but not previously addressed in EPA's actions, are as follows: sources subject to emission limitations which are derived on the basis of process weight rates have been specifically identified. As a result, it is clear that other sources not so identified are to have their allowable emissions calculated on the basis of exhaust concentration (Sections 212.3(b) and 212.4(c)). This clarification is consistent with previous State practice, and, therefore, EPA proposes to find it acceptable. The pre-existing alternative concentration limitation (pounds per 1000 pounds of undiluted exhaust gas at actual conditions), applicable to sources where emission limitations are to be calculated on the basis of process weight rates and which have process weight rates above 100,000 pounds per hour, has been deleted (Sections 212.3(a) and 212.4(a)).

The emission rate (pounds per hour) standards, applicable to new sources where allowable emissions are to be calculated on the basis of process

weight rates and which have process weight rates over 250,000 pounds per hour, have been replaced with a concentration standard (Section 212.4(a)).

Insofar as the new standards are generally more restrictive than the existing standards, EPA proposes to find this revision acceptable.

—Table 2 has been clarified to identify the specific "degree of air cleaning required" (expressed as a percentage) for affected sources; previously a range of percentages was provided.

—Insofar as the revision is consistent with the previous interpretation and practical application of the requirements, EPA proposes to find this revision acceptable.

—There has been a clarification of the requirements for addressing emissions from two or more sources when vented through a single emission point and for addressing emissions from one source when vented through more than one emission point (Section 212.5). EPA proposes to find these revisions acceptable, insofar as no change in applicable emission limitations would result.

—Limitations on visible emissions have been added (Section 212.7). EPA proposes to find this revision acceptable, since these limitations are consistent with generic standards of this nature.

—Provisions have been added to allow variances from the emission and visible emission limitations contained in this Part (Sections 212.5(d) and 212.7(b)). Such variances can be granted only if the source is applying "best available control technology." Since adequate air quality protection is assured by the provision of Section 201.4 of Part 201, EPA can find this variance provision acceptable. However, it should be noted that EPA will not be bound by any agreement between the source and the State unless the agreement's provisions are incorporated into the SIP through the formal SIP revision process.

*f. Part 220, Portland Cement Plants.* Part 220, "Particulate Emissions From Cement and Lightweight Aggregate Industry Pyroprocesses," is currently part of the EPA-approved SIP. The revisions made to this Part are as follows:

—Its provisions have been changed to be applicable only to kilns and clinker coolers at portland cement plants. Other sources, previously regulated under Part 220, now have become subject to the provisions of Part 212, which are more stringent than those which used to be contained in Part 220. The standards applicable to kilns and clinker coolers at

portland cement plants have also been made more stringent.

—Limitations on visible emissions have been added (Section 220.4).

EPA proposes to find these revisions acceptable, on the basis that these provisions are considered consistent with generic standards of this nature.

*g. Part 224, Sulfuric and Nitric Acid Plants.* This rule, submitted to EPA for the first time for incorporation into the SIP, contains nitrogen oxide emission limitations for sources used in producing nitric acid; sulfur dioxide and sulfuric acid mist emission limitations for sources used in producing sulfuric acid; visible emission limitations for sources used in producing nitric or sulfuric acid; and stack monitoring requirements. Insofar as the provisions of this rule are consistent with the State's control strategy adequacy demonstrations (contained in the State's Part D SIP revision submissions) and with EPA guidelines on "reasonably available control technology" for such sources, EPA proposes to find this rule approvable.

*h. Part 225, Fuel Composition and Use.* Part 225 provides generally applicable limitations on the sulfur content of fuels. Aside from one revision, dealing with the sulfur content of fuels used in the City of Buffalo and South Lackawanna which was discussed in EPA's action on the Part D SIP revision for the Niagara Frontier (see 45 FR 28371, April 29, 1980 and 45 FR 74472, November 10, 1980), the following substantive revisions were found in the course of EPA's review:

—The currently approved version of Part 225 provides that the sulfur content of coal used in a source converting from fuel oil or gas to coal shall not exceed 0.55 times the applicable sulfur content for oil (through application of this factor, sulfur oxide emissions would remain unchanged). This provision has now been limited to nonattainment areas and areas where it is determined that such a conversion would cause a contravention of the air quality standards for sulfur oxides (Section 225.1(b)). With regard to attainment areas, the revision does not limit coal sulfur content to 0.55 times the sulfur content of the previously used oil and, therefore, does not provide adequate assurance that "prevention of significant deterioration" increments will not be contravened in areas where a prevention of significant deterioration permit is required. On this basis, EPA proposes to disapprove this revision as being inconsistent with 40 CFR 51.24. Additionally, a source permitted to use higher than normal sulfur content oil under a "special limitation" (issued pursuant to Section 225.2) and wishing to burn coal is now limited to 0.55 times

the "special limitation" oil sulfur content or the generic sulfur limitation for coal established by Part 225, whichever is greater.

—In the "General exemptions" section (Section 225.5), a factor to accommodate refuse derived fuel has been added to a formula for use in regulating fuel mixtures. Since this formula does not permit increased sulfur dioxide emissions and is consistent with general practice, EPA proposes to find this revision acceptable.

—Installations located in the Metropolitan New York City Area, which have used coke or coal regularly and continuously since December 31, 1967, are now exempted from the generic standards of Part 225 (Section 225.5(d)). Installations with a total rated heat input capacity equal to or less than one million BTU per hour are permitted the continued, but not increased, use of coal or coke, provided that such fuel has been the regular fuel continuously since 1967, and the maximum sulfur content does not exceed 0.75 percent by weight; larger installations may be permitted the continued, but not increased, use of coal or coke, in compliance with special limitations formally incorporated into the federally approved SIP. Insofar as these provisions require status quo and the Metropolitan New York City Area is currently attaining sulfur oxides air quality standards, EPA proposes to find this revision acceptable.

*i. Part 227, Stationary Combustion Installations.* Part 227 provides particulate matter and nitrogen oxides emission limitations, visible emissions limitations, and stack monitoring requirements applicable to stationary combustion sources throughout the State. The revisions made to this Part are as follows:

—Particulate matter emission limitations for stationary combustion installations with a maximum operating total heat input capacity of between 50 million BTU per hour and 250 million BTU per hour have been relaxed from 0.1 pound per million BTU heat input to 0.2 pound per million BTU heat input. Particulate matter emission limitations for stationary combustion installations with a maximum operating total heat input capacity of less than 50 million BTU per hour have been deleted (Section 227.3(a)).

In urban nonattainment areas "small" stationary combustion installations, in the aggregate, can contribute substantially to particulate matter standard contraventions. The State has not quantified the emissions increase potentially resulting from this revision. While air quality standard attainment

demonstrations were included in the State's Part D SIP revision submittals, these did not analyze the effect of this proposed change. In view of the fact that many areas in New York State continue to violate particulate matter ambient air quality standards and that an adequate air quality impact evaluation was not provided by the State, EPA proposes to disapprove this revision.

—Provisions have been added to allow variances from the visible emission limitations contained in this Part (Section 227.4(c)) for installations with a maximum operating heat input capacity greater than 50 million BTU per hour. Such variances can be granted only if the source is applying "best available control technology." Since adequate air quality protection is assured by the provisions of Section 201.4 of Part 201, EPA proposes to find this variance provision acceptable. However, it should be noted that EPA will not be bound by any agreement between the source and the State unless the agreement's provisions are incorporated into the SIP through the formal SIP revision process.

—A provision has been added to exempt gas turbines and internal combustion engines from compliance with the nitrogen oxides emission limitations contained in this Part (Section 227.5(b)).

Although the State is currently attaining the nitrogen oxides standard, this revision represents a relaxation of the current control strategy. As such, it must be accompanied by air quality impact analysis demonstrating that the revised plan assures continued attainment and maintenance of the standard. Since the State has not provided any demonstration, EPA proposes to disapprove this revision. Such a demonstration should assess the impact of diesel fired cogeneration units, which are being installed at an increasing rate. It should be noted that these units are exempt from permit requirements under the provisions of Section 201.6(d) and have the potential to emit substantial amounts of nitrogen dioxide.

—The following provisions have been added to Section 227.6 dealing with stack monitoring requirements:

- The exemption of gas turbines from stack monitoring requirements (Section 227.6(a)). Insofar as this exemption is inconsistent with provisions of 40 CFR 51.19(e), EPA proposes to disapprove it.
- The exemption from stack monitoring requirements of stationary combustion installations which can demonstrate through stack testing that their emissions of nitrogen oxides are 30 percent or more below the applicable

emission standard (Section 227.6(b)). Since this exemption is consistent with provisions of 40 CFR 51.19(e), EPA proposes to approve this revision.

- "Excess emission" reporting provisions have been added (Section 227.6(d)). EPA finds these consistent with 40 CFR 51.19(e) and, therefore, proposes to approve them.

- Other provisions for granting exemptions from stack monitoring and reporting requirements have been added. These generally are based on the Commissioner's judgment of the availability (i.e., inaccuracy, economic burden, equivalency of alternate methods, or physical limitations) of continuous stack monitoring systems (Section 227.6(f)). These provisions are inconsistent with 40 CFR 51.19(e) and, therefore, EPA proposes to disapprove them.

### III. Summary of EPA's Proposed Action

Based on EPA's review and comparison with corresponding provisions of the currently approved SIP, EPA is proposing to approve the majority of the State's proposed revisions. In summary, the following actions, beyond those already proposed or promulgated with regard to the State's Part D SIP revisions, are being proposed today:

Rule	Proposed action
Part 200, General Provisions	None required.
Part 201, Permits and Certificates	Approval of revisions.
Part 202, Emissions Testing, Sampling and Analytical Determinations	Approval of revisions.
Part 203, Indirect Sources of Air Contamination	Approval of request to remove from SIP for "up-state" areas. Disapproval of request to revoke in New York City metropolitan area.
Part 204, Hydrocarbon Emissions From Storage and Loading Facilities—New York City Metropolitan Area	None required.
Part 205, Photochemically Reactive Solvents and Solvents From Certain Processes—New York Metropolitan Area	None required.
Part 207, Control Measures For An Air Pollution Episode	Approval of revisions.
Part 211, General Prohibitions	Approval of revisions.
Part 212, Process and Exhaust and/or Ventilation Systems	Approval of revisions.
Part 213, Contaminant Emissions From Ferrous Jobbing Foundries	None required.
Part 214, By-Product Coke Oven Batteries	None required.
Part 215, Open Fires	None required.
"Old" Part 216, Smoke	Approval of request to revoke.
Part 216, Iron and/or Steel Processes	None required.
Part 217, Emissions From Motor Vehicles Propelled By Gasoline Engines	Disapproval of request to remove from SIP.

Rule	Proposed action
Part 218, Emissions From Vehicles Propelled By Diesel Engines	Disapproval of request to remove from SIP.
Part 219, Incinerators	None required.
Part 220, Portland Cement Plants	Approval of revisions.
Part 221, Asbestos-Containing Surface Coating Materials	Approval of request to remove from SIP.
Part 222, Incinerators—New York City, Nassau and Westchester Counties	None required.
Part 223, Petroleum Refineries	None required.
Part 224, Sulfuric and Nitric Acid Plants	Approval of new rule.
Part 225, Fuel Composition and Use	Approval of revisions, with the exception of 225.1(b).
"Old" Part 226, Fuel Composition and Use—Stationary Air Contaminant Sources	Approval of request to remove from SIP.
Part 226, Solvent Metal Cleaning Processes	None required.
Part 227, Stationary Combustion Installations	Approval of revisions, with the exception of 227.3(a), 227.5(b), 227.6(a), and 227.6(f).
Part 228, Surface Coating Processes	None required.
Part 229, Gasoline Storage and Transfer	None required.
Part 230, Fuel Composition and Use—Niagara Frontier	Approval of request to revoke.
Part 231, Major Facilities	None required.

These actions, with respect to the State's August 10, 1979 submission, will be reflected in revisions to 40 CFR Part 52, Subpart HH, including revisions to Section 52.1670, "Identification of plan." In order to clarify the status of rules which comprise the New York SIP, a new section, detailing the applicable Part number and its effective date, will be promulgated.

### IV. Public Comments

This notice is issued as required by Section 110 of the Clean Air Act, as amended, to advise the public that comments may be submitted within 60 days of the date of publication of this notice on whether the proposed SIP revision should be approved or disapproved. The Administrator's decision regarding approval or disapproval of this proposed SIP revision will be based on whether it meets the requirements of Section 110 of the Clean Air Act and EPA regulations in 40 CFR 51.

Pursuant to the provisions of 5 U.S.C. Section 605(b), I hereby certify that the attached rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This action would not impose any new requirements. Moreover, due to the nature of the federal-state relationship, federal inquiry into the economic reasonability of the state actions would serve no practical purpose and could well be improper.

Under Executive Order 12291, EPA must judge whether a regulation is

"Major" and therefore subject to the requirement of a Regulatory Impact Analysis. This regulation is not "Major" because generally, it only proposes to approve regulations presently applying under New York State law. A few regulatory provisions are proposed for disapproval. This has the effect of preserving the Status Quo, leaving in effect similar provisions that are currently part of the applicable State Implementation Plan.

This regulation was submitted to the Office of Management and Budget for review as required by Executive Order 12291. Any comments from OMB to EPA and EPA response to those comments are available for public inspection at: Air Branch US EPA Region II, 26 Federal Plaza, Room 1005, New York, New York, 10278 Tel. (212) 264-2517.

(Sections 110 and 301 of the Clean Air Act, as amended (42 U.S.C. 7410 and 7601))

Dated: February 12, 1981.

Charles S. Warren,

Regional Administrator, Environmental Protection Agency.

(FR Doc. 81-9869 Filed 3-31-81; 8:45 am)

BILLING CODE 6560-30-M

#### 40 CFR Part 62

[A-3-FRL 1786-8]

#### Approval and Promulgation of State Plans for Designated Facilities and Pollutants

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** Regulations promulgated under the provisions of section 111(d) of the Clean Air Act, as amended, requires States to submit plans to control emissions of "designated pollutants" from "designated facilities." If no "designated facility" exists within a State, that State is required to submit a letter (which is called a negative declaration) to EPA. This rule discusses plans required for the control of fluoride emissions from existing primary aluminum plants, control of sulfuric acid mist emissions from existing sulfuric acid production units, and control of total reduced sulfur emissions from existing kraft pulp mills. The District of Columbia submitted negative declarations to the EPA Region III office advising that there are no existing sulfuric acid production plants, existing kraft pulp mills or existing primary aluminum plants subject to the requirements of Subpart B of 40 CFR Part 60 in the District, and the Commonwealths of Virginia and Pennsylvania have certified that there

are no facilities which must be regulated under the guidelines for the control of fluoride emissions from existing primary aluminum plants in their respective States. Therefore, EPA is proposing to approve these negative declarations as a rule, and is requesting written comments from all interested persons by the date indicated below.

**DATE:** Comments must be received on or before May 1, 1981.

**ADDRESSES:** Copies of the negative declarations and accompanying information are available for inspection during normal business hours at the following offices:

U.S. Environmental Protection Agency, Region III, Curtis Building, 6th and Walnut Sts., Philadelphia, PA 19106, Attention: Ms. Joanne McKernan (3AH11).

Public Information Reference Unit, Library Systems Branch, EPA (PM 213), Room 2922, 401 "M" St. SW., Washington, D.C. 20460.

All comments on the negative declarations submitted within 30 days of publication of this notice will be considered and should be directed to:

Ms. Joanne McKernan, E.P.S., DC, MD, VA Sections, Air Programs Branch (3AH11), Air, Toxics, and Hazardous Materials Division, U.S. Environmental Protection Agency, Region III, 6th and Walnut Sts., Philadelphia, PA 19106, Attention: AH201/202/203.

#### FOR FURTHER INFORMATION CONTACT:

Ms. Joanne McKernan, U.S. Environmental Protection Agency, Region III, 6th and Walnut Streets, Philadelphia, PA 19106, telephone number (215) 597-8182.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 111(d) of the Clean Air Act, as amended, EPA promulgated regulations, at 40 CFR Part 60, which require States to submit plans to control emissions of "designated pollutants" from "designated facilities." EPA is responsible for designating the facilities and pollutants for which States must develop plans. The pollutants which have been designated for control under section 111(d) are *not* those for which ambient air quality standards have been established under section 108 of the Act (referred to as "criteria" pollutants) nor are they listed as hazardous pollutants under section 112. Section 111(d) requires control of certain pollutants at *existing* sources whenever standards of performance have been established under section 111(b) for those pollutants from new sources of the same type.

EPA's actions in determining approval, disapproval, and promulgation

of State plans must be made public. Final guideline documents specifying emission guidelines and time for compliance were published in September, 1977 for Control of Sulfuric Acid Mist Emissions (EPA-450/2-77-019); in August, 1979, for Control of Fluoride Emissions, (EPA-450/2-78-049b) and in March 1979, for Control of Total Reduced Sulfur (TRS) Emissions (EPA-450/2-78-003b). State plans were required by October 31, 1978 for the control of sulfuric acid mist from sulfuric acid production plants, by February 22, 1980 for the control the TRS emissions from existing kraft pulp mills, and by January 19, 1981 for the Control of Fluoride Emissions from Existing Primary Aluminum Plants. In the event a State does not have a particular "designated facility" located in that State, a letter must be submitted indicating this to EPA. These letters are called "negative declarations." The District of Columbia submitted negative declarations to the EPA Region III office advising that there are no existing sulfuric acid production plants, existing kraft pulp mills or existing primary aluminum plants subject to the requirements of Subpart B of 40 CFR Part 60 in the District, and the Commonwealths of Virginia and Pennsylvania have certified that there are no facilities which must be regulated under the guidelines for the control of fluoride emissions from existing primary aluminum plants in their respective States.

By submitting negative declarations as stated above, Pennsylvania, Virginia and the District of Columbia have fulfilled their responsibility for submitting State plans for control of designated pollutants from existing facilities in the source categories specified, as required by 40 CFR 60.23.

On November 3, 1978, EPA published a Final Rule (43 FR 51393) establishing a new Part 62, "Approval and Promulgation of State Plans for Designated Facilities and Pollutants." Today's action, as well as future actions involving other "designated facilities" and other non-criteria pollutants will be proposed for public comment under this new Part.

The negative declarations referred to above are being proposed under Subparts I, NN, and VV. The public is invited to submit written comments on this proposed rulemaking action. The Administrator has made a tentative decision to approve this proposed revision to Part 62. A final decision will be based on the comments received and on a determination that the information submitted by the States meets the

requirements of section 111(d) of the Clean Air Act and 40 CFR Part 60, Subpart B, *Adoption and Submittal of State Plans for Designated Facilities*. Comments received by EPA will be made available for public inspection during normal business hours at the addresses indicated in this Notice.

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that this proposed rule will not, if promulgated, have any significant economic impact on a substantial number of small entities. This action only serves to advise the public that there are no facilities subject to the requirements of Subpart B of 40 CFR Part 60 in the categories specified in this proposed rule. It will impose no significant impacts. On January 27, 1981, the Administrator published the required certification for all SIP approvals under section 110 of the act at 45 FR 8709.

Under Executive Order 12291, EPA must judge whether a regulation is "major" and therefore subject to the requirement of a Regulatory Impact

Analysis. This regulation is not Major because it identifies where State plans are not needed and thereby eliminates further regulatory requirements.

This regulation was submitted to the Office of Management and Budget for review as required by Executive Order 12291. Any comments from OMB to EPA and any EPA response to those comments are available for public inspection at: U.S. EPA Region III, Curtis Building, 6th and Walnut Streets, Philadelphia, PA 19106.

Dated: February 13, 1981.

**Alvin R. Morris,**

*Acting Regional Administrator.*

[FR Doc. 81-9878 Filed 3-31-81; 8:45 am]

**BILLING CODE 6560-38-M**

---

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

**41 CFR Ch. 51**

**Semiannual Agenda of Regulations**

**AGENCY:** Committee for Purchase from

the Blind and Other Severely Handicapped.

**ACTION:** Semiannual agenda of significant regulations under development or review.

**SUMMARY:** Pursuant to Section 5 of Executive Order 12291 and Section 610 of the Regulatory Flexibility Act, the Committee during the period April 1, 1981 through September 30, 1981, is not planning to issue any major rules as defined in Executive Order 12291 or to issue or review any rules which would have a significant economic impact on a substantial number of small entities as defined in the Regulatory Flexibility Act.

**FOR FURTHER INFORMATION CONTACT:** Mr. C. W. Fletcher, Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 14th Street North, Suite 610, Arlington, Virginia 22201. Telephone: 703/557-1145.

**C. W. Fletcher,**  
*Executive Director.*

[FR Doc. 81-9556 Filed 3-31-81; 8:45 am]

**BILLING CODE 6820-33-M**

# Notices

Federal Register

Vol. 46, No. 62

Wednesday, April 1, 1981

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.

## CIVIL AERONAUTICS BOARD

[Order 81-3-147; Docket 39313]

### Aspen Airways, Inc., Additional Points Proceeding

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order to Show Cause (81-3-147).

**SUMMARY:** The Board is instituting the *Aspen Airways, Inc. Additional Points Proceeding* and is proposing to grant authority to Aspen Airways at San Diego, California under expedited procedures of Subpart Q of its Procedural Regulations. The tentative findings and conclusions will become final if no objections are filed.

The complete text of this order is available as noted below.

**DATE:** Objections: All interested persons having objections to the Board issuing the proposed authority shall file, and serve upon all persons listed below, no later than April 30, 1981, a statement of objections, together with a summary of the testimony, statistical data, and other materials expected to be relied upon to support the stated objections.

**ADDRESSES:** Objections to the issuance of a final order should be filed in Docket 39313 which we have entitled the *Aspen Airways, Inc. Additional Points Proceeding*. They should be addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428.

In addition, copies of such filings should be served upon Aspen Airways, Inc.; California Public Utilities Commission, California Tahoe Regional Planning Agency; Mayors of Lake Tahoe, Santa Ana, and San Diego; Airport Managers of Lake Tahoe Airport, Orange County Airport and San Diego International Airport.

#### FOR FURTHER INFORMATION CONTACT:

John F. Brennan, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825

Connecticut Avenue, N.W., Washington, D.C. 20428 (202) 673-6064.

**SUPPLEMENTARY INFORMATION:** The complete text of Order 81-3-147 is available from our Distribution Section, Room 516, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the metropolitan area may send a postcard request for Order 81-3-147, to that address.

By the Bureau of Domestic Aviation: March 26, 1981.

Phyllis T. Kaylor,  
Secretary.

[FR Doc. 81-6794 Filed 3-31-81; 8:45 am]  
BILLING CODE 6320-01-M

[Docket 38748]

### Capitol International Airways, Inc., Violations of Part 250; Enforcement Proceeding; Assignment of Proceeding

This proceeding is hereby assigned to Administrative Law Judge William A. Pope, II. Future communications should be addressed to Judge Pope.

Dated at Washington, D.C., March 26, 1981.

Joseph J. Saunders,  
Chief Administrative Law Judge.

[FR Doc. 81-9797 Filed 3-31-81; 8:45 am]  
BILLING CODE 6320-01-M

[Order 81-3-134; Docket 37924]

### Priority and Nonpriority Domestic Service Mail Rates Investigation; Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 24th day of March, 1981.

By Order 78-11-80, the Board adopted a review procedure and updating formula for establishing final domestic service mail rates for future periods on a semi-annual basis. This order reflects all revisions adopted subsequently by the Board,<sup>1</sup> propose tentative final rates, and establishes revised temporary rates for the second quarter of 1981.

These rates shall serve as temporary rates for the second quarter of calendar year 1981 until the final rate order is issued. Since these rates are subject to retroactive adjustment, we waive the procedural requirements of Rule 310

<sup>1</sup> See Orders 79-7-16, 79-7-95, 79-12-128, 80-3-160, 80-3-161, 80-6-173, 80-9-114 and 81-1-142.

with respect to the establishment of the temporary rates.

The tentative final service mail rates set forth in the attached Appendix A reflect the application of the following cost escalation factors:

1. Fuel Cost: The cost per gallon as at May 15, 1981, the midpoint of the quarter for which the rates are to be effective, is estimated by (a) computing the average monthly increase in price over the latest four months; and (b) adding the four-month increase to the January 1981 average cost per gallon (See Appendix C); and

2. Other Costs: Cost escalation from April 1, 1980, to April 1, 1981, is based on comparison of unit costs for the year ended September 30, 1979, with unit costs for the year ended September 30, 1980.

The Board tentatively finds and concludes that:

(1) The fair and reasonable final rates of compensation to be paid in their entirety by the Postmaster General pursuant to the provisions of section 406 of the Federal Aviation Act of 1958, as amended, to the carriers for the transportation of that mail described in Order 79-7-16, ordering paragraph 3, subparagraphs (c), (d) and (e), between the points listed in subparagraph (c), *supra*, the facilities used and useful therefor, and the services connected therewith, for the period April 1 through June 30, 1981, are those rates set forth in the attached Appendix A.

(2) Order 79-7-16, ordering paragraph 3(g), shall be amended to read as follows: All weight in excess of the minimum chargeable weight per container established herein shall be charged at the sum of the full linehaul charge for the applicable service established in subparagraph (e) above, and the capacity-related portion of the terminal charge per pound originated as follows:

	in cents	
	Standard container	Daylight container
Apr. 1 through June 30, 1981	3.861	3.830

(3) The fair and reasonable temporary rates of compensation for the transportation of mail by aircraft in domestic service for the period July 1, 1981, until further Board order are the

final rates established for the period April 1 through June 30, 1981.

(4) The terms and conditions applicable to the transportation of each class of mail at the rates established here are those set forth in Order 79-7-16.

Therefore, in accordance with the Federal Aviation Act of 1958, as amended, particularly sections 204(a) and 406, and the Board's Procedural Regulations promulgated in 14 CFR, Part 302.

1. We direct all interested persons to show cause why the Board should not adopt the foregoing tentative findings and conclusions, and fix, determine and publish the final rates specified above to be effective April 1 through June 30, 1981;

2. We direct all interested persons having objections to the rates or to the tentative findings and conclusions proposed here to file with the Board a notice of objection within ten (10) days after the date of service of this order, and, if notice is filed, to file a written answer and any supporting documents within 30 days after service of this order;

3. If no notice is filed, or, if after notice, no answer is filed within the designated time, or if an answer timely filed raises no material issue of fact, we will deem all further procedural steps waived and we may enter an order incorporating the tentative findings and conclusions set forth here and fixing the final rates set forth in the attached Appendix A;

4. The fair and reasonable temporary rates of compensation for the transportation of mail by aircraft in domestic service for the period April 1, 1981, until further Board order are the rates set forth in the attached Appendix A; and

5. We shall serve this order upon all parties to this proceeding.

We shall publish this order in the **Federal Register**.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,<sup>2</sup>

Secretary.

[FR Doc. 81-9795 Filed 3-31-81; 8:45 am]

BILLING CODE 6320-01-M

[Order 81-3-135; Docket 37392]

### Transatlantic, Transpacific and Latin American Service Mail Rates Investigation; Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C.

<sup>2</sup> All Members concurred.

on the 24th day of March 1981.

By Order 78-12-159, the board adopted a review procedure and updating formula for establishing final international service mail rates for future periods on a semi-annual basis. This order reflects all revisions adopted subsequently by the Board,<sup>1</sup> proposes tentative final rates and establishes revised temporary rates for the second quarter of 1981.

These rates shall serve as temporary rates for the second quarter of calendar year 1981 until the final rate order is issued. Since these rates are subject to retroactive adjustment, we waive the procedural requirements of rule 310 with respect to the establishment of the temporary rates.

The tentative final service mail rates set forth in Appendix A reflect the application of the following cost escalation factors:

1. Fuel Cost: The cost per gallon as at May 15, 1981, the midpoint of the quarter for which the rates are to be effective, is estimated by computing the average monthly increase in price over the latest four months and adding the four-month increase to the January 1981 cost per gallon (see Appendix C); and

2. Other Costs: Cost escalation from April 1, 1980, to April 1, 1981, is based on a comparison of unit costs for the year ended September 30, 1979, with unit costs for the year ended September 30, 1980. A change in allocation procedures by Northwest has resulted in fewer costs being allocated to the Pacific entity noncapacity costs. To adjust for this anomaly, we have annualized the rate of change that occurred between the year ended March 31, 1980, and the year ended September 30, 1980.

The Board tentatively finds and concludes that:

(1) The fair and reasonable final rates of compensation to be paid in their entirety by the Postmaster General pursuant to the provisions of section 406 of the Federal Aviation Act of 1958, as amended, to the carriers for the transportation by aircraft of space-available mail, military ordinary mail and all other mail over their respective routes in the Atlantic, Pacific, and Latin American rate areas,<sup>2</sup> the facilities used and useful therefor, and the services connected therewith, for the period from April 1 through June 30, 1981, are those set forth in the attached Appendix A.

(2) The fair and reasonable temporary

<sup>1</sup> See Orders 79-7-17, 79-7-96, 80-1-25, 80-5-125, 80-7-10 and 81-2-86.

<sup>2</sup> The Atlantic, Pacific, and Latin American rate areas are delineated in Attachments 1, 2, and 3, respectively, to Order 79-7-17.

rates of compensation for the transportation of mail by aircraft in international services for the period July 1, 1981, until further board order shall be the final rates established for the period April 1 through June 30, 1981.

(3) The terms and conditions applicable to the transportation of each class of mail at the rates established here are those set forth in Order 79-7-17.

Therefore, in accordance with the Federal Aviation Act of 1958, as amended, particularly sections 204(a) and 406, and the board's Procedural Regulations promulgated in 14 CFR, Part 302.

1. We direct all interested persons to show cause why the Board should not adopt the foregoing tentative findings and conclusions, and fix, determine and publish the final rates specified above to be effective April 1 through June 30, 1981;

2. We direct all interested persons having objections to the rates or to the tentative findings and conclusions proposed here to file with the Board a notice of objection within ten (10) days after the date of service of this order, and, if notice is filed, to file a written answer and any supporting documents within 30 days after service of this order;

3. If no notice is filed, or, if after notice, no answer is filed within the designated time, or if an answer timely filed raises no material issue of fact, we will deem all further procedural steps waived and we may enter an order incorporating the tentative findings and conclusions set forth here and fixing the final rates set forth in the attached Appendix A;

4. The fair and reasonable temporary rates of compensation for the transportation of mail by aircraft in international services for the period April 1, 1981, until further Board order are the rates set forth in the attached Appendix A; and

5. We shall serve this order upon all parties in this proceeding.

We shall publish this order in the **Federal Register**.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,<sup>2</sup>

Secretary.

[FR Doc. 81-9796 Filed 3-31-81; 8:45 am]

BILLING CODE 6320-01-M

<sup>2</sup> All Members concurred.

[Order 81-3-118; Docket 39449; Agreement CAB 11759]

### Trans World Airlines, Inc.; Order of Clarification

#### Order

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 23rd day of March 1981.

On March 20, 1981, Trans World Airlines, Inc. (TWA) filed a petition requesting that the Board clarify its previous approval of the Prorate Agency conducted by the International Air Transport Association (IATA). TWA noted that the Board had originally approved the Prorate Agency in Order E-13146, November 7, 1958, and had implied continued approval of the agency in Order 79-10-93, October 16, 1979, where the Board exempted the carriers from filing prorate agreements for Board approval under section 412 of the Act.<sup>1</sup> Because the Prorate Agency is scheduled to meet again on March 30, 1981, TWA requested that the Board affirm that Order E-13146 is still in effect and that U.S. carriers may, with antitrust immunity, discuss international prorates at that meeting and at preparatory meetings.

Because of the need for immediate action, TWA notified all interested persons that comments should be filed with the Board by close of business on March 23, 1981. No comments were received by that date.

We have decided to issue an order responding to TWA's request without waiting the normal seven business days for filing of answers to petitions.<sup>2</sup> Since the IATA Prorate conference is scheduled to convene the day before that comment period would expire, immediate Board action is required to allow U.S. carriers to attend the conference and any pre-conference discussion. Answers to TWA's petition will be considered together with any petitions for reconsideration of this order.

TWA is correct in its belief that Order E-13146, approving and immunizing the Prorate Agency, is still effective. That order did not place a time limit on the grant of approval and immunity, thus making it effective for an indefinite period. This interpretation is consistent with Order 79-10-93, in which we indicated that we would not disturb the

effectiveness of Order E-13146 "which approved the IATA (prorate) system" until we had the opportunity to examine that system comprehensively.<sup>3</sup> Under the terms of Agreement 11759, both the member carriers of IATA and nonmember carriers may attend the meetings of the Prorate Agency. Consequently, U.S. carriers have permission to attend the upcoming Prorate conference, and any discussions held at that conference are immunized under section 414 of the Act from the application of the antitrust laws.

We do not agree with TWA that the Board's approval of Agreement 11759 contemplates pre-conference discussions among U.S. carriers. The Agreement only mentions the holding of General meetings on an annual basis, and does not establish a mechanism or procedure for pre-meeting discussions. In addition, there is nothing in the Board's approval orders to indicate that pre-meeting discussions were considered or approved.

On the other hand, we do not believe that it would be in the public interest to preclude pre-meeting discussions at this time. Such discussions may serve a useful purpose in developing a consensus among U.S. carriers for purposes of negotiations with foreign carriers.<sup>4</sup> We know that some foreign carriers engage in revenue pooling, and that foreign carriers have developed common positions in order to obtain favorable prorate divisions at the Prorate Agency conferences. Permission for U.S. carriers to participate in pre-conference discussions may result in a better balance between U.S. and foreign interests, and in a more equitable division of interline revenues. However, due to our lack of information about the effects of pre-conference discussion, we are reluctant to grant indefinite approval. Therefore, we will approve such discussions for only 90 days, and only on the condition that representatives of the Board be present at all discussions. In addition representatives of any other interested U.S. Government agencies should be permitted to attend. Based on the knowledge gained from direct observation of these discussions, the Board will be in a better position to determine if our approval should be extended. Thus, we find that TWA's request for discussion authority is not adverse to the public interest or in violation of the Act, subject to the conditions described below, and that it

is in the public interest to immunize the U.S. carriers from the operation of the antitrust laws to the extent necessary to allow them to take part in the approved discussions.

Accordingly, pursuant to sections 204(a), 404, 412 and 414 of the Federal Aviation Act of 1958, as amended:

1. All U.S. carriers holding certificate or exemption authority to provide scheduled passenger foreign air transportation may engage in discussions, for a period not to exceed 90 days from the date of adoption of this order, preliminary to the next formal meeting of the IATA Prorate Agency, on the subject of the division of joint revenues from foreign air transportation;

2. The Director, Bureau of International Aviation, must be given at least 24 hours notice of the time and place of the meetings;

3. A representative of the Board must be present at all meetings and all intercarrier discussions relating to such meetings;

4. Representatives of any interested U.S. agencies must be permitted to attend the meetings;

5. The meetings must be open to attendance by any U.S. carrier holding authority for scheduled foreign air transportation that is the subject of the Prorate Agency conference, and appropriate notice of the meetings shall be furnished to each such air carrier;

6. This authorization shall not extend to discussion of routes, fares, charges, inflight services, scheduling, or other services pertaining to air transportation;

7. This authorization shall not constitute approval by the Board of any agreement that may be reached as a result of the meetings;

8. We exempt all U.S. carriers that participate in the approval discussions from the operations of the U.S. antitrust laws set forth in subsection (a) of the first section of the Clayton Act (15 U.S.C. 12) to the extent necessary to enable such persons to proceed with the transactions specifically approved in or necessarily contemplated by this order; and

9. We shall serve copies of this order on all U.S. air carriers engaged in scheduled foreign air transportation, on the Departments of Justice, State, and Transportation, on all scheduled foreign air carriers, and on the International Air Transport Association.

This order shall be published in the **Federal Register**.

<sup>1</sup> Congress subsequently amended section 412 to eliminate the requirement that all agreements be filed with the Board for approval. See Section 11 of the International Air Transportation Competition Act of 1979.

<sup>2</sup> See Rule 6 of the Board's Rule of Practice.

<sup>3</sup> See Order 79-10-53 at 2.

<sup>4</sup> See § 102(a)(3)-(4) of the Federal Aviation Act, as amended.

By the Civil Aeronautics Board.  
Phyllis T. Kaylor,<sup>5</sup>  
Secretary.

[FR Doc. 81-9796 Filed 3-31-81; 8:45 am]  
BILLING CODE 6320-01-M

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### National Aeronautics and Space Administration; Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (15 CFR Part 301).

A copy of the record pertaining to this decision is available for public review between 8:30 a.m. and 5:00 p.m. in Room 3109 of the Department of Commerce Building, 14th and Constitution Avenue NW., Washington, D.C. 20230.

Docket No. 80-00388. Applicant: National Aeronautics and Space Administration, Lewis Research Center, 2100 Brookpark Road, Cleveland, Ohio 44135. Article: Setapoint Detector. Manufacturer: Stanhope-Seta Limited, United Kingdom. Intended use of article: See Notice on page 68984 in the *Federal Register* of October 17, 1980.

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

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

Reasons: The foreign article measures low temperature pumpability and old filter plugging. The National Bureau of Standards advises in its memorandum dated January 7, 1981 that (1) the capability of the foreign article described above is pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign article for the applicant's intended use.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article

is intended to be used, which is being manufactured in the United States.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 81-9727 Filed 3-31-81; 8:45 am]  
BILLING CODE 3510-25-M

#### Pepperdine University; Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (15 CFR Part 301).

A copy of the record pertaining to this decision is available for public review between 8:30 A.M. and 5:00 P.M. in Room 3109 of the Department of Commerce Building, 14th and Constitution Avenue NW., Washington, D.C. 20230.

Docket No. 80-00392. Applicant: Pepperdine University, Seaver College, Natural Science Division, Malibu, California 90265. Article: Carbon Dioxide Gas Analyser, Type 225, Mark II and Gas Handling System, Type W161, Mark II. Manufacturer: Analytical Development Company, Limited, United Kingdom. Intended use of article: See Notice on page 68985 in the *Federal Register* on October 17, 1980.

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

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

Reasons: The foreign article provides standardization by the cell extension method which assures accuracy ( $\pm 1\%$ ) over extended time periods. The Department of Health and Human Services advises in its memorandum dated December 11, 1980 that (1) the capability of the foreign article described above is pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign article for the applicant's intended use.

The Department of Commerce knows of no other instrument or apparatus of

equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 81-9728 Filed 3-31-81; 8:45 am]  
BILLING CODE 3510-25-M

#### University of Michigan; Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (15 CFR Part 301).

A copy of the record pertaining to this decision is available for public review between 8:30 A.M. and 5:00 P.M. in Room 3109 of the Department of Commerce Building, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

Docket No. 80-00328. Applicant: University of Michigan, Department of Chemistry, Ann Arbor, Michigan 48109. Article: NMR Spectrometer, Model FX 90Q and Accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: See Notice on page 47894 in the *Federal Register* of July 17, 1980.

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

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, was being manufactured in the United States at the time the foreign article was ordered (September 27, 1979).

Reasons: The foreign article provides a low frequency probe (2.8 to 6.5 MHz). The National Bureau of Standards advises in its memorandum dated January 28, 1981 that (1) the capability of the foreign article described above is pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign article for the applicant's intended use.

The Department of Commerce knows

<sup>5</sup> All Members concurred except Member Smith who did not vote.

of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which was being manufactured in the United States at the time the foreign article was ordered.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 81-9729 Filed 3-31-81; 8:45 am]

BILLING CODE 3510-25-M

#### University of Rochester; Decision on Application for Duty-free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (15 CFR Part 301).

A copy of the record pertaining to this decision is available for public review between 8:30 A.M. and 5:00 P.M. in Room 3109 of the Department of Commerce Building, 14th and Constitution Avenue, NW., Washington, D.C. 2030.

Docket No. 80-00364. Applicant: University of Rochester, Nuclear Structure Research Lab., 271 East River Road, Rochester, New York 14627. Article: Particle Acceleration Tube. Manufacturer: Dowlish Developments Ltd., United Kingdom. Intended use of article: See Notice on page 75728 in the *Federal Register* of November 17, 1980.

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

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

Reasons: The application relates to a compatible accessory for a Van de Graaff accelerator in use at the applicant institution. The National Bureau of Standards advises in its memorandum dated January 13, 1981 that the accessory is pertinent to the applicant's purposes.

The Department of Commerce knows of no similar accessory being manufactured in the United States, which is interchangeable with or can be readily adapted to the instrument with

which the foreign article is intended to be used.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 81-9730 Filed 3-31-81; 8:45 am]

BILLING CODE 3510-25-M

#### University of Tennessee; Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (15 CFR Part 301).

A copy of the record pertaining to this decision is available for public review between 8:30 A.M. and 5:00 P.M. in Room 3109 of the Department of Commerce Building, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

Docket No. 80-00386. Applicant: University of Tennessee, Department of Audiology & Speech Pathology, Knoxville, Tennessee 37916. Article: Suvag Lingua Auditory Training Unit. Manufacturer: S.E.D.I., France. Intended use of article: See Notice on page 68984 in the *Federal Register* of October 17, 1980.

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

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

Reasons: The foreign article provides peaking filters with a frequency range of 80 to 8,000 hertz. The Department of Health and Human Services advises in its memorandum dated December 12, 1980 that (1) the capability of the foreign article described above is pertinent to the applicant's intended purpose and (2) it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign article for the applicant's intended use.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 81-9732 Filed 3-31-81; 8:45 am]

BILLING CODE 3510-25-M

#### Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230, within 20 calendar days after the date on which this notice of application is published in the *Federal Register*.

Regulations (15 CFR 301.9) issued under the cited Act prescribe the requirements for comments.

A copy of each application is on file, and may be examined between 8:30 a.m. and 5:00 p.m., Monday through Friday, in Room 3109 of the Department of Commerce Building, 14th and Constitution Avenue NW., Washington, D.C. 20230.

Document No. 81-00100. Applicant: Sandia National Laboratories, P.O. Box 969, Livermore, CA 94550. Article: Analytical Electron Microscope, Model JEM-200 with Accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used in research projects covering investigations on a wide range of advanced materials, including high strength metals and alloys, high temperature alloys, heavy metal alloys, composite materials, glasses, ceramics, and polymers, as well as naturally-occurring materials such as coal. Specific projects which will require this article are:

(1) Research of welds in stainless steels for weapons applications.

(2) Research on rapidly solidified metal alloy powders for the production of parts consolidated from powders for weapons applications.

(3) Research on the hydrogen embrittlement of stainless steels for weapons applications.

(4) Research on coal structure for energy applications.

(5) Characterization of high-temperature alloys for solar power plants.

(6) Studies of deformation structures developed during creep and fatigue of stainless steels.

(7) Examination of the microstructures of uranium alloys.

(8) Chemical and structural characterization of glasses and polymers used in various applications.

Application received by Commissioner of Customs: January 9, 1981.

Document No. 81-00101. Applicant: Rutgers, the State University of New Jersey, New Brunswick, New Jersey 08903. Article: Heat Sterilizer. Manufacturer: Herman Stock, West Germany. Intended use of article: The article is intended to be used for determination of the thermal response of sample canned or other packaged food undergoing heat sterilization processes. Analysis of the residual nutrient in processed food will also be conducted. The article will also be used in various courses in Food Science for demonstration and actual use of heat sterilizer for processing canned food. Application received by Commissioner of Customs: January 9, 1981.

Document No. 81-00102. Applicant: VA Medical Center, Chief, Supply Service, 10701 East Blvd., Cleveland, Ohio 44106. Article: Electron Microscope, Model JEM 100CX and Accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used in the diagnosis of human disease using ultrastructural criteria. This includes the study of malignant tumors to establish their precise diagnosis based on their fine structure. The article will also be used in the study of kidney biopsies and hematologic disorders. Application received by Commissioner of Customs: January 9, 1981.

Document No. 81-00103. Applicant: U.S. Department of Justice, Immigration and Naturalization Service, 425 I Street NW., Room 6225, Washington, D.C. 20536. Article: Comparison Projector and Accessories. Manufacturer: Projectina Ltd., Switzerland. Intended use of article: The article is intended to be used in a laboratory setting where counterfeiting, alteration, or other attempts to compromise security of controlled documents is required. The article permits and combines instrumental advantages in the study of typescripts, handwriting, printing, embossed seals, paper, watermarks, and other security processes where both questioned and standard documents

may be viewed, instrumental examination in the extended ranges of infra-red and ultra-violet, superimposed or juxtaposed, and at any time during the examination stage recorded photographically. In addition to the enforcement roles, the equipment will be utilized by INS for research purposes to isolate and identify physical fluorescent and other non-visible characteristics of travel documents, birth certificates, baptisms, or other forms of personal identification. Collected data will be stored as a technical reference in the examination of questioned documents normally encountered in the enforcement of the Immigration and Naturalization Act, and will also be disseminated to investigative and enforcement officials in a graphic for intelligence and training purposes, including the U.S. Customs Service. Application received by Commissioner of Customs: January 13, 1981.

Docket No. 81-00104. Applicant: University of Oregon Health Sciences Center, 3181 S.W. Sam Jackson Park Road, Portland, Oregon 97201. Article: Counter-current Distribution Apparatus and Accessories. Manufacturer: University of Lund, Sweden. Intended use of article: The article is intended to be used for the separation and isolation of various types of blood cells. The partitioning of the blood cells in two phase aqueous polymer systems is to be investigated. The experiments to be conducted include the separation of various types of human blood lymphocytes, the separation of blood platelets of various ages and the fractionation of red blood cells according to the age of the cells. Application received by Commissioner of Customs: January 15, 1981.

Docket No. 81-00105. Applicant: Duke University Medical Center, Department of Anatomy, Box 3011, Durham, North Carolina 27710. Article: Reichert-Jung Cryofract 250 Freeze-Fracture-etch Unit. Manufacturer: Reichert-Jung, France. Intended use of article: The article is intended to be used to conduct experiments involving efforts to minimize plastic deformation in biological specimens. In particular it is planned to study the hexagonally organized membrane plaque in the superficial epithelial cells of mammalian urinary bladder membranes. It is planned to use the article specifically to determine the conditions under which plastic deformation artifact develops. These studies will then be extended to other membranes to determine which intramembrane particles can be identified as plastic deformation artifacts. Application received by

Commissioner of Customs: January 15, 1981.

Docket No. 81-00106. Applicant: University of Houston, Downtown College, #1 Main Street, Houston, Texas 77002. Article: Gravitational Torsion Balance. Manufacturer: Leybold-Heraeus, West Germany. Intended use of article: The article is intended to be used in the following courses for demonstration purposes to illustrate the use of the Cavendish balance in determining the gravitational constant:  
1. Physics 1307/1107: General Physics I and General Physics Laboratory I  
2. Physics 2401/2101: Physics I and Physics Laboratory I  
3. Physics 3393: Intermediate Mechanics I.

The article will also be used by graduate students (advanced) in the laboratory to obtain data from which the gravitational constant may be computed. Application received by Commissioner of Customs: January 15, 1981.

Docket No. 81-00107. Applicant: University of California, Lawrence-Berkeley Laboratory, One Cyclotron Road, Berkeley, CA 94720. Article: Atomic Resolution Microscope. Manufacturer: JOEL Ltd., Japan. Intended use of article: The article is intended to be used directly in the solution of fundamental materials science problems. The article will be a unique instrument in that it will achieve a level of resolution which has never before been demonstrated; it will be versatile in that it will image the atomic structure of even the most complex technological materials; and it will be engineered for easy and precise operation since it will become the principal instrumentation in a National Center for Atomic Resolution Microscopy. Application received by Commissioner of Customs: January 15, 1981.

Docket No. 81-00108. Applicant: University of Maryland Baltimore County, 5401 Wilkens Avenue, Catonsville, Maryland 21228. Article: Scanning Transmission Electron Microscope, Model H-600-3. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article is intended to be used to carry out medium and high resolution ultrastructural investigations in a variety of biological and biochemical fields. They include:

(1) Membrane biogenesis, fine structure, and transport in many cell types, including protozoans and oocytes (mosquito and chicken).

(2) Basic cell ultrastructure analysis of a variety of cell types, with a stress on the investigation of cell organelle

function and nuclear differentiation in ciliated protozoan cells, and vitellogenesis in oocytes from various species.

(3) Examination of nucleic acids from *Bacillus* species (including their plasmids) and *E. coli* in ongoing studies on gene and genome structure in these organisms.

(4) Investigation of morphogenesis in ciliated protozoans, with an emphasis on the normal morphogenetic changes occurring during and following sexual reproduction (conjugation) and alterations in morphogenesis in experimentally treated cells (drug treated or ultraviolet-microbeam irradiated).

(5) Cell surface labelling studies, as part of cell membrane studies described above, and additionally in studies on every mouse embryogenesis and teratogenesis, using immunologically defined mouse strains (defined histocompatibility loci) and mouse cell lines.

The article will also be used in training of graduate students requiring fine-structural work in their masters and doctoral thesis research as well as mixed with undergraduate students in the more formalized context of BIOL 1422 and BIOL 0499 (Undergraduate Laboratory Research) for a variable number of students each semester. Application received by Commissioner of Customs: January 15, 1981.

Docket No. 81-00109. Applicant: Cornell University, Materials Science Center, Room 625 Clark Hall, Ithaca, New York 14853. Article: Analytical Electron Microscope, Model JEM 200CX with Accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for research purposes in the following projects:

(1) Electron microscopy studies of planar defects in silicon.

(2) Analyses of samples that have been subjected to high pressures and temperatures.

(3) Microstructures and exsolved phases in josephinite.

(4) Electron microscope studies of extended defects and their interactions in ceramics.

(5) Electron microscopy of crystalline polymers.

(6) Studies of grain boundary phases in metals and ceramics.

Application received by Commissioner of Customs: January 22, 1981.

Docket No. 80-00110. Applicant: Monell Chemical Senses Center, 3500 Market Street, Philadelphia, PA 19104. Article: Droplet Counter-current Chromatograph. Manufacturer: Tokyo

Rikakikai Ltd., Japan. Intended use of article: The article is intended to be used for separating mixtures of very polar (i.e. water soluble) materials, and for purifying these materials and for isolating polar substances from natural (plant and animal) sources. Application received by Commissioner of Customs: January 26, 1981.

Docket No. 81-00111. Applicant: Harris Hospital-Methodist, 1300 West Cannon, Fort Worth, Texas 76104. Article: Electron Microscope, Model JEM 100CX and Accessories. Manufacturer: JOEL Ltd., Japan. Intended use of article: The article will be used to examine various types of biological specimens, principally, pathological tissues obtained from patients from biopsy or autopsy. Most of the tissue will be routinely embedded in paraffin and/or plastic thin sectioned, and examined in the microscope after appropriate staining. Clinical use of the article will be:

(a) to establish diagnosis in human diseases,

(b) to aid in solving diagnostic problems encountered in cases of poorly differentiated leukemia by providing a greater application of cellular detail.

(c) identification of both infectious and non-infectious virus particles as well as reveal viruses that cannot be replicated in cell cultures or laboratory animals or observed indirectly by virological and serological methods, and

(d) Ultrastructural study of hepatoparenchymal damage to produce more accurate correlation of the various liver function tests than peripheral blood studies alone can provide.

Application received by Commissioner of Customs: January 26, 1981.

Docket No. 81-00112. Applicant: University of Minnesota, 111 Church Street, S.E., Minneapolis, MN 55455. Article: Hexagonal Spherical Mirrors. Manufacturer: Boussois, S.A., France. Intended use of article: The articles will be used to concentrate sunlight to a very high intensity so that it can be used to heat materials to very high temperatures. High temperature thermochemical properties of refractory metals and ceramic materials are to be studied. The properties to be investigated include vaporization rates, deformation characteristics, and chemical reactivity. Application received by Commissioner of Customs: January 26, 1981.

Docket No. 81-00113. Applicant: University of Minnesota, 151 Washington Avenue, S.E., Minneapolis, MN 55455. Article: Series II Deer Rheometer and accessories. Manufacturer: Rheometer Marketing,

Ltd., United Kingdom. Intended use of article: The article is intended to be used for the education of graduate chemical engineering students. The students will be taught how to make and interpret measurements of the basic fluid properties of polymers using a single instrument. Application received by Commissioner of Customs: January 26, 1981.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 81-9731 Filed 3-31-81; 8:45 am]

BILLING CODE 3510-25-M

### Articles of Quota Cheese; Quarterly Determination and Listing of Foreign Government Subsidies

**AGENCY:** U.S. Department of Commerce, International Trade Administration.

**ACTION:** First Quarterly Update of the Annual Listing of Foreign Government Subsidies on Articles of Quota Cheese.

**SUMMARY:** The Department of Commerce, in consultation with the Secretary of Agriculture, determined that the amounts of the subsidies listed in the Department's January 1, 1981, annual list of foreign government subsidies on quota cheeses (46 FR 12528) have changed.

**EFFECTIVE DATE:** April 1, 1981.

**FOR FURTHER INFORMATION CONTACT:** Patricia W. Stroup, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, (202) 377-3173.

**SUPPLEMENTARY INFORMATION:** Section 702(a) of the Trade Agreements Act of 1979 (19 U.S.C. 1202 note) ("the TAA") requires the Department of Commerce ("the Department") to determine, in consultation with the Secretary of Agriculture, whether any foreign government is providing a subsidy with respect to any article of quota cheese, as defined in section 701(c)(1) of the TAA, and to publish an annual list and quarterly updates of the type and amount of each such subsidy determined to exist.

The Department has developed, in consultation with the Department of Agriculture, information on subsidies (as defined in section 702(h)(2) of the TAA) being provided either directly or indirectly by foreign governments on articles of quota cheese.

In the current quarter (the first since the Department published the January 1,

1981 annual list), the Department has determined that the total subsidy amount per pound of quota cheese has changed for each of the countries for which subsidy programs were identified in the 1981 annual list. The appendix to this notice is an updated version of the annual list. This list identifies the country, the subsidy program, and the gross and net amount of each subsidy on which information is currently available.

The Department will incorporate any additional programs which are found to constitute subsidies, and additional information on the subsidy programs listed, as the information is developed.

The Department encourages any person having information on foreign government subsidy programs that benefit articles of quota cheese to submit such information in writing to the Deputy Assistant Secretary for Import Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230.

This determination and notice publication are in accordance with section 702(a) of the TAA (19 U.S.C. 1202 note).

John D. Greenwald,

Deputy Assistant Secretary for Import Administration.

#### Appendix.—Quota Cheese Subsidy Programs

Country and program(s)	Cents per pounds	
	Gross <sup>1</sup> subsidy	Net <sup>2</sup> subsidy
Belgium: European Community (EC) Restitution Payments	47.0	47.0
Canada:		
Export Assistance on Certain Types of Cheese	17.0	17.0
Indirect (Milk) Subsidy	19.5	19.5
Total	36.5	
Denmark: EC Restitution Payments	15.4	15.4
Finland:		
Export Subsidy	97.4	97.4
Indirect Subsidy	20.9	20.9
Total	118.3	
France: EC Restitution Payments	14.9	14.9
Ireland: EC Restitution Payments	11.0	11.0
Italy: EC Restitution Payments	51.3	51.3
Luxembourg: EC Restitution Payments	47.0	47.0
Netherlands: EC Restitution Payments	18.1	18.1
Norway:		
Indirect (Milk) Subsidy	24.7	24.7
Consumer Subsidy	54.8	54.8
Total	79.5	
Portugal:		
Indirect (Milk) Subsidy	35.2	35.2
Direct Subsidy on All Sales of Gouda Cheese	23.5	23.5
Total	58.7	
Switzerland: Deficiency Payments	66.2	66.2
United Kingdom: EC Restitution Payments	13.7	13.7

#### Appendix.—Quota Cheese Subsidy Programs Continued

Country and program(s)	Cents per pounds	
	Gross <sup>1</sup> subsidy	Net <sup>2</sup> subsidy
West Germany: EC Restitution Payments	17.4	17.4

<sup>1</sup> Defined in 19 U.S.C. 1677(5).

<sup>2</sup> Defined in 19 U.S.C. 1677(6).

[FR Doc. 81-9782 Filed 3-31-81; 8:45 am]

BILLING CODE 3510-25-M

#### Viscose Rayon Staple Fiber From Finland; Final Results of Administrative Review of Antidumping Finding

**AGENCY:** U.S. Department of Commerce, International Trade Administration.

**ACTION:** Notice of Final Results of Administrative Review of Antidumping Finding.

**SUMMARY:** On December 29, 1980, the Department of Commerce published the preliminary results of its administrative review of the antidumping finding on viscose rayon staple fiber from Finland. The scope of the review was limited to the only known exporter, Kemira Oy Sateri, and to two separate time periods.

Interested parties were given an opportunity to submit written comments on these preliminary results. Based on comments received from the petitioner, the Department covered an additional shipment not reported by the respondent. The resultant calculation reduced the weighted average margin.

**EFFECTIVE DATE:** April 1, 1981.

**FOR FURTHER INFORMATION CONTACT:** J. Linnea Bucher, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230 (202-377-2704).

#### SUPPLEMENTARY INFORMATION:

##### Background

On March 21, 1979, an antidumping finding with respect to viscose rayon staple fiber from Finland was published in the *Federal Register* as Treasury Decision 79-87 (44 FR 17156). On December 29, 1980, the Department of Commerce ("the Department") published in the *Federal Register* the preliminary results of its administrative review of the finding (45 FR 85495). The Department has now completed its administrative review of that antidumping finding.

##### Scope of the Review

The imports covered by this review are shipments of viscose rayon staple fiber (except solution dyed) in noncontinuous form, not carded, not combed, and not otherwise processed,

wholly of filaments (except laminated filaments and plexiform filaments), currently classifiable under items 309.4320 and 309.4325 of the Tariff Schedules of the United States Annotated (TSUSA). The Department knows of only one Finnish exporter of viscose rayon staple fiber to the United States. That firm is Kemira Oy Sateri.

The review covered all time periods up to February 29, 1980, during which shipments by Kemira Oy Sateri may have been made to the United States and for which appraisal instructions ("master lists") have not been issued.

The Department received written comments and supporting documentation only from the petitioner, providing information on an additional shipment during the period of review. As a result we recalculated the weighted average margin.

#### Final Results of the Review

As a result of our comparison of purchase price to foreign market value (previously described in the notice of preliminary results), we determine that the following weighted average margins exist:

November 16, 1978 through December 31, 1978 8.7%

January 1, 1979 through February 29, 1980 3.9%

The Department shall determine, and the U.S. Customs Service shall assess, duties on all entries with purchase dates during the time periods involved. Individual differences between purchase price and foreign market value may vary from the percentages stated above. The Department will issue appraisal instructions directly to the Customs Service.

Further, as required by section 353.48(b) of the Commerce Regulations, a cash deposit based upon the most recent of the margins calculated above, that is, 3.9 percent of the entered value, shall be required on all shipments entered, or withdrawn from warehouse, for consumption on or after the date of publication of these final results. This latter requirement shall remain in effect until publication of the final results of the next administrative review.

The Department intends to conduct the next administrative review by the end of the next anniversary month of the date of publication of the Finding.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act of 1930 (19 U.S.C. 1675(a)(1)) and section 353.53 of the Commerce Regulations (19 CFR 353.53).

March 26, 1981.

**John D. Greenwald,**

*Deputy Assistant Secretary, Import Administration.*

[FR Doc. 81-9791 Filed 3-31-81; 8:45 am]

BILLING CODE 7020-02-M

### Viscose Rayon Staple Fiber From Italy; Final Results of Administrative Review of Antidumping Finding

**AGENCY:** U.S. Department of Commerce, International Trade Administration.

**ACTION:** Notice of Final Results of Administrative Review of Antidumping Finding.

**SUMMARY:** On January 28, 1981, the Department of Commerce published the preliminary results of its administrative review of the antidumping finding on viscose rayon staple fiber from Italy. The scope of the review was limited to the only known exporter, Italviscosa, and to the period November 1, 1979 through May 31, 1980.

Interested parties were given an opportunity to submit written comments on these preliminary results. No comments were received.

**EFFECTIVE DATE:** April 1, 1981.

**FOR FURTHER INFORMATION CONTACT:**

J. Linnea Bucher, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230 (202-377-2704).

**SUPPLEMENTARY INFORMATION:**

#### Background

On June 13, 1979, an antidumping finding with respect to viscose rayon staple fiber from Italy was published in the *Federal Register* as Treasury Decision 79-166 (44 FR 33878). On January 28, 1981, the Department of Commerce ("the Department") published in the *Federal Register* the preliminary results of its administrative review of the finding (46 FR 9159). The Department has now completed its administrative review of that antidumping finding.

#### Scope of the Review

The imports covered by this review are shipments of viscose rayon staple fiber, except solution dyed, in noncontinuous form, not carded, not combed and not otherwise processed, wholly of filaments (except laminated filaments and plexiform filaments) currently classifiable under items 309.4320 and 309.4325 in the Tariff Schedules of the United States Annotated (TSUSA). The Department knows of one Italian exporter of viscose rayon staple fiber to the United States. That firm is Italviscosa.

The review covered the time period November 1, 1979 through May 31, 1980.

#### Final Results of the Review

The Department received no written comments or requests for disclosure or a hearing. Therefore, the final results of our review are the same as those presented in the preliminary results of review. There are no known shipments to the United States during this time period and no known unliquidated entries.

As required by § 353.48(b) of the Commerce Regulations, as cash deposit based upon the most recent margin, that is, 18.6 percent of the entered value, shall be required on all shipments entered, or withdrawn from warehouse, for consumption on or after the date of publication of these final results. This latter requirement shall remain in effect until publication of the final results of the next administrative review.

As provided in section 751 of the Tariff Act of 1930, the Department intends to conduct another administrative review prior to the next anniversary of the date of publication of the Finding.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and section 353.53 of the Commerce Regulations (19 CFR 353.53).

**John D. Greenwald,**

*Deputy Assistant Secretary, Import Administration.*

March 26, 1981.

[FR Doc. 81-9792 Filed 3-31-81; 8:45 am]

BILLING CODE 7020-02-M

### National Oceanic and Atmospheric Administration

#### New England Fishery Management Council's Scientific and Statistical Committee; Public Meeting

**AGENCY:** National Marine Fisheries Service, NOAA.

**SUMMARY:** The New England Fishery Management Council, established by Section 302 of the Magnuson Fishery Conservation and Management Act of 1976 (Pub. L. 94-265), has established a Scientific and Statistical Committee which will meet to discuss amendments to the Atlantic Groundfish Fishery Management Plan (FMP), the development of FMP's for American Lobsters and Sea Scallops, and other business as required.

**DATES:** The meeting, which is open to the public, will convene on Wednesday, April 8, 1981, at approximately 10:00 a.m., and will adjourn at approximately 5:00 p.m. The meeting may be

lengthened or shortened, or agenda items rearranged, depending upon the progress made on the agenda.

**ADDRESS:** The meeting will take place at the JFK Building, Room 505, Government Center, Boston, Massachusetts.

**FOR FURTHER INFORMATION CONTACT:**

New England Fishery Management Council, Suntaug Office Building, Five Broadway, Route 1, Saugus, Massachusetts 01906, Telephone: (617) 231-0422.

Dated: March 27, 1981.

**William H. Stevenson,**

*Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service.*

[FR Doc. 81-9810 Filed 3-31-81; 8:45 am]

BILLING CODE 3510-22-M

### National Technical Information Services

#### U.S. Government-Owned Inventions; Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for domestic and, possibly, foreign licensing in accordance with the licensing policies of the agency-sponsors.

Copies of patents cited are available from the Commissioner of Patents & Trademarks, Washington, DC 20231, for \$5.00 each. Requests for copies of patents must include the patent number.

Copies of patent applications cited are available from the National Technical Information Service (NTIS), Springfield, Virginia 22161 for \$5.00 each (\$10 outside North American Continent). Requests for copies of patent applications must include the PAT-APPL number. Claims are deleted from patent application copies sold to avoid premature disclosure. Claims and other technical data will usually be made available to serious prospective licensees upon execution of a non-disclosure agreement.

Requests for information on the licensing of particular inventions should be directed to the addresses cited for the agency-sponsors.

**Douglas J. Champion,**

*Program Coordinator, Office of Government Inventions and Patents, National Technical Information Service, U.S. Department of Commerce.*

**U.S. Department of the Air Force AF/SACP, Washington, D.C. 20324**

Patent application 6,182,563: Perfluorinated Epoxides; filed Aug. 29, 1980

Patent application 6,182,564: Perfluorocarbon Ethers; filed Aug. 29, 1980

Patent application 6,185,471: P+N Gallium Phosphide Photodiodes; filed Sept. 9, 1980

Patent application 6,187,646: Fuel Valve; filed Sept. 16, 1980

Patent application 6,189,237: Power Circuit Utilizing Self Excited Hall Effect Switch Means; filed Sept. 27, 1980

Patent 4,222,968: Method for Synthesizing Fluorocarbon Halides; filed June 8, 1979; patented Sept. 16, 1980; not available NTIS

Patent 4,227,187: High Speed Real Time Quantizer and Analog/Digital Converter; filed Mar. 30, 1979; patented Oct. 7, 1980; not available NTIS

Patent 4,227,232: Clutch Protection Circuit; filed Mar. 8, 1979; patented Oct. 7, 1980; not available NTIS

Patent 4,228,423: Offset Correction Apparatus for a Successive Approximation A/D Converter; filed Dec. 30, 1977; patented Oct. 14, 1980; not available NTIS

Patent 4,229,566: Articulated Para-Ordered Aromatic Heterocyclic Polymers Containing Diphenoxybenzene Structures; filed Aug. 24, 1979; patented Oct. 21, 1980; not available NTIS

**U.S. Department of Energy, Assistant General Counsel for Patents, Washington, D.C. 20545**

Patent application 6,005,940: Use of 2,5-Dimethyl-2,5-Hexane Diamine as a Curing Agent for Epoxy Resins; filed Jan. 24, 1979

Patent application 6,062,375: Method and Apparatus for Continuously Referenced Analysis of Reactive Components in Solution; filed July 31, 1979

Patent application 6,090,176: Enzymatic Method for Improving the Injectability of Polysaccharides; filed Nov. 1, 1979

Patent application 6,092,156: Alkyl Phospholipid Antihypertensive Agent; filed Nov. 7, 1979

Patent application 6,100,663: Slurry Atomizer for a Coal-Feeder and Dryer Used to Provide Coal at Gasifier Pressure; filed Dec. 5, 1979

Patent application 6,101,364: Preparation of Grout for Stabilization of Abandoned In-situ Oil Shale Retorts; filed Dec. 7, 1979

Patent application 6,105,337: Chemical Logging of Geothermal Wells; filed Dec. 19, 1979

Patent application 6,106,203: Submergible Barge Retrievable Storage and Permanent Disposal System for Radioactive Waste; filed Dec. 21, 1979

Patent application 6,107,792: Method of Lining a Vertical Mine Shaft with Concrete; filed Dec. 17, 1979

Patent application 6,109,364: Apparatus for Maintaining Alignment of a Shrinking Weld Joint in an Electron-Beam Welding Operation; filed Jan. 3, 1980

Patent application 6,110,143: Reciprocating Pellet Press; filed Jan. 7, 1980

Patent application 6,110,738: Improved Electrostatic Coalescence System with Independent AC and DC Hydrophilic Electrodes; filed Jan. 9, 1980

Patent application 6,111,495: Method for Improving Dissolution Efficiency in Gas-Absorption and Liquid Extraction Processes; filed Jan. 11, 1980

Patent application 6,119,738: Thermochemical Generation of Hydrogen and Oxygen from Water; filed Feb. 8, 1980

Patent application 6,124,057: Two Stage Liquefaction of Coal; filed Feb. 25, 1980

Patent 4,162,813: Bearing Assembly and the Like for Use in Corrosive and Non-Corrosive Atmospheres; filed Mar. 15, 1976; patented July 31, 1979; not available NTIS

Patent 4,163,382: Method and Apparatus for Optoacoustic Spectroscopy; filed April 28, 1978; patented Aug. 7, 1979; not available NTIS

Patent 4,181,654: 2,3-Dihydroxybenzoic Acid Amides of Tetraazaalkanes and Tetraaza Cycloalkanes; filed July 24, 1978; patented Jan. 1, 1980; not available NTIS

Patent 4,182,398: Crosslinked Crystalline Polymer and Methods for Cooling and Heating; filed Apr. 4, 1977; patented Jan. 8, 1980; not available NTIS

Patent 4,191,115: Carbonaceous Fuel Combustion with Improved Desulfurization; filed June 23, 1978; patented Mar. 4, 1980; not available NTIS

Patent 4,193,853: Decontaminating Metal Surfaces; filed May 15, 1979; patented Mar. 18, 1980; not available NTIS

Patent 4,200,801: Portable Spotter for Fluorescent Contaminants on Surfaces; filed Mar. 28, 1979; patented Apr. 29, 1980; not available NTIS

Patent 4,201,738: Preparation of U sub 3 O sub 8; filed Aug. 24, 1978; patented May 6, 1980; not available NTIS

Patent 4,202,279: Sticky Foam; filed Sept. 12, 1977; patented May 13, 1980; not available NTIS

**U.S. Department of the Navy, Director, Navy Patent Program/Patent Counsel for the Navy, Office of Naval Research, Code 302, Arlington, Va. 22217**

Patent 4,218,110: Connector-to-Connector Adaptor; filed Apr. 4, 1979; patented Aug. 19, 1980; not available NTIS

Patent 4,219,888: Surface Acoustic Signal Defader; filed Dec. 8, 1978; patented Aug. 26, 1980; not available NTIS

Patent 4,224,576: Gyrotron Travelling-Wave Amplifier; filed Sept. 19, 1978; patented Sept. 23, 1980; not available NTIS

Patent 4,225,316: Chemical Agent Detection Method and Apparatus; filed Nov. 28, 1961; patented Sept. 30, 1980; not available NTIS

Patent 4,225,954: Acoustical Deverberator; filed Dec. 21, 1978; patented Sept. 30, 1980; not available NTIS

Patent 4,227,111: Flexible Piezoelectric Composite Transducers; filed Mar. 28, 1979; patented Oct. 7, 1980; not available NTIS

Patent 4,227,153: Pulse Generator Utilizing Superconducting Apparatus; filed July 26, 1978; patented Oct. 7, 1980; not available NTIS

Patent 4,228,753: Fluidic Controlled Diffusers for Turbopumps; filed Feb. 27, 1979; patented Oct. 21, 1980; not available NTIS

[FR Doc. 81-9770 Filed 3-31-81; 8:45 am]

**BILLING CODE 3510-04-M**

**DEPARTMENT OF ENERGY**

**Bonneville Power Administration**

**Record of Decision To Adopt a Program for Fiscal Year 1981**

The Bonneville Power Administration (Bonneville) constructs, operates, and

maintains a network of high-voltage electrical transmission facilities which serve as the main power grid for the Pacific Northwest. In order to serve existing and new loads in the States of Idaho, Oregon, and Washington, along with parts of California, Montana, Nevada, Utah and Wyoming, Bonneville has decided to proceed with its fiscal year (FY) 1981 program as proposed in Bonneville's FY 1981 Program Environmental Impact Statement (EIS).

In FY 1981, Bonneville will proceed with a program to construct system additions and modifications to serve new loads and reinforce the transmission system to maintain its reliability. Bonneville will defer decisions on the specific plans and locations of these facilities until a National Environmental Policy Act (NEPA) review is completed for each project. A delayed construction program is the only possible alternative to the proposed alternative that could reasonably satisfy the underlying need of serving loads and ensuring system reliability, although it may temporarily jeopardize that reliability. Both reasonable construction program alternatives (delayed or as proposed) are environmentally preferable because both would eventually result in the same environmental impact.

Alternatives eliminated from detailed study in the FY 1981 program EIS were nonconstruction (no action), which will be reevaluated in project-specific environmental analyses; conservation; direct-current transmission; underground conducting; and load-center generation. A program of nonconstruction would result in system overloads and a greater likelihood of repeated power failures. Ongoing and proposed conservation programs cannot be implemented with adequate scale and timeliness to sufficiently reduce projected needs. Direct-current transmission is uneconomical at line lengths less than 400 miles. Underground conducting is technically limited and is 7-8 times more costly than equivalent overhead transmission lines. Load-center generation includes combustion turbines which have technical limitations, and cogeneration and biomass which have technical limitations and are still under feasibility analysis.

To avoid outages and damage to equipment, and thereby ensure reliable continued service, Bonneville has decided to proceed with a program to perform maintenance of electrical equipment and other facilities in accordance with established standards and to control, by multiple techniques,

unwanted vegetation affecting its transmission system. The maintenance of electrical equipment and support facilities will involve various routine, preventive, and emergency actions. These actions include inspections, repair or replacement of damaged equipment, road maintenance, and application of preservatives to wood poles and crossarms. Right-of-way management will involve the control of tall-growing vegetation and noxious weeds, land use agreements with landowners, and authorizing the compatible uses of Bonneville rights-of-way. As analyzed in the FY 1981 program EIS, Bonneville will control vegetation on approximately 18,646 acres of its rights-of-way, access roads, and substation yards using multiple vegetation control techniques: approximately 1,735 acres or 9.3 percent by hand and mechanical cutting, 13,321 acres or 71 percent by selective ground application of herbicides, and 3,680 acres or 19.7 percent by aerial application of herbicides. Unforeseen circumstances may develop prior to implementation that could change individual components of the program.

Alternatives to the proposed multiple vegetation control techniques are no action, exclusive use of hand and mechanical cutting, and exclusive reliance on herbicide use. No action is not generally reasonable because it would jeopardize the continuity of electrical service. The exclusive use of hand and mechanical methods is not generally feasible because stumps and stems would quickly resprout, demanding the frequent attention of maintenance crews. This would result in the greatest impact to soil and water resources and the greatest incidence of personal injury. Exclusive use of herbicides to control unwanted vegetation would maximize the introduction of herbicides into the environment and increase the potential for hazardous exposures. The proposed vegetation management program is the environmentally preferable alternative because it would allow the flexibility to minimize the potential for hazardous exposures to herbicides and would also minimize the use of access roads.

In addition to the technical, economic, and environmental factors discussed above, two essential considerations entered into Bonneville's decision to proceed with the proposed construction and maintenance program: (1) Bonneville's legislative mandate to market electric power from the Federal Columbia River Power System including the provisions of customer service and main grid transmission; and (2) the

maintenance of electrical stability and reliability of the transmission system. Bonneville gave these two factors foremost consideration.

Mitigation measures adopted for Bonneville's construction program are: (1) when planning facilities to satisfy specific system needs, Bonneville will give careful consideration to new transmission line locations parallel and adjacent to existing lines, and to the upgrading of lower voltage lines to higher capacities; and (2) just compensation for easements and damages. No monitoring or enforcement program is applicable for these mitigation measures. All other practicable means to avoid or minimize environmental harm from Bonneville's construction program will be evaluated in individual project NEPA analyses; Bonneville will decide whether to adopt those means based on these evaluations.

Mitigation measures adopted for Bonneville's maintenance and vegetation management program are: (1) as necessary to protect sensitive areas such as mink farms, Bonneville will install helicopter patrol detour signs instructing pilots to bypass the area; (2) maintenance vehicles will cross streams only at approved crossings; (3) only herbicides approved by the Environmental Protection Agency (EPA) will be used, and at rates equal to or less than label specifications; (4) where herbicides with grazing restrictions are to be used, Bonneville will make contact with every landowner or occupant in areas with evidence of grazing prior to application; (5) with the exception of herbicides approved by the EPA for use to water's edge, herbicides will not be applied aerially within 100 feet, and from the ground not within 10 feet, of a water body; (6) herbicides will not be applied when wind velocity exceeds 6 miles per hour for aerial application and 10 miles per hour for ground application, or when wind conditions would cause a drift hazard; (7) drift control agents will be added to foliar herbicide mix; (8) herbicides will not be applied to rights-of-way under the threat of heavy rain; (9) the maximum release height for aerial application of herbicides will be approximately 160 feet above ground level; (10) all herbicide containers will be rinsed three times before disposal and the rinse solution combined with the herbicide solution prior to application; (11) in the event of an accidental herbicide spill, established cleanup and containment procedures will be strictly adhered to; (12) all rights-of-way to be aerially sprayed will be preflown by the contractor and a

Bonneville inspector to identify areas not to be sprayed; (13) if a landowner objects to Bonneville's vegetation management methods, Bonneville will offer to join in a Tree and Brush Agreement allowing the owner to assume responsibility for control of the vegetation on the right-of-way; and (14) all reports of accidental spraying off the rights-of-way will be investigated, soil and vegetation samples taken if necessary, and compensation made for any actual damages attributable to Bonneville's program. Bonneville has adopted all means identified in the EIS to avoid or minimize environmental harm from the maintenance and vegetation management program. To test the effectiveness of measures to prevent herbicidal contamination in treated areas, Bonneville will monitor selected watercourses for herbicide residues. Bonneville will also collect and analyze soil, foliage, and water samples as necessary to resolve questions of possible contamination. No other monitoring or enforcement program is applicable for these mitigation measures.

Dated at Portland, Oregon, this 18th day of March, 1981.

Earl Gjelle,

Acting Administrator.

(FR Doc. 81-0726 Filed 3-31-81; 8:45 am)

BILLING CODE 6450-01-M

## Economic Regulatory Administration

### Action Taken on Consent Orders

**AGENCY:** Economic Regulatory Administration.

**ACTION:** Notice of Action Taken on Consent Orders.

**SUMMARY:** The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) hereby gives Notice that Consent Orders were entered into between the Office of Enforcement, ERA, and the firms listed concerning selling prices alleged to be in excess of the maximum lawful selling price for motor gasoline. The Consent Orders do not address or limit any liability with respect to the consenting firm's prior compliance with the Mandatory Petroleum Price and Allocation Regulations. Among other matters, the consenting firms agree to make proper restitution for overcharges on each grade of gasoline and otherwise comply with applicable law. For further information regarding these Consent Orders, please contact Thomas M. Holleran, Program Manager for Product

Retailers, Department of Energy,  
Economic Regulatory Administration,  
Enforcement Program Operations, 2000  
M Street, NW, Washington, DC 20461,  
telephone number 202-653-3517.

Issued in Washington, DC on the 24 day of  
March, 1981.

**Robert D. Gerring,**

*Director, Program Operations Division, Office  
of Enforcement, Economic Regulatory  
Administration.*

of 1978. The hearing, originally  
scheduled for April 1, 1981 (46 FR 17584,  
March 19, 1981) will be held on April 10,  
1981. The hearing will be held beginning  
at 9:30 a.m. in the Fourth Floor  
Auditorium of the Federal Building, 915  
Second Avenue, Seattle, Washington.

#### Consent Orders Issued Southwest District

Name	Address	Issue date	Highest cents gallon violation	Total violation and penalty
Shackelford's Exxon	Highway 83 and FM 337, Leakey, TX 77873.	02/04/81	Recordkeeping	\$500.00

[FR Doc. 81-9725 Filed 3-31-81; 8:45 am]

BILLING CODE 6450-01-M

#### John H. Hendrix Corp.; Action Taken on Consent Order

**AGENCY:** Economic Regulatory Administration, Department of Energy.

**ACTION:** Notice of action taken on consent order.

**SUMMARY:** The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) announces notice of filing a Petition for the Implementation of Special Refund Procedures for refunds received pursuant to a Consent Order.

**DATE:** Petition submitted to the Office of Hearings and Appeals: March 20, 1981.

**FOR FURTHER INFORMATION CONTACT:** Crude Producers Branch, Attn: John Marks, Office of Enforcement, Room 5002, 2000 M Street, N.W., Washington, D.C. 20461. Telephone Number (202) 653-3517.

**SUPPLEMENTARY INFORMATION:** On January 14, 1980, the Office of Enforcement of the ERA published notification in the *Federal Register* that it executed a Consent Order with John H. Hendrix Corporation (JHC) of Midland, Texas, effective January 2, 1980, 45 FR 2733 (1980). Interested persons were invited to submit comments concerning the terms, conditions or procedural aspects of the Consent Order. In addition, persons who believe they have a claim to all or a portion of the refund of overcharges paid by JHC pursuant to the Consent Order were requested to submit notice of their claims to the ERA. The ERA received no claims to the refunds.

Although interested persons were invited to submit comments regarding the Consent Order to the DOE, no comments were received. The Consent Order, therefore, was not modified.

Pursuant to the Consent Order, JHC is refunding the sum of \$42,000, plus interest, by certified checks made payable to the United States

Department of Energy. All such funds received by DOE have been placed into a suitable account pending determination of their proper distribution.

#### Action Taken

The ERA is unable to identify readily the persons entitled to receive the \$42,000, plus interest or to ascertain the amounts of refunds that such persons are entitled to receive. The ERA, therefore, has petitioned the Office of Hearings and Appeals (OHA) on March 20, 1981 to implement Special Refund Procedures pursuant to 10 CFR Part 205, Subpart V, 10 CFR 205.280 *et seq.* to determine the identity of persons entitled to the refunds and the amounts owing to each of them. Persons who believe they are entitled to all or a portion of the refunds should comply with the procedures of 10 CFR Part 205, Subpart V.

Issued in Washington, D.C., on the 25th day of March, 1981.

**Robert D. Gerring,**

*Director, Program Operations Division.*

[FR Doc. 81-9813 Filed 3-31-81; 8:45 am]

BILLING CODE 6450-01-M

[ERA Case No. 52416-9185-21, 22-22;  
Docket No. ERA-FC-80-031]

#### Puget Sound Power & Light Co.; Public Hearing

**AGENCY:** Economic Regulatory Administration; Department of Energy.

**ACTION:** Notice of changed date for public hearing.

The Economic Regulatory Administration (ERA) of the Department of Energy announces a change in the date of the public hearing concerning Puget Sound Power & Light Company's petitions for permanent peakload powerplant exemptions from the provisions of the Powerplant and Industrial Fuel Use Act

#### FOR FURTHER INFORMATION CONTACT:

Jack C. Vandenberg, Office of Public Information, Economic Regulatory Administration, Department of Energy, 2000 M Street NW., Room B-110, Washington, D.C. 20461 (202) 653-4055.

Kathleen J. Ewing, FUA Public Hearings Staff, Economic Regulatory Administration, Case Control Unit, Box 4629, Room 3009, 200 M Street NW., Washington, D.C. 20461 (202) 653-4258.

Marilyn Ross, Office of General Counsel, Department of Energy, 1000 Independence Avenue, SW., Room 6B-178, Washington, D.C. 20585 (202) 252-2967.

**Robert L. Davies,**

*Assistant Administrator, Office of Fuels Conversion, Economic Regulatory Administration.*

March 27, 1981.

[FR Doc. 81-9987 Filed 3-31-81; 8:45 am]

BILLING CODE 6450-01-M

#### Shawnee Oil and Gas Corp.; Action Taken on Consent Order

**AGENCY:** Economic Regulatory Administration, Department of Energy.

**ACTION:** Notice of action taken on consent order.

**SUMMARY:** The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) announces notice of filing a Petition for the Implementation of Special Refund Procedures for refunds received pursuant to a Consent Order.

**DATE:** Petition submitted to the Office of Hearings and Appeals: March 20, 1981.

**FOR FURTHER INFORMATION CONTACT:** Crude Producers Branch, Attn: John Marks, Office of Enforcement, Room 5002, 2000 M Street, N.W., Washington, D.C. 20461, Telephone Number (202) 653-3517.

**SUPPLEMENTARY INFORMATION:** On October 4, 1979, the Office of Enforcement of the ERA published notification in the *Federal Register* that it executed a Consent Order with Shawnee Oil and Gas Corporation (Shawnee), of Oklahoma City, Oklahoma on August 27, 1979, 44 FR 57147 (1979). Interested persons were invited to submit comments concerning

the terms, conditions or procedural aspects of the Consent Order. In addition, persons who believe they have a claim to all or a portion of the refund of overcharges paid by Shawnee pursuant to the Consent Order were requested to submit notice of their claims to the ERA.

One comment was received. The commentor recommended that the refunds should be paid to the refiners and eligible firms that participate in the Entitlements Program. The Consent Order provides that the Office of Enforcement request the Office of Hearings and Appeals (OHA) to implement special procedures to distribute the refunds. If OHA accepts jurisdiction it will determine the appropriate method to distribute the refunds to compensate persons who have been injured by the overcharges, which may include the commentor's proposed distribution. The Office of Enforcement, therefore, has determined that the Consent Order be issued as signed.

Pursuant to the Consent Order, Shawnee is refunding the sum of \$680,000 by certified checks made payable to the United States Department of Energy in monthly installments of not less than \$20,000. These funds received by DOE have been placed into a suitable account pending determination of their proper distribution.

The following persons submitted notices of claim to the ERA: Defense Logistics Agency, Koch Industries, Inc.

#### Action Taken

The ERA is unable readily to identify the persons entitled to receive the \$680,000 or to ascertain the amounts of refunds that such persons are entitled to receive. Therefore, the ERA has petitioned the Office of Hearings and Appeals (OHA) on March 20, 1981, to implement Special Refund Procedures pursuant to 10 CFR Part 205, Subpart V, 10 CFR 205.280 *et seq.* to determine the identity of persons entitled to the refunds and the amounts owing to each of them. Persons who believe they are entitled to all or a portion of the refunds should comply with the procedures of 10 CFR Part 205, Subpart V.

Issued in Washington, D.C. on the 25th day of March 1981.

Robert D. Gerring,

Director, Program Operations Division.

[FR Doc. 81-9812 Filed 3-31-81; 8:45 am]

BILLING CODE 6450-01-M

#### Office of the Secretary

##### International Atomic Energy Agreements; Proposed Subsequent Arrangement; Taiwan

Pursuant to Section 131 of the Atomic Energy Act of 1954, as amended (42 U.S.C. 2160), notice is hereby given of a proposed "subsequent arrangement" as authorized by the Taiwan Relations Act of 1979 (Pub. L. 96-8).

The subsequent arrangement to be carried out under the above mentioned authority involves the approval of contractual arrangements for the supply of the following material:

Contract WC-CI-6, 86.9 grams of uranium enriched to 2.35% in U-235, and 20.0 grams of uranium enriched to 3.1% in U-235. These materials are to be used in the Safeguards Analytical Laboratory Evaluation (SALE) program, which is designed to evaluate the capabilities of participating laboratories to analyze materials to be safeguarded in the nuclear fuel cycle and to provide means by which measurement capability can be improved through the interchange of measurement technology.

In accordance with Section 131 of the Atomic Energy Act of 1954, as amended, it has been determined that the furnishing of these nuclear materials will not be inimical to the common defense and security.

This subsequent arrangement will take effect no sooner than fifteen days after the date of publication of this notice.

For the Department of Energy.

Dated: March 27, 1981.

Harold D. Bengelsdorf,

Director for Nuclear Affairs, International Nuclear and Technical Programs.

[FR Doc. 81-9811 Filed 3-31-81; 8:45 am]

BILLING CODE 6450-01-M

#### Southwestern Power Administration

##### System Power Rate Extension; Order Extending Confirmation and Approval of Power Rates on an Interim Basis

AGENCY: Department of Energy, Southwestern Power Administration.

ACTION: Notice of power rate order.

SUMMARY: The Assistant Secretary for conservation and Renewable energy has extended, on an interim basis, the effective period for System Rates for the Southwestern Power Administration by issuing Rate Order No. SWPA-8. This action is authorized by Delegation Order No. 0204-33 and provides for a 12-month extension of the System Rates that have been in effect on an interim basis since the issuance of Rate Order No. SWPA-4. The System Rates are pending final

confirmation and approval by the Federal Energy Regulatory Commission (FERC) and will remain in effect for a period of 12 months or until a decision is reached by the FERC, whichever occurs first. In the event final FERC action has not materialized within the 12-month extension under Rate Order No. SWPA-8, future extensions of the System Rates on an interim basis by the Assistant Secretary for Conservation and Renewable Energy are not limited.

EFFECTIVE DATE: Rate Order No. SWPA-8 specifies April 1, 1981, as the effective date for a 12-month extension of Rate Schedules P-3, F-2, F-3, EE-2, IC-2, and Section 2 of the Tex-La Electric Cooperative, Inc., Contract No. 14-02-001-864.

#### FOR FURTHER INFORMATION CONTACT:

Walter M. Bowers, Chief, Division of Power Marketing, Southwestern Power Administration, Department of Energy, P.O. Drawer 1619, Tulsa, Oklahoma 74101 (918) 581-7529  
John J. DiNucci, Office of Power Marketing Coordination, Conservation and Renewable Energy, Department of Energy, 12th Street and Pennsylvania Avenue, NW., Washington, D.C. 20461 (202) 633-8336

SUPPLEMENTARY INFORMATION: The present System Rates were approved initially on an interim basis March 1, 1979, by the Assistant Secretary for Resource Applications through Rate Order No. SWPA-1 and became effective April 1, 1979, for one year unless an extension was approved or unless the Federal Energy Regulatory Commission (FERC) confirmed and approved these or substitute rates on a final basis. No action was taken on the System Rates by the FERC during the initial 12-month period of interim approval, so Rate Order No. SWPA-4 was issued March 19, 1980, by the Assistant Secretary for Resource Applications which extended approval of the System Rates on an interim basis for an additional 12-month period beginning April 1, 1980. The extension provided in Rate Order No. SWPA-8 was necessary to enable the present System Rates to remain effective after March 31, 1981, which was the date specified in Rate Order No. SWPA-4 for expiration of the current System Rates without the benefit of an extension by the Assistant Secretary or final action by the FERC. Rate Order No. SWPA-8 did not provide for any change in the structure of the System Rates from that contained in Rate Order No. SWPA-1 and Rate Order No. SWPA-4.

Issued in Washington, DC, March 27, 1981.

**Frank DeGeorge,**  
Acting Assistant Secretary, Conservation and Renewable Energy.

United States of America, Department of Energy, Assistant Secretary for Conservation and Renewable Energy

In the Matter of: Southwestern Power Administration—System Rates; Rate Order No. SWPA-8.

**Order Extending Confirmation and Approval of Power Rates on an Interim Basis**  
March 27, 1981.

Pursuant to Sections 302(a) and 301(b) of the Department of Energy Organization Act, Pub. L. 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, relating to the Southwestern Power Administration (Southwestern) were transferred to and vested in the Secretary of Energy. By Delegation Order No. 0204-33, effective January 1, 1979, 43 FR 60636 (December 28, 1978), the Secretary of Energy delegated to the Assistant Secretary for Resource Applications the authority to develop power and transmission rates, acting by and through the Administrator, and to confirm, approve, and place in effect such rates on an interim basis, and delegated to the Federal Energy Regulatory Commission (FERC) the authority to confirm and approve on a final basis or to disapprove rates developed by the Assistant Secretary for Resource Applications under the delegation. By Delegation Order No. 0204-33, as amended, effective March 19, 1981, the Secretary of Energy vested in the Assistant Secretary for Conservation and Renewable Energy the authority previously vested in the Assistant Secretary for Resource Applications to develop power and transmission rates, acting by and through the Administrator, and to confirm, approve and place in effect such rates on an interim basis, and delegated to the FERC the authority to confirm and approve on a final basis or to disapprove rates developed by the Assistant Secretary for Conservation and Renewable Energy. This rate order is issued pursuant to the delegation to the Assistant Secretary for Conservation and Renewable Energy.

#### Background

Under the authority of Delegation Order No. 0204-33, effective January 1, 1979, 43 FR 60636 (December 28, 1978), the Assistant Secretary for Resource Applications, through Rate Order No. SWPA-1 issued March 1, 1979, placed into effect on April 1, 1979, increased System Rates on an interim basis for Southwestern. The rates, along with the rate order, basic studies, comments, transcripts, and other material concerning Southwestern's System Rate adjustment, were submitted to the FERC for confirmation and approval on a final basis pursuant to the authority vested in the FERC by Delegation Order No. 0204-33. These rates, which were the subject of Rate Order No. SWPA-1, superseded the following SWPA rates:

Rates Schedule F-1, Firm Power  
Rates Schedule P-2 (Revised), Peaking Power  
Rates Schedule EE, Excess Energy

Rates Schedule IC, Interruptible Capacity  
Contract Rate in Section 2, Contract No. 14-02-001-864, Tex-La Electric Cooperative, Inc. (through TP&L)

The public was invited to review and comment on the development of new System Rates through Federal Register notices published during 1978. The public participation process produced numerous and varied questions and comments, all of which were considered and many of which were accepted and incorporated in developing the revised rates that were confirmed, approved and placed in effect on an interim basis by Rate Order No. SWPA-1.

The text of Rate Order No. SWPA-1 provided responses to the major comments criticisms and alternatives offered during the comment period. The order confirmed, approved, and placed in effect on an interim basis new System Rate Schedules which increased average annual revenues to accomplish repayment. The Assistant Secretary for Resource Applications confirmed and approved on an interim basis the following five rate schedules and one contract rate for Southwestern, to become effective April 1, 1979, and replace the four rate schedules and the first contract rate listed previously:

Rates Schedule P-3, Peaking Power  
Rates Schedule F-2, Firm Power from Integrated System  
Rates Schedule F-3, Firm Power through Oklahoma Utility Companies  
Rates Schedule EE-2, Excess Energy  
Rates Schedule IC-2, Interruptible Capacity  
Contract No. 14-02-001-864, Section 2, Tex-La Electric Cooperative, Inc. (through TP&L)

These rates were to remain in effect on an interim basis for a period of 12 months unless such period were extended or until the FERC confirmed and approved these or substitute rates on a final basis. Due to lack of action by the FERC, these rates were extended on an interim basis by Rate Order No. SWPA-4 through March 31, 1981, by the Assistant Secretary for Resource Applications.

#### Discussion

Due to the extraordinary number of Federal power rate orders submitted to the FERC, a ruling has not been handed down on the System Rates of Southwestern. It is necessary, therefore, for the Assistant Secretary for Conservation and Renewable Energy to extend interim approval of Southwestern's Integrated System Rate Schedules and the Tax-La Electric Cooperative, Inc., Contract Rate for an additional 1-year period.

#### Order

In view of the foregoing and pursuant to the authority delegated to me by the Secretary of Energy, I hereby extend confirmation and approval on an interim basis, effective April 1, 1981, of Rate Schedules P-3, F-2, F-3, EE-2, IC-2, and the Contract Rate under Section 2 of the Tex-La Electric Cooperative, Inc., Contract No. 14-02-001-864. These rates shall remain in effect on an interim basis for a period of 12 months unless such period is again extended or until

the FERC confirms and approves these or substitute rates on a final basis.

Issued in Washington, DC, this 27th day of March 1981.

**Frank DeGeorge,**  
Acting Assistant Secretary, Conservation and Renewable Energy.

[FR Doc. 81-0988 Filed 3-31-81; 8:45 am]  
BILLING CODE 6450-01-M

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-50531; PH-FRL 1794-7]

### Pesticides; Issuance of Experimental Use Permits

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** EPA has issued experimental use permits to the following applicants. Such permits are in accordance with and subject to the provisions of 40 CFR Part 172, which defines EPA procedures with respect to the use of pesticides for experimental purposes.

#### FOR FURTHER INFORMATION CONTACT:

The product manager cited in each petition at the address below:

Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, 1921 Jefferson Davis Highway, Arlington, VA 22202.

**SUPPLEMENTARY INFORMATION:** EPA has issued the following experimental use permits:

264-EUP-59. Union Carbide, Agricultural Products Co., Inc., Brookside Ave., Ambler, PA 19002. This experimental use permit allows the use of 400 pounds of the plant growth regulator ethephon on sugarcane to evaluate increased sugarcane biomass. A total of 200 acres are involved. The program is authorized only in the State of Hawaii. The experimental use permit is effective from February 12, 1981 to February 12, 1983. A temporary food additive for residues of ethephon in or on molasses has been established. (PM 25, Robert J. Taylor, Rm. 412E, CM#2, 703-557-7066).

10250-EUP-1. Hempel's Marine Paints, Foot of Currie Ave., Wallington, NJ 07057. This experimental use permit allows the use of 6,000 gallons (25,000 pounds) of the antifoulants Tributyltin methacrylate, Tributyltin oxide, and Triphenyltin fluoride on ships' bottoms to evaluate control of marine growth. The program is authorized only in the States of Alabama, California, Florida, Louisiana, Maine, Maryland, New Jersey, New York, Oregon, Pennsylvania, Texas, and Virginia. The program is effective from February 20, 1981 to February 20, 1982. (PM 23, Richard F. Mountfort, Rm. 412D, CM#2, 703-557-7070).

352-EUP-105. E. I. du Pont de Nemours and Co., Wilmington, DE 19898. This experimental use permit allows the use of 8,000 pounds of the herbicide Glean (active ingredient 2-chloro-N-[(4-methoxy-6-methyl-1,3,5-triazin-2-yl)aminocarbonyl]benzenesulfonamide) on wheat and barley to evaluate control of weeds. A total of 32,000 acres are involved. The program is authorized only in the States of Arizona, California, Colorado, Idaho, Kansas, Minnesota, Montana, Nebraska, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming. The permit is effective from March 1, 1981 to March 1, 1984. A temporary tolerance for the active ingredient in or on wheat grain and barley grain has been established. (PM 25, Robert J. Taylor, Rm. 412E, CM#2, 703-557-7066).

279-EUP-78. FMC Corp. Agriculture Chemical Sprays, 2000 Market St., Philadelphia, PA 19103. This experimental use permit allows the use of 4,500 pounds of the active ingredient of the insecticide carbosulfan on alfalfa to evaluate control of alfalfa insects. A total of 1,500 acres are involved. The program is authorized only in the States of Arizona, Arkansas, California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, Wisconsin, and Wyoming. The program is effective from February 5, 1981 to February 5, 1982. The permit is issued under the condition that the treated crops be destroyed or used for experimental purposes only. (PM 12, Jay S. Ellenberger, Rm. 400, CM#2, 703-557-7024).

279-EUP-79. FMC Corp. Agriculture Chemical Sprays, 2000 Market St., Philadelphia, PA 19103. This experimental use permit allows the use of 174 pounds of the active ingredient of the insecticide carbosulfan on citrus to evaluate control of citrus rust mite, citrus snow scale, and citrus thrips. A total of 32 acres are involved. The program is authorized only in the States of California, Florida, and Texas. The program is effective from February 13, 1981 to February 13, 1982. The permit is issued under the condition that the treated crops be destroyed or used for research purposes only. (PM 12, Jay S. Ellenberger, Rm. 400, CM#2, 703-557-7024).

876-EUP-37. Velsicol Chemical Corp., 341 East Ohio St., Chicago, IL 60611. This experimental use permit allows the use of 51 pounds of the herbicide Aluminum salt of Dicamba on field corn to evaluate control of weeds. A total of 28 acres are involved. The program is authorized only in the States of Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, and South Dakota. This experimental use permit is effective from March 1, 1981 to March 1, 1982. This permit is issued under the condition that all treated crops are destroyed or used for experimental purposes only. (PM 25, Robert J. Taylor, Rm. 412E, CM#2, 703-557-7066).

876-EUP-38. Velsicol Chemical Corp., 341 East Ohio St., Chicago, IL 60611. This

experimental use permit allows the use of 51 pounds of the herbicide Aluminum salt of Dicamba on field corn to evaluate control of weeds. A total of 28 acres are involved. The program is authorized only in the States of Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, and South Dakota. This experimental use permit is effective from March 1, 1981 to March 1, 1982. This permit is issued under the condition that all treated crops are destroyed or used for experimental purposes only. (PM 25, Robert J. Taylor, Rm. 412E, CM#2, 703-557-7066).

7969-EUP-15. BASF Wyandotte Corp., 100 Cherry Hill Rd., Parsippany, NJ 07054. This experimental use permit allows the use of 400 pounds of the herbicide fluchloralin for aerial application on cotton to evaluate control of weeds. A total of 400 acres are involved. The program is authorized only in the State of Arizona. The experimental use permit is effective from January 30, 1981 to January 30, 1982. A permanent tolerance for fluchloralin has been established 40 CFR 180.363. (PM 25, Robert J. Taylor, Rm. 412E, CM#2, 703-557-7066).

Persons wishing to review these experimental use permits are referred to the designated product managers. Inquiries concerning these permits should be directed to the persons cited above. It is suggested that interested persons call before visiting the EPA Headquarters Office, so that the appropriate file may be made available for inspection purposes from 8:00 a.m. to 4:00 p.m., Monday through Friday, excluding legal holidays.

(Sec. 5, 92 Stat. 819, as amended, [21 U.S.C. 136])

Dated: March 17, 1981.

**Douglas D. Campit,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 81-9768 Filed 3-31-81; 8:45 am]

**BILLING CODE 6560-32-M**

**[PF-219; PH-FRC 1794-8]**

**Pesticide and Feed Additive Petitions; ICI Americas, Inc.**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces that ICI Americas, Inc., has submitted a pesticide and feed additive petition for the insecticide cypermethrin for use on certain agricultural commodities.

**ADDRESS:** Written comments to: Franklin D. R. Gee, Product Manager (PM) 17, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St. SW., Washington, D.C. 20460.

Written comments may be submitted while the petition is pending before the

agency. The comments must be identified by the document control number [PF-219] and the specific petition number. All written comments filed pursuant to this notice will be available for public inspection in the product manager's office from 8:00 a.m. to 4:00 p.m., Monday through Friday, excluding holidays.

**SUPPLEMENTARY INFORMATION:**

ICI Americas Inc., Concord Pike and New Murphy Road, Wilmington, DE 19897 has submitted a pesticide petition and a feed additive petition to EPA proposing that a tolerance and a feed additive regulation for the insecticide cypermethrin.

**PP 1G2461.** Proposes that 40 CFR Part 180 be amended by establishing a tolerance for residues of the insecticide cypermethrin in or on the raw agricultural commodity cotton-seed at 0.1 part per million (ppm). The proposed analytical method for determining residues is gas liquid chromatography.

**FAP 1H5287.** Proposes that 21 CFR Part 561 be amended by establishing a regulation permitting the residues of the insecticide cypermethrin in or on the commodities cottonseed hulls at 0.2 ppm and 1 ppm in cottonseed oil.

(Secs. 508)(d)(1), 68 Stat. 512 (7 U.S.C. 136); 409 (b)(5), 72 Stat. 1786, (21 U.S.C. 348)

Dated: March 6, 1981.

**Douglas D. Campit,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 81-9769 Filed 3-31-81; 8:45 am]

**BILLING CODE 6560-32-M**

**[PF-224; PH-FRL 1794-5]**

**Pesticide Petition; U.S. Soil Inc.**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces the filing of a pesticide petition by U.S. Soil, Inc. to establish an exemption from the requirement of a tolerance for the insecticide methyl alpha-eleostearate [methyl ester of (Z,E,E)-9,11,13-octadecatrienoic acid] in or on the raw agricultural commodity cottonseed.

**ADDRESS:** Written comments and inquiries should be directed to: William H. Miller, Product Manager (PM) 16, Registration Division (TS-767C), Office of Pesticide Programs, 401 M St. SW., Washington, D.C. 20460.

Written comments may be submitted while the petition is pending before the agency. The comments are to be identified by the document control number "[PF-224]" and the petition

number. All written comments filed pursuant to this notice will be available for public inspection in the product manager's office from 8:00 a.m. to 4:00 p.m., Monday through Friday, excluding legal holidays.

**FOR FURTHER INFORMATION CONTACT:** William H. Miller (703-557-7040).

**SUPPLEMENTARY INFORMATION:** U.S. Soil Inc., Drawer 926, Salida, CO 81201 has submitted a pesticide petition (PP 1F2484) to the EPA proposing that 40 CFR Part 180 be amended by establishing an exemption from the requirement of a tolerance for the insecticide methyl alpha-eleostearate [methyl ester of (Z,E,E)-9,11,13-octadecatrienoic acid] in or on the raw agricultural commodity cottonseed. The proposed analytical method for determining residues is a high pressure liquid chromatographic method equipped with a shoefel detector.

(Sec. 406(d)(1), 68 Stat. 512 (7 U.S.C. 1351))

Dated: March 26, 1981.

**Douglas D. Camp,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 81-9766 Filed 3-31-81; 8:45 am]

**BILLING CODE 6560-32-M**

[OPTS-50030 TSH-FRL 1794-6]

**Toxic Substances; Transfer of Data to Contractor; Systems Development Corp.**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of data transfer.

**SUMMARY:** EPA will transfer to its contractor, Systems Development Corporation (SDC), information submitted by manufacturers and importers of chemical substances under the Toxic Substances Control Act (TSCA) Inventory of chemical substances. Some of this information has been claimed confidential. Under EPA guidance, SDC will manage and operate a secure computer data center which will be used as a back-up facility to process this information.

**DATE:** the transfer of information submitted to EPA and claimed confidential will take place no sooner than April 8, 1981.

**FOR FURTHER INFORMATION CONTACT:** John B. Ritch, Jr., Director, Industry Assistance Office (TX-799), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, D.C. 20460, Toll free: (800-424-9065), in Washington, D.C.: (554-1404).

**SUPPLEMENTARY INFORMATION:** Under section 8(b) of TSCA, 15 U.S.C. 2607, and the TSCA Inventory Reporting Regulations in 40 CFR Part 710, manufacturers and importers of chemical substances reported information concerning those substances to the TSCA Chemical Substances Inventory. Some of this information has been claimed confidential. The inventory reporting forms were sent to EPA's contractor, Chemical Abstracts Service in Columbus, Ohio, which compiled the information for computer processing and maintains it in a secure facility.

Under its contract with EPA (No. 68-02-2832), Systems Development Corporation, with guidance from EPA, will manage and operate a secure computer data center at EPA's regional office in Research Triangle Park, North Carolina, as a back-up site for the processing of inventory information. The facility will serve as a back-up in the event of an emergency, as required under EPA's contingency plans in case of a disaster or if the primary site for processing the data is unavailable.

Under 40 CFR 2.306(j), it has been determined that transfer of TSCA confidential business information to SDC will be necessary for the satisfactory performance of work under this contract.

SDC is legally required under the terms of its contract to safeguard from any unauthorized disclosure the confidential business information it receives from EPA or which it generates during the performance of its work.

SDC has been authorized under the EPA TSCA Confidential Business Information Security Manual to have access to confidential business information. EPA has conducted the required inspection of the Research Triangle Park facilities and has found them to be in compliance with the requirements of the Security Manual. SDC is required to handle all TSCA Confidential Business Information in accordance with the requirements of this manual.

(Secs. 8 and 14 (Pub. L. 94-469; 90 Stat. 2003; 15 U.S.C. 2601 et seq))

Dated: March 13, 1981.

**Warren R. Muir,**

*Deputy Assistant Administrator for Toxic Substances.*

[FR Doc. 81-9767 Filed 3-31-81; 8:45 am]

**BILLING CODE 6560-31-M**

**FEDERAL COMMUNICATIONS COMMISSION**

**Commission Establishes Period for Comments on Plan for Reporting Interim Expenses Submitted by AT&T Pursuant to the Second Computer Inquiry**

March 25, 1981.

On January 29, 1981, the American Telephone and Telegraph Company (AT&T) submitted a preliminary report in response to Paragraph 105 of the Reconsideration Order in Docket 20828, released December 30, 1980. Paragraph 105 had required AT&T to provide the Commission with certain financial information and to submit a plan describing accounting methodology for the interim expenses relating to the provision of enhanced services. Attachment C to the AT&T preliminary report contains AT&T's plan for reporting these interim expenses.

The Commission now establishes the following comment cycle to enable interested parties to submit their comments relating to the adequacy of the plan proposed in Attachment C to meet the concerns expressed in Paragraph 105 and to record accurately expenses incurred by AT&T which relate to the provision of enhanced services prior to the establishment of a separate subsidiary for the provision of such services. Comments must be filed on or before April 14, 1981. Reply comments should be filed on or before April 24, 1981.

Federal Communications Commission.

**William J. Tricarico,**  
*Secretary.*

[FR Doc. 81-9785 Filed 3-31-81; 8:45 am]

**BILLING CODE 6712-01-M**

**Commission Establishes Pleading Cycle on AT&T Petition for Waiver of Structural Separation Requirements Imposed by Second Computer Inquiry for CCS-II**

March 26, 1981.

By Petition for Waiver filed March 20, 1981, the American Telephone and Telegraph Company (AT&T) has requested that the Commission waive the structural separation requirements of § 64.702 of the Commission's Rules and Regulations, 47 CFR 64.702, to the extent required to permit the offering by Bell System operating telephone companies of Custom Calling Services II (CCS-II), an enhanced service.

The commission will adopt the following pleading cycle for the AT&T petition. Interested parties may file

comments on the petition on or before April 15, 1981. Replies may be submitted on or before April 27, 1981.

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 81-9788 Filed 3-31-81; 8:45 am]

BILLING CODE 6712-01-M

[Report No. 1276]

**Petitions for Reconsideration of Actions in Rule Making Proceedings**

March 25, 1981.

The following listings of petitions for reconsideration filed in Commission rulemaking proceedings is published pursuant to 47 CFR 1.429(e). Oppositions to such petitions for reconsideration must be filed on or before April 16, 1981. Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

Subject: Amendment to § 76.51 of the Commission's Rules and Regulations. (CT Docket No. 79-193, RM-3115)

Filed by: M. Scott Johnson, Attorney for Television Muscle Shoals Inc., (WOWL-TV) on 2-20-81.

Subject: Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Woodward and Alva, Oklahoma). (BC Docket No. 80-282, RM's 3411, 3425 & 3736)

Filed By: John H. Midlen, Jr., Attorney for Omni Communications, Inc. on 3-16-81.

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 81-9760 Filed 3-31-81; 8:45 am]

BILLING CODE 6712-01-M

**Radio Technical Commission for Marine Services; Meetings**

In accordance with Pub. L. 92-463, "Federal Advisory Committee Act," the schedule of future Radio Technical Commission for Marine Services (RCTM) meetings is as follows:

Name: Executive Committee Meeting.

Date and Time: Notice of April Meeting—Thursday, April 16, 1981—9:30 a.m.

Place: Conference Room: Two Rooms 7200/7202, Nassif (DOT) Building, 400 Seventh Street SW., at D Street, Washington, D.C.

Agenda: 1. Administrative Matters; 2. Special Committee Reports; and 3. Discussion of U.S. Coast Guard Prioritized List of Subjects for Possible Development of Standards.

Name: Special Committee No. 78.

Date and Time: Notice of 4th Meeting—Tuesday, April 21, 1981—9:30 a.m.

Place: Conference Room: 8238/40, Nassif (DOT) Building, 400 Seventh Street SW., at D Street, Washington, D.C.

Agenda: 1. Call to order and administrative matters; 2. Review of Federal Radionavigation Plan.

Contact Person: John C. Fuechsel, Chairman SC-78, National Ocean Industries Association, 1100 17th Street NW., Washington, D.C., Phone: (202) 785-5116.

Name: 1981 Annual Meeting of the RTCM Assembly.

Date and Time: Monday, April 27, 1981—9 a.m.

Place: Rivermont Holiday Inn, 200 West Georgia at Riverside Drive, Memphis, Tennessee.

Agenda: 1. Introductory Remarks; 2. Election of Assembly Member Applicants; 3. Election of RTCM Officers; 4. Committee Reports; 5. Report of the Executive Secretary; 6. Other Business; and 7. Announcements and Adjournment.

The RTCM has acted as a coordinator for maritime telecommunications since its establishment in 1947. All RTCM meetings are open to the public. Written statements are preferred, but by previous arrangement, oral presentations will be permitted within time and space limitations.

Those desiring additional information concerning the above meeting(s) may contact either the designated chairman or the RTCM Secretariat (phone: (202) 632-6490).

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 81-9787 Filed 3-31-81; 8:45 am]

BILLING CODE 6712-01-M

**FEDERAL RESERVE SYSTEM**

**Auburn Bancshares, Inc.; Formation of Bank Holding Company**

Auburn Bancshares, Inc., Auburn, 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 by acquiring 80 percent or more of the voting shares of Auburn Savings Bank, Auburn, 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 offices 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 April 25, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation

would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 26, 1981.

Jefferson A. Walker,

Assistant Secretary of the Board.

[FR Doc. 81-9742 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

**Bank Holding Company; Notice of Proposed de Novo Nonbank Activities**

The bank holding company listed in this notice has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commence *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to the application, 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 interest, or unsound banking practices." Any comment on the application that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated for the application. Comments and requests for hearings should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than May 3, 1981.

A. Federal Reserve Bank of Richmond (Lloyd W. Bostian, Jr., Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

Union Trust Bancorp, Baltimore, Maryland (financing, mortgage lending and insurance activities; Florida): to engage through its subsidiary, Landmark

Financial Services, Inc., in making installment loans to individuals for personal, family or household purposes; purchasing sales finance contracts executed in connection with the sale of personal, family or household goods or services; acting as agent in the sale of credit life and credit accident and health insurance directly related to extensions of credit; acting as agent in the sale of insurance protecting collateral held against extensions of credit, and making second mortgage loans secured in whole or in part by mortgages or other liens on real estate. These services would be conducted from an office in Ocala, Florida serving the Ocala and the surrounding County.

**B. Other Federal Reserve Banks:**  
None.

Board of Governors of the Federal Reserve System, March 26, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-9748 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

#### **Bank Holding Companies; Proposed De Novo Nonbank Activities**

The bank holding companies listed in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843 (c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *De Novo* (or continue to engage in an activity earlier commenced *De Novo*), directly or indirectly, solely in the activities indicated, which have been determined by the board of Governors to be closely related to banking.

With respect to each application, 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 interest, or unsound banking practices." Any comment on an application that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

Each application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated

for that application. Comments and requests for hearings should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than April 24, 1981.

**A. Federal Reserve Bank of New York** (A. Marshall Puckett, Vice President) 33 Liberty Street, New York, New York 10045:

Manufacturers Hanover Corporation, New York, New York (mortgage banking; Colorado): to engage through its subsidiary Manufacturers Hanover Mortgage Corporation in making or acquiring, for its own account or for the account of others, loans and other extensions of credit such as would be made by a commercial mortgage company, and servicing any such loans and other extensions of credit for any person. These activities would be conducted from a *De Novo* office of Manufacturers Hanover Mortgage Corporation to be located in Denver, Colorado and serving the Denver Standard Metropolitan Statistical Area.

**B. Federal Reserve Bank of San Francisco** (Harry W. Green, Vice President) 400 Sansome Street, San Francisco, California 94120:

U.S. Bancorp, Portland, Oregon (financing and insurance activities; Washington): to engage through its subsidiary, U.S. Creditcorp, in making, acquiring and servicing commercial and business loans and other extensions of credit, either secured or unsecured, for its own account or for the account of others, including the purchasing of contracts and evidences of debt; and acting as insurance agent with regard to credit life and disability insurance, solely in connection with extensions of credit by U.S. Creditcorp. These activities would be conducted from an office in Bellevue, Washington, serving the Seattle, Washington, Standard Metropolitan Statistical Area ("SMSA").

**C. Other Federal Reserve Banks:**  
None.

Board of Governors of the Federal Reserve System, March 25, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-9739 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

#### **Bank Holding Companies; Proposed De Novo Nonbank Activities**

The bank holding companies listed in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to

engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to each application, 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 interest, or unsound banking practices." Any comment on an application that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

Each application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated for that application. Comments and requests for hearings should identify clearly the specific application to which they relate, and should be submitted in writing and, except as noted, received by the appropriate Federal Reserve Bank not later than April 27, 1981.

**A. Federal Reserve Bank of New York** (A. Marshall Puckett, Vice President) 33 Liberty Street, New York, New York 10045:

Fidelity Union Bancorporation, Newark, New Jersey (finance activities; Pennsylvania): to engage through its subsidiary, Sentry Consumer Discount Company, in the activity of making second mortgage loans. This activity would be conducted from offices in Camp Hill, East Harrisburg, Kingston, Lancaster, Lansdale, Lebanon, Levittown, Matamoras, Pottsville, Reading, Scranton, Shamokin Dam, Springfield Dam, Towanda, Whitehall, and York, Pennsylvania, serving the counties in which the offices are located and certain contiguous counties.

**B. Federal Reserve Bank of Kansas City** (Thomas M. Hoenig, Assistant Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

This notice corrects a previous Federal Register document (FR Doc. 81-8189) published at page 17139 of the issue for Tuesday, March 17, 1981. The applicant intends to engage in additional credit-related activities through its subsidiary.

Southwest Bancshares Corporation, Oklahoma City, Oklahoma (insurance agency activities; Oklahoma); to engage through its nonbanking subsidiary, PBC Financial Corporation in the sale as agent or broker of credit-related insurance from an office in Oklahoma City, Oklahoma, and will serve the area in which PBC Corporation engages in its lending activities. Comments on this portion of the application must be received not later than April 20, 1981.

**C. Other Federal Reserve Banks:**

None.

Board of Governors of the Federal Reserve System, March 24, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-0740 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

**First Cary-Grove Corp.; Formation of Bank Holding Company**

First Cary-Grove Corp., Cary, Illinois, 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 by acquiring 100 percent of the voting shares less directors' qualifying shares, of First Security Bank of Cary-Grove, Cary, Illinois. 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 offices 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 April 25, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 26, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-9743 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

**First Jersey National Corp.; Acquisition of Bank**

First Jersey National Corporation, Jersey City, New Jersey, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent of the voting shares of The Bank

of New Jersey, N.A., Moorestown, New Jersey. 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 offices of the Board of Governors or at the Federal Reserve Bank of New York. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than April 19, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 26, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-0744 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

**Gibbon Exchange Co.; Formation of Bank Holding Company**

Gibbon Exchange Company, Gibbon, Nebraska, 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 by acquiring 98.4 per cent or more of the voting shares, less directors' qualifying shares, of Exchange Bank, Gibbon, Nebraska. 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)).

Gibbon Exchange Company, Gibbon, Nebraska, 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 (12 CFR 225.4(b)(2)), for permission to acquire voting shares of Gibbon Insurance Agency, Gibbon, Nebraska.

Applicant states that the proposed subsidiary would engage in the general insurance agency activities in a community of less than 5,000 population. These activities would be performed from offices of Applicant's proposed subsidiary bank in Gibbon, Nebraska, and the geographic area to be served is that area surrounding and including Gibbon and extending north to the Buffalo County line, extending to the east on Highway 30 a distance of 12 miles, extending south to the village of Heartwell, and extending west on highway 30 approximately 15 miles. 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 must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

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 April 27, 1981.

Board of Governors of the Federal Reserve System, March 26, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-9741 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

**Great American Bancorp; Formation of Bank Holding Company**

Great American Bancorp, North Miami, Florida, 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 by acquiring directly 93 per cent or more of the voting shares of Combanks Corporation, Winter Park, Florida, including its subsidiary banks, and indirectly 30.8 percent of the voting shares of Great American Banks, Inc., including its subsidiary banks. 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)).

Great American Banks has also applied for the Board's approval under 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, to acquire indirectly the following

subsidiaries of Combanks Corporation held by that company under the authority of section 4(c)(8): (1) Combanks Mortgage Company, Winter Park, Florida, which engages in the activities of originating, purchasing and servicing loans and other extensions of credit primarily in the Orlando market; (2) Combanks Insurance Agency, Inc., Winter Park, Florida, which engages in the sale of credit life and credit accident and health insurance in connection with extensions of credit by Combank's banking subsidiaries; and (3) American Bancshares Insurance Agency, Inc., North Miami, Florida, which engages in the sale of credit life and credit accident and health insurance in connection with extensions of credit by Great American's banking subsidiaries. The activities of each of these companies appear to be permissible under the provisions of § 225.4(a) of the Board's Regulation Y (12 CFR 225.4(a)). In addition Combanks and Great American both have nonbanking subsidiaries that perform services for their respective subsidiary banks.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the applications should submit views in writing to the Reserve Bank, to be received not later than April 22, 1981. With respect to the applications under section 4(c)(8), interested persons may express their views on 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 comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 25, 1981.

Jefferson A. Walker,

*Assistant Secretary of the Board.*

[FR Doc. 81-0740 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

#### Lakeland Bancshares, Inc.; Formation of Bank Holding Company

Lakeland Bancshares, Inc., Sunrise

Beach, Missouri, 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 by acquiring 80 per cent or more of the voting shares of Lakeland State Bank, Sunrise Beach, Missouri. 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 offices of the Board of Governors or at the Federal Reserve Bank of St. Louis. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than April 25, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 26, 1981.

Jefferson A. Walker,

*Assistant Secretary of the Board.*

[FR Doc. 81-0745 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

#### Leavcorp, Inc.; Formation of Bank Holding Company

Leavcorp, Inc., Leavenworth, Kansas, 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 by acquiring 80 per cent or more of the voting shares of Leavenworth National Bank & Trust Company. 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 offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than April 24, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 25, 1981.

Jefferson A. Walker,

*Assistant Secretary of the Board.*

[FR Doc. 81-0750 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

#### P/B Bancshares, Inc.; Formation of Bank Holding Company

P/B Bancshares, Inc., Houston, Texas, 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 by acquiring 80 per cent or more of the voting shares (less directors' qualifying shares) of Peoples Bank, Houston, Texas. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than April 25, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 26, 1981.

Jefferson A. Walker,

*Assistant Secretary of the Board.*

[FR Doc. 81-0746 Filed 3-31-81; 8:45 am]

BILLING CODE 6210-01-M

#### Shelbyville Bancshares, Inc.; Acquisition of Bank

Shelbyville Bancshares, Inc., Shelbyville, Missouri, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 80 per cent or more of the voting shares of Farmers and Merchants Bank of Green Ridge, Green Ridge, Missouri. The factors that are considered in acting on the application are set forth in 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of St. Louis. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than April 27, 1981.

Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 26, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-0747 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

#### **Utah Bancorporation; Proposed Acquisition of Holladay Thrift and Loan**

Utah Bancorporation, Salt Lake City, Utah, has 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 (12 CFR 225.4(b)(2)), for permission to acquire voting shares of Holladay Thrift and Loan, Salt Lake City, Utah, to be renamed Intermountain Thrift and Loan, and to establish a branch office of the subsidiary.

Applicant states that the proposed subsidiary would engage in the business of an industrial loan company, as authorized by the laws of the State of Utah, and will make, acquire, and service loans and other extensions of credit, and accept time and savings deposits. These activities would be performed from offices of Applicant's subsidiary in Salt Lake City, Utah, and Heber City, Utah, and the geographic areas to be served are Salt Lake County and Wasatch County, Utah. 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 must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a

hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of San Francisco.

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 April 23, 1981.

Board of Governors of the Federal Reserve System, March 24, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-0751 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

#### **Wyoming Bancorporation; Acquisition of Bank**

Wyoming Bancorporation, Cheyenne, Wyoming, 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 First Wyoming Bank, N.A.—Torrington, Torrington, Wyoming. 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 offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than April 23, 1981. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, March 24, 1981.

**Jefferson A. Walker,**

*Assistant Secretary of the Board.*

[FR Doc. 81-0752 Filed 3-31-81; 8:45 am]

**BILLING CODE 6210-01-M**

### **DEPARTMENT OF THE INTERIOR**

#### **Bureau of Land Management**

#### **Alaska Outer Continental Shelf Office, Gulf of Alaska Continental Shelf (OCS) Oil and Gas; Proposed Oil and Gas Lease Sale No. RS-1**

It is proposed that the unsold tracts

within the OCS Lease Sale No. 55, Eastern Gulf of Alaska, area be included in reoffering sale RS-1. A proposed notice of sale for this offering can be found in 46 FR 15667, March 6, 1981.

OCS Lease Sale No. 55, was held on October 21, 1980, and offered 210 tracts in the Eastern Gulf of Alaska, totalling 483,840 hectares (1,195,568 acres). Bids were received on 37 tracts; the Secretary of the Interior accepted 35 high bids and rejected the bids on two tracts. The Federal action presently under consideration is the reoffering of the unleased 175 tracts. These tracts cover approximately 403,200 hectares (996,306 acres) and are located directly south of Yakutat, offshore 26 to 93 kilometers (16 to 58 miles) in water depths of 90 to 400 meters (295 to 1,320 feet). This proposal is significantly smaller than the one analyzed in the Final Environmental Impact Statement (FEIS) prepared for OCS Lease Sale No. 55.

The FEIS for Sale No. 55 was published and released in March 1980. The alternatives evaluated, as well as the agencies and people contacted during the process, can be found in that document.

No new information has been received or developed subsequent to the release of the Final EIS for Sale No. 55 which would alter the impact analysis presented in that document. The present proposal does not result in any significant change in the impacts analyzed in the Final EIS other than a reduction of those described. No new or additional mitigating measures have been proposed for this reoffering in the Eastern Gulf area.

The Department of the Interior, having prepared an environmental assessment on the proposal to reoffer the 175 tracts, has concluded that the Final Environmental Impact Statement for OCS Sale No. 55 contained a thorough analysis of the full range of environmental impacts of the proposed reoffering sale, RS-1. As a result, it has been determined that it will not be necessary to prepare an additional environmental impact statement for the proposed action.

**Ed Hastey,**

*Acting Director, Bureau of Land Management.*

March 28, 1981.

[FR Doc. 81-0773 Filed 3-31-81; 8:45 am]

**BILLING CODE 4310-84-M**

**Alaska Outer Continental Shelf Office;  
Northern Aleutian Shelf Outer  
Continental Oil and Gas; Intent To  
Prepare an Environmental Impact  
Statement for Proposed OCS Lease  
Sale No. 75 in the Northern Aleutian  
Shelf Area of the Bering Sea**

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Bureau of Land Management's Alaska Outer Continental Shelf Office intends to prepare an Environmental Impact Statement (EIS) on the offshore oil and gas leasing proposal for the Northern Aleutian Shelf, known as OCS Sale No. 75. This proposed sale is tentatively scheduled for October 1983. Six hundred and five (605) lease blocks (1,393,920 hectares; 3,444,386 acres) have been selected for leasing consideration and further environmental study.

Presently, the Department of the Interior expects that the draft EIS for this proposal will be available in August 1982. The final EIS is scheduled for release in March 1983.

Alternatives to be considered in the Environmental Impact Statement will include options to delay, modify, or withdraw the proposed lease offering.

The Alaska Outer Continental shelf Office has invited affected Federal and State agencies, local communities, and other interested groups and individuals to participate in the process of scoping the significant actions, alternatives, and impacts which should be considered in the EIS. Scoping is an ongoing process. In this regard the Alaska OCS Office is seeking information related to:

1. Environmental issues of significance to be considered in the EIS.
2. Alternatives to the proposal, including tract deletion options, delay of sale, and withdrawal of the proposal.
3. Proposed mitigating measures which would render the proposal more compatible with the environment and lessen or eliminate any significant adverse effects.

Comments on these aspects of the proposed action are invited and should be sent to Elaine Pratt, Division of Environmental Assessment, Alaska OCS Office, P.O. Box 1159, Anchorage, Alaska 99510, telephone (907) 276-2955.

All comments related to the scope of this environmental impact statement should be received by the close of business, April 30, 1981.

**Ed Hastey,**

*Acting Director, Bureau of Land Management,*  
March 26, 1981.

[FR Doc. 81-9774 Filed 3-31-81; 8:45 am]

**BILLING CODE 4310-84-M**

[CA 8673]

**California; Order Providing for  
Opening of Public Land**

March 24, 1981.

1. By order dated January 9, 1981, the Federal Energy Regulatory Commission vacated the following land withdrawals for transmission line projects No. 1103 and 1544 in their entirety. All of the subject land lies within the San Bernardino National Forest.

**San Bernardino Meridian**

T. 2 N., R. 3 W.,

Sec. 21, SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

T. 2 N., R. 4 W.,

Sec. 24, W $\frac{1}{2}$ NE $\frac{1}{4}$ ,

Sec. 27, Lot 4, S $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,

Sec. 34, SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

At 10:00 a.m. on May 4, 1981, the above described lands shall be open to such form of appropriation as may by law be made of National Forest lands.

Inquiries concerning these lands should be addressed to the Bureau of Land Management, Room E-2841, Federal Office Building, 2800 Cottage Way, Sacramento, California 95825.

**Joan B. Russell,**

*Chief, Lands Section, Branch of Lands and Minerals Operations.*

[FR Doc. 81-9764 Filed 3-31-81; 8:45 am]

**BILLING CODE 4310-84-M**

**Multiple Use Advisory Council; Meeting**

Notice is hereby given in accordance with Pub. L. 94-579 and 43 CFR Part 1780, that a meeting of the Salmon District Multiple Use Advisory Council will be held on Thursday, April 30, 1981, at 10:00 a.m., at the American Legion Hall in Challis, Idaho.

Agenda for the meeting will include:

1. Reading of the Advisory Council meeting minutes of the March 17, 1981.
2. Committee reports.
3. Ellis-Pahsimeroi Planning—MFP-2 recommendations.
4. Arrangements for next meeting.

The meeting is open to the public. Interested persons may make oral statements to the Council or file written statements for the Council's consideration. Anyone wishing to make an oral statement must notify the District Manager at the Salmon District Office by April 27, 1981.

Depending on the number of persons wishing to make an oral statement, a per person limit may be established.

Summary minutes of the meeting will be maintained in the District Office and will be available for public inspection and reproduction (during regular

business hours) within 30 days following the meeting.

Dated: March 23, 1981

**Harry R. Finlayson,**

*District Manager.*

[FR Doc. 81-9765 Filed 3-31-81; 8:45 am]

**BILLING CODE 4310-84-M**

**National Park Service**

**Cape Cod National Seashore Advisory  
Commission; Meeting**

Notice is hereby given in accordance with Pub. L. 92-464 that a meeting of the Cape Cod National Seashore Advisory Commission will be held on Friday, April 24, 1981, at 1:30 pm at the Headquarters Building, Cape Cod National Seashore, Marconi Station Area, South Wellfleet, Massachusetts.

The Commission was established pursuant to Public Law 91-383 to meet and consult with the Secretary of the Interior on general policies and specific matters relating to the development of Cape Cod National Seashore.

The members of the Advisory Commission are as follows:

Dexter M. Keezer, Truro  
Francis R. King, Wellfleet  
Nathan Malchman, Provincetown  
Barbara S. Mayo, Provincetown  
Joshua A. Nickerson, Chatham  
David F. Ryder, Chatham  
Sherrill B. Smith, Jr., Orleans  
Clifford H. White, Wrentham  
Elizabeth F. Worthing, Eastham  
Paul F. Nace, Jr., Woods Hole

At the meeting at 1:30 pm the Commission will consider the following matter: Development of a Sanitary Landfill on lands within the boundary of Cape Cod National Seashore.

The meeting is open to the public. It is expected that 15 persons will be able to attend the session in addition to Commission members.

Interested persons may make oral/written presentations to the Commission or file written statements. Such requests should be made to the official listed below at least seven days prior to the meeting.

Further information concerning this meeting may be obtained from Herbert Olsen, Superintendent, Cape Cod National Seashore, South Wellfleet, Massachusetts 02663, Telephone 617-349-3785. Minutes of the meeting will be available for public information and copying four weeks after the meeting at the Office of the Superintendent, Cape

Cod National Seashore, South Wellfleet, Massachusetts.

Herbert Olsen,

Superintendent, Cape Cod National Seashore.

March 23, 1981.

[FR Doc. 81-9736 Filed 3-31-81; 8:45 am]

BILLING CODE 4310-70-M

### Cuyahoga Valley National Recreation Area Advisory Commission; Meeting

Notice is hereby given, in accordance with the Federal Advisory Committee Act, 86 Statute 770, 5 U.S.C. App. 1, as amended by the Act of September 13, 1976, 90 Stat. 1247, that a meeting of the Cuyahoga Valley National Recreation Area Advisory Commission will be held beginning 8:30 a.m. (EST), on Thursday, April 23, 1981, at Old Trail School located at 2315 Ira Road, 1 mile west of Riverview Road, near Bath, Ohio.

The Commission was established by the Act of December 27, 1974, 88 Stat. 1788, 16 U.S.C. 460ff-4, to meet and consult with the Secretary of the Interior on matters relating to the administration and development of the Cuyahoga Valley National Recreation Area.

The members of the Commission are as follows:

Mrs. Tommie Patty (Chairperson)  
Mr. John Craig  
Mr. Norman A. Godwin  
Mrs. William Hutchison  
Mr. James S. Jackson  
Mrs. George Klein  
Mr. Stanley Mottershead  
Mr. C. W. Eliot Paine  
Mr. Melvin J. Rebholz  
Mr. F. Eugene Smith  
Ms. Robbie Stillman  
Mr. Barry K. Sugden  
Dr. Robert W. Teater

Matters to be discussed at this meeting include:

1. Development plans for the Oak Hill Unit.
2. A review of the land acquisition plan.
3. Economic impact of Cuyahoga Valley National Recreation Area on local communities.
4. Update on Park operations.

The meeting will be open to the public. It is expected that about 100 persons, in addition to members of the Commission, will be able to attend this meeting. Interested persons may submit written statements. Such statements should be submitted to the official listed below prior to the meeting.

Further information concerning this meeting may be obtained from Lewis S. Albert, Superintendent, Cuyahoga Valley National Recreation Area, P.O. Box 158, Peninsula, Ohio 44264, telephone (216) 650-4414. Minutes of the meeting will be available for public inspection 3 weeks after the meeting, at the office of Cuyahoga Valley National

Recreation Area, located at 501 West Streetsboro Road (State Route 303), 2 miles east of Peninsula, Ohio.

Dated: March 24, 1981.

J. L. Dunning,

Regional Director, Midwest Region.

[FR Doc. 81-9757 Filed 3-31-81; 8:45 am]

BILLING CODE 4310-70-M

### Intention To Negotiate Concession Permit

Pursuant to the provisions of Section 5 of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20), public notice is hereby given that thirty (30) days after the date of publication of this notice, the Department of the Interior, through the Director of the National Park Service, proposes to negotiate a concession permit with Spryson Enterprises, Inc., authorizing it to continue to provide seasonal food facilities and services for the public at Glen Echo Park, Maryland, for a period of three (3) years from May 1, 1981, through April 30, 1984.

It has been determined that the proposed extension of this permit does not have potential for causing significant environmental impact and therefore preparation of an environmental assessment is not required.

The foregoing concessioner has performed its obligations to the satisfaction of the Secretary under an existing permit which expired by limitation of time on September 30, 1980, and therefore, pursuant to the Act of October 9, 1965, as cited above, is entitled to be given preference in the renewal of the permit and in the negotiation of a new permit. This provision in effect, grants Spryson Enterprises, Inc., as the present satisfactory concessioner, the right to meet the terms of responsive proposals for the proposed new permit and a preference in the award of the permit, if, thereafter, the proposal of Spryson Enterprises, Inc., is substantially equal to others received. In the event a responsive proposal superior to that of Spryson (as determined by the Secretary) is submitted, Spryson will be given the opportunity to meet the terms and conditions of the superior proposal the Secretary considers desirable, and, if it does so, the new permit will be negotiated with Spryson Enterprises, Inc. The Secretary will consider and evaluate all proposals received as a result of this notice.

Any proposal, including that of the existing concessioner, must be post marked or hand delivered on or before the thirtieth (30th) day following publication of this notice to be considered and evaluated.

Interested parties should contact the Regional Director, National Capital Region, for information as to the requirements of the proposed permit.

Dated: March 25, 1981.

Robert Stanton,

Deputy Regional Director, National Capital Region.

[FR Doc. 81-9761 Filed 3-31-81; 8:45 am]

BILLING CODE 4310-70-M

### Denali National Park and Preserve, Alaska; Reissuance of Notice of Intention To Negotiate Concession Contract

On March 13, 1981, pursuant to the provisions of Section 5 of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20), public notice was given in the *Federal Register* (Vol. 46, No. 49, page 16737) that the Department of the Interior, through the Director, National Park Service, proposed to negotiate a concession contract with ARA Services d.b.a. Outdoor World Ltd., authorizing it to continue to provide lodging, food and beverage service, transportation facilities and services, automobile service stations, campers' service facilities, and any and all services and merchandising which are customary in connection with the above operations for the public at Denali National Park and Preserve, Alaska for a period of twenty (20) years from date of execution of contract through December 31, 2001. Following the issuance of this public notice, the Department of the Interior found it necessary to revise certain requirements of the proposed contract. Therefore, pursuant to the provisions of Section 5 of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20), public notice is hereby given that on or before May 1, 1981, the Department of the Interior, through the Director, National Park Service, proposes to negotiate a concession contract with ARA Services d.b.a. Outdoor World Ltd., authorizing it to continue to provide lodging, food and beverage service, transportation facilities and services, automobile service stations, campers' service facilities, and any and all services and merchandising which are customary in connection with the above operations, facilities and services for the public at Denali National Park and Preserve, Alaska for a period of approximately twenty (20) years from date of execution of the contract.

A supplement to the Interim Development Concept Plan for the headquarters/hotel area (approved 1976) and an Environmental Assessment for the construction of selected facilities

have been prepared and distributed for public review and comment. The supplement and environmental assessment may be reviewed in the Alaska Regional Office, 540 West Fifth Avenue, Anchorage, Alaska.

The foregoing concessioner has performed its obligations to the satisfaction of the Secretary under an existing contract which expires by limitation of time on December 31, 1987, and therefore, pursuant to the Act of October 9, 1965, as cited above, is entitled to be given preference in the renewal of the contract and in the negotiation of a new contract. This provision in effect, grants ARA Services d.b.a. Outdoor World Ltd., as the present satisfactory concessioner, the right to meet the terms of responsive proposals for the proposed new contract and a preference in the award of the contract, if, thereafter, the proposal of ARA Services d.b.a. Outdoor World Ltd., is substantially equal to others received. In the event a responsive proposal superior to that of ARA Services d.b.a. Outdoor World Ltd., (as determined by the Secretary) is submitted, ARA Services d.b.a. Outdoor World Ltd., will be given the opportunity to meet their terms and conditions of the superior proposal the Secretary considers desirable, and, if it does so, the new contract will be negotiated with ARA Services d.b.a. Outdoor World Ltd. The Secretary will consider and evaluate all proposals received as a result of this notice.

Any proposal, including that of the existing concessioner, must be postmarked or hand delivered on or before May 1, 1981 to be considered and evaluated.

Interested parties should contact the Regional Director, Alaska Regional Office, for information as to the requirements of the proposed contract.

Dated: March 19, 1981.

Douglas G. Warnock,  
Acting Regional Director, Alaska.

[FR Doc. 81-9762 Filed 3-31-81; 8:45 am]

BILLING CODE 4310-70-M

#### Water and Power Resources Service

##### Closed Basin Division, San Luis Valley Project, Colorado Intent To Prepare a Draft Supplement to the Final Environmental Statement and to Hold a Scoping Meeting

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior proposes to prepare a draft supplement to the final environmental statement (FES 79-37) for the Closed Basin

Division, San Luis Valley Project, Colorado (referred to here as project).

The project, authorized for construction October 20, 1972 (Pub. L. 92-514), is a multiple-purpose water resource project located in Alamosa and Saguache Counties. The project is designed to deliver pumped ground water from the unconfined aquifer of the Closed Basin to the Rio Grande. This ground water is normally being removed by evaporative processes. This salvaged water will assist Colorado in meeting its commitments for water delivery to New Mexico and Texas under the Rio Grande Compact and will assist the United States in meeting its commitments to Mexico under the Rio Grande Convention of 1906. The project yield objective is 100,600 acre-feet of pumped ground water per year.

The project will also provide for stabilizing the water level at San Luis Lake at about 890 surface acres, for development of recreational facilities at San Luis Lake, and for fish and wildlife enhancement.

The supplement will specifically address recommendations for a revised mitigation plan, changes in the construction plan, and the projected impacts based on new field data collected since 1979. The draft is expected to be available for review by December 1981.

A scoping meeting will be held at 7 p.m., April 15, 1981, in the Big Ute Room No. E209, Adams State College, Alamosa, Colorado. This meeting is being held to receive input to the supplement from interested agencies and individuals.

Persons interested in the project and draft supplement should contact Mr. Richard E. Bass, Water and Power Resources Service, 714 S. Tyler, Suite 201, Amarillo, TX 79101, telephone (806) 378-5477.

Dated: March 25, 1981.

Clifford I. Barrett,  
Assistant Commissioner.

[FR Doc. 81-9717 Filed 3-31-81; 8:45 am]

BILLING CODE 4310-09-M

#### Office of the Secretary

##### Alaska, Rescinding of Certain Withdrawals and Reservations

AGENCY: Office of the Secretary, Interior.

ACTION: Notice.

**SUMMARY:** Pursuant to Section 1322 of the Alaska National Interest Lands Conservation Act (Pub. L. 96-487; 94 Stat. 2487; 16 U.S.C. 3209), certain withdrawals and reservations of public lands in Alaska have been rescinded

retroactive to December 2, 1980. This action was made possible by the relinquishment on January 9, 1981, by the State of Alaska of certain State selections filed under the Alaska Statehood Act.

**FOR FURTHER INFORMATION CONTACT:** Beaumont McClure (202) 343-6511, or Bob Sorenson (907) 271-5060.

**SUPPLEMENTARY INFORMATION:** Pursuant to Section 1322 of the Alaska National Interest Lands Conservation Act, the withdrawals and reservations of the public lands made by public Land Order Nos. 5653 of November 16, 1978, 5654 of November 17, 1978 (see 43 FR 59756 (December 21, 1978)), and 5696 through 5711, inclusive of February 12, 1980 (see 45 FR 9562 (February 12, 1980)); Federal Register Document Nos. 34051 of December 5, 1978, and 70-17803 of June 8, 1979; and Proclamation Nos. 4611 through 4627, inclusive, of December 1, 1978 (see 43 FR 57009 (December 5, 1978)) are rescinded effective December 2, 1980. Withdrawals and reservations made under the Alaska Native Claims Settlement Act and other authorities are not affected.

This action was made possible by the relinquishment on January 9, 1981, of State selections filed on November 14, 1978, under the Alaska Statehood Act of lands located within conservation system units, national conservation areas, national recreation areas, and forest additions designated by the Alaska National Interest Lands Conservation Act. Section 1322 of this Act requires the State relinquishment of these selection before rescission could become effective. Land selections filed by the State on November 14, 1978, or later, which lie outside the designated unit boundaries, and valid State selections filed prior to November 14, 1978, are not affected.

Dated: March 24, 1981.

James G. Watt,  
Secretary of the Interior.

[FR Doc. 81-9771 Filed 3-31-81; 8:45 am]

BILLING CODE 4310-84-M

#### INTERSTATE COMMERCE COMMISSION

##### Motor Carrier Temporary Authority Application

###### Correction

In FR Doc. 81-5448 appearing at page 12863 in the issue of Wednesday, February 18, 1981, make the following change:

On page 12897, column 1, fourth paragraph, line 19, "WA, NC, and MH."

should be changed to read "WA, NC, and NH."

BILLING CODE 1505-01-M

### Motor carrier Temporary Authority Application

**Important Notice:** The following are notices of filing of applications for temporary authority under section 10928 of the Interstate Commerce Act and in accordance with the provisions of 49 CFR 1131.3. These rules provide that an original and two (2) copies of protests to an application may be filed with the Regional Office named in the **Federal Register** publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the **Federal Register**. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

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.

A copy of the application is on file, and can be examined at the ICC Regional Office to which protests are to be transmitted.

**Note.**—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

### Motor Carriers of Property

#### Notice No. F-107

The following applications were filed in Region I. Send protests to: Interstate Commerce Commission, Regional Authority Center, 150 Causeway Street, Room 501, Boston, MA 02114.

MC 154762 (Sub-1-1TA), filed March 16, 1981. Applicant: M.C.H. TRUCKING CORP., 494 Howe Street, Prattsburg, NY 14873. Representative: Piken & Piken, P.C., Queens Office Tower, 95-25 Queens Blvd., Rego Park, NY 11374. *Contract carrier: irregular routes: Dairy products, as well as those products*

*dealt in by dairies, between Prattsburg, NY, Worcester, NY, New York, NY and points in their respective commercial zones, on the one hand, and, on the other, points in the states of ME, NH, VT, MA, CT, RI, NY, PA, NJ, OH, MD, DE, WV, VA, NC, SC, GA, FL and DC, under continuing contract(s) with Elmhurst Milk & Cream Co., Inc., Worcester Creameries Corp., and Honeywell Farms, Inc. of Jamaica, NY and Kellogg Company of Battle Creek, MI. Supporting shipper(s): Kellogg Co., 235 Porter Street, Battle Creek, MI 49916; Elmhurst Milk & Cream Co., Inc., Worcester Creameries Corp., Honeywell Farms, Inc., 155-25 Styler Road, Jamaica, NY 11433.*

MC 88845 (Sub-1-1TA), filed March 19, 1981. Applicant: PARCEL DELIVERY SERVICE, INC., 600 Belleville Turnpike, Kearny, NJ 07032. Representative: Arthur Liberstein, P.C., 888 Seventh Avenue, New York, NY 10106. *Contract carrier: irregular routes: Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies and advertising literature moved therewith, (excluding motion picture film used primarily for commercial theatre and television exhibition), between Fair Lawn, NJ and points in Orange, Sullivan, Ulster, Putnam, and Dutchess Counties, NY under continuing contract(s) with Eastman Kodak Company of Rochester, NY Supporting shipper: Eastman Kodak Company, 2400 Mt. Read Blvd., Rochester, NY 14650.*

MC 87451 (Sub-1-17TA), filed March 19, 1981. Applicant: CARGO TRANSPORT, INC., 91 Mountain Road, Burlington, MA 01830. Representative: Samuel A. Bithoney, Jr. (same as applicant). (1) *Plastic articles* (2) *Materials, equipment and supplies used in the manufacture, sale and distribution thereof (except classes A & B explosives and household goods as described by the Commission), between Lynn, MA on the one hand, and points and places in the U.S. on the other (except AK & HI). Supporting shipper: Lynn Plastics Corporation, 92 Brookline Street, Lynn, MA 01902.*

MC 151198 (Sub-1-2TA), filed March 13, 1981. applicant: JOHN R. SEASHOLTZ, JR. AND THOMAS M. TATE, d.b.a., MERRIMACK SHUTTLE AND EXPRESS SERVICE, 28 Constance Street, Merrimack, NH 03054. Representative: John R. Seasholtz, Jr. (same as applicant). *Passengers and their baggage and express in the same vehicle with passengers, in charter party and special operations, between Merrimack and Nashua, NH, on the one hand, and, on the other, Logan*

*International Airport at Boston, MA. Supporting shipper(s): There are five statements in support of this application which may be examined at the I.C.C. Regional Office in Boston, MA.*

MC 152621 (Sub-1-2TA), filed March 19, 1981. Applicant: RUSH TRANSPORT, INC., 172 Chestnut Street, Springfield, MA 01105. Representative: James M. Burns, 1383 Main Street, Suite 413, Springfield, MA 01103. *Plastic and plastic articles and equipment, materials and supplies used in the manufacture, sale and distribution of such commodities, between all points in the contiguous 48 states. Supporting shipper(s): Chelsea Industries, Inc., 1360 Soldiers Field Road, Boston, MA 02135, and Mobil Chemical Company, From Road, Paramus, NJ 07652.*

MC 154790 (Sub-1-1TA), filed March 19, 1981. Applicant: ENCON, INC., 45-95 No. Chicopee Street, Chicopee, MA 01020. Representative: James M. Burns, 1383 Main Street, Suite 413, Springfield, MA 01103. *Those commodities which, because of their size or weight, require the use of special handling or equipment, between points in MA, CT and RI on the one hand, and, on the other, points in the contiguous 48 states. Supporting shipper(s): There are five supporting shipper statements which may be viewed at the Regional Office listed above.*

MC 116371 (Sub-1-6TA), filed March 13, 1981 Applicant: LIQUID CARGO LINES LIMITED, P.O. Box 269, Clarkson, Ontario, CD L5J 2Y4. Representative: Wilhelmina Boersma, 1600 First Federal Building, Detroit, MI 48226. *Vegetable oils, in bulk, in tank vehicles, from Darlington SC, Maxton, Rocky Mount and Edenton, NC, to ports of entry on the U.S.-Canada Boundary Line in NY. Supporting shipper: Maple Leaf Monarch Company, 365 Evans Avenue, Toronto, Ontario, CD M8Z 5W7.*

MC 153279 (Sub-1-2TA), filed March 13, 1981. Applicant: BONWAY SERVICE TRANSPORT INC., 54 Fulton Street, Buffalo, NY 14204. Representative: Anthony J. Zaleski (same as applicant). *Contract carrier: irregular routes: Foodstuffs, from Dunkirk, NY to points in AL, AR, CT, DE, FL, GA, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, NE, NH, NJ, NY, NC, OH, OK, PA, RI, SC, TN, TX, VT, VA, WV, and WI, under continuing contract(s) with Cliffstar Coporation of Dunkirk, NY. Supporting shipper: Cliffstar Coporation, 1 Cliffstar Avenue, Dunkirk, NY 14048.*

MC 106748 (Sub-1-3TA), filed March 13, 1981. Applicant: GODDARD'S TRANSPORTATION, INC., Route 4 A, Fair Haven, VT 05743. Representative:

John P. Monte, Box 568, Barre, VT 05641. *Ground crushed and broken limestone* from points in Rutland County, VT, New Haven Junction, VT to points in CT, ME, MA, MI, NH, NY, OH, PA, RI and DC. Supporting shipper(s): Omya, Inc., Proctor, VT 05765; White Pigment Corporation, Florence, VT 05765.

MC 151601 (Sub-1-5TA), filed March 13, 1981. Applicant: ARMORED MOTOR SERVICE OF AMERICA, INC., 15 Hudson Avenue, Rochester, NY 14605. Representative: Herbert M. Canter, Esq. and Benjamin D. Levine, Esq., 305 Montgomery Street, Syracuse, NY 13202. *Contract carrier: irregular routes; Unissued plastic credit, debit and charge cards requiring high security while in transit, from Rochester, NY to points in CT, DE, DC, IN, KY, ME, MD, MA, MI (Lower Peninsula), NH, NJ, NY, OH, PA, RI, VT, VA and WV.* Supporting shipper: Burroughs Corporation, 1150 University Ave., Rochester, NY 14607.

MC 37070 (Sub-1-1TA), filed March 16, 1981. Applicant: STEVEN CVETAN AND JOSEPH CVETAN d.b.a. CVETAN BROS., R.F.D. #1, Ringoes, NJ 08551. Representative: Alan Kahn, 1430 Land Title Bldg., Philadelphia, PA 19110. *Fertilizer, from the facilities utilized by Lebanon Chemical Corporation at Allentown and Philadelphia, PA, and Baltimore, MD, to points in NJ.* Supporting shipper: Lebanon Chemical Corporation, P.O. Box 180, Lebanon, PA 17042.

MC 48956 (Sub-1-6TA), filed March 13, 1981. Applicant: JAMES FLEMING TRUCKING, INC., East Street, Suffield, CT 06078. Representative: James M. Burns, 1383 Main Street, Suite 413, Springfield, MA 01103. *Cake decorating icings and gels, and plastic tubes and bottles, and equipment, materials and supplies used in the manufacture, sale and distribution of such commodities, between Easthampton, MA, on the one hand, and on the other, Baltimore, MD and Salinas, CA.* Supporting shipper: Tubed Products, Inc., 186 Pleasant Street, Easthampton, MA 01027.

MC 123063 (Sub-1-2TA), filed March 10, 1981. Applicant: KIRBERY TRANSPORTATION, INC., 425 Main Street, Woodbridge, NJ 07095. Representative: Michael R. Werner, Esq., P.O. Box 1409, 167 Fairfield Road, Fairfield, NJ 07006. *Water base asphalt emulsion products, from East Rutherford, NJ to Wilmington, DE.* Supporting shipper: Monsey Products Corp., 125 Central Ave., East Rutherford, NJ 07073.

MC 127524 (Sub-1-10TA), filed March 16, 1981. Applicant: QUADREL BROS. TRUCKING CO., INC., 603 Hart Street,

Rahway, NJ 07065. Representative: David L. Middleton (same as applicant). *Liquid soap and fatty acid, in bulk, from the facility of Johnson and Johnson Baby Products, Dayton, NJ to Batimore, MD.* Supporting shipper: Johnson and Johnson Baby Products, 275 Centennial Avenue, Piscataway, NJ 08854.

MC 154685 (Sub-1-1TA), filed March 12, 1981. Applicant: BEDDER PRODUCE CO., INC., 330 Bliss Street, West Springfield, MA 01089. Representative: Bonnie E. Marien, Esq., Cooley, Shrair, Alpert & Labovitz, P.C., 95 State Street, Springfield, MA 01103. *Contract carrier: irregular routes: Office furniture from distributor to purchasers between East Longmeadow, MA and points throughout the 48 contiguous states, under continuing contract(s) with Acoustical Screens Corp. of East Longmeadow, MA.* Supporting shipper: Acoustical Screens Corp., 79 Industrial Drive, East Longmeadow, MA 01028.

MC 142452 (Sub-1-6TA), filed March 12, 1981. Applicant: RIMAR TRANSPORT, INC., 850 Curie Road, North Brunswick, NJ 08902. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street, NW, Washington, D.C. 20001. *Metal products; machinery; those commodities which because of their size or weight require the use of special handling or equipment, (1) between Seymour, Columbus, IN; Jamestown, NY; Charleston, SC, and Peoria, IL, and (2) between the points named in (1) above, on the one hand, and, on the other, points in NJ, NY, CT, and Baltimore, MD.* Supporting shipper: Cummins Metropower, Inc., 890 Zerega Avenue, Bronx, NY 10473.

MC 153785 (Sub-1-1TA) (republication), filed January 28, 1981. Applicant: JOSEPH R. PACE, R.F.D. #2, Chester Road, Derry, NH 03038. Representative: Joseph R. Pace (same as applicant). *Art and decorative objects between points in CT, ME, MA, NH, NJ, RI and VT.* Supporting shipper: Charles Apada, Inc., 85 Newbury Street, Boston, MA 02116. The sole purpose of this is to add the state of NY to the above decided authority.

MC 136366 (Sub-1-2TA), (republication), filed March 7, 1981. Applicant: BEE LINE, INC., 17 Commerce Road, Fairfield, NJ 07006. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. *(1) Paper and paper articles, (2) Plastic and plastic articles, and (3) Materials, equipment, and supplies used in the manufacture and sale of the commodities named in (1) and (2) above (except commodities in bulk), between Mechanic Falls, ME and Elmwood Park,*

NJ, on the one hand, and, on the other, points in the US. The foregoing authority is to be tacked with applicant's present authority, MC-136366 (Sub 1 and 2F) at points in the New York, NY Commercial Zone. The sole purpose of this publication is to show tacking to previous decision. Supporting shipper(s): Marcal Paper Mills, Inc., 1 Market St., Elmwood Park, NJ 07407.

The following applications were filed in region 4. Send protests to: Interstate Commerce Commission, Complaint and Authority Branch, P.O. Box 2980, Chicago, IL 60604.

MC 19945 (Sub-4-4TA), filed March 23, 1981. Applicant: BEHNKEN TRUCK SERVICE, INC., Route 13, New Athens, IL 62264. Representative: Joseph R. Behnken (same as Applicant). *Mixed furnace feed, between Hillsboro, IL and Coffeyville, KS.* Supporting shipper: Sherwin Williams Company, Hillsboro, IL 62049.

MC 82492 (Sub-4-13TA), filed March 20, 1981. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., 2109 Olmstead Road, P.O. Box 2853, Kalamazoo, MI 49003. Representative: Neil E. Hannan, (same address as applicant). *Chemicals, (except in bulk), from Memphis, TN to IL, IN, MI, MN, MO, NY, OH, PA, and WI.* Supporting shipper: Witco Chemical Corp., P.O. Box 125, Memphis, TN 38101.

MC 85934 (Sub-4-1TA), filed March 20, 1981. Applicant: MICHIGAN TRANSPORTATION COMPANY, 3601 Wyoming Avenue, P.O. Box 248, Dearborn, MI 48120. Representative: John C. Scherbarth, 22375 Haggerty Road, P.O. Box 400, Northville, MI 48167. *Liquid and dry fertilizers between Iroquois County, IL, on the one hand, and, on the other, points in WI, IN, MI, and OH.* Supporting shipper: Chevron Chemical Company, P.O. Box 282, Fort Madison, IA 52627.

MC 94430 (Sub-4-4TA), filed March 20, 1981. Applicant: WEISS TRUCKING COMPANY, INC., P.O. Box 7, Mongo, IN 46771. Representative: James R. Stiverson, 1396 W. Fifth Ave., Columbus, OH 43212. *Steel pipe, from Bannock and Sugar Grove, OH, to MI.* Supporting shipper: Pipe Supply Corp., 6875 U.S. 223, Ottawa Lake, MI 49267.

MC 135410 (Sub-4-22TA), filed March 20, 1981. Applicant: COURTNEY J. MUNSON, d.b.a. MUNSON TRUCKING, North 6th Street Road, P.O. Box 266, Monmouth IL 61462. Representative: Daniel O. Hands, 205 West Touhy Ave., Suite 200, Park Ridge, IL 60068. *Steel shot (except in bulk) from the facilities of Pangborn Company at Butler, PA to points in IL, IN, LA, MI, MS, OH, TX and*

WI. Supporting shipper: Pangborn Company, P.O. Box 380, Hagerstown, MD 21740.

MC 142310 (Sub-4-10TA), filed March 20, 1981. Applicant: H. O. WOLDING, INC., Box 56, Nelsonville, WI 54458. Representative: Wayne W. Wilson, 150 E. Gilman St., Madison, WI 53703. *Charcoal, hickory chips, and lighter fluid and materials, equipment, and supplies used in the manufacture or distribution of charcoal and charcoal products* between the facilities of Husky Industries, Inc. at or near Dickinson, ND, Isanti, MN, and Waupaca, WI on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK, and TX. An underlying ETA seeks 120 days authority. Supporting shipper: Husky Industries, Inc., 62 Perimeter Center East, Atlantic, GA 30346.

MC 142888 (Sub-4-5), filed March 23, 1981. Applicant: COX TRANSFER, INC., P.O. Box 168, Eureka, IL 61530. Representative: Michael W. O'Hara, 300 Reisch Bldg., Springfield, IL 62701. *Corrugated and uncorrugated cardboard cartons*, from Crawfordville, IN to Streator, IL. Supporting shipper: Thatcher Glass Company, P.O. Box 265, Elmira, NY 14902.

MC 144452 (Sub-4-4TA), filed February 25, 1981. Applicant: ARLEN LINDQUIST, d.b.a. ARLEN E. LINDQUIST TRUCKING, 9172 Davenport Street NE, Minneapolis, MN 55434. Representative: William J. Gambucci, Suite M-20, 400 Marquette Ave., Minneapolis, MN 55401. *Petroleum and its products*, from Roxana, IL to points in CO, KS, IA, MO, NE, OK and WY. An underlying ETA seeks 120 days authority. Supporting shipper: John Deere Company, 3210 East 85th Street, Kansas City, MO 64132.

MC 146074 (Sub-4-1TA), filed March 20, 1981. Applicant: FORT TRANSFER CO., 225 South Maple, Morton, IL 61550. Representative: Douglas G. Brown, P.C., 913 South Sixth Street, Springfield, IL 62703. *Machinery, metal products including galvanized, construction materials, wood forms and wood piling* between points in IL, on the one hand, and, on the other, points in IN, IA, KY, MI, MO and WI. Supporting shipper: Midwest Foundation Corporation, 616 South Ricketts Avenue, Bartonville, IL 61607.

MC 148380 (Sub-4-8TA), filed March 20, 1981. Applicant: CRESCO LINES, INC., 13900 S. Keeler Avenue, Crestwood, IL 60445. Representative: Donald B. Levine, 39 S. LaSalle St., Chicago, IL 60603. *Contract: irregular; General commodities (except Classes A and B explosives)*, between KY, IN, MI

and OH, on the one hand, and, on the other, Chicago, IL, and St. Louis, MO, and points in their respective commercial zones; (2) between Chicago, IL, and points in its commercial zone, on the one hand, and, on the other, Milwaukee and Appleton, WI, and points in their respective commercial zones; and (3) between Chicago, IL, and Lemont, IL. Supporting shipper: Alliance Shippers, Inc., 8440 Archer Road, Willow Springs, IL 60480.

MC 150746 (Sub-4-5TA), filed March 23, 1981. Applicant: DFC TRANSPORTATION COMPANY, 12007 Smith Drive, Huntley, IL 60142. Representative: Edward G. Bazelon, 39 South LaSalle Street, Chicago, IL 60603. *Containers and container closures*, between points in the U.S., under contract with Continental Glass Company. Supporting shipper: Continental Glass Company, 841 West Cermak Road, Chicago, IL 60608.

MC 152244 (Sub-4-1TA), filed March 17, 1981. Applicant: TOTE, INC., P.O. Box 753, Sioux Falls, SD 57101. Representative: Thomas J. Simmons, Box 480, Sioux Falls, SD 57101. *Contract irregular: Beer, malt beverages in bottles, cans, and kegs, carbon dioxide gas, related advertising and promotional material, and empty shipping containers* between points in IL, MN, MO, and WI on the one hand, and, on the other, points in SD. Restricted to traffic moving under continuing contract with Madison Grain Belt, Inc. Supporting shipper: Madison Grain Belt, Inc., 217 SW 1, Madison, SD 57042.

MC 154568 (Sub-4-1TA), filed March 23, 1981. Applicant: CLARENCE DEAN KVALEVOG, d.b.a. C. D. KVALEVOG, Rural Route 7, Box 266-17, Bemidji, MN 56601. Representative: James B. Hovland, 525 Lumber Exchange Bldg., 10 South Fifth St., Minneapolis, MN 55402. *Malt beverages*, from St. Louis, MO to Devils Lake, ND. Supporting shipper: Jerome Wholesale, Inc., 520 BN Right of Way, Devils Lake, ND 58301.

MC 154826 (Sub-4-1TA), filed March 20, 1981. Applicant: R. F. TRUCKING, INC., N24 W25162 Bluemound Road, Pewaukee, WI 53072. Representative: Daniel R. Dineen, 710 North Plankinton Avenue, Milwaukee, WI 53203. *Contract: Irregular: Metal, metal articles, and metal products* between points in IL, IN, and WI, under continuing contracts with Bradfoote Gear, Crane Manufacturing and Service Corp., General Surface Hardening, Inc., National Material Corp., Thurner Heat Treating Corp., and Viking Steel Company. An underlying ETA seeks 120-day authority. Supporting shipper(s): There are six supporting shippers.

The following applications were filed in region 5. Send protests to: Consumer Assistance Center, Interstate Commerce Commission, Post Office Box 17150, Fort Worth, TX 76102.

MC 61231 (Sub-5-5), filed March 23, 1981. Applicant: EASTER ENTERPRISES, INC., d.b.a. ACE LINES, INC., P.O. Box 1351, Des Moines, IA 50305. Representative: William L. Fairbank, 2400 Financial Center, Des Moines, IA 50309. *Steel*, from Detroit, MI, to Lindsay, NE. Supporting shipper: Triad Metals, Inc., 2241 Bellevue, Detroit, MI 48207.

MC 75320 (Sub-5-6TA), filed March 23, 1981. Applicant: CAMPBELL SIXTY-SIX EXPRESS, INC., P.O. Box 807, Springfield, MO 65801. Representative: John A. Crawford, 17th Floor Deposit Guaranty Plaza, P.O. Box 22567, Jackson, MS 39205. *Common, regular. General commodities, except Classes A and B explosives*, serving the facilities of K Mart Corporation at or near Corsicana, TX as an off-route point in connection with carrier's authorized regular-route operations. Supporting shipper: K Mart Corporation, 3100 West Big Beaver Rd., Troy, MI 48084. Applicant intends to tack and interline.

MC 100666 (Sub-5-17TA), filed March 23, 1981. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, LA 71107. Representative: Wilburn L. Williamson, Suite 615-East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. (1) *electrical sound amplifier equipment and related articles* and (2) *materials, equipment and supplies used in the manufacture and distribution of the commodities named in (1) above*, between the facilities of Altec Corporation to Oklahoma City, OK, on the one hand, and, on the other, points in the U.S. Supporting shipper(s): Altec Corporation, 10500 W. Reno, Oklahoma City, OK 73126.

MC 114890 (Sub-5-8TA), filed March 23, 1981. Applicant: COMMERCIAL CARTAGE CO., 343 Axminster Drive, Fenton, MO 63016. Representative: David A. Cherry, P.O. Box 1540, Edmond, OK 73034. *Contract: Irregular. Zinc sulphate solution and sulphuric acid, in bulk, in tank vehicles* from Sauget, IL to Walnut Ridge, AR and Fairbury, NE. Supporting shipper: AMAX, Inc., AMAX Center, Greenwich, CT 06830.

MC 119399 (Sub-5-55TA), filed March 23, 1981. Applicant: CONTRACT FREIGHTERS, INC., 2900 Davis Boulevard, P.O. Box 1375, Joplin, MO 64802. Representative: Thomas P. O'Hara (same as applicant). (1) *Such*

commodities as are dealt in or used by janitorial and building maintenance supply houses; (2) materials, equipment and supplies used in the manufacture and distribution of (1) between Ottawa County, OK and points in the U.S. Supporting shipper: Pettet Corporation, Miami, OK 74354.

MC 119399 (Sub-5-56TA), filed March 23, 1981. Applicant: CONTRACT FREIGHTERS, INC., P.O. Box 1375, 2900 Davis Boulevard, Joplin, MO 64802. Representative: Thomas P. O'Hara (same as applicant). *Steel sheets and coils*, from Sharon, PA; Cleveland, OH; Bridgeport, CT; Buffalo and New York, NY to Noel, MO. Supporting shipper: Metal Purchasing Company, Inc., New York, NY 10001.

MC 120657 (Sub-5-1TA), filed March 23, 1981. Applicant: DUGAN TRUCK LINE, INC., 1407 South Walnut, Wichita, KS 67213. Representative: Paul V. Dugan, 2707 West Douglas, Wichita, KS 67213. *Fuel tanks, manufacturing supplies, and steel from plant site of Deluxe Specialties Mfg. Co., Inc. at Hutchinson, KS; and states of AR, CO, GA, IL, IN, IA, KY, MI, MN, MS, MO, NE, NY, OH, OK, PA, SC, SD, TX, and WI. Supporting shipper: Deluxe Specialties Mfg. Co., Inc. R.F.D. No. 2, Hutchinson, KS 67501.*

MC 126118 (Sub-5-59TA), filed March 23, 1981. Applicant: CRETE CARRIER CORPORATION, P.O. Box 81228, Lincoln, NE 68501. Representative: David R. Parker (same as applicant). *Such materials as are dealt in by manufacturers of material handling systems, between Grand Rapids, MI, on the one hand, and, on the other, pts in the U.S. (except AK and HI). Supporting shipper: LSI Rapistan Division, Cecil A. Cleveland, Traffic Manager, 507 Plymouth Avenue N.E., Grand Rapids, MI 49505.*

MC 126118 (Sub-5-60TA), filed March 23, 1981. Applicant: CRETE CARRIER CORPORATION, P.O. Box 81228, Lincoln, NE 68501. Representative: David R. Parker (same as applicant). *Foodstuffs, between Franklin Park, IL; Denver, CO; Los Angeles and Milpitas, CA, on the one hand, and, on the other, pts in the U.S. (except AK and HI). Supporting shipper: Fearn International, Inc., Ron Williamson, Corporate Director of Distribution, 9353 Belmont Avenue, Franklin Park, IL 60131.*

MC 126822 (Sub-5-51TA), filed March 23, 1981. Applicant: WESTPORT TRUCKING COMPANY, 15580 South 169 Highway, Olathe, KS 66061. Representative: John T. Pruitt (same as applicant). *Hides*, between OK and TX, on the one hand, and points in the U.S. on the other. Supporting shippers:

Harland M. Braun & Co., 4010 Whiteside, Los Angeles, CA 90063; Drilling Hide Co., P.O. Box 1561, Amarillo, TX 79105; Holl-Tex, Inc., P.O. Box 31658, Amarillo, TX 79120.

MC 135797 (Sub-5-108TA), filed March 23, 1981. Applicant: J. B. HUNT TRANSPORT, INC., Post Office Box 130, Lowell, AR 72745. Representative: Paul R. Bergant, Esq. (address same as applicant). (1) *Recreational equipment and sporting goods*, and (2) *Materials, equipment and supplies used in the manufacture and distribution of the commodities named in (1) above*, between points in the U.S. (except AK and HI). Restricted to shipments originating at or destined to the facilities of Gary Enterprises, Weatherking Pools and Home and Roam Leisure Products. Supporting shippers: Gary Enterprises, 2645 So. Santa Fe Dr., Denver, CO 80223; Weatherking Pools, 1485 So. County Trail, Est Greenwich, RI 02818 and Home & Roam Leisure Products, 333 Route 46, Fairfield, NJ 07006.

MC 139615 (Sub-5-3TA), filed March 23, 1981. Applicant: D.R.S. TRANSPORT, INC., P.O. Box 29, Oskaloosa, IA 52577. Representative: Larry D. Knox, 600 Hubbell Building, Des Moines, IA 50309. Contract irregular (1)(a) *grain drying equipment and grain bins and (b) parts and accessories for the commodities in (a) above, and (2) materials, supplies, and equipment used in the manufacture and distribution of the commodities in (1) above*, between pts in Wayne County, IA; Crawford County, IL and Henry County, AL, on the one hand, and, on the other, all pts in the U.S., under continuing contract(s) with Shivvers, Inc. Supporting shipper: Shivvers, Inc., 614 West English, Corydon, IA 50060.

MC 140665 (Sub-5-65TA), filed March 23, 1981. Applicant: PRIME, INC., P.O. Box 4208, Springfield, MO 65804. Representative: Clayton Geer, P.O. Box 786, Ravenna, OH 44266. *General commodities, (except articles of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and articles because of their size and weight, requiring special equipment)*, between the facilities of Ohio Valley Shippers Association, Inc., and its members facilities located in OH, KY, and IN, on the one hand, and, on the other, points in the U.S., (except AK and HI), restricted to shipments moving on bills of lading of Ohio Valley Shippers Association. Supporting shipper: Ohio Valley Shippers Association, Inc., 1428 Dalton St., Cincinnati, OH 45214.

MC 142145 (Sub-5-2TA), filed March 23, 1981. Applicant: LINDSAY

TRANSPORTATION, INC., P.O. Box 97, Lindsay, NE 68644. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501, (402) 475-6761. Contract: Irregular. *Irrigation systems, and parts and attachments for irrigation systems*, from the commercial zones of DeWitt, AR; Charleston, Lockwood and Salisbury, MO; Plainfield, WI; Rochester and Lagrange, IN; Cordova, IL; Appleton, Elbow Lake and Waite Park, MN; Centerville and Huron, SD; Plainview, Muleshoe, Van Horn, Knox City and Dumas, TX; Clovis, NM; Center, Sterling and Stratton, CO; Lyons, GA; Reserve, Townsend and Bozeman, MT; Fresno and Shafter, CA; Rupert and Parma, ID; Capron, VA; Wallace, NC; Hawarden and Hartley, IA; and Marianna, FL, to points in the United States (except AK, HI, ME, VT, NH, MA, CT and RI), under a continuing contract(s) with Lindsay Manufacturing Co., Inc. Supporting shipper: Lindsay Manufacturing Co., Inc., Lindsay, NE 68644.

MC 144603 (Sub-5-38TA), filed March 23, 1981. Applicant: F.M.S. TRANSPORTATION, INC., 2564 Harley Drive, Maryland Heights, MO 63043. Representative: Laura C. Berry (same as applicant). *Furniture or fixtures; and materials, equipment and supplies used in the manufacture, sale and distribution of furniture or fixtures between Jersey City, NJ, Lexington, MS, Chicago, IL, and points in their respective commercial zones, on the one hand, and, on the other, points in and east of MN, IA, MO, AR and LA. Supporting shipper: Prestige Comfort Products, Inc., 5200 Unruh St., Philadelphia, PA 19135.*

MC 144603 (Sub-5-39TA), filed March 23, 1981. Applicant: F.M.S. TRANSPORTATION, INC., 2564 Harley Drive, Maryland Heights, MO 63043. Representative: Laura C. Berry (same as applicant). *Boots or shoes, NOI, boot or shoe findings, handbags, NOI, hosiery, NOI, findings and related articles* from Billerica, MA and points in its commercial zone to Memphis, TN and Sikeston, MO and points in their commercial zones (restricted to traffic originating at or destined to the facilities of Wohl Shoe Co.). Supporting shipper: Wohl Shoe Company, 8350 Maryland Ave., St. Louis, MO 63105.

MC 144622 (Sub-5-77), filed March 23, 1981. Applicant: GLENN BROS. TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: J. B. Stuart, P.O. Box 179, Bedford, TX 76021. *Charcoal briquettes, and any materials, equipment and supplies used in the manufacture and distribution of same,*

between Cotter, AR, on the one hand, and, on the other hand, points in FL and IA. Supporting shipper: Cotter Charcoal Company, P.O. Box 100, Cotter AR 72626.

MC 145396 (Sub-5-3TA), filed March 23, 1981. Applicant: BOYCE HOWARD, d.b.a. HOWARD TRUCKING, P.O. Box 165, Newport, AR 72112. Representative: John Paul Jones, P.O. Box 3140, Front Street Station, 189 Jefferson Avenue, Memphis, TN 38103. *Forest products; wood products; lumber and lumber products; and timber and landscaping timbers*, between AL, AR, FL, GA, IL, IN, IA, KS, KY, LA, MI, MS, MO, OH, OK, TN, and TX, restricted to the facilities of Weyerhaeuser Company (Mississippi/Alabama Region), its customers, and suppliers; and Hankins Lumber Sales, Inc., Grenada, MS, its customers and suppliers. Supporting shippers: Weyerhaeuser Company (Mississippi/Alabama Region), 105 Alabama St., Columbus, MS 39701, and Hankins Lumber Sales, Inc., P.O. Box 1051, Grenada, MS 38901.

MC 145715 (Sub-5-12TA), filed March 23, 1981. Applicant: BELL TRUCKING, INC., Post Office Box 165, Van Buren, AR 72956. Representative: Don Garrison, Esq., Post Office Box 1065, Fayetteville, AR 72701. *Such commodities as are dealt in or used by retail and wholesale discount and variety stores*—from points in the U.S. (except AK and HI) to the facilities of Wal-Mart Stores, Inc., located in AL, AR, IL, KS, KY, LA, MS, MO, OK, TN, and TX. Supporting shipper: Wal-Mart Stores, Inc., Post Office Box 116, Bentonville, AR 72712.

MC 146553 (Sub-5-11TA), filed March 23, 1981. Applicant: ADRIAN CARRIERS, INC., 1826 Rockingham Road, Davenport, IA 52808. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. *Disassembled elevators and escalators, and component parts*, from the facilities of Montgomery Elevator Company at or near Moline, IL to points in the U.S. Supporting shipper(s): Montgomery Elevator Company, 30 20th Street, Moline, IL 61265.

MC 148107 (Sub-5-5TA), filed March 23, 1981. Applicant: JESSE J. MESA, d.b.a. J. J. MESA TRUCKING COMPANY, 1500 S. Zarzamora Street, San Antonio, TX 78207. Representative: Ronald Mercier (same as applicant). *Foodstuffs to include all items edible for human consumption to include beverages but exclude alcoholic beverages* and items in bulk. Between TX, NM, CO, UT, ID, WA, OR, CA, NV, and AZ. Supporting shippers: (1) Jiminez Foods, 715 S. Pan Am Expressway, San Antonio, TX 78224. (2) Roegelien

Company, P.O. Box 1698, San Antonio, TX 78296.

MC 149244—Common (Sub-5-3TA), filed March 23, 1981. Applicant: PEAKE, INC., Midtown Business Center, 2022 Avenue A, Kearney, NE 68847. Representative: E. Check, Attorney, P.O. Box 855, Des Moines, IA 50304. *Fertilizer*, from Sioux City, IA, commercial zone to points in NE, SD, MN, IL, KS, MO, and ND. Supporting shipper: Terra Chemicals, P.O. Box 1828, Sioux City, IA 51101.

MC 151504 (Sub-5-5TA), filed March 23, 1981. Applicant: PHELCO, INC., 11841 Missouri Bottom Road, St. Louis, MO 63042. Representative: B. W. LaTourette, Jr., 11 S. Meramec, Suite 1400, St. Louis, MO 63105. *Such commodities as are dealt in by retail chain grocery and food business houses and materials and supplies used in the manufacture and distribution of the above, except commodities in bulk*, between points in AR, CA, CO, FL, GA, IL, IN, IA, KS, KY, LA, MD, MI, MN, MO, NE, NY, NC, NJ, OH, OR, PA, RI, SC, TN, TX, VA, and WV. Applicant intends to tack. Supporting shipper: Lever Bros. Company, Lever House, 390 Park Avenue, New York, NY 10022.

MC 152650 (Sub-5-3TA), filed March 23, 1981. Applicant: SHAVER TRUCKING, INC., 3600 Highway 68 W., P.O. Box 104, Springdale, AR 72764. Representative: John C. Everett, 140 E. Buchanan, P.O. Box A, Prairie Grove, AR 72753. *Foodstuffs* from Washington County, AR, to all points and places in U.S., and (2) From all points and places in CA, OK, and TX, to Washington County, AR. Supporting shipper: Mexican Original Products, Inc., P.O. Box 1368, Fayetteville, AR 72701.

MC 153323 (Sub-5-4TA), filed March 23, 1981. Applicant: IOWA-TEXAS EXPRESS, LTD., P.O. Box 283, Denison, IA 51442. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. *Meat, meat products, meat by-products, and articles distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 786 (except hides and commodities in bulk)*, from the facility of Dubuque Packing Co. at Denison, Dubuque, Vinton and Le Mars, IA; Mankato, MN; and Omaha, NE to all points in the U.S. Supporting shipper: Dubuque Packing Co., Denison, IA 51442.

MC 153592 (Sub-5-1TA), filed March 23, 1981. Applicant: CONTAINER CARRIERS, INC., 7123 Capital, Houston, TX 77001. Representative: C. W. Ferebee, 720 N. Post Oak Rd., Suite 230,

Houston, TX 77024. *Pulp, paper, and allied products as described in Standard Transportation Commodity Code 26*, between TX, on the one hand, and on the other, Baton Rouge and New Orleans, LA. Supporting shipper: Boise Cascade, P.O. Box 7747, Boise, ID.

MC 154487 (Sub-5-1TA), filed March 23, 1981. Applicant: ROARING FORK FOUNDERS, INC., 805 North Main Street, Carroll, IA 51401. Representative: Ronald F. Eich, Roaring Fork Founders, Inc., 805 North Main Street, Carroll, IA 51401. *Meats, Meat Products, Meat By-Products, and Articles distributed by Meat Packinghouses as Described in Items 80, 85, 90, 95, and 100 (Except Hides and Commodities in Bulk)*. From Denison, IA, Dubuque, IA, Iowa Falls, IA, Carroll, IA, and Crete, NE to points in WA, OR, CA, AZ, NM, CO, ID, NV, UT, MT, NE, and TX. Supporting shipper: Dubuque Packing Company, Dubuque, IA 52001.

MC 154728 (Sub-5-1TA), filed March 23, 1981. Applicant: HARVEY G. ALLEN, d.b.a. ALLEN TRUCKING COMPANY, 11603 Kerry Lane, Mabelvale, AR 72103. Representative: Thomas B. Staley, 1550 Tower Building, Little Rock, AR 72201. *Treated posts, poles, pilings and cross-ties*; between Pulaski, Union and Dallas Counties, AR, on the one hand, and, on the other, points and places in the States of MS, LA, TX, KS, OK, MO, TN, NB and IA. Supporting shippers: Fordyce Wood Preservers, Inc., P.O. Box 346, Rison, AR 71665; El Dorado Pole and Piling Company, Inc., P.O. Box 7, El Dorado, AR 71730.

MC 154768 (Sub-5-1TA), filed March 23, 1981. Applicant: IOWA EXPRESS DISTRIBUTION, INC., 682 61st Street, Des Moines, IA 50312. Representative: Richard D. Howe, 600 Hubbell Building, Des Moines, IA 50309. *Contract irregular; such commodities as are dealt in by wholesale and retail drug stores, such commodities as are dealt in by food business houses, and paper articles*. (1) between points in IA, (2) between points in IA, on the one hand, and, on the other, Omaha, NE, and (3) between Omaha, NE and points in IA, on the one hand, and, on the other, points in Rock Island County, IL, under continuing contract(s). Supporting shipper: Federal Warehouse Co., P.O. Box 1329, Peoria, IL 61654.

MC 154768 (Sub-5-2TA), filed March 23, 1981. Applicant: IOWA EXPRESS DISTRIBUTION, INC., 682 61st Street, Des Moines, IA 50312. Representative: Richard D. Howe, 600 Hubbell Building, Des Moines, IA 50309. *Contract irregular, Automobile and truck parts, supplies, and accessories*, (1) Between

pts in IA, (2) between pts in IA, on the one hand, and, on the other, pts in Rock Island County, IL, under continuing contract(s) with Maremont Marketing, Inc., of Nashville, TN. Supporting shipper: Maremont Marketing, Inc., 1283 Murfrusharo Road, Nashville, TN 37217.

The following protests were filed in region 6. Send protests to: Interstate Commerce Commission, Region 6 Motor Carrier Board (RMBC), P.O. Box 7413, San Francisco, CA 94120.

MC 154800 (Sub-6-1TA), filed March 19, 1981. Applicant: LYNNE E. ADAMS, d.b.a. TRANSPORT SPECIALTIES UNLIMITED, 36451 Avenue 17, Madera, CA 93637. Representative: John Adams, 2859 S. Orange Avenue, Fresno, CA 93725. *Contract Carrier*. Irregular routes: *Rugs, carpets, carpeting and textile products*, from Fresno, CA to Portland, OR, Tukwila, WA and Spokane, WA for the account of Berven Carpets Corporation for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Berven Carpets Corporation, 2626 S. Maple Avenue, Fresno, CA 93725.

MC 153666 (Sub-6-1TA), filed March 17, 1981. Applicant: BOK TRUCKING, INC., P.O. Box 969, Mills, WY 82644. Representative: Carnett L. Borden (same address as applicant). (1) *Machinery, materials, equipment and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission and distribution of natural gas and petroleum and their products and by-products; (2) *Machinery, materials, equipment and supplies* used in, or in connection with, the construction, operation, repair, servicing, maintenance and dismantling of pipelines, including the stringing and picking up thereof, and (3) *Mine and mill machinery, equipment, materials and supplies* used in, or in connection with, the discovery, development, production, refining, manufacturing, processing, storage, transmission and distribution of coal, uranium, copper, silver, iron, gold, and all other ores and minerals, from, to or between points and places within and through AK, AR, AZ, CA, CO, ID, KS, LA, MS, MT, NE, ND, NM, NV, OK, OR, SD, TX, UT, WA and WY for 270 days. An underlying ETA seeks 120 days authority. There are nine supporting shippers. Their statements may be examined at the Regional office listed.

MC 99808 (Sub-6-1TA), filed March 19, 1981. Applicant: C-LINE EXPRESS, INC., P.O. Box 540, Napa, CA 94558. Representative: George James (same address as applicant). *Newsprint* from San Francisco, Oakland and Richmond, CA to Yolo-Glenn-Colusa-Tehama-

Shasta counties, CA for 270 days. Restricted to shipments having prior or subsequent moves via rail or water carrier service. Supporting shippers: Willows Daily Journal 101 Airport Rd, Willows, CA 95988, Red Bluff Daily News P.O. Box 220, Red Bluff, CA 96080, Record Searchlight 1205 Placer St., Redding, CA 96001, Davis Enterprise 302 G St., Davis, CA 95616.

MC 152238 (Sub-6-9TA), filed March 19, 1981. Applicant: CALIFORNIA-AMERICAN TRUCKING, INC., P.O. Box 288, Grenada, CA. 96038. Representative: John R. Harleman (same address as applicant). *Contract carrier*, irregular routes; *Lumber, lumber mill products and wood products*, from points in ID, WA, OR, CA, and MT, to points in AZ, CA, CO, MO, MN, MS, NE, OH, IA, TX, UT, OK, MI, IL and WI, restricted to shipments moving under a continuing contract(s) with Furman Lumber Co., Inc., Portland, OR, for 270 days. Supporting shipper: Furman Lumber Co. Inc., 1750 S.W. Skyline Blvd., Portland, OR 97221.

MC 143259 (Sub-6-2TA), filed March 19, 1981. Applicant: TOM DURKIN TRUCKING, 36 East Chestnut St., Walla Walla, WA 99362. Representative: Steve VanWyk, 12012 NE Lonetree, Poulsbo, WA 98370. *Contract Carrier*, Irregular routes: *Recyclable materials, paper, fiber, and non-ferrous metals* from points in WA, OR, ID to points in WA, OR, ID for Regional Recycling Incorporated, for 270 days. Supporting shipper: Regional Recycling, Inc., 802 F Street, Lewiston ID.

MC 143259 (Sub-6-3TA), filed March 19, 1981. Applicant: TOM DURKIN TRUCKING, 36 East Chestnut St., Walla Walla, WA 99362. Representative: Steve VanWyk, 12012 NE Lonetree, Poulsbo, WA 98370. *Contract Carrier*, Irregular routes: *Processed and manufactured foods, frozen, canned, and packaged*, from Worthington, OH to Calgary, AB for the account of The Adventist Book Center, for 270 days. Points of entry are on the MT border. Supporting shipper: The Adventist Book Center, 2015 39th Ave NE, Calgary AB, Canada.

MC 153938 (Sub-6-3TA), filed March 19, 1981. Applicant: ENERGY EXPRESS, INC., P.O. Box 27605, Salt Lake City, UT 84119. Representative: Norval Millsap (Same address as applicant). *Contract Carrier*, Irregular routes: *magnesium chloride brine, in bulk*, from Little Mountain, UT to points in CO and WY, for 270 days. Supporting shipper: Great Salt Lake Minerals & Chemicals Corp., P.O. Box 1190, Ogden, UT 84402.

MC 125433 (Sub-6-54TA), filed March 19, 1981. Applicant: F-B TRUCK LINE COMPANY, 1945 So. Redwood Rd., Salt

Lake City, UT 84104. Representative: Roger E. Crum Same as Applicant. *BARITE* Between Utah County, UT on the one hand, and, on the other, points in OK, AR, and TX, for 270 days. Supporting shipper: Nevada Barite Company, 1405 East 21st South, Salt Lake City, UT 84105.

MC 154797 (Sub-6-1TA), filed March 19, 1981. Applicant: GREAT BASIN TRANSPORT, INC., 265 W. 2700 S., Salt Lake City, UT 84115. Representative: Bruce W. Shand, 430 Judge Building, Salt Lake City, UT 84111. *Contract carriage*, irregular routes: *transportation equipment*, between Los Angeles, CA Denver, CO, Pontiac, MI and Burns Flat, OK on the one hand, and, on the other, points in Salt Lake County, UT, for 270 days. ETA seeks 120 days authority. Supporting shipper: Great Basin GMC, Inc., 265 W. 2700 S., Salt Lake City, UT 84115.

MC 154799 (Sub-6-1TA), filed March 19, 1981. Applicant: LARRY D. HAGE AND MARVIN L. HAGE, A PARTNERSHIP d.b.a. HAGE BROS., 1987 Driftcreek Rd. NE, Silverton, OR 97381. Representative: Larry D. Hage (same as applicant). *Agricultural fertilizer* from Benton and Franklin counties, WA to Marion and Polk counties, OR for 270 days. Supporting shipper: R. M. Fitzmaurice and Sons, 2020 Claxter Rd. NE, Salem, OR 97303.

MC 151345 (Sub-6-2TA), filed March 18, 1981. Applicant: ROBERT ALLEN HARTER d.b.a. HARTER TRUCKING, 307 McCampbell, Fillmore, CA 93105. Representative: Donald R. Hedrick, P.O.B. 88, Norwalk, CA 90650. *Beer*, from Golden, CO to Santa Maria, CA, for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Larrabee Brothers Distributors, P.O. Box 1055, Santa Maria, CA 98456.

MC 139906 (Sub-6-65TA), filed March 19, 1981. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, P.O.B. 30303, Salt Lake City, UT 84127. Representative: Richard A. Peterson, P.O.B. 81849, Lincoln, NE 68501. *Expanded foam plastic products* (except in bulk), from the facilities of Southwest Foam Molding, Inc., at or near Keller, TX, to points in the U.S. for 270 days. Supporting shipper: Southwest Foam Molding, Inc., P.O.B. 448, Keller, TX 76248.

MC 152583 (Sub-6-1TA), filed March 18, 1981. Applicant: MOUNTAIN STATES TRANSPORTATION CO., P.O. Box 711, Lewiston, ID 83501. Representative: Sarah Jane Smith, 3200 E. Main St., Lewiston, ID 83501. *Fertilizer* in bulk-sacked, from points in WA to points in MT-ID for 270 days.

Supporting shippers: Chevron Chemical Company, Fertilizer Division, P.O. Box 6148, Kennewick, 99336.

MC 151869 (Sub-6-1TA), filed March 18, 1981. Applicant: A. M. ROUTLEY TRUCKING LTD., 11420 Granville Ave., Richmond, B.C. V6Y1R6. Representative: Cecil W. Clarke (same as applicant). *Contract Carrier*. Irregular routes: *Lumber, veneer, pig iron, and silica sand*, from points at B.C./U.S. Border to points in WA, OR, CA, TX, for the account of Brady Lumber, Timber Sales & Distributors, Overseas Commodities, for 270 days. An underlying ETA seeks 120 days authority. Supporting shippers: Brady Lumber Co., P.O.B. 12267, Seattle, WA 98102; Timber Sales & Distributors, #1240 1176 W. Georgia St., Vancouver, B.C. V6E 4A2; Overseas Commodities, 750 Industrial Ave., Vancouver, B.C.

MC 144577 (Sub-6-2TA), filed March 17, 1981. Applicant: SUNSET TRANSPORTATION COMPANY, P.O. Box 126, Kanosh, UT 84637. Representative: Stuart L. Poleman, 10 Exchange Pl., Eleventh Fl., P.O. Box 3000, Salt Lake City, UT 84110. *Machinery, equipment, materials and supplies used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission and distribution of manufactured and natural gas and petroleum and their products and by-products, and machinery, materials, equipment, and supplies used in, or in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines, including the stringing and picking up thereof between all points in AZ, CA, CO, ID, KS, LA, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA and WY*, for 270 days. An underlying ETA seeks 120 days authority. There are 12 shippers whose statements maybe examined at the regional office listed.

MC 136818 (Sub-6-29TA), filed March 19, 1981. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 335 W. Elwood Rd., Phoenix, AZ 85041. Representative: Donald E. Fernaays, 4040 E. McDowell Rd., Suite 320, Phoenix, AZ 85008. *Contract Carrier*; Irregular routes: *Such commodities as are dealt in or used by grocery and food business houses* (except in bulk), from points in CA to Phoenix, AZ, for the account of Associated Grocers, for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Associated Grocers, 624 S. 25th Ave., Phoenix, AZ 85036.

MC 140262 (Sub-6-2TA), filed March 19, 1981. Applicant: VIKING TRANSPORT, INC., 585 Hi Tech Way, Oakdale, CA 95361. Representative:

Richard C. Celio, 2300 Camino Del Sol, Fullerton, CA 92633. (1) *Ores and minerals*; (2) *clay, concrete, glass or stone products*; and (3) *chemicals and related products*, between points in CA, AZ, NV, UT, OR, WA, ID, MT, WY, CO, and NM, for 270 days. An underlying ETA seeks 120 days authority. Supporting shippers: Halliburton Services, Inc., 265 Front Street, Rio Vista, CA 94571; Western Nud Sales and Service, Inc., P.O. Box 1478, Bakersfield, CA 93302; Nevada Western Concrete, P.O. Box 2088, Carson City, NV 89701; and Tahoe Western Concrete, P.O. Box 2088, Carson City, NV 89701.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-8781 Filed 3-31-81; 8:45 am]  
BILLING CODE 7035-01-M

### Motor Carriers; Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after February 9, 1981, are governed by Special Rule of the Commission's Rules of Practice, see 49 CFR 1100.251. Special Rule 251 was published in the *Federal Register* of December 31, 1980, at 45 FR 86771. For compliance procedures, refer to the *Federal Register* issue of December 3, 1980, at 45 FR 80109.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.252. A copy of any application, including all supporting evidence, can be obtained from applicant's representative upon request and payment to applicant's representative of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

### Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated its proposed service warrants a grant of the application under the governing section of the Interstate Commerce Act. Each applicant is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the

Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days from date of publication, (or, if the application later becomes unopposed) appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

**Note.**—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under contract".

### Volume No. OPY-2-020

Decided: March 16, 1981.

By the Commission, Review Board No. 1, members Parker, Chandler, and Taylor.

FF 542, filed February 26, 1981. Applicant: JANE'S FREIGHT FROWARDING, INC., 1317 South 27th St., Phoenix, AZ 85034. Representative: David Robinson, P.O. Box 33152, Phoenix, AZ 85067. *As a freight forwarder*, in connection with the transportation of *general commodities* (except classes A and B explosives), between points in AZ, on the one hand, and, on the other, points in WA, OR, CA, CO, TX, IL, GA, MA, and NY.

MC 63562 (Sub-87), filed February 9, 1981. Applicant: VN TRANSPORT, INC., 6775 East Evans Avenue, P.O. Box 22894, Wellshire Station, Denver, CO 80222. Representative: Cecil L. Goettsch, 1100 Des Moines Building, Des Moines, IA 50307, (515) 243-4191. Over regular routes, transporting *general commodities* (except classes A and B explosives), (1) between St. Louis, MO and Norfolk, VA, over Interstate Hwy 64; (2) between Gary, IN and Mobile, AL, over Interstate Hwy 65; (3) between Chicago, IL and junction Interstate Hwy 59 and Interstate Hwy 10: from Chicago

over Interstate Hwy 57 to junction Interstate Hwy 24, then over Interstate Hwy 24 to junction Interstate Hwy 59, then over Interstate Hwy 59 to junction Interstate Hwy 10, and return over the same route: (4) between St. Louis, MO and Jacksonville, FL: from St. Louis over Interstate Hwy 55 to junction Interstate Hwy 10, then over Interstate Hwy 10 to Jacksonville, and return over the same route: (5) between St. Louis, MO and Tampa, FL: from St. Louis over Interstate Hwy 64 to junction Interstate Hwy 75, then over Interstate Hwy 75 to Tampa, and return over the same route. (6) between Memphis, TN and Greensboro, NC, over Interstate Hwy 40. (7) between Staunton, VA and Charleston, SC: from Staunton over Interstate Hwy 81 to junction Interstate Hwy 40, then over Interstate Hwy 40 to junction Interstate Hwy 26, then over Interstate Hwy 26 to Charleston, and return over the same route. (8) between Jackson, MS and junction Interstate Hwy 20 and Interstate Hwy 95: from Jackson over Interstate Hwy 20 to junction Interstate Hwy 95, and return over the same route. (9) between Montgomery, AL and Petersburg, VA, over Interstate Hwy 85. (10) between Richmond, VA and Miami, FL: from Richmond over Interstate Hwy 95 to junction Florida's Turnpike, then over Florida's Turnpike to junction Interstate Hwy 95 to Miami, and return over the same route. (11) between Charleston, WV and, junction Interstate Hwy 77 and Interstate Hwy 20, near Columbia, SC: from Charleston over Interstate Hwy 77 to junction Interstate Hwy 20, and return over the same route. (13) between Macon, GA and Tampa, FL: from Macon over Interstate Hwy 16 to junction Interstate Hwy 95, then over Interstate Hwy 95 to junction Interstate Hwy 4, then over Interstate Hwy 4 to Tampa, FL, and return over the same route: Applicant intends to serve points in AL, KY, FL, GA, MS, NC, SC, TN, VA and WV, as off-route points in connection with carrier's otherwise authorized regular route operations.

MC 114273 (Sub-776), filed March 9, 1981. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant), 319-396-4400. Transporting (1) *ores and minerals*, (2) *coal and coal products*, (3) *petroleum, natural gas and their products*, (4) *chemicals and related products*, and (5) *metal products*, between points in AL, CT, DE, GA, IL, IN, IA, KY, MD, MI, MS, MO, NC, NJ, NY, OH, PA, SC, TN, VA, WV, and WI.

MC 128102 (Sub-5F), filed February 10, 1981. Applicant: STATE MOTOR

FREIGHT, INC., 3905 East A. Pasco, WA 99301. Representative: Boyd Hartman, P.O. Box 3641, Bellevue, WA 98009. (206) 643-0312. Transporting (1) *commodities in bulk*, and *chemicals and related products*, between points in WA, OR, ID, MT, and CA, and (2) *food and related products*, between points in Walla Walla County, WA, and Ada County, ID and points in WA, OR, ID, MT, CA, and NV.

MC 146753 (Sub-20), filed March 4, 1981. Applicant: SAM YOUNG, INC., P.O. Box 337, Wolcott, IN 47995. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 11th St. NW, Washington, DC 20001. Transporting *ores and minerals*, between points in Limestone County, TX, New London County, CT, LaSalle County, IL, Wayne County, MI, and Webster Parish, LA, on the one hand, and, on the other, points in the U.S.

MC 152273, filed February 27, 1981. Applicant: VITO ALOISIO, d.b.a. CARRIER DELIVERY SERVICE, 9994 Cincinnati/Dayton Rd., West Chester, OH 45069. Representative: Vito Aloisio, 7119 Windwood Drive, Cincinnati, OH 45241, 513-777-1076. Transporting *pulp, paper and related products*, between points in the U.S., under continuing contract(s) with Buehler Paper Co., of Cincinnati, OH.

MC 154393, filed February 10, 1981. Applicant: ALL COUNTY ENVIRONMENTAL SERVICE CORP., P.O. Box G, Glenwood, NJ 07418. Representative: John R. Cappola (same address as applicant), (201) 764-6101. Transporting *hazardous waste materials*, between points in NJ, NY, PA, MD, DE, WV, MA, CT, RI, NH, VT, and ME, on the one hand, and, on the other, points in NJ, NY, PA, and VA. Condition: To the extent that this certificate authority authorizes transportation of hazardous waste materials, it shall be limited in term to a period expiring 5 years from its date of issuance.

MC 154402F, filed February 25, 1981. Applicant: MINNESOTA MOTOR BUS, INC., P.O. BOX 287, Fairmont, MN 56031. Representative: Val M. Higgins, 1600 TCF Tower, Minneapolis, MN 55402. Transporting *passengers and their baggage* in the same vehicle with passenger, and *baggage of passengers* in a separate vehicle, in charter operations and in round-trip sight-seeing and pleasure tours, beginning and ending at points in Martin, Jackson and Nobles Counties, MN and Dickinson County, IA, and extending to points in the U.S.

MC 154443, filed February 27, 1981. Applicant: TAYLOR TRANSPORT, INC., R.D. #1, P.O. Box 188, Wyalusing, PA 18853. Representative: J. Bruce Walter,

P.O. Box 1146, Harrisburg, PA 17108, 717-233-5731. Transporting *meats, meat products and meat byproducts, dairy products, articles distributed by meat-packing houses, and such commodities as are used by meat packers in the conduct of their business when destined to and for use by meat packers*, (1) between Chicago, IL and points in Milwaukee, Brown, and Eau Claire Counties, WI, on the one hand, and, on the other, points in CT, DE, MD, MA, NJ, NY, and PA, and (2) between points in Bradford County, PA, on the one hand, and, on the other, points in AL, CT, DE, GA, IL, IN, IA, KY, MD, MA, MI, MN, NC, NH, NJ, NY, OH, PA, RI, SC, TN, VA, VT, WV, WI, and DC.

MC 154572, filed March 6, 1981. Applicant: BAKER TRUCK LEASING AND SALES, INC., P.O. BOX 3126, Highway 301 South, Wilson, NC 27893. Representative: Peter A. Greene, 1920 N St. NW., Suite 700, Washington, DC 20036, 202-331-8800. Transporting *such commodities as are dealt in or used by manufacturers and distributors of solar heating systems*, between points in Johnston County, NC, on the one hand, and, on the other, points in the U.S.

MC 154573, filed March 6, 1981. Applicant: LOUIS DAVID KEE, 6304 Golden Park, Memphis, TN 38115. Representative: Dale Woodall, 900 Memphis Bank Bldg., Memphis, TN 38103, 901-525-6781. Transporting *ores and minerals*, between points in DeSoto County, MS, on the one hand, and, on the other, points in the Shelby, Fayette, Hardeman, McNairy, and Hardin Counties.

MC 154602, filed March 5, 1981. Applicant: MARGARET MORRIS, d.b.a. GOOD TIME TRAVEL, 7524 1st Avenue South, Birmingham, AL 35206. Representative: Margaret Morris (same address as applicant), (205) 836-4405. As a *broker*, at Birmingham, AL, in arranging for the transportation, by motor vehicle, of *passengers and their baggage*, in round-trip special and charter operations, beginning and ending at Jefferson County, AL, and extending to points in the U.S.

MC 154623, filed March 9, 1981. Applicant: MACHINERY TRANSPORTS OF ILLINOIS, INC., 300 Ashland, Morton, IL 61550. Representative: Max G. Morgan, P.O. Box 1540, Edmond, OK 73034, 405-348-7700. Transporting (1) *self-propelled vehicles*, and (2) *those commodities which because of their size or weight require the use of special handling or equipment*, between points in Scott County, IA and points in IL.

**Volume No. OPY-4-43**

Decided: March 25, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 26396 (Sub-393), filed March 16, 1981. Applicant: THE WAGGONERS TRUCKING, a Corporation, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501, (402) 475-6761. Transporting *food and related products*, between points in IA, on the one hand, and, on the other, points in the U.S.

MC 36556 (Sub-50), filed March 9, 1981. Applicant: BLACKMON TRUCKING, INC., P.O. Box 186, Somers, WI 53717. Representative: Fred H. Figge (same address as applicant) (414) 859-2223. Transporting *food and related products*, between points in WI, on the one hand, and, on the other, Louisville, KY, St. Louis, MO, points in Warren County, MO, IL, IN, MI, and OH.

MC 91306 (Sub-40), filed March 11, 1981. Applicant: JOHNSON BROTHERS TRUCKERS, INC., 1858 9th Ave., NE., Hickory, NY 28601. Representative: Eric Meierhoefer, Suite 423, 1511 K St., N.W., Washington, DC 20005 (202) 347-9332. Transporting *tobacco products*, between points in WV, PA, and NJ, on the one hand, and, on the other, points in the NC.

MC 111856 (Sub-16), filed March 5, 1981. Applicant: CHOCTAW TRANSPORT, INC., 800 Bay Bridge Rd., Prichard, AL 36610. Representative: Georges M. Boles, 727 Frank Nelson Bldg., Birmingham, AL 35203 (205) 251-5223. Transporting *chemicals and related products*, between points in LA, MS, AL, GA, and FL.

MC 140756 (Sub-3), filed March 4, 1981. Applicant: MC KELVEY TRUCKING CO., 5420 West Missouri Ave., Glendale, AZ 85301. Representative: A. Michael Bernstein, 1441 E. Thomas Rd., Phoenix, AZ 85014 (602) 264-4891. Transporting *general commodities* (except classes A and B explosives), between points in AZ, NM, TX, CO, UT, NV, and CA.

MC 143776 (Sub-19), filed March 13, 1981. Applicant: C.D.B., INCORPORATED, 155 Spaulding S.E., Grand Rapids, MI 49506. Representative: Karl L. Gotting, 1200 Bank of Lansing Bldg., Lansing, MI 48933 (517) 489-5724. Transporting *food and related products*, between points in the U.S., under continuing contract(s) with Iowa Beef Processors, Inc., of Dakota City, NE.

MC 147906 (Sub-4), filed March 11, 1981. Applicant: KOHN BEVERAGE, INC., d.b.a. KOHN TRANSPORT, 4850 Southway S.W., Canton, OH 44706.

Representative: David A. Turano, 100 East Broad St., Columbus, OH 43215 (614) 228-1541. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of chemicals and related products, between points in Summit County, OH, on the one hand, and, on the other, those points in the U.S. in and east of WI, IL, KY, TN, NC, and SC.

MC 151046, filed March 12, 1981. Applicant: DAVE KUSLER BUSES LTD., P.O. Box 1053, Medicine Hat, Alberta, Canada T1A 7H1. Representative: Jim Pitzer, Suite 321, Evergreen Bldg., 15 So. Grady Way, Renton, WA 98055 (206) 235-1111. Transporting *passengers and their baggage* in special or charter operations, between ports of entry on the international boundary line between the U.S. and Canada, in MT and ID, on the one hand, and, on the other, points in MT, ID, WA, OR, CA, AZ, and NV.

**Volume No. OPY-4-44**

Decided March 25, 1981.

By the Commission, Review Board No. 2 Members Carleton, Fisher, and Williams.

MC 99506 (Sub-2), filed March 16, 1981. Applicant: HAROLD M. SANDHAUS, 1295 West 71st Terrace, Kansas City, MO 64114. Representative: William P. Sullivan, 818 Connecticut Ave., N.W., Washington, DC 20006, (202) 331-1174. Transporting *general commodities* (except classes A and B explosives), between points in MO, on the one hand, and, on the other, points in Barton, Buchanan, Cape Girardeau, Cass, Clay, Dade, Jackson, Johnson, Lafayette, New Madrid, Platte, and Scott Counties, MO, and Johnson and Wyandotte Counties, KS.

MC 145106 (Sub-15), filed March 16, 1981. Applicant: EDINA CARTAGE COMPANY, P.O. Box 42, Mauricetown, NJ 08329. Representative: Laurence J. DiStefano, Jr., 1101 Wheaton Ave., Millville, NJ 08332. Transporting *clay, concrete, glass or stone products*, between points in the U.S., under continuing contract(s) with National Bottle Company, of Coventry, RI.

MC 152176 (Sub-1), filed March 13, 1981. Applicant: SAIN & HEAVNER TRUCKING, a corporation, Rt. 1, Box 316, Vale, NC 28168. Representative: Frank A. Graham, Jr., P.O. Box 11864, Columbia, SC 29211, (803) 799-9122. Transporting *such commodities* as are dealt in by food supermarkets, between points in FL, on the one hand, and, on the other, points in Mecklenburg and Catawba Counties, NC.

MC 153006 (Sub-1), filed March 11, 1981. Applicant: WILLIAM W. SPAULDING, Box 79, Bomoseen, VT

05732. Representative: William W. Spaulding (same address as applicant). Transporting *press board and electrical insulating products*, between points in Caledonia County, VT, on the one hand, and, on the other, New York, NY, Baltimore, MD, New Orleans, LA, and Miami, FL, and points in CA, IN, MA, PA, OH, TX, and WI.

**Volume No. OPY-4-45**

Decided March 25, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 59666 (Sub-12), filed March 3, 1981. Applicant: TRAFIK SERVICES, INC., 25 Esten Ave., Pawtucket, RI 02860. Representative: Robert A. Mega, 510 Turks Head Bldg., Providence, RI 02903, (401) 272-4040. Transporting *chemicals and related products*, between points in Providence County, RI, on the one hand, and, on the other, points in ME, NH, VT, MA, RI, CT, NJ, NY, PA, DE, and MD.

MC 59666 (Sub-13), filed March 3, 1981. Applicant: TRAFIK SERVICES, INC., 25 Esten Ave., Pawtucket, RI 02860. Representative: Robert A. Mega, 510 Turks Head Bldg., Providence, RI 02903, (401) 272-4040. Transporting *textile mill products*, between points in the U.S., under continuing contract(s) with Natco Products Corporation, of West Warwick, RI.

MC 95876 (Sub-388), filed March 9, 1981. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Ave. No., St. Cloud, MN 56301. Representative: Stephen F. Grinnell, 1600 TCF Tower, 121 South 8th St., Minneapolis, MN 55402, (612) 333-1341. Transporting *such commodities* as are dealt in or used by manufacturers of pollution and environmental control equipment, between points in Rowan, Mecklenburg, Stanley, and Richmond Counties, NC, on the one hand, and, on the other, points in the U.S.

MC 105566 (Sub-245), filed March 3, 1981. Applicant: SAM TANKSLEY TRUCKING, INC., P.O. Box 1120, Cape Girardeau, MO 63710. Representative: William F. King, Suite 400, Overlook Bldg., 6121 Lincolnia Rd., Alexandria, VA 22312, (703) 750-1112. Transporting *chemicals and related products*, between points in the U.S., under continuing contract(s) with Nalco Chemical Company, of Oak Brook, IL.

MC 150496 (Sub-14), filed March 10, 1981. Applicant: P.A.M. TRANSPORT, INC., P.O. Box 188, Tontitown, AR 72770. Representative: Robert W. Weaver (same address as applicant), (501) 361-2545. Transporting *such commodities* as

are dealt in or used by discount and variety stores, between points in Alameda, Butte, Fresno, Kern, Los Angeles, Monterey, Sacramento, San Diego, Santa Barbara, Shasta, Solano, Stanislaus, and Tulare Counties, CA; Black Hawk, Dubuque, Linn, Polk, Scott, and Woodbury Counties, IA; Peoria, Rock Island, and Winnebago Counties, IL; Marion County, IN; Sedgwick and Shawnee Counties, KS; East Baton Rouge Parish, LA; Forsyth County, NC; Douglas and Lancaster Counties, NE; Clark and Washoe Counties, NV; Osage and Tulsa Counties, OK; Hamilton, Knox and Shelby Counties, TN; Bowie, Brazos, Camero, Ector, El Paso, Galveston, Hidalgo, Jefferson, Taylor and Webb Counties, TX; and Kanawha County, WV, on the one hand, and, on the other, points in the U.S.

MC 153446 (Sub-1), filed March 10, 1981. Applicant: SAMUEL WINSTON JONES, d.b.a. SAM JONES CONTRACT CARRIER, 1646 Chardale Dr., Box 37, Clemmons, NC 27012. Representative: Samuel Winston Jones (same address as applicant), (919) 766-5467. Transporting *rubber and plastic products*, between points in the U.S., under continuing contract(s) with Tridyn Industries, Inc., of Colfax, NC.

#### Volume No. OPY-4-46

Decided: March 25, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 60066 (Sub-27), filed March 11, 1981. Applicant: BEE LINE MOTOR FREIGHT, INC., 1804 Paul St., Omaha, NE 68102. Representative: Donald L. Stern, Suite 610, 7171 Mercy Rd., Omaha, NE 68106 (402) 392-1220. Transporting (1) *machinery*, between points in Cheyenne, Scotts Bluff, and Garden Counties, NE, on the one hand, and, on the other, points in the U.S., and (2) *such commodities* as are dealt in by discount and variety stores, (a) between points in IL, on the one hand, and, on the other, Omaha, NE, and (b) between Des Moines, IA and points in Chatham County, GA.

MC 95876 (Sub-389), filed March 12, 1981. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Ave., No., St. Cloud, MN 56301. Representative: William L. Libby, 5200 Wilson Rd., Suite 307, Edina, MN 55424 (612) 927-8855. Transporting *such commodities* as are dealt in by manufacturers and distributors of construction materials, between points in the U.S.

MC 117956 (Sub-15), filed March 11, 1981. Applicant: SCOTT TRANSFER CO., INC., 1134 Sylvan Rd., SW, Atlanta,

GA 30310. Representative: Virgil H. Smith, Suite 12, 1587 Phoenix Blvd., Atlanta, GA 30349 (404) 996-6266. Transporting *containers*, between points in the U.S., under continuing contract(s) with Standard Container Company, of Morrow, GA.

MC 111936 (Sub-24), filed March 18, 1981. Applicant: MORROW'S TRANSFER, INC., P.O. Box 4095, High Point, NC 27263. Representative: Wilmer B. Hill, 805 McLachlen Bank Bldg., 666 Eleventh St., NW., Washington, DC 20001. Transporting *furniture and fixtures*, between points in WI, on the one hand, and, on the other, points in NC and VA.

MC 147536 (Sub-31), filed March 9, 1981. Applicant: D.L. SITTON MOTOR LINES, INC., P.O. Box 1567, Joplin, MO 64801. Representative: David L. Sitton (same address as applicant) (417) 782-2600. Transporting *general commodities* (except classes A and B explosives), between the facilities of Wal-Mart Stores, Inc., in the U.S., on the one hand, and, on the other, points in the U.S.

MC 154346 (Sub-1), filed March 9, 1981. Applicant: ERNEST RYLIE, JR., d.b.a. RYLIE TRUCKING COMPANY, 3105 N. Hwy 75, Corsicana, TX 75110. Representative: J. Michael Alexander, 5801 Marvin D. Love Freeway, #301, Dallas, TX 75237 (214) 339-4108. Transporting *clay, concrete, glass or stone products*, between points in Navarro County, TX, on the one hand, and, on the other, points in AR, KS, LA, TN, OK, AL, NM, MS and TX.

#### Volume No. OPY-4-48

Decided: March 26, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams. (Williams not participating.)

MC 26396 (Sub-394), filed March 18, 1981. Applicant: THE WAGGONERS TRUCKING, a corporation, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501, (402) 475-6761. Transporting *general commodities* (except classes A and B explosives), between ports of entry on the International Boundary Line between the United States and Canada in MN, ND, MT, ID, and WA, on the one hand, and, on the other, points in the U.S.

MC 26396 (Sub-395), filed March 18, 1981. Applicant: THE WAGGONERS TRUCKING, a corporation, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501, (402) 475-6761. Transporting *metal products*, (1) between points in Kenosha County, WI, on the one hand, and, on the other, points in CO, MT, and WY, and (2)

between points in Natrona County, WY, IL and IN.

MC 146616 (Sub-15), filed March 18, 1981. Applicant: B & H MOTOR FREIGHT, INC., 4724 West 21st St., Tulsa, OK 74107. Representative: Fred Rahal, Jr., suite 305 Reunion Center, 9 East 4th St., Tulsa, OK 74103, (918) 583-9000. Transporting *machinery, pipe, and batteries*, between points in the U.S., under continuing contract(s) with Red Man Pipe & Supply Co. Inc., of Tulsa, OK.

MC 153266 (Sub-1), filed March 16, 1981. Applicant: STEVE CRAIN TRUCKING, INC., P.O. Box 324, Owasso, IL 74055. Representative: Michael H. Lennox, 8903 North Western, Oklahoma City, OK 73114, (405) 840-9805. Transporting *Mercer commodities*, and those *commodities* which because of their size or weight require the use of special handling or equipment, between points in OK, on the one hand, and, on the other, points in the U.S.

MC 154696 (Sub-1), filed March 16, 1981. Applicant: SILLIMAN BROS. FREIGHT CO., INC., Rt. 1, Box 150, Bernie, MO 63822. Representative: B. W. LaTourette, Jr., 11 S. Meramec, Suite 1400, St. Louis, MO 63105, (314) 727-0777. Transporting (1) *chemicals and related products*, and (2) *clay, concrete, glass or stone products*, between points in Shelby County, TN, Menard County, IL, Beaufort County, NC, Pemiscot County, MO, Manatee County, FL, and Yazoo County, MS, on the one hand, and, on the other, points in Dunklin County, MO.

MC 154706, filed March 3, 1981. Applicant: OMNI OVERSEAS FREIGHTING, INC., 3001 South Ridgeland Ave., Berwyn, IL 60402. Representative: C. J. Calabria (same address as applicant), (312) 242-2744. Transporting *general commodities* (except classes A and B explosives), between points in Cook County, IL, on the one hand, and, on the other, points in IL, IN, MI, OH, KY, IA, MN, and WI.

MC 154736, filed March 13, 1981. Applicant: L. P. ANDERSON CONTRACTOR, INC., P.O. Box 190, Miles City, MT 59301. Representative: L. P. Anderson (same address as applicant), (406) 232-3920. Transporting (1) *machinery*, and (2) *mercer commodities*, between points in Carter, Custer, Fallon, Wilbax, Dawson, Richland, Roosevelt, and Sheridan Counties, MT, and those points in ND in and west of Bottineau, McHenry, Sheridan, Burleigh, and Emmons Counties.

MC 154746, filed February 23, 1981. Applicant: NORCROSS TRANSFER

AND STORAGE, INC., 401 South St., Charlottesville, VA 22901.

Representative: Roy S. Cole II, (same address as applicant) (703) 293-9185. Transporting *hazardous materials* between Charlottesville, VA, on the one hand, and, on the other, points in NC and SC.

MC 154776, filed March 18, 1981. Applicant: TRI-POWER, INC., P.O. Box 1419, West Chester, PA 19380. Representative: Daniel B. Johnson, 4304 East-West Hwy., Washington, DC 20014, (301) 654-2240. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Bamberger's Division of R. H. Macy & Co., Inc., of Newark, NJ.

MC 154786, filed March 16, 1981. Applicant: TRANS UNIVERSAL, INC., 241 Rose Briar, Rochester, MI 48063. Representative: William J. Boyd, 2021 Midwest Rd., Suite 205, Oak Brook, IL 60521, (312) 629-2900. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Welch Foods, Inc., of Westfield, NY.

#### Volume No. OPY4-49

Decided: March 26, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 37896 (Sub-44), filed March 16, 1981. Applicant: YOUNGBLOOD TRUCK LINES, INC., P.O. Box 1048, Fletcher, NC 28732. Representative: Henry B. Stockinger (same address as applicant), (704) 684-3101. Transporting *transportation equipment*, between points in the U.S., under continuing contract(s) with Walker Manufacturing Company, of Harrisonburg, VA.

MC 48386 (Sub-19), filed March 16, 1981. Applicant: GRAVER TRUCKING, INC., R.D. 7, Box 7655, Stroudsburg, PA 18360. Representative: Joseph A. Keating, Jr., 121 S. Main St., Taylor, PA 18517, (717) 344-8030. Transporting *coal and coal products*, between points in Montgomery County, PA, on the one hand, and, on the other, Bronx, NY.

MC 124306 (Sub-87), filed February 12, 1981, and previously noticed in the *Federal Register* issue of March 9, 1981. Applicant: KENAN TRANSPORT COMPANY, INCORPORATED, P.O. Box 2729, Chapel Hill, NC 27514. Representative: Francis W. McInerney, #502, 1000 16th St., N.W., Washington, DC 20036, (202) 783-8131. Transporting *chemicals and related products*, between points in Kane County, IL, Gloucester and Middlesex Counties, NJ, Licking County, OH, Lexington County, SC and those in Denton County, TX.

Note.—The purpose of this republication is to correctly reflect the territorial description.

MC 139906 (Sub-154), filed March 19, 1981. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, P.O. Box 30303, Salt Lake City, UT 84127. Representative: Richard A. Peterson, P.O. Box 81849, Lincoln, NE 68501, (402) 476-1144. Transporting (1) *pulp, paper and related products*, and (2) *rubber and plastic products*, between points in Will County, IL and Union County, NJ, on the one hand, and, on the other, points in the U.S.

MC 139906 (Sub-155), filed March 19, 1981. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, P.O. Box 30303, Salt Lake City, UT 84127. Representative: Richard A. Peterson, P.O. Box 81849, Lincoln, NE 68501, (402) 476-1144. Transporting *rubber and plastic products*, between points in Tarrant County, TX, on the one hand, and, on the other, points in the U.S.

MC 143776 (Sub-20), filed March 17, 1981. Applicant: C.D.B. INC., 155 Spaulding, S.E., Grand Rapids, MI 49506. Representative: Norman A. Cooper, 145 W. Wisconsin Ave., Neenah, WI 54956, (414) 722-2848. Transporting *general commodities* (except classes A and B explosives), between the facilities of Acme Burgess located at points in the U.S., on the one hand, and, on the other, points in the U.S.

MC 146676 (Sub-5), filed March 16, 1981. Applicant: BURKS TRUCKING, INC., P.O. Box 37, Old Fort, OH 44861. Representative: E. H. Van Deusen, P.O. Box 97, Dublin, OH 43017, (614) 889-2531. Transporting *lumber and wood products; rubber and plastic products; leather and leather products; and machinery*, between points in Richland County, OH, on the one hand, and, on the other, points in the U.S.

MC 152206, filed March 9, 1981. Applicant: SUJAX, INC., Route 2, Box 30D, Union Grove, WI 53182. Representative: Richard C. Alexander, 710 N. Plankinton Ave., Milwaukee, WI 53203, (414) 273-7410. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with American Motors Corporation, of Kenosha, WI.

FF-546, filed February 12, 1981. Applicant: AUDNEL AMERICA INTERNATIONAL, INC., 8 Woodlawn Green, Suite 219, Charlotte, NC 28210. Representative: James E. Yokeley (same address as applicant), (704) 527-6022. As a freight forwarder, in connection with the transportation of *general commodities*, between the ports of

Norfolk, VA, Wilmington, NC, Charleston, SC, and Savannah, GA, on the one hand, and, on the other, points in VA, NC, SC, and GA.

#### Volume No. OPY5-22

Decided: March 23, 1981.

By The Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

MC 64048 (Sub-9), filed March 12, 1981. Applicant: CAPITAL CITY TRANSFER CO., 1295 Johnson St., NE., Salem, OR 97303. Representative: Lawrence B. Smart, Jr., 419 NW. 23rd Ave., Portland, OR 97210, (503) 226-3755. Transporting *petroleum, natural gas and their products*, between points in OR and WA, on the one hand, and, on the other points in OR, WA, and ID.

MC 64808 (Sub-51), filed March 11, 1981. Applicant: W. S. THOMAS TRANSFER, INC., 1854 Morgantown Ave., Fairmont, WV 26554. Representative: Donald J. Balsley, Jr., 2310 Grant Bldg., Pittsburgh, PA 15219, 412-471-1800. Transporting *metal products*, between points in the U.S. and east of MN, IA, NE, KS, OK, and TX.

MC 124159 (Sub-14), filed March 12, 1981. Applicant: DAGGETT TRUCK LINE, INC., Frazee, MN 56544. Representative: Gene P. Johnson, 700 Metropolitan Bldg., P.O. Box 2471, Fargo, ND 58108, 701-237-4223. Transporting *such commodities as are dealt in or used by food and grocery business houses*, between points in the U.S. under continuing contract(s) with Gentle Sky Cooperative Foods, of Minneapolis, MN.

MC 125169 (Sub-6), filed March 11, 1981. Applicant: C. R. WINTERS, INC., 592 Winters Ave., Paramus, NJ 07652. Representative: Edward F. Bower, P.O. Box 1409, 167 Fairfield Rd., Fairfield, NJ 07006, (201) 575-7700. Transporting *building materials*, between points in the U.S. under continuing contract(s) with Faber Cement Block Co., Inc., of Paramus, NJ.

MC 138469 (Sub-268), filed March 12, 1981. Applicant: DONCO CARRIERS, INC., P.O. Box 75354, Oklahoma City, OK 73107. Representative: Daniel O. Hands, 205 West Touhy Ave., Suite 200, Park Ridge, IL 60068, 312-692-3020. Transporting *general commodities* (except classes A and B explosives), between points in the U.S. under continuing contract(s) with Wilson Foods Corporation of Oklahoma City, OK.

MC 138469 (Sub-269), filed March 6, 1981. Applicant: DONCO CARRIERS, INC., P.O. Box 75354, Oklahoma City, OK 73107. Representative: Daniel O. Hands, Suite 200, 205 West Touhy Ave.,

Park Ridge, IL 60068, 312-692-3020. Transporting *building materials*, between Jackson, MS, on the one hand, and, on the other, points in AR, LA, OK, and TX.

MC 142059 (Sub-159), filed February 10, 1981. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Rd., Joliet, IL 60436. Representative: Jack Riley (same address as applicant), (815) 729-3808. Transporting (1) *metal products*, between St. Louis, MO, on the one hand, and, on the other, points in the U.S., (2)(a) *primary metal products, and ores*, and (b) *chemicals and related products*, between points in Washington and Jefferson Counties, MO, on the one hand, and, on the other, points in the U.S., and (3) *chemicals and related products*, between points in Ford County, IL, on the one hand, and, on the other, points in the U.S.

MC 143059 (Sub-170), filed March 12, 1981. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, KY 40232. Representative: Kenneth W. Kilgore. Same address as applicant, 502-584-2301. Transporting (1) *metal products*, and (2) *machinery*, between points in Lancaster County, PA, on the one hand, and, on the other, points in the U.S.

MC 143059 (Sub-171), filed March 12, 1981. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, KY 40232. Representative: Kenneth W. Kilgore. Same address as applicant, 502-584-2301. Transporting (1) *metal products*, and (2) *machinery*, between points in AL and GA, on the one hand, and, on the other, points in the U.S.

MC 144218 (Sub-7), filed March 3, 1981. Applicant: FELDSPAR TRUCKING CO., INC., P.O. Box 858, Spruce Pine, NC 28777. Representative: George W. Clapp, P.O. Box 836, Taylors, SC 29687, 803-244-9314. Transporting *ores and minerals*, between points in the U.S. under continuing contract(s) with The English Mica Company (a North Carolina Corporation), U.S. Mica Company, Inc., Kings Mountain Mica Company, Inc., and Kings Mountain Silica, Inc., all of Kings Mountain, NC.

MC 145468 (Sub-45), filed March 17, 1981. Applicant: KSS TRANSPORTATION CORPORATION, Route 1 and Adams Sta., P.O. Box 3052, North Brunswick, NJ 08902. Representative: Arlyn L. Westergren, Suite 201, 9202 Dodge Rd., Omaha, NE 68114 (402) 397-7033. Transporting *plastic products*, between points in Erie County, OH, on the one hand, and, on the other, points in the U.S.

MC 145989 (Sub-1), filed March 11, 1981. Applicant: BUFFALO TRANSPORTATION, INC., 4949 South 36th St., Omaha, NE 68107.

Representative: Scott E. Daniel, 800 Nebraska Savings Bldg., 1623 Farnam, Omaha, NE 68102 (402) 348-0832. Transporting (1) *machinery* and (2) *commodities* which because of their size or weight require the use of special equipment, between points in the U.S.

MC 146888 (Sub-8), filed March 17, 1981. Applicant: GLASS CONTAINER TRANSPORT, INC., Route 1, Box 271, Ridgeway, SC 29130. Representative: Archie B. Culbreth, Suite 202, 2200 Century Pkwy., Atlanta, GA 30345, 404-321-1765. Transporting *food and related products*, between points in Oldham County, KY, on the one hand, and, on the other, points in the U.S. in and east of ND, SD, NE, CO, OK, and TX.

MC 150949 (Sub-10), filed February 24, 1981. Applicant: NFI, INC., Box 664, Waxahachie, TX 75165. Representative: Richard M. Parnicky, 71 West Park Ave., Vineland, NJ 08360 (609) 691-7000. Transporting *machinery*, between points in DeSoto County, FL, on the one hand, and, on the other, points in AL, AR, GA, LA, MS, NC, SC, and TN.

MC 151899 (Sub-3), filed March 17, 1981. Applicant: BLACKHAWK EXPRESS, INC., 89 North Main St., Fort Atkinson, WI 53538. Representative: Anthony E. Young, 29 South LaSalle St., Chicago, IL 60603, 312-782-8880. Transporting *food and related products*, between points in the U.S., under continuing contract(s) with Redi-Serve Food, Inc., Jones Dairy Farm, Moore's Food Products, Inc., all of Fort Atkinson, WI, and Jefferson Meat Company, of Jefferson, WI.

MC 152318 (Sub-2), filed March 13, 1981. Applicant: ATLANTIC TRUCK LINES, INC., 168 Town Line Road, Kings Park, NY 11754. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048, 516-368-1210. Transporting *general commodities* (except classes A and B explosives), between points in the U.S. under continuing contract(s) with Alling and Cory, Inc., of Long Island City, NY.

MC 153988 (Sub-2), filed March 12, 1981. Applicant: RYAN TRANSFER & STORAGE CO., 888 Mackubin St., St. Paul, MN 55117. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118, 612-457-6889. Transporting *metal products*, between points in the U.S. under continuing contract(s) with St. Paul Structural Steel Co., of St. Paul, MN.

MC 154708 filed March 13, 1981. Applicant: H. TOLBERT & SON, INC.,

6745 Agenbroad Rd., Tipp City, OH 45371. Representative: A. Charles Tell, 100 E. Broad St., Columbus, OH 43215, 513-236-9234. Transporting *chemicals and related products*, between Montgomery County, OH on the one hand, and, on the other, points in KY.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-0804 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

### Motor Carriers; Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after July 3, 1980, are governed by Special Rule 247 of the Commission's Rules of Practice, see 49 CFR 1100.247. Special Rule 247 was published in the **Federal Register** of July 3, 1980, at 45 FR 45539. For compliance procedures, refer to the **Federal Register** issue of December 3, 1980, at 45 FR 80109.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.247(B). A copy of any application, together with applicant's supporting evidence, can be obtained from any applicant upon request and payment to applicant of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

### Findings

With the exception of those applications involving duly noted problems (e.g. unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated its proposed service warrants a grant of the application under the governing section of the Interstate Commerce Act. Each applicant is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where noted, this decision in neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient interest in the form of verified statements filed on or before 45 days from date of publications, (or, if the application later becomes unopposed) appropriate authorizing documents will be issued to applicants with regulated

operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

**Note.**—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under contract".

#### Volume No. OP2-051

Decided March 25, 1981.

By the Commission Review Board No. 3, Members Parker, Fortier, and Hill.

MC 144622 (Sub-200). (Correction) filed January 28, 1981, published in the *Federal Register*, issue of March 10, 1981, and republished as corrected, this issue. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: J. B. Stuart, P.O. Box 179, Bedford, TX 76021. The purpose of this republication is to correct part of the territorial description as follows: Van West County, OH, should be shown as Van Wert County, OH; and Chester and York Counties, PA, should be shown as Chester and York Counties, SC.

MC 153983 (Sub-1). (Correction) filed February 5, 1981, published in the *Federal Register*, issue of March 10, 1981, and republished as corrected, this issue. Applicant: STEAM KAT CORPORATION, P.O. Box 1686, Salisbury, MD 21801. Representative: Daniel B. Johnson, 4304 East-West Hwy., Washington, DC 20014. Transporting *hazardous materials, and waste or scrap materials not identified by industry producing*, between points in the U.S. Condition: To the extent this certificate authorizes the transportation of classes A and B explosives, it shall be limited to a period expiring 5 years from its date of issuance. The purpose of this republication is to correct the territorial description.

#### Volume No. OP5-80

Decided: March 26, 1981.

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

MC 136818 (Sub-124), filed January 26, 1981. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 335 West Elwood Rd., P.O. Box 3902, Phoenix, AZ 85030. Representative: Donald E. Fernaays, 4040 East McDowell Rd., Suite 320, Phoenix, AZ 85008. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Kraft, Inc., of Glenview, IL.

MC 138308 (Sub-140), filed February 5, 1981, previously noticed in *Federal Register* issue of March 10, 1981. Applicant: KLM, INC., P.O. Box 6098, Jackson, MS 39208. Representative: Donald B. Morrison, P.O. Box 22628, Jackson, MS 39205. Transporting *general commodities* (except classes A and B explosives) between points in the U.S., on the one hand, and, on the other, the facilities used by Levi Strauss & Co., and its subsidiaries, in the U.S.

**Note.**—The purpose of this republication is to change the territorial description.

#### Volume No. OP5-81

Decided: March 23, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 117119 (Sub-834), filed January 26, 1981, previously noticed in the *Federal Register* issue of March 3, 1981. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, AR 72728. Representative: L. M. McLean (same address as applicant). Transporting (1) *such commodities* as are dealt in or used by a florist supplier, (2) *rubber and plastic products*, and (3) *pulp, paper and related products*, between points in the U.S.

**Note.**—Purpose of republication is to modify the authority as above.

MC 119098 (Sub-9), filed January 28, 1981, previously noticed in the (Republication) *Federal Register* issue of March 3, 1981. Applicant: BILL ROHRBAUGH'S CHARTER SERVICE, INC., 121 N. Ruth Ave., Spring Grove, PA 17362. Representative: Christian V. Graf, 407 N. Front St., Harrisburg, PA 17101. Transporting *passengers and their baggage*, in the same vehicle with passengers, in round trip special operations, beginning and ending at points in Carroll County, MD, and that portion of Frederick County, MD north of MD Hwy 26 and on and east of U.S. Hwy 15, and extending to points in the U.S.

**Note.**—Purpose of republication is to modify the authority as above.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-0778 Filed 3-31-81; 8:45 am]  
BILLING CODE 7035-01-M

#### Privacy Act of 1974; Annual Publication of Systems of Records

The Privacy Act of 1974 (5 U.S.C. 552a(e)(4)) requires agencies to publish annually in the *Federal Register* a notice of the existence and character of their systems of records. The Interstate Commerce Commission last published the full text of its systems at 43 FR 50804, October 31, 1978. No further changes have occurred since that publication. Therefore, the systems remain in effect as published.

The full text of the systems of records also appears in Privacy Act Issuances, 1979 Compilation, Vol. IV, page 2932. This volume may be ordered through the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The price of the volume is \$10.00.

S. Arnold Smith,  
Privacy Officer.

#### [Finance Docket 29599]

#### Continental Group, Inc., et al.—Exemptions

**AGENCY:** Interstate Commerce Commission.

**ACTION:** Notice of exemption.

**SUMMARY:** The Interstate Commerce Commission is exempting a number of transactions involving The Continental Group, Inc. and its subsidiaries which will provide permanent rail service over a former line of the Chicago, Rock Island and Pacific Railroad Company, Debtor (William M. Gibbons, Trustee) between Hodge and Alexandria, LA.

**DATES:** This exemption will be effective on March 27, 1981. Petitions for reconsideration of this action must be filed on or before May 1, 1981.

**ADDRESSES:** Send pleadings to:  
(1) Interstate Commerce Commission, Section of Finance, Rm. 5414, 12th and Constitution Ave., NW., Washington, D.C. 20423;  
and

(2) Petitioner's representative: Andrew D. Lipman, Pepper, Hamilton & Scheetz, 1776 F Street, NW., Suite 200, Washington, D.C. 20006.

Pleadings should refer to Finance Docket No. 29599.

**FOR FURTHER INFORMATION CONTACT:**

Louis E. Gitomer (202) 275-7026

or

Ellen D. Hanson (202) 275-7245

**SUPPLEMENTARY INFORMATION:**

**Background**

The Continental Group, Inc. (Continental), The North Louisiana and Gulf Railroad Company (NL&G), and The Central Louisiana and Gulf Railroad Company (CL&G) filed a petition on March 5, 1981 for exemption under 49 U.S.C. 10505 (pursuant to Ex Parte No. 400, *Modification of Procedure for Handling Exemptions filed under 49 U.S.C. 10505*, 45 FR 85180 (December 24, 1980), as clarified at 46 FR 7505 (January 23, 1981)). The petition was filed to facilitate ownership and operation of a line of the Chicago, Rock Island and Pacific Railroad Company, Debtor (William M. Gibbon, Trustee) (Rock Island) between Hodge and Alexandria, LA.

We approved Continental's acquisition of Rock Island's line in *Continental Group, Inc.-Pur.-Chicago*, R. I. & P. R. Co., 363 I.C.C. 822 (1980) (*Continental Case*). The Honorable Frank J. McGarr, United States District Judge for the Northern District of Illinois Eastern Division (Bankruptcy Court) entered Order No. 316 in No. 75 B 2697 on February 13, 1981, also approving the sale of Rock Island's line to Continental.

Continental was one of four parties competing for the Rock Island line between Hodge and Alexandria. We approved all four proposals, but left the selection of the proposal most beneficial to Rock Island's estate and creditors for the Bankruptcy Court. In approving Continental's proposal we stated:

Continental is a financially able applicant, with a viable operating plan and an operator selected. However, its proposal cannot be implemented without further Commission approvals. Continental has filed only its purchase application with the Commission. Yet Continental must also obtain authority to create a wholly owned rail subsidiary and for the subsidiary to issue securities, to enter an operating agreement with NL&G, and to acquire Rock Island's interests. \* \* \*

Therefore, should Continental acquire the line, Continental must still create an entity to own the line before a certificate to operate will be issued. Additionally, (1) Continental must obtain authority to control NL&G and the new carrier, (2) NL&G must either obtain a certificate to operate the line or execute and obtain approval of a lease agreement with the new entity, and (3) the new entity must obtain our authorization before issuing securities. These are the "Continental conditions."

Continental seeks to comply with these conditions through its exemption request.

**Exemptions sought**

Continental, NL&G, and CL&G have requested exemption from:

- (1) 49 U.S.C. 10901 for CL&G to acquire the Rock Island line;
- (2) 49 U.S.C. 11343 for CL&G to acquire Rock Island's trackage rights;
- (3) 49 U.S.C. 11343 for NL&G to operate CL&G's line;
- (4) 49 U.S.C. 11343 for Continental to control both NL&G and CL&G;
- (5) 49 U.S.C. 11301 for CL&G to issue stock; and
- (6) 49 U.S.C. 11322 for CL&G and NL&G to have interlocking officers and directors.

**Proposed Transactions**

CL&G, which was incorporated in Delaware on February 27, 1981, will acquire Rock Island's line between Hodge and Winnfield, Rock Island's yard at Alexandria, and Rock Island's trackage rights over the Louisiana and Arkansas Railway Company between Winnfield and Alexandria.

NL&G, a carrier operating between Hodge and Gibsland, LA, will provide all service over CL&G's line. Essentially, CL&G will own the line and NL&G will lease the line to perform all operations.

CL&G will issue 1,000 shares of \$1.00 par value stock (all of CL&G's authorized stock) to Continental. Continental will control CL&G. See 49 U.S.C. 10102(6) and 11343. Continental already controls one carrier—NL&G. Continental's control of CL&G, coupled with CL&G becoming a carrier through acquisition of Rock Island's line, would require approval since Continental will thereby acquire control of at least 2 carriers. See 49 U.S.C. 11343(a)(4).

Finally, CL&G and NL&G will have interlocking officers and directors. Normally, interlocking officers and directors must be approved under 49 U.S.C. 11322. However, our approval of interlocking officers and directors is not necessary when the two carriers are operated under common control pursuant to an exemption granted under 49 U.S.C. 10505. See 49 CFR 1112.9(b) (1980). Since we are exempting Continental's common control, no exemption need be granted for the interlocking officers and directors.

**Exemption Criteria**

Under 49 U.S.C. 10505, as amended by Section 213 of the Staggers Rail Act of 1980, we may exempt a transaction from our regulation when we find that (1) continued regulation is not necessary to carry out the rail transportation policy

in 49 U.S.C. 10101a, and (2) either the transaction is of limited scope or our regulation is not necessary to protect shippers from the abuse of market power.

**Discussion and Conclusions**

*Rail transportation policy.* We do not believe that regulation of these transactions is necessary to carry out the rail transportation policy outlined in section 10101a. Continental's objective is to continue service to a segment of the rail transportation system; these transactions further that objective. The proposed transactions will not adversely affect any of the parties, but will significantly benefit all concerned. Additionally, exemption of these transactions will assure permanent rail service to an area, minimize the need for Federal regulatory control, expedite regulatory decisions, ensure the development and continuation of a sound rail transportation system, and reduce regulatory barriers to entry.

*Limited scope.* The scope of these transactions is limited and will have no direct impact on any other railroad. There will be no change in the competitive balance with other carriers. The underlying transaction concerns a small geographic area, 79 miles in Louisiana. We have found these transactions to be minor and in the public interest; the Bankruptcy Court also approved the proposal. Continental is before us to clear certain conditions that we imposed.

Since the proposed transaction is of limited scope, it is not necessary to consider whether our regulation is needed to protect shippers from the abuse of market power.

*Labor Protection.* In granting an exemption under section 10505, we may not relieve a carrier of its obligation to protect the interests of employees as otherwise required by 49 U.S.C., Subtitle IV. See 49 U.S.C. 10505(g)(2). We have determined that the employee protective provisions developed in *New York Dock Ry-Control—Brooklyn Eastern Dist.*, 360 I.C.C. 60 (1979), satisfy the statutory requirements of 49 U.S.C. 11347 for protection of employees involved in rail control transactions for which approval is sought under 49 U.S.C. 11343. Accordingly, these employee protective provisions will be imposed here as a condition to the exemption of Continental's control of NL&G and CL&G. These conditions only apply to the rail employees of Continental (if any), as well as the employees of NL&G and CL&G, who are their employees at the time of the transaction.

NL&G and CL&G employees affected by the lease and trackage rights will be protected by *Norfolk & Western Ry. Co.-Trackage Rights-BN*, 354 I.C.C. 605 (1978) as modified by *Mendocino Coast Ry., Inc.-Lease and Operate*, 360 I.C.C. 653 (1980). The other transactions which we are exempting do not require imposition of employee protection.

#### Expedited Effectiveness

In extraordinary circumstances we may provide for an exemption to be effective immediately. This is such a situation.

Continental must close this transaction with the Rock Island by April 21, 1981. If our exemption were not effective immediately, this entire transaction, which benefits the public interest, may not be consummated. Additionally, continental will only be able to qualify for a \$500,000 grant from Louisiana to rehabilitate the line if the exemption is effective before March 28, 1981.

For both of the reasons, we are making this exemption effective when it is served.

#### We find

(1) The application of the requirements of 49 U.S.C. 10901, 11301, and 11343 is not necessary to carry out the rail transportation policy of 49 U.S.C. 10101a, and these transactions are of limited scope.

(2) This decision will not relieve any rail carrier from an obligation either (a) to provide contractual terms for liability and claims which are consistent with 49 U.S.C. 11707 or (b) to protect the interests of employees as required by 49 U.S.C. 11347.

(3) This action will not significantly affect either energy consumption or the quality of the human environment.

#### It is ordered

(1) The described transactions are exempted under 49 U.S.C. 10505 from the requirements of 49 U.S.C. 10905, 11301, and 11343, subject to the employee protective provisions set forth in this decision.

(2) Upon consummation of these transactions, Continental, NL&G and CL&G shall have 60 days after the transaction is completed to submit three copies of a sworn statement showing all journal entries, if any, required to record the transactions.

(3) Notice of our action shall be given to the general public by delivery of a copy of this decision to the Director, Federal Register, for publication.

(4) This exemption will continue in effect for one year from the effective date of this decision. Continental,

NG&L, and CL&G must consummate this transaction during that time in order to take advantage of the exemption.

(5) This decision shall be effective on the date of service.

(6) Petitions to reopen the proceeding must be filed no later than 20 days following the date of publication in the **Federal Register**.

Decided: March 26, 1981.

By the Commission, Acting Chairman Alexis, Commissioners Gresham, Clapp, Trantum, and Gilliam.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-9772 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

#### [Ex Parte Number MC-43]

#### Lease and Interchange of Vehicles by Motor Carrier

Decided: March 17, 1981.

Specialized Trucking Service, Inc., has filed a petition for waiver of paragraphs (g) and (h) of § 1057.12 of the Lease and Interchange of Vehicles Regulations (49 CFR 1057).

#### Findings

1. Petitioner has not shown adequate support for granting the waiver requested.

#### It is ordered

1. The petition of Specialized Trucking Service, Inc., for waiver of § 1057.12 (g) and (h) is denied.

By the Motor Carrier Leasing Board, Board members Joel E. Burns, Robert S. Turkington and John H. O'Brien. Board member Burns did not participate.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-9800 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

#### Motor Carriers; Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after February 9, 1981, are governed by Special Rule 251 of the Commission's Rules of Practice, see 49 CFR 1100.251. Special Rule 251 was published in the **Federal Register** on December 31, 1980, at 45 FR 86771. For compliance procedures, refer to the **Federal Register** issue of December 3, 1980, at 45 FR 80109.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.252. Applications may be protested *only* on the grounds that applicant is not fit, willing, and able to provide the transportation service or to comply with the appropriate statutes

and Commission regulations. A copy of any application, including all supporting evidence, can be obtained from applicant's representative upon request and payment to applicant's representative of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

#### Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated its proposed service warrants a grant of the application under the governing section of the Interstate Commerce Act. Each applicant is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulation. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days from date of publication (or, if the application later become unopposed), appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

**Note.**—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular

routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under contract."

#### Volume No. OPY-4-42

Decided: March 25, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 100666 (Sub-541), filed March 16, 1981. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, LA 71107. Representative: Wilburn L. Williamson, Suite 615-East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112, (405) 848-7946. Transporting *shipments weighing 100 pounds or less* if transported in a motor vehicle in which no one package exceeds 100 pounds, between points in the U.S.

#### Volume No. OPY-4-47

Decided: March 26, 1981.

By the Commission Review Board No. 2, Members Carleton, Fisher, and Williams. (Williams not participating.)

MC 154816, filed March 18, 1981. Applicant: ROBERT A. DANIELS, P.O. Box 3215, Long Beach, CA 90803. Representative: Robert J. Gallagher, 1000 Connecticut Ave. NW., Suite 1200, Washington, DC 20036, (202) 463-6044. As a *broker of general commodities* (except household goods), between points in the U.S.

#### Volume No. OPY5-23

Decided March 23, 1981.

By the Commission Review Board No. 3, Members Krock, Joyce and Dowell.

MC 73828 (Sub-3), filed March 11, 1981. Applicant: D & R MOVING & TRUCKING, INC., 3670-6 West Oceanside Blvd., Oceanside, NY 11572. Representative: Robert J. Gallagher, 1000 Connecticut Ave. NW., Suite 1200, Washington, DC 20036, 202-463-6044. Transporting, for or on behalf of the United States Government, *general commodities* (except used household goods, hazardous or secret materials, and sensitive weapons and munitions), between points in the U.S.

MC 154639, filed March 9, 1981. Applicant: PORT TO PORT, INC., 3001 S. Ridgeland, Berwyn, IL 60402. Representative: C. J. Calabria (same address as applicant), (312) 242-2744. As a *broker of general commodities* (except household goods), between points in the U.S.

MC 154649, filed March 9, 1981. Applicant: JOHN CHRISTOPHER LYON, d.b.a. LYON TRUCKING, 114 South Roosevelt Ave., Cherokee, IA 51012. Representative: John Christopher Lyon (same address as applicant), (712)

225-3396. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S.

MC 154658, filed March 11, 1981. Applicant: LAUREN A. RELISH, 10526 Cortez Circle, No. 25, Franklin, WI 53132. Representative: Richard C. Alexander, 710 North Plankinton Ave., Milwaukee, WI 53203. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners*, by the owner of the motor vehicle in such vehicle, between points in the U.S.

MC 154709, filed March 13, 1981. Applicant: CARMINE PINTO CORP., 172 Second St., Dumont, NJ 07628. Representative: Carmine Pinto (same address as applicant), 201-641-6777. Transporting, for and on behalf of the United States Government, *general commodities* (except used household goods, hazardous or secret materials, and sensitive weapons and munitions), between points in the U.S.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-9803 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

#### Motor Carriers; Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after July 3, 1980, are governed by Speical Rule 247 of the Commission's Rules of Practice, see 49 CFR 1100.247. Special Rule 247 was published in the **Federal Register** of July 3, 1980, at 45 FR 45539. For compliance procedures, refer to the **Federal Register** issue of December 3, 1980, at 45 FR 80109.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.247(B). A copy of any application, together with applicant's supporting evidence, can be obtained from any applicant upon request and payment to applicant of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

#### Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common

control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated its proposed service warrants a grant of the application under the governing section of the Interstate Commerce Act. Each applicant is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient interest in the form of verified statements filed on or before 45 days from date of publication, (or, if the application later becomes unopposed) appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

**Note.**—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under contract".

#### Volume No. OP4-76

Decided March 26, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 134806 (Sub-71) filed January 21, 1981, previously noticed in the **Federal Register** of March 25, 1981. Applicant: B-D-R TRANSPORT, INC., P.O. Box 1277, Vernon Dr., Brattleboro, VT 05301. Representative: Francis J. Ortman, 7101 Wisconsin Ave., Suite 605, Washington, DC 20014. Transporting *textile mill products, notions, and holiday decorations*, between points in the U.S., under continuing contract(s) with Wm.

E. Wright Co., of West Warren, MA, and Molnycyke, Inc., of Fresno, CA.

**Note.**—The prior notice incorrectly showed West Warren, MA as West Warren, PA.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 81-9802 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

[Vol. 50]

### Motor Carriers; Permanent Authority Decisions; Restriction Removals; Decision-Notice

Decided: March 26, 1981.

The following restriction removal applications, filed after December 28, 1980, are governed by 49 CFR 1137. Part 1137 was published in the *Federal Register* of December 31, 1980, at 45 FR 86747.

Persons wishing to file a comment to an application must follow the rules under 49 CFR 1137.12. A copy of any application can be obtained from any applicant upon request and payment to applicant of \$10.00.

Amendments to the restriction removal applications are not allowed.

Some of the applications may have been modified prior to publication to conform to the special provisions applicable to restriction removal.

#### Findings

We find, preliminarily, that each applicant has demonstrated that its requested removal of restrictions or broadening of unduly narrow authority is consistent with 49 U.S.C. 10922(h).

In the absence of comments filed within 25 days of publication of this decision-notice, appropriate reformed authority will be issued to each applicant. Prior to beginning operations under the newly issued authority, compliance must be made with the normal statutory and regulatory requirements for common and contract carriers.

By the Commission, Restriction Removal Board, Members Sporn, Alspaugh, and Shaffer.

Agatha L. Mergenovich,

Secretary.

MC 1367 (Sub-6)X, filed March 13, 1981. Applicant: OWL TRANSFER & STORAGE, INC., 3623 6th Ave. S., Seattle, WA 98134. Representative: Michael D. Duppenhaler, 211 S. Washington St., Seattle, WA 98104. Applicant seeks to remove restrictions in its Sub-Nos. 2 and 5 certificates to (1) broaden the commodity description from general commodities (with exceptions) to "general commodities (except classes A and B explosives)," (2) remove

restriction that requires traffic to be transported in shipper-owned or shipper-leased containers or trailers in Sub-No. 5; (3) remove restriction to shipments having prior or subsequent movement by water in Sub-No. 5; (4) remove restriction to traffic moving to or from AK and HI and the territories and possessions of the U.S., in Sub-No. 2; (5) authorize two-way authority in place of one-way authority in Sub-Nos. 2 and authorize service at all intermediate points along its route between Seattle and Tacoma, WA; and (6) broaden the territorial description in Sub-No. 5, from city-wide to county-wide authority as follows: Whatcom County, WA for Bellingham and Blaine, WA; Snohomish County, WA for Everett, WA; Grays Harbor County, WA for Aberdeen and Hoquiam, WA; Cowlitz County, WA for Kelso and Longview, WA; Chelan County, WA for Wenatchee, WA; Kittitas County, WA for Ellensburg, WA; Yakima County, WA for Yakima, WA; and King, Pierce, Kitsap, and Snohomish Counties, WA for Seattle and Tacoma, WA.

MC 19201 (Sub-143)X, filed March 20, 1981. Applicant: PENNSYLVANIA TRUCK LINES, INC., 49th and Parkside Ave., Philadelphia, PA 19131. Representative: James V. Fleming III (same as applicant). Applicant seeks to remove restrictions in its Sub-Nos. 133F, 136F and 137F certificates to (1) remove all exceptions to its general commodity authority, except "classes A and B explosives" in Sub-Nos. 133F, 136F and 137F; (2) remove the restriction limiting service to the transportation of traffic having a prior or subsequent movement by rail in Sub-Nos. 133F and 136F; and (3) remove the restriction limiting service to the transportation of traffic having a prior or subsequent movement by rail or water in Sub-No. 139F.

MC 33641 (Sub-162)X, filed March 10, 1981. Applicant: IML FREIGHT, INC., 10 Exchange Place, Suite 622, Salt Lake City, UT 84111. Representative: Eldon E. Bresee (same as applicant). Applicant seeks to remove restrictions (A) in its regular-route certificates to (1) remove all exceptions from its general commodity authority "except classes A and B explosives" in its lead certificate No. MC-33641 and Sub-Nos. 20, 24, 25, 27, 29, 30, 34, 35, 36, 37, 38, 41, 43, 45, 46, 47, 49, 52, 57, 58, 60, 63, 64, 65, 67, 69, 71, 74, 75, 81, 83, 84, 93, 95, 97, 98, 99, 102, 103, 104, 105, 109, 116, 121 (portion), 123, 124 (portion), 126, 128, 129, 132, 136, 140, 141, 143, 144, and 148; (2) authorize service at all intermediate points on its regular routes (except its alternative routes) between named points in 34 States and remove restrictions limiting

such service to specified intermediate points in lead certificate No. MC-33641 and Sub-Nos. 24, 27, 35, 37, 47, 65, 67, 84, 103, 116, 124, 128, 129, 140 and 144; (3) remove "originating at, destined to" restrictions in its regular-route certificates, Sub-Nos. 20, 35, sheet 3, 49, 52, sheet 2, 60, 67, and 116, sheet 5; (4) remove specified service restrictions at named points or within defined areas, in lead certificate, Sub-Nos. 24, 35, 37, 46, 49, 52, 58, 60, 63, 64, 65, 71, 103, 116, 129, and 140; for example, in: lead certificate No. MC-33641, against the transportation of shipments moving radially between Elko, NV and points in CA; Sub-No. 24, sheet 2, limited to traffic moving to and from points other than those in CA, sheet 6, against shipments moving to, from, or through Pocatello, ID, except as otherwise provided in respect of operations when ID Hwy 34 is impassable due to weather conditions; Sub-No. 35, sheet 1, limited to traffic moving to or from points east of Arlington; sheet 2, limiting transportation of specified commodities, but not excepting livestock, and limited to traffic moving to or from points south of Pilot Rock; sheet 3, condition that no service shall be performed in connection with any shipment whose entire movement over carrier's line is between Val and Ontario, OR, sheet 5 limited to traffic moving to or from points in Grant and Hanney Counties, OR; Sub-No. 37, limitations against service at North Las Vegas and on U.S. Hwys 91 and 93, and interchange restrictions; Sub-No. 46, limited to shipments moving radially between Los Angeles, CA and Denver, CO; Sub-No. 52, sheet 3, restrictions on traffic moving from, to, or through points in the St. Louis, MO commercial zone, Centralia, IL, and limitations on radial movements between the Louisville, KY commercial zone, and the Cincinnati, OH commercial zone; Sub-No. 58, limited to traffic moving between Los Angeles, CA and Kansas City, MO; Sub-No. 60, "in bulk" limitation; Sub-No. 63, limited to traffic moving radially between MT, WY, CO, NM and States west thereof, and Lima, OH; Sub-No. 64, limited to traffic moving between Cheyenne, WY, and Topeka, KS, and limited to traffic moving between Cheyenne, WY and junction KS, Hwy 8 and U.S. Hwy 36, near Athol, KS; Sub-No. 65, sheet 2, limited to traffic moving to or from points in OH, and against traffic moving to or from points in IN and MI; sheet 7, against traffic moving to or from points in OH; Sub-No. 71, limited to traffic moving to or from Denver, CO or Cheyenne, WY, or points west thereof; Sub-No. 116, sheet 5 and 6, all service restrictions; Sub-No. 129, sheet 3,

limited to traffic moving to, from, or through Wooster, OH, and tacking restrictions on routes (1) through (8); Sub-No. 144, against the transportation of shipments by carriers where carrier's origin and destination are both within TX, or within LA, or within TX and LA; (b) in its irregular-route certificates to (1) remove all exceptions from its general commodity authority "except classes A and B explosives" in Sub-Nos. 61, 72, 94, 96, 121 (portion), 122, and 124 (portion); (2) remove a prior or subsequent movement by water restriction in Sub-No. 96; (3) remove "originating at, destined to" restrictions in Sub-Nos. 94, 100, 106, 133, and 138; (4) broaden its territorial description from one-way to radial authority broadening county-wide in Sub-Nos. 106, 125, 133, and 138, (a) Sub-No. 59, between points in WA (except Kennewick), OR, and ID and points in IL, IN, IA, KS, KY, MO, and OH; (b) Sub-No. 87, between Burlington, WI and Chicago, IL, (c) Sub-No. 106, between Salt Lake County, UT and points in IA, KS, NE; (d) Sub-No. 125, between Davis County, UT and points in IL, IN, IA, KS, KY, MO, and OH; (e) Sub-No. 133, between points in Portage County, WI and points in AZ, CA, CO, CT, DE, ID, IL, IN, KS, MD, MA, MO, NV, NJ, NY, OH, OR, PA, RI, UT, VA, WA, WV, WY, and DC; (f) Sub-No. 138, between Malheur County, OR and Cassia County, ID and points in Portage County, WI, Montcalm County, MI, and Broome, Chemung, Erie, Jefferson, Monroe, Niagara, Oneida, and Onondaga Counties, NY.

MC 41706 (Sub-25)X, filed March 13, 1981. Applicant: TOSE, INC., 424 West Fourth Street, Bridgeport, PA 19405. Representative: Anthony C. Vance, Esq., Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101. Applicant seeks to remove restrictions from its lead and Sub-Nos. 2, 3, 4, 5, 10, 11, 16, 20F, 22F, 23F, and 24, to (1) eliminate all exceptions to its general commodity authority (except classes A and B explosives) in the lead and all sub-numbers except Sub-Nos. 22F and 24; (2) broaden the commodity descriptions as follows: (a) in the lead, expand yarn to "textile mill products", air conditioning equipment to "machinery", stoves and ranges to "metal products", malt beverages to "food and related products", fiber, fiber products, machinery, metal rolls, cylinders, varnish, steel drums, and paper products to "fiberglass, machinery, metal products, and pulp, paper and related products", (b) in Sub 22F candy and confectionery to "food and related products", and (c) in Sub 24F garments and furs on hangers to "textile mill

products"; (3) removing restrictions limiting service on off-route points to "northbound", and "southbound", and "joinder" in Sub 10, sheets 7, 14, 15, 18, and 19, and the restriction "to pick up and delivery of paint and ingredients used in the manufacture of paint" in Sub 5; (4) remove restrictions in Sub 24F limiting service to named sites, such as retail department stores, branches and warehouses, etc., or "for storage, damaged, refused, or exchanged merchandise", to "retail delivery service" or "ultimate consumers" only, and weight restrictions confining service to 50 lbs. or 250 lbs. per shipment; (5) allow service at all intermediate points in Sub-No. 2, between Pottstown, PA and junction US Hwys 422 and 202; and between Newark and Mahwah, NJ; in Sub-No. 5, between Camden and Phillipsburg, NJ; in Sub-No. 10, between Danbury, CT and Springfield, MA; between Danbury, CT and Boston, MA; between Stamford, CT and Waterbury, CT; between New Haven, CT and Waterbury, CT; between Stamford, CT and Derby, CT; between Danbury and Derby, CT; between Danbury and Ansonia, CT; between New Haven and Ansonia, CT; between Stamford and Ansonia, CT; between Newtown and Stamford, CT; between Newtown and New Haven, CT; between Newtown and Danbury, CT; between Sandy Hook and Stamford, CT; between Sandy Hook and New Haven, CT; between Sandy Hook and Danbury, CT; between Southbury and Stamford, CT; between Southbury and New Haven, CT; between Southbury and Danbury, CT; between Middlebury and Stamford, CT; between Middlebury and New Haven, CT; between Middlebury and Danbury, CT; between junction Interstate Hwy 278 and NY Hwy 27 and junction Interstate Hwys 278 and 495 in Queens, NY; between Easton and East Stroudsburg, PA; between East Stroudsburg, PA and Port Jervis, NY; and between Pottstown and Allentown, PA; and in Sub-No. 20F, between New Haven, CT and Seekonk, MA; (6) replace one-way authority with two-way authority (a) in the lead, between specified points in PA and, points in NY, NJ, DE, MD, VA, and DC; (b) in Sub-No. 10, sheet 15, between specified points in CT; (c) in Sub-No. 22F, between Hazelton, PA, and, Naugatuck, CT; in Sub-No. 24F, between Camden, NJ, and, DC, and specified NY counties and points in DE, MD, NJ, and PA, and (7) replace named cities with county-wide authority: in the lead, sheet 2, Norristown, Bridgeport and Hatboro with Montgomery County, PA; Utica with Oneida County, NY; Wilmington and Dover with New Castle and Kent

Counties, DE; Elkton, Hagerstown, Cambridge and Crisfield with Cecil, Washington, Dorchester and Somerset Counties, MD; Elmira and Binghamton with Chemung and Broome Counties, NY; and Marshalltown and Newark with New Castle County, DE; in Sub-No. 22F, Naugatuck with New Haven County, CT; York with York County, PA; and Hazelton with Luzerne County, PA; in Sub-No. 24F, Camden with Camden County, NJ in 2(a) of Sub-No. 24F; and Newark with New Castle County, DE in 2(d).

MC 52614 (Sub-15)X, filed March 17, 1981. Applicant: R. S. POWELL, INCORPORATED, P.O. Box 338, Madison Heights, VA 24572. Representative: Morton E. Kiel, Suite 1832, Two World Trade Center, New York, NY 10048. Applicant seeks to remove restrictions from its lead and Sub-Nos. 5, 6, 7, 8, 9F, 10F, and 12F permits to: (1) broaden the commodity descriptions from cast iron pipe and fittings to "metal products" in its lead and Sub-No. 5; cottonseed meal, feed, and peaches to "food and related products"; lumber to "lumber and wood products"; metal and composition roofing to "building materials, metal products, lumber and wood products"; stone to "clay, concrete, glass or stone products" in its lead; plastic pipe, tubing and fittings to "rubber and plastic products" in Sub-No. 5; cast iron pipe, fittings and accessories to "metal products and accessories therefor" in Sub-Nos. 6 and 8; gypsum products to "building materials, clay, concrete, glass or stone products" in Sub-Nos. 7 and 12; gypsum to "ores and minerals, clay, concrete, glass or stone products in Sub-Nos. 10F and 12F; (2) eliminate the "commodities in bulk, in tank vehicles" restrictions in Sub-Nos. 6, 7, 8, 9F, 10F, and 12F; and (3) expand the territorial description in each of the above-numbered permits to "between points in the U.S. under continuing contract(s) with named shippers."

MC 59396 (Sub-34)X, filed March 10, 1981. Applicant: BUILDERS EXPRESS, INC., Access Road, Rt. 78, P.O. Box 5219, Clinton, NJ 08809. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. Applicant seeks to remove restrictions in its lead and Sub-Nos. 3, 5, 8, 11, 12, 15, 18, 19, 21, 22, 23, 24, 25, 26, 27F, 28F, 29F, 30F, 32F, and 33F certificates to (A) broaden the commodity descriptions to (1) "commodities which because of size or weight require the use of special equipment," from heavy machinery, in the lead certificate; (2) "ores and minerals," from (a) limestone and

limestone products, in the lead certificate and Sub-Nos. 3, 8, 11, 12, 15, 18, 22, 23, and 32F and (b) crushed stone, in Sub-Nos. 19 and 24; (3) "clay, concrete glass or stone products" from (a) rock, in the lead certificate, (b) lime, in Sub-Nos. 8, 11, and 18, (c) slag, in Sub-Nos. 19 and 24, (d) roofing granules, in Sub-Nos. 21, 27F, 28F, 29F, 32F and 33F, (e) pulverized stone, in Sub-No. 28; (4) "chemicals and related products," from (a) catalyst, in Sub-No. 5, (b) chemicals (used for animal supplements), and agricultural lime in Sub-No. 12, (c) manganese dioxide, in Sub-No. 30F; (5) "pulp, paper, and related products" from paper bags, in Sub-No. 12, (6) "metal products," from fly ash, in Sub-Nos. 25 and 28; (6) "waste or scrap materials" from catalyst in Sub-No. 5; (B) eliminate the plantsite restriction, in Sub-Nos. 15, 19, 27F, 28F, and 32F; (C) remove the restriction limiting the transportation of specified commodities to those (1) in bulk, in the lead certificate and Sub-Nos. 3, 5, 8, 11, 18, 19, 21, 22, 25, 26, 27F, 28F, 32F and 33F; (2) in dump vehicles in Sub-Nos. 3, 21, 27F, 29F and 33F; (3) in hopper vehicles, in Sub-Nos. 3 and 5; (4) in bags, in Sub-Nos. 8, 11, 18, and 19; (5) in tank vehicles, in Sub-No. 21; (6) in containers, in Sub-No. 12; and (7) dry, in Sub-No. 5; (D) eliminate restriction limiting service to traffic originating at Perth Amboy, NJ, in Sub-No. 22; (E) eliminate the restriction limiting transportation to shipments having a prior movement by rail in Sub-No. 5; (F) eliminate the restriction prohibiting the transportation of specific commodities to points in PA in Sub-No. 8; (G) broaden territorial description to county-wide authority to replace city-wide service: (1) Middlesex and Bergen Counties, NJ for Barber and East Rutherford, NJ, in the lead certificate; (2) Sussex County, NJ for Lime Crest, NJ, in Sub-No. 3 and 12; (3) Somerset County, NJ for Finderne, NJ, in Sub-No. 5; (4) Sussex County, NJ for Newton, NJ in Sub-Nos. 8 and 11, 18; (5) Bucks and Carbon Counties, PA for New Hope and Bowmanstown, PA, in Sub-No. 12; (6) Dutchess County, NY for Wingdale, NY, in Sub-No. 15; (7) Hudson County, NJ for Kearny, NJ, in Sub-Nos. 19, 24 and 32F; (8) Somerset County, NJ for Belle Meade, NJ, York and Dauphin Counties, PA for York and Harrisburg, PA, Norfolk County, MA for Walpole and Millis, MA, and Fairfield County, CT for Stratford, CT, in Sub-No. 21; (8) Merrimack County, NH for Bow, NH, in Sub-No. 24; (9) Northampton County, PA for Portland, PA, in Sub-Nos. 25 and 26; (10) Bergen County, NJ for Mahwah NJ, and Orange and Westchester Counties, NY for Middletown, Newburgh and Tarrytown, NY in Sub-No. 25; (11)

Somerset County, NJ for Bound Brook, NJ in Sub-Nos. 27F and 29F; (12) Erie County, PA for Erie, PA, in Sub-No. 27F; (13) Somerset County, NJ for Belle Meade, NJ, in Sub-Nos. 28, 32F and 33F; (14) Bucks County, PA for Quakertown, PA, in Sub-No. 28F; (15) Franklin County, PA for Blue Ridge Summit, PA in Sub-No. 29F; (16) New Castle County, DE for Wilmington, DE and Passaic County, NJ for Clinton, NJ, in Sub-No. 30F; and (17) Suffolk County, MA for Waltham, MA, Anne Arundel County, MD for Jessup, MD, and Carteret County, NC for Morehead, NC, in Sub-No. 32F; and (H) authorize radial authority in lieu of existing one-way service between various combinations of specified cities and counties in numerous eastern States, in all certificates (with exceptions of specified points in NY, in Sub-Nos. 8, 11, and 26).

MC 95876 (Sub-392)X, filed March 19, 1981. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Ave. No., St. Cloud, MN 56301. Representative: Stephen F. Grinnell, 1600 TCF Tower, Minneapolis, MN 55402. Applicant seeks to remove restrictions in its Sub-Nos. 162 and 232F certificates to (1) broaden the commodity descriptions from hydrants, accessories and parts, and iron and steel articles to "metal products" in each certificate; (2) eliminate the facilities limitation in Sub-No. 232F; (3) expand city-wide to county-wide authority from St. Paul, MN, to Hennepin, Ramsey, Anoka, Washington, Dakota, Scott and Carver Counties, MN, in Sub-No. 162; (4) change one-way authority to radial authority between (a) points in Hennepin, Ramsey, Anoka, Washington, Dakota, Scott and Carver Counties, MN, and points in the United States in Sub-No. 162; and (b) St. Louis, MO and points in IA, MN, MT, NE, ND, SD, WI (except points in Ozaukee, Sheboygan, Calumet, Manitowoc, Kewaunee and Door Counties), and WY in Sub-No. 232F; and (5) remove the restriction against service to AK and HI in Sub-No. 162.

MC 111231 (Sub-356)X, filed March 16, 1981. Applicant: JONES TRUCK LINES, INC., 610 East Emma Avenue, Springdale, AR 72764. Representative: James H. Berry (same address as applicant). Applicant seeks to remove restrictions in its Sub-Nos. 47, 239F, and 257F certificates to (1) broaden the commodity descriptions from general commodities with exceptions, to "general commodities, except classes A and B explosives"; (2) authorize service at all intermediate points in its regular route authority between: Dallas, TX and Greenville, MS in Sub-No. 47; Tulsa, OK

and Omaha, NE in Sub-No. 239F; and Great Bend, KS and Eads, CO; and Wichita, KS; and Aurora, CO in Sub-No. 257F; and (3) remove "serving Independence, KS, for purposes of joinder" from Sub-No. 239F; and "serving Great Bend, KS and Eads, CO, as intermediate points for purposes of joinder only", in Sub-No. 257F.

MC 113981 (Sub-17)X, filed March 19, 1981. Applicant: VEGAS TRUCKING CO., 2853 Cedar St., Las Vegas, NV 89104. Representative: Donald E. Fernaays, Suite 320, 4040 East McDowell Rd., Phoenix, AZ 85008. Applicant seeks to remove restrictions in its lead certificate to broaden the commodity description, sheet No. 3, from buildings and houses, setup, and equipment and furnishings used in and moving with such buildings and houses to "buildings, and transportation equipment," between points in AZ, CA, and NV.

MC 114457 (Sub-586)X, filed March 17, 1981. Applicant: DART TRANSIT COMPANY, 2102 University Avenue, St. Paul, MN 55114. Representative: James H. Willis (same address as applicant). Applicant seeks to remove restrictions in its Sub-Nos. 397F and 425F certificates to (1) broaden the commodity description to "commodities manufactured or distributed by manufacturer and distributors of containers" from commodities manufactured or distributed by manufacturers and distributors of containers when moving in mixed loads with containers, in Sub-No. 425F (part 2); (2) remove the plantsite restrictions and replace with city-wide authority to serve Minneapolis, MN, in Sub-No. 397F; (3) remove the restriction limiting service to the transportation of traffic originating at and destined to the named points, in Sub-397F; (4) change the one-way authority to radial authority between points in the US in and east of MT, WY, CO, OK and TX, and, Minneapolis, MN, in Sub-No. 397F; and (5) remove the "except AK and HI" restriction in Sub-No. 425F.

MC 117148 (Sub-3)X, filed March 4, 1981. Applicant: ERWIN HURNER, 413 Valley Avenue, Moorhead, MN 56560. Representative: Thomas J. Van Osdel, 502 First National Bank Bldg., Fargo, ND 58126. Applicant seeks to remove restrictions in its No. MC-115876 (Sub-No. 3) permit to broaden the territorial scope to "between points in the United States, under continuing contract(s) with those who operate wholesale grocery houses, the business of which is the sale of food."

MC 117765 (Sub-314)X, filed March 13, 1981. Applicant: HAHN TRUCK LINE,

INC., 1100 S. MacArthur, Oklahoma City, OK 73147. Representative: C. L. Phillips, Room 248, 1411 N. Classen, Classen Terrace Bldg., Oklahoma City, OK 73106. Applicant seeks to remove restrictions from Sub-Nos. 1 (in part), 35, 52, 64, 65, 70, 74, 88 (in part), 98 (in part), 105 (in part), 118 (in part), 123 (in part), 126, 133 (in part), 169, 171 (in part), 196 (in part), 204, 223, 232, 245, 250, 254, 274 and 299 certificates to: (1) broaden the commodity description in each to "malt beverages, materials and supplies used or distributed by wholesale or retail suppliers or distributors of malt beverages" from various malt beverages and related advertising matter commodity descriptions in each of the above sub or parts thereof; (2) remove the restrictions to the transportation of traffic originating at and/or destined to named destinations in Sub-Nos. 64 and 245; (3) broaden the territorial descriptions by replacing specific counties for the specified plantsite facilities and cities as follows: in Sub-Nos. 65, 70, 88, 98, 133 and 171, Tarrant County, TX for Fort Worth, TX; in Sub-Nos. 1, 74, 88, 98 and 105, St. Clair County, IL for Belleville, IL; in Sub-Nos. 1 and 70, Milwaukee County, WI for Milwaukee, WI; in Sub-No. 1, Hennepin and Ramsey Counties, MN for Minneapolis-St. Paul commercial zone, and St. Joseph County, IN for South Bend, IN; in Sub-Nos. 52 and 70, Oklahoma County, OK for Oklahoma City, OK; in Sub-Nos. 70, 74 and 204, Gregg County, TX for Longview, TX; in Sub-Nos. 70, 88, 105, 118, 126, 245 and 254, Peoria County, IL for Peoria, IL and/or facilities limitation; in Sub-Nos. 126 and 196, Bexar County, TX for San Antonio, TX; in Sub-Nos. 123 and 169, Shelby County, TN for Memphis, TN; in Sub-Nos. 118, Galveston County, TX for Galveston, TX; in Sub-Nos. 65 and 105, Saline County, KS for Salina, KS, and Riley County, KS for Manhattan, KS; in Sub-Nos. 88, 118, 171 and 204, Jackson County, OK for Altus, OK; in Sub-Nos. 65, Seward and Finney Counties, KS for Liberal and Garden City, KS; in Sub-Nos. 98, Pittsburgh and LeFlore Counties, OK for McAlester and Poteau, OK; in Sub-Nos. 133, Sebastian County, AR for Fort Smith, AR; in Sub-Nos. 70 and 98, Custer County, OK for Clinton, OK; in Sub-Nos. 70 and 204, Garfield County, OK for Enid, OK; in Sub-Nos. 70 and 204, Kay County, OK for Ponca City, OK; in Sub-Nos. 274, Cowley County, KS for Arkansas City, KS; in Sub-Nos. 118, Harris County, TX for Houston, TX; in Sub-Nos. 118 and 250, Ramsey County, MN for St. Paul, MN; in Sub-Nos. 223 and 232, Webb County, TX for Laredo, TX; in Sub-Nos. 223, 65, 105 and 223,

Sedgwick County, KS for Wichita, KS; in Sub-Nos. 299, Douglas County, NE for Omaha, NE; in Sub-Nos. 274, Vanderburgh County, IN for Evansville, IN; in Sub-No. 245, Brown County, MN for New Ulm, MN, Hamilton County, OH for Cincinnati, OH, and Greene County, WI for Monroe, WI; in Sub-No. 35, LaCrosse County, WI for LaCrosse, WI; in Sub-Nos. 64, 70 and 74, Carter County, OK for Ardmore, OK; in Sub-Nos. 64, 70, 74 and 126, Comanche County, OK for Lawton, OK; in Sub-Nos. 64, 65, 70 and 74, Pottawotomie County, OK for Shawnee, OK; in Sub-Nos. 65 and 88, Grady County, OK for Chickasha, OK; in Sub-Nos. 65 and 254, Ford County, KS for Dodge City, KS; in Sub-Nos. 70, 98 and 204, Woodward County, OK for Woodward, OK; in Sub-Nos. 65 and 274, Reno County, KS for Hutchinson, KS; in Sub-Nos. 65 and 118, Shawnee County, KS for Topeka, KS; in Sub-No. 74, Logan County, OK for Guthrie, OK; in Sub-Nos. 88 and 118, Belkham County, OK for Elk City, OK; in Sub-Nos. 88 and 245, Marshall County, KS for Marysville, KS; in Sub-Nos. 126 and 88, Lyon County, KS for Emporia, KS; in Sub-Nos. 88, Atchison, Thomas, Barton, Ellis, Douglas, Labette, Pratt and Miami Counties, KS for Atchison, Colby, Great Bend, Hays, Lawrence, Parsons, Pratt, and Oswatomie, KS; and in Sub-No. 204, Texas and Payne Counties, OK for Guymon and Stillwater, OK, and (4) replace one-way with radial authority between combinations of the above counties, cities, points in named states and several specified States.

MC 116915 (Sub-145)X, filed March 18, 1981. Applicant: ECK MILLER TRANSPORTATION CORP., Route #1, Box 248, Rockport, IN 47635. Representative: Fred F. Bradley, P.O. Box 773, Frankfort, KY 40602. Applicant seeks to remove restrictions in its Sub-Nos. 8, 10, 17, 18, 23, 24, 25, 29, 31, 32, 36, 46, 49F, 50F, 54F, 57F, 61F, 64F, 72F, 73F, 75F, 76F, 77F, 78F, 88F, 94F, 98F, 110F, 111F, 115F, 117F, and 123F certificates to (1) broaden the commodity descriptions from (a) heat exchangers and equalizers for air, gas, or liquids, machinery and equipment for heating, cooling, conditioning, humidifying, dehumidifying and moving of air, gas or liquids, and parts, attachments and accessories, cranes and parts, attachments, and accessories, mining equipment which because of size or weight requires the use of special equipment, irrigation systems, industrial heat treating furnaces and incinerators, compressors, rotary drills, mining conveyors and industrial conveyors, sawmill machinery, machinery, conveyors, steel tanks, fabricated steel,

and material handling equipment to "machinery and metal products" in Sub-Nos. 8, 17, 25, 31, 32, 49F, 54F, 57F, 64F, 72F, 115F, and 117F; (b) metal building, complete knocked down, or in sections, and parts and buildings for metal buildings, and steel buildings, and materials, equipment and supplies to "metal products and building materials" in Sub-Nos. 10, 94F, and 98F; (c) general commodities with exceptions to "general commodities (except classes A and B explosives)" in Sub-Nos. 18, 23, and 36; (d) plastic pipe, tubing, and accessories to "rubber and plastic products and metal products" in Sub-No. 24; (e) plastic pipes, fixtures, and accessory materials, plastic building materials, and plastic pipe fittings to "rubber and plastic products" in Sub-Nos. 29, 46, 73F, and 75F; (f) lumber, railroad ties, timbers, poles, and piling to "lumber and wood products" in Sub-Nos. 50F and 76F; (g) composition board and bituminous fiber pipe to "building materials" in Sub-Nos. 61F and 88F; (h) pollution control towers, cooling towers, pollution control equipment, and cooling equipment to "machinery, metal products, and clay, concrete, glass or stone products" in Sub-No. 77F; (i) dump bodies, axles, supports, hoists, cylinders, fuel tanks and mobile feed mixers to "machinery, metal products and transportation equipment" in Sub-No. 78F; (j) brickettes and panels to "clay, concrete, glass or stone products and building materials" in Sub-No. 110F; (k) granular asphalt to "petroleum, natural gas and their products and coal and coal products" in Sub-No. 111F; and (1) titanium dioxide to "chemicals and related products" in Sub-No. 123F; (2) remove the restrictions (a) "except commodities in bulk" in Sub-Nos. 17, 25, 29, 46, 64F, 72F, 73F, 110F, and 115F; (b) "except commodities in bulk, in tank vehicles" in Sub-Nos. 54F, 57F, and 78F; (c) "except commodities in bulk, in dump or tank vehicles" in Sub-No. 77F; and (d) "in bags" in Sub-No. 111F; (3) eliminate the facilities limitations in Sub-Nos. 8, 10, 17, 18, 23, 24, 25, 29, 31, 32, 36, 49F, 50F, 54F, 57F, 64F, 72F, 75F, 76F, 77F, 78F, 88F, 94F, 98F, 110F, 111F, 115F, and 117F; (4) expand city-wide to county-wide authority from Bowling Green to Warren County, KY, in Sub-Nos. 8 and 17; Portland, to Sumner County, TN, in Sub-Nos. 10 and 94F; Owensboro to Daviess County, KY, in Sub-Nos. 18, 78F, and 110F; Mt. Vernon to Posey County, IN, in Sub-Nos. 23 and 24; Aberdeen to Monroe County, MS, in Sub-No. 24; San Angelo to Tom Green County, TX, and Lubbock to Lubbock County, TX, in Sub-No. 32; Paducah to McCracken County, KY, in Sub-No. 36;

Meadville to Crawford County, PA, in Sub-No. 49F; Dudley to Laurens County, GA, Blackshear to Pierce County, GA and Middleburg to Clay County, FL, in Sub-No. 50F; Franklin to Vernango County, PA, in Sub-No. 54F; Cambridge City to Wayne County, IN, in Sub-No. 57F; Coldwater to Branch County, MI, in Sub-No. 61F; Murfreesboro to Rutherford County, TX, in Sub-No. 64F; Greensboro to Greene County, GA, in Sub-No. 73F; Eads to Shelby County, TN, in Sub-No. 75F; Madison to Madison County, IL, Cambria to Williamson County, IL, Indianapolis to Marion County, IN, Bloomington to Monroe County, IN, Winslow to Pike County, IN, Waverly to Pike County, OH, Northup to Gallia County, OH, and Mayfield to Graves County, KY, in Sub-No. 76F; Linden to Montgomery County, IN, in Sub-No. 78F; West Bend to Washington County, WI, in Sub-No. 88F; Rainsville to DeKalb County, AL, and Van Wert to Van Wert County, OH, in Sub-No. 98F; Lawrenceville to Lawrence County, IL, in Sub-No. 111F; and Winfield to Marion County, AL, Sherman to Grayson County, TX, Newton to Catawba County, NC, and Salyersville to Magoffin County, KY, in Sub-No. 117F; (5) replace one-way authority with radial authority between (a) Sumner County, TN, and points in IL, IN, KY, MI, MO, OH, VA, and WV, in Sub-No. 10; (b) Tom Green and Lubbock Counties, TX, and points in the US in and east of ND, SD, NE, KS, OK, and TX, in Sub-No. 32; (c) points in Geneva County, AL, and points in the US in and east of MN, IA, NE, KS, OK, and TX, in Sub-No. 46; (d) Crawford County, PA, and points in the US on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, MN, then northward along the western boundaries of Itasca and Koochiching Counties, MN, to the International Boundary line between the US and CN, in Sub-No. 49F; (e) Laurens and Pierce Counties, GA, Clay County, FL and points in CT, DE, IL, IN, KY, ME, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, WI, and DC, in Sub-No. 50F; (f) Branch County, MI and points in the US in Sub-No. 61F; (g) Greene County, GA and points in NC, SC, VA, TN, AL, MS, LA, and FL, in Sub-No. 73F; (h) Shelby County, TN and points in DE, IL, IN, IA, KS, KY, MD, MI, MO, NH, NY, OH, PA, VA, WV, WI, and DC, in Sub-No. 75F; (i) Madison and Williamson Counties, IL, Marion, Monroe, and Pike Counties, IN, Pike and Gallia Counties, OH, Graves County, KY and points in IN, IA, KS, KY, MI, MO, OH, TN, WI, IL, NY, PA, WV, and AR, in

Sub-No. 76F; and (j) Lawrence County, IL and points in TX, IN, and OH, in Sub-No. 111F; (6) remove the restrictions (a) "originating at or destined to" in Sub-Nos. 8, 10, 17, 23, 24, 25, 29, 36, 54F, 64F, 75F, 76F, 77F, 78F, 94F, and 117F; (b) "ex-water and ex-rail" in Sub-Nos. 23 and 36; and (c) against service to in HI in Sub-No. 17, AK and HI, in Sub-Nos. 25, 31, 54F, 57F, 61F, 78F, 98F, 110F, 115F, and 117F, and PA, in Sub-No. 49F.

MC 121281 (Sub-15)X, filed March 19, 1981. Applicant: BIG MAC TRUCKING COMPANY, Suite 150, 2400 Augusta Drive, Houston, TX 77057. Representative: Joe G. Fender, Suite 320, 9601 Katy Freeway, Houston, TX 77024. Applicant seeks to remove restrictions in its Sub-Nos. 4, 6, 8, and 13 certificates to (1) broaden the commodity descriptions to (a) "building materials" from lumber in Sub-No. 4 and bricks in Sub-No. 8; (B) "commodities which by reason of their size and weight require the use of special equipment" from motors, milling and boring machines, lathes, radial drills and scrap chutes and parts and attachments restricted to the transportation of size and weight commodities, in Sub-No. 6; and (c) "iron and steel articles" from trusses, bars, joists, and accessories, in Sub-No. 13; (2) replace Eagle Pass, TX with authority to serve Maverick County, TX in Sub-No. 8 and remove the plantsites restriction at or near Oak Haven, AR and replace it with county-wide authority to serve Hot Spring County, AR in Sub-No. 8; and (3) change its one-way authority with radial authority between: points in Houston, TX and points in TX, in Sub-No. 4; points in Maverick County, TX and points in TX in Sub-No. 8; and, points in Hot Spring County, AR and points in CO, LA, NM, OK, and TX in Sub-No. 13.

MC 121600 (Sub-14)X, filed March 16, 1981. Applicant: AVERITT EXPRESS, INC., P.O. Box 273, Livingston, TN 38570. Representative: Robert L. Baker, 618 United American Bank Bldg., Nashville, TN 37219. Applicant seeks to remove restrictions in its Sub-No. 7 certificate to (1) broaden the commodity description from general commodities, with exceptions to "general commodities (except classes A and B explosives)"; (2) to remove restrictions in its regular route operations which limit service for purpose of joinder only and which limit service to specified or no intermediate points, in order to authorize service at all intermediate points between Nashville and Knoxville, TN, between Cookeville and Celina, TN, between Celina, TN, and junction of TN Hwy 53 and I-40, between Livingston and Byrdstown, TN, between Livingston and Jamestown, TN, and between Cookeville

and Chattanooga, TN; and (3) replace a facility at or near LaVergne, TN to authorize service at LaVergne, TN, as an off-route point.

MC 121281 (Sub-14)X, filed March 19, 1981. Applicant: BIG MAC TRUCKING COMPANY, 2400 Augusta Drive, Suite 150, Houston, TX 77057. Representative: Joe G. Fender, 9601 Katy Freeway, Suite 320, Houston, TX 77024. Applicant seeks to remove restrictions in its Sub-Nos. 3, 5, 7, 9, 10, and 11 certificates to (1) broaden the commodity description from iron and steel articles, iron and steel scraps, and steel billets, bars and rods to "metal products" in each certificate; (2) remove the "except pipe" restriction in Sub-No. 5; (3) eliminate the facilities limitation in Sub-Nos. 5, 9, and 11; (4) expand city-wide to county-wide authority from Eagle Pass to Maverick County, TX in Sub-Nos. 3 and 5; Laredo to Webb County, TX in Sub-No. 7; Midlothian to Ellis County, TX in Sub-No. 9; and El Paso to El Paso County, TX in Sub-No. 10; (5) change one-way authority to radial authority between (a) Maverick County, TX and points in Texas in Sub/No. 3; (b) Maverick County, TX and points in LA, AR, NM, CO, MS, AL, IA, IL, SC, FL, TN, MN, KS, AZ, CA, NE, MO, GA, WI, and OK in Sub-No. 5; (c) Ellis County, TX and points in AR, CO, LA, MS, NM, OK, and TN in Sub-No. 9; (d) Maverick County, TX and points in AZ, CA, CO, KS, NM, OK and UT in Sub-No. 10; and (e) Beaumont, TX and points in AL, AR, FL, LA, and TN in Sub-No. 11; and (6) remove the "Originating at or destined to" restriction in Sub-Nos. 5 and 11.

MC 124383 (Sub-38)X, filed March 16, 1981. Applicant: STAR LINE TRUCKING CORPORATION, 18460 West Lincoln Avenue, P.O. Box 410, New Berlin, WI 53151. Representative: Daniel R. Dineen, 710 North Plankinton Avenue, Milwaukee, WI 53203. Applicant seeks to remove restrictions in its Lead and Sub-No. 24F certificates to (1) broaden the commodity descriptions to "commodities in bulk" from: (a) sand, stone chips and crushed stone, and (b) slag and slag aggregates in its lead certificate, and (c) from lightweight aggregate (except slag and slag aggregates) in its Sub-No. 24F certificate; and (2) remove the vehicles restriction in dump vehicles from its lead and Sub-No. 24F certificates; (3) expand its one-way authority to radial authority: (a) between Waukesha and Dane Counties, WI, and, points in IL and LaPorte, Porter, and Lake Counties, IN; and (b) between South Chicago, IL, and, points in WI and between Gary, IN, and, points in WI (except 5 counties in WI); and (4)

remove the restriction against the transportation of traffic moving from points in the Ottawa, IL, commercial zone in its Sub-No. 24F certificate.

MC 124783 (Sub-19)X, filed March 18, 1981. Applicant: KATO EXPRESS, INC., P.O. Box 887, Elizabethtown, KY 42701. Representative: Fred F. Bradley, P.O. Box 773, Frankfort, KY 40602. Applicant seeks to remove restrictions in its lead and Sub-Nos. 2, 4, 5, 6, 7, 8, 9, 11, 13, 14, 16, and 17 certificates by (A) removing all restrictions in its general commodities authority "except classes A and B explosives" in the lead and Sub-Nos. 2, 4, 6, 7, 8, 9, 11, 13, 14 and 16 certificates, and also broaden the commodity descriptions to "printed matter, and instruments and photographic goods" from motion picture films, projector equipment and supplies, and advertising matter in Sub-No. 2, sheet 2; and to "printed matter" from magazines and periodicals in Sub-Nos. 2, 5, and 17; (B) broaden the territorial descriptions by: removing restrictions limiting service to the transportation of shipments having an immediately prior or subsequent movement by air in Sub-Nos. 2, 4, 6, 7, 8, 9, 11, 13, 14, and 16; remove restrictions against service being performed radially between Owensboro-Daviess County Airport, and points in Daviess and Hancock Counties; KY, and the described portions of Webster, Spencer, and Perry Counties, KY, and against service to points in a portion of Spencer County, KY in Sub-No. 9; and replace the specified airports, cities or other locations with county- and city-wide authority, as follows: Sub-No. 2, sheet 2, para 2, Jefferson County (for the site of the Valley Auto Theatre located on U.S. Hwy 31W near Kosmosdale, KY); Sub-Nos. 4, 7, 8, 9, 11 and 14, Louisville, KY (for airport at Louisville, KY); Sub-Nos. 6 and 16, Jefferson County, KY (for airport in Jefferson County, KY); Sub-Nos. 9 and 11, Evansville, IN (for airport at Evansville, IN); Sub-No. 4, Warren County, KY (for airport at Bowling Green, KY); Sub-No. 7, Christian County, KY (for airport at Hopkinsville, KY); Sub-No. 9, Daviess County, KY (for airport at Owensboro, KY); and Sub-Nos. 13 and 14, Nashville, TN (for airport at Nashville, TN); and (C) change from one-way service to radial service: Sub-No. 2, para 3, between Indianapolis, IN and Cincinnati, OH, and points in Warren, Fayette and McCracken Counties, KY (Bowling Green, Lexington, and Paducah, KY); and Sub-No. 5, between Cincinnati, OH, and Evansville, IN.

MC 133689 (Sub-362)X, filed March 16, 1981. Applicant: OVERLAND EXPRESS,

INC., 8651 Naples Street NE., Blaine, MN 55434. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Applicant seeks to remove restrictions from its Sub-No. 238F certificate to eliminate the restriction against commodities in bulk, commodities of unusual value and those requiring the use of special equipment from its general commodity authority; to remove the facilities restriction; and to eliminate "originating at and destined to" restriction.

MC 134349 (Sub-37)X, filed March 17, 1981. Applicant: B. L. T. CORPORATION, 405 Third Avenue, Brooklyn, NY 11215. Representative: Eugene M. Malkin, Suite 1832, Two World Trade Center, New York, NY 10048. Applicant seeks to remove restrictions in its lead and Sub-No. 14F, 15, 21, 22, 25F, 27F, 28F, 30F, 34F, 35F and 36F permits to (1) broaden the commodity descriptions to (a) "such commodities as are dealt in or used by department stores" from: such commodities as are dealt in by women's and children's ready-to-wear retail stores, in the lead; such commodities as are dealt in by or used in the operation of retail department stores, in Sub-No. 14F; and commodities as are dealt in or used by discount department stores, in Sub-Nos. 30F, 34F, and 36F; (b) "printed matter, rubber and plastic products, lumber and wood products, machinery, and instruments and photographic goods" from books, educational products, supplies, and equipment, audio and visual parts and equipment, and playground apparatus, in Sub-No. 15; (c) "such commodities as are dealt in or used by a manufacturer and distributor of birds, fish, pets, pet food, aquarium supplies and related products" from small live animals, birds and fish, and accessories and supplies related to their care and treatment, in Sub-No. 21; (d) "chemicals and related products" from paint drying catalysts, pesticides and fungicides, paint additive, ketoximes and mercury, cobalt and lead compounds in Sub-No. 22; (e) "chemical and related products, rubber or plastic products and leather and leather products" from cosmetics and toilet articles, in Sub-No. 25; (f) "metal products" from iron pipe fittings and steel pipe fittings, in Sub-No. 28F; and (g) "food and related products" from bakery goods in Sub-No. 35F; (2) eliminate "except commodities in bulk" restrictions in Sub-Nos. 21, 22, 25F, 27F, 30F, 34F, 35F and 36F; size or weight restrictions in Sub-Nos. 27F, 28F, and 35F; and the restrictions against the transportation of foodstuffs in Sub-Nos. 30F, 34F, and 36F; and (3) broaden the

territorial descriptions to between points in the US under continuing contract(s) with named shippers in the above named permits.

MC 135170 (Sub-57)X, filed March 9, 1981. Applicant: TRI-STATE ASSOCIATES, INC., P.O. Box 188, Federalsburg, MD 21632. Representative: James C. Hardman, 33 N. LaSalle St., Chicago, IL 60602. Applicant seeks to remove restrictions in its Sub-Nos. 6, 8, 19, 24, 31F, 33F, 37F, 40F, 41F, and 47F permits to (1) broaden the commodity descriptions (a) from paper products and plastic products (except in bulk) in Sub-No. 6, containers, container ends and closures, container accessories, and paper and plastic articles, and materials, equipment and supplies used in the manufacture and distribution of those commodities (except commodities in bulk, and those which because of size and weight require the use of special equipment) in Sub-Nos. 31F and 40F, to "pulp, paper, plastics and related products", (b) from linerboard to "pulp, paper, and related products" in Sub-No. 8, (c) from plastic containers to "rubber and plastic products" in Sub-No. 19, (d) from plastic and metal products and materials, equipment, and supplies used in the manufacture of metal and plastic products (except commodities in bulk and commodities which because of size or weight require the use of special equipment) to "metal, rubber and plastic products" in Sub-No. 24, (e) from paper bags, plastic film, and plastic sheeting to pulp, paper, plastic, rubber and related products" in Sub-No. 33F, (f) from containers, paper and paper articles, plastic articles and scrap paper to "metal, pulp, paper, plastic, rubber, and related products" in Sub-Nos. 37F and 47F, and (g) from containers, container closures, glassware, packaging products, container components, and scrap, and material, equipment, and supplies used in the manufacture and distribution of those commodities (except commodities in bulk, in tank vehicles, and those which because of size and weight require the use of special equipment) to "metal, pulp, paper, plastic, clay, concrete, glass or stone products" in Sub-No. 41F; (2) broaden the territorial description in each of the above Sub-Nos. to between points in the U.S., under continuing contract(s) with named shippers.

MC 138328 (Sub-133)X, filed March 16, 1981. Applicant: CLARENCE L. WERNER, d.b.a. WERNER ENTERPRISES, I-80 and Hwy. 50, P.O. Box 37308, Omaha, NE 68137. Representative: Donna Ehrlich (same address). Applicant seeks to remove

restrictions in its lead and Sub-Nos. 4, 13, 16, 28, 30, 41, 43, 60, 65F, 72F, 73F, 75F, 88F, 112F, 115F, and 121F certificates to (1) change the commodity descriptions from feed (animal or dry, in some instances) and feed ingredients to "food and related products" in the lead and Sub-Nos. 4, 13, 30, 43, 65F, 72F, 73F, and 115F; from plastic, wooden, and metal furniture parts to "furniture and fixtures" in Sub-No. 16; from tires and tubes and articles used in their distribution and installation to "rubber and plastic products" in Sub-Nos. 28, 88F, and 112F; from calcium propionate, sodium propionate and sodium diacetate and plastic resins to "chemicals and related products" in Sub-Nos. 41 and 75F; from plastic resins, pellets, granules, sheets, film, and scrap to "chemicals and allied products, and rubber and plastic products" in Sub-No. 60; (2) delete the "in bulk" or "in tank or hopper type vehicles" restrictions in the lead, and Sub-Nos. 13, 30, 60, 72F, 73F, and 75F; (3) remove the facilities limitations in Sub-Nos. 43, 65F, 72F, and 115F; (4) eliminate the "originating at and destined to" restrictions in Sub-Nos. 43, 60, 65F, and 72F; (5) delete the restriction against the transportation of traffic moving in foreign commerce from points in LA and TX to seaports in TX and LA or to ports of entry on the International boundary line between the U.S. and Mexico, in Sub-No. 60; (6) remove the exceptions to AK and HI in Sub-Nos. 60 and 72F; (7) replace city-wide authority with county-wide authority: in Sub-No. 13, Buhl with Twin Falls County, ID; in Sub-Nos. 16, 65F, and 115F, Omaha with Douglas County, NE; and Pocatello with Bannock County, ID; in Sub-No. 41, Verona with Lawrence County, MO; and Lodi with Bergen County, NJ; in Sub-No. 43, Stockton, Modesto, Pittsburg, and Antioch with San Joaquin, Stanislaus, and Contra Costa Counties, CA; in Sub-No. 60, Farmingdale with Nassau County, NY; in Sub-No. 72F, Mattoon with Coles County, IL; and Columbus with Franklin County, OH; in Sub-Nos. 88F and 112F, Des Moines with Polk County, IA; in Sub-No. 112F, Little Rock with Pulaski County, AR; and Hanford with Kings County, CA; in Sub-No. 115F, Louisville with Jefferson County, KY; in Sub-No. 121F, Indianola with Warren County, IA; Minneapolis with Hennepin County, MN; Dallas with Dallas County, TX; Indianapolis with Marion County, IN; and Harrisburg with Dauphin County, PA; and (8) authorize radial authority between points located in specified States or throughout the U.S. in the lead, Sub-Nos. 4, 13, 16, 28, 41, 43, 60, 65F, 73F, 75F, 88F, and 112F.

MC 139884 (Sub-6)X, filed March 19, 1981. Applicant: KLIMA, INC., 8265 North Borthwick, P.O. Box 17170, Portland, OR 97217. Representative: Lawrence V. Smart, Jr., 419 N.W. 23rd Ave., Portland, OR 97210. Applicant seeks to remove restrictions in its Sub-Nos. 2, 3, and 5 permits to (1) broaden the commodity description in Sub-No. 2 to "transportation equipment" from truck and trailer parts and equipment, and hoists and belly dump trailers, and Sub-No. 3 to "food and related products" from candy, chewing gum, and cookies; and (2) broaden the territorial description in all permits to authorize service "between points in the U.S.," under continuing contract(s) with named shippers.

MC 142831 (Sub-20)X, filed March 12, 1981. Applicant: HAMRIC TRANSPORTATION, INC.; 3318 E. Jefferson, Grand Prairie, TX 75051. Representative: Edwin M. Synder, P.O. Box 45538, Dallas, TX 75245. Applicant seeks to remove restrictions in its lead and Sub-Nos. 1, 6, 7F, 8F, 10F, 11F, 13F, 14F, and 19F certificates to (1) broaden the commodity descriptions (a) to "machinery and transportation equipment" from tractors, in Sub-Nos. 1, 6 and 10F, from agricultural implements, agricultural tractors, and agricultural machinery, in Sub-No. 1; (b) to "metal products" from iron and steel reinforcing bars, smooth rounds, and grinding balls, in Sub-No. 1, from iron and steel articles, in Sub-Nos. 7F, 8F and 11F, from unassembled electrical transmission towers, in Sub-No. 13F, from standard steel tubing, in Sub-No. 14F and from metal tubing, in Sub-No. 19F, (2) remove the following restrictions: "in bulk", in the lead; "to shipments originating at or destined to named points or facilities", in the lead and Sub-Nos. 11F and 19F; "except truck tractors", in Sub-Nos. 1, 6 and 10F; "each weighing 15,000 pounds or less", in Sub-No. 1; "to transportation having a prior or subsequent movement by rail or water", in Sub-Nos. 1, 6 and 10F; "from the railramps", in Sub-No. 6 and "handled in bundles", in Sub-No. 14F, (3) remove facilities limitations in the lead and Sub-Nos. 1, 7F, 8F, 11F, 13F and 19F, (4) broaden the territorial description from city-wide to county-wide authority as follows: El Paso County, TX, for El Paso, TX, in Sub-No. 1; Pulaski County, AR for Little Rock, AR, in Sub-Nos. 7F and 19F; Fayette County, TX for Plum, TX in Sub-No. 11F; Tarrant County, TX for Hurst, TX in Sub-No. 13F; Beaver County, PA for Beaver Falls, PA and Lorain County, OH for Lorain, OH in Sub-Nos. 14F, 19F; Washington County, PA for Allenport, PA; Stark County, OH for Canton, OH;

Richland County, OH for Shelby, OH; Elkhart County, IN, for Elkhart, IN; Livingston County, IL for Fairbury, IL; Dallas County, TX for Grand Prairie, TX; Alameda County, CA for San Leandro, CA; King and Kitsap Counties, WA for Seattle, WA; Mecklenburg County, NC for Charlotte, NC; Jefferson County, AL for Birmingham, AL, and Sedgwick County, KS for Wichita, KS in Sub-No. 19F, and (5) authorize radial authority between specified origins and points in the U.S. in place of one-way authority in Sub-Nos. 1, 6, 7F, 8F, 10F, 13F, 14F and 19F.

MC 144688 (Sub-52)X, filed March 12, 1981. Applicant: READY TRUCKING, INC., 2717 Campbell Boulevard, Ellenwood, GA 30049. Representative: Lavern R. Holdeman, P.O. Box 81849, Lincoln, NE 68501. Applicant seeks to remove restrictions from its Sub-Nos. 1F, 3F, 4F, 5F, 8F, 11F, 12F, 17F, 18F, 19F, 20F, 22F, 23F, 24F, 26F, 31F, 37F, 43F, 44F, 45F, 46F, 47F, and 48F, certificates to (1) broaden the commodity descriptions: (a) from charcoal, wood chips, lighter fluid, sawdust, etc., to "such commodities as are used in or dealt in by manufacturers and distributors of barbecue and fireplace products" in Sub-No. 5F; (b) from liquid sugar, corn syrup, etc., to "food and related products" in Sub-No. 11F; (c) from household appliances, and materials, etc., to "such commodities as are used or dealt in by manufacturers and distributors of household appliances" in Sub-No. 12F; (d) from animal and poultry feed, fish feed and corn products to "such commodities as are used or dealt in by manufacturers and distributors of animal, poultry and fish feed and corn products" in Sub-No. 17F; (e) from household cleaning products, water purifying compounds, and dry acids to "such commodities as are used or dealt in by manufacturers and distributors of cleaning products and supplies, water purifying products and acids" in Sub-Nos. 20F and 37F; (f) from salt and salt products to "such commodities as are used or dealt in by manufacturers and distributors of salt products" in Sub-No. 22F; (g) from scrap plastic and reprocessed resin to "rubber and plastic products" in Sub-Nos. 23F and 48F; (h) from cleaning, scouring and washing compounds, etc., and such commodities dealt in by drug, grocery, and food business houses to "such commodities as are dealt in by manufacturers and distributors of (1) cleaning and industrial maintenance supplies and (2) drug, grocery and food businesshouses" in Sub-No. 24F; (i) from animal feed and animal feed ingredients to "such commodities as are used or dealt in by manufacturers and

distributors of animal feed and animal feed ingredients" in Sub-No. 26F; (j) from sugar to "food and related products" in Sub-No. 31F; (k) from fireplaces and accessories and materials to "such commodities as are used or dealt in by manufacturers and distributors of home heating units" in Sub-No. 44F; (1) from paper, paper products and wood pulp, paper and related products" in Sub-No. 47F; (2) by eliminating all (a) "originating at and/or destined to" and "plant site" restrictions; and (b) equipment and service (i.e. in bulk, frozen commodities) restrictions wherever they appear in each of the certificates; (3) by replacing authority to serve specified plant sites and points with county-wide authority; Birmingham with Jefferson County, AL, in Sub-No. 3F; Crossville with Cumberland County, TN, Dothan with Houston County, AL, and Burnside with Pulaski County, KY, in Sub-No. 5F; Houston with Harris County, TX, in Sub-No. 8F; Birmingham and Decatur with Jefferson and Morgan Counties, AL, and Springfield with Robertson County, TN, in Sub-No. 17F; Auburndale with Polk County, FL, Houston with Harris County, TX, in Sub-No. 20F; Houston with Harris County, TX, in Sub-No. 22F; Red Bay with Franklin County, AL, and Tupelo with Lee County, MS, in Sub-No. 26F; Reserve and Kenner with St. John the Baptist and Jefferson Parishes, LA, in Sub-No. 31F; Leeds with Jefferson County, AL, and Henderson with Rusk County, TX, in Sub-No. 43F; Charlotte with Mecklenburg County, NC, Houston with Harris County, TX, and Frederick with Frederick County, MD, in Sub-No. 45; and Calhoun with McMinn County, TN, in Sub-No. 47F; (4) by replacing all one-way authority with roundtrip authority, between points located throughout the U.S. or numerous specified States therein in Sub-Nos. 1F, 3F, 4F, 5F, 11F, 12F, 17F, 18F, 19F, 20F, 22F, 24F, 26F, and 31F, and (5) delete exception to AK and HI in Sub-Nos. 43F and 48F.

MC 146580 (Sub-7)X, filed March 19, 1981. Applicant: FREIGHT SYSTEMS, INC., 230 James St., Suite 1E, Bellingham, WA 98225. Representative: Alan P. Sherbrooke, 30th Floor, The Bank of California Center, Seattle, WA 98164. Applicant seeks to remove restrictions in its Sub-No. 1F permit, which authorizes the transportation of such commodities as are sold, used, or distributed by a manufacturer of cosmetics, to broaden the territorial description to "between points in the U.S." under continuing contract(s) with a named shipper.

MC 146890 (Sub-36)X, filed March 17, 1981. Applicant: C & E TRANSPORT, INC., d.b.a. C. E. ZUMSTEIN CO., P.O. Box 27, Lewisburg, OH 45338. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh Street NW., Washington, DC 20001. Applicant seeks to remove restrictions in its Sub-No. 21F certificate to (1) remove the "commodities in bulk" restriction from the commodity description which authorizes the transportation of numerous specified commodities; (2) delete the plantsite restrictions to allow service at eight New Jersey Counties; and (3) remove the restriction against service at "AK and HI."

[FR Doc. 81-9005 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

### Motor Carriers; Transfer Proceeding Applications Decision-Notice

As indicated by the findings below, the Commission has approved the following applications filed under 49 U.S.C. 10924, 10926, 10931 and 10932.

#### We find:

Each transaction is exempt from section 11343 (formerly section 5) of the Interstate Commerce Act, and complies with the appropriate transfer rules.

This decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

Petitions seeking reconsideration must be filed within 20 days from the date of this publication. Replies must be filed within 20 days after the final date for filing petitions for reconsiderations; any interested person may file and serve a reply upon the parties to the proceeding. Petitions which do not comply with the relevant transfer rules at 49 CFR 1132.4 may be rejected.

If petitions for reconsideration are not timely filed, and applicants satisfy the conditions, if any, which have been imposed, the application is granted and they will receive an effective notice. The notice will indicate that consummation of the transfer will be presumed to occur on the 20th day following service of the notice, unless either applicant has advised the Commission that the transfer will not be consummated or that an extension of time for consummation is needed. The notice will also recite the compliance requirements which must be met before the transferee may commence operations.

Applicants must comply with any conditions set forth in the following

decision-notices within 30 days after publication, or within any approved extension period. Otherwise, the decision-notice shall have no further effect.

By the Commission, Review Board Number 3, The Motor Carrier Board, Members Krock, Joyce and Dowell.

MC-FC-79017. By decision of March 13, 1981 issued under 49 U.S.C. § 10926 and the transfer rules at 49 CFR 1132, Review Board Number 3 approved the transfer to TEXAS CONSTRUCTION SERVICE COMPANY OF AUSTIN, a corporation, of Round Rock, TX of Certificate No. MC-139487 (Sub-No. 1) issued March 21, 1975, as modified March 24, 1977, to COBO, Inc., of Round Rock, TX, authorizing the transportation of *lightweight aggregate* in bulk, in dump vehicles, from the facilities of Texas Industries, Inc., at or near Statman, TX, to points in Oklahoma, Louisiana, and Arkansas. Applicant's representatives: Thomas F. Sedberry, P.O. Box 2165, Autin, TX 78768, (512) 476-6083.

MC-FC-79019. By decision of March 4 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1132 Review Board Number 3 approved the transfer to MW TRUCKING CORPORATION of Permit No. MC-142651 and Permit issued (date) May 23, 1978, to December 4, 1979, respectively and MW WAREHOUSE CORPORATION authorizing (1) operations in No. MC-142651 as a contract carrier, in interstate or foreign commerce, over irregular routes of *wearing apparel*, on hangers and in cartons, and *accessories*, from the facilities of MW Warehouse Corp., at Secaucus, NJ, to Philadelphia, PA, Washington, D.C, and points in Nassau, Suffolk, Westchester, and Rockland Counties, NY and *returned shipments*, from the above named destination points to the above-named origin point, under a contract carrier Biderman Industries, U.S.A. of New York, NY and (2) operations in No. MC-142651 Sub if as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *such commodities* as are dealt in or used by manufacturers of wearing apparel and accessories for retail, specialty, and department stores (except foods and commodities in bulk), between the facilities of MW Warehouse Corp., at Secaucus, NJ, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), under continuing contract(s) with Biderman Industries, U.S.A. of New York, NY. Applicants representative: Morton E.

Kiel, Suite 1832, Two World Trade Center, New York, NY 10048.

Agatha L. Mergenovich,  
Secretary.

[FR Doc. 81-9777 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

### Motor Carriers; Transfer Proceeding Applications; Decision Notice

As indicated by the findings below, the Commission has approved the following applications filed under 49 U.S.C. 10924, 10926, 10931 and 10932.

#### We find

Each transaction is exempt from section 11343 (formerly section 5) of the Interstate Commerce Act, and complies with the appropriate transfer rules.

This decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

Petitions seeking reconsideration must be filed within 20 days from the date of this publication. Replies must be filed within 20 days after the final date for filing petitions for reconsiderations; any interested person may file and serve a reply upon the parties to the proceeding. Petitions which do not comply with the relevant transfer rules at 49 CFR 1132.4 may be rejected.

If petitions for reconsideration are not timely filed, and applicants satisfy the conditions, if any, which have been imposed, the application is granted and they will receive an effective notice. The notice will indicate that consummation of the transfer will be presumed to occur on the 20th day following service of the notice, unless either applicant has advised the Commission that the transfer will not be consummated or that an extension of time for consummation is needed. The notice will also recite the compliance requirements which must be met before the transferee may commence operations.

Applicants must comply with any conditions set forth in the following decision-notices within 30 days after publication, or within any approved extension period. Otherwise, the decision-notice shall have no further effect.

By the Commission, Review Board Number 5, Members Krock, Taylor, and Williams.

Finance Docket No. 29576. By decision of February 23, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1151, Review Board Number 5 approved the transfer to DYER INTERNATIONAL, INC., of Honolulu,

HI, of Permit FF-421 (Sub-No. 1), issued September 22, 1977, to COMET FORWARDING CORPORATION (formerly DOOR TO DOOR INTERNATIONAL, INC.), of Seattle, WA, authorizing the transportation of (a) *used household goods and unaccompanied baggage*, and (b) *automobiles*, between points in the United States (including Alaska and Hawaii), restricted in (b) to the transportation of export and import traffic. Representative: Alan F. Wohlsetter, 1700 K Street, NW, Washington, DC 20006.

Notes.—Application for TA has not been filed. Transferee is not a freight forwarder, nor a carrier subject to Parts I, II, and III of the Interstate Commerce Act, and is not an agent of such a forwarder or carrier. Transferee is affiliated with M. Dyer & Sons, Inc., a motor common carrier in the State of Hawaii, pursuant to MC 133909.

MC-FC-78612. By decision of February 25, 1981, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the transfer to FLYNN TRUCKING CO., INC.; of Jasper, TN of Permit MC-140543 (Sub-No. 3) issued March 12, 1979 to FRANK GARRETSON, of Morrison, TN, authorizing the transportation of *lumber, rough*, from the facilities of Mead Hardwoods Division of the Mead Corporation, in Jackson County, AL, to points in Tennessee, North Carolina, Alabama, Virginia, Mississippi, Georgia, and Florida, under contract with the Mead Corporation of Jackson County, AL. Representative is: Mark S. Gray, P.O. Box 872, Atlanta, GA 30301. TA lease authority has been granted. Transferee is not a carrier.

MC-FC-78901. By decision of February 27, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the transfer to CRETE WAYS TRANSPORTATION, INC., Crete, NE of Certificate MC 133095 (Sub-Nos. 34, 129, 133, 138, 143, 183, 196 and 208) issued to JOSEPH W. COLVIN, Trustee of Ft. Worth, TX to TEXAS CONTINENTAL EXPRESS, INC.; authorizing the transportation of (1) *Plastic articles, brushes, combs, mirrors, and dresser or vanity sets, and toys*, from Fitchburg, MA to points in Kansas, Oklahoma, Texas, New Mexico, Arizona, Utah, Nevada, California, Oregon, and Washington; (2) *Plastic articles*, from Lowell, MA to points in Arizona, California, Kansas, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah and Washington; (3) *Meat, meat products, meat by-products and articles distributed by meat packinghouses, as described in Sections A and C of*

*Appendix I to the report in Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plant site and storage facilities of Swift Fresh Meats Company, a Division of Swift & Company, located at or near Grand Island, NE to points in Connecticut, Delaware, Maine, Massachusetts, Maryland, New Jersey, New Hampshire, New York, North Carolina, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia and the District of Columbia. Restriction: The authority granted herein is restricted to the transportation of traffic from the named origin and destined to the named destination states; (4) *Printed publications*, from the facilities of Magazine Shippers Association, Inc., at or near Bridgeport, CT, to points in Arizona, California, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, New Mexico, Oklahoma, Oregon, Tennessee, Texas, Utah, Washington, and Wisconsin, with no transportation for compensation on return except as otherwise authorized; (5) *Meats, meat products, meat by-products and articles distributed by meat packinghouses (except hides and commodities in bulk)*, as defined in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the facilities of Wilson Foods Corporation at Cherokee and Des Moines, IA to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the above named origins and destined to the named destinations; (6) *Drugs and intravenous solutions, in containers, in vehicles equipped with mechanical refrigeration*, from the facilities of Invenex Pharmaceuticals, located in Erie County, NY to points in the United States in and west of Florida, Georgia, Tennessee, Kentucky, Michigan, and Ohio (except Alaska, and Hawaii); *Glass containers*, from Millville, NJ and Chicago Heights, IL to the facilities of Invenex Pharmaceuticals, located in Erie County, NY; *Stopper enclosures, aluminum seals, and aluminum and plastic seals*, from Petersburg, FL to the facilities of Invenex Pharmaceuticals, located in Erie County, NY. Restrictions: The authority granted herein is subject to the following conditions: This authority is restricted to the transportation of traffic originating at and destined to the named origins and

destination points, (7) *Printed publications*, from the facilities of Magazine Shippers Association, Inc., at or near Bridgeport, CT, to points in Alabama, Georgia, Arkansas, Mississippi, Florida, South Carolina, and North Carolina; (8) (1) *Rubber articles and plastic articles*, and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk), between the facilities of Entek Corporation of America, at or near Irving, TX, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), restricted to the transportation of traffic originating at or destined to the named facilities. Application for temporary authority has been filed. The permanent authority will not be issued until the outstanding lease of this authority authorized in MC-F-Caravan Refrigerated Cargo, Inc.-Lease-Texas Continental Express, Inc. (Debtor in Possession) is cancelled. Representative is: Max H. Johnston, Box 6597, Lincoln, NE 68506.

MC-FC-78904. By decision of February 27, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the transfer to CALIFORNIA EASTERN XPRESS, INC. of Anaheim, CA of the entire operating authorities issued to TEXAS CONTINENTAL CARRIERS of Certificate MC 144855 and subs thereunder and Permit MC 139485 and subs thereunder. These authorities authorize in part the transportation as a common carrier of *talc, specified foodstuff, fruit, and frozen prepared foods* between specified points in the United States and as a contract carrier authorized in part to transport *paint, polyester body filler, specified building materials, bund, specified foodstuffs*, between points in the United States. Representative is: J. Max Harding, 1200 N Street, P.O. Box 82028, 500 The Atrium, Lincoln, NE 68501.

Notes.—TA has been filed. Transferee presently holds no authority from the Commission.

MC-FC-78959. By decision of February 26, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the transfer to PAUL G. WARD d.b.a. SNAPPY DELIVERY, of Pierre, SD of Certificate MC 140976 and Sub-No. 1 issued March 15, 1976 and May 5, 1978, to SNAPPY DELIVERY, INC., of Pierre, SD authorizing the transportation of *used household goods*, between points in that part of South Dakota on and east of the Missouri River. Between points in that part of

South Dakota on and east of the Missouri River, on the one hand, and, on the other, Standing Rock, Cheyenne River, Lower Brule, Rosebud, and Pine Ridge Indian Reservation in South Dakota. Between those points in that part of South Dakota west of the Missouri River and on and east of South Dakota Highway 73. Between those points in that part of South Dakota east of the Missouri River, on the one hand, and, on the other, those points in that part of South Dakota west of the Missouri River and on and east of Cheyenne River, Lower Brule, Pine Ridge, Rosebud, and Standing Rock Indian Reservations). Representative is: Paul Ward, Snappy Delivery, 1823 E. Dakota Ave., Pierre, SD 57501. No TA lease application has been filed. Transferee holds no authority.

MC-FC-78963. By decision of February 27, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the lease to EMMETT O. MCKENZIE, d.b.a. as TIMBER EXPRESS, of Evergreen, AL, of Permit MC 147658 (Sub-Nos. 1 and 4) issued June 26, 1980, and November 10, 1980, respectively, to DARRYL WATSON, d.b.a. R&W TRANSPORTATION, INC., of Reston, AL, authorizing the transportation of (Sub-No. 1): *lumber, lumber products, and lumber by-products*, from the facilities of T. R. Miller Mill Company at or near Brewton, AL, to points in Arkansas, Alabama, Georgia, Florida, Mississippi, Louisiana, and Texas, under continuing contracts with T. R. Miller Mill Company at or near Brewton, AL, to points in Illinois, Indiana, Tennessee, Kentucky, Michigan, Ohio, Missouri, Wisconsin, and Iowa under continuing contracts with T. R. Miller Mill Company, of Brewton, AL, and (2) from the facilities of Horrigan Lumber Company, at or near Monroeville, AL, to points in Arkansas, Alabama, Georgia, Florida, Mississippi, Louisiana, Texas, Illinois, Indiana, Ohio, Michigan, Wisconsin, Missouri, Iowa, Tennessee, and Kentucky, under continuing contracts with Horrigan Lumber Company of Monroeville, AL, subject to the following conditions: the lease shall be terminated at the end of 12 months and shall be renewable only if special circumstances are involved: Representative is: Ernest O. McKenzie, P.O. Box 346, 325 Belleville Avenue, Evergreen, AL 36401.

MC-FC-78983. By decision of February 20, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the transfer to RAC ENTERPRISES, LTD., of Bluefield, WV

of Certificate MC 144990 (Sub-No. 1F) issued July 24, 1980 to CHARLES A. HURST d.b.a. GOOD TIMES CHARTERS of Bluefield, WV authorizing the transportation by irregular routes of *passengers and their baggage*, in the same vehicle with passengers, in charter-operations, between points in Logan, McDowell, Mercer, Mingo, and Wyoming, WV, and Bland, Buchanan, Carroll, Giles, Grayson, Montgomery, Russell, Wythe, and Tazewell Counties, VA, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). Representatives are: Mr. Richard L. Hirshberg, Mr. LeRoy Katz, and Mr. John H. Shoot, P.O. Box 727, Bluefield, WV.

MC-FC-78988. By decision of February 24, 1981 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132, Review Board Number 5 approved the transfer to DAVID A. CONKLE and GARY W. COAKLE d.b.a. the "J.J." EXPRESS Permit MC 148185 (Sub-No. 1F), issued February 19, 1980 to WINFRIED P. BARTZ d.b.a. WINN BARTZ TRUCKING, authorizing the transportation of recyclable materials, and materials, equipment and supplies used in the manufacture and distribution of founding products, between Reedsburg, WI, on the one hand, and, on the other, points in Illinois, Indiana, and Iowa, under continuing contract(s) with Grede Foundries, Inc., of Reedsburg, WI. Transferee presently holds no authority from the Commission. Representative is: Wayne W. Wilson, 150 E. Gilman St., Madison, WI 53703.

MC-FC-78985. By decision of February 20, 1981, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132 Review Board Number 5 approved the transfer to STALLINGS MOTOR LINES, INC. of Fairbanks, AK of Certificate No. MC-133425 (Sub-No. 1) issued July 25, 1969, to Bayless & Roberts, Inc. of Anchorage, AK, authorizing the transportation of *general commodities* (except articles of unusual value, Classes A and B explosives, and household-goods as defined by the Commission, between in Alaska, except points in the Alaska Panhandle South of Haines, AK. Applicant's representative is: Keith Ottea Feld, 310 "K" St., Suite 201, Anchorage, AK 99501. Transferee presently holds no authority from the Commission.

MC-FC-78990. By decision of February 20, 1981, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132 Review Board Number 5 approved the transfer to J. D. TRANSPORTATION, INC., d.b.a.

FLEMING TRANS, INC. of North Grafton, MA of Certificate No. MC-5819 issued May 11, 1956 to J. D. Transportation of Worcester, MA authorizing the transportation of Liquid Petroleum Products, in bulk, from Providence, East Providence and Riverton, RI and Fare River, MA to Worcester, MA, and points in MA within 25 miles of Worcester, MA. Applicant's representative is: Charles F. Dodson, Esquire, 309 Main Street, Suite 600, Worcester, MA 10608.

78998. By decision of February 19, 1981 issued under 49 U.S.C. 10926 and the transfer rules at CFR Part 1132 Review Board Number 5 approved the transfer to LARRY'S COLLISION, INC., of Certificate No. MC-134544 issued May 4, 1971, to Walter E. Coleman, an individual, d.b.a. Coleman's Service, authorizing the transportation of (1) wrecked, disabled, abandoned, repossessed, embezzled, and stolen motor vehicles (except trailers designed to be drawn by Passenger automobiles), by use of wrecker equipment, and (2) motor vehicles (except trailers designed to be drawn by motor above, by use of wrecker equipment only, between points in Erie and Niagara Counties, NY, on the one hand, and, on the other, points in Massachusetts, Connecticut Rhode Island, New Hampshire, Vermont, Maine, New Jersey, Pennsylvania, Maryland, Delaware, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Ohio, Michigan, Indiana, Illinois and Kentucky, restricted against the transportation of traffic originating at or destined to points in Canada. Applicant's representative is: Joseph A. Tringali, 91 Tremont Street, North Tonawanda, NY 14120.

MC-FC-79016. By decision of February 26, 1981, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR Part 1132 Review Board Number 5 approved the transfer to DAVIS TOURS, INC. of Certificate Nos. MC-133305 issued March 25, 1970; MC-133305 (Sub-No. 1) issued April 28, 1971 and MC-133305 (Sub-No. 2) issued December 13, 1974 to Davis Airport Limousine Service, Inc. authorizing the transportation of (1) passengers and their baggage, restricted to traffic originating in the territory indicated, in charter operations, with stop-over privileges, points in Ohio south of U.S. Highway 224 in the Counties of Ashland, Medina, Summit, Portage, Wayne, Stark, Columbiana, Holmes, Tuscarawas, and Carroll, Ohio, Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Pennsylvania, Maryland, the

District of Columbia, Virginia, West Virginia, North Carolina, South Carolina, Michigan, Indiana, Illinois, Kentucky, Tennessee, Wisconsin, Minnesota, South Dakota, Nebraska, Iowa, Kansas, and Missouri. (2) Passengers and their baggage in charter operations, points in Summit and Portage Counties, Ohio, on and north of U.S. Highway 224, and points in the United States (except Alaska and Hawaii). Beginning and ending at points in Ashland, Medina, Poretage, Wayne, Stark, Columbia, Holmes, Tuscarawas, and Carroll Counties, Ohio, on and north of U.S. Highway 224, and points in the United States (except Alaska and Hawaii). (3) Passengers and their baggage, in the same vehicle with passengers in special operations in round-trip, sight-seeing, and pleasure tours, beginning and ending at Kent, Ohio, and points in Wayne, Summit and Stark Counties, Ohio, and extending to points in the United States (except Alaska and Hawaii). Applicant's representative is: Jeremy Kahn, 1511 K Street, N.W., Washington, D.C. 20005.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 81-9779 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

#### [ICC Order No. 77, Under S.O. No. 1344

#### San Diego & Arizona Eastern Railway Co.; Rerouting or Diversion of Traffic

In the opinion of Joel E. Burns, Agent, the San Diego & Arizona Eastern Railway Company is unable to transport traffic over its line between Plaster City and San Diego, California, because of a bridge washed out at milepost 17.1.

*It is ordered,*

(a) The San Diego & Arizona Eastern Railway Company, being unable to transport traffic over its line between Plaster City and San Diego, California, because of a bridge washed out at milepost 17.1, that carrier and its connections are authorized to reroute or divert such traffic via any available route to expedite the movement. Traffic necessarily diverted by authority of this order shall be rerouted so as to preserve as nearly as possible the participation and revenues of other carriers provided in the original routing. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) *Concurrence of receiving roads to be obtained.* The railroad rerouting cars in accordance with this order shall received the concurrence of other railroads to which such traffic is to be

diverted or rerouted, before the rerouting or diversion is ordered.

(c) *Notification to shippers.* Each carrier rerouting cars in accordance with this order, shall notify each shipper at the time each shipment is rerouted or diverted and shall furnish to each shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic is deemed to be due to carrier disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic. Divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers, or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) *Effective date.* The order shall become effective at 11:59 p.m. March 20, 1981.

(g) *Expiration date.* This order shall remain in effect until 11:59 p.m., June 20, 1981, unless otherwise modified, amended or vacated.

This order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association. A copy of this order shall be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., March 19, 1981.  
Interstate Commerce Commission.

Joel E. Burns,

Agent.

[FR Doc. 81-9763 Filed 3-31-81; 8:45 am]

BILLING CODE 7035-01-M

#### Motor Carriers; Permanent Authority Decisions; Decision-Notice

##### Correction

In FR Doc. 81-7342 appearing at page 15788 in the issue for Monday, March 9, 1981, make the following correction:

On page 15789, in the first column, in the application of HTC, Inc., before the

line reading "Applicant: HTC, Inc., d.b.a.", add "MC-7923 (Sub-4F), filed February 2, 1981."

BILLING CODE 1505-01-M

### Motor Carrier Temporary Authority Application

#### Correction

In FR Doc. 81-6549 appearing at page 14848, on Monday, March 2, 1981, on page 14852, in the second column, in the third paragraph "MC 142873", in the seventh line "carpet strip adhesives," should be corrected to read "carpet strip, adhesives".

BILLING CODE 1505-01-M

### INTERNATIONAL TRADE COMMISSION

[Investigation No. 701-TA-68 (Final)]

#### Leather Wearing Apparel From Uruguay

**AGENCY:** United States International Trade Commission.

**ACTION:** Continuation of investigation.

**SUMMARY:** On February 27, 1981, the U.S. Department of Commerce and the Government of Uruguay signed an agreement regarding this investigation in which the Government of Uruguay agreed to eliminate completely the amount of the net subsidy found by Commerce to exist with respect to leather wearing apparel exported directly or indirectly to the United States. Accordingly, the countervailing duty investigation underway at Commerce was suspended, pursuant to section 704(f)(1) of the Tariff Act of 1930 (19 U.S.C. 1671c(f)(1)). On March 11, 1981, however, the Government of Uruguay requested that the investigations at Commerce and the Commission be continued pursuant to section 704(g)(1) of the Act (19 U.S.C. 1671c(g)(1)). The Commission hereby gives notice that its investigation No. 701-TA-68 (Final) is continued and that its final determination in the investigation will be made before the 45th day after the day on which the Department of Commerce makes its final subsidy determination.

**EFFECTIVE DATE:** March 24, 1981.

**FOR FURTHER INFORMATION CONTACT:** Mr. Patrick Magrath, Office of Investigations, U.S. International Trade Commission; telephone 202-523-0283.

By order of the Commission.

Issued: March 24, 1981.

**Kenneth R. Mason,**  
*Secretary.*

[FR Doc. 81-9808 Filed 3-31-81; 8:45 am]  
BILLING CODE 7020-02-M

[Investigation No. 337-TA-84]

#### Import Investigations; Chlorofluorohydrocarbon Drycleaning Process Machines and Components Therefor

#### Order No. 27: Order Suspending Discovery and Amending Schedule

The Commission investigative attorney has moved orally on behalf of all parties to this investigation for an order staying discovery and rescheduling to a later date the final hearing. As grounds for the motion, the Commission investigative attorney has stated that all parties (1) have agreed in principle to a settlement of all outstanding issues and (2) have need of additional time, without the distraction and expense of concluding discovery and preparing for trial as currently scheduled, for execution of a written agreement.

The motion is received with favor in view of moving counsel's firm representations that requested additional time will result in an agreement to serve as the basis for a motion to terminate the investigation. However, the motion must be considered in the context of the applicable statutory time limits. This case is a more complicated case with a hearing deadline of June 11, 1981. While it may be possible to postpone the final hearing to a period immediately preceding that date, no further extensions are possible. The evidentiary record by Commission rule must be closed on that day.

Accordingly, the parties' request is granted as follows:

- (1) Pursuant to 29 CFR 210.30(c) discovery is hereby suspended under the terms stated hereinafter;
- (2) The parties shall have until the close of business April 24, 1981, to file with the Secretary a motion to terminate as to all parties on all outstanding issues;
- (3) If the described motion to terminate is not timely filed, or the parties inform me that no such motion will be filed, the discovery period shall recommence immediately with compelled discovery to close on May 8, 1981; thereafter,
- (4) Complainant's prehearing statement shall be due, with actual service on the parties, on or before May 12, 1981;

(5) Respondents' and the Commission investigative attorney's prehearing statement shall be due with actual service on the parties on or before May 15, 1981;

(6) The Prehearing Conference shall be held at 9:30 a.m., May 18, 1981, at Suite 201, 1010 Wisconsin Avenue, N.W., Washington, D.C. with the final hearing to commence immediately thereafter and to be concluded by June 11, 1981.

It is further ordered that the Secretary shall serve a copy of this order on all parties and shall publish it in the Federal Register.

Issued: March 24, 1981.

**Donald K. Duvall,**  
*Presiding Officer.*

[FR Doc. 81-9809 Filed 3-31-81; 8:45 am]  
BILLING CODE 7020-02-M

### DEPARTMENT OF JUSTICE

#### Attorney General's Task Force on Violent Crime; Meeting

The Attorney General's Task Force on Violent Crime will be duly chartered as required by the Federal Advisory Committee Act (Pub. L. 96-463, 86 Stat. 770-776, 5 U.S.C. App. I Supp. II) in timely relation to the Notice of Establishment which appeared in the *Federal Register* on March 26, 1981. The Task Force will meet from 10:00 a.m. until 5:00 p.m. on April 16, 1981 and from 9 a.m. until 3:00 p.m. on April 17, 1981 in the Columbia Room of the Hyatt Regency Hotel, 400 New Jersey Avenue NW., Washington, D.C. 20001.

This will be the Task Force's first meeting. The first day will be devoted to introductory and organizational matters and presentations by components of the Department of Justice. These presentations will address the Department's authority to deal with the problem of violent crime and the resources and activities presently devoted to this problem. On the second day the Task Force will decide the issues on which it will focus with regard to violent crime. The Task Force's purpose is to advise the Attorney General on what the federal government's role and should be in combating violent crime, and how it could be strengthened without lessening the Justice Department's efforts against organized crime or white collar crime. The Task Force will first look at how this could be done within present statutory authority and resource allocations. Later it will analyze and suggest possible changes in legislation and funding levels.

The meeting will be open to the public. Approximately 200 seats will be available for the public and media representatives on a first-come first-served basis.

Persons interested in submitting written comments on the Task Force's areas of concern may send their comments to the Committee Management Liaison Officer, Attorney General's Task Force on Violent Crime, U.S. Department of Justice, Room 4418, Washington, D.C. 20530 (telephone number 202/633-1617).

Jeffrey Harris,

*Executive Director, Attorney General's Task Force on Violent Crime.*

[FR Doc. 81-9799 Filed 3-31-81; 8:45 am]

BILLING CODE 4410-01-M

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards, Subcommittee on Advanced Reactors; Meeting, Agenda Changes

The following changes have been made to the agenda of the ACRS Subcommittee on Advanced Reactors which was published Wednesday, March 18, 1981 (46 FR 17318):

- (1) This will now be a one-day meeting, to be held on April 2, 1981.
- (2) The meeting will start at 9:00 a.m. instead of 8:30 a.m.
- (3) The meeting will be open to public attendance except for those sessions relating to foreign LMFBR safety design criteria which will be closed to protect foreign proprietary information (Sunshine Act Exemption 4). One or more closed sessions may be necessary to discuss such information. It is expected that a substantial portion of the meeting will be held in closed session. This discussion cannot be postponed to a future meeting because the individual making the presentation will then be overseas.

All other items regarding this meeting remain the same as announced in the Federal Register published Wednesday, March 18, 1981, including the location (Royal Court Inn, 1750 S. Elmhurst Road, Des Plaines, IL).

I have determined in accordance with Subsection 10(d) of the Federal Advisory Committee Act, that it may be necessary to close portions of this meeting to public attendance to protect proprietary information. The authority for such closure is Exemption (4) to the Sunshine Act, 5 U.S.C. 552(b)(4).

Dated: March 31, 1981.

John C. Hoyle,

*Advisory Committee Management Officer.*

[FR Doc. 81-10003 Filed 4-31-81; 9:50 am]

BILLING CODE 7590-01-M

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 11704; 812-4594]

### Source Capital, Inc.; Filing of Application

March 26, 1981.

Notice is hereby given that Source Capital, Inc. ("Applicant"), 1888 Century Park East, Los Angeles, California 90067, a Delaware corporation which is registered under the Investment Company Act of 1940 ("Act") as a closed-end, diversified management investment company and whose shares are traded on the New York Stock Exchange, filed an application on January 16, 1980, and an amendment thereto on May 12, 1980, pursuant to Section 6(c) of the Act for an order of the Commission exempting Applicant from the provisions of Section 19(b) of the Act and Rule 19b-1 thereunder to permit Applicant to distribute long-term capital gains more than once in any one taxable year. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein which are summarized below.

Applicant, which commenced operations on October 21, 1968, states that since April, 1976, it has followed a distribution policy with respect to its common shares which provides for regular quarterly payments which, on an annualized basis, approximate 10% of the net asset value of such shares. Applicant asserts that this policy is designed to provide regular distributions which take into account total asset value rather than current net investment income and realized long-term capital gains. Applicant further states that its Board of Directors reviews the amount of such quarterly distributions at least annually and adjusts such amount to approximate 10% of the net asset value of the common shares at the time of such review. Such policy, which may be revised at any time by the Board of Directors of Applicant, has resulted in distributions of \$.35 per common share in June and October, 1976, and January, 1977; \$.40 per common share in March, June and September, 1977; \$.45 per common share in January, March and June, 1978; \$.52½ per common share in September, 1978, and January, March and June, 1979; \$.55 per common share in September and December, 1979; \$.60 per

common share in March and June 1980; and \$.62½ per common share in September and December, 1980.

According to the application, such distributions require payments substantially in excess of available net investment income. The application states that during fiscal year 1979, Applicant had net investment income, after payment of preferred stock dividends, of approximately \$1.00 per common share which would have amounted to approximately 45% of the annualized distribution rate of \$2.20. Applicant further states that such current earning rate is not necessarily an indication of future earnings which can be expected to fluctuate depending on a number of factors. According to the application only such portion of a distribution which equals Applicant's available net investment income is considered a dividend. The remainder of any distribution constitutes a payment out of net realized long-term capital gains for the year or a payment out of Applicant's capital surplus.

According to the application, when the present distribution policy was adopted in April, 1976, Applicant had substantial accumulated net realized losses on investment which could be carried forward for federal income tax purposes to offset any net realized gain on investments. So long as Applicant had sufficient, unexpired capital loss carryovers to offset distributions, no such distribution could come within the definition of a capital gain dividend, as specified by Section 852(b)(3)(C) of the Internal Revenue Code of 1954 ("Code"), and therefore, according to Applicant, the present distribution policy has not contravened the provisions of Section 19(b) of the Act or Rule 19b-1 thereunder. The application states that the last of such capital loss carryforwards was used to offset capital gains realized during the fiscal year ending December 31, 1979. Applicant states that its 1980 distributions did not violate Section 19(b) of the Act and Rule 19b-1 thereunder in that Applicant's net investment income was nearly sufficient to finance three of Applicant's quarterly distributions (.07 per share out of a total distribution of \$2.45 was designated as paid from capital), with one quarterly distribution being financed from realized capital gains. If Applicant realizes net long-term capital gains during 1981 or subsequent years, it proposes to designate a portion of that year's distribution as a "capital gain dividend".

The applicant states that a continuation of the present distribution policy could conflict with the provisions

of Section 19(b) of the Act and Rule 19b-1 thereunder if the amount of net realized long-term capital gains should exceed the amount of one regular quarterly distribution on Applicant's common shares, thereby resulting in more than one distribution of realized long-term capital gains in one taxable year.

Section 19(b) of the Act provides, in pertinent part, that it shall be unlawful in contravention of such rules, regulations or orders as the Commission may prescribe for any registered investment company to distribute long-term capital gains more frequently than once a year. Rule 19b-1(a) under the Act provides, as herein relevant, that no registered investment company which is a "regulated investment company" as defined by Section 851 of the Code shall make more than one distribution of long-term capital gains in any one taxable year of such investment company.

Section 6(c) of the Act provides, in pertinent part, that the commission may, by order upon application, conditionally or unconditionally exempt any person, security or transaction, or any class or classes of persons, securities or transactions from any provision of the Act or any rule or regulation thereunder, if and to the extent that such an exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

In support of its request for an order of the Commission exempting its distribution policy from the provisions of Section 19(b) of the Act and Rule 19b-1 thereunder, Applicant argues that the concerns which led to the adoption of that section and rule are inapplicable to the proposed continuation of its distribution policy. Initially, Applicant asserts that one such concern was that frequent capital gains distributions could facilitate improper fund distribution practices, particularly the practice of "selling dividends". This concern is inapplicable, according to the application, in that Applicant is a closed-end investment company which is not engaged in the distribution of its shares and does not presently contemplate a registered public offering of its shares. In addition, Applicant has agreed that, as a condition to the granting of its requested exemptive relief, the order exempting it from Section 19(b) of the Act and Rule 19b-1 thereunder will terminate automatically upon the effectiveness of a registration statement under the Securities Act of 1933 concerning any future public offering of Applicant's shares.

Applicant also asserts that the second principal concern behind Section 19(b) and Rule 19b-1 was that frequent capital gains distributions could impose pressure on management to realize such gains on a regular basis. Applicant argues that this concern is also inapplicable because the amount of its quarterly distributions is determined on the basis of net asset value per share which has no correlation to the amount of capital gains realized by Applicant. Applicant emphasizes that funds for its distributions to shareholders will come first from available investment income, then from realized long-term capital gains, and finally any distribution which exceeds a combination of net investment income and realized long-term capital gains will be paid from capital surplus. If realized long-term capital gains, when added to net investment income, exceed the amount of distributions paid during the fiscal year, such excess would, according to the application, be retained by Applicant which would pay capital gains tax thereon, and such tax payment would be available as a tax credit to its shareholders. Applicant further states that the tax status of distributions paid to shareholders is reported to them at the end of each year and that any portion of each distribution which exceeds net investment income is clearly indicated in the notice which accompanies the payment of the distribution, which will result in the shareholders being able to understand the status of such distributions as long-term capital gains. Applicant further represents that it will forward to common shareholders an additional statement designed to identify clearly the nature and tax status of all distributions made during the year.

Applicant further argues that its policy of paying to common shareholders regular quarterly distributions approximating, on an annualized basis, 10% of the net asset value per common share is in the best interests of shareholders. Applicant states that the policy has been well received by such shareholders since its adoption and that some shareholders may rely on such distributions as a source of cash. Applicant also asserts that it believes its present distribution policy has contributed to a reduction in the discount from net asset value at which its common shares currently trade, and that no significant costs are associated with the distribution policy in that Applicant distributes its net investment income on a quarterly basis.

Accordingly, Applicant submits that granting of the requested order, pursuant

to Section 6(c) of the Act, exempting it from the provisions of Section 19(b) and Rule 19b-1 thereunder to the extent and for the reasons stated herein, is appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than April 20, 1981, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the application accompanied by a statement as to the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon Applicant at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application herein will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

George A. Fitzsimmons,  
Secretary.

[FR Doc. 81-9714 Filed 3-31-81; 8:45 am]  
BILLING CODE 8010-01-M

[Release No. 11708; 812-4438]

**Boston Mutual Life Insurance Co. and Boston Mutual Life Variable Account A; Application for Approval of Certain Offers of Exchange**

March 27, 1981.

In the matter of Boston Mutual Life Insurance Company and Boston Mutual Life Variable Account A, 120 Royal Street, Canton, Massachusetts 02021 (812-4438).

Notice is hereby given that Boston Mutual Life Insurance Company (the

"Company"), a mutual life insurance company established under the laws of the Commonwealth of Massachusetts, and Boston Mutual Life Variable Account A (the "Variable Account"), a separate account of the Company registered under the Investment Company Act of 1940 ("Act") as a unit investment trust (collectively "Applicants"), filed an application on October 10, 1980 for an order amending an existing order pursuant to Section 11 of the Act approving certain offers of exchange. All interested persons are referred to the application on file with the Commission for a statement of the facts and representations contained therein, which are summarized below.

The Variable Account, a separate account of the Company, was organized as a unit investment trust pursuant to a custodian agreement between the Company, as sponsor-depositor, and The State Street Bank and Trust Company ("State Street"), as custodian, and registered under the Act. The Variable Account was established for the purpose of finding certain variable annuity contracts (the "Contracts"). The investor may allocate all or a portion of each purchase payment made for the Contracts among one or more of the registered open-end management investment companies which comprise the underlying investments of the Variable Account. The Contracts provide for the accumulation of such purchase payments with accrued earnings, until the annuity commencement date selected by the purchaser, at which time annuity payments begin as designated by the Contract owner.

Section 11(a) of the Act makes it unlawful for any registered open-end investment company or principal underwriter therefor to make an offer to the holder of a security of such company or of any other open-end investment company to exchange his security for a security in the same or another such company on any basis other than the relative net asset values of the respective securities to be exchanged unless the terms of the offer have first been submitted to the Commission. Section 11(c) provides that the provisions of subsection (a) shall be applicable irrespective of the basis of exchange to any offer of exchange of any security of a registered open-end company for a security of a registered unit investment trust and to any type of offer of exchange of the securities of registered unit investment trusts for the securities of any other investment company.

On December 18, 1979, the Variable Account obtained an order of the Commission (Investment Company Act Release No. 10987) which, among other things, permitted Applicants to allow owners of the variable annuity contracts issued by the Applicants to have exchanges of shares among the several mutual funds which underlie the Contracts.

Applicants request modification of such order and a further exemption from Section 11 to the extent necessary to permit the Variable Account to add the following three mutual funds as underlying investments:

1. *Edward D. Jones & Co. Daily Passport Cash Trust*, (File Nos. 2-66437 & 811-2993).
2. *Legg Mason Cash Reserve Trust*, (File Nos. 2-66218 & 811-2853).
3. *Trust for Cash Reserves*, (File Nos. 2-65848 & 811-2966).

In support of its request for further exemption from Section 11, Applicants state that the public policy considerations which gave rise to the granting of the original order apply equally to the addition of the three new funds, and that the addition of such funds is in the public interest since it would provide investors with a greater investment selection. Applicants further submit that the addition of these new funds is consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice if further given that any interested person may, not later than April 20, 1981, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the application accompanied by a statement as to the nature of his or her interest, the reason for such request and the issues of fact or law proposed to be controverted, or he or she may request that he or she be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon Applicants at the address stated above. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. At any time after April 20, 1981, as provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

George A. Fitzsimmons,  
Secretary.

[FR Doc. 81-0814 Filed 3-31-81; 8:45 am]  
BILLING CODE 8010-01-M

[File No. 1-7547]

### Howell Corp.; Application to Withdraw From Listing and Registration

March 27, 1981.

The above named issuer has filed an application with the Securities and Exchange Commission pursuant to section 12(d) of the Securities Exchange Act of 1934 (the "Act") and Rule 12d2-2(d) promulgated thereunder, to withdraw the specified security from listing and registration on the American Stock Exchange, Inc. ("Amex").

The reasons alleged in the application for withdrawing this security from listing and registration include the following:

1. The common stock (\$1.00 par value) of Howell Corporation ("Company") is listed and registered on the Amex. Pursuant to a Registration Statement on Form 8-A which became effective on August 14, 1980, the Company is also listed and registered on the New York Stock Exchange ("NYSE"). The Company has determined that the direct and indirect costs and expenses do not justify maintaining the dual listing of the common stock on the Amex and the NYSE, and believes that dual listing would fragment the market for its common stock.

2. This application relates solely to withdrawal of the common stock from listing and registration on the Amex and shall have no effect upon the continued listing of such stock on the NYSE. The Amex has posed no objection to this matter.

Any interested person may, on or before April 17, 1981, submit by letter to the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549, facts bearing upon whether the application has been made in accordance with the rules of the Exchange and what terms, if any, should be imposed by the Commission for the protection of investors. The Commission, based on the information submitted to it, will issue an order

granting the application after the date mentioned above, unless the Commission determines to order a hearing on the matter.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,  
Secretary.

[FR Doc. 81-9815 Filed 3-31-81; 8:45 am]  
BILLING CODE 8010-01-M

[Release No. 21977; 70-6576]

**Mississippi Power Co.; Proposed Issuance and Sale of First Mortgage Bonds and Preferred Stock**

March 26, 1981.

In the matter of Mississippi Power Co., P.O. Box 4079, Gulfport, Mississippi, 39501 (70-6576).

Notice is hereby given that Mississippi Power Company ("Mississippi"), an electric utility subsidiary of The Southern Company, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7, and 12(c) of the Act and Rules 42 and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

Mississippi proposes to issue up and sell at competitive bidding up to \$15,000,000 aggregate principal amount of its first mortgage bonds with a term of five to 30 years for a price to Mississippi of not less than 98% nor more than 101¼% of the principal amount thereof, plus accrued interest. Mississippi may make provision for a mandatory cash sinking fund for the benefit of the new bonds.

Mississippi also proposes to issue and sell at competitive bidding up to \$10,000,000 aggregate par value of its preferred stock, with a par value of up to \$100 per share, at a price to Mississippi (before giving effect to purchasers' compensation) of not less than 100% nor more than 102¼% of the par value per share, which shall also be the public offering price per share. Mississippi may also make provision for a cumulative sinking fund. The authorized number of shares of preferred stock of Mississippi will be increased by amendment to the Articles of Incorporation of Mississippi.

It is stated that Mississippi may

request by amendment that the sale of new bonds or new preferred stock be excepted from the competitive bidding requirements of Rule 50, should circumstances develop which, in the opinion of Mississippi's management, make such exception in the best interest of Mississippi and its investors and consumers.

Notice is further given that any interested person may, not later than April 20, 1981, request in writing that a hearing be held on such matter, the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

George A. Fitzsimmons,  
Secretary.

[FR Doc. 81-9816 Filed 3-31-81; 8:45 am]  
BILLING CODE 8010-01-M

[File No. 500-1]

**St. Joe Minerals Corp.; Order of Suspension of Trading**

March 25, 1981.

It appears to the Securities and Exchange Commission that it is necessary to allow time for pertinent information to be disseminated to, and considered by, investors in connection with the tender offer by a wholly owned subsidiary of the Seagram Co., Ltd. for the securities of St. Joe Minerals Corp.

and a proposed offer by St. Joe Minerals Corp. to purchase its common stock, the Commission is of the opinion that the public interest and the protection of investors require a summary suspension of trading in the securities of St. Joe Minerals Corp. and options to purchase such securities.

Therefore, it is ordered, pursuant to section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of St. Joe Minerals Corp. and options to purchase such securities on a national securities exchange or otherwise is suspended, for the period from 4:30 p.m. on March 25, 1981 through midnight on April 3, 1981.

By the Commission.  
George A. Fitzsimmons,  
Secretary.

[FR Doc. 81-9817 Filed 3-31-81; 8:45 am]  
BILLING CODE 8010-01-M

[File No. 500-1]

**United Energy Development Corp., Inc.; Order of Suspension of Trading**

March 26, 1981.

It appears to the Securities Exchange Commission that there exists apparent inadequate and inaccurate financial information about the company, including the value of recently acquired real estate, which was disseminated to broker-dealers and the public through advertisements in a nationally recognized periodical. The suspension was also ordered because of confusion existing in the marketplace relating to the company's recently announced ten for one stock split and the effective date for that stock split. Therefore, the Commission is of the opinion that the public interest and the protection of investors requires a summary suspension of trading in the securities of United Energy Development Corporation, Incorporated.

Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in United Energy Development Corp., Inc. on a national securities exchange or otherwise is suspended, for the period from 9:45 a.m. on March 26, 1981 through midnight on April 4, 1981.

By the Commission.  
George A. Fitzsimmons,  
Secretary.

[FR Doc. 81-9818 Filed 3-31-81; 8:45 am]  
BILLING CODE 8010-01-M

## DEPARTMENT OF STATE

[Public Notice 749]

**Registration of Claims Against Iran With the Department of State and Submission of Claims to the Iran-United States Claims Tribunal; Time for Registration**

This notice describes the procedure for registration of claims against Iran with the Department of State and for submission of claims to the Iran-United States Claims Tribunal.

For additional information, contact Peter J. Kirsch, Office of the Legal Adviser, Department of State, Washington, D.C. 20520. Telephone (202) 632-5040.

**1. Establishment of the Iran-United States Claims Tribunal**

On January 19, 1981, the Government of the United States and the Government of the Islamic Republic of Iran established the Iran-United States Claims Tribunal, which will adjudicate claims of United States nationals against Iran. The seat of the Tribunal will be at The Hague, The Netherlands, or such other place as the United States and Iran may agree. All awards and decisions of the Tribunal will be final and binding. Payment of awards will be made from a security fund to be established in accordance with the terms of the agreement between the United States and Iran of January 19, 1981. Further, such awards will be enforceable against Iran in the courts of any nation in accordance with its laws.

**2. Settlement Period**

(a) During the period of January 19, 1981 to July 19, 1981, the Department of State will promote the settlement of claims of United States nationals directly by the parties concerned. In addition, during this period the Department of State will seek to conclude an inter-governmental agreement for the settlement, by a lump-sum payment or otherwise, of certain claims against Iran, including particularly claims of less than \$250,000. The settlement period may be extended for an additional three-month period either by the Government of Iran or by the Government of the United States.

(b) At the conclusion of the settlement period, certain claims that have not been settled may be submitted to the Iran-United States Claims Tribunal for binding arbitration. Claimants with claims of \$250,000 and more shall submit their claims to the Tribunal in a form to be specified by the Department of State. Proceedings before the Tribunal regarding these claims shall be

conducted by the claimants. Claimants with claims of less than \$250,000 shall submit their claims to the Department of State, in a form to be specified by the Department, for presentation to the Tribunal by the Agent of the United States. Proceedings before the Tribunal with respect to these claims shall be conducted by the Department of State.

**3. Registration of Claims of U.S. Nationals With the Department of State**

(a) The Department of State has available a Form, DSP-93, "Registration of Claims of United States Nationals Against Iran." Copies of this form will be mailed directly to all individuals and business who reported their claims to the Department of the Treasury pursuant to its census of claims against Iran and to all those who have previously reported their claims to the Department of State. Copies of the form may also be obtained from the Department of State by writing to the Office of the Legal Adviser, Attn: Iran Claims, Department of State, Washington, D.C. 20520.

(b) Nationals of the United States with claims against Iran that fall within the jurisdiction of the Tribunal and have a total value of less than \$250,000 must register their claims by returning the form, duly completed, by May 8, 1981, to the Office of the Legal Adviser. Failure to register such claims will make it impossible for the Department of State to take them into account in seeking to conclude a lump-sum settlement with Iran of claims in this category. Individuals or businesses who fail to register such claims may not be able to share in the proceeds of such a settlement. In addition, failure to register may preclude the submission of such claims to the Iran-United States Claims Tribunal if there is no such settlement.

(c) Nationals of the United States with claims against Iran that fall within the jurisdiction of the Tribunal and have a total value of \$250,000 or more have the option of registering their claims by returning the form to the Office of the Legal Adviser. Claimants with claims in this category who wish to make use of the assistance that the Department of State may be able to provide in promoting settlement of claims by the parties directly concerned are advised to register their claims. In addition, where a claim in this category arises under a contract that includes a choice-of-forum clause, it is strongly advised that the claimant answer questions 10b (iii) and (iv) even if a decision is made not to complete the other parts of the form.

(d) Claims that (1) are held by individuals or businesses that are not

nationals of the United States, or (2) are not against Iran, or (3) do not otherwise fall within the jurisdiction of the Tribunal should not be registered with the Department of State. Definitions of the relevant terms are set forth below.

**4. Manner of Presenting Claims to the Iran-United States Claims Tribunal; Date by Which They Must be Presented**

(a) All claims which are to be adjudicated by the Tribunal must be submitted for decision. Registration with the Department of State is not a substitute for such submission. In the event that a claim of less than \$250,000 is not settled through negotiations and therefore must be adjudicated by the Tribunal, claimants shall submit their claims to the Department of State, in an additional form to be specified by the Department, no later than September 1, 1981. Forms for the statement of these claims will be made available by the Department and will be mailed directly to claimants who have registered their claims with the Department as required by this notice. Claims in this category will not be presented to the Tribunal if the Department determines that (1) the claim plainly falls outside the jurisdiction of the Tribunal, or (2) the claim is plainly lacking in merit.

(b) The Department of State will provide further guidance concerning the manner in which claims of \$250,000 and more are to be presented to the Tribunal.

(c) Claims within the jurisdiction of the Tribunal as defined in the Claims Settlement Agreement of January 19, 1981, may not be presented to the Tribunal before the end of the settlement period which is to end on July 19, 1981, unless extended to October 19, 1981, by action of the Government of the United States or the Government of Iran.

(d) Claims may not be presented to the Tribunal after January 19, 1982, or the date which is six months after the date on which the President of the Tribunal is appointed, whichever is later.

**5. Claims Within the Jurisdiction of the Tribunal**

The Iran-United States Claims Tribunal has jurisdiction under the terms of the Claims Settlement Agreement to decide claims of United States nationals against Iran that arise out of (i) debts, (ii) contracts, (iii) expropriations, or (iv) other measures affecting property rights. The Agreement between the United States and Iran also defines certain claims that are barred. Claims that are barred are those that arise out of events occurring before

January 19, 1981, and concerning (i) the seizure of the U.S. hostages in Iran, (ii) their subsequent detention, (iii) injury to U.S. property or property of U.S. nationals within the U.S. Embassy compound in Tehran after November 3, 1979, and (iv) injury to U.S. nationals or their property "as a result of popular movements in the course of the Islamic Revolution in Iran which were not an act of the Government of Iran." (With reference to this language, the Iranian Assets Control Regulations provide in § 535.334, (31 CFR Part 535) that "an act of the Government of Iran includes any acts ordered, authorized, allowed, approved or ratified by the Government of Iran, its agencies, instrumentalities or controlled entities.") Claims falling within one or more of these four categories of barred claims should not be registered with the Department of State.

#### 6. Definition of United States National

For purposes of defining the jurisdiction of the Tribunal, the term "national of the United States" means (a) a natural person who is a citizen of the United States; or (b) a corporation or other legal entity which is organized under the laws of the United States or any of its states or territories, the District of Columbia or the Commonwealth of Puerto Rico, if, collectively, natural persons who are citizens of the United States hold, directly or indirectly, an interest in such corporation or entity equivalent to fifty percent or more of its capital stock.

#### 7. Applicability of Rule of Continuity of Nationality

For purposes of defining the jurisdiction of the Tribunal, the term "claims of national of the United States" means claims owned continuously by U.S. nationals, from the date on which the claim arose to the date on which the claims agreement entered into force (January 19, 1981), including claims that are owned indirectly by such nationals through ownership of capital stock or other proprietary interests in juridical persons, provided that the ownership interests of such nationals, collectively, were sufficient at the time the claim arose to control the corporation or other entity, and provided, further, that the corporation or other entity is not itself entitled to bring a claim under the terms of the claims agreement.

#### 8. Definition of Iran

For purposes of defining the jurisdiction of the Tribunal, the term "Iran" means the Government of Iran, any political subdivision of Iran, and any agency, instrumentality or entity

controlled by the Government of Iran or any political subdivision thereof.

#### 9. Applicability of UNCITRAL Rules of Arbitration

Except as they may be modified in accordance with the Claims Settlement Agreement, the Arbitration Rules of the United Nations Commission on International Trade Law (UNCITRAL) shall apply to the proceedings before the Tribunal.

Gerald M. Rosberg,

*Counselor on International Law.*

March 27, 1981.

[FR Doc. 81-0807 Filed 3-31-81; 8:45 am]

BILLING CODE 4710-08-M

## DEPARTMENT OF THE TREASURY

### Fiscal Service

[Dept. Cir. 570, 1980 Rev., Supp. No. 21]

#### Surety Companies Acceptable on Federal Bonds

A certificate of authority as an acceptable surety on Federal bonds is hereby issued to the following company under Sections 6 to 13 of Title 6 of the United States Code. An underwriting limitation of \$270,000 has been established for the company.

#### Name of Company:

CENTURY SURETY COMPANY

#### Business Address:

1889 Fountain Square Court  
Columbus, Ohio 43224

#### State of Incorporation:

Ohio

Certificates of authority expire on June 30 each year, unless renewed prior to that date or sooner revoked. The certificates are subject to subsequent annual renewal so long as the companies remain qualified (31 CFR, Part 223). A list of qualified companies is published annually as of July 1 in Department Circular 570, with details as to underwriting limitations, areas in which licensed to transact surety business and other information. Federal bond-approving officers should annotate their reference copies of the Treasury Circular 570, 1980 Revision, at page 44503 to reflect this addition. Copies of the circular, when issued, may be obtained from the Audit Staff, Bureau of Government Financial Operations, Department of the Treasury, Washington, D.C. 20226.

Dated: March 24, 1981.

W. E. Douglas,

*Commissioner, Bureau of Government  
Financial Operations.*

[FR Doc. 81-0716 Filed 3-30-81; 8:45 am]

BILLING CODE 4810-35-M

## UNITED STATES RAILWAY ASSOCIATION

### Report to the Congress of the United States; Conrail at the Crossroads: The Future of Rail Service in the Northeast

The Staggers Rail Act of 1980 (Pub. L. 96-448, 96th Congress, 2nd Session, October 14, 1980) section 703(b) directs the United States Railway Association (Association) to submit a report to the Congress not later than April 1, 1981, containing the Association's analysis and recommendations regarding the impact upon the Consolidated Rail Corporation (Conrail), rail service in the region, railroad employees, the economy of the region and other rail carriers in the region and elsewhere, and the Federal budget of (a) no further Federal funding of Conrail, (b) continued Federal funding of the rail system of Conrail as it is presently structured; and (c) future Federal funding of Conrail to the extent necessary to preserve rail service in the region which can be self-supporting without undue interim disruption of operations which will be maintained. Section 703(b) further provides that as soon as practicable after submission of its recommendations to the Congress the Association shall publish in the *Federal Register* a summary of such recommendations and invite interested parties to comment.

The following is a summary of the Association's recommendations in response to Section 703(b) of the Staggers Rail Act of 1980:

#### Summary of Recommendations

Conrail cannot survive indefinitely as a private sector enterprise dependent on public financing. As it is structured and run today, the railroad is patently inefficient. Like its predecessors in the changing economic environment of the Northeast, Conrail finds itself burdened with far too many yards, lines, and tracks for the traffic it carries. Internal and external problems sap the strength Conrail might otherwise use to restructure its operations and costs. Both management attention and cash are drained by costly commuter and passenger responsibilities. Amtrak's ownership of the Northeast Corridor has conflicted with the smooth flow of Conrail's freight traffic and has increased costs, so that freight shippers

are in effect subsidizing passenger trains. At the same time, management has not seized every opportunity to reduce costs and increase efficiency. Moreover, by practically any measure, Conrail's labor productivity lags behind that of other railroads. In short, beset by problems on all sides, Conrail will not become self-sustaining until it has achieved fundamental changes in its efficiency and its cost structure.

Since 1976, Conrail has received nearly \$3.3 billion in Federal funds. Yet the railroad is still not self-sustaining. Congress is, therefore, faced once again with making serious decisions about the future of rail service in the Northeast. The Staggers Act Rail Act of 1980 takes the first step toward laying the foundation for those decisions by directing USRA to examine the roots of Conrail's problems and recommend possible solutions.

The Staggers requires USRA to submit to Congress on April 1, 1981, a report analyzing the Conrail problem from three Federal funding perspectives. Specifically, the Act requests an examination of the effect upon Conrail, Northeast rail service, railroad employees, the regional economy, and other rail carriers, as well as the Federal budget, of (1) continued Federal funding; (2) reduced Federal funding; and (3) no further Federal funding.

USRA's December 1980 publication, *Federal Funding of Conrail: Rail Service Objectives and Economic Realities* ("December Report"), explored the effect of continued Federal funding. The Conrail 85 analysis contained in that report showed that without dramatic changes in the railroad's cost structure, unconstrained, continued Federal funding will not produce a viable Conrail by 1985. The reduction of funding, and the termination of funding to Conrail, are examined in this report.

There is an important and fundamental difference between this report and the Final System Plan. Congress required that the FSP be constructed as a comprehensive and detailed working plan for establishing and operating a railroad company. Its parameters were quite specific. In contrast, Congress commissioned this study to provide information and counsel, and, rather than dealing with a limited set of conditions, USRA's research was designed to provide insights and guidance into a wide range of opportunities and potentials.

In its effort to find a private sector solution to the Conrail problem, USRA began by testing strategies for systematically improving the profit margin of continued Conrail operations. Two hypothetical test cases, 85-II and

85-III, were used to isolate the crucial elements of profit and examine these in turn at the same time that Federal support was held constant. The 85-II case incorporated the same efficiency and productivity changes as the Conrail 85 analysis in the December Report, along with a pricing strategy unconstrained by regulation. The 85-III case limited pricing changes to those available under 85-I, but assumed dramatically improved labor productivity as well. Only 85-III passed the test of viability. It demonstrated that by direct unit cost reduction, Conrail could become viable.

This is hardly surprising as an abstract proposition. What is important is that the amount of necessary cost reductions are both feasible and appropriate. Increases in labor productivity of the magnitude tested in the 85-III analysis could make Conrail comparable to other railroads in the ratio of labor expenses to revenues. Whether this can be realized will depend on labor making the concessions necessary to allow Conrail to achieve viability in the near term.

Further cost reduction opportunities can be exploited to help push the railroad toward viability. Some of these are susceptible to management action: internal organization and policy, fleet sizing, car utilization, and plant capacity. Other measures require outside help: solving the crowding on the Northeast Corridor, and removing passenger and commuter operations.

However, one of the major obstacles to Conrail's progress toward viability is labor protection. Under current legislation, Conrail's efforts to reduce its work force by scaling down route miles and making essential changes in cost structure would incur labor protection costs so enormous that they would far outstrip the savings to be obtained from those changes. To resolve this dilemma, and to reduce the gulf between railroad labor and the rest of the Nation's work force, Conrail's labor protection terms must be changed.

The three analytical studies, 85-I, 85-II, and 85-III, demonstrate that with the right changes in its cost structure and relief from statutorily imposed labor protection obligations, Conrail can become viable. However, to provide additional perspective on the Conrail problem, USRA also studied the possibility of dissolving Conrail and transferring its traffic to other railroads. It was concluded that if other railroads acquired small portions of Conrail's lines, they could carry most of its traffic. This could be accomplished with little disruption to the region's economy if a detailed plan were in place and

sufficient time were allowed to effect the transfer of the necessary lines, equipment, and facilities in a controlled, orderly way. At the same time, it must be recognized that the nation of carrying out such a major change in the region's rail routings and traffic flows instantaneously is blatantly impractical. The resulting disarray would equal the operating nightmare that followed the Penn Central merger. Perhaps more important, no profitable railroad would agree to take over much of Conrail's system and its accompanying cost problems until Conrail has tightened its management, improved its cost structure, and achieved necessary labor concessions.

Thus, USRA's studies show that there may be little difference in funding costs between breaking up Conrail and attaining a viable railroad. Because continuation of the railroad offers more benefits than its dissolution at the same or lower Federal cost, USRA recommends that Conrail be required to achieve very substantial, visible progress throughout a two-year transition period as a condition of not dissolving the railroad. At the same time, and as dictated by predetermined mileposts established to measure such progress or lack thereof, a detailed backup plan for proceeding to dissolution should be developed. If Conrail succeeds, the necessity for government funding will have been reduced and eliminated, and the economic needs of the region will have been served. On the other hand, if Conrail cannot make its own way, the trial period will have better prepared the property and all parties involved for an orderly dissolution process which minimizes Federal and other costs.

#### Summary of Principal

##### *USRA Recommendations*

1. Conrail has the ability to become viable by 1985 if it gains control of its costs. Congress need not, and should not, provide funding for Conrail operating losses beyond fiscal year 1982 or for capital expenditures beyond fiscal year 1983.

a. Congress should impose upon Conrail the goal of viability as measured by access to private capital markets without recourse to Federal guarantees.

b. The key ingredients to a viable Conrail are:

- Aggressive use of its new economic flexibility.
- Tight management of its cost structure.
- Significant concessions by labor, providing an early reduction in costs.

c. Performance mileposts should be established to measure progress toward cost and margin improvements over a 24-month period.

d. Both the management efficiencies and labor concessions should be achieved early, a *sine qua non* of further support.

2. Recognizing the high risk of failure inherent in any program to achieve a viable Conrail, alternate plans for replacing Conrail by transfers to other railroads should be developed in detail.

3. It must be recognized that neither Conrail nor, in the event Conrail is dissolved, acquiring railroads, can bear labor protection costs remotely approaching Title V levels. The responsibility for labor protection must be removed from Conrail and not imposed on potential transferees of Conrail. Moreover, Federal labor protection policies should be substantially less favorable to employees than current Title V mechanisms.

4. Conrail should withdraw from passenger and commuter service, and from the Northeast Corridor except for local freight service. The cost sharing agreements for the Northeast Corridor for freight and commuter service must be changed to eliminate cross-subsidy and to reflect levels of service. Conrail should take prompt steps to place in distinct organizational elements the employees and assets used in its passenger operations. By July 1, 1982, the responsibility for passenger operations should be transferred from Conrail to another entity or to local operation. It is imperative that Conrail's contractual obligations as they pertain to its passenger services and employees be transferred with those operations. In addition, Conrail must be relieved of its labor protection obligations to passenger service employees, and that burden cannot be imposed on either the new entity providing the service or on the local commuter agencies.

Comments should be submitted by May 15, 1981 to: Peter J. Gallagher, Corporate Secretary, United States Railway Association, 955 L'Enfant Plaza, North, SW., Washington, D.C. 20595, (202) 426-3668.

Peter J. Gallagher,  
Corporate Secretary.

[FR Doc. 81-9970 Filed 3-31-81; 8:45 am]

BILLING CODE 8240-01-M

## VETERANS ADMINISTRATION

### Acquisition of Parcels A or B; 120-Bed Nursing Home Care Unit; Addition/Renovation OPC; Veterans Administration Medical Center; Finding of No Significant Impact

The Veterans Administration (VA) has assessed the potential environmental impacts that may result from the acquisition of two parcels of land, construction of a 120-Bed Nursing Home Care Unit, Addition/Renovation of the Outpatient Clinic (OPC) at the Veterans Administration Medical Center (VAMC), Martinez, California.

The proposed new construction consists of an addition to the west end of the hospital for ambulatory care, clinical lab, research and education and construction of a separate building to house a 120-Bed Nursing Home Care Unit (NHCU). Site work associated with these two buildings involves re-routing some site circulation, a new minor access to the site, new parking areas and associated walks and entrances to the buildings. In conjunction with these projects, land acquisition is proposed to be used for site circulation around the new addition and for staff and patient parking and access to the addition. The land proposed for acquisition called Parcel B, adjoins the station along the west property line and the western half of the south property line amounting to approximately 4 acres. Should this land become unavailable to the VA, a second option is acquisition of 3.74 acres called parcel A, north of the station across Muir Road from the main medical center entrance. If the VA acquires Parcel A instead of B, the hospital addition would have to be reduced in scope or reshaped to allow site circulation and building access on existing land. The parking associated with the new addition would have to be relocated across Muir Road on Parcel A.

Functionally, the Clinical Addition must be located at the west end of the main hospital. It is anticipated to be about 200,000 gross square feet which would be on four levels to minimize the footprint of the building on the already narrow west end of the station. The second alternative for the Clinical Addition is no construction and as a consequence, no land acquisition.

Two sites were evaluated for the NHCU: the southwest corner of the station partially on parcel B and the southeast corner of the station. The southwest site was rejected due to significant grading and circulation problems, and to allow space for the Clinical Addition.

The site at the southeast corner has several advantages. Presently, it is vacant. Existing parking and circulation will not be significantly disturbed. Construction at the opposite end of the hospital from the proposed clinical addition will balance site utilization avoiding land use and parking congestion at the west end. The NHCU will be close to existing parking and space will remain available toward the west for additional parking near the functions which generate the need for parking.

The proposed projects will have temporary impacts on air quality and noise levels during construction. Vegetation will be stripped in the construction areas. Accelerated erosion may occur as a result of grading, slope cut and vegetation removal. Construction in Drainage Area 40 may contribute to the flooding problems already experienced in that area.

Development of Parcel B will require the removal of a mass of trees which are visually significant because there are few other trees in the area. Several impacts regarding slope stability and revegetation may also result.

Acquisition of Parcel A and construction of a parking lot would increase pedestrian traffic across Muir Road, reduce pedestrian and vehicular traffic in the surrounding residential streets, and cause visual and noise impacts to the adjacent houses.

Temporary impacts on air quality and noise levels can be partially mitigated by control measures as specified in construction documents. Erosion and sedimentation control measures should be implemented during construction. Sound barrier fences, noise control berm and/or landscape screening should be used on the east border of parcel A. The Contra/Costa Flood Control District has developed a plan to correct problems with surface drainage. Construction on Parcel B must comply with the Martinez General Plan, Hillform Conservation Zone and Scenic Roadways element.

Preliminary geotechnical investigation shows a geological fault trace mapped in the vicinity of the proposed NHCU. Studies are necessary to determine the dip-slope stability, the potential for the fault to extend near the site, and the activity status. Surface soils and underlying sandstone in the area are highly erodible; this may be intensified by grading. Structural and site design will have to address these conditions.

The significance of the identified impacts has been evaluated relative to the considerations of both contest and intensity, as defined by the Council on Environmental Quality (40 CFR 1508.27).

This Environmental Assessment has been performed in accordance with the requirements of the National Environmental Policy Act Regulations, Sections 1501.3 and 1508.9, Title 40, code of Federal Regulations. A "Finding of No Significant Impact" has been reached based on the information presented in this assessment.

The assessment is being placed for

public examination at the Veterans Administration, Washington, D.C. Persons wishing to examine a copy of the document may do so at the following office: Mr. Willard Sitler, P.E., Director, Office of Environmental Affairs (003A), Room 950, Veterans Administration, 1425 K Street, NW, Washington, D.C. (202) 389-2526. Questions or requests for

single copies of the Environmental Assessment may be addressed to: Director, Environmental Affairs Office (003A), 810 Vermont Avenue, NW, Washington, D.C. 20420.

Dated: March 25, 1981.

**Rufus H. Wilson,**  
*Acting Administrator.*

[FR Doc. 81-9759 Filed 3-31-81; 8:45 am]

**BILLING CODE 8320-01-M**

# Sunshine Act Meetings

Federal Register

Vol. 46, No. 62

Wednesday, April 1, 1981

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

## CONTENTS

	<i>Items</i>
Federal Communications Commission.....	1, 2
Federal Energy Regulatory Commission.....	3
Federal Home Loan Bank Board.....	4
Federal Reserve System.....	5
Occupational Safety and Health Review Commission.....	6-8

1

### FEDERAL COMMUNICATIONS COMMISSION.

Additional item to be considered at Commission closed meeting, March 31, 1981.

The Federal Communications Commission will consider an additional item on the subject listed below on Tuesday, March 31, 1981, following Oral Argument which is scheduled to commence at 9:30 a.m., in Room 856, at 1919 M Street, N.W., Washington, D.C.

#### *Agenda, Item No., and Subject*

Hearing—1—Exceptions to an Initial Decision in the Service Electric Company Point-to-point microwave radio station renewals proceeding (Docket Nos. CC 80-644-654)—originally prepared for 3-26-81, Item 6.

The prompt and orderly conduct of Commission business requires that less than 7-days notice be given consideration of this additional item.

This meeting may be continued the following week to allow the Commission to complete appropriate action.

Additional information concerning this meeting may be obtained from Maureen Peratino, FCC Public Affairs Office, telephone number (202) 254-7674.

Issued: March 27, 1981.

Federal Communications Commission.

**William J. Tricarico,**  
*Secretary.*

[S-519-81 Filed 3-30-81; 2:45 pm]

BILLING CODE 6712-01-M

2

### FEDERAL COMMUNICATIONS COMMISSION.

Additional item to be considered at Commission closed meeting, March 26, 1981.

March 25, 1981—G.

The Federal Communications Commission will consider an additional item on the subject listed below on Thursday, March 26, 1981, following the Open Meeting, which is scheduled to commence at 9:30 a.m., in Room 856, at 1919 M Street, N.W., Washington, D.C.

#### *Agenda, Item No., and Subject*

General—1—Instructions to the staff concerning Office Space Leasing.

The prompt and orderly conduct of Commission business requires that less than 7-days notice be given.

This meeting may be continued the following workday to allow the Commission to complete appropriate action.

Additional information concerning this meeting may be obtained from Maureen Peratino, FCC Public Affairs Office, telephone number (202) 254-7674.

Issued: March 27, 1981.

Federal Communications Commission.

**William J. Tricarico,**  
*Secretary.*

[S-520-81 Filed 3-30-81; 2:45 pm]

BILLING CODE 6712-01-M

3

### FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 46 FR 19383, March 30, 1981.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., April 1, 1981.

CHANGE IN THE MEETING: The following items have been added:

#### *Item No., Docket No., and Company*

CAP-15. Project No. 3312, City of Laconia, New Hampshire  
ER-5. EL78-13, Central Virginia Electric Cooperative, Inc. v. Appalachian Power Company

**Kenneth F. Plumb,**  
*Secretary.*

[S-521-81 Filed 3-30-81; 3:30 p.m.]

BILLING CODE 6450-85-M

4

### FEDERAL HOME LOAN BANK BOARD.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. 46, FR 18879, March 26, 1981.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., Wednesday, April 1, 1981.

PLACE: 1700 G Street NW., board room, sixth floor, Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Marshall (202-377-6679).

CHANGES IN THE MEETING: The following items have been added to the open portion of the Bank Board meeting scheduled for Wednesday, April 1, 1981.

Merger; Maintenance of Branch Offices; Cancellation of Membership and Insurance; Transfer of Stock and Amendment of Charter Section 1—Pacific Federal Savings and Loan Association, Hollywood, California into Santa Fe Federal Savings and Loan Association, San Bernardino, California

Bank Membership and Insurance of Accounts—Palm Springs Savings and Loan Association, Palm Springs, California

No. 467, March 30, 1981.

[S-515-81 Filed 3-30-81; 10:13 am]

BILLING CODE 6720-01-M

5

### FEDERAL RESERVE SYSTEM.

Board of Governors

TIME AND DATE: 10 a.m., Monday, April 6, 1981.

PLACE: 20th Street and Constitution Avenue, N.W., Washington, D.C. 20551.

STATUS: Closed.

#### MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

#### CONTACT PERSON FOR MORE

INFORMATION: Mr. Joseph R. Coyne, Assistant to the Board (202) 452-3204.

Dated: March 26, 1981.

**James McAfee,**  
*Assistant Secretary of the Board.*

[S-514-81 Filed 3-27-81; 4:37 pm]

BILLING CODE 6210-01-M

6

**OCCUPATIONAL SAFETY AND HEALTH  
REVIEW COMMISSION.****TIME AND DATE:** 10 a.m. on April 9, 1981.**PLACE:** Room 1101, 1825 K Street, N.W.,  
Washington, D.C.**STATUS:** Because of the subject matter, it  
is likely that this meeting will be closed.**MATTERS TO BE CONSIDERED:** Discussion  
of specific cases in the Commission  
adjudicative process.**CONTACT PERSON FOR MORE  
INFORMATION:**

Mrs. Patricia Bausell (202) 634-4015.

Dated: March 30, 1981.

[S-516-81 Filed 3-30-81; 11:48 am]

BILLING CODE 7600-01-M

7

**OCCUPATIONAL SAFETY AND HEALTH  
REVIEW COMMISSION.****TIME AND DATE:** 10 a.m. on April 16, 1981.**PLACE:** Room 1101, 1825 K Street, N.W.,  
Washington, D.C.**STATUS:** Because of the subject matter, it  
is likely that this meeting will be closed.**MATTERS TO BE CONSIDERED:** Discussion  
of specific cases in the Commission  
adjudicative process.**CONTACT PERSON FOR MORE****INFORMATION:** Mrs. Patricia Bausell (202)  
634-4015.

Dated: March 30, 1981.

[S-517-81 Filed 3-30-81; 11:48 am]

BILLING CODE 7600-01-M

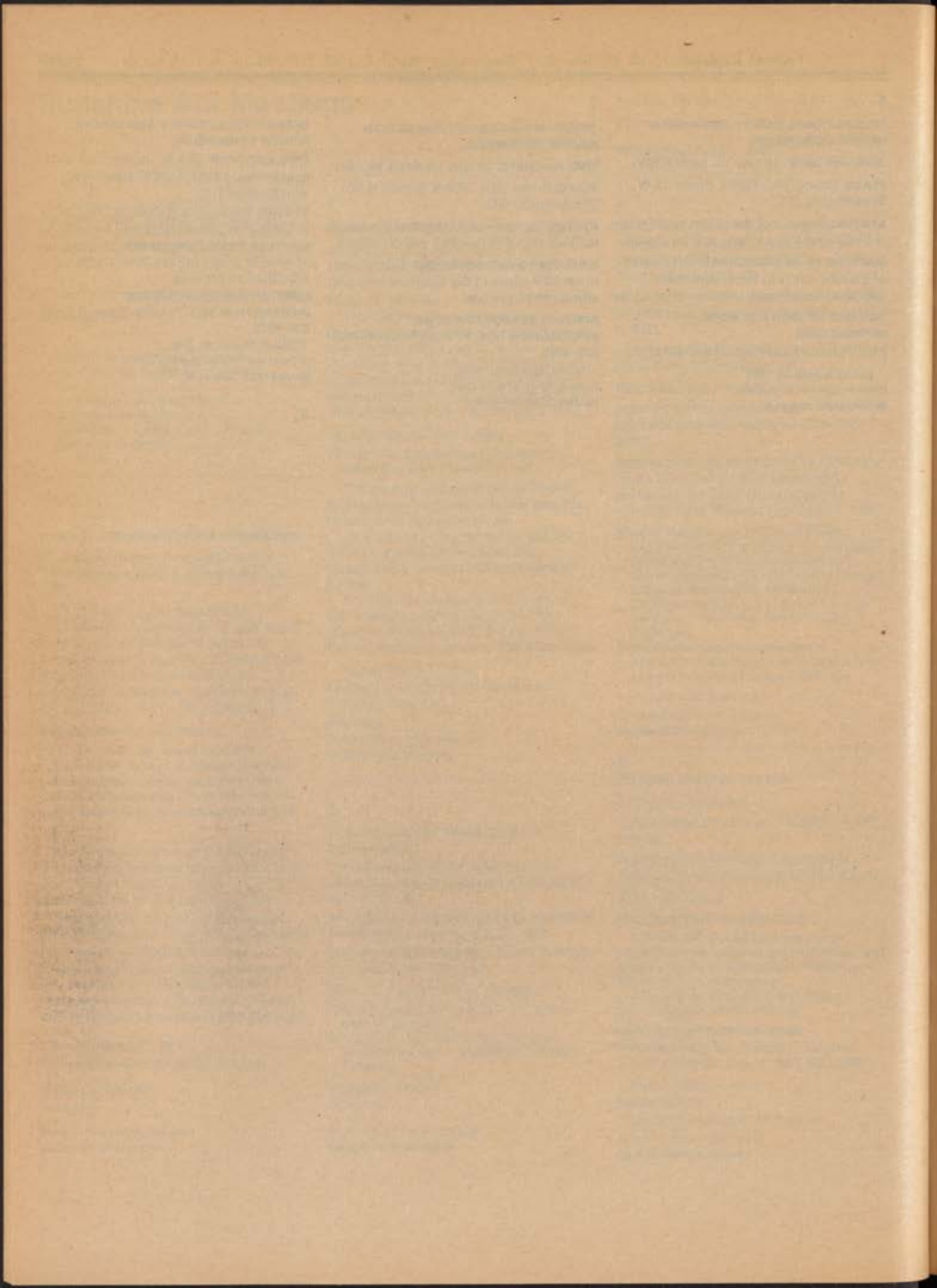
8

**OCCUPATIONAL SAFETY AND HEALTH  
REVIEW COMMISSION.****TIME AND DATE:** 10 a.m. on April 23, 1981.**PLACE:** Room 1101, 1825 K Street NW.,  
Washington, D.C.**STATUS:** Because of the subject matter, it  
is likely that this meeting will be closed.**MATTERS TO BE CONSIDERED:** Discussion  
of specific cases in the Commission  
adjudicative process.**CONTACT PERSON FOR MORE****INFORMATION:** Mrs. Patricia Bausell (202)  
634-4015.

Dated: March 30, 1981.

[S-518-81 Filed 3-30-81; 11:48 am]

BILLING CODE 7600-01-M



# Reader Aids

Federal Register

Vol. 46, No. 62

Wednesday, April 1, 1981

## INFORMATION AND ASSISTANCE

### PUBLICATIONS

#### Code of Federal Regulations

CFR Unit	202-523-3419
	523-3517
General information, index, and finding aids	523-5227
Incorporation by reference	523-4534
Printing schedules and pricing information	523-3419

#### Federal Register

Corrections	523-5237
Daily Issue Unit	523-5237
General information, index, and finding aids	523-5227
Public Inspection Desk	633-6930
Scheduling of documents	523-3187

#### Laws

Indexes	523-5282
Law numbers and dates	523-5282
	523-5266
Slip law orders (GPO)	275-3030

#### Presidential Documents

Executive orders and proclamations	523-5233
Public Papers of the President	523-5235
Weekly Compilation of Presidential Documents	523-5235

#### Privacy Act Compilation

523-3517

#### United States Government Manual

523-5230

### SERVICES

Agency services	523-3408
Automation	523-3408
Dial-a-Reg	
Chicago, Ill.	312-663-0884
Los Angeles, Calif.	213-688-6694
Washington, D.C.	202-523-5022
Magnetic tapes of FR issues and CFR volumes (GPO)	275-2867
Public briefings: "The Federal Register—What It Is and How To Use It"	523-5235
Public Inspection Desk	633-6930
Regulations Writing Seminar	523-5240
Special Projects	523-4534
Subscription orders (GPO)	783-3238
Subscription problems (GPO)	275-3054
TTY for the deaf	523-5239

## FEDERAL REGISTER PAGES AND DATES, APRIL

19813-19900..... 1

## AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
DOT/COAST GUARD	USDA/FNS		DOT/COAST GUARD	USDA/FNS
DOT/FAA	USDA/FSQS		DOT/FAA	USDA/FSQS
DOT/FHWA	USDA/REA		DOT/FHWA	USDA/REA
DOT/FRA	MSPB/OPM		DOT/FRA	MSPB/OPM
DOT/NHTSA	LABOR		DOT/NHTSA	LABOR
DOT/RSPA	HHS/FDA		DOT/RSPA	HHS/FDA
DOT/SLSDC			DOT/SLSDC	
DOT/UMTA			DOT/UMTA	
CSA			CSA	

Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the

Day-of-the-Week Program Coordinator,  
Office of the Federal Register,  
National Archives and Records Service,  
General Services Administration,  
Washington, D.C. 20408.

## TABLE OF EFFECTIVE DATES AND TIME PERIODS—APRIL 1981

This table is for determining dates in documents which give advance notice of compliance, impose time limits on public response, or announce meetings.

Agencies using this table in planning publication of their documents must allow sufficient time for printing production.

In computing these dates, the day after publication is counted as the first day. When

a date falls on a weekend or a holiday, the next Federal business day is used (see 1 CFR 18.17).

A new table will be published in the first issue of each month.

Dates of FR publication	15 days after publication	30 days after publication	45 days after publication	60 days after publication	90 days after publication
April 1	April 16	May 1	May 18	June 1	June 30
April 2	April 17	May 4	May 18	June 1	July 1
April 3	April 20	May 4	May 18	June 2	July 2
April 6	April 21	May 6	May 21	June 5	July 6
April 7	April 22	May 7	May 22	June 8	July 6
April 8	April 23	May 8	May 26	June 8	July 7
April 9	April 24	May 11	May 26	June 8	July 8
April 10	April 27	May 11	May 26	June 9	July 9
April 13	April 28	May 13	May 28	June 12	July 13
April 14	April 29	May 14	May 29	June 15	July 13
April 15	April 30	May 15	June 1	June 15	July 14
April 16	May 1	May 18	June 1	June 15	July 15
April 17	May 4	May 18	June 1	June 16	July 16
April 20	May 5	May 20	June 4	June 19	July 20
April 21	May 6	May 21	June 5	June 22	July 20
April 22	May 7	May 22	June 8	June 22	July 21
April 23	May 8	May 26	June 8	June 22	July 22
April 24	May 11	May 26	June 8	June 23	July 23
April 27	May 12	May 27	June 11	June 26	July 27
April 28	May 13	May 28	June 12	June 29	July 27
April 29	May 14	May 29	June 15	June 29	July 28
April 30	May 15	June 1	June 15	June 29	July 29

## CFR CHECKLIST; 1980/81 ISSUANCES

This checklist, prepared by the Office of the Federal Register, is published in the first issue of each month. It is arranged in the order of CFR titles, and shows the revision date and price of the volumes of the Code of Federal Regulations issued to date for 1980/81.

New units issued during the month are announced on the back cover of the daily **Federal Register** as they become available.

For a checklist of current CFR volumes comprising a complete CFR set, see the latest issue of the LSA (List of CFR Sections Affected), which is revised monthly.

The annual rate for subscription service to all revised volumes is \$525 domestic, \$131 additional for foreign mailing.

Order from Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.

## CFR Unit (Rev. as of Jan. 1, 1981):

Title	Price
6.....	\$3.50

## 14 Parts:

1200-end.....	6.00
---------------	------

## CFR Unit (Rev. as of Apr. 1, 1980):

## 17 Parts:

0-239.....	7.50
240-end.....	7.50

## 18 Parts:

1-149.....	7.50
150-end.....	8.50

## 19

.....	9.00
-------	------

## 20 Parts:

01-399.....	5.50
400-499.....	7.50
500-end.....	7.50

## 21 Parts:

01-99.....	6.00
100-169.....	7.00
170-199.....	6.00
200-299.....	4.50
300-499.....	8.00
500-599.....	7.50
600-799.....	5.00
800-1299.....	5.50
1300-end.....	4.50

## 22

.....	8.00
-------	------

## 23

.....	7.00
-------	------

## 24 Parts:

0-499.....	11.00
500-1699.....	9.00
1700-end.....	6.00

## 25

.....	8.00
-------	------

## 26 Parts:

1 (§§ 1.0-1.169).....	8.50
1 (§§ 1.170-1.300).....	6.50
1 (§§ 1.301-1.400).....	6.00
1 (§§ 1.401-1.500).....	7.00
1 (§§ 1.501-1.640).....	6.50
1 (§§ 1.641-1.850).....	7.50
1 (§§ 1.851-1.1200).....	8.00
1 (§§ 1.1201-end).....	9.00

## 2-29

.....	7.50
-------	------

## 30-39

.....	6.50
-------	------

## 40-299

.....	7.50
-------	------

## 300-499

.....	6.00
-------	------

## 500-599

.....	6.50
-------	------

## 600-end

.....	5.00
-------	------

## 27 Parts:

1-199.....	6.50
------------	------

200-end.....	7.50
--------------	------

## CFR Unit (Rev. as of July 1, 1980):

28.....	7.00
---------	------

## 29 Parts:

0-499.....	9.00
500-1899.....	11.00

1900-1910.....	9.00
----------------	------

1911-1919.....	5.50
----------------	------

1920-end.....	8.00
---------------	------

## 30 Parts:

0-199.....	7.50
200-end.....	8.00

## 31 Parts:

0-199.....	6.00
200-end.....	7.50

## 32 Parts:

1-39 (Supplement).....	6.00
40-399.....	10.00

400-699.....	8.50
--------------	------

700-799.....	8.00
--------------	------

800-999.....	8.00
--------------	------

1000-end.....	6.50
---------------	------

## 33 Parts:

1-199.....	9.50
200-end.....	8.50

## 34

.....	6.00
-------	------

35 (Rev. 12/1/80).....	6.00
------------------------	------

36.....	7.50
---------	------

37.....	6.00
---------	------

38.....	11.00
---------	-------

39.....	6.00
---------	------

## 40 Parts:

0-51.....	7.50
52.....	9.00

53-80.....	7.50
------------	------

81-99.....	8.50
------------	------

100-399.....	13.00
--------------	-------

400-424.....	7.50
--------------	------

425-end.....	7.50
--------------	------

## 41 Chapters:

1-2.....	11.00
----------	-------

3-6.....	8.00
----------	------

7.....	4.25
--------	------

8.....	4.50
--------	------

9 (Supplement).....	3.00
---------------------	------

10-17.....	7.50
------------	------

18 (Vol. I).....	7.50
------------------	------

18 (Vol. II).....	9.00
-------------------	------

18 (Vol. III).....	7.50
--------------------	------

19-100.....	7.50
-------------	------

101.....	8.50
----------	------

102-end.....	7.00
--------------	------

CFR Index.....	8.50
----------------	------

## CFR Unit (Rev. as of Oct. 1, 1980):

## 42 Parts:

1-399.....	9.50
------------	------

400-end.....	8.50
--------------	------

## 43 Parts:

1-199.....	6.50
------------	------

44.....	7.00
---------	------

## 45 Parts:

1-99.....	6.50
-----------	------

100-149.....	7.50
--------------	------

150-199.....	7.50
--------------	------

200-499.....	5.50
--------------	------

500-1199.....	7.50
---------------	------

1200-end.....	7.50
---------------	------

## 46 Parts:

1-29.....	5.00
-----------	------

30-40.....	4.75
------------	------

70-89.....	5.50
------------	------

90-109.....	5.50
-------------	------

166-199.....	6.00
--------------	------

400-end.....	6.00
--------------	------

## 47 Parts:

70-79.....	7.50
------------	------

## 49 Parts:

1-99.....	5.50
-----------	------

200-399.....	7.00
--------------	------

400-999.....	7.50
--------------	------

1000-1199.....	7.50
----------------	------

1200-1299.....	9.00
----------------	------

1300-end.....	6.50
---------------	------

## 50 Parts:

1-199.....	6.00
------------	------

200-end.....	7.50
--------------	------

**AGENCY ABBREVIATIONS**

Used in Highlights and Reminders

(This List Will Be Published Monthly in First Issue of Month.)

**USDA Agriculture Department**

AMS Agricultural Marketing Service  
 APHIS Animal and Plant Health Inspection Service  
 ASCS Agricultural Stabilization and Conservation Service  
 CCC Commodity Credit Corporation  
 EOA Energy Office, Agriculture Department  
 EQOA Environmental Quality Office, Agriculture Department  
 ESCS Economics, Statistics, and Cooperatives Service  
 FmHA Farmers Home Administration  
 FAS Foreign Agricultural Service  
 FCIC Federal Crop Insurance Corporation  
 FGIS Federal Grain Inspection Service  
 FNS Food and Nutrition Service  
 FS Forest Service  
 FSQS Food Safety and Quality Service  
 IGO Inspector General Office  
 REA Rural Electrification Administration  
 SCS Soil Conservation Service  
 SEA Science and Education Administration  
 TOA Transportation Office, Agriculture Department

**COMMERCE Commerce Department**

BEA Bureau of Economic Analysis  
 Census Census Bureau  
 EDA Economic Development Administration  
 FSPSO Federal Statistical Policy and Standards Office  
 FTZB Foreign-Trade Zones Board  
 ITA International Trade Administration  
 MA Maritime Administration  
 MBDA Minority Business Development Agency  
 NBS National Bureau of Standards  
 NOAA National Oceanic and Atmospheric Administration  
 NSA National Shipping Authority  
 NTIA National Telecommunications and Information Administration  
 NTIS National Technical Information Service  
 PTO Patent and Trademark Office  
 USTS United States Travel Service

**DOD Defense Department**

AF Air Force Department  
 Army Army Department  
 DCAA Defense Contract Audit Agency  
 DIA Defense Intelligence Agency  
 DIS Defense Investigative Service  
 DLA Defense Logistics Agency  
 DMA Defense Mapping Agency  
 DNA Defense Nuclear Agency  
 EC Engineers Corps  
 Navy Navy Department

**ED Education Department****DOE Energy Department**

APA Alaska Power Administration  
 BPA Bonneville Power Administration  
 EIA Energy Information Administration  
 ERA Economic Regulatory Administration  
 ERO Energy Research Office  
 ETO Energy Technology Office  
 FERC Federal Energy Regulatory Commission  
 OHA Hearings and Appeals Office, Energy Department  
 SEPA Southeastern Power Administration  
 SOLAR Conservation and Solar Energy Office  
 SWPA Southwestern Power Administration

WAPA Western Area Power Administration

**HHS Health and Human Services Department**

ADAMHA Alcohol, Drug Abuse, and Mental Health Administration  
 CDC Centers for Disease Control  
 FDA Food and Drug Administration  
 HCFA Health Care Financing Administration  
 HDSO Human Development Services Office  
 HRA Health Resources Administration  
 HSA Health Services Administration  
 NIH National Institutes of Health  
 NIOSH National Institute for Occupational Safety and Health  
 PHS Public Health Service  
 RRO Refugee Resettlement Office  
 SSA Social Security Administration

**HUD Housing and Urban Development Department**

CARF Consumer Affairs and Regulatory Functions, Office of Assistant Secretary  
 CPD Community Planning and Development, Office of Assistant Secretary  
 EQO Environmental Quality Office, Housing and Urban Development Department  
 FHC Federal Housing Commissioner, Office of Assistant Secretary for Housing  
 FHEO Fair Housing and Equal Opportunity, Office of Assistant Secretary  
 GNMA Government National Mortgage Association  
 ILSRO Interstate Land Sales Registration Office  
 NCA New Communities Administration  
 NCDC New Community Development Corporation  
 NVACP Neighborhoods, Voluntary Associations and Consumer Protection, Office of Assistant Secretary

**INTERIOR Interior Department**

BIA Bureau of Indian Affairs  
 BLM Bureau of Land Management  
 FWS Fish and Wildlife Service  
 GS Geological Survey  
 HCRS Heritage Conservation and Recreation Service  
 Mines Mines Bureau  
 NPS National Park Service  
 OHA Office of Hearings and Appeals, Interior Department  
 SMREO Surface Mining Reclamation and Enforcement Office  
 WPRS Water and Power Resources Service

**JUSTICE Justice Department**

BJS Bureau of Justice Statistics  
 DEA Drug Enforcement Administration  
 FCSC Foreign Claims Settlement Commission  
 INS Immigration and Naturalization Service  
 JJDO Juvenile Justice and Delinquency Prevention Office  
 LEAA Law Enforcement Assistance Administration  
 NIC National Institute of Corrections  
 NIJ National Institute of Justice  
 OJARS Justice Assistance, Research and Statistics Office  
 PARCOM Parole Commission

**LABOR Labor Department**

BLS Bureau of Labor Statistics  
 ESA Employment Standards Administration  
 ETA Employment and Training Administration  
 FCCPO Federal Contract Compliance Programs Office  
 LMSEO Labor Management Standards Enforcement Office  
 MSHA Mine Safety and Health Administration  
 OSHA Occupational Safety and Health Administration  
 P&WBP Pension and Welfare Benefit Programs Office  
 W&H Wage and Hour Division

**STATE State Department**

FSGB Foreign Service Grievance Board

**DOT Transportation Department**

**CG** Coast Guard  
**FAA** Federal Aviation Administration  
**FHWA** Federal Highway Administration  
**FRA** Federal Railroad Administration  
**MTB** Materials Transportation Bureau  
**NHTSA** National Highway Traffic Safety Administration  
**RSPA** Research and Special Programs Administration  
**SLSDC** Saint Lawrence Seaway Development Corporation  
**UMTA** Urban Mass Transportation Administration

**TREASURY Treasury Department**

**ATF** Alcohol, Tobacco and Firearms Bureau  
**Customs** Customs Service  
**Comptroller** Comptroller of the Currency  
**FACO** Foreign Assets Control Office  
**FS** Fiscal Service  
**IRS** Internal Revenue Service  
**Mint** Mint Bureau  
**PDB** Public Debt Bureau  
**RSO** Revenue Sharing Office  
**SS** Secret Service

**Independent Agencies**

**AC** Aging, Federal Council  
**ANGTS** Alaska Natural Gas Transportation System, Office of Federal Inspector  
**ATBCB** Architectural and Transportation Barriers Compliance Board  
**CAB** Civil Aeronautics Board  
**CEQ** Council on Environmental Quality  
**CFTC** Commodity Futures Trading Commission  
**CITA** Textile Agreements Implementation Committee  
**CPSC** Consumer Product Safety Commission  
**CRC** Civil Rights Commission  
**CSA** Community Services Administration  
**CWPS** Wage and Price Stability Council  
**DIDC** Depository Institutions Deregulation Committee  
**EEOC** Equal Employment Opportunity Commission  
**EPA** Environmental Protection Agency  
**ESC** Endangered Species Committee  
**EXIMBANK** Export-Import Bank of the U.S.  
**FCA** Farm Credit Administration  
**FCC** Federal Communications Commission  
**FDIC** Federal Deposit Insurance Corporation  
**FEC** Federal Election Commission  
**FEMA** Federal Emergency Management Agency  
**FEMA/USFA** United States Fire Administration  
**FFIEC** Federal Financial Institutions Examination Council  
**FHLBB** Federal Home Loan Bank Board  
**FHLMC** Federal Home Loan Mortgage Corporation  
**FLRA** Federal Labor Relations Authority  
**FMC** Federal Maritime Commission  
**FRAC** Federal Register Administrative Committee  
**FRS** Federal Reserve System  
**FSIDP** Foreign Service Impasse Disputes Panel  
**FSLRB** Foreign Service Labor Relations Board  
**FTC** Federal Trade Commission  
**GAO** General Accounting Office  
**GPO** Government Printing Office  
**GSA** General Services Administration  
**GSA/ADTS** Automated Data and Telecommunications Service  
**GSA/FPRS** Federal Property Resources Service  
**GSA/FSS** Federal Supply Service  
**GSA/NARS** National Archives and Records Service  
**GSA/OFR** Office of the Federal Register  
**GSA/PBS** Public Buildings Service  
**GSA/TPUS** Transportation and Public Utilities Service  
**ICA** International Communication Agency  
**ICC** Interstate Commerce Commission

**ICP** Interim Compliance Panel (Coal Mine Health and Safety)  
**IDCA** International Development Cooperation Agency  
**IDCA/AID** Agency for International Development  
**ITC** International Trade Commission  
**IRLG** Interagency Regulatory Liaison Group  
**LSC** Legal Services Corporation  
**MB** Metric Board  
**MSPB** Merit Systems Protection Board  
**MWSC** Minimum Wage Study Commission  
**NACEO** National Advisory Council on Economic Opportunity  
**NASA** National Aeronautics and Space Administration  
**NCCB** National Consumer Cooperative Bank  
**NCH** National Council for the Handicapped  
**NCUA** National Credit Union Administration  
**NFAH** National Foundation for the Arts and the Humanities  
**NLRB** National Labor Relations Board  
**NRC** Nuclear Regulatory Commission  
**NSF** National Science Foundation  
**NTSB** National Transportation Safety Board  
**OMB** Office of Management and Budget  
**OMB/FPPO** Federal Procurement Policy Office  
**OPIC** Overseas Private Investment Corporation  
**OPM** Office of Personnel Management  
**OPM/FPRAC** Federal Prevailing Rate Advisory Committee  
**OSTP** Office of Science and Technology Policy  
**PADC** Pennsylvania Avenue Development Corporation  
**PBGC** Pension Benefit Guaranty Corporation  
**PRC** Postal Rate Commission  
**PS** Postal Service  
**ROAP** Reorganization Office of Assistant to President  
**RRB** Railroad Retirement Board  
**SBA** Small Business Administration  
**SEC** Securities and Exchange Commission  
**SFC** Synthetic Fuels Corporation  
**SSS** Selective Service System  
**Trade** Trade Representative, Office of United States  
**TVA** Tennessee Valley Authority  
**VA** Veterans Administration  
**WRC** Water Resources Council

## REMINDERS

The "reminders" below identify documents that appeared in issues of the **Federal Register** 15 days or more ago. Inclusion or exclusion from this list has no legal significance.

**Comments on Proposed Rules for the Week of April 5 through April 11, 1981**

**AGRICULTURE DEPARTMENT**

Agricultural Marketing Service—

- 17207 3-18-81 / Milk in the New York-New Jersey marketing area; recommended decision and opportunity to file written exceptions on proposed amendments to tentative marketing agreement and to order; comments by 4-7-81

Commodity Credit Corporation—

- 10746 2-4-81 / 1981 upland and extra long staple cotton loan program provisions; comments by 4-6-81

Farmers Home Administration—

- 11552 2-9-81 / Operating loan policies, procedures and authorizations; comments by 4-10-81

Food Safety and Quality Service—

- 1286 1-6-81 / Use of fumaric acid in meat and poultry products; comments by 4-6-81

Rural Electrification Administration—

- 11287 2-6-81 / Electric borrowers; contract modifications and alternative bidding provisions; "Construction Methods and Purchase of Materials and Equipment" (Bulletin 40-6); comments by 4-7-81

**ARTS AND HUMANITIES, NATIONAL FOUNDATION**

- 11557 2-9-81 / Nondiscrimination in Federally assisted programs; comments by 4-10-81

**CIVIL AERONAUTICS BOARD**

- 11827 2-11-81 / Uniform system of accounts and reports for certificated air carriers; reply comments period extended to 4-9-81

[See also 45 FR 85564, 12-24-81]

**COMMERCE DEPARTMENT**

National Oceanic and Atmospheric Administration—

- 18318 3-24-81 / Commercial tanner crab fishery off the Coast of Alaska; comments by 4-8-81

**CONSUMER PRODUCT SAFETY COMMISSION**

- 11188 2-5-81 / Urea-formaldehyde foam insulation; proposed ban; comments by 4-6-81

**ENERGY DEPARTMENT**

Federal Energy Regulatory Commission—

- 16914 3-16-81 / Ceiling prices; high-cost natural gas from tight formations; West Virginia; comments by 4-8-81

- 16903 3-16-81 / Electric utilities; hydropower projects; preliminary permit policies; comment period extended to 4-6-81

[Originally published at 46 FR 15512, 3-6-81]

- 14899 3-3-81 / Producer filing instructions; discontinuance of certain produce reports and related forms nos. 108 and 314-B; comments by 4-6-81

- 14751 3-2-81 / Water power projects; revisions to certain regulations governing applications for preliminary permit and license; comments by 4-6-81

Office of the Secretary—

- 15484 3-5-81 / Variable net profit share bidding system for outer continental shelf oil and gas lease sales; comments by 4-7-81

**ENVIRONMENTAL PROTECTION AGENCY**

- 15744, 15745 3-9-81 / Air quality control regions, criteria and control techniques; attainment status designations; Ohio; comments by 4-8-81

- 17790 3-20-81 / Air quality implementation plan; California; revision for San Diego Air Basin nonattainment area; comment period extended to 4-6-81

[See also 46 FR 10750, 2-4-81]

- 15824 3-5-81 / Availability of revision of Washington State Implementation Plan; comments by 4-6-81

- 11322 2-6-81 / Energy equivalency between diesel fuel and gasoline; comments by 4-7-81

- 15281 3-5-81 / Establishment of maximum permissible level for residues of diquat in potable water; comments by 4-6-81

- 13492 2-20-81 / Hazardous wastes; interim status standards for owners and operators of treatment, storage, and disposal facilities; liquid ignitable wastes in containers; comments by 4-10-81

- 15743 3-9-81 / Interstate pollution abatement; proceedings under Section 125 of the Clean Air Act; comments by 4-8-81

- 14135 2-26-81 / Iron and steel manufacturing point source category effluent limitations guidelines; pretreatment standards and new source performance standards; comments by 4-8-81

- 15285 3-5-81 / Proposed tolerances for diquat; comments by 4-6-81

- 1102 1-5-81 / Standards of performance for new stationary sources; metal coil surface coating; comments by 4-6-81  
[Comment period extended at 46 FR 12023, 2-12-81]

**EQUAL EMPLOYMENT OPPORTUNITY COMMISSION**

- 11285 2-6-81 / Collection of applicant data for affirmative action purposes; interim regulations; comments by 4-7-81

**FEDERAL COMMUNICATIONS COMMISSION**

- 9975 1-30-81 / FM broadcast station in Clinton and Bald Knob, Ark.; changes in table of assignments; reply comments by 4-6-81

- 8048 1-26-81 / Petition to reallocate VHF-TV Channel 9 from New York, N.Y. to a city within the city grade contour of Station WOR-TV; comments by 4-6-81

- 14358 2-27-81 / Radio services, special; multiple-address radio systems in the public land mobile radio service; private operational-fixed microwave service; and establishment of new frequency tolerance in the 952-960 MHz band; reply comment period extended to 4-6-81  
[See also 46 FR 10768, 2-4-81]

- 15749 3-9-81 / Regulatory policies and procedures for the domestic public land mobile radio service; comments by 4-7-81

- 3575 1-15-81 / TV broadcast station in Santa Barbara, Calif.; reply comments extended to 4-6-81  
[See also 45 FR 28770, 4-30-80]

**FEDERAL TRADE COMMISSION**

- 10921 2-5-81 / Albertson's Inc., Boise, Idaho, operator of retail grocery stores; proposed consent agreement and analysis; comments by 4-7-81

**GENERAL ACCOUNTING OFFICE**

- 15884 3-10-81 / Personnel Appeals Board; procedures; comments by 4-10-81

**HEALTH AND HUMAN SERVICES DEPARTMENT**

Food and Drug Administration—

- 81154 12-9-80 / Classification of hypophosphatemia and hyperphosphatemia drug products for over-the-counter human use; reply comments by 4-8-81

- 2456 1-9-81 / New animal drugs for use in animal feeds; definitions and general considerations; revised procedure medicated feed applications; comments by 4-9-81  
[Corrected at 46 FR 13237, 2-20-81]

- INTERSTATE COMMERCE COMMISSION**
- 13741 2-24-81 / Motor carriers; temporary authority and emergency temporary authority; comments by 4-10-81
- LABOR DEPARTMENT**
- Employment Standards Administration—
- 4320 1-16-81 / Salary levels used to determine exemption of bona fide executive, administrative or professional employee from FLSA; comments by 4-6-81  
[Corrected at 46 FR 11284, 2-6-81; effective date stayed at 46 FR 12206, 2-13-81]
- Occupational Safety and Health Administration—
- 12213 2-13-81 / Occupational exposure to pesticides during manufacture and formulation; comments by 4-10-81
- MANAGEMENT AND BUDGET OFFICE**
- Federal Procurement Policy Office—
- 11324 2-6-81 / Federal acquisition regulations; contractor versus government performance; comments by 4-7-81
- NUCLEAR REGULATORY COMMISSION**
- 17216 3-18-81 / Rules of practice for domestic licensing proceedings; expediting the NRC hearing process; comments by 4-7-81
- SMALL BUSINESS ADMINISTRATION**
- 10501 2-3-81 / Challenges to certification of eligibility by interested companies pursuant to Section 8(d) of the Small Business Act; comments by 4-6-81
- TRANSPORTATION DEPARTMENT**
- National Highway Traffic Safety Administration—
- 2132 1-8-81 / Federal Motor Vehicle Safety Standards; lamps, reflective devices, and associated equipment; comments by 4-10-81
- 2136 1-8-81 / Federal Motor Vehicle Safety Standards; rear underride protection; comments by 4-8-81
- TREASURY DEPARTMENT**
- Internal Revenue Service—
- 10510 2-3-81 / Foreign bribes and international boycott; comments by 4-6-81
- 15892 3-10-81 / Income from trade shows; comments by 4-8-81
- Deadlines for Comments on Proposed Rules for the Week of April 12 through April 18, 1981**
- AGRICULTURE DEPARTMENT**
- Agricultural Marketing Service—
- 18558 3-25-81 / Milk in the St. Louis-Ozarks and certain other marketing areas; filing exceptions to the recommended decision on proposed amendments to tentative marketing agreements and to orders; comments extended to 4-13-81  
[See also 46 FR 12709, 2-18-81 and 46 FR 16270, 3-12-81]
- 9957 1-30-81 / Spearmint oil produced in the far west; administrative rules; comments by 4-15-81
- CIVIL AERONAUTICS BOARD**
- 11827 2-11-81 / Smoking aboard aircraft; comments by 4-13-81
- COMMERCE DEPARTMENT**
- Patent and Trademark Office—
- 3162 1-13-81 / Reexamination and inter partes protest proceedings; comments by 4-16-81
- COMMODITY FUTURES TRADING COMMISSION**
- 11668 2-10-81 / Prohibition of guarantees against loss; comments by 4-13-81
- ENVIRONMENTAL PROTECTION AGENCY**
- 12020 2-12-81 / Air quality Nevada; State implementation plan revision for lead in Clark County; comments by 4-13-81
- 17229 3-18-81 / Amiben; proposed tolerance; comments by 4-17-81
- 17230 3-18-81 / Boiled linseed oil; exemption from the requirement of tolerance; comments by 4-17-81
- 14136 2-26-81 / Coil coating point source category effluent limitations guidelines, pretreatment standards and new source performance standards; comments by 4-13-81
- 12414 2-13-81 / Hazardous waste; interim standards for owners and operators of land disposal facilities and EPA-administered permit programs; comments by 4-14-81
- 16280 3-12-81 / Proposed change in nonattainment area definition of source to conform to definition contained in PSD rules; comments by 4-13-81
- 11843 2-11-81 / Revisions to Nevada State Implementation Plan; comments by 4-13-81  
[Corrected at 46 FR 15181, 3-4-81]
- 12188 2-12-81 / Vinyl chloride content of solvents, resin-solvent solution, polyvinyl chloride resin, resin slurry, wet resin and latex samples, alternative test method; comments by 4-13-81
- FEDERAL COMMUNICATIONS COMMISSION**
- 14361 2-27-81 / FM broadcast station in Marshfield, Wis., changes in table of assignments; reply comments by 4-13-81
- 14359 2-27-81 / FM broadcast stations in Albion, Avilla, Auburn, Garnett and Lagrange, Ind., changes in table of assignments; reply comments by 4-13-81
- 10963 2-5-81 / FM broadcast stations in Glendale and Phoenix, Ariz., changes in table of assignments; reply comments by 4-13-81
- 10773 2-4-81 / FM broadcast stations in various cities in Arizona, California, Georgia, Iowa, Kansas, New York, Washington, and West Virginia; changes in table of assignments (10 documents); reply comments by 4-13-81
- 13740 2-24-81 / FM broadcast stations, table of assignments; comments by 4-13-81
- 13738 2-24-81 / FM broadcast stations, table of assignments; Owenton, Ky.; comments by 4-13-81
- 13739 2-24-81 / FM broadcast stations, table of assignments; Sparks, Nev.; comments by 4-13-81
- 3939 1-16-81 / Inquiry into future role of low-power television broadcasting and television translators in the National Telecommunications System; reply comments by 4-13-81
- 81796 12-12-80 / Television channel allotments; comments by 4-15-81  
[Originally published at 45 FR 72902, 9-18-80]
- 70023 10-22-80 / VHF television reception, improvements; reply comments by 4-17-81  
[Comment period extended at 46 FR 9664, 1-29-81]
- FEDERAL EMERGENCY MANAGEMENT AGENCY**
- 13527 2-23-81 / National Flood Insurance Program coverage, sales and loss prevention provisions; comments by 4-15-81
- FEDERAL RESERVE SYSTEM**
- 11780 2-10-81 / Home mortgage disclosure; comments by 4-15-81
- FEDERAL TRADE COMMISSION**
- 6976 1-22-81 / Funeral industry practices; reply comments by 4-13-81
- GENERAL SERVICES ADMINISTRATION**
- 11845 2-11-81 / Definition of related personal property; comments by 4-13-81
- 3021 1-13-81 / Hardware and data transmission standards; temporary regulations; comments by 4-13-81
- HEALTH AND HUMAN SERVICES DEPARTMENT**
- Food and Drug Administration—
- 16676 3-13-81 / Antibiotic drugs, certification requirements; updating and technical changes; comments by 4-13-81
- 16676 3-13-81 / Antibiotic drugs, increase in certification fees; comments by 4-13-81
- 16679 3-13-81 / Cepha antibiotic drugs; Cefadroxil monohydrate for oral suspension; certification of new dosage form; comments by 4-13-81

- 16678 3-13-81 / Erythromycin capsules; certification of new dosage form; comments by 4-13-81
- 16675 3-13-81 / Food additives, indirect; Poly(acrylamide-[2-acrylamide-2-methylpropylsulfonate]-dimethyldiallyl ammonium chloride) sodium salt; use as an adhesive component; objections by 4-13-81
- 16675 3-13-81 / Food additives, indirect; Trimethylpyridines and dimethylpyridines; use as an adjuvant substance in olefin polymers; objections by 4-13-81
- 12502 2-17-81 / Premarket approval of medical devices; proposed establishment of regulations; comments by 4-13-81
- 16680 3-13-81 / Tobramycin ophthalmic solution; certification of new dosage form; comments by 4-13-81
- 82014 12-12-80 / Vaginal contraceptives (OTC); monograph establishment; reply comments by 4-13-81  
[Corrected at 46 FR 11292, 2-6-81]

**INTERIOR DEPARTMENT**

## Fish and Wildlife Service—

- 3188 1-13-81 / *Astragalus montii* (Heliotrope milk-vetch); proposed endangered status and critical habitat; comments by 4-13-81

## Indian Affairs Bureau—

- 16916 3-16-81 / Attorney contracts with Indian tribes; tribal attorney fee payment with appropriated funds; comment period reopened to 4-15-81

[Originally published at 45 FR 82667, 12-16-80]

## Surface Mining Reclamation and Enforcement Office—

- 16276 3-12-81 / Surface coal mining and reclamation operations; bonding forfeiture regulations; comments by 4-13-81

**LABOR DEPARTMENT**

- 16827 3-13-81 / Redwood Employee Protection Program, applicant eligibility for benefits based on layoffs; comments by 4-13-81

## Occupational Safety and Health Administration—

- 18974 3-27-81 / Occupational exposure to lead; new trigger levels for medical removal protection; comments by 4-15-81

**NUCLEAR REGULATORY COMMISSION**

- 14019 2-25-81 / Ionizing radiation measuring instruments, amendment of exemption; comments by 4-13-81
- 18045 3-23-81 / Licensing requirements for pending construction permit and manufacturing license applications; comments by 4-13-81

**TRANSPORTATION DEPARTMENT**

## Federal Aviation Administration—

- 3776 1-15-81 / Parts manufacturer approvals; and falsification of airworthiness certification documents; comments by 4-15-81
- 16270 3-12-81 / Proposed special conditions for CASA model C-212 series airplanes; comments by 4-13-81

- 83424 12-18-80 / Rotocraft Regulatory Program Notice No. 1; comments by 4-17-81

## Federal Highway Administration—

- 82291 12-15-80 / Hours of service of drivers; 10-hour exemption—drivers' logs; comments by 4-14-81
- 8186 1-28-81 / Minimum levels of financial responsibility for motor carriers; comments by 4-13-81

**TREASURY DEPARTMENT**

## Customs Service—

- 17228 3-18-81 / General provisions; proposed change in the field organization of the customs service; comments by 4-17-81

## Internal Revenue Service—

- 3912 1-16-81 / Income tax; dollar-value LIFO inventory; comments by 4-16-81

**VETERANS ADMINISTRATION**

- 17232 3-18-81 / Special types and methods of procurement; mortuary service; comments by 4-17-81

**Next Week's Meetings****AGRICULTURE DEPARTMENT**

## Forest Service—

- 11851 2-11-81 / Deschutes National Forest Grazing Advisory Board, Bend, Oreg. (open), 4-10-81

**ARTS AND HUMANITIES, NATIONAL FOUNDATION**

- 12565 2-17-81 / Federal Graphics Improvement Evaluation Panel, Washington, D.C. (open), 4-9-81

- 16995 3-16-81 / Humanities Panel, Washington, D.C. (closed), 4-9-81

**CIVIL RIGHTS COMMISSION**

- 18062 3-23-81 / Illinois Advisory Committee, Chicago, Ill. (open), 4-10-81

- 12996 2-19-81 / New York Advisory Committee, New York, N.Y. (open), 4-8-81

- 18063 3-23-81 / West Virginia Advisory Committee, Charleston, W. Va. (open), 4-9-81

**COMMERCE DEPARTMENT**

## International Trade Administration—

- 17071 3-17-81 / Electronic Instrumentation Technical Advisory Committee, Washington, D.C. (partially open), 4-7-81

## National Marine Fisheries Service—

- 17073 3-17-81 / South Atlantic Fishery Management Council's Scientific and Statistical Committee, Charleston, S.C. (open), 4-7 and 4-8-81

## National Oceanic and Atmospheric Administration—

- 16699 3-13-81 / Mid-Atlantic Fishery Management Council, Hampton, Va. (open), 4-8 and 4-9-81

- 16700 3-13-81 / Pacific Fishery Management Council Anchovy/Jack Mackerel Subpanel Long Beach, Calif. (open), 4-7-81

## Patent and Trademark Office—

- 15763 3-9-81 / Trademark Affairs Public Advisory Committee, Washington, D.C. (open), 4-9-81

**DEFENSE DEPARTMENT**

## Air Force Department—

- 14154 2-28-81 / Air University Board of Visitors, Maxwell Air Force Base, Ala. (open), 4-8-81

- 14155 2-28-81 / Working Group B (mainly Low Power Devices) of the DOD advisory group on electron devices, Arlington, Va. (closed), 4-9-81

## Army Department—

- 17242 3-18-81 / United States Army Medical Research and Development Advisory Panel, Laser Bioeffects Subcommittee, San Francisco, Calif. (partially open), 4-7-81

- 17242 3-18-81 / United States Army Medical Research and Development Advisory Panel, Viral and Rickettsial Diseases Subcommittee, Washington, D.C. (partially open), 4-7 and 4-8-81

## Office of the Secretary—

- 16925 3-16-81 / Defense Science Board, Review of the DOD Space-Based Laser Weapons Study Task Force, Washington, D.C. (closed), 4-6-81

- 16292 3-12-81 / DOD Advisory Group on Electron Devices, Working Group A, Arlington, Va. (closed), 4-7-81

- 13261 2-20-81 / Wage Committee, Washington, D.C. (closed); 4-7-81

**ECONOMIC OPPORTUNITY NATIONAL ADVISORY COUNCIL**

- 15532 3-6-81 / Thirteenth Report to the President, Washington, D.C. (open), 4-9 and 4-10-81

[Rescheduled at 46 FR 17317, 3-18-81]

**ENVIRONMENTAL PROTECTION AGENCY**

- 14967 3-3-81 / Interagency Toxic Substances Data Committee, Washington, D.C. (open), 4-7-81

- ETHICAL PROBLEMS IN MEDICINE AND BEHAVIORAL RESEARCH, PRESIDENT'S COMMISSION FOR THE STUDY OF**  
**18132** 3-23-81 / Meeting, Miami, Fla. (open), 4-9 and 4-10-81
- FEDERAL COMMUNICATIONS COMMISSION**  
**17132** 3-17-81 / Advisory Committee on Radio Broadcasting and its Technical and Allocations Subgroups, Washington, D.C. (open), 4-7-81  
**17710** 3-19-81 / Authorized rate of return for the American Telephone and Telegraph Co. on its interstate and foreign services (closed), 4-6-81
- FEDERAL PREVAILING RATE ADVISORY COMMITTEE**  
**17881** 3-20-81 / Meeting, Washington, D.C. (partially open), 4-9-81
- HEALTH AND HUMAN SERVICES DEPARTMENT**  
 Alcohol, Drug Abuse, and Mental Health Administration—  
**17141** 3-17-81 / Mental Health Small Grant Review Committee, Rockville, Md. (partially open), 4-6 through 4-9-81  
**17142** 3-17-81 / The Treatment and Rehabilitation Work Group of the Interagency Committee on Federal Activities for Alcohol House and Alcoholism, Rockville, Md. (open), 4-7-81  
 Food and Drug Administration—  
**17146** 3-17-81 / Child Abuse and Neglect Advisory Board, Milwaukee, Wis. (open), 4-6 and 4-7-81  
**18359** 3-24-81 / Consumer participation, Reno, Nev. (open), 4-8-81  
**17142** 3-17-81 / Endocrinologic and Metabolic Drug Advisory Committee, Rockville, Md. (partially open), 4-6 and 4-7-81  
 National Institutes of Health—  
**11716** 2-10-81 / Cardiology Advisory Committee, Bethesda, Md. (partially open), 4-6 and 4-7-81  
**18071** 3-23-81 / Dental Research Institute, Scientific Counselors Board, Bethesda, Md. (partially open), 4-6 and 4-7-81  
**15778** 3-9-81 / Heart, Lung, and Blood Institute; Research Manpower Review Committee, Bethesda, Md. (partially open), 4-8 through 4-10-81  
 Office of the Secretary—  
**18360** 3-24-81 / Federal Council on the Aging; Long Term Care Committee, Washington, D.C. (open), 4-8-81
- INTERIOR DEPARTMENT**  
 Land Management Bureau—  
**15328** 3-5-81 / Carson City District Advisory Council, Carson City, Nev. (open), 4-10-81  
**17660** 3-19-81 / Cedar City District Grazing Advisory Board, Cedar City, Utah (open), 4-7-81  
 [Originally published at 46 FR 14973, 3-3-81]  
**15334** 3-5-81 / Yuma District Advisory Council, Yuma, Ariz. (open), 4-9-81  
**14974** 3-3-81 / Intergovernmental Planning Program, Gulf of Mexico Regional Technical Working Group, New Orleans, La. (open), 4-7-81  
**16338** 3-12-81 / Ukiah District Advisory Council, Ukiah, Calif. (open), 4-9-81  
 National Park Service—  
**18076** 3-23-81 / Ozark National Scenic Riverways Advisory Commission, Van Buren, Mo., (open), 4-10-81  
**18076** 3-23-81 / Pictured Rocks National Lakeshore Advisory Commission, Grand Marais, Mich. (open), 4-10-81  
**16737** 3-13-81 / National Park System Advisory Board, Washington, D.C., 4-6 and 4-8-81; Harpers Ferry, W. Va., 4-7-81 (all sessions open)
- INTERSTATE COMMERCE COMMISSION**  
**16106** 3-11-81 / Commercial zones and terminal areas; Charleston, S.C., Commercial Zone; comments by 4-10-81
- 16225** 3-11-81 / Practices of motor common carriers of household goods (performance standards); comments by 4-10-81
- LABOR DEPARTMENT**  
 Occupational Safety and Health Administration—  
**7692** 1-23-81 / Hazardous materials safety standards, Washington, D.C. (open), 4-8 and 4-9-81
- LIBRARIES AND INFORMATION SCIENCE, NATIONAL LIBRARIES**  
**17332** 3-18-81 / Meeting, Chicago, Ill. (open), 4-9 and 4-10-81
- MINIMUM WAGE STUDY COMMISSION**  
**17935** 3-20-81 / Meeting, Washington, D.C., 4-8 through 4-10-81
- NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**  
**18125** 3-23-81 / NASA Advisory Council, Kennedy Space Center, Fla. (open), 4-7 and 4-8-81
- NATIONAL SCIENCE FOUNDATION**  
**16761** 3-13-81 / Astronomical Sciences Advisory Committee, Washington, D.C. (partially open), 4-8 and 4-9-81  
**16762** 3-13-81 / Atmospheric Sciences Advisory Committee, Boulder, Colo. (open), 4-9 and 4-10-81  
**16763** 3-13-81 / Environmental Biology Advisory Committee, Ecological Sciences Subcommittee, Washington, D.C. (closed), 4-9 and 4-10-81  
**18126** 3-23-81 / Reactor Safeguards Advisory Committee, Subcommittee on Regulatory Activities, Washington, D.C. (open), 4-7-81
- NUCLEAR REGULATORY COMMISSION**  
**16009** 3-10-81 / Reactor Safeguards Advisory Committee, NRC Safety Research Program Subcommittee, Washington, D.C. (open), 4-8-81  
 [See also 46 FR 13612, 2-23-81]  
**18421** 3-24-81 / Reactor Safeguards Advisory Committee, Subcommittee on NRC Safety Research Program, Washington, D.C. (closed), 4-8-81  
**18125** 3-23-81 / Reactor Safeguards Advisory Committee, Subcommittee on Procedures and Administration, Washington, D.C. (open), 4-7-81  
**18421** 3-24-81 / Reactor Safeguards Advisory Committee, Subcommittee on Reactor Operations, Washington, D.C. (partially open), 4-8-81  
**18420** 3-24-81 / Reactor Safeguards Advisory Committee, Subcommittee on Safety Philosophy, Technology and Criteria, Washington, D.C. (open), 4-8-81  
**17174** 3-17-81 / South Carolina Electric and Gas Co. and South Carolina Public Service Authority (Virgil C. Summer Nuclear Station, Unit 1), Columbia, S.C., 4-7-81  
**17174** 3-17-81 / Tennessee Valley Authority (Browns Ferry Nuclear Plant Unit Nos. 1, 2 and 3), Huntsville, Ala., 4-10-81
- SMALL BUSINESS ADMINISTRATION**  
**17000** 3-16-81 / Region I Advisory Council, Boston, Mass. (open), 4-8-81  
**17000** 3-16-81 / Region I Advisory Council, Concord, N.H. (open), 4-8-81  
**15844** 3-9-81 / Region I Advisory Council, Providence, R.I. (open), 4-6-81  
**16173** 3-11-81 / Region IX Advisory Council, Hayward, Calif. (open), 4-8-81  
**17000** 3-16-81 / Region IX Advisory Council, Los Angeles, Calif. (open), 4-7-81
- STATE DEPARTMENT**  
**19134** 3-27-81 / Secretary of State's Advisory Committee on Private International Law, Washington, D.C. (open), 4-10-81

19134 3-27-81 / U.S. Organization for the International Telegraph and Telephone Consultative Committee, Study Group D (telecommunications relating to development of international digital data transmission), Washington, D.C. (open), 4-10-81

16397 3-12-81 / U.S. Organization for the International Radio Consultative Committee (CCIR), Study Groups 10 and 11, Washington, D.C. (open), 4-9-81

#### TRANSPORTATION DEPARTMENT

Federal Aviation Administration—

17703 3-19-81 / Air Traffic Procedures Advisory Committee, Washington, D.C. (open), 4-6 through 4-10-81

17703 3-19-81 / Radio Technical Commission for Aeronautics, Special Committee 145—Digital Avionics Software, Washington, D.C. (open), 4-7 through 4-9-81

National Highway Traffic Safety Administration—

7123 1-22-81 / Safety Standards International Harmonization Group of Rapporteurs on Lighting and Light Signalling, Eighth Session; Lippstadt, Germany, 4-7 through 4-10-81

#### TREASURY DEPARTMENT

Internal Revenue Service—

10749 2-4-81 / Installment sales temporary provisions; comments by 4-6-81

#### VETERANS ADMINISTRATION

16774 3-13-81 / Medical Research Service, Merit Review Boards: Nephrology, Washington, D.C., 4-6-81; Behavioral Sciences, Washington, D.C., 4-9 and 4-10-81 (both meetings partially open)

#### Next Week's Public Hearings

##### DEFENSE DEPARTMENT

Air Force Department—

16708 3-13-81 / M-X missile program; deployment area selection and land withdrawal/acquisition; draft environmental impact statement: Carson City, Nev., 4-6-81; Tonopah, Nev., 4-7 and 4-8-81; Pioche, Nev., 4-9-81

##### ENVIRONMENTAL PROTECTION AGENCY

83952 12-19-80 / Air pollutants, hazardous; national emission standards; benzene from storage vessels with capacity greater than four cubic meters; Research Triangle Park, N.C., 4-8-81

[Rescheduled at 46 FR 9660, 1-29-81]

##### HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration—

17142 3-17-81 / Endocrinologic and Metabolic Drugs Advisory Committee, Rockville, Md., 4-6-81

##### INTERIOR DEPARTMENT

Land Management Bureau—

18795 3-26-81 / Canon City District, Northeast Resource Area and Fountain Creek Planning Unit, resource management plan and environmental impact statement: Ft. Collins, Colo., 4-8-81; Idaho Springs, Colo., 4-9-81.; Denver, Colo., 4-10-81.

##### NUCLEAR REGULATORY COMMISSION

13866 2-24-81 / Public Service Company of New Hampshire, et al. (Seabrook Station, Units 1 and 2), Nashua, N.H., 4-6-81

##### TREASURY DEPARTMENT

Internal Revenue Service—

10923 2-5-81 / Manufacturers' and retailers' excise taxes on special fuels, Washington, D.C., 4-8-81

#### List of Public Laws

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's List of Public Laws.

[Last Listing March 18, 1981]

#### DOCUMENTS RELATING TO FEDERAL GRANT PROGRAMS

This is a list of documents relating to Federal grant programs which were published in the *Federal Register* during the previous week.

#### DEADLINES FOR COMMENTS ON PROPOSED RULES

18975, 3-27-81 / ED—Handicapped children; assistance to States for education and nondiscrimination in programs and activities receiving or benefiting from Federal financial assistance; postponement of interpretation and request for comments by 4-27-81

19002 3-27-81 / ED—Review of regulations and interpretations; comments by 5-31-81

19000 3-27-81 / ED—Title I, Elementary and Secondary Education Act; Intent to waive certain Title I, ESEA, requirements for Trust Territory of the Pacific Islands; comments by 4-23-81

#### APPLICATIONS DEADLINES

18758 3-26-81 / ED—Vocational Rehabilitation Act of 1973, discretionary grant programs; apply by 5-1, 5-8, 5-18, 6-10, and 7-31-81

18790 3-26-81 / HHS/CDC—State-based Diabetes Control Programs, Cooperative Agreements; apply by 5-15-81

18634 3-25-81 / Justice/NIJ—Racial tension in prison, research grant solicitation; proposals by 4-30-81

18634 3-25-81 / Justice/NIJ—Stranger-to-Stranger Crime, victim response; research solicitation; proposals by 5-7-81

#### MEETINGS

18578 3-25-81 / ED—Adult Education National Advisory Council, Providence, R.I. (open), 4-14-81

18070 3-23-81 / HHS/NIH—Aging Institute, Scientific Counselors Board, Baltimore, Md. (partially open), 4-23- and 4-24-81

18070 3-23-81 / HHS/NIH—Allergy and Infectious Diseases Institute, Scientific Counselors Board, Bethesda, Md. (partially open), 5-6 through 5-8-81

18069 3-23-81 / HHS/NIH—Blood Diseases and Resources Advisory Committee, Bethesda, Md. (open), 4-30 and 5-1-81

18069 3-23-81 / HHS/NIH—Dental Research Institute, Programs Advisory Committee, Bethesda, Md. (open), 5-1-81

18071 3-23-81 / HHS/NIH—Dental Research Institute, Scientific Counselors Board, Bethesda, Md. (partially open), 4-6 and 4-7-81

18069 3-23-81 / HHS/NIH—Mandatory retirement age for commercial airline pilots; report, meetings, Bethesda, Md. (open), 4-27 and 4-28-81, 5-27 through 5-29-81, and 6-22 and 6-23-81

18070 3-23-81 / HHS/NIH—Pulmonary Diseases Advisory Committee, Detroit, Mich. (open), 5-9-81

19120 3-27-81 / NSF—Environmental Biology Committee, Systematic Biology Subcommittee, Washington, D.C. (closed), 4-16 and 4-17-81

19120 3-27-81 / NSF—Ocean Sciences Advisory Committee, Ocean Sciences Research Subcommittee, Washington, D.C. (closed), 4-21 and 4-22-81

18644 3-25-81 / Harry S. Truman Scholarship Foundation/Meeting, Washington, D.C. (partially open), 4-13-81

19011 3-27-81 / USDA/FNS—Material, Infant, and Fetal Nutrition Advisory Council, Washington, D.C., 4-13 through 4-15-81

#### OTHER ITEMS OF INTEREST

19118 3-27-81 / LSC—Grant applications being considered

19119 3-27-81 / NSF—Availability of Advisory Committee Reports

18174 3-23-81 / OMB—Proposed budget rescissions and deferral submitted to Congress