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Thursday
September 17, 1981

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46107 **Historically Black Colleges and Universities** Executive order.

46126 **Housing** HUD/NVACP temporarily reduces inspection fee for mobile homes.

46134 **Social Services Programs** HHS clarifies rule on time limits for States to file claims for Federal financial participation.

46144 **Grant Programs** Justice/OJARS proposes revisions to hearing and appeal procedures available to grantees and applicants for financial assistance.

46113 **Small Businesses** SBA revises regulations on Surety Bond Guarantee Program.

46111 **Meat and Poultry Inspection** USDA/FSIS increases rates for inspection and related services.

46155 **Nuclear Materials** DOE announces revised price schedule for Plutonium-238.

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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.

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Presidential Documents

Title 3—

The President

Executive Order 12320 of September 15, 1981

Historically Black Colleges and Universities

By the authority vested in me as President by the Constitution of the United States of America, in order to advance the development of human potential, to strengthen the capacity of historically Black colleges and universities to provide quality education, and to overcome the effects of discriminatory treatment, it is hereby ordered as follows:

Section 1. The Secretary of Education shall supervise annually the development of a Federal program designed to achieve a significant increase in the participation by historically Black colleges and universities in Federally sponsored programs. This program shall seek to identify, reduce, and eliminate barriers which may have unfairly resulted in reduced participation in, and reduced benefits from, Federally sponsored programs. This program will also seek to involve private sector institutions in strengthening historically Black colleges.

Sec. 2. Annually, each Executive Department and those Executive agencies designated by the Secretary of Education shall establish annual plans to increase the ability of historically Black colleges and universities to participate in Federally sponsored programs. These plans shall consist of measurable objectives of proposed agency actions to fulfill this Order and shall be submitted at such time and in such form as the Secretary of Education shall designate. In consultation with participating Executive agencies, the Secretary of Education shall undertake a review of these plans and develop an integrated Annual Federal Plan for Assistance to Historically Black Colleges for consideration by the President and the Cabinet Council on Human Resources (composed of the Vice President, the Secretaries of Health and Human Services, Agriculture, Labor, Housing and Urban Development, and Education, the Attorney General, the Counsellor to the President, and the White House Chief of Staff).

Sec. 3. Each participating agency shall submit to the Secretary of Education a mid-year progress report of its achievement of its plan and at the end of the year an Annual Performance Report which shall specify agency performance of its measurable objectives.

Sec. 4. Prior to the development of the First Annual Federal Plan, the Secretary of Education shall supervise a special review by every Executive agency of its programs to determine the extent to which historically Black colleges and universities are given an equal opportunity to participate in Federally sponsored programs. This review will examine unintended regulatory barriers, determine the adequacy of the announcement of programmatic opportunities of interest to these colleges, and identify ways of eliminating inequities and disadvantages.

Sec. 5. The Secretary of Education shall ensure that each president of a historically Black college or university is given the opportunity to comment on the proposed Annual Federal Plan prior to its consideration by the President, the Vice President, and the Cabinet Council on Human Resources.

Sec. 6. The Secretary of Education, to the extent permitted by law, shall stimulate initiatives by private sector businesses and institutions to strengthen historically Black colleges and universities, including efforts to further improve their management, financial structure, and research.

Sec. 7. The Secretary of Education shall submit to the President, the Vice President, and the Cabinet Council on Human Resources an Annual Federal Performance Report on Executive Agency Actions to Assist Historically Black Colleges. The report shall include the performance appraisals of agency actions during the preceding year to assist historically Black colleges and universities. The report will also include any appropriate recommendations for improving the Federal response directed by this Order.

Sec. 8. The special review provided for in Section 4 shall take place not later than November 1, 1981. Participating Executive agencies shall submit their annual plans to the Secretary of Education not later than January 15, 1982. The first Annual Federal Plan for Assistance to Historically Black Colleges developed by the Secretary of Education shall be ready for consideration by the President, the Vice President, and the Cabinet Council on Human resources not later than March 31, 1982.

Sec. 9. Executive Order No. 12232 of August 8, 1980, is revoked.

Ronald Reagan

THE WHITE HOUSE,
September 15, 1981.

[FR Doc. 81-27177
Filed 9-15-81; 1:25 pm]
Billing code 3195-01-M

Presidential Documents

Executive Order 12321 of September 14, 1981

Foreign Assistance and Arms Export Control

By the authority vested in me as President of the United States of America by Section 515(f) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2321i(f)), Section 29 of the Arms Export Control Act, as amended (94 Stat. 3133; 22 U.S.C. 2769), and Section 301 of Title 3 of the United States Code, it is hereby ordered as follows:

Section 1. Section 1-701(d) of Executive Order No. 12163 of September 29, 1979, is amended by deleting "515(f),".

Sec. 2. Section 1(d) of Executive Order No. 11958 of January 18, 1977, is amended to read as follows: "Those under Sections 22(a) and 29 of the Act to the Secretary of Defense.".

Ronald Reagan

THE WHITE HOUSE,
September 14, 1981.

[FR Doc. 81-27211
Filed 9-15-81; 4:02 pm]
Billing code 3195-01-M

Rules and Regulations

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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 908

[Valencia Orange Reg. 681; Valencia Orange Reg. 680, Amdt. 1]

Valencia Oranges Grown in Arizona and Designated Part of California; Limitation of Handling

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This action establishes the quantity of fresh California-Arizona Valencia oranges that may be shipped to market during the period September 18–24, 1981, and increases the quantity of such oranges that may be so shipped during the period September 11–17, 1981. Such action is needed to provide for orderly marketing of fresh Valencia oranges for the periods specified due to the marketing situation confronting the orange industry.

DATES: This regulation becomes effective September 18, 1981, and the amendment is effective for the period September 11–17, 1981.

FOR FURTHER INFORMATION CONTACT: William J. Doyle, (202) 447–5975.

SUPPLEMENTARY INFORMATION: *Findings.* This rule has been reviewed under Secretary's Memorandum 1512–1 and Executive Order 12291 and has been designated a non-major rule. This regulation and amendment are issued under the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California. The agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The action is based upon the recommendations and information submitted by the Valencia Orange Administrative Committee and upon other available information. It is hereby found that this action will tend to effectuate the declared policy of the act.

This action is consistent with the marketing policy for 1980–81. The marketing policy was recommended by the committee following discussion at a public meeting on January 27, 1981. A regulatory impact analysis on the marketing policy is available from William J. Doyle, Acting Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202–227–5975.

The committee met again publicly on September 15, 1981, at Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended a quantity of Valencia oranges deemed advisable to be handled during the specified weeks. The committee reports the demand for Valencia oranges is good.

It is further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking, and postpone the effective date until 30 days after publication in the **Federal Register** (5 U.S.C. 553), because of insufficient time between the date when information became available upon which this regulation and amendment are based and the effective date necessary to effectuate the declared policy of the act. Interested persons were given an opportunity to submit information and views on the regulation at an open meeting, and the amendment relieves restrictions on the handling of Valencia oranges. It is necessary to effectuate the declared purposes of the act to make these regulatory provisions effective as specified, and handlers have been apprised of such provisions and the effective time.

Forms required for operation under this part are subject to clearance by the Office of Management and Budget and are in the process of review.

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

1. § 908.981 is added as follows:

§ 908.981 Valencia Orange Regulations 681.

The quantities of Valencia oranges grown in Arizona and California which may be handled during the period September 18, 1981, through September 24, 1981, are established as follows:

(1) District 1: 600,000 cartons;

(2) District 2: Unlimited cartons;

(3) District 3: Unlimited cartons.

2. § 908.980 Valencia Orange Regulation 680 (46 FR 45111), is hereby amended to read:

§ 908.980 Valencia Orange Regulation 680.

* * * * *

(1) District 1: 600,000 cartons;

(2) District 2: Unlimited cartons;

(3) District 3: Unlimited cartons.

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

Dated: September 16, 1981.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 81-27345 Filed 9-16-81; 1:52 p.m.]

BILLING CODE 3410-02-M

Food Safety and Inspection Service

9 CFR Parts 307, 350, 351, 354, 355, 362, and 381

[Docket No. 81-036]

Rate Increase for Inspection Services

AGENCY: Food Safety and Inspection Service, USDA.

ACTION: Interim rule with request for comments.

SUMMARY: The rates charged by USDA to provide overtime inspection, identification, certification, or laboratory service to meat and poultry establishments are increased to reflect the increased costs of providing these services in the upcoming fiscal year. These amendments are being implemented on an interim basis without a prior proposal because of the Agency's need to increase these rates to cover increases in costs of these services commencing with the beginning of the fiscal year. It is also being published for comment as a means to provide full public participation in the rulemaking process prior to promulgation of a final rule.

DATES: Interim rule effective October 4, 1981; comments must be received on or before December 1, 1981.

ADDRESS: Written comments to: Regulations Coordination Division, Attn: Annie Johnson, FSIS Hearing Clerk, Room 2637, South Agriculture Building, U.S. Department of Agriculture, Washington, DC 20250. (See also "Comments" under Supplementary Information.).

FOR FURTHER INFORMATION CONTACT: June P. Blair, Director, Finance Division, Food Safety and Inspection Service, U.S. Department of Agriculture, Washington, DC 20250, (703) 756-6443.

SUPPLEMENTARY INFORMATION:

Executive Order 12291

This final rule is issued in conformance with Executive Order 12291, and has been determined to be not a "major rule." It will not result in an annual effect on the economy of $100 million or more; a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Effect on Small Entities

Dr. Donald L. Houston, Administrator, Food Safety and Inspection Service, has determined that this action will not have a significant economic impact on a substantial number of small entities as defined by the Regulatory Flexibility Act, Pub. L. 96-354 (5 U.S.C. 601) because the fees provided for in this document are not new but merely reflect a minimal increase in the costs currently borne by those entities which elect to utilize certain inspection services.

Comments

Interested persons are invited to submit written comments concerning these interim amendments. Comments must be sent in duplicate to the Regulations Coordination Division and should bear a reference to the docket number located in the heading of this document. Comments submitted pursuant to this document will be made available for public inspection in the Regulations Coordination Division between 8:00 a.m. and 4:30 p.m., Monday through Friday.

Background

Each fiscal year, the fees for certain services rendered to operators of official meat and poultry establishments, importers, or exporters by the Food Safety and Inspection Service are reviewed and a cost analysis is performed to determine if such fees are adequate to recover the cost of providing the services. Specifically, the analysis relates to fees charged in connection with overtime and holiday inspection, identification, certification, or laboratory services rendered to operators of official meat and poultry establishments, importers, or exporters.

The fees to be charged for these services are determined by an analysis of data on the current cost of these services coupled with the increase in that cost due to the increase for salaries of Federal employees allocated by Congress under the Federal Pay Comparability Act of 1970.

Based on the Agency's analysis of the costs incurred in providing these services, the fees relating to such services are hereby amended effective October 4, 1981, to reflect increased costs associated therewith in the upcoming fiscal year.

Mandatory inspection by U.S. Government inspectors of meat and poultry slaughtered and/or processed at official establishments is provided for under the Federal Meat Inspection Act (21 U.S.C. 601 *et seq.*) and the Poultry Products Inspection Act (21 U.S.C. 451 *et seq.*). Such inspection is required to ensure the safety, wholesomeness, and proper labeling of meat and poultry products and the ordinary costs of providing it are borne by the U.S. Government. However, other than ordinary costs for these inspection services may be incurred to accommodate the business needs of particular establishments. These costs are recoverable by the Government.

Previously, § 307.5 (9 CFR 307.5) of the meat inspection regulations provided that the Food Safety and Inspection Service (FSIS) shall be reimbursed for the cost of meat inspection on holidays or on an overtime basis at the rate of $16.76 per inspector hour. Similarly, § 381.38 (9 CFR 381.38) of the poultry products inspection regulations provided that FSIS will be reimbursed at the rate of $16.76 per inspector hour for overtime and holiday poultry inspection services. These fees are being increased to $18.12 per inspector hour.

FSIS also provides a range of voluntary inspection and certification services, the costs of which are totally recoverable by the Government. These services, provided under Subchapter B—Voluntary Inspection and Certification Service of Meat and Poultry are provided under various statutes to assist in the orderly marketing of various animal products and byproducts not covered under the Federal Meat Inspection Act or the Poultry Products Inspection Act.

The basic hourly rate for providing such certification and inspection services has been $13.46 per inspector hour (§§ 350.7, 351.8, 351.9, 354.101, 355.12, and 362.5). The overtime and holiday hourly rate has been $16.76. The rate for laboratory services has been $26.24 per hour. These hourly rates for these services are being increased to $14.64, $18.12, and $27.28, respectively.

The Agency is implementing these amendments effective October 4, 1981, in order to accommodate increased wage costs which are effective at the beginning of fiscal year 1982. Therefore, the Administrator has determined that the following amendments in the meat and poultry regulations must be adopted immediately, on an interim basis. A final rule will be promulgated after evaluation of any comments received in response to this notice.

PART 307—FACILITIES FOR INSPECTION

1. The authority citation for Part 307 reads as follows:

Authority: (41 Stat. 7 U.S.C. 394; 34 Stat. 1264, as amended; 21 U.S.C. 621; 62 Stat. 334; 21 U.S.C. 695, 7 CFR 2.15(a), 2.92).

2. Section 307.5(a) is revised to read as follows:

§ 307.5 Overtime and holiday inspection service.

(a) The management of an official establishment, an importer, or an exporter shall pay the Food Safety and Inspection Service $18.12 per hour per Program employee to reimburse the Program for the cost of the inspection service furnished on any holiday as specified in paragraph (b) of this section; or for more than 8 hours on any day, or more than 40 hours in any administrative workweek Sunday through Saturday.

* * * * *

PART 350—SPECIAL SERVICES RELATING TO MEAT AND OTHER PRODUCTS

3. The authority citation for Part 350 reads as follows:

Authority: (41 Stat. 241, 7 U.S.C. 394; 60 Stat. 1087, as amended, 7 U.S.C. 1622; 60 Stat. 1090, as amended, 7 U.S.C. 1624; 34 Stat. 1264, as amended, 21 U.S.C. 621; 62 Stat. 334, 21 U.S.C. 695; 7 CFR 2.15(a), 2.92).

4. Section 350.7(c) is revised to read as follows:

§ 350.7 Fees and charges.

* * * * *

(c) The fees to be charged and collected for service under the regulations in this Part shall be at the rate of $14.64 per hour for base time, $18.12 per hour for overtime including Saturdays, Sundays, and holidays, and $27.28 per hour for laboratory service, to cover the costs of the service and shall be charged for the time required to render such service. Where appropriate, this time will include but will not be limited to the time required for travel of the inspector or inspectors in connection therewith during the regularly scheduled administrative workweek.

* * * * *

PART 351—CERTIFICATION OF TECHNICAL ANIMAL FATS FOR EXPORT

5. The authority citation for Part 351, reads as follows:

Authority: (60 Stat. 1087, as amended, 7 U.S.C. 1622, 60 Stat. 1090, as amended, 7 U.S.C. 1624; 7 CFR 2.15(a), 2.92)

6. Section 351.8 is revised to read as follows:

§ 351.8 Charges for surveys for plants.

Applicants for the certification service shall pay the Department for salary costs at the rate of $14.64 per hour for base time, $18.12 per hour for overtime, travel and per diem allowances at rates currently allowed by the Government Travel Regulations, and other expenses incidental to the initial survey of the rendering plants or storage facilities for which certification service is requested.

7. Section 351.9(a) is revised to read as follows:

§ 351.9 Charges for examination.

(a) The fees to be charged and collected by the Administrator for examination shall be $14.64 per hour for base time and $18.12 per hour for overtime including Saturdays, Sundays, and holidays, as provided for in § 351.14 and $27.28 per hour for any laboratory service required to determine the eligibility of any technical animal fat for certification under the regulations in this Part. Such fees shall be charged for the time required to render such service, including, but not limited to, the time required for the travel of the inspector or inspectors in connection therewith.

* * * * *

PART 354—VOLUNTARY INSPECTION OF RABBITS AND EDIBLE PRODUCTS THEREOF

8. The authority citation for Part 354 reads as follows:

Authority: (60 Stat. 1087, as amended, 7 U.S.C. 1622, 60 Stat. 1090, as amended, 7 U.S.C. 1624; 7 CFR 2.15(a), 2.92).

9. Section 354.101(b) and (c) are revised to read as follows:

§ 354.101 On a fee basis.

* * * * *

(b) The charges for inspection service will be based on the time required to perform such services. The hourly rate shall be $14.64 for base time and $18.12 for overtime or holiday work.

(c) Charges for any laboratory analysis or laboratory examination of rabbits under this Part related to the inspection service shall be $27.28 per hour.

PART 355—CERTIFIED PRODUCTS FOR DOGS, CATS, AND OTHER CARNIVORA; INSPECTION, CERTIFICATION, AND IDENTIFICATION AS TO CLASS, QUALITY, QUANTITY, AND CONDITION

10. The authority citation for Part 355 reads as follows:

Authority: (60 Stat. 1087, as amended, 7 U.S.C. 1622, 60 Stat. 1090, as amended, 7 U.S.C. 1624; 7 CFR 2.15(a), 2.92).

11. Section 355.12 is revised to read as follows:

§ 355.12 Charge for service.

The fees to be charged and collected by the Administrator shall be $14.64 per hour for base time, $18.12 per hour overtime, including Saturdays, Sundays, and holidays, and $27.28 per hour for laboratory services to reimburse the Service for the cost of the inspection service furnished.

PART 362—VOLUNTARY POULTRY INSPECTION REGULATIONS

12. The authority citation for Part 362 reads as follows:

Authority: (60 Stat. 1087, as amended, 7 U.S.C. 1622, 60 Stat. 1090, as amended, 7 U.S.C. 1624; 7 CFR 2.15(a), 2.92).

13. Section 362.5(c) is revised to read as follows:

§ 362.5 Fees and charges.

* * * * *

(c) The fees to be charged and collected for service under the regulations in this Part shall be at the rate of $14.64 per hour for base time, $18.12 per hour for overtime including Saturdays, Sundays, and holidays, and $27.28 per hour for laboratory service to cover the costs of the service and shall be charged for the time required to render such service, including, but not limited to, the time required for the travel of the inspector or inspectors in connection therewith during the regularly scheduled administrative workweek.

* * * * *

PART 381—POULTRY PRODUCTS INSPECTION REGULATIONS

14. The authority citation for Part 381 reads as follows:

Authority: (71 Stat. 447, 448, as amended, 21 U.S.C. 463, 468; 7 CFR 2.15(a), 2.92).

15. Section 381.38(a) is revised to read as follows:

§ 381.38 Overtime and holiday inspection service.

(a) The management of an official establishment, an importer, or an exporter shall pay the Food Safety and Inspection Service $18.12 per hour per Program employee to reimburse the Program for the cost of the inspection service furnished on any holiday specified in paragraph (b) of this section; or for more than 8 hours on any day, or more than 40 hours in any administrative workweek Sunday through Saturday.

* * * * *

Done at Washington, DC, on September 2, 1981.

Donald L. Houston,

Administrator, Food Safety and Inspection Service.

[FR Doc. 81-27097 Filed 9-16-81; 8:45 am]

BILLING CODE 3410-DM-M

SMALL BUSINESS ADMINISTRATION

13 CFR Part 115

Surety Bond Guarantee; Revision of Rules and Regulations

AGENCY: Small Business Administration.

ACTION: Final rule.

SUMMARY: This final rule replaces the existing regulations governing the Surety Bond Guarantee Program. The revision results from the enactment of amendments (Pub. L. 95-507, 92 Stat. 1757, October 24, 1978) to the statutory authority for this program (15 U.S.C., Sec. 694a and b), and in order to make other needed changes in the operation of the program. These changes are designed to clarify and simplify the existing regulations, and deal essentially with underwriting standards, the SBA guarantee, and other aspects of participation by sureties in the program. The change affecting small contractor applicants has to do with fees payable to SBA and participating sureties by the contractor.

SBA's proposed rule was published on December 24, 1980, and provided for a 60-day comment period. The final rule takes into consideration the responses received.

EFFECTIVE DATE: September 17, 1981.

FOR FURTHER INFORMATION CONTACT: Howard F. Huegel, Chief, Surety Bond Guarantee Section, Office of Special Guarantees, 4040 N. Fairfax Drive, Suite 500, Arlington, Virginia 22203, (703) 235–2907.

SUPPLEMENTARY INFORMATION: SBA received 25 letters of comment on the proposed rule, many of them containing the same or similar recommendations. The major comments, and an explanation regarding them, follow: (1) SBA had proposed that, in § 115.9(c)(2), it would remove the old maximum fee of 1 percent to be charged by the surety on any contract amount above this first $250,000, and allow a surety to charge up to 1½ percent on bonds where the contract price exceeds $250,000. This was proposed as an incentive for sureties to participate in larger-size contracts. However, four commenters suggested that the real disincentive was that SBA permits only an 80 percent guarantee over the $250,000 contract size, and recommended that the 90 percent permitted for contracts under $250,000 should apply to all. Because SBA does not to any great extent agree with this argument, and because of compelling budgetary restraints, no change has been made in this part of the proposed rule. (2) Two persons suggested that the title of § 115.2(d) be changed to read "Persons Eligible to Present Surety Bond Guarantee Applications to SBA," since the proposed title suggested that such persons were representatives of sureties, when this was not always the case. SBA agrees with this recommendation and the change has been made. (3) Seven commenters objected to the need for the Regional Administrator to grant an exception authorizing a bond guarantee where the contract work already is underway. SBA continues to believe that circumstances warranting issuance of a guarantee after contract work has begun should be exceptional. Revised § 115.2(e) reflects the adoption of this policy, but allows an exception to be authorized by the regionally-located supervisor of the Surety Bond Guarantee representative. (4) Four commenters objected for various reasons to the definition of a surety in § 115.3. SBA has little choice in this matter since a definition of a surety is prescribed in the legislation. An effort has been made, however, to clarify this by citing the legislative definition in § 115.3(a) and adding SBA interpretation in new § 115.3(b). § 115.3(a) has also been broadened to include *all* legislative definitions for ease of reference. (5) One person suggested that, in § 115.6(a)(2), the words "or construction" be added after the word "surety," since sureties do not have control over many of the forms used by public and private obligees. SBA concurs and the change has been made. (6) Two commenters suggested that if "any loss," no matter how small, in § 115.6(a)(4) were to be literally interpreted, it could prove not to be cost-effective to the surety and SBA. They suggested a clarification. SBA believes this argument is largely semantical. The same wording is in SBA Form 990, Surety Bond Guarantee Agreement, and we are not aware of any objections of sureties having been forced needlessly to file or pursue a suit to "mitigate" loss. The word "mitigate" means "alleviate," not "aggravate;" it follows that a step which increases loss does not mitigate it. Therefore, no change is being made in this subsection. (7) Four persons objected to the language of § 115.6(a)(5) regarding the notification by the surety and SBA of any suit or claim filed against the surety. SBA is not making a change to this subsection; the same language has been contained in SBA Form 990, Surety Bond Guarantee Agreement, at least since 1976, and sureties have not complained about it. Concerning the suggestion that the sureties notify SBA of the "first claim or suit," the first claim or suit is not necessarily that which SBA might be interested in taking charge of. Also, the same paragraph on the Form 990 requires the surety to take charge only *until* SBA steps in. (8) Two commenters suggested that the language of § 115.6(a)(6) might present a problem of legal enforcement. SBA does not concur in this and points out that SBA Form 990, Surety Bond Guarantee Agreement, has contained this exact language at least since 1976 without challenge. However, in an effort to clarify, we have added the words "as a third party" after the first "SBA" in the subsection. (9) One comment was received suggesting that SBA should establish its own underwriting standards and practices rather than relying on the standards of the surety industry, as referred to in several sections of the proposal. SBA is well aware of the provisions of the surety bond legislation which relates to "Administration standards for underwriting, claim practices, and loss ratios," and used the language in the proposal as an interim process until SBA standards are more fully developed. However, in order to clarify this matter, § 115.6(b) has been changed to delete the reference to generally accepted surety industry practices, and § 115.7 has been revised to add a parenthetical reference to the future issuance of SBA standards. (10) Two persons objected to the flat prohibition of oral approvals in § 115.8(b). SBA has now provided for an exception in those cases not in the contiguous United States, and has added clarifying and permissive language regarding telephone advices of approval under certain conditions. (11) Twenty comments were received regarding § 115.9 on fees, ranging from partial or full approvals of the proposed changes to partial disapprovals. After further study, SBA has determined to make no change to the proposal except for increasing the $10 minimum in § 115.9(b) to $15, and minor language changes for clarification. (12) One commenter recommended that the $500,000 limit on contracts under the bonding line in § 115.10(d) be eliminated. SBA concurs and the change, to $1 million, has been made. (13) Five comments were made relating to the 30-day notification period in § 115.10(e)(2); four felt this too short a period, one felt it was too long. In an effort to be both accommodating to the sureties and protective of the Agency's interest, SBA has changed the 30 days to 45 days. (14) Two commenters suggested clarification of § 115.10(e)(5) regarding notification of the cancellation of a bonding line. SBA concurs and has added specific instructions for the surety to notify the contractor, and has specified an effective date. (15) Three comments raised legal questions concerning the discussion of fraud and material representation in § 115.11(a)(2). After reconsideration, the last sentence was deleted. (16) One comment recommended a clarification of the language of § 115.11(b) regarding the deductible amount after loss. SBA concurs and the subsection has been rewritten to clarify and simplify the instruction. (17) One commenter suggested that the regulations contain a requirement for an arm's-length relationship between a surety company and any claims agent engaged by the surety company. From preliminary study of this issue, including existing practices of claims handling by surety companies, SBA has not determined whether or not such a requirement would benefit the program, or the interest of the Government as a guarantor. Consequently, no position is being taken at this time regarding the suggestion. However, a new § 115.12 has been added, titled Claims for Losses, to incorporate long-standing policies on this subject. Previous §§ 115.12 and

115.13 have been renumbered §§ 115.13 and 115.14. (18) One comment recommended that specific mention of acts of wrongdoing be added to § 115.13 (new numbering) as reasons for refusal to issue further guarantees. Such addition has been made. (19) One commenter suggested that § 115.13 (new numbering) should also be clarified to indicate which SBA official may refuse to issue further guarantees and which official may take action on an appeal. This has been done. (20) One comment recommended that § 115.14 (new numbering) be revised to make clear that SBA may audit not only the books and records and other relevant material of the surety but also the relevant books and records of its attorneys, and the completing contractor or subcontractors. Since SBA has such authority under its legislation, as well as the Inspector General Act of 1978 (5 U.S.C., App. 1), revised § 115.14 (as renumbered) implements this recommendation.

Pursuant to authority contained in Title IV, Part B, of the Small Business Investment Act of 1958, as amended (U.S.C. 694a, *et seq.*), the following revision of Part 115 is adopted, as follows:

PART 115—SURETY BOND GUARANTEE

Sec.

115.1 Statutory provisions.
115.2 Policy.
115.3 Definitions.
115.4 Eligibility.
115.5 Procedures for surety bond guarantee assistance.
115.6 Guarantee agreement.
115.7 Surety's underwriting standards.
115.8 SBA's underwriting review.
115.9 Guarantee fees and surety bond premiums.
115.10 Surety bonding line.
115.11 Loss under bond.
115.12 Claims for losses.
115.13 Refusal to issue further guarantees.
115.14 Audit and investigation.

Authority: Title IV—Part B, of the Small Business Investment Act of 1958, (15 U.S.C. 694a, 694b), and the Inspector General Act of 1978, (5 U.S.C., App. 1).

§ 115.1 Statutory provisions.

The relevant statutory provisions will be found at 15 U.S.C. 694a, *et seq.*

§ 115.2 Policy.

(a) It is the intent of Congress to strengthen the competitive free enterprise system by assisting qualified small business concerns to obtain bid, payment, or performance bonds which are otherwise unobtainable without an SBA guarantee. Consequently, Congress has authorized SBA to guarantee sureties participating in the Surety Bond Guarantee Program up to 90 percent of the losses incurred as a result of a principal's breach of the terms of a bid bond, payment bond, performance bond, or bonds which are ancillary and coterminous with such bonds, on any contract not exceeding one million dollars in face value. On multiple requests for bond guarantees by one contractor on one project, the aggregate amount of the contracts shall not exceed $1,000,000.

(b) *Percentage guarantee.* SBA may guarantee up to 90 percent of the loss incurred and paid under a bond on a contract up to $250,000 in face value and up to 80 percent of the loss incurred and paid under a bond on a contract between $250,000 and $1,000,000 in face value.

(c) *Types of bonds.* The Administration has determined that only bid, performance, and payment bonds issued in connection with a contract and of a type listed in the "Contract Bonds" section of the Rating Manual of the Surety Association of America will be eligible for an SBA guarantee. In addition, the SBA guarantee may be expressly extended in writing to such "ancillary" bonds as are incidental to the contract and essential for its performance. From time to time, SBA reviews the bond forms used in the surety bond industry to determine whether or not the terms and conditions of any bond form are reasonable in light of the risks involved and the extent of the guarantee by SBA of a participating surety's bond. SBA notifies its field offices of bond forms deemed by SBA to be unreasonable in light of these criteria.

(d) *Persons eligible to present surety bond guarantee applications to SBA.* SBA shall accept surety bond guarantee applications only from those representatives of a surety who are empowered in writing by the surety to issue a final bid, payment, or performance bond on behalf of the surety.

(e) SBA's guarantee will be honored only if issued prior to the date the work under the contract is actually begun unless SBA, in writing, consents to an exception from this policy. Such exception may be authorized only by the regionally-located supervisor of the Surety Bond Guarantee representative.

§ 115.3 Definitions.

(a) This section incorporates those terms defined at 15 U.S.C. 694a, as follows:

(1) The term "bid bond" means a bond conditioned upon the bidder on a contract entering into the contract, if he receives the award thereof, and furnishing the prescribed payment bond and performance bond.

(2) The term "payment bond" means a bond conditioned upon the payment by the principal of money to persons under contract with him.

(3) The term "performance bond" means a bond conditioned upon the completion by the principal of a contract in accordance with its terms.

(4) The term "surety" means the person who (i) under the terms of a bid bond, undertakes to pay a sum of money to the obligee in the event the principal breaches the conditions of the bond, (ii) under the terms of a performance bond, undertakes to incur the cost of fulfilling the terms of a contract in the event the principal breaches the conditions of the contract, or (ii) under the terms of a payment bond, undertakes to make payment to all persons supplying labor and material in the prosecution of the work provided for in the contract if the principal fails to make prompt payment, or (iv) is an agent, independent agent, underwriter, or any other company or individual empowered to act on behalf of such person.

(5) The term "obligee" means (i) in the case of a bid bond, the person requesting bids for the performance of a contract, or (ii) in the case of a payment bond or performance bond, the person who has contracted with a principal for the completion of the contract and to whom the obligation of a surety runs in the event of a breach by the principal of the conditions of a payment bond or performance bond.

(6) The term "principal" means (i) in the case of a bid bond, a person bidding for the award of a contract, or (ii) the person primarily liable to complete a contract for the obligee, or to make payments to other persons in respect of such contract, and for whose performance of his obligation the surety is bound under the terms of a payment or performance bond. A principal may be a prime contractor or a subcontractor.

(7) The term "prime contractor" means the person with whom the obligee has contracted to perform the contract.

(8) The term "subcontractor" means a person who has contracted with a prime contractor or with another subcontractor to perform a contract.

(b) This section provides further definitions to those contained at 15 U.S.C. 694a, as follows:

(1) "SBA" and "Administration" shall mean the Small Business Administration.

(2) "Surety" for the purpose of participating in this program means (i) a

surety company listed by the U.S. Treasury as eligible to issue bonds in connection with Federal procurement contracts, or (ii) a corporation determined by SBA to be a surety eligible to participate in the Surety Bond Guarantee Program, or (iii) any agent, independent agent, underwriter, or any other company or individual empowered to act on behalf of such person.

(3) "Loss" means all damages, court costs, counsel fees, charges, and expenses which the surety has incurred and actually paid as a result of having executed the bond or bonds guaranteed by SBA, less those amounts recoverd at the time of payment by the surety company. "Loss" shall not include and SBA's guarantee does not extend to attorneys' fees and court costs incurred in a suit by a surety against SBA.

§ 115.4 Eligibility.

In order to be eligible for a surety bond guarantee, the principal must:

(a) Qualify as a small business under § 121.3–15 of this chapter.

(b) Possess good character and reputation, as determined by SBA. A principal will be deemed to meet this standard if its owners, officers, directors, or partners possess good character and reputation.

(c) Certify that a bond is required in order to bid on a contract or to serve as a prime contractor or subcontractor thereon.

(d) Certify that a bond is not obtainable on reasonable terms and conditions without SBA's bond guarantee assistance.

§ 115.5 Procedure for surety bond guarantee assistance.

(a) Application for an SBA guarantee is made by the principal to a surety on the SBA Application for Surety Bond Assistance (Form 994), and the Schedule of Contractor's Uncompleted Work (Form 994F or equivalent). The contractor's application must include disclosure authorization required by Section 1104(a) of the Right to Financial Privacy Act (12 U.S.C. 3404) (Form 1187). In addition, completion of SBA's Form 912 is required (on initial application only). The completed application, together with the surety's report of underwriting review (Form 994B), and an executed surety bond guarantee agreement (Form 990), are to be submitted to SBA only by a person empowered by the surety to issue a final bond guaranteed by SBA.

(b) SBA makes no charge for reviewing an application for a surety bond guarantee. Fees are payable both by the contractor and the surety once a final bond has been issued (See § 115.9).

§ 115.6 Guarantee agreement.

(a) *Conditions of guarantee.* Any Agreement by SBA to guarantee a bond issued by a surety company shall contain the following:

(1) Surety shall represent that the bond or bonds being issued are appropriate to the contract requiring them.

(2) Surety shall represent that the terms and conditions of the bond or bonds executed are in accordance with those generally used by the surety or construction industry for the type of bond or bonds involved.

(3) Surety shall affirm that without the SBA guarantee to Surety, it will not issue the bond or bonds to the principal.

(4) Surety shall take all steps necessary to mitigate any loss resulting from Principal's default.

(5) Surety shall inform SBA of any suit or claim filed against Surety on any guaranteed bond within thirty (30) days of Surety's receipt of notice thereof in the Surety's home office. Unless SBA decides otherwise, and so notifies Surety within thirty (30) days of SBA's receipt of Surety's notice, Surety shall take charge of the suit or claim and compromise, settle or defend such suit or claim until so notified. SBA shall be bound by the Surety's actions in such matters. SBA may by written notice require the Surety to obtain written SBA approval before any settlement and in such cases the Surety will be liable to SBA for any damages SBA sustains as a result of a settlement which SBA has not approved.

(6) Surety shall not join SBA as a third party in any lawsuit to which Surety is a party unless SBA has denied liability in writing or SBA has consented to such joinder.

(7) Surety shall pay SBA a portion of the bond premium in accordance with § 115.9 of these regulations.

(8) The guarantee agreement is made exclusively for the benefit of SBA and the Surety, and does not confer any rights or benefits on any other party, including any right of action against SBA by any person claiming under the bond.

(b) *SBA's right to vary terms and conditions.* The terms and conditions of SBA's guarantee commitment or actual bond guarantee may vary from surety to surety, depending on the Administration's experience with a particular surety. In determining whether the Administration's experience with a surety warrants terms and conditions which may be at variance with terms and conditions applicable to another surety, SBA will consider, among other things, the adequacy of the surety's underwriting, the adequacy of the surety's substantiation and documentation of its claims practice, the surety's loss ratio and its efforts to minimize loss on SBA-guaranteed bonds, and other factors. Any surety which deems itself adversely affected by the exercise of the foregoing authority may file an appeal with SBA's Associate Administrator for Investment. That office will review the action pursuant to its procedures and will render the final Agency decision.

§ 115.7 Surety's underwriting standard.

In underwriting an SBA guarantee bond, the surety is expected to adhere to the surety industry's general principles and practices used in evaluating the credit, capacity, and character of a principal (pending the issuance by SBA of its own standards), taking the SBA guarantee into consideration.

§ 115.8 SBA's underwriting review.

(a) No application for bond guarantee assistance shall be approved unless the following conditions have been met:

(1) The principal must meet the standards of eligibility set forth in § 115.4 of these regulations, and must satisfy the Administration that there is reasonable expectation that the principal will perform the covenants and conditions of the contract with respect to which a bond is required. The Administration's evaluation will consider the principal's experience and reputation, and its present and projected financial condition and needs.

(2) The Administration must be satisfied as to the reasonableness of cost and the feasibility of successful completion of the contract. The Administration's determination will take into account the standards and principles referred to in § 115.7.

(3) The bond is either a bid, performance, or payment bond issued in connection with a contract not exceeding $1,000,000 in face value and is the type of bond listed in the "Contract Bonds" section of the Rating Manual of the Surety Association of America. The bond may also be an "ancillary and coterminous" bond which is incidental to the contract and essential to its performance, e.g., a maintenance or union fringe benefit bond.

(b) *Delegation of authority.* SBA field offices, according to delegated authority as published in Part 101 of the Code of Federal Regulations, will take final action on all applications on contracts. Field offices, however, may *not* give oral approval to applications, except for cases not in the contiguous United States. This does not prohibit telephone advice to an agent or surety of approval.

provided the Form 990 has been executed and that any approval conditions are made known at the time of the telephone advice. An appeal by a surety for reconsideration of a decline shall be directed to the Regional Administrator/or District Director who made the decision. If the appeal decision is negative, and the surety wishes to pursue its appeal, such further appeal action will be referred to the SBA Central Office for final decision.

§ 115.9 Guarantee fees and surety bond premiums.

(a) *SBA charge to applicant.* No application fee and no bid bond guarantee fee will be charged by SBA. Upon obtaining the contract for which SBA is guaranteeing a payment and/or performance bond, the small business concern shall pay SBA a guarantee fee of $5 per thousand of the contract amount.

(b) *SBA charge to surety.* The surety shall pay SBA a guarantee fee equal to twenty percent (20%) of the bond premium. If there is a subsequent increase in the contract amount or an increase in the face amount of the bond, the surety will remit to SBA a supplemental guarantee fee of 20 percent of the additional premium charged. If the contract amount and bond amount are reduced, SBA will refund 20 percent of the premium reduction. Premium adjustments in favor of SBA or surety which do not amount to more than $15.00 are to be disregarded.

(c) *Surety bond premiums.* SBA will deem acceptable a bond premium charged by the surety to a contractor which is based upon:

(1) Rates listed in the "Contract Bonds" section of the "Rating Manual" issued by the Surety Association of America; or

(2) Rates greater than "Rating Manual" rates if—(i) the surety's premium rate schedule does not charge more than 1.5 percent of the contract price or bond amount, whichever is greater, and (ii) these premium rates have been authorized by the appropriate State Insurance Department; or

(3) A minimum bond premium regardless of the contract price, if this minimum charge does not exceed $50 and has been authorized by the appropriate State Insurance Department.

(d) *Non-premium charges.* SBA will not approve an application for a bond guarantee where the surety makes any charge above the standard premium for the bond, except where other services are performed for the contractor and the additional charge or fee is permitted by the appropriate State Insurance Department. SBA shall not receive any portion of any non-premium charges.

§ 115.10 Surety bonding line.

A surety bonding line is a commitment to a surety company by the SBA that allows the surety to issue bid, payment, and performance bonds to a specified small contractor within preapproved terms, conditions, and limitations.

(a) *Eligibility.* SBA, in its discretion, may issue a bonding line for a particular principal with a specified surety if SBA's prior experience with the requesting surety has been satisfactory.

(b) *Application for bonding line.* When requesting SBA to establish a bonding line for a particular principal, the surety must provide SBA with all of the following:

(1) The appropriate forms required by SBA and any other information deemed necessary by SBA. The information should be furnished by the principal to the surety.

(2) A recommendation regarding the maximum number of SBA-guaranteed contract bonds the principal may have on hand at any one time.

(3) A recommendation regarding the maximum dollar amount of any one contract the principal may have on hand at any one time.

(4) The recommended total value of all outstanding bids plus uncompleted work (bonded and unbonded) the principal may have on hand at any one time.

(5) A specific type of work to which the principal may be restricted, and

(6) A specific geographic area to which the principal may be limited.

(c) *Establishment of a bonding line.* In each case where SBA approves a bonding line for a particular principal, SBA will establish:

(1) The time period during which the authorization is effective;

(2) The total dollar volume of contracts, both bonded and unbonded, which the principal may have on hand or in progress at any one time during the period of authorization;

(3) The total number of contracts, bonded and unbonded, which the principal may have on hand or in progress at any one time during the authorization period;

(4) The maximum dollar amount of any one contract; and

(5) Other restrictions deemed appropriate by SBA relating to geographic area or specific type of work eligible for bid.

(d) *Bonding line limitations.* In addition to any limitations of this Part 115 which are generally applicable to the Surety Bond Guarantee Program, the following restrictions apply:

(1) Contracts exceeding $1,000,000 in face value are not eligible.

(2) The bonding line will be limited to a specified period of time which is not to exceed one year. Upon expiration of the agreed upon period, SBA may, in writing, approve renewal of the time period.

(3) SBA may, in its discretion, set additional limitations and restrictions. The establishment of a surety bonding line for a particular small business concern will not prevent such concern from applying for bond guarantees on contracts exceeding established limits. These limits pertain only to SBA's prequalification for the particular principal under the streamlined procedures. Applications for contracts exceeding the agreed-upon limits may be made under regular Surety Bond Guarantee procedures.

(e) *Terms and conditions.* In addition to the applicable general provisions set forth in this Part 115, the following terms and conditions shall apply to the surety bonding line:

(1) The surety may issue any number of bid or final bonds (negotiated or bid) within the limitations approved by SBA, and in accordance with these regulations.

(2) Within 45 calendar days of issuance of any final bonds, the surety must notify SBA that the bond or bonds have been issued by submitting the appropriate SBA forms. SBA may determine that the bond guarantee is void from its inception if surety fails to notify SBA in 45 days.

(3) Surety must promptly furnish SBA with all required fees, financial and credit data, indemnities, and other data deemed necessary by SBA.

(4) The principal must agree to indemnify surety for losses on each bond issued.

(5) SBA or the surety may unilaterally cancel a bonding line at any time upon written notice to the other party. In either event, surety must immediately notify the contractor, in writing, and the cancellation will be effective upon receipt by the contractor of that notice.

(6) The surety must determine that there is a reasonable expectation that the principal will perform the contract or contracts, and that the contract is reasonable.

§ 115.11 Loss under bond.

(a) *Loss under breach of bond.* Where a breach occurs under an SBA guaranteed bond, SBA is liable for its percentage share of all losses sustained and actually paid by the surety, less the

deductible amount in paragraph (b) of this section except where:

(1) The total contract amount at the time of execution of the bond or bonds exceeds $1,000,000 in face value, or

(2) The surety obtained the guarantee or agreement or applied for reimbursement for losses by fraud or material misrepresentation. Material misrepresentation includes both the making or untrue statements of material facts and the omission of statements of material facts which are necessary to make the statements not misleading in light of the circumstances under which they were made.

(b) *Deductible amount.* SBA's agreed percentage of loss payment shall commence after the surety has incurred and paid the lesser of (1) the first $500 of loss of (2) the amount of bond premium as reduced by the guarantee fee. Before remitting to SBA its pro rata share of salvage, the surety may credit itself with the deductible amount: *Provided, however,* That unless or until SBA has been reimbursed for its loss under its guarantee of such bond, contract proceeds or collateral held by the surety may not be so credited.

§ 115.12 Claims for losses.

Claims for losses shall be submitted to SBA's Washington office on forms prescribed by SBA. SBA may request additional information prior to paying any claim.

§ 115.13 Refusal to issue further guarantees.

SBA at its sole discretion may refuse to issue further guarantees to a participating surety where the Administration finds that the surety, in its underwriting of surety bonds which are or have been the subject of the SBA guarantee, or in its efforts to minimize loss, or in its claims practices, or its documentation related to such bonds, has failed to adhere to prudent underwriting standards or other practices relative to those of other sureties participating in the SBA Guarantee Program. Acts of wrongdoing such as fraud or material misrepresentation shall constitute adequate grounds for refusal to issue further guarantees. SBA may also impose other sanctions against a surety which experiences excessive losses on SBA-guaranteed bonds resulting from unacceptable underwriting and/or claims practices, relative to those of other sureties participating in the program. Such refusals or sanctions will be issued by the Director, Office of Special Guarantees. Any surety which has been so penalized may file an appeal in writing with SBA's Associate Administrator for Investment, who will review the adverse action and will render the final Agency decision.

§ 115.14 Audit and investigation.

(a) *Audit.* At all reasonable times, SBA may audit in the office of either a participating surety, its attorneys, or the contractor or subcontractor completing the contract all documents, files, books, records and other material relevant to the Administration's surety bond guarantee commitments to guarantee a surety bond or agreements to indemnify the surety. Failure of a surety to consent to such audit will be grounds for SBA to refuse to issue further surety guarantees until such time as the surety consents to such audit provided, however, that when SBA has so refused to issue further guarantees the surety may appeal such action to SBA's Assiciate Administrator for Investment.

(b) *Investigation.* The Administration may conduct such investigations as it deems necessary to determine whether a person has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of the Small Business Investment Act of 1958, as amended, or any rule or regulation under this Act or of any order issued under this Act.

(c) *Authority.* Authority for paragraphs (a) and (b) of this section, is contained in Sections 310(a) and 411(g) of the Small Business Investment Act of 1958, as amended, and in the Inspector General Act of 1978 (5 U.S.C., App. 1).

(Catalog of Federal Domestic Assistance Program No. 59.016, Bond Guarantee Assistance for Surety Companies)

Dated: September 10, 1981.

Michael Cardenas,

Administrator.

[FR Doc. 81-27109 Filed 9-16-81; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 21

[Docket No. 21740; Special Conditions No. 25-101-EU-26]

Israel Aircraft Industries Model 1124 Series Airplanes; Special Conditions

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final special conditions.

SUMMARY: These special conditions are issued under §§ 21.16 and 21.101(b) of the Federal Aviation Regulations (FAR) to Israel Aircraft Industries for an amended type certificate for the Israel Aircraft Industries (IAI) Model 1124 series airplanes. The IAI Model 1124 airplane will have novel or unusual design features associated with an automatic takeoff thrust control system (ATTCS) for which the applicable airworthiness regulations do not contain adequate or appropriate safety standards. The ATTCS will permit the airplane to take off with less than maximum takeoff thrust approved for the airplane, and if one engine fails, the system will automatically provide maximum takeoff thrust on the operating engine. These special conditions contain safety standards which the Administrator finds necessary to establish a level of safety equivalent to that established in the regulations applicable to the IAI Model 1124 series airplanes because of novel or unusual features.

EFFECTIVE DATE: September 17, 1981.

FOR FURTHER INFORMATION CONTACT: James Walker, Lead Region Staff, FAA Northwest Region, FAA Building, Boeing Field, Seattle, Washington 98108, telephone (206) 767-2565.

SUPPLEMENTARY INFORMATION:

Background

On August 5, 1980, Israel Aircraft Industries, Lod Airport, State of Israel, filed an application for an amendment to Type Certificate No. A2SW to include an automatic takeoff thrust control system (ATTCS) installation for approval under that type certificate covering the Model 1124 series aircraft.

The Model 1124 airplane is a twin-engine, mid-wing, transport category aircraft having pressurization, a maximum takeoff weight of 23,500 pounds, a maximum approved operating altitude of 45,000 feet, and a total occupancy of 12 persons, including the crew. The airplane is equipped with two AiResearch TFE 731-3 turbofan engines each producing 3,700 pounds rated thrust or TFE 731-3R engines each rated at 3,880 pounds thrust. The higher rated -3R engine is used in conjunction with the installation of an ATTCS.

The modification requiring the amendment to the type certificate is the installation of an ATTCS. With the ATTCS installed, takeoffs would normally be made with engine thrust set at less than the maximum takeoff thrust approved for the airplane under existing conditions. In the event of an engine failure during takeoff, the automatic system will reset the fuel control fuel metering schedule on the operating engine to provide the maximum takeoff thrust. In the event of an ATTCS failure with engine failure, the crew would be

required to activate an override switch to obtain maximum thrust. The application of maximum takeoff thrust, whether set by the automatic system or manually, will not result in the takeoff operating limits of the engine being exceeded.

The Israel Model 1124 series airplane is an import product and, as such, type certification will be accomplished using the procedures covered under § 21.29 of the Federal Aviation Regulations.

Type Certification Basis

The type certification basis for the Israel Aircraft Industries Model 1124 airplane, with the ATTCS to be incorporated in the type certificate, is as follows:

A. Applicable to Model 1124: Section 21.29 and CAR 4b, effective December 31, 1953, Amendment 4b-1 through 4b-11, including certain sections of Amendment 4b-12, and paragraphs pertaining to engine fire shielding.

1. SR 422b, effective July 9, 1959, and SR 450A, effective August 31, 1962.

2. Section 25.771 of Amendment 25-4; § 25.2 of Amendments 25-15, 25-17, and 25-20, certain sections of FAR Part 25, up to and including Amendment 25-34, that correspond to certain sections of Part CAR 4b, including § 25.1309 with respect to reverse thrust installations.

3. Sections 33.97 and 33.99 of Amendment 33.33; SFAR 27 effective January 1, 1974; Part 36 effective December 1, 1969, Amendments 36-1 through 36-8.

4. Special conditions specified in FAA letter to the applicant dated December 13, 1963, and June 2, 1964; Special conditions No. 25-37-EU-8, dated November 16, 1971, and these special conditions.

B. Applicability of the Model 1124A: The same certification basis cited for the Model 1124 airplane except for the addition of § 25.672 of Amendment 25-23 dealing with lateral stability.

The Israel Model 1124 series airplane with the ATTCS installed contains a number of novel or unusual design features for which the applicable airworthiness requirements in effect for the airplane on the date of application for the change are inadequate or inappropriate. In view of this, special conditions are necessary to provide a level of safety equivalent to that established by the regulations incorporated in the type certificate for the IAI Model 1124 series airplanes. The proposed special conditions specify limits on the maximum thrust increment which may be applied to the operating engine by the ATTCS, prescribes system reliability and status monitoring requirements, requires provisions for manual selection of the maximum takeoff thrust approved for the airplane under existing conditions, prohibits approval of the system if the automatic or manual application at maximum takeoff thrust would result in an engine operating limit being exceeded, and requires the installation of an independent engine failure warning system if the inherent characteristics of the airplane do not provide a clear warning to the crew.

The applicant and other interested parties have been given an opportunity to participate in the making of these special conditions by notice published in the **Federal Register** (46 FR 27712; May 21, 1981). One comment was received. The commenter suggests deleting criteria for the probability of the concurrent existence of an engine and ATTCS failure because the implied engine failure rate would either be significantly higher or lower than current experience would indicate to be appropriate. FAA does not concur with this suggestion. Deleting the combined engine/ATTCS failure criteria would permit the concurrent existence of an engine and ATTCS failure to be more likely than extremely improbable with the consequence that the level of safety equivalent to that provided by the regulations would not be assured. Therefore, the combined engine/ATTCS failure criteria are specified.

Special Conditions

Accordingly, the following special conditions are issued for Israel Aircraft Industries for the Model 1124 series airplane equipped with an automatic takeoff thrust control system:

A. *General.* With the automatic takeoff thrust control system (ATTCS) and associated systems functioning normally as designed, all applicable requirements of FAR Part 25 (CAR 4b and SR 422B), except as provided in these special conditions, must be met without requiring any action by the crew to increase thrust. In addition, the ATTCS system must meet these special conditions.

B. *Definitions.*

1. ATTCS. An Automatic Takeoff Thrust Control System (ATTCS) is defined as the entire automatic system used on takeoff, including all devices, both mechanical and electrical, that sense engine failure, transmit signals, actuate fuel controls or power levers on operating engines to achieve scheduled thrust increase, and furnish cockpit information on system operation.

2. Critical Time Interval. When conducting an ATTCS takeoff, the critical time interval between V1 minus 1 second and a point on the minimum performance all-engine flight path where assuming a simultaneous engine and ATTCS failure, the resulting minimum flight path thereafter intersects the FAR Part 25 (SR 422B) required gross flight path at no less than 400 feet from the takeoff surface. This definition is shown in the following graph:

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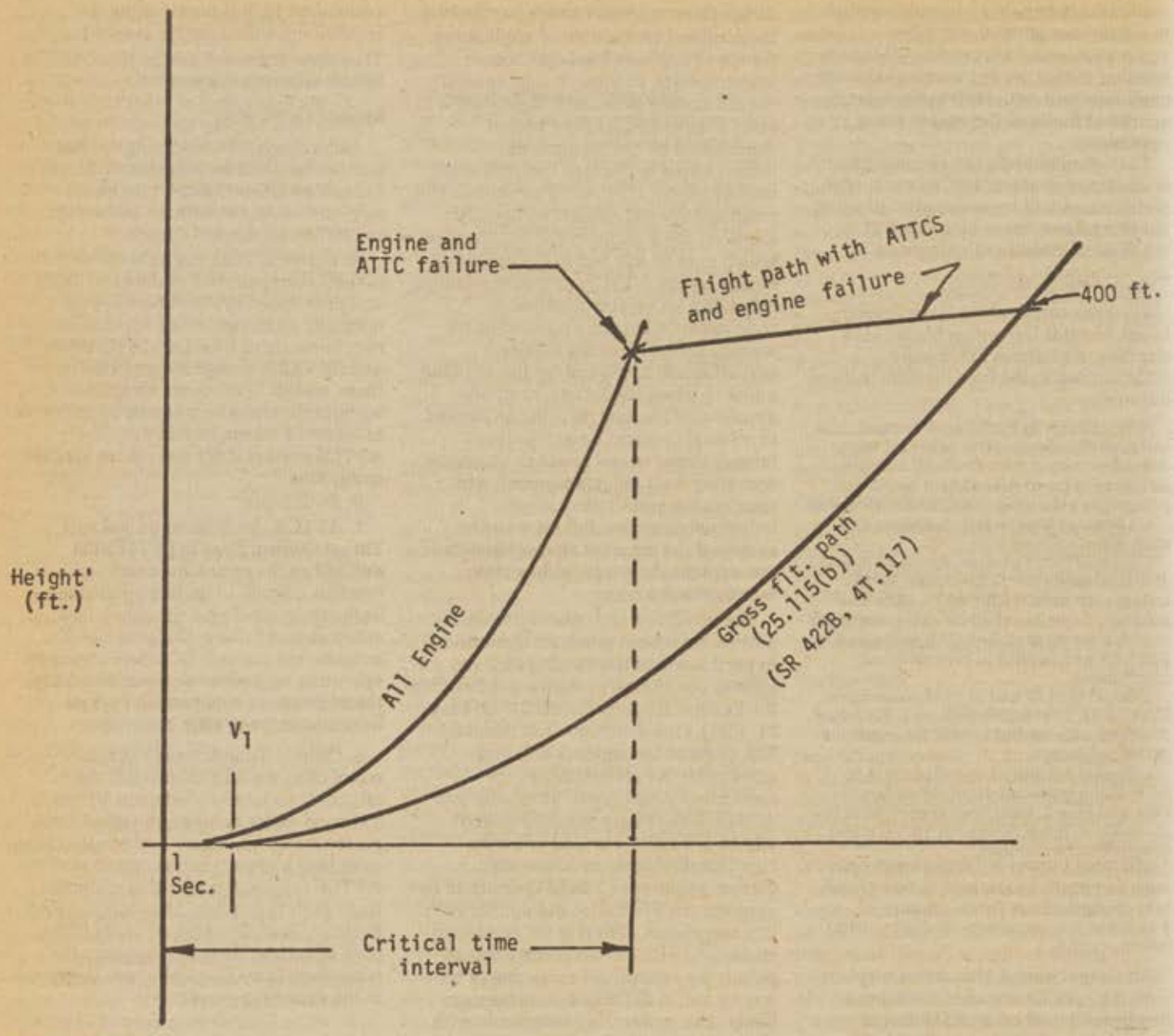

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3. Takeoff Thrust. Notwithstanding the definition of "Takeoff Thrust" in Part 1 of the Federal Aviation Regulations, "takeoff thrust" means each thrust obtained from each initial thrust setting approved for takeoff under these special conditions.

C. *Performance Requirements.* The applicant may elect to comply with the performance requirements contained in either paragraph 1 or 2 as follows:

1. The following reliability and performance criteria apply:

a. ATTCS system failure during the critical time interval must be shown to be improbable.

b. The concurrent existence of an ATTCS failure and an engine failure during the critical time interval must be shown to be extremely improbable.

c. All applicable performance requirements of Part 25 (CAR 4b and SR 422B) must be met with an engine failure occuring at the most critical point during takeoff with the ATTCS system functioning.

2. If compliance is not shown with the criteria given in paragraph 1 of this special condition, the following apply:

a. An ATTCS system failure during the critical time interval must be shown to have a probability of failure of 10–3 or less.

b. The concurrent existence of an ATTCS failure and an engine failure during critical time interval must be shown to be extremely improbable.

c. All applicable performance requirements of Part 25 (CAR 4b and SR 422B) must be met with an engine failure occuring at the most critical point during takeoff with the ATTCS system functioning.

d. The takeoff runway length required shall be the greater of—

(1) The accelerate-stop distance determined under § 25.109 (SR 422B and section 4T.115) with initial takeoff thrust setting and with ATTCS operating.

(2) The horizontal distance along the takeoff path from the start of takeoff to the point at which the airplane is 35 feet above the takeoff surface, determined under § 25.113 (SR 422B and section 4T.117) with one engine failed and the ATTCS operating at the most critical point during takeoff;

(3) The horizontal distance along the takeoff path from the start of takeoff to the point at which the airplane is 15 feet above the takeoff surface with one engine and the ATTCS failed at the most critical takeoff point; or

(4) One hundred fifteen (115) percent of the horizontal distance along the takeoff path, with all engines operating at the initial takeoff thrust setting, from the start of takeoff to the point at which the airplane is 35 feet above the takeoff surface as determined by a procedure consistent with § 25.111 (SR 422B and section 4T.116).

e. With the initial takeoff thrust set as described in Special Condition D (Thrust Setting), the critical engine inoperative, the ATTCS system failed, and without moving the power lever on the remaining engine, the airplane must—

(1) Have a positive gross climb gradient at all points in the takeoff path (procedures consistent with § 25.111 (SR 422B and section 4T.116) must be used); and

(2) Have an available gradient of climb of not less than 1.0 percent determined in accordance with § 25.121(b) (SR 422B and section 4T.120(b)).

f. The gradient of climb used to determine the takeoff path required by § 25.1587 (SR 422B and section 4T.743) may not be greater than—

(1) The net gradient determined in accordance with § 25.115(b) (SR 422B and section 4T.117) with the ATTCS functioning; or

(2) The gross gradient available resulting from the configuration of Special Condition C2e.

D. *Thrust Setting.* The initial takeoff thrust setting on each engine at the beginning of the takeoff roll may not be less than—

1. Ninety (90) percent of the thrust level set by the ATTCS (the maximum takeoff thrust approved for the airplane under existing conditions);

2. That required to permit normal operation of all safety-related systems and equipment dependent upon engine thrust or power lever position; or

3. That shown to be free of hazardous engine response characteristics when thrust is advanced from the initial takeoff thrust level to the maximum approved takeoff thrust.

E. *Powerplant Controls.*

1. In addition to the requirements of § 25.1141 (CAR 4b.470), no single failure or malfunction, or probable combination thereof, of the ATTCS system, including associated systems, may cause the failure of any powerplant function necessary for safety.

2. The ATTCS must be designed to—

a. Apply thrust on the operating engine following an engine failure during takeoff to achieve the selected takeoff thrust without exceeding engine operating limits;

b. Permit manual decrease or increase in thrust up to the maximum takeoff thrust approved for the airplane under existing conditions through the use of the power lever, except that for aircraft equipped with limiters that automatically prevent engine operating limits from being exceeded under existing conditions, other means may be used to increase the maximum level of thrust controlled by the power levers in the event of an ATTCS failure provided the means is located on or forward of the power levers, is easily identified and operated under all operating conditions by a single action of either pilot with the hand that is normally used to actuate the power levers, and meets the requirements of § 25.777 (a), (b), and (c) (CAR 4b.353 (a), (b), and (c));

c. Provide a means to verify to the flightcrew before takeoff that the ATTCS is in a condition to operate; and

d. Provide a means for the flightcrew to deactivate the automatic function. This means must be designed to prevent inadvertent deactivation.

F. *Powerplant Instruments.* In addition to the requirements of § 25.1305 (CAR 4b.604)—

1. A means must be provided to indicate when the ATTCS is in the armed or ready condition; and

2. If the inherent flight characteristics of the airplane do not provide adequate warning that an engine has failed, a warning system that is independent of the ATTCS must be provided to give the pilot a clear warning of any engine failure during takeoff.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c) of Department of Transportation Act (49 U.S.C. 1655(c); and 14 CFR 11.28)

Note.—This action is not a rule of general applicability and is therefore not covered under Executive Order 12291 or the Regulatory Flexibility Act. The FAA has determined that this document is not considered to be significant as defined in Department of Transportation Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). A copy of the regulatory evaluation prepared for this action is contained in the docket. A copy of it may be obtained by contacting the person identified as the information contact.

Issued in Washington, D.C., on September 4, 1981.

M. C. Beard,

Director of Airworthiness.

[FR Doc. 81-26987 Filed 9-16-81; 8:45 am]

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14 CFR PART 39

[Docket No. 81-NW-41-AD; Amdt. No. 39-4212]

Boeing Model 727 Series Airplanes; Airworthiness Directives

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This Amendment adds a new Airworthiness Directive (AD) which requires repetitive inspections and eventual installation of a fusible plug in the Boeing 727 air conditioning airflow multiplier (AFM) in order to provide redundant overheat protection for the AFM. This action is necessary to prevent AFM overheating or fire.

DATES: Effective date September 20, 1981.

ADDRESSES: The service bulletins specified in this Airworthiness Directive may be obtained upon request to Boeing Commercial Airplane Company, P.O. Box 3707, Seattle, Washington 98124, or may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108.

FOR FURTHER INFORMATION CONTACT: Mr. Gary D. Lium, Systems and Equipment Branch, ANW-130S, Seattle Area Aircraft Certification Office, FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108, telephone (206) 767-2500.

SUPPLEMENTARY INFORMATION: Twenty-five occurrences of B-727 AFM overheating have been reported since 1968. In 12 of these, heat damage or fire occurred. AFM damage may occur when the AFM is operated in deep surge due to the malfunction of one air conditioning pack, either anti-ice system, or due to excessively dirty water separator bags or heat exchangers. If the deep surge remains undetected and the AFM does not shut down due to malfunction of the overheat protective system, damage to the AFM or airplane may occur. Mandatory inspection and modification is required, since continued operation of an airplane with the unmodified AFM could result in an overheat condition or possibly a fire.

Since this condition is likely to exist or develop on other airplanes of the same type design, an Airworthiness Directive is being issued which requires a repetitive inspection of the AFM to check the condition of the overheat protection system, with the repetitive inspection continuing until the AFM is modified. The modification consists of installation of a fusible plug which provides redundant overheat protection for the AFM. No reports of overheat damage to the AFM have been reported on airplanes on which the modification has been made.

Since a situation exists that requires immediate adoption of this regulation, it is found that public procedure hereon is impractical and good cause exists for making this amendment effective in less than 30 days.

Adoption Of The Amendent

Accordingly, pursuant to the authority delegated to me by the Administrator, Section 39.13 of the Federal Aviation Regulations (14 CFR 39.13) is amended by adding the following new Airworthiness Directive:

Boeing: Applies to Boeing Model 727 airplanes certificated in all categories with the Air Flow Multiplier installed, through line number 1264, on which AiResearch Service Bulletin 21-2291 has not been incorporated. Within 300 hours time-in-service after the effective date of this AD, accomplish one of the following, unless already accomplished:

A. Begin performing the repetitive inspections of the Air Flow Multiplier in accordance with Boeing Alert Service Bulletin 727-21A95, dated May 29, 1981. This inspection must be repeated at intervals not to exceed 1000 hours time-in-service. Step B or C below may be used for terminating action for these repetitive inspections.

B. Accomplish the modification to the air flow multiplier in accordance with AiResearch Service Bulletin 21-2291.

C. Alternative inspections, repairs, or other action which provide an equivalent level of safety may be used when approved by the Chief, Seattle Area Aircraft Certification Office, FAA Northwest Region.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1).

All persons affected by this directive who have not already received the above specified alert service bulletin from the manufacturer may obtain copies upon request to Boeing Commercial Airplane Company, P.O. Box 3707, Seattle, Washington 98124, or it may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108.

This amendment becomes effective September 20, 1981.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended, (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.89).

Note.—The FAA has determined that this regulation is an emergency regulation that is not major under Executive Order 12291. It has been further determined that this document involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). If this action is subsequently determined to involve a significant regulation, a final regulatory evaluation or analysis, as appropriate, will be prepared and placed in the regulatory docket (otherwise, an evaluation is not required). A copy of it, when filed, may be obtained by contacting the person identified above under the caption "FOR FURTHER INFORMATION, CONTACT."

This rule is a final order of the Administrator under the Federal Aviation Act of 1958, as amended. As such, it is subject to review only by the courts of appeals of the United States or the United States Court of Appeals for the District of Columbia.

Issued in Seattle, Washington, on August 31, 1981.

Charles R. Foster,

Director, Northwest Region.

[FR Doc. 81-26720 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Docket No. 81-WE-14-AD; Amdt. 39-4214]

Rayjay Industries, Inc.; Airworthiness Directives

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new Airworthiness Directive (AD) which requires initial visual inspection and/or replacement, as necessary, of certain hose assemblies on engine installations incorporating turbochargers per Rayjay Industries, Inc. Supplemental Type Certificates. The AD requires a one time initial visual inspection to establish the age and condition of the affected hose assemblies and schedules hose retirement. The AD is needed to prevent hose assembly failures due to aging and deterioration that will cause in-flight fire hazard and/or engine(s) power loss.

DATES: Effective September 17, 1981.

Compliance schedule: Initial compliance required within the next 100 hours or prior to the next annual inspection, whichever occurs first, after the effective date of this AD, unless already accomplished.

ADDRESSES: The applicable service information may be obtained from: Rajay Industries, Inc., 2600 East Wardlow Road, P.O. Box 207, Long Beach, California 90801, (213) 426-0346.

Also, a copy of the service information may be reviewed at, or a copy obtained from: Rules Docket in Room 916, FAA, 800 Independence Avenue, S.W., Washington, D.C. 20591, or

Rules Docket in Room 6W14, FAA Western Region, 15000 Aviation Boulevard, Hawthorne, California 90261.

FOR FURTHER INFORMATION CONTACT: Guy Dalla Riva, Aerospace Engineer, Federal Aviation Administration, Western Region, P.O. Box 92007, World Way Postal Center, Los Angeles,

California 90009. Telephone: (213) 536-6351.

SUPPLEMENTARY INFORMATION: The FAA has received several reports of powerplant fuel and oil hose failures on aircraft modified to incorporate turbocharger provisions of Rayjay Industries, Inc. supplemental type certificates. These failures are attributed to age combined with the high temperature environment associated with turbocharger installations. In one case of hose failure a fire resulted and engine power loss was sustained in a second reported case. Since this condition is likely to exist or develop in other airplanes of the same (supplemental) type design, an airworthiness directive is being issued which requires inspection and removal from service of deteriorated powerplant fuel, air and oil hose assemblies on aircraft modified to incorporate turbocharger provisions of Rayjay Industries, Inc. supplemental type certificates. The AD also requires that the age of the hose be limited to 5 years, and, where the age of the hose can not be determined that such hose(s) be removed from service.

Since a situation exists that requires immediate adoption of this regulation, it is found that noitice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

Adoption of the Amendment

§ 39.13 [Amended]

Accordingly, pursuant to the authority delegated to me by the Administrator, 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended, by adding the following new Airworthiness Directive.

Rayjay Industries, Inc.: Applies to all affected aircraft, certified in all categories modified per

Rayjay supplemental type certificates aircraft model	Rayjay STC No.
Aerocommander 500-A	STC SA683WE.
Aerocommander 500-B, 500-S and 500-U.	STC SA529WE.
Beech, 35, H, J, K, M, N and P, and 35-33, 35-A33, 35-B33, 35-C33, E33 and F33.	STC SA1252WE.
Beech 35, S and V, Bonanza	STC SA2556WE.
Beech 95, B95, B95A, D95A and E95	STC SA153SO.
Britten Norman Islander, BN-2, BN-2A, BN-2A-6, BN-2A-8, BN-2A-9.	STC SA2243WE.
Cessna 180-A, B, C, D, E, F, G, H, and J.	STC SA1157WE.
Cessna 182-A, B, C, D, E, F, G, H, J, K, L, M, N, and P.	STC SA1032WE.
Cessna 210-A, B, C, 210-5(205), 210-5A(205A).	STC SA1098WE.
Cessna 310-C, D, E, F, and G	STC SA2383SO.
Cessna 310-I and J	STC SA181SO.
Evangel 4500-300	STC SA2657WE.
Evangel 4500-300, Series II	
Helio Currier H-295	STC SA156SO.
Helio Currier H-395	STC SA125SO.
Lake 4 and 4A	STC SA2270WE.
Lake 4-200	STC SA2990WE.
Mooney 20A, M20B, M20C, M20D, and M20G.	STC SA1156WE.
Mooney 20E and M20F	STC SA1411WE.
Mooney 20J	STC SA3555WE.
Piper PA-23-160, Apache	STC SA1260WE.
Piper PA-23-160, Apache	STC SA4-1637-WE.
Piper PA-23-235, -250, Aztec "B"	STC SA539WE.
Piper PA-23-250, Aztec "C"	STC SA840WE.
Piper PA-24-250, Comanche	STC SA811WE.
Piper PA-24-400, Comanche	STC SA2359WE.
Piper PA-30 and 39, Twin Comanche	STC SA787WE.
Piper PA-32-260, Cherokee	STC SA1557WE.
Piper PA-32R-300, Lance	STC SA3513WE.
Piper PA-34-200, Seneca	STC SA2937WE.

Compliance required as indicated, unless already accomplished.

To prevent failure of the powerplant hoses carrying air, fuel and/or oil and resultant fire hazard, accomplish the following:

(a) Within 100 hours' time in service from the effective date of this AD, or prior to return to service after the next annual inspection, whichever occurs first; visually inspect the powerplant fuel, air and oil hose assemblies listed in Rayjay Service Letter No. 28 dated August 3, 1981 to determine the general condition and age of the hose assemblies based upon the metal plate attached to the hose, and;

(1) If the hose assembly is five years old or older, replace with like serviceable part prior to further flight.

(2) If the hose assembly does not have a metal tag and the age cannot be determined, replace with like serviceable part prior to further flight.

(3) Record hose ages in the aircraft engine log book and establish a replacement schedule for affected hoses such that a five year life will not be exceeded.

(4) If the hose assembly is deteriorated, (regardless of age), replace with like serviceable part prior to further flight.

(b) Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate aircraft to a base for the accomplishment of inspections or modifications required by this AD.

(c) Alternative inspections, modifications or other actions which provide an equivalent level of safety may be used when approved by the Chief, Engineering and Manufacturing Branch, FAA Western Region.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 553(a)(1). All persons affected by this directive, who have not already received these documents from the manufacturer, may obtain copies upon request to:

Rayjay Industries, Inc., 2600 East Wardlow Road, P.O. Box 207, Long Beach, California 90801, (213) 426-0348.

A historical file on this AD, which includes the incorporated material in full, is maintained by the FAA at its Headquarters in Washington, D.C. and at FAA Western Region Office.

This amendment becomes effective September 17, 1981.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.89)

Note.—The FAA has determined that this regulation is an emergency regulation that is not major under Section 8 of Executive Order 12291. It is impracticable for the agency to follow the procedures of Order 12291 with respect to this rule since the rule must be issued immediately to correct an unsafe condition in aircraft. It has been further determined that this document involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). If this action is subsequently determined to involve a significant regulation, a final regulatory evaluation or analysis, as appropriate, will be prepared and placed in the regulatory docket (otherwise, an evaluation is not required). A copy of it, when filed, may be obtained by contacting the person identified under the caption "FOR FURTHER INFORMATION CONTACT."

This rule is a final order of the Administrator under the Federal Aviation Act of 1958, as amended. As such, it is subject to review only by the courts of appeals of the United States, or the United States Court of Appeals for the District of Columbia.

Issued in Los Angeles, California on September 2, 1981.

DeWitte T. Lawson, Jr.,

Acting Director, FAA Western Region.

[FR Doc. 81-26722 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 39

[Docket No. 79-WE-14-AD; Amdt. 39-4213]

Varga Aircraft Corporation Model 2150A Airplanes; Airworthiness Directives

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This action publishes in the Federal Register and makes effective as to all persons an amendment superseding a currently effective Airworthiness Directive (AD) which was previously made effective on all Varga Aircraft Corporation Model 2150A airplanes by letter AD No. 81-17-05 dated August 13, 1981. This amendment requires inspection and near-term replacement of the elevator horn assembly on Varga Aircraft Corporation Model 2150A airplanes. The AD is prompted by a report of elevator horn

failure which was not prevented by accomplishment of the previous AD.

DATES: Effective September 17, 1981, except with respect to certain persons specified in the body of the AD.

Compliance schedule—As prescribed in the body of the AD unless already accomplished.

FOR FURTHER INFORMATION CONTACT:

Jerry Presba, Executive Secretary, Airworthiness Directive Review Board, Federal Aviation Administration, Western Region, P.O. Box 92007, World Way Postal Center, Los Angeles, California 90009. Telephone: (213) 536-6351.

SUPPLEMENTARY INFORMATION: On August 13, 1981, priority letter AD 81-17-05 was issued and made effective immediately to all known U.S. operators of Varga Aircraft Corporation Model 2150A airplanes because of failure of the elevator horn flange assembly which were apparently not remedied by the issuance of previous AD 79-15-06, which is superseded by this AD 81-17-05. This condition has caused the loss of elevator control prior to and subsequent to the issuance of superseded AD 79-15-06 and is believed to be a possible factor in a fatal accident. Since this condition is likely to exist in other airplanes of the same type design, an AD is being issued which supersedes AD 79-15-06 and requires inspection and near-term replacement of the elevator horn assembly with an improved part.

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

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended, by adding the following new Airworthiness Directive:

Varga Aircraft Corporation

(Morrisey): Applies to Varga Model 2150A Series airplanes certificated in all categories.

Compliance required as indicated, unless already accomplished.

To prevent failure of the elevator horn flange assembly, which will result in loss of elevator control capability, accomplish the following:

(a) Before further flight after the effective date of this AD, accomplish the following:

(1) Raise elevator for access to Elevator Horn,

(2) Remove paint from the Elevator Horn and Flange in the area of the flange radius,

Note 1.—To prevent possible damage to this structure, use a paint remover recommended by the manufacturer.

(3) Conduct a close visual inspection of this flange radius for cracks, and

(4) If any cracks are found, before further flight, accomplish replacement of complete Elevator Horn/Balance Arm Assembly in accordance with (c) below.

(b) Before each subsequent flight, until (c) below is accomplished, conduct the procedures of close visual checks in accordance with the instructions in (a)3 above. If any cracks are found, before further flight, accomplish replacement of complete Elevator Horn/Balance Arm Assembly in accordance with (c) below.

Note 2.—The pre-flight checks required by paragraph (b) of this AD may be performed by the pilot.

Note 3.—For the requirements regarding the listing of compliance and method of compliance with this AD in the airplane's permanent maintenance record, see FAR 91.173.

(c) Within ten (10) hours additional time in service, after the effective date of this AD, unless already accomplished, remove the complete Elevator Horn/Balance Arm Assembly, P/N VAC 6000J-32, or P/N VAC 6000K-32 and replace with a new improved steel assembly, P/N VAC 6000L-65, at which time the special inspections required by this AD may be terminated.

(d) Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate aircraft to a base for the accomplishment of inspections required by this AD.

(e) Alternative inspections, modifications or other actions which provide an equivalent level of safety may be used when approved by the Chief, Engineering and Manufacturing Branch, FAA Western Region.

A historical file on this AD, which includes the incorporated material in full, is maintained by the FAA at its Headquarters in Washington, D.C. and at FAA Western Region Office.

This supersedes Amendment 39-3518 (44 FR 44484), AD 79-15-06. This AD becomes effective September 17, 1981, to all persons except those to whom it was made effective by the letter dated August 13, 1981.

This amendment becomes effective September 17, 1981.

[Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.89]

Note.—The FAA has determined that this regulation is an emergency regulation that is not major under Section 8 of Executive Order 12291. It is impracticable for the agency to follow the procedures of Order 12291 with respect to this rule since the rule must be issued immediately to correct an unsafe condition in aircraft. It has been further determined that this document involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). If this action is subsequently determined to involve a significant regulation, a final regulatory evaluation or analysis, as appropriate, will be prepared and placed in the regulatory docket (otherwise, an evaluation is not required). A copy of it, when filed, may be obtained by contacting the person identified under the caption "FOR FURTHER INFORMATION CONTACT."

This rule is a final order of the Administrator under the Federal Aviation Act of 1958, as amended. As such, it is subject to review only by the courts of appeals of the United States, or the United States Court of Appeals for the District of Columbia.

Issued in Los Angeles, California on September 2, 1981.

H. C. McClure,

Acting Director, FAA Western Region.

[FR Doc. 81-28721 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 81-AWE-20]

Establishment of Transition Area, Grass Valley, California

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This rule designates a 700 foot transition area for Nevada County Air Park Airport, Grass Valley, California, in order to provide controlled airspace for aircraft executing an instrument approach procedure to the Nevada County Air Park.

EFFECTIVE DATE: October 1, 1981.

FOR FURTHER INFORMATION CONTACT:

Mr. Thomas W. Binczak, Airspace and Procedures Branch, Air Traffic Division, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261; telephone: (213) 536-6182.

SUPPLEMENTARY INFORMATION:

History

On July 23, 1981, the FAA proposed to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71) to establish a transition area for Grass Valley, California (46 FR 37907). Establishment of this transition area will provide controlled airspace for protection of instrument operations at Nevada County Air Park Airport.

Interested persons were invited to participate in the rulemaking proceeding by submitting comments on the proposal to the FAA. No comments objecting to the proposal were received. This amendment is the same as that proposed in the notice. Section 71.181

was republished in the **Federal Register** on January 2, 1981 (46 FR 540).

The Rule

This amendment to Part 71 of the Federal Aviation Regulations (14 CFR Part 71) establishes a transition area at Grass Valley, California. This transition area provides protection for instrument operations at Nevada County Air Park Airport, increases air traffic safety and improves flow control procedures.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, § 71.181 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (46 FR 540) is amended, effective 0901, October 1, 1981, by adding the following:

§ 71.181 Grass Valley, California.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Nevada County Air Park Airport (latitude 39°13'15" N., longitude 121°00'15" W.) and within 4 miles each side of the Marysville, California VOR (latitude 39°05'56" N., longitude 121°34'19" W.) 074° radial extending from the 5-mile radius area to 16 miles east of the VOR.

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a), 1354(a); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69)

Note.—The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; and (4) will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Los Angeles, California on September 2, 1981.

R. L. Devereaux,

Acting Director, Western Region.

[FR Doc. 81-26685 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 81-AGL-7]

Designation of Transition Area; Cadillac, Mich.

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: The nature of this Federal action is to designate controlled airspace near Cadillac, Michigan, in order to accommodate revised NDB and RNAV instrument approaches into the Wexford County Airport, Cadillac, Michigan. The intended effect of this action is to insure segregation of the aircraft using these approach procedures in instrument weather conditions from other aircraft operating under visual conditions.

EFFECTIVE DATE: November 26, 1981.

FOR FURTHER INFORMATION CONTACT: Edward R. Heaps, Airspace and Procedures Branch, Air Traffic Division, AGL-530, FAA, Great Lakes Region, 2300 East Devon Avenue, Des Plaines, Illinois 60018, Telephone (312) 694-7360.

SUPPLEMENTARY INFORMATION: The floor of the controlled airspace in this area will be lowered from 1200' above surface to 700' for a distance of approximately 1 mile beyond that now depicted. The development of the proposed instrument procedures requires that the FAA lower the floor of the controlled airspace to insure that the procedures will be contained within controlled airspace. The minimum descent altitude for these procedures may be established below the floor of the 700-foot controlled airspace. In addition, aeronautical maps and charts will reflect the area of the instrument procedures, which will enable other aircraft to circumnavigate the area in order to comply with applicable visual flight rule requirements.

Discussion of Comments

On page 32879 of the **Federal Register** dated June 25, 1981, the Federal Aviation Administration published a Notice of Proposed Rulemaking which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to amend the transition area near Cadillac, Michigan. Interested persons were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA.

No objections were received as a result of the Notice of Proposed Rulemaking.

Adoption of Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, Part 71 of the Federal Aviation Regulations (14 CFR Part 71) is amended, effective November 26, 1981, as follows:

§ 71.181 [Amended]

In § 71.181 (46 FR 540), the following transition area is amended:

Cadillac, Michigan

That airspace extending upward from 700' above the surface within 8.5 miles of the Wexford County Airport (latitude 44°16'32"N, longitude 085°25'11"W) at Cadillac, Michigan, and within 4.5 miles either side of the 247° bearing of the Wexford County Airport from 8.5 miles to 9.5 miles.

This amendment is made under the authority of section 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); § 11.61 of the Federal Aviation Regulations (14 CFR 11.61).

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore— (1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; and (4) will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Des Plaines, Illinois, on August 24, 1981.

Wayne J. Barlow,

Director, Great Lakes Region.

[FR Doc. 81-26886 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 75

[Airspace Docket No. 81-AWA-4]

Revocation and Designation of Area High Routes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Correction to final rule.

SUMMARY: This action corrects a final rule that designates Area High Route J804R from Anchorage, AK, to the U.S./Canadian Border, as published in the **Federal Register** on August 6, 1981 (46 FR 39995). Inadvertently, the coordinates of the Middleton Island, AK, location were not published correctly and this action amends that description.

EFFECTIVE DATE: September 17, 1981.

FOR FURTHER INFORMATION CONTACT: John Watterson, Airspace Regulations and Obstructions Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone: (202) 426-8783.

Adoption of the Amendment

§ 75.400 [Amended]

Accordingly, pursuant to the authority delegated to me, § 75.400 of Part 75 of

the Federal Aviation Regulations (14 CFR Part 75) as republished (46 FR 848) is amended, as follows:

By amending J804R by deleting coordinates "59°53'28"N." for Middleton Island, AK, and substituting for them coordinates "59°25'21"N."

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1354(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69)

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; and (4) will not have a significant effect on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Washington, D.C., on September 9, 1981.

B. Keith Potts,

Chief, Airspace and Air Traffic Rules Division.

[FR Doc. 81-26884 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Neighborhoods, Voluntary Associations and Consumer Protection

24 CFR Part 3282

[Docket No. R-81-937]

Mobile Home Procedural and Enforcement Regulations

AGENCY: Assistant Secretary for Neighborhoods, Voluntary Associations and Consumer Protection, HUD.

ACTION: Final rule.

SUMMARY: This final rule amends 24 CFR 3282.454 to temporarily reduce the monitoring inspection fee established in that section from $19.00 to $15.00 per unit inspected. This reduction will only apply to homes manufactured between April 1, 1981, and December 31, 1981. On January 1, 1982 the fee will return to $19.00 per unit unless subsequently modified by the Secretary.

EFFECTIVE DATE: October 23, 1981.

FOR FURTHER INFORMATION CONTACT: John S. Mason, Acting Director, Office of Mobile Home Standards, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410. (202) 755-6893. (This is not a toll free number.)

SUPPLEMENTARY INFORMATION: Section 614(a) of the National Manufactured Housing Construction and Safety Standards Act of 1974 (the Act), 42 U.S.C. 5413(a) authorizes the Secretary of HUD to conduct such inspections and investigations as are necessary to enforce and carry out the Secretary's duties under the Act. To assist the Secretary in carrying out these activities, section 614(b) of the Act, 42 U.S.C. 5413(b), authorizes contracts with state and local governments as well as private organizations.

In order to pay for these activities, Congress has authorized a special fee. Section 620 of the Act, 42 U.S.C. 5419, permits the Secretary to establish and impose such fees as may be necessary to offset the expenses incurred in conducting the inspections. Under the authority granted by this section, the Secretary established in 1976, at 24 CFR 3282.454, a monitoring inspection fee of $19.00 per unit inspected. The fee is to be paid by manufacturers to the Secretary.

The design and construction of manufactured homes is monitored by agencies known as Design Approval Primary Inspection Agencies (DAPIAs) and Production Inspection Primary Inspection Agencies (IPIAs). These agencies are collectively known as Primary Inspection Agencies (PIAs). The performance of the PIAs is monitored and evaluated by the Secretary through a monitoring inspection contractor. A portion of the $19.00 inspection fee is used to fund the activities of the monitoring inspection contractor.

Another portion of the monitoring inspection fee ($9.00 per unit) is paid to states which have qualified to enforce the Act within their boundaries. At the present time, 34 states have met the qualification requirements set out in section 623 of the Act, 42 U.S.C. 5422 and 24 CFR 3282.302. The Secretary distributes funds to the qualified states based on the first location of each manufactured home after leaving the manufacturer. When homes are first located in states which have not qualified, the Secretary retains that portion of the inspection fee which would otherwise go to the state.

In practice, the Secretary has not distributed all monitoring inspection fees received. The fees received by the Secretary have not been fully utilized to fund state activities and the monitoring inspection contractor principally because 16 states are not participating in the program. The undistributed reserve is now approximately $3.2 million.

On November 17, 1980, the Manufactured Housing Institute (MHI) petitioned for a new rule which would reduce the monitoring inspection fee from its present rate of $19.00. In support of its petition, MHI cited the large undistributed reserve and alleged that it might be used for unauthorized purposes.

When the $19.00 fee was set in 1976, the Secretary was estimating the amount needed to cover inspection expenses. At that time, HUD had no experience on which to base the estimate. In response to MHI's proposed rule, the Secretary has determined, in view of the present reserve, that the fee may be temporarily reduced to $15.00 without affecting the Secretary's ability to carry out his responsibilities under the Act. This reduction will apply to all homes which enter the first stage of production on April 1, 1981 through December 31, 1981.

On January 1, 1982 the fee will return to $19.00 per unit unless subsequently modified by the Secretary. However, the Department will conduct an internal staff study which will evaluate the present enforcement system. This study will include an evaluation of different ways in which the Secretary can carry out his statutory responsibilities in non-participating states. This study is scheduled to be completed in the late fall of 1981. It is possible that changes to the enforcement system will be proposed as a result of this study and that a new fee will be proposed. The new fee may be higher, lower or the same as the present fee. In making its report, the staff will consider additional uses for fee proceeds, including hiring private contractors to perform certain SAA functions in non-SAA states, installing automated inspection and monitoring systems, training for inspection-related activities and testing of manufactured home components.

The Secretary has determined that by reducing the fee to $15 the present reserve will be significantly reduced within a nine month period. After that time, a reserve will remain which will allow the Secretary to carry out his responsibilities under the Act.

In practice, the fee reduction will be effected in part through a prospective reduction in the fee charged per manufactured home and in part through credits which will be issued to manufacturers based upon the number of units that entered the first stage of production on or after April 1, 1981 through the earlier of: (1) the effective date of this rule; or (2) December 31, 1981. The amount of credit to which a

manufacturer is entitled will be calculated by the monitoring inspection contractor using the following formula: the total number of units which entered the first stage of production, during the period specified above, at each of the manufacturer's plants, will be multiplied by $4 (the amount of the fee reduction). Labels will then be issued to each plant and charged against such credit until the credit is exhausted. The charge against such credit will be $15 for each manufactured home which enters the first stage through December 31, 1981 and $19 for each manufactured home which enters the first stage of production thereafter. Credits cannot be transferred from one plant to another even if they both belong to the same manufacturer.

Inactive manufacturing plants will not receive the benefit of the credit until and unless they become active. IPIAs will not release lables on credit more than one month before anticipated production.

During the same period in which the fee will be reduced, the portion of the fee which is allocated to the states will be increased from $9.00 to $12.00. The allocation of $9.00 to the states was established in 1976. Since then, there has been no increase in the share received by the states. At the same time, however, expenses incurred by the states in fulfilling their obligations have increased significantly. The increased share is designed to partially offset these expenses and to reduce the reserve.

The Department has determined that prior notice and public comment are impracticable and contrary to the public interest and that good cause exists for making this rule effective as promptly after publication as possible because:

1. The rule must be quickly implemented to prevent further buildup of the undistributed reserve.

2. Because of the relatively short period of time during which the fee will be reduced, deferral of effectiveness until after a public comment period would prevent the reduction from taking place until after the desired reduction period has expired.

Accordingly, the rule will become effective 30 continuous session days of Congress after publication pursuant to Section 7(o)(3) of the Department of Housing and Urban Development Act.

A Finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations in 24 CFR Part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969. The Finding of No Significant Impact is available for public inspection during regular business hours at the Office of the Rules Docket Clerk, Office of the General Counsel, Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410.

Pursuant to section 605(b) of the Regulatory Flexibility Act, the undersigned hereby certifies that this rule does not have a significant economic impact on a substantial number of small entities.

The Catalog of Federal Domestic Assistance Program number is 14.804 Manufactured Housing.

PART 3282—MOBILE HOME PROCEDURAL AND ENFORCEMENT REGULATIONS

Accordingly, 24 CFR 3282.454 is revised to read as follows:

§ 3282.454 Monitoring inspection fee.

(a) There is hereby established a monitoring inspection fee of $19.00 which is to be paid by manufacturers for each mobile home manufactured in nonapproved and conditionally approved states as described in § 3282.210; *Provided,* That a fee of $15.00 will apply to all manufactured homes which enter the first stage of production on or after April 1, 1981 through December 31, 1981.

(b) The monitoring inspection fee to be established by approved states under Section 3282.307(a) shall be in the amount of $19.00 per manufactured home produced therein; *Provided,* That a fee of $15.00 will apply to all manufactured homes which enter the first stage of production on or after April 1, 1981 through December 31, 1981.

(Sec. 620, Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. 5419)

Issued at Washington, D.C. on September 11, 1981.

William O. Anderson,

General Deputy Assistant Secretary for Neighborhoods, Voluntary Associations and Consumer Protection.

[FR Doc. 81-26997 Filed 9-16-81; 8:45 am]

BILLING CODE 4210-01-M

PENSION BENEFIT GUARANTY CORPORATION

29 CFR Parts 2640, 2642, and 2643

Variances for Sale of Assets; Procedures for Individual and Class Variances or Exemptions

AGENCY: Pension Benefit Guaranty Corporation.

ACTION: Final rule.

SUMMARY: This regulation establishes procedures under which interested parties may request the Pension Benefit Guaranty Corporation to grant an individual or class variance or exemption from the statutory requirements imposed when an employer who contributes to a multiemployer pension plan (covered under Title IV of the Employee Retirement Income Security Act of 1974, as amended by the Multiemployer Pension Plan Amendments Act of 1980) ceases covered operations under the plan because of a sale of assets.

Under section 4204 of ERISA, the sale of assets of a contributing employer will not be considered a withdrawal if certain conditions are met. Among other things, the purchaser must post a bond or escrow with the multiemployer plan, and the contract of sale between the seller and the purchaser must provide that the seller will be secondarily liable for its withdrawal liability if the purchaser withdraws from the plan within five years after the sale and does not pay its withdrawal liability. Section 4204(c) authorizes the PBGC to grant individual or class variances or exemptions from the bond/escrow and sale-contract requirements.

The effect of this regulation is to establish procedures for obtaining PBGC approval of requests for individual or class variances and exemptions from the statutory rules.

EFFECTIVE DATE: September 17, 1981.

FOR FURTHER INFORMATION CONTACT: James M. Graham, Office of the Executive Director, Policy and Planning, Suite 7300, 2020 K Street, NW., Washington, D.C. 20006; (202) 254-4862. [This is not a toll-free number.]

SUPPLEMENTARY INFORMATION:

The Statute

The Multiemployer Pension Plan Amendments Act of 1980, Pub. L. 96-364, 94 Stat. 1208 (the "Multiemployer Act") became law on September 26, 1980 and amended the Employee Retirement Income Security Act of 1974, 29 U.S.C. 1001 *et seq.* (The Act as amended is hereinafter referred to as "ERISA".) As a result of the Multiemployer Act, an employer that withdraws, or partially withdraws, from a multiemployer pension plan covered under Title IV of ERISA may be liable to the plan for a portion of the plan's unfunded vested benefits. The withdrawal liability rules generally apply to withdrawals occurring after April 28, 1980.

Section 4204 of ERISA provides that a cessation of the obligation to contribute or a cessation of covered operations

resulting from the bona fide, arm's-length sale of assets of a contributing employer to an unrelated party will not be considered a withdrawal from a multiemployer plan if three conditions are met. These conditions, enumerated in section 4204(a) (1) (A)–(C), are that—

(A) The purchaser has an obligation to contribute to the plan with respect to the purchased operations for substantially the same number of contribution base units for which the seller was obligated to contribute;

(B) The purchaser obtains a bond or places an amount into escrow, for a period of five plan years after the sale, in an amount equal to the greater of the seller's average required annual contribution to the plan for the three plan years preceding the year in which the sale occurred or the seller's required annual contribution for the plan year preceding the year in which the sale occurred; and

(C) The contract of sale provides that if the purchaser withdraws from the plan within the first five plan years beginning after the sale and fails to pay any of its liability to the plan, the seller shall be secondarily liable for the liability it (the seller) would have had but for section 4204.

The purchaser's bond or escrow described above would be paid to the plan if the purchaser withdraws from the plan or fails to make any required contributions to the plan within the first five plan years beginning after the sale.

It should be noted that section 4204 only applies to bona-fide, arm's-length sales between two "unrelated parties." Therefore, a cessation of contributions or covered work resulting from a sale of assets involving related parties will generally constitute a withdrawal under Title IV. Section 4204(d) of ERISA provides that a purchaser and seller are "unrelated parties" if they do not "bear a relationship * * * described in section 267(b)" of the Internal Revenue Code of 1954, as amended. Further, section 4204 is only pertinent where there is a withdrawal or partial withdrawal as defined in ERISA.

Section 4204(b)(1) of ERISA contains a special rule for computing the withdrawal liability of a purchaser involved in a sale of assets covered under section 4204(a). Under this special rule the purchaser assumes the contribution record of the seller for the plan year in which the sale occurs and for the preceding four plan years. As a result, if the purchaser were to subsequently withdraw, its withdrawal liability would be based in part on the liability that the seller would have incurred had the purchase not come within the purview of section 4204.

Variances and Exemptions From Statutory Requirements

Section 4204(c) of ERISA authorizes the Pension Benefit Guaranty Corporation ("PBGC") by regulation to grant variances or exemptions from the bond/escrow and sale-contract requirements of section 4204(a)(1) (B) and (C) if the variance or exemption would "more effectively or equitably carry out the purposes of (Title IV of ERISA)." In addition, the PBGC may grant individual or class variances or exemptions from the requirements if a particular case warrants such action. Congress intended to grant broad authority to the PBGC to administer the sales rules in a manner that assures protection of multiemployer plans with the least practicable intrusion into normal business transactions.[1]

The PBGC recognizes that the requirements of sections 4204(a)(1) (B) and (C) might frustrate certain normal business transactions that pose no risk of financial loss to a multiemployer plan. As noted in the PBGC's latest "Semiannual Agenda of Regulations Under Development", 46 FR 23267 (April 24, 1981), PBGC is currently developing staff recommendations for a proposed regulation that would provide variances from the bond/escrow and sale-contract requirements for sales occurring before or shortly after September 26, 1980. That regulation may also vary these requirements under certain other conditions.

In the meantime, the PBGC believes it is useful to issue a regulation establishing procedures under which employers may apply to the PBGC for individual or class variances or exemptions from the bond/escrow and sale-contract requirements of section 4204(a). It should be noted that a variance of or exemption from the sale-contract requirement under this regulation is not a waiver of the seller's secondary liability under section 4204(a)(2) of ERISA.

The Regulation

Section 2643.1 sets forth the purpose and scope of the regulation. Section 2643.1(b) provides that the regulation generally applies to any sale of assets by a contributing employer occurring after April 28, 1980. Section 2643.1(c) provides a special rule for a sale of assets involving an operation for which an employer is obligated to contribute to a plan described in section 404(c) of the Internal Revenue Code of 1954, as amended, or a continuation of such a plan. This special rule implements section 4211(d)(2) of ERISA, which provides that section 4204 does not apply to such a plan "unless the plan is amended to provide that (section 4204 applies)."

Section 2643.2(b) of the regulation specifies that a seller or a buyer may make a request for an individual or class variance or exemption. Under this rule, when a contributing employer withdraws from a plan as a result of related sales involving several purchasers, the seller may request a class variance or exemption for all the transactions.

In order to determine whether a request for an exemption satisfies the conditions set forth in section 4204, the PBGC must be able to examine certain information regarding the financial viability of the purchaser and the circumstances surrounding the sale. Consequently, § 2643.2(d) of the regulation requires the party making a request for a variance or exemption to supply certain information to the PBGC. Under normal circumstances the information required under § 2643.2(d) should be readily available to the party making the request. Section 4204(c)(2) of ERISA requires that interested persons must be given notice of a request for an exemption or variance. Accordingly, § 2643.2(d)(11) of the regulation provides that the party making a request for an exemption or variance must certify to the PBGC that a complete copy of the request has been sent to the plan and the collective bargaining representative of the seller's employees.

It should be noted that the information contained in a request for a variance or exemption will generally be available to the public under the Freedom of Information Act, 5 U.S.C. 552, unless the information falls within certain exemptions designated in that Act. In that regard, § 2643.2(f) provides that a party filing a request shall indicate if it believes that any of the information submitted with the request falls within a Freedom of Information Act exemption.

Section 2643.3 of the regulation sets forth the procedure under which the PBGC will act on a request for an exemption or variance. Section 4204(c)(1) of ERISA requires the PBGC to publish a notice of the pendency of a request for an exemption or variance in the **Federal Register** prior to approving the request. Further, section 4204(c)(3) provides that interested persons must have an opportunity to comment on the request. Accordingly, § 2643.3(b) of the

[1] Senate Committee on Labor and Human Resources, 96th Cong., 2nd Sess., The Multiemployer Pension Plan Amendments Act of 1980: Summary and Analysis of Consideration, 16 (Comm. Print, April 1980); 126 Cong. Rec. S10117 (daily ed. July 29, 1980) (Joint Explanation of S.1076).

regulation provides that the PBGC will publish a notice of the pendency of a request in the **Federal Register** as soon as practicable after the PBGC has received a request containing all the required information. The notice will provide a brief description of the request, and will solicit comments from interested parties. The normal comment period will be 45 days, although longer periods may be established when appropriate; *e.g.* for certain requests for class exemptions.

As soon as practicable after the close of the comment period, the PBGC will issue a written determination on a request for an exemption or variance. If the PBGC disapproves a request, the decision will state the grounds on which PBGC based its determination. Notice of the decision will be published in the **Federal Register.** It should be noted that PBGC's granting of a variance or exemption under this part does not constitute a determination that section 4204 of ERISA applies to a specific sale.

These procedures for individual and class variances and exemptions are contained in Subpart A of Part 2643. Subpart B of that part is reserved for the future rules varying the bond/escrow and sale-contract requirements in specified circumstances.

The PBGC is also consolidating definitions for all regulations in Subchapter F of Chapter XXVI (relating to withdrawal liability) in a new Part 2640. As a result of this change the PBGC is amending Part 2642 (relating to Alternative Allocation Methods) by removing § 2642.2, which sets forth the definitions for that Part.

The PBGC has determined that this regulation is not a "major rule" under section 3(b) of Executive Order 12291, 46 FR 13193 (February 17, 1981), because it will not have an annual effect on the economy of $100 million or more; or cause a major increase in costs or prices; or adversely effect competition, employment, investment, productivity or innovation in United States-based enterprises.

Further, the regulation will reduce certain financial and administrative burdens on employers involved in sales that are subject to section 4204 of ERISA without exposing plans to any significant risks of financial loss. Exemption from the bond/escrow requirement will eliminate an unnecessary burden on normal business transactions, reduce the purchaser's costs of doing business, and will free the purchaser's assets for other purposes.

Because this regulation deals only with matters of procedure, no general notice of proposed rulemaking is required. Because of the need to provide procedural rules to interested parties who wish to apply for an exemption under section 4204 of ERISA, and because this regulation does not require any action by plans or employers, the PBGC finds that good cause exists for making this regulation effective immediately. Further, since no general notice of proposed rulemaking is required, the Regulatory Flexibility Act of 1980 has no application to this regulation (5 U.S.C. 601(2)).

In consideration of the foregoing, Subchapter F of Chapter XXVI of Title 29, Code of Federal Regulations, is amended as follows:

1. A new Part 2640 is added to read as follows:

PART 2640—DEFINITIONS

Sec.

2640.1 Purpose and scope.
2640.2 General definitions.
2640.3 [Reserved]
2640.4 Allocating unfunded vested benefits.
2640.5 Variances for sale of assets.

Authority: Secs. 4002(b)(3), Pub. L. 93–406, as amended by sec. 403 (1), Pub. L. 96–364, 94 Stat. 1208, 1302 (1980) (29 U.S.C. 1302)

§ 2640.1 Purpose and scope.

This part sets forth the definitions used in Subchapter F. Section 2640.2 contains definitions of terms of general applicability. The subsequent sections contain definitions of terms specific to each part within the subchapter.

§ 2640.2 General definitions.

For purposes of Subchapter F—

"Act" means the Employee Retirement Income Security Act of 1974, as amended.

"Internal Revenue Code" means the Internal Revenue Code of 1954, as amended.

"Multiemployer plan" means a pension plan described in section 4001(a) (3) of the Act.

"Nonforfeitable benefit" means a benefit described in section 4001(a)(8) of the Act.

"PBGC" means the Pension Benefit Guaranty Corporation.

"Plan" means a multiemployer plan.

"Plan year" means the calendar, policy or fiscal year on which the records of the plan are kept.

§ 2640.3 [Reserved]

§ 2640.4 Allocating unfunded vested benefits.

For purposes of Part 2642—

"Post-1980 fraction" means the fraction described in section 4211(c)(2)(C)(ii) or (c)(3)(B) of the Act.

"Pre-1980 fraction" means the fraction described in section 4211(b)(3)(B) or (c)(2)(B)(ii) of the Act.

"Unfunded vested benefits" means an amount by which the value of nonforfeitable benefits under the plan exceeds the value of the assets of the plan.

"Withdrawing employer" means the employer for whom withdrawal liability is being calculated under section 4201 of the Act.

"Withdrawn employer" means an employer who, prior to the withdrawing employer, has discontinued contributions to the plan or covered operations under the plan and whose obligation to contribute has not been assumed by a successor employer within the meaning of section 4204 of the Act. A temporary suspension of contributions, including a suspension described in section 4218(2) of the Act, is not considered a discontinuance of contributions.

§ 2640.5 Variances for sale of assets.

For purposes of Part 2643.

"Purchaser" means a purchaser described in section 4204(a)(1) of the Act.

"Seller" means a seller described in section 4204(a)(1) of the Act.

PART 2642—INTERIM REGULATIONS ON ALLOCATING UNFUNDED VESTED BENEFITS

§ 2642.2 [Removed]

2. Part 2642 is amended by removing § 2642.2.

3. A new Part 2643 is added to read as follows:

PART 2643—VARIANCES FOR SALE OF ASSETS

Subpart A—Procedures for Individual and Class Variances or Exemptions

Sec.

2643.1 Purpose and scope.
2643.2 Requests to PBGC for variances and exemptions.
2643.3 PBGC action on requests.
2643.4—2643.9 [Reserved]

Subpart B—[Reserved]

Authority: Secs. 4002(b)(3) and 4204(c) Pub. L. 93–406, 88 Stat. 829, (1974), as amended by secs. 403(1) and 104 (respectively), Pub. L. 96–364, 94 Stat. 1302, and 1221 (1980) (29 U.S.C. 1302(b)(2) and 1384(c)).

Subpart A—Procedures for Individual and Class Variances or Exemptions

§ 2643.1 Purpose and scope.

(a) *Purpose.* The purpose of this subpart is to establish procedures under which an interested party may request the PBGC to grant individual or class variances or exemptions from the

requirements of section 4204(a)(1) (B) and (C) of the Act.

(b) *Scope.* Except as provided in paragraph (c) of this section, this subpart applies to a sale of assets occurring after April 28, 1980 by an employer obligated to contribute to a multiemployer pension plan covered by section 4021 of the Act.

(c) *Special rule.* Unless the plan is amended to provide otherwise, this subpart does not apply to a sale of assets involving operations for which an employer is obligated to contribute to a plan described in section 404(c) of the Internal Revenue Code of 1954, as amended (a plan established prior to January 1, 1954 as a result of an agreement between employer representatives and the United States during a period of government operation, under seizure powers, of a major part of the productive facilities of an industry), or a continuation of such a plan.

§ 2643.2 Requests to PBGC for variances and exemptions.

(a) *Filing of request.* A request for a variance or exemption under section 4204(c) of the Act may be filed with the PBGC.

(b) *Who may request.* A purchaser or a seller may file a request for a variance or an exemption. When a contributing employer withdraws from a plan as a result of related sales involving several purchasers, the seller may request a class variance or exemption for all the transactions. The party making the request, or a duly authorized representative acting on behalf of the party, shall sign the request.

(c) *Where to file.* The request shall be delivered by mail or submitted by hand to the Office of Program Operations (542), Pension Benefit Guaranty Corporation, Room 5300A, 2020 K Street, NW., Washington, D.C. 20006.

(d) *Information.* Each request shall contain the following information:

(1) The name and address of the plan or plans for which the variance or exemption is being requested, and the telephone number(s) of the plan administrator of the plan(s).

(2) For each plan described in paragraph (d)(1) of this section, the nine-digit Employer Identification Number (EIN) assigned by the Internal Revenue Service to the plan sponsor and the three-digit Plan Identification Number (PIN) assigned by the plan sponsor to the plan, and, if different, also the EIN–PIN last filed with the PBGC. If an EIN–PIN has not been assigned, that should be indicated.

(3) The name, address and telephone number of the seller, and that of its duly authorized representative, if any.

(4) The name, address and telephone number of the purchaser, and that of its duly authorized representative, if any.

(5) A full description of the transaction(s) for which the request is being made, including effective date.

(6) A statement explaining why the requested variance or exemption would not pose a significant risk of financial loss to the plan.

(7) A copy of the purchaser's audited (or if not available, unaudited) financial statements for the three fiscal years ending immediately before the date of the sale.

(8) A statement indicating the amount of the purchaser's bond or escrow required under section 4204(a)(1)(B) of the Act.

(9) The estimated amount of withdrawal liability that the seller would otherwise incur as a result of the sale if section 4204 did not apply to the sale.

(10) A certification that a complete copy of the request has been sent to the plan(s) described in paragraph (d)(1) of this section and the collective bargaining representative(s) of the seller's employees by certified mail, return receipt requested.

(e) *Additional information.* In addition to the information described in paragraph (d) of this section, the PBGC may require the purchaser, the seller, or the plan to submit any other information the PBGC determines it needs to review the request.

(f) *Disclosure of information.* Any party submitting information pursuant to this section may include a statement of whether any of the information is of a nature that its disclosure may not be required under the Freedom of Information Act, 5 U.S.C. 552. The statement should specify the information that may not be subject to disclosure and the grounds therefor.

§ 2643.3 PBGC action on requests.

(a) *General.* The PBGC shall approve a request for a variance or exemption if PBGC determines that approval of the request is warranted, in that it—

(1) Would more effectively or equitably carry out the purposes of Title IV of the Act; and

(2) Would not significantly increase the risk of financial loss to the plan.

(b) *Notice of pendency of request.* As soon as practicable after receiving a variance or exemption request containing all the information specified in § 2643.2, the PBGC shall publish a notice of the pendency of the request in the **Federal Register**. The notice shall provide that any interested person may, within the period of time specified therein, submit written comments to the PBGC concerning the request. The notice will usually provide for a comment period of 45 days.

(c) *PBGC decision on request.* The PBGC shall issue a decision on a variance or exemption request as soon as practicable after the close of the comment period described in paragraph (b) of this section. PBGC's decision shall be in writing, and if the PBGC disapproves the request, the decision shall state the reasons therefor. Notice of the decision shall be published in the **Federal Register**.

Subpart B [Reserved]

Issued at Washington, D.C., on this 28th day of August, 1981.

Robert E. Nagle,

Executive Director, Pension Benefit Guaranty Corporation.

[FR Doc. 81-27098 Filed 9-16-81; 8:45 am]

BILLING CODE 7708-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[A-4-FRL 1928-2]

Approval and Promulgation of Implementation Plans; Alabama: Alternative Control Strategy for 3M Company, Guin

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: On February 11, 1981 the Alabama Air Pollution Control Commission submitted to EPA a proposal to utilize the bubble concept at the 3M Company in Guin, Alabama. The proposal indicated no increase in total suspended particulate (TSP) emissions. The emission points which 3M proposed to "bubble" included three boilers and a glass furnace line, which includes frit handling and raw materials mixing equipment. 3M Company proposed to limit the boiler fuel to only natural gas, reducing the allowable boiler emissions to compensate for the excess emissions from the glass furnace process. Subsequent to a request for comments in the **Federal Register** on July 6, 1981 (46 FR 34816), no comments were received. EPA today announces approval of this alternative control strategy.

DATE: This action is effective October 19, 1981.

ADDRESSES: Copies of the materials submitted by Alabama may be examined during normal business hours at the following locations:

Public Information Reference Unit, Library System Branch, Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460;

Library, EPA, Region IV, 345 Courtland Street, N.E., Atlanta, Georgia 30365;

Library, Office of the Federal Register, 1100 L Street N.W., Rm 8401, Washington, D.C. 20005;

Alabama Air Pollution Control Commission, Division of Air Pollution Control, 645 South McDonough Street, Montgomery, Alabama 36130.

FOR FURTHER INFORMATION CONTACT: Mr. Douglas C. Cook, Region IV, Air Programs Branch, 345 Courtland St. N.E., Atlanta, Georgia 30365, 404/881-2865 (FTS 257-2865).

SUPPLEMENTARY INFORMATION: On February 11, 1981, the Alabama Air Pollution Control Commission (AAPCC) submitted to the Region IV EPA office an alternative control strategy for TSP for the 3M Company in Guin, Alabama. EPA determined that the revision met the criteria of EPA's bubble policy as published on December 11, 1979 (44 FR 71780). Accordingly, EPA proposed approval of 3M's alternative compliance plan in the **Federal Register** of July 6, 1981 (46 FR 34816). The revision implements the bubble concept with regard to emissions from three boilers and a glass furnace line. Currently, AAPCC regulations limit particulate emissions from the three boilers to 24.3 pounds per hour and 2.85 pounds per hour from the glass furnace line, for a total of 27.15 pounds per hour from the described sources. Under the bubble, actual emission will be 27.2 pounds per hour.

The three boilers were installed 20 to 25 years ago. All three are combination gas-fuel oil fired, burning #2 fuel oil only when natural gas is unavailable. From 1979 to the present no fuel oil has been required. The particulate emissions generated are typical of any boiler operation and are approximately 50% of the allowable limit when natural gas is used.

The glass furnace line was installed in 1978 and includes raw materials mixing and frit handling equipment. This manufacturing line is considered one emission source in determining allowable emissions.

The following table shows the present allowable emission limits and the proposed emission limits set to accomplish the bubble concept.

Boilers	Allowable emissions (#/hr)	Bubble emissions (#/hr)
Spencer	9.4	4.7
Cleaver Brooks	6.7	3.4
Power Master	8.2	4.1
Glass Furnace Line		
Furnace Zone 1	[1] 2.85	9.0
Furnace Zone 2		1.2
Frit Handling Equipment		2.0
Raw Materials Mixing Equipment		2.8
Total	27.15	27.2

[1] Total for operation.

Modeling done by the State showed that no primary or secondary ambient air quality standards will be violated. The AAPCC staff utilized a multiple source model (PTMTP) to examine the combined impact of the sources. The plant, located in an attainment area for TSP, will not change its actual emissions and so, will not consume any PSD increment.

Action: EPA is today approving the alternative TSP control strategy for the 3M Company in Guin, Alabama.

Under Section 307(b)(1) of the Clean Air Act, judicial review of EPA's approval of this revision is available only by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit on or before November 16, 1981. Under Section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

Pursuant to the provisions of 5 U.S.C. 605(b) I hereby certify that the attached rule will not have a significant economic impact on a substantial number of small entities. This action only approves state actions. It imposes no new requirements. In addition, this action applies to only one facility.

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 merely ratifies State actions and imposes no new burden on sources.

This regulation was submitted to the Office of Management and Budget (OMB) for review as required by Executive Order 12291.

Note.—Incorporation by reference of the State Implementation Plan for the State of Alabama was approved by the Director of the Federal Register on July 1, 1981.

(Section 110 Clean Air Act (42 U.S.C. 7410))

Dated: September 11, 1981.

John W. Hernandez,

Acting Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

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

Subpart B—Alabama

In § 52.50, paragraph (c) is amended by adding subparagraph (29) as follows:

§ 52.50 Identification of plan.

* * * * *

(c) The plan revisions listed below were submitted on the dates specified.

* * * * *

(29) Alternative TSP control strategy for 3M Company's Guin plant, submitted on February 4, 1981, by the Alabama Air Pollution Control Commission.

[FR Doc. 81-27096 Filed 9-16-81; 8:45 am]

BILLING CODE 6560-38-M

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40 CFR Part 52

[A-1-FRL 1911-11]

Approval and Promulgation of Implementation Plans; Massachusetts, Approval To Burn Higher Sulfur Oil at Millers Falls Paper Co.; Revision

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: EPA is approving a revision to the Massachusetts State Implementation Plan (SIP) which allows Millers Falls Paper Company, Millers Falls to burn higher sulfur fuel oil.

The revision amends Regulation 7.05(1)(E), "Sulfur content of Fuels in Control thereof", to allow the Company to increase its Sulfur-In-Fuel content from 1.0% to 2.2%.

The SIP revision request was submitted on May 5, 1981 by the Commissioner of the Massachusetts Department of Environmental Quality Engineering (the Massachusetts Department).

The intended effect of the Rule is to allow Millers Falls Paper Company to burn less expensive fuel oil.

EFFECTIVE DATE: November 16, 1981.

FOR FURTHER INFORMATION CONTACT: Margaret McDonough, Air Branch, EPA Region I, Room 1903, JFK Federal Building, Boston, Massachusetts 02203, (617) 223-4448.

ADDRESSES: Copies of the Massachusetts submittal which is incorporated by reference are available for public inspection during regular business hours at the Environmental Protection Agency, Region I, Room 1903, JFK Federal Building, Boston, Massachusetts 02203; Public Information Reference Unit, Environmental Protection Agency, 401 M St., S.W., Washington, D.C. 20460; Office of the Federal Register, 110 L Street, N.W., Room 8401, Washington, D.C. and the Department of Environmental Quality Engineering, 1 Winter Street, Boston, MA 02110.

SUPPLEMENTARY INFORMATION: EPA is today approving a revision to the Massachusetts SIP, submitted on May 5, 1981 by the Commissioner of the Massachusetts Department, which allows the Millers Falls Paper Company to increase its sulfur in fuel content from 1.0% sulfur to 2.2% sulfur.

On January 19, 1981 (46 FR 4917) EPA published its disapproval of a Massachusetts SIP revision submitted on March 2, 1979 allowing the burning of fuel oil having a sulfur content of not more than 1.21 pounds per million Btu heat release potential (approximately equivalent to 2.2% sulfur content by weight) at the Millers Falls Paper Company. This decision was based on mathematical air dispersion modeling (VALLEY model) which predicted that violations of air quality standards would occur if the Millers Falls Paper Company burned 2.2% sulfur fuel oil at its maximum design firing rate.

Since publishing its January 19, 1981 rulemaking, EPA has received new technical support demonstrating that air quality standards will not be violated by the burning of 2.2% sulfur fuel oil if the maximum firing rate of the facility is reduced. This new technical support, included in the SIP revision request submitted on May 5, 1981, consists of a new modeling analysis based on a reduced enforceable fuel input and new ambient air monitoring data for sulfur dioxide (SO_2). The new ambient air data used was collected at a privately owned monitoring station and was previously unavailable to EPA. EPA has determined that this new lower ambient air level of SO_2 is more representative of the existing ambient air quality at Millers Falls than the level determined from State air monitoring data in EPA's original analysis.

The air quality standards which the Millers Falls Paper Company must meet are the National Ambient Air Quality Standards (NAAQS) for sulfur dioxide (SO_2). The NAAQS are maximum allowable ambient air pollutant concentrations which are set to protect public health and welfare. The company is not required to meet Prevention of Significant Deterioration (PSD) SO_2 increments under EPA's PSD regulations promulgated on August 7, 1980 (45 FR 52676). The PSD increments are allowable incremental increases in ambient pollutant concentrations which are set to limit the degredation over baseline levels.

Increases in sulfur dioxide emissions resulting from relaxations of sulfur-in-fuel limits must show compliance with PSD increments if the increase occurs in or impacts on an area in which a baseline date has been established. A baseline date is the date after August 7, 1977 on which the first PSD permit application in that area was filed with EPA by a source subject to the PSD regulations as amended on August 7, 1980. The baseline date is set in the Section 107 designated attainment area in which the source subject to the PSD regulations is located and in all Section 107 designated attainment areas on which the source has an annual impact of 1μ SO_2/m^3. The Millers Falls Paper Company is not located in and does not impact on any section 107 designated attainment area in which a baseline date has been set.

In its original proposed rulemaking of August 28, 1980 (45 FR 57459) and subsequent final rulemaking of January 19, 1981, EPA stated that it would consider approval of a SIP revision allowing the Millers Falls Paper Company (the Company) to burn higher sulfur fuel oil if the source or the State presented new information demonstrating that air quality standards will be maintained. EPA cited a reduced maximum firing rate and new ambient air monitoring data as examples of information it would accept in reconsidering its decision. During the public comment period which ended September 29, 1980, the Company indicated it would investigate new air dispersion modeling, a reduced firing rate and new ambient air monitoring data. No other comments were received on the proposed disapproval of the SIP revision or EPA's intention of considering new information. However, since the Company did not present any new information during the 30-day public comment period EPA published a final disapproval of the SIP revision request.

Since there has already been a proposed rulemaking on which no comments other than that of the Millers Falls Paper Company were received regarding EPA's decision to disapprove the Massachusetts Department's request to allow the Company to burn higher sulfur content oil or regarding EPA's intention of reconsidering its decision upon receipt of sufficient new technical support, EPA considers a new proposed rulemaking to be impracticable, unnecessary and contrary to the public interest. Furthermore, the information submitted on May 5, 1981 is consistent with that which EPA stated, in its proposed and final rulemakings which have already been completed, it would accept in considering approval of the burning of 2.2% sulfur content fuel oil at the Millers Falls Paper Company.

Since EPA views this SIP revision as noncontroversial, this action is being taken without prior proposal. This action will be effective November 16, 1981. However, if EPA is notified within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and a new rulemaking will propose the action and establish a comment period.

Pursuant to the provisions of 5 U.S.C. 605(b) I certify that the SIP approvals under Sections 110 and 172 of the Clean Air Act will not have a significant economic impact on a substantial number of small entities. The attached rule constitutes a SIP approval under Sections 110 and 172 of the Clean Air Act. This action only approves state actions. It imposes no new requirements. In addition, this action applies to only one facility.

Under Executive Order 12291, EPA must judge whether a regulation is "Major" and therefore subject to the requirement of a Regulatory Analysis. This regulation is not major because it imposes no new regulatory requirements.

This regulation was submitted to the Office of Management and Budget for review as required by Executive Order 12291.

After evaluation of the State's submittal, the Administrator has determined that the Massachusetts revision meets the requirements of the Clean Air Act and 40 CFR Part 51. Accordingly this revision is approved as a revision to the Massachusetts Implementation Plan.

(Sec. 110(a) and sec. 301(a), Clean Air Act, as amended, 42 U.S.C. 7410 and 7610)

Note.—Incorporation by reference of the State Implementation Plan for the state of Massachusetts was approved by the Director of the Federal Register on July 1, 1981.

Dated: September 11, 1981.

John W. Hernandez,

Acting Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

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

Subpart W—Massachusetts

§ 52.1120 [Amended]

1. Section 52.1120(c)(33) is amended by striking the words "March 2, 1979" and inserting in place thereof "March 2, 1979 and May 5, 1981".

§ 52.1126 [Amended]

2. In § 52.1126(b), the paragraph following the words "Mount Tom Generating Station, Holyoke," which reads "Masschusetts Regulation 310 CMR 7.05(1)(e)(3) for Pioneer Valley as submitted on March 2, 1979 * * *" is amended by striking the phrase "as submitted on March 2, 1979" and inserting in place thereof "as submitted on March 2, 1979 and May 5, 1981". Section 52.1126(b) is further amended by removing the source name "Millers Falls Paper Company, Millers Falls" from the list of exceptions.

[FR Doc. 81-27094 Filed 9-16-81; 8:45 am]

BILLING CODE 6560-38-M

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40 CFR Part 52

[A-3-FRL 1924-6]

Approval and Promulgation of Implementation Plans; Approval of Revision of the Pennsylvania State Implementation Plan

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: This notice announces the Administrator's approval of a revision of the Pennsylvania State Implementation Plan (SIP). The revision consists of amendments to the regulations for Philadelphia, PA, which allow a limited resumption of industrial coal burning on a case-by-case basis.

EFFECTIVE DATE: October 19, 1981.

ADDRESSES: Copies of the revisions and the accompanying support material are available for public inspection during normal business hours at the following locations:

U.S. Environmental Protection Agency, Region III, Air Media & Energy Branch, Curtis Building—10th Floor, Sixth & Walnut Streets, Philadelphia, PA 19106, Attn: Patricia Sheridan

Air Management Services, 801 Arch Street—6th Floor, Philadelphia, PA 19107, Attn: William Reilly

Pennsylvania Department of Environmental Resources, Bureau of Air Quality Control, Post Office Box 2063, Harrisburg, PA 17120, Attn: Gary L. Triplett

Public Information Reference Unit, Room 2922, EPA Library, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460

Office of the Federal Register, 1100 L Street N.W., Room 8401, Washington, D.C. 20408

FOR FURTHER INFORMATION CONTACT: Mr. Gregory Ham (3AH11), Air Media & Energy Branch, U.S. Environmental Protection Agency, Region III, Curtis Building—10th Floor, Sixth & Walnut Streets, Philadelphia, PA 19106; Phone: (215) 597-2745.

SUPPLEMENTARY INFORMATION: These amendments to the Pennsylvania SIP were submitted on June 5, 1980. The amendments were approved by the Philadelphia Air Pollution Control Board on December 11, 1979, and a public hearing was held on February 19, 1980, and the amendments were reapproved by the Board with revisions on March 11, 1980. The requirements for notification and advertisement as listed under 40 CFR 51.4 were satisfied by procedures used for these amendments.

The amendments allow a resumption of coal burning at a limited number of existing industrial boiler facilities that had previously burned and are still capable of burning coal in Philadelphia. Existing sulfur-in-fuel regulations, without provision for emission equivalency, have effectively precluded the burning of coal. The two-phased emission limitations have been structured to accommodate combination fuel burning (low sulfur coal with low-sulfur oil and/or gas) as an interim approach to full coal burning with application of state-of-the-art control for both particulate matter and sulfur dioxide. This second phase would begin no later than July 1, 1984, and allowable emission limits at the affected facilities would be less than or equivalent to present fuel oil requirements.

These regulations will be applied on a case-by-case basis to sources who have petitioned Air Management Services and are given approval to convert to coal. Two sources which have been approved for these regulations are the Container Corporation of America, located in the Manayunk Industrial District of Philadelphia, and Publicker Industries Inc., located in the South Philadelphia Riverfront Industrial District.

EPA proposed the revision submitted by the Commonwealth of Pennsylvania in the **Federal Register** on May 13, 1981 at 45 FR 26499. Those wishing to see a complete description of the revision are referred to the proposal notice.

EPA solicited public comment on Pennsylvania's requested revision in the proposal notice. One favorable comment was received.

EPA has reviewed the proposed changes in Air Management Regulations II and III and the demonstration of the effects of this revision. EPA has found that this revision meets the requirements for approval of Section 110(a)(2) of the Clean Air Act and 40 CFR 51.4, 51.6, and 51.11. Accordingly, the Administrator is approving this revision.

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 this action only approves State actions and imposes no new requirements.

This regulation was submitted to the Office of Management and Budget for review as required by Executive Order 12291.

Pursuant to the provisions of 5 U.S.C. 605(b) I certify that the SIP approvals under Sections 110 and 172 of the Clean Air Act will not have a significant economic impact on a substantial number of small entities. This action constitutes a SIP approval under Sections 110 and 172 of the Clean Air Act. This action only approves State actions. It imposes no new requirements.

Under Section 307(b)(1) of the Clean Air Act, judicial review of this action is available *only* by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit within 60 days of today. Under Section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may *not* be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

(42 U.S.C. 7401-642)

Dated: September 11, 1981.

John W. Hernandez,

Acting Administrator.

Note.—Incorporation by reference of the State Implementation Plan for the Commonwealth of Pennsylvania was approved by the Director of the Federal Register on July 1, 1981.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

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

Subpart NN—Pennsylvania

In § 52.2020, paragraph (c)(37) is added to read as follows:

§ 52.2020 Identification of Plan.

* * * * *

(c) The plan revision listed below was submitted on the date specified * * *

(37) A revision submitted by the Commonwealth of Pennsylvania on June 5, 1980, consisting of amendments to Philadelphia's Air Management Regulations II and III, allowing a limiting resumption of industrial coal burning.

[FR Doc. 81-27095 Filed 9-16-81; 8:45 am]

BILLING CODE 6560-38-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Public Land Order 5985

[M-40874]

Montana; Partial Revocation of Public Water Reserve

Correction

In FR Doc. 81-26209, appearing on page 44983, second column, the second line of paragraph "2." reading "NW¼SE¼, * * *" should have read "NW¼SW¼, * * *".

BILLING CODE 1501-01-M

43 CFR Public Land Order 5989

[CA-584]

California; Powersite Cancellation No. 349, Partial Cancellation of Powersite Classification No. 85

Correction

In FR Doc. 81-26206 appearing on page 44982 in the issue of Wednesday, September 9, 1981, make the following corrections:

1. On page 44982, third column, the second line from the bottom of the page should have read:

"N½NW¼SE¼, N½NW¼SE¼SE¼),".

2. On page 44983, first column, the land description under paragraph "2." for "Mount Diablo Meridian", a comma was omitted after "SW¼" in the eleventh line. As corrected the eleventh line of the land description reads as follows:

"SW¼, N½NE¼SW¼, N½S½NE¼".

BILLING CODE 1505-01-M

43 CFR Public Land Order 5992

[A-5942]

Arizona; Powersite Restoration No. 706; Revocation of Powersite Reserve Nos. 531, 558, 610, 670, 691, 717 and 719; Partial Revocation of Waterpower Designation No. 9

Correction

In FR Doc. 81-26406, appearing at page 45132, in the issue of Thursday, September 10, 1981, make the following corrections:

(1) On page 45135, column one, line 3, is corrected to read: "Sec. 5, N½SW¼, SE¼SW¼, S½SE¼".

(2) On page 45137, column one, the sixteenth line from the end of the page is corrected to read: "Sec. 2, lots 1 to 4, inclusive,".

BILLING CODE 1505-01-M

43 CFR Public Land Order 5995

[W-50035]

Wyoming; Partial Revocation of Reclamation Withdrawal

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order partially revokes a Secretarial order, as modified, which withdrew lands for the Bureau of Reclamation's proposed Frannie Division of the Shoshone Project. This action will restore 2,367.16 acres of lands to the operation of the public land laws generally, including the mining laws.

EFFECTIVE DATE: October 10, 1981.

FOR FURTHER INFORMATION CONTACT: W. Scott Gilmer, Wyoming State Office, 307-778-2220, extension 2336.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 90 Stat. 2751; 43 U.S.C. 1714, it is ordered as follows:

1. The Secretarial Order of April 21, 1903, as modified by the Secretarial Order of August 9, 1906, August 2, 1913, October 21, 1913, and April 2, 1929, are hereby revoked insofar as they affect the following described lands:

Sixth Principal Meridian

T. 57 N., R. 96 W.
Secs. 3, 4, and 5;
Sec. 9, N½NE¼, and NE¼NW¼;
Sec. 10, N½.

The area described aggregates 2,367.16 acres in Big Horn County.

2. At 10 a.m. on October 10, 1981, the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on October 10, 1981, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. At 10 a.m. on October 10, 1981, the lands will be open to location under the United States mining laws. The lands have been and will continue to be open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands should be addressed to the Chief, Branch of Land and Minerals Operations, Bureau of Land Management, P.O. Box 1828, Cheyenne, Wyoming 82001.

September 4, 1981.

Garrey E. Carruthers,

Assistant Secretary of the Interior.

[FR Doc. 81-27093 Filed 9-16-81; 8:45 am]

BILLING CODE 4310-84-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

45 CFR Part 95

Time Limits for States To File Claims

AGENCY: Office of the Secretary, HHS.

ACTION: Final rule.

SUMMARY: This rule clarifies the circumstances under which Federal Financial participation (FFP) is available to States in otherwise allowable State expenditures in the programs established under titles I, IV-A, IV-B, IV-D, IV-E, X, XIV, XVI(AABD), XIX, and XX of the Social Security Act, i.e. financial assistance, child welfare, child support enforcement, adoption assistance, and social services programs and the medicaid program. FFP is currently available with respect to otherwise allowable State expenditures

for these programs made before September 30, 1978 only if the State filed a claim for FFP within one year of the expenditure.

DATES: This rule is effective September 17, 1981. However, see the effective date discussion below for the effective date of the statutory provisions which this rule implements.

FOR FURTHER INFORMATION CONTACT:

For financial assistance programs under Titles I, IV-A, XIV and XVI(AABD): Kent Dickson—(202) 245-2056

For child support enforcement programs under Title IV-D: Pera P. Daniels—(301) 443-2910

For child welfare services programs under Title IV-B and foster care and adoption assistance programs under Title IV-E: Jim Rich—(202) 755-7800

For social services programs under Titles I, IV-A, X, XIV, XVI(AABD), and XX: Bettye Mobley—(202) 472-3075

For medical assistance programs under Title XIX: Miles McDermott—(301) 594-7345

SUPPLEMENTARY INFORMATION:

Background

On January 15, 1981, the Department issued final regulations implementing section 1132 of the Social Security Act, 46 FR 3527. Section 1132 was added to the Social Security Act by section 306 of Pub. L. 96-272, the Adoption Assistance and Child Welfare Act of 1980. The regulations apply to the financial assistance, child welfare, child support enforcement, adoption assistance, and social services programs established under titles I, IV-A, IV-B, IV-D, IV-E, X, XIV, XVI(AABD), and XX of the Social Security Act as well as to the Medicaid program established under title XIX. Under section 306 States must file claims for payment for their expenditures under these programs within the following time limits in order for the claims to be eligible for Federal financial participation (FFP):

- Section 306(a) provides that claims for FFP with respect to State expenditures made after September 30, 1979 ordinarily must be filed within 2 years after the calendar quarter in which the State agency made the expenditure.
- Section 306(b)(2) provides that there is no time limit for the payment of claims filed with the Department prior to June 17, 1980 for expenditures made in calendar quarters beginning before October 1, 1979.
- Section 306(b)(3) provides that generally, States must have filed claims for FFP with respect to expenditures made before October 1, 1979 before January 1, 1981.
- Section 306(c) provides that

"[N]otwithstanding any other provision of law, there shall be no time limit for the filing and payment of such claims except as provided in [section 306], unless such other provision of law, in imposing such a time limitation, specifically exempts such filing or payment from the provisions of [section 306]."

Even in light of these provisions, however, there are circumstances under which the Department may be unable to provide FFP with respect to otherwise allowable expenditures. In particular, we believe that the Department's ability to provide FFP with respect to such expenditures is subject to the availability of funds. On April 24, 1981, we proposed a regulation to this effect. We believe that any restriction on the payments of claims which is enacted by Congress after it enacted section 306 of Pub. L. 96-272 limits our ability to make FFP available with respect to otherwise allowable State expenditures. This conclusion is based primarily on the legislative history of section 306(c) of Pub. L. 96-272 and is also consistent with well established rules of statutory construction.

Section 306(c) was added on the floor of the Senate. Senator Javits, one of the co-sponsors of the provision explained its purpose as follows:

Paragraph (c) of the amendment stipulates that no other provision of law may alter the policy established in H.R. 3434 [Pub. L. 96-272] with respect to the filing or payment of medicaid, welfare or social services claims unless such other provision of law specifically exempts such filing or payment from the provisions of this section. This paragraph is designed to address a concern which might arise if the fiscal year 1980 Labor/HEW appropriations bill [H.R. 4389] is enacted after H.R. 3434 given the general rule that the policy of the most recently enacted bill prevails. I would like to stress that the reason for including this provision is to clarify the intent of Congress should this unusual circumstance occur; consequently, I would recommend to the Finance Committee that this particular paragraph be dropped in the conference on H.R. 3434 if the fiscal year 1980 Labor/HEW appropriations bill is enacted first. 125 Cong. Rec. S 15128 (daily ed., Oct. 25, 1979).

The legislative history of section 306(c) makes clear, therefore, that this provision was only intended to address the unusual circumstance of two bills in the same Congress (H.R. 3434 and H.R. 4389) having conflicting provisions concerning time limits for filing and payment of claims. However, H.R. 4389 was never enacted into law. Accordingly, we believe that the provisions of section 306(c) are inapplicable to laws subsequently enacted by Congress and that such laws must be considered in determining whether the Department may pay these claims.

Federal funding for these programs for fiscal year 81 is governed by the provisions of the first and second joint resolutions providing continuing appropriations for fiscal year 81 (Pub. L. 96-369 and Pub. L. 96-536) and the Supplemental Appropriations and Rescission Act, 1981 (Pub. L. 97-12). Funds available under these laws are subject to the authority and conditions provided in the applicable appropriation Acts for fiscal year 1980. The fiscal year 1980 Acts applicable to the Department prohibit the use of funds appropriated for fiscal year 1980 for the Aid to Families with Dependent Children (AFDC), Medicaid and various social services and assistance programs under Titles I, IV-A, IV-B, IV-D, IV-E, X, XIV(AABD), XVI, XIX, and XX of the Social Security Act, to reimburse a State for any expenditure incurred in those programs before September 30, 1978, unless the claim for reimbursement was filed within one year of the expenditure. (See Pub. L. 96-86 and Pub. L. 96-123.) These Acts incorporate provisions of H.R. 4389 (96th Congress, 1st Session), as passed by the House of Representatives on August 2, 1979.

These restrictions on the use of fiscal year 81 appropriations for payment of prior year claims were enacted into law after section 306(c) of Pub. L. 96-272. Moreover, they are not inconsistent with the purpose of that provision. Accordingly, we believe that they must be given effect. This regulation thus sets out the payment restrictions which apply to our use of fiscal year 81 funds. (Since this regulation was proposed, Congress enacted Pub. L. 97-12 which continues these restrictions for the balance of fiscal year 81. We have added a reference to this law in the final rule.)

Discussion of Public Comments:

1. *Comment:* One comment suggested that the Department's interpretation of section 306 is erroneous. The commenter believes that section 306 was intended to prescribe prospective rules for the filing of claims and that the intent of section 306 was to require that claims for expenditures made before October 1979 must be treated in accordance with the provisions of section 306(b) and (c).

Response: We believe that, as a general rule of statutory construction, a later enacted statute must be given effect over an earlier enacted law. There are of course some exceptions to this

general rule, such as where Congress expresses a contrary intention. The provisions of section 306(c) of Pub. L. 96–272 represent such an exception, but only to a very limited extent. Specifically, Congress intended that section to apply exclusively to the unusual circumstance of conflicting time limit provisions appearing in the FY 80 appropriations bill and the bill enacted as Pub. L. 96–272. Therefore, since the section 306(c) exception was narrowly addressed to circumstances which do not exist with respect to FY 81 funds, and since the statutes making these funds available were enacted after Pub. L. 96–272, we believe that the restrictions found in these later enacted statutes are controlling, and must be given effect. Any other construction would require us to conclude that restrictions on payment of prior year claims found in these later enacted statutes are simply nullities.

2. *Comment:* One comment asserted that the enactment of section 306(c) of Pub. L. 96–272 was intended to overrule the prior year claims limitations found in H.R. 4389 (96th Cong., 1st Sess.). According to the commenter, Congress did not therefore intend to include those limitations when it incorporated in the FY 81 appropriations Acts the references to H.R. 4389 found in FY 80 appropriations Acts (which also control FY 81 funds).

Response: As discussed above, we believe that section 306(c) was intended narrowly to address a potential conflict that would arise if H.R. 4389 were enacted into law after the enactment of H.R. 3434 (Pub. L. 96–272). H.R. 4389, however, was not enacted into law, even though relevant provisions thereof were incorporated by reference into later appropriations Acts and are applicable to funds available for FY 81. Because the statutes making FY 81 funds available were enacted after Pub. L. 96–272 and because they refer to the FY 80 appropriations Acts (which in turn refer to the provisions of H.R. 4389 as enacted by the House of Representatives on August 2, 1979), we believe that the limitations on payments for prior year claims found in the FY 80 appropriations Acts govern our use of FY 81 funds.

3. *Comment:* Two comments noted that the January 15, 1981 regulations provided for exceptions from the time limits for filing prior year claims. 45 CFR 95.19. (46 FR 3529.) These exceptions pertained to (1) claims for adjustments to prior year costs, (2) claims resulting from audit exceptions, (3) claims resulting from court-ordered retroactive payments, and (4) claims as to which the Secretary decides there was good cause for late filing. The comments suggested that similar exceptions should be included in this rule.

Response: The exceptions found in 45 CFR 95.19 reflect the statutory provisions of section 306 of Pub. L. 96–272. As discussed above, we have concluded that the later enacted provisions of the FY 81 funding statutes must be given effect and therefore payment may only be made in accordance with the limitations of those statutes.

EFFECTIVE DATE: These final rules are effective upon publication. However, the Acts placing limitations on the use of FY 81 funds have been in effect since October 1, 1980, and have been observed by the department since that date.

PART 95—GENERAL ADMINISTRATION—GRANT PROGRAMS (PUBLIC ASSISTANCE AND MEDICAL ASSISTANCE)

1. Subpart A of 45 CFR Part 95 is amended by adding a new § 95.11, to read as follows:

§ 95.11 Payment of claims subject to appropriations restrictions.

Notwithstanding any other provision of this Subpart, we will pay States' otherwise allowable claims for Federal financial participation under the programs covered by this Subpart, subject to the availability of funds (as provided in Acts appropriating funds to the Department in effect at the time in which such claims are being considered for payment), and subject to conditions or restrictions applicable to payments out of such funds, including provisions of the first and second continuing resolutions for FY 1981 (Pub. L. 96–369 and Pub. L. 96–536) and the Supplemental Appropriations and Rescission Act, 1981 (Pub. L. 97–12) that make funds under those Acts available to pay for a State agency expenditure made before September 30, 1978, only if the State had filed a claim for that expenditure with us within one year of the expenditure.

(Pub. L. 96–369, 94 Stat. 1351; Pub. L. 96–536, 94 Stat. 3166; and Pub. L. 97–12, 95 Stat. 14)

Dated: September 14, 1981.

Richard S. Schweiker,

Secretary of Health and Human Services.

[FR Doc. 81-27178 Filed 9-15-81; 2:34 pm]

BILLING CODE 4110-12-M

FEDERAL MARITIME COMMISSION

46 CFR Part 537

[General Order 18, Amdt. 5; Docket No. 81-4]

Filing of Minutes

AGENCY: Federal Maritime Commission.

ACTION: Final rule.

SUMMARY: This rule excludes from existing reporting requirements discussions and decisions dealing with certain routine rate actions. Experience has shown that such reporting is redundant and of little use as a surveillance tool. This exemption will lessen regulatory requirements.

DATE: Effective October 19, 1981.

ADDRESSES: For further information contact: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, N.W., Washington, D.C. 20573 (202) 523–5725.

SUPPLEMENTARY INFORMATION: The Commission previously gave notice (46 FR 8599–8600) that it proposed to amend 46 CFR 537.3 to exclude from the reporting requirements minutes of conference or rate agreement meetings dealing with certain routine rate actions. Section 537.3 presently requires that:

(a) Within 60 days of the effective date of this part, the parties to each approved conference agreement, agreement between or among conferences, or agreements whereby the parties are authorized to fix rates (except two-party rate-fixing agreements and except leases, licenses, assignments or other agreements of similar character for the use of marine terminal property or facilities) shall, through a designated official, file with the Federal Maritime Commission a report of all meetings describing all matters within the scope of the agreement which are discussed or taken up at any such meeting, and shall specify the action taken with respect to each such matter. For the purpose of this part, the term "meeting" shall include any meeting of parties to the agreement, including meetings of their agents, principals, owners, committees or subcommittees of the parties authorized to take final action in behalf of the parties. If the agreement authorizes final action by telephonic or personal polls of the membership, a report describing each matter so considered and the action taken with respect thereto shall be filed with the Commission. These reports need not disclose the identity of parties that propose actions, or the identity of parties that participated in the discussions of any particular matter.

Since these rules became effective in 1966, experience has shown that the majority of minutes filed with the Commission involve decisions by the conference or rate agreement membership to adopt new or initial rates or to alter the level of or delete existing

rates, with little or no substantive discussion being presented as to the basis for the proposals or the decisions reached. The minutes reporting those rate actions are essentially redundant because such rates must also be filed in an appropriate FMC conference tariff. Also, many conference actions involving rates are taken pursuant to requests received from shippers. All such requests are ultimately included in reports filed with the Commission annually under General Order 14 (46 CFR 527) which include more detail than is usually incorporated in conference minutes. These rate related minute filings, standing alone, generate a considerable paper flow through the Commission at substantial expense to all concerned without providing significant useful information.

Therefore, it was proposed that 46 CFR 537.3 be amended to exclude from its scope reports of decisions by ratemaking groups to adopt a new or initial commodity rate or alter the level of or delete an existing commodity rate, to the extent said rate actions are filed in tariffs pursuant to the notice requirements of section 14(b) and 18(b) of the Shipping Act, 1916 (46 U.S.C. 813a and 817b). At the same time, and in order to preserve the essential elements of those reports required under 46 CFR 537.3, it was proposed that those discussions and decisions relating to general rate policy, *i.e.*, rule changes, general rate increases, surcharges, the opening of a rate or rates, etc., must continue to be reported. Periodic reports related to these matters are useful to the Commission in carrying out its responsibility to assure, on a continuing basis, that rate activities under approved agreements are consistent with Shipping Act objectives.

Commentators were requested to respond with specific examples, if any, as to how, in their view, the proposed exclusion would substantially impair effective regulation by the Federal Maritime Commission or significantly affect the overall design of regulation contemplated by the Act.

Twelve responses were received representing the views of 35 conferences and ocean carriers, including the members of one discussion agreement. The commentators either supported the proposed rule as written or with modifications. The main area of concern related to the distinction between "routine rate actions," which do not have to be reported, and "general rate policies," which do. The commentators maintain that the proposed rule puts conferences and rate agreements in the position of making decisions with respect to minute filing requirements without clear and precise guidelines. One conference noted that such uncertainty and confusion could subject the group to penalties due to their not reporting certain actions which the Commission may have intended them to report. Accordingly, it was suggested that the rule be revised to more clearly define those actions that are either included in or exempted from the Commission's minute filing requirements.

Several commentators expressed concern that the rule might actually increase the industry's paperwork burdens. These commentators argue that because minutes of conference meetings will be kept regardless of any Commission requirement and because such meetings virtually never involve decisions on only "exempt" commodity rates, the proposed rule would require the conference to (1) either keep two sets of minutes for the same meeting, one for commodity rate adjustment items and the other for the rest of the tariff items being considered, or (2) continue to submit a full set of minutes to the Commission. The Commission has considered these comments, but since minutes of routine rate actions may still be filed at the conference's option, it is unlikely that the rule would result in increased paperwork.

To eliminate the confusion which apparently exists as to which discussion or action items are to be considered "routine rate actions," and therefore exempt, and which items relate to "general rate policy," and therefore must be reported, the Commission is including appropriate criteria for such determinations into the final rule. Under these criteria, which relate to tariff format requirements presently outlined in 46 CFR 536.4(f),[1] rate actions or discussions of rate actions that, if adopted, would be required to be filed in the Commodity Rate Section, Class Rate Section or Open Rate Section of the applicable tariff need not be reported. Actions on, and discussion of, matters of general rate policy, general rate changes, the act of opening or closing rates, or the removal of an item from inclusion in a dual rate system must be reported as are all other "general rate policy" items that would, if adopted, be published in other tariff sections specified in 46 CFR 536.4(f), *e.g.*, the Surcharge Section, the Rules and Regulations Section.

The rule promulgated herein is intended to reduce the volume of minutes required to be filed without jeopardizing the Commission's ability to carry out its statutory responsibilities. As such, it is in furtherance of the Commission's continuing effort to more clearly define those matters considered necessary for effective regulation. The Commission therefore intends to periodically evaluate the quality and quantity of minutes filed to determine whether they enable it to effectively and efficiently monitor the concerted activities of carriers operating under FMC approved agreements or, alternatively, whether they impose unnecessary regulatory burdens. In the event the existing minute reporting requirements prove inadequate or without valid regulatory purpose, further revisions will be considered.

Pursuant to the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) the Commission certifies that this rule will not have a significant economic impact on a substantial number of small entities. The rule will not impose any reporting or record keeping requirements which might result in a compliance or reporting burden on small entities. It will primarily benefit carriers by lessening reporting requirements imposed on conferences and rate agreements.

PART 537—CONFERENCE AGREEMENT PROVISIONS RELATING TO CONCERTED ACTIVITIES

Therefore, it is ordered, That pursuant to sections 15, 21 and 43 of the Shipping Act, 1916 (46 U.S.C. 814, 820 and 841a), and 5 U.S.C. 553, 46 CFR Part 537 is amended by adding paragraph (d) to § 537.3 to read as follows:

[1] 46 CFR 536.4(f) provides as follows:

"(f) To the extent applicable, all tariffs filed pursuant to this part shall be arranged in the following order:

Title Page. Check Sheet. Table of Contents. Participating Carrier Page. Surcharge and/or Arbitrary/Differential/Outport Differential (or other identifying term) Section. Rules and Regulations Section. Index of Commodities and Classifications. Commodity Rate Section. Classifications and Class Rate Section. Routing Section. Open Rate Section."

§ 537.3 Filing of minutes.

* * * * *

(d) No report need be filed under paragraph (a) of this section with respect to any discussion of or action taken with regard to rates that, if adopted, would be required to be published in the Commodity Rate Section, Class Rate Section or Open Rate Section of the pertinent tariff on file with the Commission. This reporting exemption does not apply to (1) discussions involving general rate policy, general rate changes, the opening or closing of rates or the removal of items from a dual rate system, or (2) discussions involving items, that, if adopted, would be required to be published in other tariff sections as specified in 46 CFR 536.4(f).

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 81-28000 Filed 9-16-81; 8:45 am]

BILLING CODE 6730-01-M

Proposed Rules

Federal Register
Vol. 46, No. 180
Thursday, September 17, 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.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 81-NW-52-AD]

Airworthiness Directives; McDonnell Douglas Model DC-8 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: This notice proposes a new Airworthiness Directive (AD) that would require inspection and replacement, as necessary, of rudder pedal arms on McDonnell Douglas DC-8 series airplanes. This action is needed to detect fatigue cracking of the rudder pedal arms; the failure of which could compromise the flight crew's ability to maintain directional control of the airplane at a critical point during takeoff, landing, or approach.

DATES: Comments must be received no later than October 30, 1981. Compliance schedule as prescribed in the body of the AD unless already accomplished.

ADDRESSES: The applicable service information and copies may be obtained from McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, Attention: Director, Publications and Training C1-750, (54-60). This information also may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108, or 4344 Donald Douglas Drive, Long Beach, California 90808.

FOR FURTHER INFORMATION CONTACT: Michael O'Neil, Aerospace Engineer, Airframe Branch, ANW-120L, Federal Aviation Administration, Los Angeles Area Aircraft Certification Office, Northwest Region, 4344 Donald Douglas Drive, Long Beach, California 90808, telephone (213) 548-2826.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to the address specified above. All communications received on or before the closing date for comments specified above will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available both before and after the closing date for comments in the Rules Docket for examination by interested persons. A report summarizing each FAA-public contact concerned with the substance of this proposal will be filed in the Rules Docket.

Availability of NPRMS

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Northwest Region, Office of the Regional Counsel, Attention: Airworthiness Rules Docket No. 81-NW-52-AD, 9010 East Marginal Way South, Seattle, Washington 98108.

Discussion

Three operators reported five failures of the Captain's left rudder pedal arm and one failure of the Captain's right rudder pedal arm on aircraft having logged between 18,397 and 47,850 flight hours. The failures are due to fatigue cracks in the magnesium casting which originated in the top attachment holes and in the inside diameter of the upper boss, between the attachment holes and the exterior surface, in the region where the upper boss intersects with the tubular section of the arm.

If undetected, a failure of the rudder pedal arm could cause a momentary loss of rudder control, nose wheel steering or braking input at the Captain's or First Officer's position. Duplication of controls does not alleviate the potential hazard that could occur at a critical flight condition.

Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being proposed which requires initial and repetitive visual inspection of the rudder pedal arms and replacement of the arms as necessary. Replacing the existing rudder pedal arm assemblies with new arm assemblies having increased wall thickness, manufactured from aluminum, instead of magnesium, will constitute terminating action.

The Proposed Amendment

Accordingly, the Federal Aviation Administration proposes to amend § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) by adding the following new Airworthiness Directive:

McDonnell Douglas: Applies to all McDonnell Douglas Model DC-8 Series airplanes, certificated in all categories with rudder pedal arms P/N 3616012 installed which have accumulated 13,500 hours time in service. Compliance required as prescribed herein. To detect fatigue cracking and possible structural failure of the rudder pedal arms, P/N 3616012, accomplish the following:

A. Within the next 2,000 hours time in service or six months, whichever occurs first, after the effective date of this AD perform ultrasonic and dye penetrant inspections on rudder pedal arm assemblies P/N 3616012 as outlined in Service Sketch 3224 and Accomplishment Instructions of McDonnell Douglas DC-8 Service Bulletin 27-265 dated June 11, 1981, or later revisions approved by the Chief, Los Angeles Area Aircraft Certification Office, FAA Nothwest Region.

B. If no cracks are found, replace the rudder pedal arms with new P/N 3953505 aluminum rudder pedal arm assemblies or reinstall the 3616012 parts and repeat ultrasonic and dye penetrant inspection at intervals not to exceed 4,000 hours time in service or one year, whichever occurs first. Replacement with aluminum rudder pedal arm assemblies constitutes terminating action for this AD.

C. If cracks are found, prior to further flight replace the rudder pedal arms with:

1. New P/N 3953505 aluminum rudder pedal arm assemblies and thereby terminate the repetitive inspection requirements of this AD, or

2. Replace with new P/N 3616012 magnesium rudder pedal arm assemblies.

D. Special flight permits may be issued in accordance with FARs 21.197 and 21.199 to operate airplanes to a base in order to comply with the requirements of this AD.

E. Upon request of the operator, an FAA maintenance inspector, subject to prior approval by the Chief, Los Angeles Area Aircraft Certification Office, Northwest Region, may adjust the inspection times specified in this AD to permit compliance at an established inspection period of the operator if the request contains

substantiating data to justify the change for that operator.

F. Alternative means of compliance with this AD, which provide an equivalent level of safety, may be used when approved by the Chief, Los Angeles Area Aircraft Certification Office, Northwest Region.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1).

All persons affected by this proposal who have not already received these documents from the manufacturer may obtain copies upon request to the McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, Attention: Director, Publications and Training, C1-750 (54-60). These documents also may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108, or 4344 Donald Douglas Drive, Long Beach, California 90808.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.85.)

The FAA has determined that his document involves a proposed regulation that is not major under the provisions of Executive Order 12291. It has been further determined that this proposed regulation is not significant under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). A copy of the draft regulatory evaulation for this action is contained in the regulatory docket. A copy of it may be obtained by contacting the person identified above under the caption "FOR FURTHER INFORMATION CONTACT." In addition, it has been determined under the criteria of the Regulatory Flexibility Act that this proposed rule, at promulgation, will not have a significant impact on a substantial number of small entities, since it involves few, if any, small entities.

Issued in Seattle, Washington, on August 31, 1981.

Charles R. Foster,

Director, Northwest Region.

[FR Doc. 81-26719 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 39

[Docket No. 81-NW-53-AD]

Airworthiness Directives; McDonnell Douglas Model DC-9 and C-9 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: This notice proposes a new Airworthiness Directive (AD) that would require inspection and replacement, as necessary, of rudder pedal arms on McDonnell Douglas Model DC-9 and C-9 series airplanes. This action is needed to detect fatigue cracking of the rudder pedal arms; the failure of which could compromise the flight crew's ability to maintain directional control of the airplane at a critical point during takeoff, landing or approach.

DATE: Comments must be received no later than October 30, 1981.

Compliance schedule as prescribed in the body of the AD unless already accomplished.

ADDRESSES: The applicable service information and copies may be obtained from McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, ATTENTION: Director, Publications and Training C1-750, (54-60). This information also may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108, or 4344 Donald Douglas Drive, Long Beach, California 90808.

FOR FURTHER INFORMATION CONTACT: Harry J. Irwin, Aerospace Engineer, Airframe Branch, ANW-120L, Federal Aviation Administration, Los Angeles Area Aircraft Certification Office, Northwest Region, 4344 Donald Douglas Drive, Long Beach, California 90808, telephone (213) 548-2826.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to the address specified above. All communications received on or before the closing date for comments specified above will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available both before and after the closing date for comments in the Rules Docket for examination by interested persons. A report summarizing each FAA-public contact concerned with the substance of this proposal will be filed in the Rules Docket.

Availability of NPRMS

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Northwest Region, Office of the Regional Counsel, Attention: Airworthiness Rules Docket No. 81-NW-53-AD, 9010 East Marginal Way South, Seattle, Washington 98108.

Discussion

Five operators reported eleven failures of the Captain's left rudder pedal arm and one failure of the Captain's right rudder pedal arm on aircraft having logged between 14,995 and 34,056 flight hours. The failures are due to fatigue cracks in the magnesium casting which originated in the top attachment holes and in the inside diameter of the upper boss, between the attachment holes and the exterior surface, in the region where the upper boss intersections with the tubular section of the arm.

If undetected, a failure of the rudder pedal arm could cause a momentary loss of rudder control, nose wheel steering, or braking input at the Captain's or First Officer's position. Duplication of controls does not alleviate the potential hazard that could occur at a critical flight condition.

Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being proposed which requires initial and repetitive visual inspections of the rudder pedal arms and replacement of the arms as necessary. Replacing the existing rudder pedal arm assemblies with new arm assemblies having increased wall thickness, manufactured from aluminum instead of magnesium, will constitute terminating action.

The Proposed Amendment

Accordingly, the Federal Aviation Administration proposes to amend § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) by adding the following new Airworthiness Directive:

McDonnell Douglas: Applies to all McDonnell Douglas Model DC-9 and C-9 series airplanes, certificated in all categories, with rudder pedal arms P/N 3616012 installed which have accumulated 13,500 hours time in service. Compliance required as prescribed herein. To detect fatigue cracking and possible structural failure of the rudder pedal arms, P/N 3616012, accomplish the following:

A. Within the next 2,000 hours time in service or six months, whichever occurs first after the effective date of this AD, perform ultrasonic and dye penetrant inspections on rudder pedal arm assemblies P/N 3616012 as outlined in Service Sketch 3251 and Accomplishment Instructions of McDonnell Douglas DC-9 Service Bulletin 27-209 dated May 29, 1981, or later revisions approved by the Chief, Los Angeles Area Aircraft Certification Office, FAA Northwest Region.

B. If no cracks are found, replace the rudder pedal arms with new P/N 3953505 aluminum rudder pedal arm assemblies or reinstall the 3616012 parts and repeat ultrasonic and dye penetrant inspection at intervals not to exceed 4,000 hours time in service or one year, whichever occurs first. Replacement with aluminum rudder pedal arm assemblies constitutes terminating action for this AD.

C. If cracks are found, prior to further flight replace the rudder pedal arms with:

1. New P/N 3953505 aluminum rudder pedal arm assemblies and thereby terminate the repetitive inspection requirements of this AD, or

2. Replace with new P/N 3616012 magnesium rudder pedal arm assemblies, and repeat inspections specified in paragraph B above.

D. Special flight permits may be issued in accordance with FARs 21.197 and 21.199 to operate airplanes to a base in order to comply with the inspection requirements of this AD.

E. Upon request of the operator, an FAA maintenance inspector, subject to prior approval by the Chief, Los Angeles Area Aircraft Certification Office, Northwest Region, may adjust the inspection times specified in this AD to permit compliance at an established inspection period of the operator if the request contains substantiating data to justify the change for that operator.

F. Alternative means of compliance with this AD which provide an equivalent level of safety may be used when approved by the Chief, Los Angeles Area Aircraft Certification Office, Northwest Region.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1).

All persons affected by this proposal who have not already received these documents from the manufacturer may obtain copies upon request to the McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, Attention: Director, Publications and Training, C1–750 (54–60). These documents also may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108, or 4344 Donald Douglas Drive, Long Beach, California 90808.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423; Sec. 6(c)), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.85)

The FAA has determined that this document involves a proposed regulation that is not major under the provisions of Executive Order 12291. It has been further determined that this proposed regulation is not significant under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). A copy of the draft regulatory evaluation for this action is contained in the regulatory docket. A copy of it may be obtained by contacting the person identified above under the caption "FOR FURTHER INFORMATION CONTACT." In addition, it has been determined under the criteria of the Regulatory Flexibility Act that this proposed rule, at promulgation, will not have a significant impact on a substantial number of small entities, since it involves few, if any, small entities.

Issued in Seattle, Washington, on August 31, 1981.

Charles R. Foster,

Director, Northwest Region.

[FR Doc. 81-26718 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 81-GL-11]

Cancellation of Control Zone

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: The nature of this Federal action is to cancel the existing control zone serving Mt. Vernon—Outland Airport, Mr. Vernon, Illinois, due to nonavailability of required weather observations. The intent of this action is to return designated airspace to a non-controlled status.

The most recent airspace action involving the control zone, excluding Notices to Airmen, was accomplished in Airspace Docket No. 75–GL–47 issued September 10, 1975.

DATES: Comments must be received on or before October 16, 1981.

ADDRESS: Send comments on the proposal to FAA Office of Regional Counsel, AGL–7, Attention: Rules Docket Clerk, Docket No. 81–GL–11, 2300 East Devon Avenue, Des Plaines, Illinois 60018.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018.

FOR FURTHER INFORMATION CONTACT: Edward R. Heaps, Airspace and Procedures Branch, Air Traffic Division, AGL–530, FAA, Great Lakes Region, 2300 East Devon Avenue, Des Plaines, Illinois 60018, Telephone (312) 694–7360.

SUPPLEMENTARY INFORMATION: The floor of the controlled airspace within this area will be raised from the surface to 700 feet above the surface. Existing instrument approach procedures will not be affected by this action. However, the minimum descent altitude associated with those instrument approach procedures may no longer be contained within controlled airspace.

Comments Invited

Interested persons may participate in the proposed rulemaking by submitting such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Regional Counsel, AGL–7, Great Lakes Region, Rules Docket No. 81–GL–11, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018. All communications received on or before October 16, 1981, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

Availability of NPRM

Any person may obtain a copy of this notice of proposed rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Information Center, APA–430, 800 Independence Avenue, SW., Washington, D.C. 20591, or by calling (202) 426–8058. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRMs should also request a copy of Advisory Circular No. 11–2 which describes the application procedures.

The Proposal

The FAA is considering an amendment in Subpart F of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) control zone near Mt. Vernon, Illinois. Subpart F was published in the **Federal Register** on January 2, 1981 (46 FR 455).

The Proposed Amendment

§ 71.171 [Amended]

Accordingly, the FAA proposes to amend § 71.171 of Part 71 of the Federal Aviation Regulations as follows:

In § 71.171 (46 FR 455), the following control zone designation is cancelled.

Mt. Vernon, Illinois

This amendment is proposed under the authority of section 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); Sec. 11.61 of the Federal Aviation Regulations (14 CFR 11.61).

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are

necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; (4) is appropriate to have a comment period of less than 45 days; and (5) at promulgation, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Des Plaines, Illinois, on August 27, 1981.

Kenneth C. Patterson,

Acting Director, Great Lakes Region.

[FR Doc. 81-26887 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 71

[Airspace Docket No. 81-AGL-35]

Designation of Transition Areas

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: The nature of this Federal action is to designate a small additional amount of airspace determined necessary to encompass existing instrument procedures for Branch County Memorial Airport near Coldwater, Michigan.

The intended effect of this action is to insure segregation of the aircraft using approach procedures in instrument weather conditions from other aircraft operating under visual weather conditions.

DATES: Comments must be received on or before October 12, 1981.

ADDRESS: Send comments on the proposal to FAA Office of Regional Counsel, AGL-7, Attention: Rules Docket Clerk, Docket No. 81-AGL-35, 2300 East Devon Avenue, Des Plaines, Illinois 60018.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018.

FOR FURTHER INFORMATION CONTACT: Edward R. Heaps, Airspace and Procedures Branch, Air Traffic Division, AGL-530, FAA, Great Lakes Region, 2300 East Devon Avenue, Des Plaines, Illinois 60018, Telephone (312) 694-7360.

SUPPLEMENTARY INFORMATION: During a routine airspace review it was noted that the Coldwater, Michigan, transition area as currently described did not totally provide the controlled airspace needed for the Branch County VOR Rwy 6 and VOR Rwy 24 instrument procedures. This action designates approximately a ½ mile addition to the northwest sides of the northeast and southwest transition area extensions. The floor of controlled airspace within the ½ mile additions will be lowered from 1200' above ground to 700' above ground.

Aeronautical maps and charts will reflect the area of the instrument procedure, which will enable other aircraft to circumnavigate the area in order to comply with applicable visual flight rule requirements.

Comments Invited

Interested persons may participate in the proposed rulemaking by submitting such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Regional Counsel, AGL-7, Great Lakes Region, Rules Docket No. 81-AGL-35, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018. All communications received on or before October 12, 1981, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

Availability of NPRM

Any person may obtain a copy of this notice of proposed rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Information Center, APA-430, 800 Independence Avenue, SW., Washington, D.C. 20591, or by calling (202) 426-8058. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRMs should also request a copy of Advisory Circular No. 11-2 which describes the application procedures.

The Proposal

The FAA is considering an amendment to Subpart G of Part 71 of the Federal Aviation Regulations (14 CFR Part) to establish a 700 foot controlled airspace transition area near Coldwater, Michigan. Subpart G of Part 71 was published in the **Federal Register** on January 2, 1981 (45 FR 540).

The Proposed Amendment

§ 71.181 [Amended]

Accordingly, The FAA purposes to amend Subsection 71.181 of Part 71 of the Federal Aviation Regulations as follows:

In § 71.181 (46 FR 540) the following transition area is amended:

Coldwater, Michigan

That airspace extending upward from 700 feet above the surface within a 5 mile radius of Branch County Memorial Airport (latitude 41°56'05" N., longitude 85°01'55" W.) within 2.5 miles north of and 3 miles south of the Litchfield, Michigan VORTAC 240 radial extending from the 5 mile radius area to 8 miles northeast of the southwest of the airport, and within 2 miles each side of the 209° bearing from the Branch County Memorial Airport extending from the 5 mile radius area to 8 miles southwest of the airport.

This amendment is proposed under the authority of section 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); Sec. 11.61 of the Federal Aviation Regulations (14 CFR 11.61).

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; (4) is appropriate to have a comment period of less than 30 days; and (5) at promulgation, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Des Plaines, Illinois, on August 24, 1981.

Wayne J. Barlow,

Director, Great Lakes Region.

[FR Doc. 81-26888 Filed 9-16-81; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 271

[Docket No. RM79-76 (Utah-4)]

High-Cost Gas Produced from Tight Formations; Notice of Proposed Rulemaking

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Federal Energy Regulatory Commission is authorized by section 107(c)(5) of the Natural Gas Policy Act of 1978 to designate certain types of natural gas as high-cost gas where the Commission determines that

the gas is produced under conditions which present extraordinary risks or costs. Under section 107(c)(5), the Commission issued a final regulation designating natural gas produced from tight formations as high-cost gas which may receive an incentive price (18 C.F.R. § 271.703). This rule established procedures for jurisdictional agencies to submit to the Commission recommendations of areas for designation as tight formations. This notice of proposed rulemaking by the Director of the Office of Pipeline and Producer Regulation contains the recommendation of the State of Utah that the Morrison Formation be designated as a tight formation under § 271.703(d).

DATES: Comments on the proposed rule are due on October 13, 1981.

Public Hearing: No public hearing is scheduled in this docket as yet. Written requests for a public hearing are due on September 28, 1981.

ADDRESS: Comments and requests for hearing must be filed with the Office of the Secretary, 825 North Capitol Street, N.E., Washington, D.C. 20426.

FOR FURTHER INFORMATION CONTACT: Leslie Lawner, (202) 357–8307, or Victor Zabel, (202) 357–8616.

SUPPLEMENTARY INFORMATION: In the matter of high-cost gas produced from tight formations, Docket No. RM79–76, (Utah–4), notice of proposed rulemaking by Director, OPPR.

Issued: September 11, 1981.

I. Background

On August 31, 1981, the State of Utah Board of Oil, Gas, and Mining, (Utah) and the United States Geological Survey submitted to the Commission a recommendation, in accordance with § 271.703 of the Commission's regulations (45 FR 56034, August 22, 1980), that the Morrison Formation located in Grand and Uintah Counties, Utah, be designated as a tight formation. Pursuant to § 271.703(c)(4) of the regulations, this Notice of Proposed Rulemaking is hereby issued to determine whether Utah's recommendation that the Morrison Formation be designated a tight formation should be adopted. The United States Geological Survey concurs with Utah's recommendation. Utah's recommendation and supporting data are on file with the Commission and are available for public inspection.

II. Description of Recommendation

The recommended formation underlines certain lands in the Book Cliffs area of Grand and Uintah Counties, Utah, just north of the town of Thompson. The recommended area contains 550,860 acres located in the general area of Townships 15 South through 20 South and Ranges 17 East through 24 East. The average depth to the top of the Morrison Formation is 6,315 feet. The gross production interval averages approximately 600 feet in thickness.

III. Discussion of Recommendation

Utah claims in its submission that evidence gathered through information and testimony presented at a public hearing in Cause No. TGF–103 convened by Utah on this matter demonstrates that:

(1) The average *in situ* gas permeability throughout the pay section of the proposed area is not expected to exceed 0.1 millidarcy;

(2) The stabilized production rate, against atmospheric pressure, of wells completed for production from the recommended formation, without stimulation, is not expected to exceed the maximum allowable production rate set out in § 271.703(c)(2)(i)(B); and

(3) No well drilled into the recommended formation is expected to produce more than five (5) barrels of oil per day.

Utah further asserts that existing State and Federal Regulations assure that development of this formation will not adversely affect any fresh water aquifers.

Accordingly, pursuant to the authority delegated to the Director of the Office of Pipeline and Producer Regulation by Commission Order No. 97, issued in Docket No. RM80–68 (45 FR 53456, August 12, 1980), notice is hereby given of the proposal submitted by Utah that the Morrison Formation, as described and delineated in Utah's recommendation as filed with the Commission, be designated as a tight formation pursuant to § 271.703.

IV. Public Comment Procedures

Interested persons may comment on this proposed rulemaking by submitting written data, views or arguments to the Office of the Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, on or before October 13, 1981. Each person submitting a comment should indicate that the comment is being submitted in Docket No. RM79–76 (Utah–4), and should give reasons including supporting data for any recommendations. Comments should include the name, title, mailing address, and telephone number of one person to whom communications concerning the proposal may be addressed . An original and 14 conformed copies should be filed with the Secretary of the Commission. Written comments will be available for public inspection at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C., during business hours.

Any person wishing to present testimony, views, data, or otherwise participate at a public hearing should notify the Commission in writing that they wish to make an oral presentation and therefore request a public hearing. Such requests shall specify the amount of time requested at the hearing. Requests should be filed with the Secretary of the Commission no later than September 28, 1981.

(Natural Gas Policy Act of 1978, 15 U.S.C. 3301–3342)

Accordingly, the Commission proposes to amend the regulations in Part 271, Chapter I Title 18, Code of Federal Regulations, as set forth below, in the event Utah's recommendation is adopted.

Kenneth A. Williams,

Director, Office of Pipeline and Producer Regulation.

Section 271.703 is amended by adding new paragraph (d)(64) to read as follows:

§ 271.703 Tight formations.

* * * * *

(d) *Designated tight formations.* The following formations are designated as tight formations. A more detailed description of the geographical extent and geological parameters of the designated tight formations is located in the Commission's official file for Docket No. RM79–76, subindexed as indicated, and is also located in the official files of the jurisdictional agency that submitted the recommendation.

* * * * *

(48) through (63) [Reserved]

(64) *Morrison Formation in Utah.* RM79–76 (Utah–4).

(i) *Delineation of formation.* The Morrison Formation is found in the Book Cliffs area of Grand and Uintah Counties, Utah, and is in the general area of Townships 15 South, through 20 South and Ranges 17 East through 24 East.

(ii) *Depth.* The average depth to the top of the Morrison Formation is 6,315 feet.

[FR Doc. 81–27099 Filed 9–16–81; 8:45 am]

BILLING CODE 6450–85–M

DEPARTMENT OF JUSTICE

Office of Justice Assistance, Research, and Statistics

28 CFR Part 18

Grantees and Applicants for Financial Assistance; Hearing and Appeal Procedures

AGENCY: Office of Justice Assistance, Research, and Statistics, Justice.

ACTION: Proposed rule.

SUMMARY: OJARS is seeking comment on proposed revisions to the hearing and appeal procedures available to grantees and applicants for financial assistance awarded by OJARS, the Office of Juvenile Justice and Delinquency Prevention (OJJDP), the National Institute of Justice (NIJ), the Bureau of Justice Statistics (BJS), and the Law Enforcement Assistance Administration (LEAA).

This rule would implement the hearing and appeal provisions of the Justice System Improvement Act, Section 803 of Pub. L. 96–157, 42 U.S.C. 3783. Section 803 sets forth the appeal procedures available to units of State and local government and non-profit organizations that have been denied a grant, or had a grant terminated by LEAA, OJJDP, NIJ, BJS, or OJARS.

The proposed rule is intended to revise the LEAA Administrative Review Procedure presently found at 28 CFR Part 18. It is intended, specifically, to:

(1) Conform the regulations to changes made in the LEAA Statute since their adoption;

(2) Make the regulations less cumbersome on all parties;

(3) Allow the parties the opportunity to resolve their dispute in as informal a manner as they wish; and

(4) Make the regulations easier to understand.

DATES: Comment is requested until November 16, 1981.

ADDRESS: Send comments to Mr. David Tevelin, Acting Deputy General Counsel, 633 Indiana Avenue, Washington, D.C. 20531.

FOR FURTHER INFORMATION CONTACT: Mr. David Tevelin, Acting Deputy General Counsel, OJARS, (202) 724–6235.

OJARS, accordingly, proposes to revise 28 CFR Part 18 to read as follows:

PART 18—OFFICE OF JUSTICE ASSISTANCE, RESEARCH, AND STATISTICS (OJARS) HEARING AND APPEAL PROCEDURES

Sec.

18.1 Purpose.
18.2 Application.
18.3 Definitions.
18.4 Grant suspension hearings [in nondiscrimination cases].
18.5 Grant denial hearings.
18.6 Grant termination hearings.
18.7 Conduct of hearings.
18.8 Discovery.
18.9 Recommended decision.
18.10 Final agency decision.
18.11 Rehearing.

Authority: Sec. 802a and 803, Pub. L. 96–157, Justice System Improvement Act, (42 U.S.C. 3782a and 3783).

§ 18.1 Purpose.

The purpose of this regulation is to implement the hearing and appeal procedures available under the Justice System Improvement Act, 42 U.S.C. 3701, et seq., to applicants for, and recipients of financial assistance from the Office of Juvenile Justice and Delinquency Prevention, the National Institute of Justice, the Bureau of Justice Statistics, the Law Enforcement Assistance Administration, and the Office of Justice Assistance, Research, and Statistics

§ 18.2 Application.

(a) These procedures apply to:

(1) All grant denial hearings requested under Section 803 (b) and (c) of the Justice System Improvement Act, 42 U.S.C. 3783 (b) and (c);

(2) All grant termination or suspension hearings requested under Section 803(a), and (with the exception of the notice provision set forth in § 18.6(a)), Section 815(c) of the Justice System Improvement Act, 42 U.S.C. 3783(a) and 3789d(c), respectively. The method of notifying recipients of their non-compliance with Section 815(c) (the nondiscrimination provision of the Justice System Improvement Act) is set forth at Section 815(c)(2)(A) of the Justice System Improvement Act, and 28 CFR.

(b) These procedures do not apply to hearings requested under the Public Safety Officers' Benefits Act, 42 U.S.C. 3796, *et seq.* The hearing and appeal procedures available to claimants denied benefits under that Act are set forth at 28 CFR 32.24.

§ 18.3 Definitions.

(a) "Administration" or "LEAA" means the Law Enforcement Assistance Administration.

(b) "Administrator" means the head of LEAA or OJJDP, as appropriate, or the person delegated the authority to act as such.

(c) "Applicant" means any party that has submitted an application for financial assistance directly to LEAA, NIJ, BJS, OJARS, or OJJDP under the Justice System Improvement Act, or the Juvenile Justice Act, as appropriate.

(d) "Bureau" or "BJS" means the Bureau of Justice Statistics.

(e) "Director" means the head of OJARS, NIJ, or BJS, as apppropriate, or the person delegated the authority to act as such.

(f) "Grant" means a direct award of financial assistance from LEAA, NIJ, BJS, OJARS, or OJJDP to an applicant, and includes an award of assistance made under a cooperative agreement.

(g) "Grantee" means the recipient of a grant.

(h) "Institute" or "NIJ" means the National Institute of Justice.

(i) "Justice System Improvement Act" means the Justice System Improvement Act of 1979, Pub. L. 96–157, 42 U.S.C. 3701, et seq.

(j) "Juvenile Justice Act" means the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, Pub. L. 93–415, as amended by Pub. L. 94–503, Pub. L. 95–115, and Pub. L. 96–509, 42 U.S.C. 5601, et seq.

(k) "Office" or "OJARS" means the Office of Justice Assistance, Research, and Statistics .

(l) "OJJDP" means the Office of Juvenile Justice and Delinquency Prevention.

(m) "Responsible agency" means the organizational unit whose action is being appealed. In hearings requested under the nondiscrimination provisions of the Justice System Improvement Act, the responsible agency is OJARS. In hearings requested to contest grant denials, terminations, or discontinuations, the responsible agency is the organizational unit that took the action at issue: LEAA, NIJ, BJS, OJARS, or OJJDP.

(n) "Subgrant" means an award of financial assistance from a grantee to a subgrantee out of funds made available under either the Justice System Improvement Act, or the Juvenile Justice Act.

(o) "Subgrantee" means the recipient of a subgrant.

§ 18.4 Grant suspension hearings (in nondiscrimination cases).

(a) A grantee or subgrantee determined to be in noncompliance with the nondiscrimination provision of the Justice System Improvement Act, 42 U.S.C. 3789d (c)(1), may request a preliminary hearing within 90 days after receipt of the notification of noncompliance sent pursuant to 42 U.S.C. 3789d(c)(2)(A) in order to prevent a suspension of funds under 42 U.S.C. 3789d (c)(2)(C).

(b) The preliminary hearing shall be initiated within 30 days of the request.

(c) The sole issue to be adjudicated by the hearing examiner is whether the grantee or subgrantee is likely to prevail on the merits of the issue at a full hearing requested under 28 CFR 42.215. The grantee or subgrantee shall have the burden of persuading the hearing examiner that it is likely to prevail on the merits.

(d) The hearing examiner may, in his discretion, permit the parties to argue the issue by briefs, oral argument, or the presentation of testimony and exhibits. The hearing examiner shall accept as evidence documents and other exhibits which he reasonably believes can be authenticated and subjected to cross-examination at a full hearing.

(e) The hearing examiner shall make the final decision on the issue within 15 days after the conclusion of the hearing.

(f) All oral hearings requested under this Section shall be held at the location of the grantee, or subgrantee, unless the hearing examiner decides that the hearing could be conducted in a more expeditious manner in another location.

§ 18.5 Grant denial hearings.

(a) If:

(1) An applicant has been denied a grant, or has been given a grant for a lesser amount than it believes appropriate; or

(2) A grantee has had a grant, or any portion of a grant discontinued,

The responsible agency shall notify the applicant or grantee of its action and set forth the reasons for the action taken.

(b) If the applicant or grantee wishes to appeal any action covered by § 18.5(a), it may request a review of the material factual issues in controversy within 30 days after the notice has been sent, by writing to:

Office of General Counsel, Office of Justice Assistance, Research, and Statistics, U.S. Department of Justice, 633 Indiana Avenue, N.W., Washington, D.C. 20531

(c) The request for a review shall contain:

(1) A clear and concise statement sufficient to inform the responsible agency of the nature of the material factual issues involved;

(2) A recital of the relief requested; and

(3) A request for an oral hearing, or in the alternative, an opportunity to submit only written information or argument to a hearing examiner. If the applicant or grantee elects to submit only written information or argument, it waives its opportunity for an oral hearing.

(d) The responsible agency may attempt to informally resolve a controversy arising under this section prior to initiating a hearing. Unless it is expressly agreed otherwise, the applicant, or grantee, does not waive its right to a hearing by agreeing to attempt to informally resolve the controversy.

(e) If the Office of General Counsel does not receive a request for a review within 30 days after the notice in § 18.5(a) has been sent, the opportunity for review is waived.

(f) All oral hearings requested under this section shall be held in Washington, D.C., unless the hearing examiner decides that the hearing could be conducted in a more expeditious manner in another location.

(g) A subgrant applicant may not request the responsible agency for an adjudicatory hearing to review the denial of its application by a grantee.

§ 18.6 Grant termination hearings.

(a) Except as provided in Section 815(c) of the Justice System Improvement Act, whenever LEAA, NIJ, BJS, OJARS, or OJJDP finds that a grantee, or subgrantee, has substantially failed to comply with:

(1) The provisions of the Justice System Improvement Act or the Juvenile Justice Act;

(2) Regulations or guidelines promulgated by OJARS under either Act; or

(3) A plan or application submitted in accordance with the provisions of any applicable Federal Act;

the responsible agency shall notify the grantee or subgrantee that all or part of its grant or subgrant will be terminated until the agency is satisfied that there is no longer such failure.

(b) The notice shall contain:

(1) A statement of facts sufficient to inform the grantee, or subgrantee, of the reasons for the agency's proposed action;

(2) A statement of the nature of the action proposed to be taken; and

(3) An explanation of the available appeal rights.

(c) If the grantee, or subgrantee, wishes to appeal the action taken under § 18.6(a), it may request a review of the issues in controversy within 30 days after the notice has been sent, by writing to:

Office of General Counsel, Office of Justice Assistance, Research, and Statistics, U.S. Department of Justice, 633 Indiana Avenue, N.W., Washington, D.C. 20531

(d) The grantee, or subgrantee, may request an oral hearing or, in the alternative, an opportunity to submit only written information or argument to a hearing examiner. If the grantee, or subgrantee, requests an opportunity to submit only written information or argument, the opportunity for an oral hearing is waived.

(e) If the Office of General Counsel does not receive a request for review within 30 days after the notice in paragraph (a) of this section has been sent, the opportunity for review is waived.

(f) The parties may attempt to informally resolve a contoversy arising under this section prior to initiating a hearing. Unless it is expressly agreed otherwise, the applicant, or grantee, does not waive its right to a hearing by agreeing to attempt to informally resolve the controversy.

(g) All oral hearings requested under this section shall be held at the location of the grantee or subgrantee, unless the hearing examiner decides that the hearing could be conducted in a more expeditious manner in another location.

(h) The responsible agency may suspend all or part of the grantee or subgrantee's funding pending the completion of the review process. If, at the conclusion of the review process, the agency determines that the grantee or subgrantee is in compliance, it shall restore all previously suspended funding to the grantee or subgrantee.

(i) Any person may request LEAA, NIJ, BJS, OJARS, or OJJDP to determine whether a grantee or subgrantee has failed to comply with the terms of its grant, or subgrant. The responsible agency may, in its discretion, conduct an investigation into the matter and, if warranted, make a determination of noncompliance. Only a grantee or subgrantee determined to be in noncompliance may request a compliance hearing.

§ 18.7 Conduct of hearings.

(a) A hearing examiner appointed by the head of the responsible agency shall preside over the hearing. The hearing examiner may be an administrative law judge, or an employee of LEAA, NIJ, BJS, OJARS, or OJJDP to whom the responsible Administrator or Director has delegated the authority to conduct hearings. In hearings held under the nondiscrimination provisions of the Justice System Improvement Act, or the Juvenile Justice Act, the hearing examiner shall be an administrative law judge.

(b) If the hearing examiner appointed is unacceptable to the applicant, grantee, or subgrantee, it shall promptly inform the responsible Administrator, or Director, of the reasons for its position. The Administrator, or Director, may select another hearing examiner, or affirm the initial selection. In either

case, the Administrator, or Director, shall inform the applicant, grantee, or subgrantee of the reasons for his decision.

(c) The hearing examiner shall have the following powers and duties:

(1) The power to hold hearings and regulate the course of the hearings and the conduct of the parties and their counsel;

(2) The power to sign and issue subpoenas requiring testimony, or the production of records;

(3) The power to administer oaths and affirmations;

(4) The power to examine witnesses;

(5) The power to rule on offers of proof and to receive evidence;

(6) The power to take depositions or to cause depositions to be taken;

(7) The power to hold conferences under § 18.7(d) for the settlement or simplification of the issues or for any other proper purpose;

(8) The power to consider and rule upon procedural requests and other motions, including motions for default;

(9) The duty to conduct fair and impartial hearings;

(10) The duty to maintain order;

(11) The duty to avoid unnecessary delay; and

(12) All powers and duties reasonably necessary to perform the functions enumerated in paragraphs (c)(1)–(c)(11) of this section.

(d) The hearing examiner, upon his own motion or upon application of either party, may call upon the parties to appear before him to consider:

(1) Simplification or clarification of the issues;

(2) Stipulations, admissions, agreements on documents, or other understandings which will expedite conduct of the hearing;

(3) Limitation of the number of witnesses and of cumulative evidence;

(4) Settlement of all or part of the issues in dispute;

(5) Such other matters as may aid in the disposition of the case.

(e) All hearings under this part shall be public unless otherwise ordered by the responsible Administrator or Director.

(f) The hearing shall be conducted in conformity with Section 5–8 of the Administrative Procedure Act, 5 U.S.C. 554–557.

(g)(1) At an adjudicative hearing held under § 16.5, the applicant, or grantee, shall have the burden of going forward with the evidence and shall present its evidence first.

(2) At a compliance hearing held under § 18.6, the responsible agency shall have the burden of going forward with the evidence and shall present its evidence first.

(h) Technical rules of evidence shall not apply to hearings conducted pursuant to this part, but rules designed to assure production of the most credible evidence available and to subject testimony to cross-examination shall be applied where reasonably necessary by the hearing examiner. The hearing examiner may exclude irrelevant, immaterial, or unduly repetitious evidence. All documents and other evidence offered for the record shall be open to examination by the parties, and opportunity shall be given to refute facts and arguments advanced on either side of the issues. A transcript shall be made of the oral evidence presented.

(i) During the time a proceeding is before a hearing examiner, all motions shall be addressed to the hearing examiner and, if within his authority, shall be ruled upon by him. The opposing party may answer within such time as may be designated by the hearing examiner. The hearing examiner may, in his discretion, permit further replies by both parties. Any motion upon which the hearing examiner has no authority to rule shall be certified by him to the responsible Administrator, or Director, with his recommendation.

§ 18.8 Discovery.

(a)(1) At any time after the initiation of the proceeding, the hearing examiner may order the taking of a deposition and the production of relevant documents by the deponent. Such order may be entered upon a showing that the deposition is necessary for discovery purposes, and that such discovery could not be accomplished by voluntary methods.

(2) Examination and cross-examination of deponents may proceed as permitted at the hearing. The officer before whom the deposition is taken shall put the witness on oath and shall personally, or by someone acting under his direction and in his presence, record the testimony of the witness. The testimony shall be taken stenographically or recorded by any other means ordered by the hearing officer. All objections made at the time of the examination to the evidence presented, or to the conduct of any party, and any other objection to the proceedings, shall be noted by the officer upon the deposition. Evidence objected to shall be taken subject to the objections. In lieu of participating in the oral examination, parties may serve written questions in a sealed envelope on the party taking the deposition and he shall transmit them to the officer, who shall propond them to the witness and record the answers verbatim.

(3) A deposition may be admitted into evidence as against any party who was present or represented at the taking of the deposition or who had due notice thereof, if the hearing examiner finds that there is substantial reason to believe that such evidence could not be presented through a witness at the hearing.

(b)(1) At any time after the initiation of the appeal, any party may serve upon any other party written interrogatories to be answered by the party served, or by an authorized representative of the party if the party served is a corporate or governmental entity. The party served shall furnish all information which is available to him.

(2) Each interrogatory shall be answered separately and fully in writing under oath by the party addressed or by his authorized representative. The time and manner of returning the interrogatory shall be prescribed by the hearing examiner.

§ 18.9 Recommended decision.

Within a reasonable time after the close of the record in hearings conducted under §§ 18.5 and 18.6, the hearing examiner shall submit his findings of fact, conclusions of law, and recommended order to the responsible Administrator or Director, in writing. The hearing examiner shall promptly make copies of these documents available to the parties.

§ 18.10 Final agency decision.

(a) In hearings conducted under §§ 18.5 and 18.6, the responsible Administrator or Director shall make the final agency decision, on the basis of the record, findings, conclusions, and recommendations presented to him by the hearing examiner.

(b) Prior to making his final decision, the responsible Administrator shall give the parties an opportunity to submit the following, within thirty (30) days after the submission of the hearing examiner's recommendations:

(1) Proposed findings and determinations;

(2) Exceptions to the recommendations of the hearing examiner;

(3) Supporting reasons for the exceptions or proposed findings or determinations; and

(4) Final briefs summarizing the arguments presented at the hearing.

(c) All determinations and findings of fact made by the responsible Administrator or Director shall be final and conclusive upon the responsible

agency and all applicants, grantees, and subgrantees. The final agency decision may be appealed to the United States Court of Appeals for the Circuit in which the applicant, grantee, or sub-grantee is located pursuant to Section 805 of the Justice System Improvement Act, 42 U.S.C. 3785.

§ 18.11 Rehearing.

(a) Any applicant, grantee, or subgrantee dissatisfied with a final agency decision under §18.10, may within 30 days after the notice of the final agency decision is sent, request the responsible Administrator or Director to re-review the record, and present additional evidence argument to support a different decision.

(b) If the Administrator, or Director, finds that the applicant, grantee, or subgrantee, has:

(1) Presented new evidence which requires the conduct of further proceedings; or

(2) Shown some defect in the conduct of the initial hearing sufficient to cause substantial unfairness or an erroneous finding in that hearing, the Administrator, or Director, may, in his discretion, require that another oral hearing be held on one or more of the issues in controversy, or permit the dissatisfied party to present further evidence or argument to the Administrator, or Director, in writing.

(c) Any rehearing ordered by the Administrator, or Director, shall be conducted pursuant to § 18.5, if it is a grant denial rehearing, or § 18.6, if it is a grant termination rehearing, and in accordance with §§ 18.7–18.10.

Robert F. Diegelman,

Acting Director, Office of Justice Assistance, Research, and Statistics.

[FR Doc. 81-27131 Filed 9-16-81; 8:45 am]

BILLING CODE 4410-18-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[BC Docket No. 81-436; RM-3772]

FM Broadcast Station in Natchitoches, La.; Order Extending Time for Filing Comments and Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Proposed Rule; Extension of comment/reply comment period.

SUMMARY: Action taken herein extends the time for filing comments and reply comments in a proceeding involving the proposed assignment of an FM channel to Natchitoches, Louisiana.

Natchitoches Broadcasting Company, Inc., licensee of Stations KNOC and KDBH(FM), in Natchitoches, requested the additional time to complete certain engineering studies.

DATES: Comments must be filed on or before September 22, 1981, and reply comments on or before October 13, 1981.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Nancy V. Joyner, Broadcast Bureau, (202) 632–7792.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations. (Natchitoches, Louisiana), BC Docket No. 81–436, RM–3772.

Adopted: September 4, 1981.

Released: September 9, 1981.

1. On July 6, 1981, the Commission adopted a *Notice of Proposed Rule Making*, 46 FR 37058, published July 17, 1981, in the above-entitled proceeding. The dates for filing comments and reply comments are September 8, 1981, and September 27, 1981, respectively.

2. On September 2, 1981, counsel for Natchitoches Broadcasting Company, Inc., licensee of Stations KNOC and KDBH(FM), Natchitoches, filed a request seeking a two-week extension of time to file comments and reply comments. Counsel states that an extension is necessary to enable its consulting engineer to furmulate certain specialized technical studies, as specified in the *Notice*, with regard to the signal strength capabilities of the proposed allocation herein at a restricted transmitter site. Counsel adds that this request is necessitated by earlier assumed commitments of its engineer which have prevented the formulation and completion of those technical studies.

3. Section 1.46(b) of the rules specifies that extension requests must be filed seven days in advance of the deadline. Although this request was not received within the required time period, the Commission believes it would be in the public interest to have this material available to it in arriving at a decision herein. Since it appears that no other party to this proceeding would be prejudiced, we will grant the instant request.

4. Accordingly, it is ordered, that the time for filing comments and reply comments herein in BC Docket No. 81–436 (RM–3772) is extended to and including September 22, and October 13, 1981, respectively.

5. This action is taken pursuant to authority contained in Sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

Federal Communications Commission.

Martin Blumenthal,

Acting Chief, Policy and Rules Division, Broadcast Bureau

[FR Doc. 81-27110 Filed 9-16-81; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 78-253]

An Inquiry Into the Future Role of Television Translators and Low-Power Television Broadcasting in the National Telecommunications Commission; Order Extending Time for Filing Comments and Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Proposed Rule; Extension of comment and reply comment period.

SUMMARY: Action taken herein extends the time for filing comments and reply comments to the Further Notice of Proposed Rule Making released in a proceeding inquiring into the future role of television translators and low-power television broadcasting. The request for additional time to prepare and submit comments was filed by the Association of Maximum Service Telecasters, Inc., and the Consumer Electronics Group of the Electronic Industries Association.

DATES: Comments must be filed on or before October 13, 1981, and reply comments on or before November 1, 1981.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Molly Pauker, Broadcast Bureau, (202) 632–7792.

SUPPLEMENTARY INFORMATION:

In the matter of an inquiry into the future role of television translators and low-power television broadcasting in the National Telecommunications Commission, BC Docket No. 78–253.

Adopted: September 4, 1981.

Released: September 9, 1981.

1. On July 30, 1981, the Commission adopted a *Further Notice of Proposed Rule Making*, released August 18, 1981, 46 FR 42478, published August 21, 1981, concerning the necessity of additional technical standards to facilitate the processing of the unexpectedly great numbers of television translator and low-power applications currently on file and those additional applications anticipated when the present

moratorium is lifted. Comments and reply comments are presently due on or before September 15, and October 15, 1981, respectively.

2. On August 31, 1981, the Association of Maximum Service Telecasters, Inc. ("MST"), by its counsel, submitted a request to extend the time for filing comments and reply comments to and including October 15, and November 16, 1981, respectively.[1] Counsel states that since the *Further Notice* proposes new or significantly modified technical standards which could have a substantial effect on both the television broadcast service and the Commission's administrative processes, careful Commission consideration assisted by informed and focused public comment is necessary. Therefore, MST requests the extended period of time for comment.

3. We agree with petitioner that public comment is desirable on a number of important issues, and we further agree that the release of the *Further Notice* on August 18, 1981, could impede the ability of interested parties to file comments. However, a thirty day extension of both comment and reply dates would unduly delay the staff's consideration of this matter. Accordingly, we will extend the time for comments and reply comments to and including October 13, and November 1, 1981, respectively. We believe this is sufficient time for the parties to study and comment on the issues and yet will not impede our efforts to issue a Report and Order as expeditiously as possible.[2]

4. Accordingly, it is ordered, that the dates for filing comments and reply comments in BC Docket No. 78–253 are extended to and including October 13, and November 1, 1981, respectively.

5. This action is taken pursuant to Sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

6. For further information concerning this proceeding, contact Molly Pauker, Broadcast Bureau, (202) 632–7792.

[1] American Broadcasting Co., Inc. has indicated its support for the MST request.

[2] Another motion to extend the September 15, 1981, deadline for comments in this proceeding was filed by the Consumer Electronics Group of the Electronic Industries Association on September 1, 1981. It argued that the abbreviated comment period does not allow adequate time to develop meaningful comments and that its staff is presently unavailable to devote their attention to the proposed rule. Our extension of time should more than adequately answer movant's needs.

Federal Communications Commission.

Martin Blumenthal,

Acting Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 81–27113 Filed 9–16–81; 8:45 am]

BILLING CODE 6712–01–M

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47 CFR Part 90

[PR Docket 79–191; RM–3380; Docket 79–334, RM–3691]

Release of 800 MHz Reserve Channels; Order Extending Comment Period

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; extension of comment/reply comment period.

SUMMARY: This ORDER extends by 45 days the time for filing comments and reply comments to the Further Notice of Proposed Rule Making in PR Docket 79–191 concerning the release of the remaining 250 channels in the 800 MHz land mobile reserve band. This action is taken in response to a request for a time extension filed by the Land Mobile Communications Council who indicated that the analysis of the Commission's proposal will require this additional time in order for them to provide comprehensive and responsive comments.

DATES: Comments are now due by October 30, 1981, and reply comments by November 30, 1981.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Eugene Thomson, Private Radio Bureau, (202) 632–6497.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of Part 90 of the Commission's rules to designate frequencies in the 806–821 and 851–866 MHz bands for Slow-Growth Land Mobile Radio Systems of Utilities and Public Safety Agencies, PR Docket No. 79–191, RM–3380; amendment of Part 90 of the Commission's rules to allocate frequencies in the 806–821 and 851–866 MHz bands for Public Safety/Special Emergency, Industrial/Land Transportation, Business Radio Service and SMRS/CR Frequency Pools; amendment of Part 90 of the Commission's rules to facilitate authorization of Wide-Area Mobile Radio Communications Systems on Frequencies Allocated for Trunked Systems, PR Docket No. 79–334; amendment of Part 90 of the Commission's rules to allocate additional frequencies from the 800 MHz Spectrum Reserve to Loaded Specialized Mobile Radio-Trunked Systems in Markets Having All Presently-Allocated SMR-Trunked Frequencies Assigned, RM–3691. See also 46 FR 37927; 7–23–81.

Adopted: August 31, 1981.

Released: September 3, 1981.

1. A Further Notice of Proposed Rule Making in the above-captioned matter was released July 14, 1981. The deadline for filing Comments is September 14, 1981, and for filing Reply Comments is October 14, 1981. On August 18, 1981, the Land Mobile Communications Council (LMCC) requested that the date for filing Comments and Reply Comments in this proceeding be extended by 45 days.

2. LMCC states that its Comments are being developed by its Drafting Committee and that even though many of LMCC's suggestions were incorporated into the Further Notice, the analysis of the differences in the Commission's proposal as compared to the LMCC proposal, will require additional time and that it would be difficult, if not impossible for LMCC to provide comprehensive and responsive comments by September 14, 1981.

3. Due to the importance of this proceeding to the private land mobile community, and because of the Commission's desire to have the most definitive and complete responses possible, an additional forty-five (45) days for filing Comments and Reply Comments will be allowed.

4. Accordingly, it is ordered, pursuant to §§ 0.331 and 1.46 of the Commission's rules and regulations, that the time for filing Comments in the above-captioned proceeding is extended from September 14, 1981, to October 30, 1981, and for filing Reply Comments from October 14, 1981, to November 30, 1981.

Federal Communications Commission.

James C. McKinney,

Chief, Private Radio Bureau.

[FR Doc. 81–27111 Filed 9–16–81; 8:45 am]

BILLING CODE 6712–01–M

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47 CFR Part 90

[Docket No. 81–416; RM–3500]

Medical Services Operations in a Certain Frequency Band in the Special Emergency Radio Service; Order Extending Time for Filing Comments and Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Notice of inquiry; extension of comment date.

SUMMARY: On July 9, 1981, the Commission released a Notice of Inquiry

requesting information from industry as to the need for rule changes or deregulation in the field of medical emergency communications. The Notice was issued in response to a petition for reconsideration by the Department of Transportation protesting denial of a petition seeking modification of the Commission's Rules. Various interested parties requested additional time in which to respond to the Notice and this Order deals affirmatively with those requests.

DATES: Comments are now due on or before October 23, 1981 and replies on or before November 24, 1981.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Arthur C. King, Private Radio Bureau, (202) 632-6497.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of rules concerning Medical Services Operations in the 450–460 MHz band in the Special Emergency Radio Service, PR Docket No. 81–416, RM–3500. See also 46 FR 38390, July 27, 1981.

Adopted: September 8, 1981.

Released: September 10, 1981.

1. On July 9, 1981, the Commission released a Memorandum Opinion and Order and Notice of Inquiry in the above-captioned matter (FCC 81–293). The date for filing comments in response to this document is on September 8, 1981, and reply comments on or before October 8, 1981. We have received comments, however, from the Commonwealth of Massachusetts, Department of Public Health and the Department of Transportation, National Highway Traffic Safety Administration requesting that this time period be extended because the present time periods do not allow adequate time to prepare comments after having to await input from correspondents.

2. In view of the broad based nature of the review which is the subject of this proceeding, we believe that the requested additional time is warranted and will enable a more thorough exploration of the issues before the Commission.

3. Accordingly, it is ordered, that the time for filing comments in Docket 81–416 is extended to and including October 23, 1981, and reply comments to and including November 24, 1981.

This action is taken pursuant to authority found in Section 4(i) 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and § 0.331 of the Commission's rules.

Federal Communications Commission.

James C. McKinney,

Chief, Private Radio Bureau.

[FR Doc. 81-27112 Filed 9-16-81; 8:45 am]

BILLING CODE 6712-01-M

Notices

Federal Register
Vol. 46, No. 180
Thursday, September 17, 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.

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

Committee on Interagency Coordination; Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. No. 92–463), notice is hereby given of a meeting of the Committee on Interagency Coordination of the Administrative Conference of the United States, to be held at 9:00 a.m., Thursday, October 1, 1981 at the office of O'Melveny & Myers, 1800 M Street, N.W., Suite 500 South, Washington, D.C. (This committee was previously called the Committee on Licenses and Authorizations.)

The Committee will meet primarily to discuss Professor Richard Merrill's study of regulation of carcinogens. Also on the agenda will be a brief presentation by Philip Harter on his forthcoming study of regulatory negotiation.

Attendance is open to the interested public, but limited to the space available. Persons wishing to attend should notify the Office of the Chairman of the Administrative Conference at least two days in advance. The Committee Chairman, if he deems it appropriate, may permit members of the public to present oral statements at the meeting; any member of the public may file a written statement with the Committee before, during or after the meeting.

For further information concerning this meeting contact David M. Pritzker, Office of the Chairman, Administrative Conference of the United States, 2120 L Street, N.W., Suite 500, Washington, D.C. (Telephone: 202–254–7065). Minutes of the meeting will be available on request.

Richard K. Berg,
General Counsel.
September 11, 1981.

[FR Doc. 81–27086 Filed 9–16–81; 8:45 am]
BILLING CODE 6110–01–M

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

1981 Burley Tobacco; Price Support Rates

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Notice of Determination of 1981 burley tobacco price support rates.

SUMMARY: This notice sets forth the price support rates applicable to eligible grades of 1981-crop burley tobacco. The support rates have been determined, in accordance with the Agricultural Act of 1949, as amended. These rates shall apply to both tied and baled tobacco.

DATE: Effective September 17, 1981.

FOR FURTHER INFORMATION CONTACT: Robert L. Tarczy, Agricultural Stabilization and Conservation Service (ASCS), (202) 447–6733. This determination sets forth the rates at which eligible grades of 1981-crop burley tobacco will be supported. These rates reflect the national average support level which is determined in accordance with a statutory formula. Since there are no options associated with this determination, an Impact Analysis has not been prepared.

SUPPLEMENTARY INFORMATION: This notice has been reviewed under USDA procedures estblished in accordance with Executive Order 12291 and Secretary's Memorandum No. 1512–1 and has been classified "not major." It has been determined that these program provisions will not result in an annual effect on the economy of $100 million or more, will not cause a major increase in costs to consumers, and will not have an adverse effect on competition.

It has been determined that the Regulatory Flexibility Act is not applicable to this notice since Commodity Credit Corporation (CCC) is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of proposed rulemaking with respect to the subject matter of this rule.

The title and number of the Federal assistance program to which this notice applies are: *Title:* Commodity Loan and Purchases; *Number:* 10.051. This action will not have a significant impact specifically on area and community development. Therefore, review as established by Office of Management and Budget (OMB) Circular A–95 was not used to assure that units of local government are informed of this action.

Price support for burley tobacco is made available each year by CCC through a cooperative marketing association in accordance with regulations codified at 7 CFR Part 1464. Price support is mandatory at the level determined in accordance with Section 106 of the Agricultural Act of 1949, as amended. Under this provision, the level of support for the 1981 crop of tobacco is determined by multiplying the support level for the 1959 crop of such kind of tobacco by the ratio of the average of the index of prices paid by farmers for the three calendar years 1978–80 (which is 851) to the average index of prices paid by farmers for the 1959 calendar year (which is 298). The resulting ratio is 2.86. The support level for the 1981 crop of each eligible kind of tobacco is, therefore, 286 percent of the 1959 level. The support rates determined by the Secretary for the various grades of 1981-crop burley tobacco as set forth in this notice reflect the required support level.

Since the Secretary of Agriculture has no discretion in determining the level of support for 1981-crop burley tobacco which must be established in accordance with the formula prescribed by Section 106 of the 1949 Act, it has been determined that no further public rulemaking is required with respect to the price supports rates specified herein.

Determinations

Accordingly, the Secretary has determined that the following support rates will be in effect for the following grades of 1981-crop burley tobacco.

Grade	Rate	Grade	Rate	Grade	Rate
B1F	182	C2L	180	M1F	149
B2F	180	C3L	178	M2F	148
B3F	178	C4L	175	M3F	147
B4F	175	C5L	171	M4F	145
B5F	171	C1F	182	M5F	143
B3VF	170	C2F	180	M3FR	145
B4VF	161	C3F	178	M4FR	143
B5VF	158	C4F	175	M5FR	139
B3K	162	C5F	171	T3F	170
B4K	160	C3V	164	T4F	164
B5K	154	C4V	158	T5F	154
B1FR	181	C5V	152	T4VF	151
B2FR	179	C3K	159	T5VF	141
B3FR	177	C4K	152	T3FR	170
B4FR	174	C5K	146	T4FR	164
B5FR	170	C3M	173	T5FR	150
B1R	178	C4M	171	T3R	163
B2R	176	C5M	159	T4R	160
B3R	174	C4G	148	T5R	154
B4R	171	C5G	138	T4VR	144
B5R	165	X1L	181	T5VR	142
B3VR	166	X2L	179	T4D	143
B4VR	157	X3L	172	T5D	139

Grade	Rate	Grade	Rate	Grade	Rate
B5VR	151	X4L	172	T4K	145
	X5L	167	T5K	138	
B4D	150			T4GF	136
B5D	145			T5GF	135
B3M	172	X1F	181	T4GR	140
B4M	162	X2F	179	T5GR	135
B5M	152	X3F	177	N1L	130
B3GF	153	X4F	172	N2L	123
B4GF	151	X5F	168	N1F	127
B5GF	147	X4M	162	N1R	128
B3GR	151	X5M	150	N2R	122
B4GR	149	X4G	143	N1G	118
B5GR	146	X5G	132	N2G	109
C1L	182				

The rates listed are applicable to burley tobacco which is tied in hands or packed in bales and which is eligible tobacco as defined by the regulations. Only the original producer is eligible to receive price support. Tobacco graded "U" (unsound), "W" (wet), "No-G" (no grade), or scrap will not be accepted. Cooperatives are authorized to deduct $1 per hundred pounds to apply against overhead costs.

(Secs. 4 and 5, 62 Stat. 1070 as amended (15 U.S.C. 714b, 714c); secs. 101, 106, 401, 403, 63 Stat. 1051, as amended, 1054, 74 Stat. 6 (7 U.S.C. 1441, 1445, 1421, 1423))

Signed at Washington, D.C. on September 10, 1981.

Everett Rank,

Executive Vice President, Commodity Credit Corporation.

[FR Doc. 81-26963 Filed 9-16-81; 8:45 am]

BILLING CODE 3410-05-M

Forest Service

Deerlodge National Forest Grazing Advisory Board; Meeting

The Deerlodge National Forest Grazing Advisory Board will meet at 1:00 p.m., Friday, October 9, 1981, at the Federal Building, Room 315, corner of Main and Copper streets in Butte.

The purpose of the meeting is to discuss priorities for distribution of Range Betterment Funds. The meeting will be open to the public.

Frank E. Salomonsen,

Forest Supervisor.

[FR Doc. 81-27081 Filed 9-16-81; 8:45 am]

BILLING CODE 3410-11-M

COMMISSION ON CIVIL RIGHTS

Louisiana Advisory Committee; Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a meeting of the Louisiana Advisory Committee to the Commission will convene at 1:00 p.m. and will end at 4:00 p.m., on October 9, 1981, and will convene again at 9:00 a.m. and will end at 12:00 noon, on October 10, 1981, at the Sheraton Inn—Airport, 2150 Veterans Memorial Boulevard Kenner, New Orleans, Louisiana 70062. The purpose is to orient new members and conduct a planning session.

Persons desiring additional information or planning a presentation to the Committee, should contact the Chairperson, Dr. Louis Pendleton, 1514 Gary Street, Shreveport, LA 71103, 318/424-1297, or the Southwestern Regional Office, Heritage Plaza, 418 South Main, San Antonio, Texas 78204, 512/229-5570.

The meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., September 11, 1981.

John I. Binkley,

Advisory Committee Management Officer.

[FR Doc. 81-26966 Filed 9-16-81; 8:45 am]

BILLING CODE 6335-01-M

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket No. 14-81]

Foreign-Trade Zone No. 14, Little Rock; Application for Subzone

Notice is hereby given that an application has been submitted to the Foreign-Trade Zones Board (the Board) by the Little Rock Port Authority (LRPA) on behalf of the State of Arkansas, grantee of Foreign-Trade Zone No. 14, requesting authority to establish a special-purpose subzone at the Sanyo Manufacturing Corporation facility in Forrest City, Arkansas, adjacent to the Memphis Customs port of entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act of 1934, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR Part 400). It was formally filed on September 10, 1981.

On October 4, 1972, the Board authorized the State of Arkansas, through its Department of Industrial Development, to establish a foreign-trade zone project in the Little Rock area (Board Order No. 90, 37 FR 21461). Operated and administered by LRPA, the zone project currently covers 25 acres in the City's port terminal area.

LRPA requests subzone status for the Sanyo Manufacturing Corporation's (SMC) production and assembly plant, located at 3333 Sanyo Road, Forrest City, Arkansas. The 162-acre facility contains six buildings with a total of 1.2 million square feet of floor space. SMC manufactures and assembles color television receivers, telecaption adaptors and microwave ovens from foreign and domestic components. The plant also produces wooden TV cabinets and other furniture.

Zone procedures will permit SMC to export finished television sets and microwave ovens without paying duties on foreign components. On domestic sales, the company can take advantage of the same duty rates that are available to importers of the finished products, thus encouraging assembly in the U.S. The duty rate is 5 percent for finished televisions and 4 percent for microwave ovens, whereas the weighted-average duty rates for the imported components used by SMC are 5.7 and 5.5 percent for televisions and microwave ovens respectively. The applicant indicates that the savings available from zone procedures will play a major role in SMC's decision to expand the plant's operations, including a substantial increase in production for export, which would add some 300 employees to the plant's workforce by 1983.

In accordance with the Board's regulations, an Examiners Committee has been appointed to investigate the application and report to the Board. The committee consists of Dennis Puccinelli (Chairman), International Trade Specialist, Foreign-Trade Zones Staff, U.S. Department of Commerce, Washington, D.C. 20230; Max G. Willis, District Director, U.S. Customs Service, Region V, 423 Canal Street, Room 244, New Orleans, Louisiana 70130; and Colonel John F. Hatch, Jr., District Engineer, U.S. Army Engineer District Memphis, 668 Clifford Davis Federal Building, Memphis, Tennessee 38103.

Comments concerning the proposed zone expansion are invited in writing from interested persons and organizations. They should be addressed to the Board's Executive Secretary at the address below and postmarked on or before October 15, 1981.

A copy of the application is available for public inspection at each of the following locations:

U.S. Department of Commerce District Office, 147 Jefferson Avenue, Room 710, Memphis, Tennessee 38103

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, 14th and E Streets, N.W., Room 2006, Washington, D.C. 20230

Dated: September 11, 1981.

John J. Da Ponte, Jr.,

Executive Secretary, Foreign-Trade Zones Board.

[FR Doc. 81-26988 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-25-M

International Trade Administration

Truck Trailer Axle-and-Brake Assemblies From the Hungarian People's Republic; Antidumping; Preliminary Determination of Sales at Less Than Fair Value

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of Preliminary Determination of Sales at Less Than Fair Value: Axle-and-Brake Assemblies from Hungary.

SUMMARY: We have preliminarily determined that axle-and-brake assemblies from Hungary are being sold in the United States at less than fair value. Therefore, we have directed the U.S. Customs Service to "suspend the liquidation" of all entries or warehouse withdrawals of this merchandise and to require a cash deposit, bond, or other security in an amount equal to the estimated dumping margin of 68.1 percent. Unless we extend the investigation, we will make our final determination on or before December 1, 1981. Interested parties are invited to submit oral or written views concerning this determination.

EFFECTIVE DATE: September 17, 1981.

FOR FURTHER INFORMATION CONTACT: John Kenkel, Office of Investigations, Import Administration, U.S. Department of Commerce, 14th Street & Constitution Avenue, N.W. Washington, D.C. 20230 (202-377-3464).

SUPPLEMENTARY INFORMATION:

Preliminary Determination

Based on our investigation and in accordance with 19 CFR 353.39(a)(2), we have preliminarily determined that there is reason to believe or suspect that axle-and-brake assemblies from Hungary are being sold in the United States at less than fair value within the meaning of the section 731 of the Tariff Act of 1930, as amended (the Act). We have found that the U.S. price of this merchandise is lower than its foreign-market value. The estimated dumping margins are 68.6 and 67.2 percent, with the weighted-average margin being 68.1 percent. Unless we extend this investigation, we will make our final determination on or before December 1, 1981.

Case History

On February 12, 1981, we received an antidumping petition in proper form from Rockwell Internation Corporation of Pittsburgh, Pennsylvania. The petition alleged that truck trailer axle-and-brake assembiles from Hungary are being sold in the United States at less than the fair value and that the sales were materially injuring a U.S. industry.

After reviewing the petition, we determined it contained sufficient grounds to initate an antidumping investigation. Therefore, we notified the U.S. International Trade Commission, and on March 11, 1981 we announced the initiation in the **Federal Register** (46 F Reg 16109).

On March 23, 1981, the ITC preliminarily found that there is a reasonable indication that these imports are materially injuring or are threatening to materially injure a U.S. industry (46 FR 21121). Because the case is extraordinarily complicated and we needed additional time to collect and analyze data, on July 6, 1981, we postponed our preliminary determination by 50 days (46 FR 31630).

Scope of the Investigation

Currently classifiable under items 692.32 and 692.60 of the Tariff Schedules of the United States, truck trailer axle-and-brake assemblies are tubular, rectangular or square beams, with brakes attached. After wheels are added, these assemblies provide the vehicular mobility for truck trailers that, in combination with a "tractor," are commonly seen on the nation's highways. In their most common configuration, tractor trailers are colloquially known as "eighteen whellers."

The trailer axle beams are cut from seamless steel tubing or formed from plate steel. Forged spindles are machined to the required dimension and welded to the beam. Cam shafts are machined from forgings and attached, with the foundation brakes, to the beam. The trailer axle, as ordinarily sold in the United States, is "stripped"; that is, it includes only the basic beam, brakes, cam shafts, air chamber brackets, axle spindles and spindle nuts. The trailer manufacturer purchases from other sources (or manufactures) the spoke wheel and drum, bearing cones, oil seals and hub caps, slack adjuster, and air chambers; when assembled, these constitute a complete axle. The imported axles are stripped.

Our investigation covers the U.S. sales of the Hungarian Railway Carriage and Machine Works (RABA), Hungary's only exporter of the merchandise in question.

Methodology For Fair-Value Comparison

To determine the fair value of any product, we compare its U.S. price with its foreign-market value.

U.S. Price

To determine the U.S. price of axle-and-brake assemblies, we used purchase price, as defined in section 772(b) of the Act. We did so because the price to the unrelated customer was agreed to before the axles were imported to the United States.

We calculated purchase price by taking the selling price of the RABA axle to Eaton Corporation, the U.S. importer, and adding the estimated payment Eaton plans to make to RABA because of an increased sales price, as well as the packing costs. Then we subtracted freight, insurance, bonding, and customs duty to arrive at the f.o.b. value. We did not add the producer turnover tax rebate since foreign market value does not include the value-added tax.

Foreign-Market Value

In the petition, Rockwell International alleged that Hungary's economy was state controlled to the extent that sales of merchandise from that country did not permit a determination of foreign market value as prescribed by the Act. The Commerce Department, after a thorough review of the Hungarian economy by the Import Administration staff, and careful consideration of the briefs and materials submitted by the parties, concludes that Hungary is state controlled for purposes of this investigation. Some of the factors involved in determining the state-control issue are as follows:

1. The Hungarian government controls the wage increase levels through a marginal tax rate (50 to 100%) applied to increases greater than the acceptable level. Although new reforms have been introduced in 1980, it would be premature to assess their impact on the period of investigation or the products under investigation.

2. An enterprise's primary source of capital financing is internally generated funds. These funds are controlled by the state (via taxes) for purpose of controlling investment. For additional capital, the sources are the state-owned bank, state grants and state loans, all of which are given under state-controlled terms. Thus external financing

(necessary for large investments) is controlled by the state.

3. State agencies control international transactions with "hard currency" countries through a system of import licenses and currency exchange. The Hungarian currency, the forint, is not convertible and is traded officially under a dual exchange rate.

4. Through branch ministries the Hungarian Ministry of Finance has the power to appoint high-level enterprise management, determine management bonuses, develop sectoral plans and control capital investment.

5. It was argued that the 1978 reforms in effect created free-market type economic conditions within the Hungarian economy. To date, virtually all sources agree that there is considerable uncertainty as to the extent that the 1978 reforms are being instituted and enforced.

The structure of the Hungarian economy is undergoing major internal reforms. These reforms, if adopted as expected, may change the Hungarian economy sufficiently to establish "free market" characterization in future cases.

We cannot state categorically that certain factors we have relied on in this case will have the same relevance in any other investigation. Therefore, our determination of state control in no way means that in any future investigation we will necessarily treat Hungary as a state-controlled economy.

RABA has requested that we reconsider our decision of state control.

We have reconsidered and maintain our position that Hungary's economy is state controlled to the extent we are unable to determine the foreign-market value of truck trailer axle-and-brake assemblies under section 773(a) of the Act. As a result, section 773(c) of the Act requires us to use prices or the constructed value of such or similar merchandise in a "non-state-controlled," or free market, country.

Our regulations establish a preference for foreign-market value based upon sales prices. They stipulate that, to the extent possible, we should determine sales prices or constructed value on the basis of prices or costs in a free-market country at a stage of economic development comparable to the country with the state-controlled economy.

After considering countrywide and sectoral criteria, we have determined that Italy's level of economic development is comparable to that of Hungary. The respondent gave us a list of countries it felt were appropriate. After reviewing that list, we continue to think that Italy is the best choice.

In late July we gave a questionnaire to O/CAVA, Italy's largest producer of trailer axles. The company responded promptly but because its factory shut down for vacation August 1, it was unable to provide us with all the needed data within this strict time limitation. Thus, prices are adjusted only to the extent that the information is considered to be accurate. Therefore, the estimated dumping margin is only a general indication and could be adjusted when we receive the additional data. Counsel for the respondent and importer have submitted data that they believe will fill in these data gaps. As we may use for the final determination only that data which is provided by the surrogate company, we are constrained to use only data for the preliminary determination that we reasonably believe the surrogate company will corroborate. As we have not received all the requisite information from the Italian company, we may use a different surrogate or constructed value either in Italy or elsewhere, to arrive at a foreign market value, should we determine that the Italian axles are not such or similar merchandise.

We calculated the foreign-market value by taking the selling price of the "complete" axle and substracting the direct costs of the items not included on the Hungarian "stripped" axle (including cost of materials, labor, and estimated direct manufacturing overhead). We also subtracted profit for two of the items which are sold separately. We then made an adjustment for the differences in the remaining parts (including cost of materials, labor, and estimated direct manufacturing overhead) O/CAVA gave us a figure to adjust for differences in production quantities in order to make their production run more comparable to RABA's; we subtracted that figure as well. This gave us a foreign-market value in lira, which we converted into dollars. We then subtracted the weighted average value of the technological services that Eaton Corporation provides to RABA. We also added an estimated cost for export packing. Based on this price we then made an adjustment for the differences in the terms of payment. This gave us the final foreign-maket value, which we compared with the U.S. purchase price.

The dumping regulations state that we may ignore differences in prices solely reflecting sustained or temporary changes in prevailing rates (§ 353.56(b)). To be able to fulfill the constraint that some or all of the margins calculated are due solely to the currency fluctuation, the exporter would have to demonstrate that the transactions, converted at the prevailing rate before temporary fluctuation, would be at fair prices or at prices yielding lower margins. Furthermore, the exporter must also demonstrate that the fluctuation was temporary.

A different situation occurs when exchange rates during the investigatory period may be different from those during the time of the investigation itself since the investigatory period occurs prior to a determination by necessity. The issue is complicated in this case where the currency at issue is not that of the exporter but rather of a surrogate country the selection of which respondent could not have predicted at the time of the sales at issue here. In view of those complications regarding the issue of currency conversion, we decide, at least for the preliminary determination, to convert the Italian lira at the rate in effect on the date of sale of the Italian axle (October 8, 1981).

Although the current exchange rate is not being used here, the use of that rate (now over 1,200 lira to the dollar) and current O/CAVA prices based (on our best information) would produce an apparent margin of less than 15 percent. Should an Antidumping Duty Order eventually be issued, the respondent could file a request for expedited review under section 736 of the Act, which, in examining a later period, would take into account the changes in currency exchange rates.

Verification

Although we have verified no information to date, we will verify all the information we rely on in making our final determination.

ITC Notification

We are making available to the U.S. International Trade Commission all nonprivileged and nonconfidential information relating to this investigation. We will allow the ITC access to all privileged and confidential information in our files, provided it confirms that it will not disclose such information, either publicly or under an administrative protective order, without the written consent of the Deputy Assistant Secretary for Import Administration.

Public Comment

As described by 19 CFR 353.47, we will hold a public hearing to afford interested parties an opportunity to comment orally on this preliminary determination. If requested, this hearing is scheduled to begin at 10:00 a.m. on October 21, 1981, at the U.S. Department of Commerce, Room 6802, 14th Street & Constitution Avenue, N.W., Washington,

D.C. 20230. All requests for a hearing must be submitted, on or before September 28, 1981, to the Deputy Assistant Secretary for Import Adminstration, Room 2800, at the same address. They should contain: (1) the party's name, address, and telephone number; (2) the number of participants; (3) the reason for attending; and (4) a list of the issues to be discussed.

In addition, prehearing briefs must be submitted to the Deputy Assistant Secretary by October 16, 1981. Oral presentations will be limited to the issues raised in the briefs.

Any written views should be filed in accordance with 19 CFR 353.46(a), on or before October 19, 1981, at the above address, apd in at least 10 copies.

Suspension of Liquidation

In accordance with section 733(d) of the Act, we are directing the U.S. Customs Service to suspend, upon this notice's publication, the liquidation of all unliquidated entries of this merchandise entered or withdrawn from warehouse for U.S. consumption on or after September 17, 1981. As of that date a cash deposit, bond, or other security in the amount of 68.1 percent of the f.o.b. value of truck trailer axle-and-brake assemblies must be posted. Until further notice this suspension of liquidation will remain in effect.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

September 11, 1981.

[FR Doc. 81-27105 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-25-M

[Case No. 614]

Werner J. Bruchhausen; Order Temporarily Denying Export Privileges

In the matter of: Werner J. Bruchhausen; Anatoli T. M. Maluta, a.k.a. Tony Metz; Sabina Dorn Tittel, a.k.a. Sabina Dorn; Techma GmbH; Ing. Dietmar Ulrichshofer Vertriebs; Electronic Elektronische Bauelemente GmbH; ADT Analog und Digital Technik, 8019 Niederseeon, House 21, Federal Republic of Germany; Respondents.

By Order of March 24, 1981, 46 FR 19290 (March 30, 1981), the above named respondents were temporarily denied all export privileges of participating in any manner or capacity in the export of U.S.-origin commodities or technical data.

Paragraph III of that Order, consistent with 15 CFR Part 388.1(b) provides:

> Such denial of export privileges shall extend not only to the respondents, but also to their agents and employees and to any successor and to any person, firm, corporation, or business organization with which they now or hereafter may be related by affiliation, ownership, control, position of responsibility, or other connection in the conduct of trade or services connected therewith.

On August 19, 1981, a Federal grand jury returned a 60-count indictment naming the above respondents as individuals who conspired to violate U.S. export control statutes. The Federal grand jury also charged that Bruchhausen, in addition to owning and controlling Techma, GmbH, a party named in the Order temporarily denying export privileges, also owns and controls ADT. In addition, the grand jury charged that both ADT and Techma were engaged in the sale of U.S.-origin high technology commodities to the Soviet Union and other Soviet Bloc countries.

From the foregoing, I find ADT Analog und Digital Technik (ADT) are properly named as related parties as well as respondents in this proceeding. Accordingly, the Order of March 24, 1981 is hereby amended to name ADT as a respondent which is subject to all the provisions and restrictions of that Order. ADT will be notified of the foregoing and given an opportunity to appear and answer.

This Order is effective immediately.

Dated: September 10, 1961.

Bertram Freedman,

Hearing Commissioner.

[FR Doc. 81-27082 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-25-M

National Oceanic and Atmospheric Administration

Mid-Atlantic Fishery Management Council; Public Meetings

AGENCY: National Marine Fisheries Service, NOAA, Commerce.

SUMMARY: The Mid-Atlantic Fishery Management Council, established by Section 302 of the Magnuson Fishery Conservation and Management Act (Pub. L. 94-265), will meet to discuss amendment No. 3 to the Squid, Mackerel and Butterfish Fishery Management Plan (FMP); discuss status of other FMP's, foreign fishing applications, as well as other fishery management and administrative matters.

DATES: The public meetings will convene on Wednesday, October 14, 1981, at approximately noon and will adjourn on Thursday, October 15, 1981, at approximately 4 p.m. The meetings may be lengthened or shortened depending upon progress on the agenda.

ADDRESS: The meetings will take place at the Best Western Airport Motel, Philadelphia International Airport, Route 291, Philadelphia, Pennsylvania.

FOR FURTHER INFORMATION CONTACT: Mid-Atlantic Fishery Management Council, Room 2115, Federal Building, North and New Streets, Dover, Delaware 19901, Telephone: (302) 674-2331.

Dated: September 14, 1981.

Jack L. Falls,

Chief, Administrative Support Staff, National Marine Fisheries Service.

[FR Doc. 81-27127 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-22-M

Pacific Fishery Management Council's Anchovy/Jack Mackerel Subpanel and Its Billfish Subpanel; Public Meetings

AGENCY: National Marine Fisheries Service, NOAA, Commerce.

SUMMARY: The Pacific Fishery Management Council, established by Section 302 of the Magnuson Fishery Conservation and Management Act (Pub. L. 94-265), has established an Anchovy/Jack Mackerel Subpanel and a Billfish Subpanel which will hold separate meetings to provide input into issues to be considered in drafting an amendment to the Anchovy Fishery Management Plan (FMP) and also to consider the latest draft Billfish FMP.

DATES: The Anchovy/Jack Mackerel Subpanel meeting will convene on Tuesday, October 6, 1981, at approximately 1 p.m., and will adjourn at approximately 5 p.m. The Billfish Subpanel meeting will also convene on October 6, at approximately 10 a.m., and will adjourn at approximately 5 p.m. These meetings are open to the public.

ADDRESS: The Anchovy/Jack Mackerel Subpanel meeting will take place in the International Center of the Hacienda Airport Hotel, 525 N. Sepulveda Boulevard, El Segundo, California. The Billfish Subpanel meeting will take place in Suite 1152, of the Hacienda Airport Hotel, same address.

FOR FURTHER INFORMATION CONTACT: Pacific Fishery Management Council, 526 S.W. Mill Street, Second Floor, Portland, Oregon 97201, Telephone: (503) 221-6352.

Dated: September 14, 1981.

Jack L. Falls,

Chief, Administrative Support Staff, National Marine Fisheries Service.

[FR Doc. 81-27128 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-22-M

South Atlantic Fishery Management Council; Public Meetings

AGENCY: National Marine Fisheries Service, NOAA, Commerce.

SUMMARY: The South Atlantic Fishery Management Council, established by Section 302 of the Magnuson Fishery Conservation and Management Act (Public Law 94-265), will meet to discuss the decision process for the Snapper-Grouper Fishery Management Plan (FMP), status of Coral and Spiny Lobster FMP's, as well as other management and administrative business.

DATES: The public meetings will convene on Tuesday, September 22, 1981, at approximately 1:30 p.m., and will adjourn on Thursday, September 24, 1981, at approximately noon.

ADDRESS: The meetings will take place at the Holiday Inn, Kill Devil Hills, North Carolina.

FOR FURTHER INFORMATION CONTACT: South Atlantic Fishery Management Council, One Southpark Circle, Suite 306, Charleston, South Carolina 29407, Telephone: (803) 571-4366.

Dated: September 14, 1981.

Jack L. Falls,

Chief, Administrative Support Staff, National Marine Fisheries Service.

[FR Doc. 27129 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-22-M

DEPARTMENT OF DEFENSE

National Security Agency

Advisory Committees; Public Cryptography Advisory Committee; Establishment

Under the provisions of Pub. L. 92-463, Federal Advisory Committee Act, notice is hereby given that the establishment of the Public Cryptography Advisory Committee has been found to be in the public interest in connection with the performance of duties imposed on the Department of Defense by law.

The nature and purpose of the Public Cryptography Advisory Committee is to advise the Director, National Security Agency (NSA), on the national security implications of papers submitted voluntarily to the National Security Agency by researchers/authors for review prior to publication. The committee is to be composed of NSA and non-NSA representatives with an understanding of national security interests and academic research concerns as these pertain to cryptologic research.

For further information contact: Lt. Col. David Tisdale, Office of Policy, National Security Agency, Ft. George G. Meade, Maryland 20755, Telephone: 301-688-6527.

M. S. Healy,

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

September 14, 1981.

[FR Doc. 81-27109 Filed 9-16-81; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF ENERGY

Increase in Price for Plutonium-238

AGENCY: Department of Energy.

ACTION: Notice of price increase.

SUMMARY: The U.S. Department of Energy (DOE) hereby announces a revised price schedule for Plutonium-238. Due to increases in the costs of reactor operations and chemical processing, current prices do not recover to DOE the full cost of producing this product.

EFFECTIVE: September 17, 1981.

FOR FURTHER INFORMATION CONTACT: Roger K. Heusser, (301) 353-5496.

SUPPLEMENTARY INFORMATION: On June 2, 1981, DOE published in the **Federal Register** (46 FR 29496) a proposed revised price schedule for Plutonium-238. Interested persons were invited to submit written comments. No comments were received.

In accordance with section 501(c)(1) of the Department of Energy Organization Act, DOE has determined that this action presents no substantial issue of fact or law, and is unlikely to have a substantial impact on the Nation's economy or large numbers of individuals or businesses. Accordingly, this rule is being promulgated in accordance with 5 U.S.C. 553. DOE has determined that this section is necessary to assure "resonable compensation to the Government" as required by Section 53 of the Atomic Energy Act of 1954, as amended, and that "good cause" within the meaning of 5 U.S.C. 553(d)(3) exists, therefore, for making it effective upon publication.

DOE certifies that the promulgation of this rule will not have a significant economic impact on a substantial number of small entities because few, if any, small entities purchase more than a few grams a year of this material. Therefore, no regulatory flexibility analyses will be prepared.

DOE has determined that this is not a "major rule" as defined in Section 1(b) of Executive Order 12291 because it is not likely to result in (1) an annual effect on the economy of $100 million or more, (2) a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies or geographic regions or, (3) a significant adverse impact on competition, employment, investment, productivity, innovation, or on the ability of United States—based enterprises to compete with foreign—based enterprises in domestic or export markets.

A prior notice, entitled Thorium, Uranium, and Plutonium, Isotopically Enriched Quantities, published by the Atomic Energy Commission (AEC) in the **Federal Register** at 34 FR 11336, as amended by a notice, published in the AEC in the **Federal Register** at 35 FR 8300 on May 27, 1970, and further modified by a notice entitled Plutonium-238 Prices, published by the Energy Research and Development Administration (ERDA) in the **Federal Register** at 41 FR 53525 on December 7, 1976, is amended by substituting the following price schedule:

Department of Energy Revised Price Schedule Plutonium-238 Prices

Element and isotope	Enrichment percent and Pu-236 content	Price per milligram
Plutonium-238	[1] 97	$4.45
Plutonium-238	[1] 95	2.80
Plutonium-238	[2] 95	2.95
Plutonium-238	[2] 95	3.15
Plutonium-238	[1] 89	2.00
Plutonium-238	[2] 89	2.05
Plutonium-238	[3] 89	2.15
Plutonium-238	[1] 83.5	1.80
Plutonium-238	[1] 79	1.70
Plutonium-238	[1] 40	(4)

[1] No limit on Pu-236.
[2] Equal to 0.6 PPM Pu-238.
[3] Equal to 0.3 PPM Pu-236.
[4] Price available at Savannah River Plant, Aiken, S.C., upon request.

Issued in Washington, D.C. August 5, 1981.

H. E. Roser,

Assistant Secretary for Defense Programs.

[FR Doc. 81-27118 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-01-M

National Petroleum Council, Coordinating Subcommittee of the Committee on Arctic Oil and Gas Resources; Meeting

Notice is hereby given that the Coordinating Subcommittee of the Committee on Arctic Oil and Gas Resources will meet in October 1981. The National Petroleum Council was established to provide advice, information, and recommendations to the Secretary of Energy on matters relating to oil and natural gas or the oil and natural gas industries. The Committee on Arctic Oil and Gas Resources will analyze the various issues bearing on expeditious resource development of this promising frontier

area. Its analysis and findings will be based on information and data to be gathered by the various task groups. The time, location and agenda of the Coordinating Subcommittee meeting follows:

The eighth meeting of the Coordinating Subcommittee will be held on Monday, October 5, 1981, starting at 9:00 a.m., in the Ford Room, Vail Athletic Club Hotel, 352 East Meadow Drive, Vail, Colorado.

The tentative agenda for the meeting follows:

1. Introductory remarks by the Chairman and Government Cochairman.
2. Review and discussion of the Subcommittee's draft.
3. Discussion of the overall timetable for completion of the study.
4. Discussion of any other matters pertinent to the overall assignment from the Secretary.

The meeting is open to the public. The Chairman of the Coordinating Subcommittee is empowered to conduct the meeting in a fashion that will, in his judgement, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Coordinating Subcommittee will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform G. J. Parker, Oil, Gas and Shale Resources Development Division, Fossil Energy, 202/633-8395, prior to the meeting and reasonable provision will be made for their appearance on the agenda.

Summary minutes of the meeting will be available for public review at the Freedom of Information Public Reading Room, Room 1E-190, DOE, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C., between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, D.C. on August 4, 1981.

Jan W. Mares,

Assistant Secretary for Fossil Energy.

September 8, 1981.

[FR Doc. 81-27115 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

Alta Loma Oil Co.; Action Taken on Consent Order

AGENCY: Economic Regulatory Administration.

ACTION: Notice of action taken on consent order.

SUMMARY: The Office of Enforcement (OE), 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: September 1, 1981.

FOR FURTHER INFORMATION CONTACT: Crude Producers Branch, Attn: John Marks, Office of Enforcement, 2000 M Street, N.W., Room 5204, Washington, D.C. 20461, (202) 653-3517.

SUPPLEMENTARY INFORMATION: On September 6, 1979, the OE published notification in the **Federal Register** that it executed a Consent Order with Alta Loma Oil Company, (Alta Loma) of Dallas, Texas on August 13, 1979, 44 FR 52018, (1979). Interested persons were invited to submit comments concerning the terms, conditions, or procedural aspects of the Consent Order. In addition, persons who believed they had a claim to all or a portion of the refund paid by Alta Loma pursuant to the Consent Order were requested to submit notice of their claims to the OE. One Comment was received which contained no new evidence which was materially inconsistent with evidence upon which the DOE's acceptance of the Consent Order was based. After review of that comment, the OE determined that the Consent Order should not be modified.

Pursuant to the Consent Order, Alta Loma is refunding the sum of $294,617.21, plus interest, by certified checks made payable to the United States Department of Energy in 36 monthly installments. All such 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 OE: Mobil Oil Corporaton, Getty Refining and Marketing Company, Defense Logistics Agency.

Action taken: The OE is unable, readily, to identify the persons entitled to receive the $294,617.21, plus interest, or to ascertain the amount of refunds that such persons are entitled to receive. Therefore, the OE petitioned the Office of Hearing and Appeals on September 1, 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 remaining 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 11th day of September 1981.

Robert Gerring,

Director, Program Operations Division.

[FR Doc. 81-27117 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Project No. 4827-000]

Akzona Inc.; Application for Exemption for Small Hydroelectric Power Project Under 5 MW Capacity

September 11, 1981.

Take notice that on June 8, 1981, Akzona Incorporated (Applicant) filed an application under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. 2705 and 2708 as amended), for exemption of a proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project (Project No. 4827) would be located on the South Fork, Catawba River in Gaston County, near High Shoals, North Carolina. Correspondence with the Applicant should be directed to: Mr. Peter S. Gold, Senior Attorney, Akzona Incorporated, P.O. Box 2930, Asheville, North Carolina 28802.

Project Description—The constructed, inoperable project consists of: (1) An existing reinforced concrete dam approximately 525 feet long and 20 feet high; (2) an existing 10-foot diameter penstock, approximately 500 feet in length; (3) an existing powerhouse containing a single 1,560 kW generating unit; and (4) appurtenant facilities. Applicant proposes to restore the generating facilities to service.

Purpose of Project—The Applicant estimates that the averge annual generation to be 12.0 GWh. The power generated would be used in applicant's High Shoals Mill which is located adjacent to the project.

Agency Comments—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the North Carolina Wildlife Resource Commission are requested, for the purposes set forth in Section 408 of the Act, to submit within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency

letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Competing Application—Any qualified license applicant desiring to file a competing application must submit to the Commission, on or before October 24, 1981, either the competing license application that proposes to develop at least 7.5 megawatts in that project, or notice of intent to file such a license application. Submission of a timely notice of intent allows an interested person to file the competing license application no later than 120 days from the date that comments, protests, etc. are due. Applications for preliminary permit will not be accepted.

A notice of intent must conform with the requirements of 18 CFR 4.33 (b) and (c) (1980). A competing license application must conform with the requirements of 18 CFR 4.33 (a) and (d) (1980).

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments, filed, but only those who file a petition to intervene in accordance wth the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before October 24, 1981.

Filing and Service of Responsive Documents—Any fillings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27067 Filed 9-15-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5177-000]

Bluepond Associates; Application for Preliminary Permit

September 11, 1981.

Take notice that Bluepond Associates (Applicant) filed on August 4, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a) 825(r)] for Project No. 5177 to be known as the Hampstead Project located on the Little Cimarron River in Gunnison County, Colorado and Uncompahgre National Forest. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Michael D. White, Yegge, Hall and Evans, 2900 Energy Center One, 717 Seventeenth Street, Denver, Colorado 80202.

Project Description—The proposed project would consist of: (1) A collection system consisting of 20 wells, each with a 15 h.p. pump; (2) 15,000 feet of pipeline to collect pumped water from an aquifer under the Little Cimarron River to be know as the Hampstead Groundwater Reservoir; (3) an 8,000-foot long penstock; (4) a powerhouse containing a single turbine-generator with a total rated capacity of 1.2 MW; (5) a 9-mile long 7.2/12.47-kV transmission line; and (6) appurtenant facilities. Energy produced at the project would be sold to the Western Area Power Authority or the Colorado-Ute Electric Association. The project would generate up to 6,000,000 kWh annually.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on results of these studies, Applicant would decide whether to proceed with more detailed studies and the preparation of an application for license to construct and operate the project. The cost of the studies under the preliminary permit has been estimated by the Applicant to be $150,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 21, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or petition to intervene must be received on or before November 21, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative

of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27068 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project Nos. 2994 and 3028]

Borough of Lehighton and Delaware River Basin Commission, Commonwealth of Pennsylvania, Department of Environmental Resources; Denial by Operation of Law

Issued: September 9, 1981.

On August 7, 1981 the Delaware River Basin Commission and the Pennsylvania Department of Environmental Resources appealed the Secretary of the Commission's notice denying them an extension of time in which to file an application for rehearing in the above dockets. Pursuant to 18 CFR 1.7(d), this appeal was denied by operation of law on September 8, 1981.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27051 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4974-000]

City of Rohnert Park, Calif., Application for Preliminary Permit

September 10, 1981.

Take notice that the City of Rohnert Park, California (Applicant) filed on June 25, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 4974 to be known as the Little North Fork of Salmon River Power Project located on Little North Fork of Salmon River in Siskiyou County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Robert A. Lewis, City of Rohnert Park, 6750 Commerce Boulevard, Rohnert Park, California 95427.

Project Description—The proposed project would consist of: (1) A 5-foot high, 70-foot long diversion structure; (2) a 48-inch diameter, 5,700-foot long diversion conduit; (3) a 36-inch diameter, 1,000-foot long penstock; and (4) a powerhouse containing one or more generating units with a total rated capacity of 3,890 kW. The Applicant estimates that the annual average energy output would be 17.5 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant has requested a 36-month permit to prepare a definitive project report including preliminary designs, results of geological, environmental, and economic feasibility studies. The cost of the above activities along with preparation of an environmental impact report, obtaining agreements with Federal, State, and local agencies, perparing a license application conducting final field surveys, and preparing designs is estimated by the Applicant to be $100,000.

Competing Applications—This application was filed as a competing application to the Littel North Fork Salmon River Project No. 4096 filed on January 30, 1981, by Consolidated Hydroelectric, Inc. under 18 CFR 4.33 (1980). Public notice of the filing of the initial application has already been given and the due date for filing competing applications or notices of intent has passed. Therefore, no further competing applications or notices of intent of file competing applications will be accepted for filing.

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding: Any comments, protests, or petitions to intervene must be received on or before October 8, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Room 208 RB at the above address. A copy of any petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27052 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4977-000]

City of Rohnert Park, California; Application for Preliminary Permit

September 11, 1981.

Take notice that the City of Rohnert Park (Applicant) filed on June 25, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 4977 known as the Mosquito Creek, Plumas Project located on Mosquito Creek in Plumas County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Robert A. Lewis, City of Rohnert Park, 6750 Commerce Boulevard, Rohnert Park, California 95427.

Project Description—The project would consist of: (1) A 125-foot long, 5-foot high diversion structure; (2) a 10,750-foot long diversion conduit; (3) a 725-foot long penstock; (4) a powerhouse to contain one or more generating units with a total rated capacity of 2,900 kW; and (5) a 3-mile long transmission line. The average annual energy generation is estimated to be 11.2 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of 36 months during which time it would conduct engineering, environmental, and economic feasibility studies, and prepare an FERC license application. No new roads would be required to conduct the studies. The cost of the work to be performed under the preliminary permit is estimated to be $100,000.

Competing Applications—This application was filed as a competing application to the Mosquito Creek, Plumas Project No. 4381 filed on March 20, 1981, by Consolidated Hydroelectric, Inc. under 18 CFR 4.33 (1980). Public notice of the filing of the initial application has already been given and the due date for filing competing applications or notices of intent has passed. Therefore, no further competing applications or notices of intent to file competing applications will be accepted for filing.

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or petition to intervene must be received on or before October 9, 1981.

Filing and Service of Responsive Documents—Any comments, protests, or petitions to intervene must bear in all capital letters the title "COMMENTS," "PROTESTS," or "PETITION TO INTERVENE," as applicable. Any of these filings must also state that it is made in response to this notice of application for preliminary permit for Project No. 4977. Any comments, protests, or petitions to intevene must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Room 208 RB Building, Washington, D.C. 20426. A copy of any petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27053 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5149-000]

City of Santa Rosa, California; Application for Preliminary Permit

September 11, 1981.

Take notice that the City of Santa Rosa, California (Applicant) filed on July 29, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5149 to be known as the Badger Mountain Hydroelectric Project located on Hat Creek in Shasta County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Broydon J. Riha, City Engineer, City of Santa Rosa, P.O. Box 1678, Santa Rosa, California 95402.

Project Description—The project would consist of: (1) A 4-foot high diversion structure; (2) a 11,000-foot long conduit; (3) a 2,300-foot long or 4,000-foot long, 42-inch diameter penstock; (4) a powerhouse with total installed capacity of 2,500 kW or 2,900 kW; and (5) a 4.5-mile long, 12.5-kV transmission line which would connect the powerhouse to an existing Pacific Gas and Electric Company transmission line. The Applicant estimates that the average annual energy production would be 10.6 million kWh or 12.7 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months during which time it would conduct technical, environmental and economic analysis; and prepare an FERC license application. No new roads would be needed for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $60,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 15, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 15, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27069 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP81-472-000]

Colorado Interstate Gas Co.; Application

September 11, 1981.

Take notice that on August 19, 1981, Colorado Interstate Gas Company (Applicant), P.O. Box 1087, Colorado Springs, Colorado 80944, filed in Docket No. CP81-472-000 an application pursuant to Section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the systemwide transportation for an exchange of natural gas with MIGC, Inc. (MIGC) and for permission and approval to abandon natural gas sales to MIGC, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant specifically requests authority for the systemwide transportation and exchange of natural gas pursuant to a gas transportation and exchange agreement dated May 28, 1981, between Applicant and MIGC. Applicant states that said agreement provides for a term of 15 years from the date of commencement of deliveries by either party to the other and from year to year thereafter. It is stated that the transportation and exchange of gas

would be from all sources of supply which are acquired by Applicant or MIGC which are committed for a delivery period of at least five years and can be economically and feasibly connected to a party's transmission system. Applicant states that the gas transported and exchanged would not be limited to current existing delivery points. Applicant submits that a maximum quantity of 30,000 Mcf per day would be transported by it for MIGC and that MIGC would not transport more than 60,000 Mcf per day for Applicant.

Applicant proposes no new facilities at present, however, Applicant proposes to add and delete delivery points which would be constructed pursuant to budget-type authority or necessary specific application. It is stated that Applicant would file an annual tariff revision on January 31 as necessary to inform the Commission of any delivery point additions or deletions.

Applicant avers that the parties would compensate each other for fuel usage and unaccounted-for gas to the extent reasonable. It is stated that imbalances would be corrected during the following month at the Powder River Basin Station pipeline interconnection between Applicant and MIGC. It is stated that during the period December 1 through April 30 of each year MIGC may request from Applicant up to 10,000 Mcf per day in excess of the exchange volumes otherwise transported to MIGC; however, such excess deliveries made by Applicant during the winter season may not exceed an exchange gas imbalance created during the previous March 1 through November 30 period by MIGC foregoing receipt of exchange volumes otherwise due MIGC. It is asserted that the summer season imbalance would not exceed 1,000,000 Mcf at any time.

Applicant submits that if the thermal equivalent of gas delivered from supply sources should be exactly equal no balancing deliveries would be required and no transportation charges would apply. However, it is stated that if MIGC's deliveries from its various supply sources to Applicant thermally exceed Applicant's deliveries to MIGC, Applicant would make balancing deliveries to MIGC at the Powder River Station. In that event, MIGC would pay transportation charges to Applicant equal to the appropriate transportation rate multiplied by the volume of balancing deliveries, it is explained. Similarly, if Applicant's supply deliveries exceed MIGC's, MIGC, it is stated, would make balancing deliveries to Applicant at the Powder River Station and Applicant would pay MIGC the appropriate transportation charges. It is stated that transportation charges were 22.24 cents per Mcf for Applicant's system and 25.61 cents per million Btu for MIGC's system as of May 28, 1981. It is also asserted that said transportation charges are to reflect each party's transmission system transportation rate exclusive of the cost of service attributable to its gathering and storage systems and exclusive of the cost of service attributable to gas used in the operation and maintenance of the transmission system.

Applicant further proposes to abandon service under an expired natural gas agreement between Applicant and MIGC dated July 15, 1976. It is stated that pursuant to authorization issued in Docket No. CP74-62 on November 26, 1976, Applicant sold to MIGC 40 percent of Applicant's 25 percent interest in the gas volumes which Applicant purchased from Mountain Fuel Supply Company attributable to a certain defined area in the Spearhead Ranch area of Wyoming. Applicant submits that this sale of gas was to be contractually for a limited period and both parties have agreed to abandon the sale. Furthermore, Applicant contends that the July 15, 1976, natural gas agreement is superseded by the May 28, 1981, gas transportation and exchange agreement.

It is stated that granting Applicant's proposals would enable Applicant and MIGC to receive gas that is distant from their existing pipeline systems without requiring major facilities.

Any persons desiring to be heard or to make any protest with reference to said application should on or before October 2, 1981, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.70). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27054 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4318-001]

Darobsum, Inc.; Application for Exemption for Small Hydroelectric Power Project Under 5 MW Capacity

September 11, 1981.

Take notice that on June 30, 1981, Darobsum, Inc. (Applicant) filed an application under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. 2705 and 2708 as amended), for exemption of a proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project Project No. 4318 would be located on the Contoocook River in the Town of Peterborough, Hillsborough County, New Hampshire. Correspondence with the Applicant should be directed to: Mr. Timothy P. Brown, Jr., Darobsum, Inc., Box 592, Keene, New Hampshire 03431.

Project Description—The proposed run-of-the-river project would consist of existing facilities including: (1) A composite concrete, timber, and stone dam, owned by the Applicant, 267 feet long and 20 feet high, with a 102-foot long center spillway section and a second spillway section 34 feet long at the right (east) abutment; (2) a reservoir with 315 acre-feet of storage at surface elevation 754 feet m.s.l.; (3) an intake structure and bar rack at the left (west) abutment connecting to an abandoned penstock 5.5 feet in diameter and 140 feet long; and new project works to include (4) a new 72-inch diameter penstock 250 feet long; (5) a new powerhouse with unit(s) having an installed capacity of 300 kW; (6) a tailrace; and (7) other appurtenances. The Applicant estimates that the

average annual energy output would be 966,000 kWh.

Purpose of Project—Project energy would be sold to the Public Service Company of New Hampshire.

Agency Comments—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the New Hampshire Fish and Game Department are requested, for the purposes set forth in Section 408 of the Act, to submit within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Competing Applications—This application was filed as a competing application to American Hydro Power Company's Project No. 3616 filed on October 27, 1980, under 18 CFR 4.33 (1980), and, therefore, no further competing applications or notices of intent to file a competing application will be accepted for filing.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of its Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before October 29, 1981.

Filing and Service of Responsive Documents—Any filings, must bear in all capital letters the title "COMMENTS," "PROTEST," or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB, 825 North Capitol Street, N.E., Washington, D.C. 20426. A copy of any petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27055 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5100-000]

Homestake Consulting & Investments, Inc.; Application for Preliminary Permit

September 11, 1981.

Taken notice that Homestake Consulting & Investments, Inc. (Applicant) filed on July 21, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 5100 known as the Indian Springs Water Power Project located on Indian Creek in Lincoln County, Montana. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. William H. Delp, II, Independent Power Developers, Inc., P.O. Box 1467, Noxon, Montana 59853.

Project Description—The project would consist of: (1) A 2-foot high diversion structure; (2) a 3,100-foot long, 20-inch diameter penstock; (3) a powerhouse with total installed capacity of 375 kW; and (4) a 4,000-foot long, 5-kV transmission line which would connect the powerhouse to the existing Lincoln Electric Corporation transmission line. The Applicant estimates that the average annual energy production would be 1,480,400 kWh.

Proposed Scope and Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months during which time it would conduct technical, environmental and economic studies; and prepare an FERC license application. No new roads would be needed for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $3,600.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 15, 1981, either the competing application itself [See 18 CFR § 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR § 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 15, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capital Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative

of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27056 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5096-000]

Homestake Consulting & Investments, Inc.; Application for Preliminary Permit

September 11, 1981.

Take notice that Homestake Consulting & Investments, Inc. (Applicant) filed on July 21, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 5096 known as the Ray Miller Creek Water Power Project located on Ray Miller Creek in Shoshone County, Idaho. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. William H. Delp II, Independent Power Developers, Inc., P.O. Box 1467, Noxon, Montana 59853.

Project Description—The project would consist of: (1) A 2-foot high diversion structure; (2) a 4,400-foot long, 16-inch diameter penstock; (3) a powerhouse with total installed capacity of 150 kW; and (4) a 200-foot long, 120/240-V transmission line which would connect the powerhouse to the existing Washington Water Power Company transmission line. The Applicant estimates that the average annual energy production would be 788,400 kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months during which time it would conduct technical, environmental and economic studies; and prepare an FERC license application. No new roads would be needed for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $4,500.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 14, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 14, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27057 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5106-000]

Homestake Consulting & Investments, Inc.; Application for Preliminary Permit

September 11, 1981.

Take notice that Homestake Consulting & Investments, Inc. (Applicant) filed on July 21, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 5106 known as the Highland Creek Water Power Project located on Highland Creek in Boundary County, Idaho. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. William H. Delp, II, Independent Power Developers, Inc., P.O. Box 1467, Noxon, Montana 59853.

Project Description—The project would consist of: (1) A 2-foot high diversion structure; (2) a 3,000-foot long, 12-inch diameter penstock; (3) a powerhouse with total installed capacity of 150 kW; and (4) a 1,400-foot long, 5-kV transmission line which would connect the powerhouse to the existing Northern Lights, Inc. transmission line. The Applicant estimates that the average annual energy production would be 700,800 kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months during which time it would conduct technical, environmental and economic studies; and prepare an FERC license application. No new roads would be needed for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $2,750.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 21, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c)–(1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the

Commission's Rules may become a party to the proceeding. Any comments, protests, or petition to intervene must be received on or before November 21, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27070 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 1962-000]

Pacific Gas and Electric Co.; Revisions in Application for a New Major License

September 11, 1981.

Take notice that on May 18, 1981, the Pacific Gas and Electric Company (PG&E) of San Francisco, California (Applicant), filed revisions to its application for a new major license (notice of the intial application was issued on March 12, 1980) for the existing Rock Creek-Cresta Project No. 1962, located on the North Fork Feather River, in the counties of Plumas, Butte, Yuba and Sutter, California. Correspondence concerning the application should be sent to: Mr. W. M. Gallavan, Vice President, Rates and Valuation, 77 Beale Street, San Francisco, California 94106.

Applicant proposes to increase the installed capacity of the project by approximately 30 percent by modifying the project as follows:

A. *Rock Creek Development:* (1) Constructing a powerhouse, containing a single generating unit with a rated capacity of 750 kW, located at the center sluice pipe within the existing concrete dam, a switchyard on the dam and a short transmission line tying into the Applicant's existing distribution system; (2) constructing a 10.5-foot diameter, 500-foot long penstock that would bifurcate off the existing Rock Creek penstock No. 1 above the Western Pacific Railroad leading to a generating unit (Unit 3) with a rated capacity of 37,000 kW, housed in a reinforced concrete structure adjacent to the existing Rock Creek Powerhouse; (3) replacing the existing transformers with new ones to accommodate the increase in the installed capacity of Rock Creek Powerhouse; (4) replacing the turbine runners at Rock Creek Powerhouse (Units 1 and 2) to increase efficiency.

B. *Cresta Development:* (1) Constructing a powerhouse, containing a single generating unit with a rated capacity of 375 kW, located at the center sluice pipe within the existing concrete dam, a switchyard on the dam and a short transmission line tying into the Applicant's existing distribution system; (2) constructing a 12-foot diameter, 335-foot long penstock that would bifurcate off the existing Cresta penstock No. 1, below State Highway 70, leading to a generating unit (Unit 3) with a rated capacity of 17,500 kW, housed in a reinforced concrete structure adjacent to the existing Cresta Powerhouse; (3) replacing the existing transformers with new ones to accommodate the increase in installed capacity of the Cresta Powerhouse; and (4) replacing the turbine runners at Cresta Powerhouse (Units 1 and 2) to increase efficiency.

Applicant estimates the costs of the proposed modifications at $56.4 million.

Applicant would utilize the increased output of the project to meet the load demands of its service area.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 1, 1981.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27058 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 77-002]

Pacific Gas and Electric Co.; Application for Amendment of a Major License

September 10, 1981.

Take notice that on May 26, 1981, the Pacific Gas and Electric Company (Applicant) filed an application for an amendment of a major license with the Federal Energy Regulatory Commission [Pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] to include construction, operation, and maintenance of the Scott Powerhouse in the license for Project No. 77. The proposed Scott Powerhouse would be located on the Eel River in Lake County, California. Correspondence concerning the application should be sent to: Mr. M. W. Gallavan, Vice President—Rates and Valuation, Pacific Gas and Electric Company, 77 Beale Street, Room 1087, San Francisco, California 94106.

Project Description—The proposed project would consist of: (1) A 60-foot long, 72-inch diameter penstock tapped into the existing outlet pipe of the Scott Dam, bifurcating into two 48-inch diameter penstocks—one 30-foot long and the other 18-foot long; (2) a powerhouse with a total installed capacity of 3 MW; (3) a switchyard located 300 feet from the powerhouse; and (4) an 11.8-mile long, 60-kV transmission line interconnecting with the transmission system at the Potter Valley Powerhouse.

The Applicant estimates that the cost for the proposed project is $11,326,000. The power generated by the project would be integrated into the Applicant's interconnected transmission and distribution system.

Comments, Protests, or Petitions To Intervene—Anyone desiring to be heard or to make any protests about this application should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of its Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protests, or petition to intervene must be received

on or before October 22, 1981. The Commission's address: 825 North Capitol Street, N.E., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27059 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5150-000]

Puget Sound Power & Light Co.; Application for Preliminary Permit

September 11, 1981.

Take notice that Puget Sound Power & Light Company (Applicant) filed on July 30, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5150 to be known as the Clearwater Creek Project located on Clearwater Creek in Whatcom County, Washington. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Robert V. Myers, Vice President, Generation Resources, Puget Sound Power & Light Company, Puget Power Building, Bellevue, Washington 98009.

Project Description—The project would consist of: (1) A 15-foot high, 500-foot long rock-fill gravity dam and a reservoir with a 50-acre-foot volume; (2) a 10,100-foot long, 72-inch diameter concrete pipe; (3) a 2,500-foot long, 54-inch diameter steel penstock; (4) a powerhouse with a total installed capacity of 7,200 kW; and (5) a 9-mile long, 55-kV transmission line that would connect the powerhouse to an existing Puget Power 55-kV transmission line. The applicant estimates that the average annual energy production would be 30 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months during which time it would conduct technical, environmental and economic studies; and prepare an FERC license application. No new roads would be needed for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $250,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 15, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 15, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27071 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5235-000]

Siskiyou County Flood Control and Water Conservation District; Application for Preliminary Permit

September 10, 1981.

Take notice that Siskiyou County Flood Control and Water Conservation District (Applicant) filed on August 14, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5235 known as the Ukonom Creek Project located on Ukonom Creek in Siskiyou County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. David A. Gravenkamp Siskiyou County Flood Control and Water Conservation District, Department of Public Works, County of Siskiyou, Yreka, California 96097.

Project Description—The proposed project would consist of:

A. The Upper Facility consisting of:

(1) A 5-foot high rock-and-concrete diversion dam;

(2) A 3,500-foot long diversion channel;

(3) A 500-foot long and 36-inch diameter steel penstock;

(4) A powerhouse containing one generating unit rated at 3,600 kW; and

(5) A transmission line.

The estimated annual energy output would be 12 million kWh.

B. The Lower Facility consisting of:

(1) A 5-foot high rock-and-concrete diversion dam;

(2) A 2,500-foot long diversion channel;

(3) A 600-foot long and 24-inch diameter steel penstock;

(4) A powerhouse containing one generating unit rated at 3,600 kW; and

(5) A transmission line.

The estimated annual energy output would be 14.5 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of 24 months, during which time it would conduct engineering, environmental, economic and feasibility studies, and prepare an FERC license application. No new roads would be required to conduct the studies. The cost of the work to be performed under the preliminary permit is estimated to be $100,000.

Competing Applications—This application was filed as a competing

application to Ukonom Creek Project No. 4077 filed on January 29, 1981, by Consolidated Hydroelectric, Inc. under 18 CFR 4.33 (1980). Public notice of the filing of the initial application has already been given and the due date for filing competing applications or notices of intent has passed. Therefore, no further competing applications or notices of intent to file competing applications will be accepted for filing.

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before October 7, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27060 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5091-000]

Trans Mountain Construction Co.; Application for Preliminary Permit

September 11, 1981.

Take notice that Trans Mountain Construction Company (Applicant) filed on July 20, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 5091 to be known as the Keystone Hydro Project located on Keystone Creek near the town of Dillon in Summit County, Colorado in the Arapahoe National Forest (T5S,R77W). The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Herbert C. Young, 19000 West 58th Avenue, Golden, Colorado 80401.

Project Description—The proposed project would consist of: (1) A concrete intake structure and overflow spillway; (2) a 5,000-foot long, 8-inch diameter penstock; (3) a powerhouse containing a single, 31-kW turbine-generator; (4) a 14.4-kV transmission line; and (5) appurtenant facilities. The project would generate up to 273,000 kWh annually. Energy produced at the project would be sold to the local Rural Electric Association or the Public Service Company of Colorado.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on results of these studies Applicant would decide whether to proceed with more detailed studies and the preparation of an application for license to construct and operate the project. Applicant estimates that the cost of the work to be performed under the preliminary permit would be $10,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 14, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or petition to intervene must be received on or before November 14, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27061 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP81-470-000]

United Gas Pipe Line Co.; Application

September 11, 1981.

Take notice that on August 19, 1981, United Gas Pipe Line Company (Applicant), P.O. Box 1478, Houston, Texas 77001, filed in Docket No. CP81-470-000 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of pipeline and appurtenant facilities and the replacement of measurement and regulating equipment, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to reinforce its facilities in St. Tammany Parish serving Slidell, Louisiana. Applicant specifically proposes to construct and operate approximately 6 miles of 6-inch pipeline extending from Applicant's Florenville compressor station to a dual regulator station to be constructed at the Slidell delivery station No. 2, to install 1,000

feet to 4-inch tie-over line extending from St. Joe Brick meter and regulator station to larger capacity regulators to be constructed at the Slidell delivery station No. 1, to install a dual regulatory station and to replace a positive displacement meter with a turbine meter to be constructed at the St. Joe Brick meter and regulator station, and to install a dual regulatory station to serve the LaCombe delivery station.

It is stated that Applicant serves the Slidell, Louisiana, area pursuant to service agreements with Louisiana Gas Service Company and Entex, Inc. and under a gas sales contract with St. Joe Brick Works. Applicant submits that in recent years it has experienced difficulty in meeting peak-hour demands due to current operating pressure limitations caused by the overall physical condition of the existing 6-inch line which is serving the Slidell market area. Applicant contends that it has chosen a shorter route for the new facilities as the most economical alternative to overcome the operating problem. Applicant asserts that this would involve approximately 6 miles of pipeline while replacing the existing facilities would involve approximately 13 miles.

The estimated cost of the proposed reinforcement of the Slidell facilities is $1,277,600 to be financed from funds on hand.

It is stated that the construction of the proposed facilities would ensure Applicant's ability to maintain an adequate supply of gas to the Slidell area. Furthermore, Applicant contents that there would be no increase in the maximum daily quantity of the existing service agreement and contract affected by this proposal.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 2, 1981, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27062 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5209-000]

Vermont Power Consortium; Application for Preliminary Permit

September 11, 1981.

Take notice that the Vermont Power Constorium (Applicant) filed on August 11, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5209-000 to be known as the Corning Fiber Products Mill Project located on the Wells River in Orange County, Vermont. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. John H. Stuart, 120 Lake Street, Burlington, Vermont 05401.

Project Description—The project would consist of: (1) The existing Corning Fibers Company Paper Mill Dam, a 60-foot-long, 20-foot-high concrete structure. The dam is owned by Mr. William Bushey of Ashuelot, New Hampshire and Mr. Maury Wallace of Corning, New York; (2) a reservoir having a total storage capacity of approximately 697,000 cubic feet; (3) a proposed powerhouse with a total installed capacity of 312 kW; and (4) appurtenant works. The Applicant estimates that the average annual energy output would be 1,503,200 kWh. Project energy would be sold to a local public utility.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of 18 months during which time it would perform hydraulic, construction, economic, environmental, historic, and recreational studies, and if the proposed project is determined feasible, prepare an application for an FERC license. Applicant estimates cost of studies under permit would be approximately $14,200.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 16, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or petition to intervene must be received on or before November 16, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Sprnger, Chief, Applications Branch, Division of Hydropower Licensing,

Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27063 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5238-000]

Vidler Tunnel Water Co.; Application for Preliminary Permit

September 11, 1981.

Take notice that Vidler Tunnel Water Company (Applicant) filed on August 14, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5238 to be known as the Snake River Hydro Power Project located on the Snake River in Summit County, Colorado. The application is on file with the Commission and is available for public inspection. Correspondents with the applicant shall be directed to: Mr. Herbert C. Young, 75 Manhattan Drive, Suite 201, Boulder, Colorado 80303.

Project Description—The proposed unconstructed project would affect lands of the United States within the Arapahoe National Forest and would consist of: (1) A 10-foot long and 4-foot high diversion dam with crest elevation 10,040 feet; (2) a 36-inch diameter, 2,500-foot long buried penstock; (3) a powerhouse containing a generating unit having a rated capacity of 594 kW at a head of 240 feet and a flow of 36 cfs; (4) a short tailrace; (5) a ¼-mile long 14.4-kV transmission line; and (5) appurtenant facilities. Applicant estimates that the average annual energy output would be 7,419,230 kWh. Project energy would be sold to several small municipalities or to the Public Service Company of Colorado.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 3 years, during which time it would complete feasibility, engineering, and hydrologic studies, conduct field surveys, prepare environmental reports and detailed plans, consult with Federal, State, and local agencies, and would prepare an application for an FERC license. Applicant estimates that the cost of the work under the permit would be $80,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 16, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 16, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27064 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-728-000]

Appalachian Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that American Electric Power Service Corporation (AEP) on behalf of its affiliate, Appalachian Powerl Company (APCo) tendered for filing on August 31, 1981, a change of rate schedule, Modification No. 15 to the Interconnection Agreement between APCo and Virginia Electric and Power Company (VEPCO). This Modification provides for an extension of the present System Unit Power sale by APCo of 600 MW to VEPCO from September 1, 1981 to December 31, 1981.

The proposed terms and conditions including billing rates of the service Schedule H—System Unit Power have not been changed and are the same as the rates originally accepted for filing by FERC on September 30, 1980.

Applicant has requested the Commission to accept the Modification for filing on or before September 1, 1981 as it intends to continue the sale of System Unit Power to VEPCO as of that date.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10) of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27036 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-727-000]

Appalachian Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that American Electric Power Service Corporation (AEP) on August 31, 1981, tendered for filing on behalf of its affiliate Appalachian Power Company (APCo) Modification No. 8, dated June 1, 1981, to the Interconnection Agreement, dated February 7, 1957, between Carolina Power & Light Company and APCo's Rate Schedule FERC No. 24.

Sections 1 and 2 of Modification No. 8 provide for an increase in the demand charge for Short Term and Limited Term Power from $0.85 to $1.05 per kilowatt per week and $4.50 to $5.50 per kilowatt per month respectively. Both schedules are proposed to become effective June 1, 1981. AEP operating companies have filed such increases with various interconnected companies which have been accepted for filing by the Commission.

Applicant states that since the use of Short Term Power cannot be accurately estimated for the twelve-month period succeeding the date of filing, it is impossible to estimate the increase in revenues resulting from modification for such period. Applicant's Appendix III which is included with the filing of this modification demonstrates that the increase in revenues which would have resulted had the modification been in effect during the twelve-month period ending May 1981, would have been $250,000 (i.e., from $7,206,330 to $7,456,330) for Short Term Power. There were no Limited Terms sales during this period.

Copies of the filing were served upon CP&L, State Commission of Virginia and the Public Service Commission of West Virginia.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27037 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-711-000]

Central Vermont Public Service Corp.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Taken notice that on August 31, 1981 the Central Vermont Public Service Corporation (Central) tendered for filing proposed changes in its FERC Electric Service Rate No. 93. The proposed changes would increase revenues from jurisdictional sales and service by $605 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article III of the Company's transmission service agreement with the Lyndonville Electric Department which provides that charges will be updated annually to incorporate the Company's cost experience for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Lyndonville Electric Department and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27038 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-718-000]

Central Vermont Public Service Corp.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Taken notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing proposed changes in its FERC Electric Service Rate No. 102. The proposed changes would increase revenues from jurisdictional sales and service by $492 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article III of the Company's transmission service agreement with the Rochester Electric Light and Power Company which provides the charges will be updated annually to incorporate the Company's cost experience for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Rochester Electric Light and Power Company and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27039 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-712-000]

Central Vermont Public Service Corporation; Notice of Proposed Tariff Change

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Company) on August 31, 1981, tendered for filing a proposed change in its FERC Electric Service Rate No. 88. The proposed change would increase revenues from jurisdictional sales and service by $163,008 for the twelve month period ending October 31, 1981. Also tendered for filing is Amendment No. 1 to the contract which changes the period of the Company's purchased power capacity cost experience incorporated in the modification of annual charges from twelve months ending April to twelve months ending October preceding the proposed effective date of November 1 of each year. And also tendered for

filing is the Company's assent to the assignment by Vermont Electric Cooperative, Inc. of its interests in the contract to Vermont Electric Generation and Transmission, Inc.

The change is proposed in accordance with Article V of the Company's contract and Amendment No. 1 with Vermont Electric Generation and Transmission Cooperative, Inc. which provides that charges under the agreement will be updated annually to incorporate the Company's purchased power cost experience for the twelve months ending October and the Company's capacity cost associated with company-owned generating facilities for the calendar year preceding the proposed effective date of November 1, 1981. The change in costing period incorporates into the modification of the annual charges more recent actual purchased power cost experience of the Company.

Copies of the filing were served upon the Vermont Electric Generation and Transmission Cooperative, Inc. and the Vermont Public Service Board.

Any person desiring to be heard or to protest said application shall file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27040 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-710-000]

Central Vermont Public Service Corp.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing a proposed change in its FERC Electric Service Rate No. 96. The proposed change would increase revenues from jurisdictional sales and service by $25,344 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with Article V of the Company's agreement with the Village of Ludlow Electric Light Department which provides that charges under the agreement will be updated annually to incorporate the Company's purchased power cost experience for the preceding twelve months ending April and the Company's capacity cost associated with company-owned generating facilities for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Village of Ludlow Electric Light Department and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27041 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-715-000]

Central Vermont Public Service Corp.; Notice of Proposed Tariff Change

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing proposed changes in its FERC Electric Service Rate No. 103. The proposed changes would decrease revenues from jurisdictional sales and service by $36 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article VIII of the Company's transmission service agreement with the Village of Johnson Water and Light Department which provides that charges will be updated to incorporate the Company's cost of experience for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Village of Johnson Water and Light Department and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27042 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-716-000]

Central Vermont Public Service Corp.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing proposed changes in its FERC Electric Service Rate No. 97. The proposed changes would decrease revenues from jurisdictional sales and services by $1,199 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article VIII of the Company's transmission service agreement with the Village of Ludlow Electric Light Department which provides that charges will be updated annually to incorporate the Company's cost experience for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Village of Ludlow Electric Light Department and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal

Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27043 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-719-000]

Central Vermont Public Service Corp.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing proposed changes in its FERC Electric Service Rate No. 89. The proposed changes would increase revenues from jurisdictional sales and services by $27,036 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article VIII of the Company's transmission service agreement with the Vermont Electric Cooperative, Inc. which provides that charges will be updated annually to incorporate the Company's cost experience for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Vermont Electric Cooperative, Inc. and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27044 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-724-000]

The Connecticut Light and Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that on August 31, 1981, The Connecticut Light and Power Company (CL&P) tendered for filing a proposed Purchase Agreement with Respect to Various Gas Turbine Units dated August 15, 1977 between (1) CL&P, The Hartford Electric Light Company (HELCO) and Western Massachusetts Electric Company (WMECO), and (2) Newport Electric Corportation (Newport).

CL&P states that the Purchase Agreement provides for a sale to Newport of a specified percentage of capacity and energy from eleven gas turbine generating units during the period from November 1, 1981 to October 31, 1985, together with related transmission service.

CL&P requests that the Commission permit the rate schedule filed herein to become effective on November 1, 1981.

CL&P states that the Capacity Charge for the proposed service was determined on a cost of service basis. The monthly Transmission Charge is equal to one-twelfth of the annual average cost of transmission service on the Northeast Utilities (NU) system determined in accordance with Section 13.9 of the New England Power Pool (NEPOOL) Agreement and the uniform rules adopted by the NEPOOL Executive Committee. The monthly transmission Charge is determined by the product of (i) the transmission charge rate ($/KW-month), and (ii) the number of kilowatts of winter capability which Newport is entitled to receive, reduced to give due recognition of the payments made by Newport for transmission service on intervening systems. The Variable Maintenance Charge was derived from historical costs and the Additional Maintenance Charge is twice the Variable Maintenance Charge.

HELCO and WMECO have filed certificates of concurrence in this docket.

CL&P states that copies of this rate schedule have been mailed or delivered to HELCO, WMECO, and Newport.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27045 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-730-000]

Georgia Power Co.; Notice of Proposed Tariff Change

September 10, 1981.

The filing Company submits the following:

Take notice that Georgia Power Company (Georgia Power), on September 1, 1981, tendered for filing proposed changes in its FERC Electric Tariff, Original Volume No. 2 (partial requirements service). Based on the twelve-month period ended November 30, 1982, the proposed changes would increase revenues from jurisdictional partial requirements service by $25,331,000. The filing contains proposed Rate Schedule PR-6 which would replace Rate Schedule PR-5 (partial requirements). Georgia Power has stated an effective date of September 1, 1981 for the proposed changes, and therefore requests waiver of the Commission's notice requirements.

Georgia Power asserts that its costs have escalated steadily since the filing of its PR-5 rates, resulting in a large increase in the revenue required from wholesale service. The data submitted with Georgia Power's filing allegedly demonstrates that PR-5 rates do not provide a fair return on Georgia Power's wholesale service.

Georgia Power states that copies of the filing were served upon all of its jurisdictional customers.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8

and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27048 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-725-000]

Idaho Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that on August 31, 1981, the Idaho Power Company (Idaho) tendered for filing in compliance with the Federal Energy Regulatory Commission's Order of October 7, 1978, a summary of sales made under the Company's 1st Revised FERC Electric Tariff, Volume No. 1 (Supersedes Original Volume No. 1) during July, 1981, along with cost justification for the rate charged.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are avaliable for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27047 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-726-000]

Mississippi Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that Mississippi Power Company (MPC) on August 31, 1981, tendered for filing Supplement Agreement with Singing River Electric Power Association (SREPA) under its FERC Electric Tariff Original Volume No. 1. This agreement provides for a new delivery point to be established at Singing River Mall. To effect this change, MPC and SREPA have entered into a supplemental agreement under the Company's FERC Electric Tariff Original Volume No. 1 (Second Revised Sheet No. 14).

MPC agrees to deliver up to a maximum of 6,000 kilowatts at 115,000 volts at the connections to the customer's 115 KV tap line located in the NE¼ of the NW¼ of Sections 35, Township 7 South, Range 7 West, Jackson County, Mississippi.

MPC states that this supplement will become effective on or about December 1, 1981, when the required additional facilities will be energized.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protest will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27046 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-722-000]

New England Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that New England Power Company ("NEP") on August 31, 1981 filed an amendment to its Service Agreement with the Narragansett Electric Company. The amendment adds a new delivery point to reflect the replacement of Montaup Electric Company with NEP as the supplier of electricity at wholesale to a Narragansett division in Tiverton, Rhode Island.

NEP requests that the amended Service Agreement become effective on November 1, 1981, which is the date NEP is to replace Montaup as the supplier of the Tiverton load.

Any person desiring to be heard or to make any protest with reference to this filing should submit to the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, on or before September 28, 1981, petitions to intervene or protest according to the Commission's Rule of Practice and Procedure (18 CFR 1.8 or 1.10). All protests will be considered by the Commission in determining the appropriate action to be taken, but protests will not serve to make protestants parties to the proceeding. A person wishing to become a party must file a petition to intervene. Copies of the application and supporting documents are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27049 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-708-000]

Public Service Company of Indiana, Inc.; Notice of Proposed Tariff Change

September 10, 1981.

The filing Company submits the following:

Take notice that Public Service Company of Indiana, Inc. (PSCII), on August 28, 1981, tendered for filing proposed changes in its FERC Electric Service Tariff, Original Volume No. 1 (5th Revision); Original Volume No. 2 (3rd Revision) and Rate Schedules FERC No. 212, 229 and 230.

The proposed changes would increase revenues from jurisdictional sales and service by $26,195,701.92, based on the twelve month period ending September 30, 1980.

PSCII has indicated that the filing of new tariffs and rates has been mandated by inadequate earnings on its jurisdictional sales. The average rate of return on such sales is, in its opinion, inadequate to attract capital required by the Company to pay for necessary expansion of its electric plant and increased operating expenses. For the twelve month period ended September 30, 1980, the rate of return from the jurisdictional customers was estimated to be 8.00%, which is below the Company's estimated cost of embedded debt of 8.90% for the same period.

PSCII proposes an effective date of October 28, 1981.

Copies of the filing were served upon PSCII's jurisdictional customers, and the Public Service Commission of Indiana.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make a protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27050 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4922-000]

Arizona Power Authority and the Division of Colorado River Resources of the State of Nevada; Application for Preliminary Permit

September 9, 1981.

Take notice that Arizona Power Authority and the Division of Colorado River Resources of the State of Nevada (Applicants) filed on June 15, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Projects No. 4922–000 known as the Hoover Powerplant Modifications Project located on the Colorado River in Mohave County, Arizona and Clark County, Nevada. (T22S, R65E) The application is on file with the Commission and are available for public inspection. Correspondence with the Applicant should be directed to: L. S. Ornsby, Administrator, Arizona Power Authority, 1810 W. Adams St., P.O. Box 6694, Phoenix, Arizona 85005, and Duane R. Sudweeks, Administrator, Division of Colorado River Resources, P.O. Box 19090, Las Vegas, Nevada 89119.

Project Description—The proposed project would utilize the existing Bureau of Reclamation's Hoover Dam, its outlet works, and Lake Mead. The proposed project would consist of: (1) an underground surge tank; (2) a penstock connected to the existing 30-foot diameter lower penstock; (3) a new powerhouse on the Arizona or Nevada side containing one or two turbine-generator units with a total rated capacity of between 400 and 1,000 MW; (4) new draft tube tunnels, an access tunnel, cable and ventilation shafts, a switchyard; and (5) appurtenant facilities. The proposed project does not include the existing Hoover Powerplants operated by the U.S. Bureau of Reclamation. Exact sizing of the turbine-generator units will depend on whether or not the U.S. Bureau of Reclamation carries out any uprating program of the existing generating units. The proposed project may effect the operation of Lake Mead, Lake Mohave and Lake Havasu. Energy produced by the project would be utilized by the Applicant's customers in Nevada and Arizona.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on results of these studies, Applicant would decide whether to proceed with more detailed studies and the preparation of an application for license to construct and operate the project. Applicant estimates that the cost of the work to be performed under the preliminary permit would be $600,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 15, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 15, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27014 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: September 9, 1981.

JD PC	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
TEXAS RAILROAD COMMISSION									
-AMMEX PETROLEUM INC				RECEIVED: 08/21/81 JA: TX					
8146576	F-03-038473	4205132183		102-2		HETTIE UNIT #1	GIDDINGS (AUSTIN CHALK)	75.6	CLAJON GAS CO
8146576	F-03-038473	4205132183		103		HETTIE UNIT #1	GIDDINGS (AUSTIN CHALK)	75.6	CLAJON GAS CO
-AMOCO PRODUCTION CO				RECEIVED: 08/21/81 JA: TX					
8146577	F-03-038477	4207101155		108		A D MIDDLETON #5	TURTLE BAY/6000 MET/	10.2	TEXAS EASTERN TRA
8146641	F-08-038713	4200332475		103		BLOCK 9 FUHRMAN MASCHO UNIT NO 112	FUHRMAN-MASCHO	9.9	PHILLIPS PETROLEU
8146578	F-08-038478	4200332622		103		BLOCK 9 FUHRMAN-MASCHO UNIT #120	FUHRMAN-MASCHO	14.2	PHILLIPS PETROLEU
8146566	F-08-038454	4200332613		103		BLOCK 9 FUHRMAN-MASCHO UNIT NO 111	FUHRMAN-MASCHO	13.1	PHILLIPS PETROLEU
8146565	F-03-038453	4219931567		103		J L MOSKOWITZ #30	NEW BATSON	13.1	MATADOR PIPELINE
8146632	F-08-038688	4200332116		102-4		MIDLAND FARMS BP #12	INEZ (STRAWN)	8.8	AMOCO PRODUCTION
8146455	F-7C-026534	4244330052		102-4		PAKENHAM RANCH CO LTD B #1	UNIVERSITY BLK 34 E (WOL	350.0	EL PASO NATURAL C
8146640	F-08-038712	4249531209		102-4		SEALY SMITH FOUNDATION A # 51	MONAHANS NORTH	1.8	AMOCO PRODUCTION
8146511	F-06-035524	4220738633		107-TF		T W GEORGE/B/ WELL NO 1	BLOCKER/COTTON VALLEY/	170.0	UNITED GAS PIPELI
-ANDERSON PETROLEUM INC				RECEIVED: 08/21/81 JA: TX					
8146485	F-7C-032555	4243532304		103		PAULINE FRIESS A 3-101	SAWYER CANYON	0.0	SUTTON COUNTY PIP
8146485	F-7C-032555	4243532304		107-TF		PAULINE FRIESS A 3-101	SAWYER CANYON	0.0	SUTTON COUNTY PIP
-ARCO OIL AND GAS COMPANY				RECEIVED: 08/21/81 JA: TX					
8146463	F-01-029430	4231131478		103		D W RHODE 9(A) #5T	RHODE RANCH EAST (WILCOX	526.0	ARCO OIL & GAS CO
-BARUCH-FOSTER CORP				RECEIVED: 08/21/81 JA: TX					
8146598	F-08-038568	4213500000		108		TXL #1-S TEXAS-RRC-ID#19651	COWDEN NORTH	10.0	PHILLIPS PETROLEU
-BLADE OIL CO				RECEIVED: 08/21/81 JA: TX					
8146529	F-10-037434	4223300000		103		J M SANFORD E #23 04570	PANHANDLE	0.0	PHILLIPS PETROLEU
8146528	F-10-037433	4223300000		103		J M SANFORD E #32 04570	PANHANDLE	0.0	PHILLIPS PETROLEU
-C & K PETROLEUM INC				RECEIVED: 08/21/81 JA: TX					
8146510	F-7C-035352	4238331866		103		SUGG #3	CALVIN (DEAN)	22.0	
-CHAMPLIN PETROLEUM COMPANY				RECEIVED: 08/21/81 JA: TX					
8146513	F-04-035732	4221500000		108		A W BEAURLINE NO 3	LOS INDIOS	18.9	TENNESSEE GAS PIP
8146491	F-03-033187	4205100000		102-2		ALVIN M PAUL NO 2	GIDDINGS	0.0	FERGUSON CROSSING
8146491	F-03-033187	4205100000		103		ALVIN M PAUL NO 2	GIDDINGS	0.0	FERGUSON CROSSING
8146508	F-04-035124	4235500000		108		BUSH-WOFFORD E NO 1	AGUA DULCE	9.8	TENNESSEE GAS PIP
8146473	F-03-030758	4205100000		102-2		HENRY R ZGABAY NO 1	GIDDINGS	0.0	FERGUSON CROSSING
8146473	F-03-030758	4205100000		103		HENRY R ZGABAY NO 1	GIDDINGS	0.0	FERGUSON CROSSING
8146492	F-03-033188	4205131266		102-2		JAMES R CALVIN NO 1	GIDDINGS	115.0	FERGUSON CROSSING
8146492	F-03-033188	4205131268		103		JAMES R CALVIN NO 1	GIDDINGS	115.0	FERGUSON CROSSING
8146493	F-03-033191	4205100000		102-2		JOHNNIE KNESEK NO 1	GIDDINGS	131.0	FERGUSON CROSSING
8146493	F-03-033191	4205100000		103		JOHNNIE KNESEK NO 1	GIDDINGS	131.0	FERGUSON CROSSING
8146482	F-03-031895	4205130943		102-2		LOUIS KNESEK NO 1	GIDDINGS	258.0	FERGUSON CROSSING
8146482	F-03-031895	4205130943		103		LOUIS KNESEK NO 1	GIDDINGS	258.0	FERGUSON CROSSING
8146494	F-03-033192	4205131233		102-2		MILDRED CRNKOVIC NO 1	GIDDINGS	26.0	FERGUSON CROSSING
8146494	F-03-033192	4205131233		103		MILDRED CRNKOVIC NO 1	GIDDINGS	26.0	FERGUSON CROSSING
8146495	F-03-033202	4205131258		102-2		WOODROW WORTHINGTON NO 1	GIDDINGS	57.0	FERGUSON CROSSING
8146495	F-03-033202	4205131258		103		WOODROW WORTHINGTON NO 1	GIDDINGS	57.0	FERGUSON CROSSING

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JD NO	JA DAT	API NO	E SEC CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
-CHARLES M GREEN			RECEIVED: 08/21/81 JA: TX				
8146643	F-04-038717	4240931447	103	W L ROOTS WELL NO 3	TAFT EAST (5180)	10.0	HOUSTON PIPE LINE
-CHEVRON U S A INC			RECEIVED: 08/21/81 JA: TX				
8146625	F-08-038656	4200332473	103	COLUMBUS GRAY ET AL 21-18	FUHRMAN-MASCHO	91.0	PHILLIPS PETROLEU
8146623	F-08-038684	4222732384	103	G M DODGE #59	IATAN EAST (HOWARD)	30.0	GETTY OIL CO
8146621	F-08-038652	4222732360	103	G M DODGE #60	IATAN EAST (HOWARD)	15.0	GETTY OIL CO
8146631	F-09-038686	4209731671	103	M BUTLER MINERAL FEE #1	SIVELLS BEND	23.7	
8146624	F-08-038655	4249531304	103	SEALY SMITH FOUNDATION A NO 2	ARENOSO (STRAWN DETRITUS	167.0	PHILLIPS PETROLEU
8146633	F-09-038689	4218130746	103	SHERMAN #11A-2	SHERMAN (7500 SAND)	317.0	LONE STAR GAS CO
8146626	F-09-038657	4209731707	103	SIVELLS BEND #1004	SIVELLS BEND	54.0	
8146622	F-08-038653	4233531890	103	W L FOSTER #69	IATAN EAST (HOWARD)	29.0	GETTY OIL COMPANY
-CITIES SERVICE COMPANY			RECEIVED: 08/21/81 JA: TX				
8146559	F-10-038435	4217930807	103	EAKIN A NO 2	PANHANDLE	1.8	PHILLIPS PETROLEU
8146558	F-10-038438	4206530804	103	WHITTEMORE A NO 12	PANHANDLE	3.6	
-CLAYTON W WILLIAMS JR			RECEIVED: 08/21/81 JA: TX				
8146470	F-08-030638	4247531941	103	J F PATTEE ET AL UNIT #1	SCOTT (CHERRY CANYON)	800.0	TRANSWESTERN PIPE
-CLEMCO INC			RECEIVED: 08/21/81 JA: TX				
8146585	F-01-038512	4216331922	103	HENDERSON LTM ENTER NO 2	PEARSALL (AUSTIN CHALK)	20.0	TGP INC
-COASTAL OIL & GAS CORP			RECEIVED: 08/21/81 JA: TX				
8146560	F-10-038441	4237530843	103	MASTERSON A 8409AP	PANHANDLE (RED CAVE)	5.0	COLORADO INTERSTA
8146561	F-10-038442	4237530835	103	MASTERSON B 8355P	PANHANDLE (RED CAVE)	10.0	COLORADO INTERSTA
8146562	F-10-038443	4237530838	103	MASTERSON C 1102 RC	PANHANDLE (RED CAVE)	26.0	COLORADO INTERSTA
-COLOGNE PRODUCTION CO			RECEIVED: 08/21/81 JA: TX				
8146526	F-02-037285	4246931727	103	C SCHAAR B WELL #6	COLOGNE (4100)	120.0	HOUSTON PIPELINE
-COLUMBIA GAS DEVELOPMENT CORP			RECEIVED: 08/21/81 JA: TX				
8146593	F-03-038529	4228730877	102-2	LINDEN & FRANK BOWERS NO 5	GIDDINGS (AUSTIN CHALK-3	10.0	PHILLIPS PETROLEU
-CONOCO INC			RECEIVED: 08/21/81 JA: TX				
8146515	F-04-036075	4242700000	108	FRIO D-5 UNIT #5	RINCON	19.0	TENNESSEE GAS PIP
8146531	F-04-037458	4242731210	108	M M GARCIA F542 #14	RINCON	15.0	TENNESSEE GAS PIP
8146572	F-04-038462	4213100000	108	ROBERT DRISCOLL #352	CONOCO - DRISCOLL	2.0	TRANSCO GAS PIPEL
8146569	F-04-038459	4213100000	108	ROBERT DRISCOLL #364	CONOCO-DRISCOLL	1.5	TRANSCO GAS PIPEL
8146573	F-04-038463	4213100000	108	ROBERT DRISCOLL #365	CONOCO - DRISCOLL	4.0	TRANSCO GAS PIPEL
8146571	F-04-038461	4213100000	108	ROBERT DRISCOLL #381	CONOCO - DRISCOLL	4.0	TRANSCO GAS PIPE
8146567	F-04-038457	4213100000	108	ROBERT DRISCOLL #386	CONOCO - DRISCOLL	5.6	TRANSCO GAS PIPE
8146568	F-04-038458	4213100000	108	ROBERT DRISCOLL #58	CONOCO-DRISCOLL	0.5	TRANSCO GAS PIPEL
8146570	F-02-038460	4212300000	108	ROYCE C WOOD ET AL #1	SLICK (REKLAW	20.0	UNITED GAS PIPELI
8146514	F-10-036042	4206500000	108	S B PURNETT - A NC 9	CARSON - HUTCHINSON	0.2	PHILLIPS PETROLEU
8146483	F-04-032190	4247932827	103	WILLIAM HUBBERD NO 19	LAREDO (LOBO)	350.0	VALERO TRANSMISSI
-COTTON PETROLEUM CORPORATION			RECEIVED: 08/21/81 JA: TX				
8146552	F-10-038423	4219530810	108	MILLER ESTATE GAS UNIT NO 1	S BERNSTEIN	0.0	TRANSWESTERN PIPE
-COURSON OIL & GAS INC			RECEIVED: 08/21/81 JA: TX				
8146500	F-10-034246	4235731852	103	ARCHER-DENDY #1-25T	WAKA WEST	70.0	TRANSWESTERN PIPE
-CRYSTAL OIL COMPANY			RECEIVED: 08/21/81 JA: TX				
8146503	F-06-034590	4236531185	103	E DOUGLAS A #1 - L	BETHANY	248.2	UNITED GAS PIPELI
8146503	F-06-034590	4236531185	107-TF	E DOUGLAS A #1 - L	BETHANY	248.2	UNITED GAS PIPELI
-DAMSON OIL CORPORATION			RECEIVED: 08/21/81 JA: TX				
8146635	F-02-038693	4202531037	102-4	M S SCHOOLFIELD #1	RAGSDALE N (WILCOX)	0.0	TEXAS EASTERN TRA
-DAVID TAYLOR			RECEIVED: 08/21/81 JA: TX				
8146536	F-10-038022	4235700000	108	BUZZARD 38145	FARNSWORTH (LOWER MORROW	18.0	EL PASO NATURAL G
-DIAMOND SHAMROCK CORPORATION			RECEIVED: 08/21/81 JA: TX				
8146487	F-10-032751	4239300000	103	FRANK CHAMBERS A NC 3	MENDOTA NW	0.0	
8146634	F-10-038691	4242100000	108	PRICE D NO 22	TEXAS HUGOTON	3.0	NORTHERN NATURAL
8146600	F-10-038570	4223300000	108	RYAN NO 2	PANHANDLE	1.0	NORTHERN NATURAL

JD NO	DA SET	API NO	F	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146599	F-10-038565	4223300000		108		RYAN NO 7	PANHANDLE	1.0	NORTHERN NATURAL
8146488	F-10-032734	4239330789		103		SUSAN B KAUFFAN AC 3-81	MENDOTA NW	166.0	
-DISCOVERY OPERATING INC				RECEIVED: 08/21/81 JA: TX					
8146481	F-08-031858	4200332387		103		UNIVERSITY 11 C #1	EMBAR (PERMIAN)	6.3	PHILLIPS PETROLEU
-ECHOLS OIL CO				RECEIVED: 08/21/81 JA: TX					
8146544	F-78-038346	4242900000		103		WALKER NO 1	STEPHENS CO REGULAR (GAS	25.0	WEL-GAS INC OF TE
-EL PASO NATURAL GAS COMPANY				RECEIVED: 08/21/81 JA: TX					
8146610	F-10-038615	4217930754		103		BROWN B #1	PANHANDLE EAST BROWN DOL	20.0	EL PASO NATURAL G
-ENSERCH EXPLORATION INC				RECEIVED: 08/21/81 JA: TX					
*8146517	F-08-036426	4232900000		108		T M OLDHAM C NO 5	AZALEA	4.0	WARREN PETROLEUM
-ESENJAY PETROLEUM CORP				RECEIVED: 08/21/81 JA: TX					
8146507	F-02-034891	4202531432		103		EDWIN WALLEK NO 1 #53567	SLIVA 3600	75.0	UNITED GAS PIPELI
-ESTATE OIL & GAS CORP				RECEIVED: 08/21/81 JA: TX					
8146469	F-06-030549	4220330755		102-4		MARGARET SUGGS NC 2 90581	LANSING NORTH (COTTON VA	46.5	TEJAS GAS CORP
8146469	F-06-030549	4220330755		107-TF		MARGARET SUGGS NO 2 90581	LANSING NORTH (COTTON VA	46.5	TEJAS GAS CORP
-EUGENE MCCRACKEN				RECEIVED: 08/21/81 JA: TX					
8146478	F-39-031567	4250300000		108		HARTY B 21358	HARTY B CONGLOMERATE	17.0	
-EXXON CORPORATION				RECEIVED: 08/21/81 JA: TX					
8146549	F-03-038413	4233530458		103		CONROE FIELD UNIT #1717	CONROE FIELD	102.0	MORAN UTILITIES C
8146548	F-03-038412	4233930500		103		CONROE FIELD UNIT #1718	CONROE FIELD	120.0	MORAN UTILITIES C
8146550	F-03-038414	4233930488		103		CONROE FIELD UNIT #1934	CONROE FIELD	36.0	MORAN UTILITIES C
8146547	F-03-038411	4233930469		103		CONROE FIELD UNIT #218	CONROE FIELD	110.0	MORAN UTILITIES C
8146551	F-03-038415	4233930503		103		CONROE FIELD UNIT #717	CONROE FIELD	91.0	MORAN UTILITIES C
8146532	F-03-037459	4205131325		102-2		COOKS POINT UNIT AC 9 WELL 1	GIDDINGS (AUSTIN CHALK)	35.0	FERGUSON CROSSING
*8146615	F-04-038631	4235531654		103		EAST FLOUR BLUFF K-4 (#93327)'	EAST FLOUR BLUFF EAST DE	76.0	ARMCO STEEL CORP
8146597	F-08-038563	4238931141		102-4		FIC BANK OF HOUSTON #1	BARILLA DRAW (BELL CANYO	6.0	
8146497	F-08-033784	4200332521		103		FULLERTON CLEARFORK UNIT #1235	FULLERTON	15.0	PHILLIPS PETROLEU
*8146537	F-04-038292	4226130612		103		K R BADENO 10 (92719)	SAN JOSE (G-41)	14.0	ARMCO STEEL CORP
*8146639	F-03-038711	4215731138		103		KATY GAS FIELD UNIT 2 WELL 56	KATY S (FIRST WILCOX)	981.0	ARMCO STEEL CORP
8146533	F-04-037505	4204700000		108		MCGILL BROS 288-G (81358)	KELSEY DEEP (19-A)	1.0	TRUNKLINE GAS CO
8146523	F-08-037225	4200332656		103		MEANS/SAN ANDRES/ UNIT #1382	MEANS	20.0	PHILLIPS PETROLEU
8146522	F-8A-037224	4216532013		103		ROBERTSON CLFK UNIT #6803	ROBERTSON N (CLFK 7100)	20.0	PHILLIPS PETROLEU
8146583	F-04-038501	4226100000		108		SARITA FLD OIL & GAS UN 123-F0697	SARITA (15-M)	8.7	NATURAL GAS PIPEL
8146524	F-04-037244	4204700000		108		SCOTT & HOPPER FLD GAS #1 41387	SCOTT & HOPPER (I-14 & I	12.0	TENNESSEE GAS PIP
8146534	F-04-037506	4213100000		108		V KOHLER A-111 (82582)	VIGEC (B-26)	6.0	TENNESSEE GAS PIP
-FISHER-WEBB INC				RECEIVED: 08/21/81 JA: TX					
8146619	F-78-038647	4244131815		103		H MCCOY NO 3	SAM W (STRAWN SAND)	30.0	PALO DURO PIPELIN
8146617	F-78-038644	4244113185		103		RODE B NO 1	LAKE ABILENE (4000)	50.0	FORT CHADBOURNE C
8146618	F-78-038645	4244131861		103		V BROWN NO 1	LAKE ABILENE (4000)	50.0	FORT CHADBOURNE C
-FLAG-REDFERN OIL CO				RECEIVED: 08/21/81 JA: TX					
8146521	F-08-037095	4247532223		103		STAYTON NO 2 WELL------ #26149	RHODA WALKER (CANYON 590	110.0	UNITED TEXAS TRAN
-FRAC INC				RECEIVED: 08/21/81 JA: TX					
8146629	F-08-038681	4200332530		103		THORNBERRY NO 4-4 #25677	FUHRMAN-MASCHO	25.5	PHILLIPS PETROLEU
-GENERAL AMERICAN OIL COMPANY OF TEX				RECEIVED: 08/21/81 JA: TX					
8146637	F-09-038700	4207731054		103		COWLEY NO 1-26	BLUE GROVE SOUTH (BRYSCA	2.0	
-GETTY OIL COMPANY				RECEIVED: 08/21/81 JA: TX					
8146460	F-05-028837	4216100000		102-0		J E ANDERSON WELL #1	NEAL (COTTON VALLEY)	500.0	LONE STAR GAS CO
8146498	F-03-033921	4205100000		102-2		RICHARD SMITH #1	GIDDINGS (AUSTIN CHALK)	0.0	FERGUSON CROSSING
8146479	F-08-031772	4247531851		107-DP		UNIVERSITY 42-20 #1-L	WILDCAT	1800.0	INTRATEX GAS CC
8146480	F-08-031773	4247531851		107-DP		UNIVERSITY 42-20 #1-U	WILDCAT	1300.0	INTRATEX GAS CC
-GO OIL CORP				RECEIVED: 08/21/81 JA: TX					
8146608	F-78-038602	4205932537		103		NEUMANN NO 1 WELL LEASE NO 16655	PUTMAN NORTH (DUFFER)	0.0	LONE STAR GAS CO
-GRACE PETROLEUM CORPORATION				RECEIVED: 08/21/81 JA: TX					

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JD NO	DA NBR	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146630	F-06-038684	4236530953		103		CAPPS #1	CARTHAGE (COTTON VALLEY)	0.0	UNITED GAS PIPELI
8146584	F-04-038525	4224930522		108		H S SHANKS NO 2	AMARGOSA (2700)	16.0	NATURAL GAS PIPEL
8146607	F-04-038597	4224930843		108		LESTER MOORE #4	AMARGOSA (2700)	17.0	NATURAL GAS PIPEL
-GULF ENERGY PRODUCING COMPANY				RECEIVED: 08/21/81 JA: TX					
8146509	F-04-035194	4250531176		103		BLAS RAMIREZ #4-L (89671)	LOPEAC (WILCOX G)	0.0	INTRASTATE GATHER
-GULF OIL CORPORATION				RECEIVED: 08/21/81 JA: TX					
8146592	F-04-038528	4247932964		102-4		BRUNI MINERAL TRUST A NO 15	JUANITA (LOBO)	0.0	TENNESSEE GAS PIP
-HAROLD D COURSON				RECEIVED: 08/21/81 JA: TX					
8146472	F-10-030696	4235700000		108-ER		LEROY SMITH #1	FARNSWORTH S E/CLEVELAND	18.0	DIAMOND SHAMROCK
-HARWOOD EXPLORATION INC				RECEIVED: 08/21/81 JA: TX					
8146499	F-02-034024	4202500000		103		GEORGIE HEARD 2-C	GEORGIE HEARD 3500	48.0	TRUNKLINE GAS CO
-HUMBLE EXPLORATION CO INC				RECEIVED: 08/21/81 JA: TX					
8146474	F-03-030830	4228730772		102-2		AUDRA #1	GIDDINGS	20.0	PHILLIPS PETROLEU
8146474	F-03-030830	4228730772		103		AUDRA #1	GIDDINGS	20.0	PHILLIPS PETROLEU
-HUNT ENERGY CORPORATION ET AL				RECEIVED: 08/21/81 JA: TX					
8146489	F-10-032762	4248330762		102-2		G C DAVIS #1-61	STILES RANCH	2000.0	COLORADO INTERSTA
8146489	F-10-032762	4248330762		107-TF		G C DAVIS #1-61	STILES RANCH	2000.0	COLORADO INTERSTA
-HUNT OIL COMPANY				RECEIVED: 08/21/81 JA: TX					
8146538	F-06-038295	4221330297		103		FAIRWAY (JAMES LIME) UNIT #650-2	FAIRWAY (JAMES LIME) UNI	230.0	LONE STAR GAS CO
8146539	F-06-038297	4200131003		103		FAIRWAY (JAMES LIME) UNIT #653-2	FAIRWAY (JAMES LIME) UNI	10.0	LONE STAR GAS CO
-IKE LOVELADY INC				RECEIVED: 08/21/81 JA: TX					
8146518	F-08-036735	4237132612		103		TAFT Q #2	LEHA-APCO SOUTH (QUEEN)	365.0	ADOBE GAS CO
-INTERNATIONAL OIL & GAS CORP				RECEIVED: 08/21/81 JA: TX					
8146453	F-7C-024074	4210532377		102-2		VAUGHN 85 #1	VAUGHN CLEARFORK	4.0	APACHE GAS CORP
8146453	F-7C-024074	4210532377		103		VAUGHN 85 #1	VAUGHN CLEARFORK	4.0	APACHE GAS CORP
-J M HUBER CORPORATION				RECEIVED: 08/21/81 JA: TX					
8146613	F-10-038629	4239300000		108		BROWN NO 1	QUIADUNO	1.5	PHILLIPS PETROLEU
8146612	F-10-038628	4239300000		108		BROWN NO 2	QUIADUNO	1.5	PHILLIPS PETROLEU
8146614	F-10-038630	4239300000		108		ROBBINS NO 1	KELLA	5.0	PHILLIPS PETROLEU
-JONES CO				RECEIVED: 08/21/81 JA: TX					
8146556	F-7B-038432	4242900000		102-4		LOVING 67 # 1 (87276)	LOVING (STRAWN)	82.0	WARREN PETROLEUM
-K L H OIL & GAS INC				RECEIVED: 08/21/81 JA: TX					
8146555	F-7B-038431	4204932479		102-4		H C WILLIAMS # 1 (92667)	CHAMBERS (CONGL)	511.0	ODESSA NATURAL CO
8146554	F-7B-038430	4204932582		102-4		MOORE ESTATE #1 (92668)	CHAMBERS (CONGL)	200.0	ODESSA NATURAL CO
8146553	F-7B-038429	4204932495		102-4		O B FOMBY # 2 (92775)	CHAMBERS (CONGL)	613.0	ODESSA NATURAL CO
-KEITH-STEVENS RESOURCES INC				RECEIVED: 08/21/81 JA: TX					
8146545	F-09-038404	4250334398		103		DEWITT MCCLATCHY #1-A 20718	JEAN NW (CADDO)	12.0	GAS ASSOCIATED SY
-KENNEDY & MITCHELL INC				RECEIVED: 08/21/81 JA: TX					
8146452	F-10-022528	4235700005		103		HUNGATE #24-352	SPOONEY UPPER MORROW	180.0	NORTHERN NATURAL
-KILLAM & HURD LTD				RECEIVED: 08/21/81 JA: TX					
8146465	F-04-029895	4247932869		102-4		KILLAM & HURD FEE (1569) WELL #2	JUANITA (LOBO)	0.0	
-LADD PETROLEUM CORPORATION				RECEIVED: 08/21/81 JA: TX					
8146451	F-7B-017618	4236731588		103		DAVIS UNIT NO 2	TOTC (BEND CONGLOMERATE	30.0	LONE STAR GAS CO
8146448	F-7B-013498	4236731246		103		STANLEY UNIT NO 3-T	TOTC (BEND CONGLOMERATE	96.0	LONE STAR GAS CO
-M J G INC				RECEIVED: 08/21/81 JA: TX					
8146638	F-02-038701	4217531482		103		P O MAYFIELD WELL NO 1	CABEZA CREEK (MELROSE) F	120.0	UNITED GAS PIPE L
-MARK IV ENERGY				RECEIVED: 08/21/81 JA: TX					
8146535	F-01-037713	4249330747		102-4		JEROME FLIELLER JR #1 92705	CINDY ANN (AUSTIN CHALK)	365.0	J L DAVIS
-MCCORMICK OPERATING CO				RECEIVED: 08/21/81 JA: TX					
8146579	F-04-038491	4247931459		103		I O BENAVIDES GAS UNIT NO 1	LA CRUZ (OLMOS)	15.9	LONE STAR GAS CO
8146575	F-04-038471	4247931508		103		TRIPHENE MIDDLETON ET AL B #4	EGGIE RANCH (WILCOX 3500	156.0	LONE STAR GAS CO
8146466	F-06-030215	4240131048		103		VINSON GAS UNIT NO 4	OAK HILL (COTTON VALLEY)	400.0	HYDROCARBON TRANS
8146466	F-06-030215	4240131048		107-TF		VINSON GAS UNIT NO 4	OAK HILL (COTTON VALLEY)	400.0	HYDROCARBON TRANS

JD NO	JA PRT	API NO	D SEC CAT	WELL NAME	FIELD NAME	PRCE	PURCHASER
-MESA PETROLEUM			RECEIVED: 08/21/81 JA: TX				
8146611	F-05-038619	4229330130	108	F O CONNELL #1	HEADSVILLE	16.0	LONE STAR GAS CO
8146586	F-04-038514	4247930428	108	MATRIX LAND CO #1-2292	OWEN	2.5	HOUSTON PIPELINE
8146587	F-04-038515	4247930758	108	MATRIX LAND CO #3-2292	OWEN	14.0	HOUSTON PIPELINE
8146603	F-04-038591	4247931137	108	MATRIX LAND CO #5-2292	OWEN	12.0	HOUSTON PIPELINE
8146602	F-04-038590	4247931251	108	MATRIX LAND CO #6-2292	OWEN	19.0	HOUSTON PIPELINE
8146605	F-04-038593	4247931475	108	MATRIX LAND CO #9	OWEN	16.0	HOUSTON PIPELINE
8146604	F-04-038592	4247930462	108	S C OWEN #1-1133	H G CLARK	12.0	HOUSTON PIPELINE
-NEWBOURNE OIL COMPANY			RECEIVED: 08/21/81 JA: TX				
8146501	F-10-034488	4219530756	103	WILSON #1 WELL RRC ID #			
-MIDWAY OIL CORP			RECEIVED: 08/21/81 JA: TX				
8146462	F-03-029392	4285131024	102-4	KAZPAR NO 1	SHAPLEY SOUTH	20.0	
-MITCHELL ENERGY CORPORATION			RECEIVED: 08/21/81 JA: TX				
8146449	F-29-017047	4249700000	108-ER	A H PEARSON #1 35072	CALDWELL (AUSTIN CHALK)	183.0	CLAJON GAS CO
8146502	F-29-034523	4249700000	108	BONNER REEVES #1			
8146527	F-09-037317	4249700000	108	ELMER ROBINSON #2 #13976	BOONSVILLE (BEND CONGL	15.0	NATURAL GAS PIPEL
8146490	F-09-032997	4249700000	108	H R HARTSELL #3	BOONSVILLE (BEND CONGL G	12.0	SOUTHWESTERN GAS
8146468	F-09-030471	4233731217	103	HENRY D MOORE #1	BOONSVILLE (BEND CONGL G	8.6	NATURAL GAS PIPEL
8146475	F-09-030865	4236731895	103	JIM WILKERSON #1	BOONSVILLE (BEND CONGL G	0.0	NATURAL GAS PIPEL
8146476	F-03-030873	4231300000	103	NORMA BURKHART #1	BINGHAM CREEK (MISS LOWE	55.0	
-MITCHELL ENERGY OFFSHORE CORP			RECEIVED: 08/21/81 JA: TX		BOONSVILLE (BEND CONGL G	45.0	
8146450	F-03-017193	4232130408	102-4	STATE TRACT 266 #1-UT	NORTH ZULCH (SUB-CLARKSV	0.0	LONE STAR GAS CO
-MOBIL PRODUCING TEXAS & NEW MEXICO			RECEIVED: 08/21/81 JA: TX				
8146606	F-RA-038596	4221932983	103	NORTH CENTRAL LEVELLAND UT NO 338	SPANISH LAKE (MIOCENE M-	400.0	
-NATURAL GAS ANADARKO INC			RECEIVED: 08/21/81 JA: TX				
8146457	F-10-028390	4235730976	103	BAUMANN #1-31	LEVELLAND	4.4	AMOCO PRODUCTION
-NEMOURS CORPORATION			RECEIVED: 08/21/81 JA: TX				
8146636	F-06-038694	4236500000	108	L WERNER SAWMILL CO 2 WELL 1	PERRYTON (MORROW LOWER)	90.0	PHILLIPS PETROLEU
-NUCORP ENERGY INC			RECEIVED: 08/21/81 JA: TX				
8146616	F-01-038637	4217730544	103	F T SCHAUER #06264	BETHANY (PETTIT) FIELD	15.0	TENNESSEE GAS PIP
-PARMA PETROLEUM CORP			RECEIVED: 08/21/81 JA: TX				
8146459	F-7C-028821	4246131577	103	ELKINS 30-1	PILGRIM (AUSTIN CHALK)	53.0	TIPPERARY GATHERI
-PDC GAS CO			RECEIVED: 08/21/81 JA: TX				
8146546	F-08-038409	4237100000	108	HARGRAVE UNIVERSITY #1	CALVIN (DEAN)	25.0	EL PASO NATURAL G
-PENNZOIL PRODUCING COMPANY			RECEIVED: 08/21/81 JA: TX				
8146516	F-04-036377	4221500957	108	MONTGOMERY UNIT NO 2-M	CARDINAL (QUEEN W)	0.0	NORTHERN NATURAL
-PERRYMAN OPERATING CO INC			RECEIVED: 08/21/81 JA: TX				
8146504	F-05-034674	4221300000	102-2	HOWARD WELL NO 1	SAN CAROLOS (FF-18)	15.0	TRUNKLINE GAS CO
8146504	F-05-034674	4221300000	107-TF	HOWARD WELL NO 1			
8146505	F-05-034682	4221300000	102-2	MCATEE WELL NO 1	THOMAS LAKE (COTTON VALL	56.0	TEXAS UTILITIES F
8146505	F-05-034683	4221300000	107-TF	MCATEE WELL NO 1	THOMAS LAKE (COTTON VALL	56.0	TEXAS UTILITIES F
8146506	F-05-034684	4221300000	102-2	ROCHE WELL NO 1	THOMAS LAKE (COTTON VALL	0.0	TEXAS UTILITIES F
8146506	F-05-034684	4221300000	107-TF	ROCHE WELL NO 1	THOMAS LAKE (COTTON VALL	0.0	TEXAS UTILITIES F
-PHILLIPS PETROLEUM COMPANY			RECEIVED: 08/21/81 JA: TX		THOMAS LAKE (COTTON VALL	62.0	TEXAS UTILITIES F
8146620	F-08-038651	4213533518	103	GS ADOBE #39-14 (18713)	THOMAS LAKE (COTTON VALL	62.0	TEXAS UTILITIES F
8146458	F-10-028493	4248330498	102-4	JACO A NO 1			
8146590	F-08-03851C	4210332348	103	TUBB D NO 6 (25121)	GOLDSMITH (5600)	0.7	EL PASO NATURAL G
-QUINTANA PETROLEUM CORP			RECEIVED: 08/21/81 JA: TX		WHEELER RAN (HUNTON NORT	840.0	MICHIGAN WISCONSI
8146601	F-02-038574	4239131356	103	CLEMENT HEARD 23-U	SAND HILLS (JUDKINS)	65.7	WARREN PETROLEUM
8146540	F-02-038319	4239131369	102-4	MAUDE WILLIAMS ET AL A C-114-L			
8146543	F-02-038325	4239100000	102-4	MAUDE WILLIAMS ET AL E 32	TOM OCONNOR (5500 SAND)	8.0	UNITED TEXAS TRAN
8146542	F-02-038327	4239100000	103	MAUDE WILLIAMS ET AL C 4-L	LAKE PASTURE (FT-680-W S	0.0	UNITED TEXAS TRAN
8146541	F-02-038326	4239130605	102-4	THOMAS OCONNOR E 46	TOM OCONNOR (6700 SAND)	18.0	UNITED TEXAS TRAN
					TOM OCONNOR (5800 SAND)	54.0	UNITED TEXAS TRAN
					MARY ELLEN OCONNOR (7900	18.0	UNITED TEXAS TRAN

JF NO	JA AT	API NO	D SEC CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
-R A W ENERGY CORP				RECEIVED: 08/21/81 JA: TX			
8146484	F-78-032231	4236731959	103	LUMPKIN #1 - RRC I D 52321	TOTC (STRAWN)	40.0	LONE STAR GAS CO
-RANDADO OIL & MINERALS INC				RECEIVED: 08/21/81 JA: TX			
8146628	F-01-038679	4216331929	103	A L GANN #1	PEARSALL (AUSTIN CHALK)	5.5	T G P INC
8146627	F-01-038677	4216331872	103	P V HUNTER #2	PEARSALL (AUSTIN CHALK)	3.7	T G P INC
-RIDGE OIL CO				RECEIVED: 08/21/81 JA: TX			
8146596	F-78-038582	4213300000	102-4	J W BARNES #3	RANGER NW (MARBLE FALLS)	35.0	COMPRESSOR RENTAL
8146595	F-78-038534	4213300000	102-4	MARY BARNES #3	RANGER NW (MARBLE FALLS)	26.3	COMPRESSOR RENTAL
-SAXON OIL COMPANY				RECEIVED: 08/21/81 JA: TX			
8146471	F-7C-038642	4238731659	103	TURNER D NO 4	SPRABERRY (TREND AREA)	13.9	NORTHERN NATURAL
-SECURITY PETROLEUM DRILLING INC				RECEIVED: 08/21/81 JA: TX			
8146496	F-10-033244	4217930779	103	SHERIDAN #2 04640	PANHANDLE GRAY COUNTY	73.0	CABOT PIPELINE CO
-SOHIO PETROLEUM CO				RECEIVED: 08/21/81 JA: TX			
8146594	F-7C-038531	4217331129	103	W A BIGBY A NO 4	CALVIN (DEAN)	57.0	EL PASO NATURAL G
-STRATA ENERGY INC				RECEIVED: 08/21/81 JA: TX			
8146605	F-03-038605	4285131444	102-2	C W HANCOCK #1	GIDDINGS (AUSTIN CHALK)	0.0	CLAJON GAS CO
-STRAWN AUTO PARTS INC				RECEIVED: 08/21/81 JA: TX			
8146530	F-78-037454	4208332248	103	CLYDE B DAVENPORT #2	COLEMAN COUNTY REGULAR	0.0	ODESSA NATURAL CO
-SUN OIL COMPANY (DELAWARE)				RECEIVED: 08/21/81 JA: TX			
8146564	F-04-038452	4242700000	108	H P LEE -A- NO 2	NORTH RINCON	7.0	TRANSCONTINENTAL
8146563	F-04-038448	4213100000	108	L WIEDERKEHR NO 119	GOVERNMENT WELLS N	11.8	TENNESSEE GAS PIP
8146486	F-04-032675	4224931198	103	P CANALES NO 136-U	T C B (I-02)	832.0	
-SUPERIOR OIL CO				RECEIVED: 08/21/81 JA: TX			
8146464	F-03-029640	4271500018	102-4	STATE OF TEXAS BLK 14-L UNIT #10	HIGH ISLAND BLK 14-L (92	350.0	NATURAL GAS PIPEL
8146464	F-03-029640	4271500018	103	STATE OF TEXAS BLK 14-L UNIT #10	HIGH ISLAND BLK 14-L (92	350.0	NATURAL GAS PIPEL
8146512	F-08-035626	4247532270	103	UNIVERSITY 32-18-WELL NO 1	WAR-WINK S (WOLFCAMP)	0.0	
-TARPON OIL CO				RECEIVED: 08/21/81 JA: TX			
8146461	F-78-029268	4214330573	103	#1 MOUNTAIN VIEW	MORGAN MILLS MARBLE FALL	36.5	SOUTHWESTERN NATU
-TEXACO INC				RECEIVED: 08/21/81 JA: TX			
8146589	F-08-038518	4247500000	108	STATE OF TEXAS EA #2	WAR-WINK N (DELAWARE)	8.6	NORTHERN NATURAL
8146591	F-08-038527	4243130959	103	STERLING N FEE #2	CONGER (PENN)	173.0	
-TEXAS OIL & GAS CORP				RECEIVED: 08/21/81 JA: TX			
8146477	F-05-030969	4216130625	102-4	MCMICHAEL B #1	REED N (COTTON VALLEY LI	0.0	
8146477	F-05-030969	4216130625	107-TF	MCMICHAEL B #1	REED N (COTTON VALLEY LI	0.0	
-TIPPERARY OIL AND GAS CORP				RECEIVED: 08/21/81 JA: TX			
8146588	F-01-038517	4217730834	103	REESE #1	PEACH CREEK (AUSTIN CHAL	9.5	VALERO TRANSMISSI
-TRANSCONTINENTAL OIL CORPORATION				RECEIVED: 08/21/81 JA: TX			
8146642	F-7C-038714	4241330999	103	UNIVERSITY 52-25 #1	UNIVERSITY 53 (CANYON)	73.5	CRA INC
8146642	F-7C-038714	4241330999	107-TF	UNIVERSITY 52-25 #1	UNIVERSITY 53 (CANYON)	73.5	CRA INC
-TUCKER DRILLING COMPANY INC				RECEIVED: 08/21/81 JA: TX			
8146574	F-7C-038466	4241330987	102-4	GLASS 59 #2	GLASS (LIME 5950)	495.2	NORTHERN NATURAL
8146574	F-7C-038466	4241330987	103	GLASS 59 #2	GLASS (LIME 5950)	495.2	NORTHERN NATURAL
-UNION TEXAS PETROLEUM				RECEIVED: 08/21/81 JA: TX			
8146519	F-08-036813	4247532213	107-DP	CHINA LAKE #1	WILDCAT (CHINA LAKE AREA	1825.0	LONE STAR GAS CO
-VANDERBILT RESOURCES CORPORATION				RECEIVED: 08/21/81 JA: TX			
8146454	F-01-025608	4246530324	103	CAUTHORN 2-10 - 10 - 056626	VINEGARONE (STRAWN)	1000.0	NORTHERN NATURAL
-WALSH AND WATTS INC				RECEIVED: 08/21/81 JA: TX			
8146525	F-08-037278	4222732319	103	ABRAMS B NO 2 (LEASE NO 18630)	COAHOMA N (FUSSEL)	48.0	GETTY OIL CO
-WALTER CLINE				RECEIVED: 08/21/81 JA: TX			
8146645	F-02-038720	4217500000	108	F A ARNOLD 04638	S WEESTACHE	8.6	LONE STAR GAS CO
8146644	F-02-038715	4217500000	108	LILLIE MEYER-48111	S WEESTACHE	6.8	LONE STAR GAS CO
8146646	F-02-038721	4217500000	108	SOUTH-TEXAS CHILDRENS HOME	MARSHALL	7.0	LONE STAR GAS CO
-WHEELER OIL COMPANY				RECEIVED: 08/21/81 JA: TX			

JS NO	JA NT	DCI NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146467	F-10-030220	4208700000		103		HILL #1	PANHANDLE EAST	12.0	EL PASO NATURAL G
-WHITEHEAD PRODUCTION CO INC				RECEIVED: 08/21/81 JA: TX					
8146557	F-7D-038434	4236332469		102-2		BLACKWELL-GLOVER	MINERAL WELLS S (WHITIS	36.0	NATURAL GAS PIPEL
-WILLIAM MOSS PROPERTIES INC				RECEIVED: 08/21/81 JA: TX					
8146581	F-7C-038495	4246131613		103		POWELL 24 WELL NO 1	SPRABERRY (TREND AREA)	18.3	MOBIL PRODUCING T
8146580	F-7C-038492	4246131596		103		POWELL 26 WELL NO 1	SPRABERRY (TREND AREA)	12.6	MOBIL PRODUCING T
8146582	F-7C-038496	4246131608		103		POWELL 28 WELL NO 1	SPRABERRY (TREND AREA)	11.0	MOBIL PRODUCING T
-WILLIAM PERLMAN				RECEIVED: 08/21/81 JA: TX					
8146456	F-7C-027787	4243500000		108		GEO BROCKMAN 37 NO 3	SAWYER (CANYON)	20.0	EL PASO GAS TRANS
-WITHERSPOON & SIMPSON				RECEIVED: 08/21/81 JA: TX					
8146520	F-10-036906	4248300000		108		SIMPSON NO 1 ID NO 50744	PANHANDLE EAST	4.0	EL PASO NATURAL G

OTHER PURCHASERS

8146517 ODESSA NATURAL CORP
8146537 E I DUPONT DE NEMOURS & CO INC
8146615 E I DUPONT DE NEMOURS & CO INC
8146639 E I DUPONT DE NEMOURS & CO INC

BILLING CODE 6450-85-C

The above notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production (PROD) is in million cubic feet (MMCF). An (*) before the Control (JD) number denotes additional purchasers listed at the end of the notice.

The applications for determination are available for inspection except to the extent such material is confidential under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capitol, St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission on or before October 2, 1981.

Categories within each NGPA section are indicated by the following codes:

Section 102–1: New OCS lease
102–2: New well (2.5 mile rule)
102–3: New well (1000 ft)
102–4: New onshore reservoir
102–5: New reservoir on old OCS lease
Section 107–DP: 15, 000 feet or deeper
107–GB: Geopressured brine
107–CS: Coal seams
107–DV: Denonian shale
107–PE: Production enhancement
107–TF: New tight formation
107–RT: Recompletion tight formation
Section 108: Stripper well
108–SA: Seasonally affected
108–ER: Enhanced recovery
108–PB: Pressure buildup

Kenneth F. Plumb,

Secretary.

[FR Doc. 81–27020 Filed 9–16–81; 8:45 am]

BILLING CODE 6450–85–M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: September 9, 1981.

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
NEW MEXICO DEPARTMENT OF ENERGY & MINERALS									
-AMOCO PRODUCTION CO		RECEIVED: 08/20/81 JA: NM							
8146301		3004524162		103		COOPER GAS COM NO 1E (DAKOTA)	BASIN DAKOTA	30.0	EL PASO NATURAL G
8146277		3004520285		108		GALLEGOS CANYON UNIT #262	BASIN-DAKOTA	16.0	EL PASO NATURAL G
8146324		3004511798		108		GALLEGOS CANYON UNIT NO 255	PINON FRUITLAND	20.0	EL PASO NATURAL G
8146261		3004524004		103		JOHNSON GAS COM C NC 1E	BASIN DAKOTA	30.0	EL PASO NATURAL G
8146316		3001523437		102-4		LANCASTER SPRINGS COM #1		1400.0	EL PASO NATURAL G
8146342		3001522953		102-4		STATE HE COM #1	WILDCAT MORROW	45.0	PHILLIPS PETROLEU
8146296		3004524852		103		TOTAH VISTA GAS COM NO 1E	BASIN DAKOTA	50.0	EL PASO NATURAL G
8146323		3004524885		103		WHITE GAS COM 1E	BASIN DAKOTA	30.0	AMOCO GAS CO
-ARCO OIL AND GAS COMPANY		RECEIVED: 08/20/81 JA: NM							
8146273		3002527146		103		E L STEELER WN #5	LANGLIE MATTIX (7 R QN)	14.0	EL PASO NATURAL G
*8146252		3001522910		103		EMPIRE ABO UNIT F WELL #334	EMPIRE ABO	119.0	PHILLIPS PETROLEU
*8146264		3001522919		103		EMPIRE ABO UNIT F WELL #336	EMPIRE ABO	38.0	PHILLIPS PETROLEU
*8146266		3001522927		103		EMPIRE ABO UNIT F WELL #364	EMPIRE ABO	35.0	PHILLIPS PETROLEU
*8146258		3001522911		103		EMPIRE ABO UNIT F WELL #391	EMPIRE ABO	75.0	PHILLIPS PETROLEU
*8146247		3001522833		103		EMPIRE ABO UNIT G WELL #361	EMPIRE ABO	60.0	PHILLIPS PETROLEU
*8146259		3001522912		103		EMPIRE ABO UNIT H WELL #341	EMPIRE ABO	80.0	PHILLIPS PETROLEU
*8146251		3001523116		103		EMPIRE ABO UNIT J WELL #213	EMPIRE ABO	35.0	PHILLIPS PETROLEU
*8146257		3001522913		103		EMPIRE ABO UNIT J WELL #235	EMPIRE ABO	86.0	PHILLIPS PETROLEU
*8146246		3001522952		103		EMPIRE ABO UNIT K WELL #142	EMPIRE ABO	40.0	PHILLIPS PETROLEU
*8146248		3001522914		103		EMPIRE ABO UNIT K WELL #161	EMPIRE ABO	20.0	PHILLIPS PETROLEU
8146272		3002527102		103		JOHN P COMBEST WN #5	LANGLIE MATTIX 7 R QUEEN	146.0	EL PASO NATURAL G
*8146297		3002527248		103		T M LANKFORD WN #3	LANGLIE MATTIX (7 R QN)	15.0	EL PASO NATURAL G
8146271		3002527212		103		WHITTEN NO 1	YATES - SEVEN RIVERS QUE	25.0	
-BCO INC		RECEIVED: 08/20/81 JA: NM							
8146260		3003922333		103		STATE H #3	LYBROOK GALLUP & UND GRA	300.0	EL PASO NATURAL G
-BLANKS ENERGY CORP		RECEIVED: 08/20/81 JA: NM							
8146267		3002500000		103		PENNZOIL #3	NE LOVINGTON PENN	284.8	GAS CO OF NEW MEX
-BRAZOS PETROLEUM CO		RECEIVED: 08/20/81 JA: NM							
8146321		3002500000		103		GETTY STATE COM NC 1	SAWYER (SAN ANDRES)	50.0	WARREN PETROLEUM
-BTA OIL PRODUCERS		RECEIVED: 08/20/81 JA: NM							
8146307		3002527166		102-2		8006 JV-P ANTELOPE #1	ANTELOPE RIDGE (ATOKA)	1280.0	PHILLIPS PETROLEU
-COQUINA OIL CORPORATION		RECEIVED: 08/20/81 JA: NM							
8146325		3001500000		108-ER		STATE 16 #1	S CARLSBAD MORROW A	0.0	NATURAL GAS P L C
-DALLAS MCCASLAND		RECEIVED: 08/20/81 JA: NM							
8146312		3002500000		108		LITIE WOOLWORTH NO 3	JALMAT	18.4	EL PASO NATURAL G
8146313		3002500000		108		LITIE WOOLWORTH NO 4	JALMAT	0.5	EL PASO NATURAL G
-DON H WILSON		RECEIVED: 08/20/81 JA: NM							
8146314		3002500000		108		STATE AT NO 2	EUMONT	16.6	NORTHERN NATURAL
-EL PASO NATURAL GAS COMPANY		RECEIVED: 08/20/81 JA: NM							
8146298		3004524325		103		DECKER #1A	BLANCO MESAVERDE	130.0	EL PASO NATURAL G

JD NO	JA INT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146299		3004524072		103		HEATON 2#A	BLANCO MESAVERDE	200.0	EL PASO NATURAL G
8146278		3003907097		108		SAN JUAN 28-6 UNIT #67	BLANCO - MESAVERDE	20.0	EL PASO NATURAL G
8146279		3003907983		108		SAN JUAN 32-5 UNIT #10	BLANCO-MESAVERDE	19.0	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-ENERGY RESERVES GROUP INC									
8146254		3004524614		103		GALLEGOS CANYON UNIT PC #324	KUTZ WEST PICTURED CLIFF	82.4	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-GETTY OIL COMPANY									
8146270		3002527250		102-4		BERRY 5 STATE COM WELL NO 1	NORTH BERRY - MORROW GAS	524.1	EL PASO NATURAL G
8146276		3002500000		108-ER		STATE AF #1	EUMONT	0.0	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-JAKE L HAMON									
8146262		3002526803		103		SAMEDAN PETTY NO 1 WELL	WILDCAT	18.0	WARREN PETROLEUM
8146268		3002526803		102-4		SAMEDAN PETTY NO 1 WELL	WILDCAT	18.0	WARREN PETROLEUM
						RECEIVED: 08/20/81 JA: NM			
-JOHN C PICKETT									
8146281		3004500000		108		GRACE PEARCE #1	AZTEC FRUITLAND	0.0	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-LEWIS B BURLESON									
8146263		3002500000		103		LANEHART #4	JALMAT	50.0	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-M G CROSSLAND									
8146335		3002500000		108		WHITTEN NO 1	JALMAT	3.1	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-MCCLELLAN OIL CORPORATION									
8146245		3001510388		102-4		TRES AMIGOS NO 1	RUNYON RANCH (ABO) GAS	14.4	NORTHERN NATURAL
						RECEIVED: 08/20/81 JA: NM			
-MESA PETROLEUM									
8146275		3000560868		107-TF		DAVIS #1		600.0	TRANSWESTERN PIPE
						RECEIVED: 08/20/81 JA: NM			
-MOBIL PROD TEXAS & NEW MEXICO INC									
8146256		3002526955		103		STATE ZZ COM NO 1	VACUUM ABO NORTH	38.3	
						RECEIVED: 08/20/81 JA: NM			
-NORTHWEST PIPELINE CORPORATION									
8146294		3003922305		103		SAN JUAN 31-6 #37	BASIN DAKOTA	90.0	NORTHWEST PIPELIN
8146295		3003922302		103		SAN JUAN 31-6 #38	BASIN DAKOTA	110.0	NORTHWEST PIPELIN
8146334		3004510767		108		SAN JUAN 32-8 #28	BLANCO MESAVERDE	0.0	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-PERRY R BASS									
8146293		3001522670		103		BIG EDDY UNIT NO 65	CARLSBAD EAST STRAWN	600.0	NATURAL GAS PIPEL
						RECEIVED: 08/20/81 JA: NM			
-PHILLIPS PETROLEUM COMPANY									
8146302		3002526993		103		E VACUUM GB/SA UNIT TR 2801 #017	VACUUM GB/SA	584.0	EL PASO NATURAL G
8146322		3002526782		103		EAST VACUUM GB/SA TR 3202 #13	VACUUM GB/SA	60.6	EL PASO NATURAL G
						RECEIVED: 08/20/81 JA: NM			
-PLAINS RADIO BROADCASTING CO									
8146308		3000560870		102-2		CAMEL STATE #1	WILDCAT UND PENN	550.0	TRANSWESTERN PIPE
						RECEIVED: 08/20/81 JA: NM			
-READ & STEVENS INC									
8146274		3002527084		103		NORTH BAUM UNIT NO 1	BAUM UPPER PENN	1.0	WARREN PETROLEUM
						RECEIVED: 08/20/81 JA: NM			
-SHELL OIL CO									
8146292		3002500000		108		DEVONIAN STATE NO 2	EUMONT YATES SEVEN RIVER	9.1	PHILLIPS PETROLEU
8146326		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 10	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146327		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 12	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146328		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 16	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146329		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 18	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146306		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 2	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146311		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 4	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146310		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 6	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146309		3002500000		108		LANGLIE MATTIX UNIT NO 1 WELL NO 8	LANGLIE MATTIX SEVEN RIV	0.1	EL PASO NATURAL G
8146290		3002500000		108		N HOBBS (G-SA) UNIT SEC 13 NO 211	HOBBS (G-SA)	0.8	PHILLIPS PETROLEU
8146283		3002500000		108		N HOBBS (G-SA) UNIT SEC 14 NO 241	HOBBS (G-SA)	3.3	PHILLIPS PETROLEU
8146331		3002500000		108		N HOBBS (G-SA) UNIT SEC 18 NO 341	HOBBS (G-SA)	11.9	PHILLIPS PETROLEU
8146330		3002500000		108		PLUMLEE NO 1	DRINKARD	1.8	GETTY OIL CO
8146249		3002527210		103		STATE B COMMERCE NO 2	CUSTER (ELLENBURGER)	1116.9	EL PASO NATURAL G
8146250		3002500000		103		STATE B COMMERCE NO 2	CUSTER (DEVONIAN)	1116.9	EL PASO NATURAL G
8146291		3002500000		108		STATE D NO 3	EUNICE-MONUMENT (G-SA)	5.3	WARREN PETROLEUM

JD NO	JA NKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146305		3002500000		108		STATE N NO 4	VACUUM (GLORIETA)	2.0	PHILLIPS PETROLEU
-SIDWELL OIL & GAS INC				RECEIVED: 08/20/81 JA: NM					
8146300		3000500000		103		GRAVES #1	RAILROAD MT (SAN ANDRES)	110.0	K B KENNEDY ENGIN
-SOUTHLAND ROYALTY CO				RECEIVED: 08/20/81 JA: NM					
8146280		3004523393		108		VASALY FEDERAL #2		19.0	EL PASO NATURAL G
-SUPRON ENERGY CORPORATION				RECEIVED: 08/20/81 JA: NM					
8146315		3004500000		108		PIERCE 1-A	AZTEC PICTURE CLIFFS	0.0	EL PASO NATURAL G
-TENNECO OIL COMPANY				RECEIVED: 08/20/81 JA: NM					
8146265		3004524258		103		STATE 16-1E	BASIN DAKOTA	500.0	EL PASO NATURAL G
-W M GALLAWAY				RECEIVED: 08/20/81 JA: NM					
8146282		3003921754		108		MYERS #1		10.0	EL PASO NATURAL G
-WARREN PETR CO A DIV OF GULF OIL CO				RECEIVED: 08/20/81 JA: NM					
8146303		3002527055		103		ALICE PADDOCK WELL NO 9	WANTZ ABO	0.0	EL PASO NATURAL G
8146304		3002527239		103		LEA YF STATE WELL NO 1	SAUNDERS PERMO UPPER PEN	0.0	EL PASO NATURAL G
-YATES PETROLEUM CORPORATION				RECEIVED: 08/20/81 JA: NM					
8146287		3000560615		107-TF		COTTONWOOD RANCH PK STATE #1		0.0	TRANSWESTERN PIPE
8146344		3001523716		102-A		DAVIS NC COM #2	WILDCAT MISSISSIPPIAN	0.0	TRANSWESTERN PIPE
8146286		3000560858		107-TF		DEE OQ STATE #1		0.0	TRANSWESTERN PIPE
8146333		3000560564		107-TF		ERICKSON KY STATE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146332		3000560602		107-TF		GRYNBERG LZ STATE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146341		3000560700		107-TF		HILLTOP NO STATE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146317		3001523664		103		HOFFMAN PL #1	ATOKA-YESO	0.0	TRANSWESTERN PIPE
8146319		3001523666		103		JACKSON PI #1	UND ATOKA-YESO	0.0	TRANSWESTERN PIPE
8146340		3000560741		107-TF		JOHNSON FEE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146285		3001500000		103		KLEEMAN PB #2	ATOKA-YESO	0.0	TRANSWESTERN PIPE
8146339		3000560788		107-TF		KUYKENDALL OP COM #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146284		3001523336		103		MENEFEE NT COM #1	EAST EAGLE CREEK ATOKA-M	0.0	TRANSWESTERN PIPE
8146343		3001523336		102-A		MENEFEE NT COM #1	EAST EAGLE CREEK ATOKA-M	0.0	TRANSWESTERN PIPE
8146318		3001523667		103		NIX PK #1	ATOKA-YESO	0.0	TRANSWESTERN PIPE
8146338		3000560775		102-B		PAPALOTE OI STATE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146244		3000560904		107-TF		PAULETTE PV STATE #1	WILDCAT	0.0	TRANSWESTERN PIPE
8146337		3000560753		107-TF		RATTLESNAKE NZ STATE COM #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146269		3000560964		107-TF		REDMAN OY STATE #1-Y	UND ABO	0.0	TRANSWESTERN PIPE
8146255		3001522435		107-TF		ROSS IZ COM #1	N CEMETERY ATOKA	0.0	TRANSWESTERN PIPE
8146288		3000560701		107-TF		SELMAN DRAW NS STATE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146289		3000560669		107-TF		SMERNOFF NL STATE #1	UNDES ABO	0.0	TRANSWESTERN PIPE
8146336		3000560728		107-TF		WILLOW CREEK UNIT #2	UNDES ABO	0.0	TRANSWESTERN PIPE
8146320		3001523669		103		YOUNG PJ #1	ATOKA-YESO	0.0	TRANSWESTERN PIPE
-ZIA ENERGY INC				RECEIVED: 08/20/81 JA: NM					
8146253		3002527195		103		FALK STAE NO 1	EUMONT Y SR Q (GAS)	11.0	EL PASO NATURAL G
**********									
** U.S. GEOLOGICAL SURVEY - ALBUQUERQUE,NM									
**********									
-AMOCO PRODUCTION CO				RECEIVED: 08/20/81 JA: NM 4					
8146347	NM-0015-81-E	3004507840		108-ER		GALLEGOS CANYON U #159 (2ND FILING	BASIN-DAKOTA	17.0	EL PASO NATURAL G
8146369	NM-0790-81	3004511689		108		GALLEGOS CANYON UNIT NO 247 (2ND)	BASIN - DAKOTA	23.0	EL PASO NATURAL G
8146375	NM-0814-81	3004524669		103		HUBBELL GAS COM B NC 1E	BASIN DAKOTA	30.0	EL PASO NATURAL G
8146426	NM-0931-81	3003921274		108		JICARILLA APACHE 102 NO 17 (2ND)	TAPACITO - PICTURED CLIF	15.0	GAS CO OF NEW MEX
8146368	NM-0786-81	3003905569		108		JICARILLA 35-B GAS COM NO 1	BASIN - DAKOTA	21.0	EL PASO NATURAL G
8146377	NM-0816-81	3004524481		103		MARTIN GAS COM NO 1E	BASIN DAKOTA	30.0	EL PASO NATURAL G
8146374	NM-0813-81	3004524338		103		SHANE GAS COM B NC 1	BLANCO - PICTURED CLIFFS	35.0	EL PASO NATURAL G
8146427	NM-0932-81	3004510267		108		STANOLIND A NO 2 (3RD FILING)	BASIN - DAKOTA	19.0	EL PASO NATURAL G
8146376	NM-0815-81	3004524378		103		W D HEATH A NO 9E	BASIN DAKOTA	30.0	EL PASO NATURAL G

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JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
-ARAPAHOE DRILLING CO				RECEIVED: 08/20/81 JA: NM 4					
8146349	NM-0955-80	3003920592		108		SCHALK 62 WELL NO 1	BASIN DAKOTA	0.0	NORTHWEST PIPELIN
-ARCO OIL AND GAS COMPANY				RECEIVED: 08/20/81 JA: NM 4					
8146373	NM-0812-81	3004524426		103		SCHLOSSER WN FEDERAL #4E (DK)	BASIN DAKOTA	77.0	NORTHWEST PIPELIN
-ATAPCO				RECEIVED: 08/20/81 JA: NM 4					
8146446	NM-0979-81	3002526747		102-2		TALCO UNIT NO 1 (NM-12280)	TALCO (STRAWN)	365.0	
-BILLY J KNOTT				RECEIVED: 08/20/81 JA: NM 4					
8146378	NM-0818-81	3004505616		108		KELLY #1	BLANCO MESA VERDE	20.0	EL PASO NATURAL G
-BLACKWOOD & NICHOLS CO LTD				RECEIVED: 08/20/81 JA: NM 4					
8146433	NM-0954-81	3004524857		103		NORTHEAST BLANCO UNIT WELL NO 70	MESAVERDE BLANCO A-27-31	300.0	EL PASO NATURAL G
-CONSOLIDATED OIL & GAS INC				RECEIVED: 08/20/81 JA: NM 4					
8146428	NM-0935-81	3004510866		108		OWEN #1	BLANCO MESAVERDE	21.0	EL PASO NATURAL G
-DOME PETROLEUM CORP				RECEIVED: 08/20/81 JA: NM 4					
8146351	NM-0315-81	3004320484		103		DOME FEDERAL 10-22-7 #1	RUSTY CHACRA	267.6	SOUTHWEST GAS COR
8146352	NM-0330-81	3004320281		103		DOME FEDERAL 15-22-7 #1	RUSTY CHACRA	298.2	SOUTHWEST GAS COR
8146353	NM-0347-81	3004320480		103		DOME NAVAJO 17-22-7 #2	RUSTY CHACRA	48.6	SOUTHWEST GAS COR
-DUGAN PRODUCTION CORP				RECEIVED: 08/20/81 JA: NM 4					
8146379	NM-0820-81	3004524905		103		ELWOOD P DOWD #2	WHITEWASH MANCOS DAKOTA	11.0	EL PASO NATURAL G
8146407	NM 0891-81	3004523893		103		JUNE JOY #2	BASIN DAKOTA	73.0	EL PASO NATURAL G
-EL PASO NATURAL GAS COMPANY				RECEIVED: 08/20/81 JA: NM 4					
8146398	NM-0875-81	3004522507		103		ATLANTIC A #3A	BLANCO PICTURED CLIFFS	110.0	EL PASO NATURAL G
8146399	NM-0876-81	3004522879		103		ATLANTIC A #5A	BLANCO PICTURED CLIFFS	150.0	EL PASO NATURAL G
8146400	NM-0877-81	3004522452		103		ATLANTIC A #9A	BLANCO PICTURED CLIFFS	150.0	EL PASO NATURAL G
8146394	NM-0866-81	3003920703		108		CANYON LARGO UNIT #198	BALLARD-PICTURED CLIFFS	16.0	EL PASO NATURAL G
8146393	NM-0861-81	3003920756		108		CANYON LARGO UNIT #203	SOUTH BLANCO-PICTURED CL	16.0	EL PASO NATURAL G
8146431	NM 0946-81	3004523184		103		CASE #7A	BLANCO MESAVERDE	230.0	EL PASO NATURAL G
8146432	NM-0947-81	3004524073		103		HEATON #6A	BLANCO MESAVERDE	230.0	EL PASO NATURAL G
8146413	NM 0899-81	3004524056		103		HUBBELL #5E	BASIN DAKOTA	100.0	EL PASO NATURAL G
8146380	NM-0824-81	3004520395		108		HUERFANO UNIT #193	BASIN - DAKOTA	20.0	EL PASO NATURAL G
8146381	NM-0826-81	3004506120		108		HUERFANO UNIT #79	WEST KUTZ - PICTURED CLI	14.0	EL PASO NATURAL G
8146350	NM-1654-80	3004507715		108		HUGHES A #4	BLANCO-MESAVERDE	16.0	EL PASO NATURAL G
8146388	NM-0844-81	3004520861		108		LACKEY A #6	AZTEC-PICTURED CLIFFS GA	20.0	EL PASO NATURAL G
8146384	NM-0829-81	3004513064		108		LACKEY B #18	AZTEC-PICTURED CLIFFS	19.0	EL PASO NATURAL G
8146389	NM-0845-81	3004508700		108		LUDWICK #14 MV & PC	BLANCO-MESAVERDE & AZTEC	19.0	EL PASO NATURAL G
8146420	NM-0904-81	3004520456		108		MCCULLEY #8	AZTEC PICTURED CLIFFS	17.0	EL PASO NATURAL G
8146382	NM-0827-81	3004560869		108		MOORE #3	BLANCO-MESAVERDE	16.0	EL PASO NATURAL G
8146383	NM-0828-81	3004509060		108		MURPHY E #2	AZTEC-PICTURED CLIFFS	20.0	EL PASO NATURAL G
8146386	NM-0834-81	3004512061		108		NEUDECKER #5	AZTEC-PICTURED CLIFFS	20.0	EL PASO NATURAL G
8146411	NM-0897-81	3004524057		103		SAN JACINTO #6E	BASIN DAKOTA	100.0	EL PASO NATURAL G
8146385	NM-0831-81	3003906964		108		SAN JUAN 27-5 UNIT #16	BLANCO-MESAVERDE	14.0	EL PASO NATURAL G
8146395	NM-0869-81	3003920038		108		SAN JUAN 28-6 UNIT #136	BASIN - DAKOTA	16.0	EL PASO NATURAL G
8146414	NM 0900-81-B	3003922208		103		SAN JUAN 28-7 UNIT #61A	SOUTH BLANCO PICTURED CL	50.0	EL PASO NATURAL G
8146415	NM 0900-81 A	3003922208		103		SAN JUAN 28-7 UNIT #61A	BLANCO MESAVERDE	170.0	EL PASO NATURAL G
8146429	NM 0943-81-A	3003922237		103		SAN JUAN 28-7 UNIT #74A	BLANCO MESAVERDE	200.0	EL PASO NATURAL G
8146430	NM 0943-81-B	3003922237		103		SAN JUAN 28-7 UNIT #74A	SOUTH BLANCO PICTURED CL	80.0	EL PASO NATURAL G
8146396	NM-0873-81	3003907886		108		SAN JUAN 30-6 UNIT #36	BLANCO-MESAVERDE	17.0	EL PASO NATURAL G
8146412	NM-0898-81	3004524074		103		TURNER A #1A	BLANCO MESAVERDE	170.0	EL PASO NATURAL G
8146387	NM-0835-81	3003906283		108		VAUGHN #4 CH & PC	OTERO-CHACRA AND SOUTH E	20.0	EL PASO NATURAL G
-ELLIOTT OIL CO				RECEIVED: 08/20/81 JA: NM 4					
8146392	NM-0859-81	3004524136		103		SOUTHERN UNION #1-E	BASIN DAKOTA	100.0	EL PASO NATURAL G
-ENERGY RESERVES GROUP INC				RECEIVED: 08/20/81 JA: NM 4					
8146359	NM-0722-81-B	3004524798		103		GALLEGOS CANYON UNIT #312	PINON FRUITLAND EXTENSIC	146.2	EL PASO NATURAL G
8146357	NM-0721-81	3004524654		103		GALLEGOS CANYON UNIT P C #311	KUTZ WEST PICTURED CLIFF	56.8	EL PASO NATURAL G

JD NO	JA JKT	API NO	C	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146358	NM-0722-81-A	3004524798		103		GALLEGOS CANYON UNIT P C #312	KUTZ WEST PICTURED CLIFF	18.7	EL PASO NATURAL G
8146360	NM-0723-81	3004524655		103		GALLEGOS CANYON UNIT P C #315	KUTZ WEST PICTURED CLIFF	23.4	EL PASO NATURAL G
-ESTORIL PRODUCING CORP				RECEIVED: 08/20/81 JA: NM 4					
8146423	NM-0926-81	3002526887		103		ADOBE FEDERAL #1	ANTELOPE RIDGE	3000.0	GAS CO OF NEW MEX
-GENERAL AMERICAN OIL COMPANY OF TEX				RECEIVED: 08/20/81 JA: NM 4					
8146406	NM 0885-81	3001523167		103		BURCH C NO 42	GRAYBURG JACKSON	20.0	PHILLIPS PETROLEU
8146405	NM 0884-81	3001523168		103		BURCH C NO 43	GRAYBURG JACKSON	28.0	PHILLIPS PETROLEU
8146355	NM-0710-81	3001523392		103		MADDREN A #5	GRAYBURG JACKSON	36.0	PHILLIPS PETRO CO
8146356	NM-0711-81	3001523405		103		MADDREN E #2	GRAYBURG JACKSON	30.0	PHILLIPS PETRO CO
-HIXON DEVELOPMENT COMPANY				RECEIVED: 08/20/81 JA: NM 4					
8146419	NM-0903-81	3004524845		103		CHRISTOPHER RAY COM NO 1	PICTURED CLIFFS	8.3	HIXON DEVELOPMENT
-J GREGORY MERRION&ROBERT L BAYLESS				RECEIVED: 08/20/81 JA: NM 4					
8146408 -	NM 0893-81	3004320519		103		BONANZA #4	CHACON DAKOTA	110.0	EL PASO NATURAL G
8146434	NM-0955-81	3004320520		103		BONANZA #5	CHACON DAKOTA	95.0	EL PASO NATURAL G
-JACK A COLE				RECEIVED: 08/20/81 JA: NM 4					
8146401	NM-0878-81	3004320538		103		CHACON AMIGOS NO 4	CHACON DAKOTA ASSOCIATED	164.0	EL PASO NATURAL G
8146436	NM-0965-81	3004320513		103		CHACON AMIGOS NO 6	CHACON DAKOTA ASSOCIATED	30.0	EL PASO NATURAL G
-KIMBELL OIL COMPANY				RECEIVED: 08/20/81 JA: NM 4					
8146424	NM-0927-81	3003922724		103		WARREN NO 5	BALLARD PICTURED CLIFFS	146.0	EL PASO NATURAL G
-MESA PETROLEUM				RECEIVED: 08/20/81 JA: NM 4					
8146421	NM-0907-81	3000560791		107-TF		BEDFORD FEDERAL COM #1		382.0	TRANSWESTERN PIPE
8146422	NM-0925-81	3004524856		103		JOHNS FEDERAL #5	BLANCO PICTURED CLIFFS	548.0	EL PASO NATURAL G
8146397	NM-0874-81	3004524892		103		SUTER #6	BLANCO PICTURED CLIFFS	180.0	EL PASO NATURAL G
-MOBIL PRDG TEXAS & NEW MEXICO INC				RECEIVED: 08/20/81 JA: NM 4					
8146402	NM-0879-81	3003907057		108		JICARILLA E NO 2	BLANCO MESAVERDE	18.3	NORTHWEST PIPELIN
8146409	NM 0894-81	3003922714		103		LINDRITH B UNIT NO 20	CHACON-DAKOTA ASSOCIATED	73.0	EL PASO NATURAL G
-NORTHWEST PIPELINE CORPORATION				RECEIVED: 08/20/81 JA: NM 4					
8146403	NM-0880-81	3003921396		108		ROSA UNIT #61	BASIN DAKOTA	21.0	NORTHWEST PIPELIN
-OKLAHOMA OIL COMPANY				RECEIVED: 08/20/81 JA: NM 4					
8146345	NM 161-80	3004523038		108		BOLACK B-1 E-28-27N-11W	WEST KUTZ FRUITLAND	15.0	EL PASO NATURAL G
-PERRY R BASS				RECEIVED: 08/20/81 JA: NM 4					
8146361	NM-0745-81	3001523283		103		POKER LAKE UNIT NO 50	WILDCAT	300.0	NATURAL GAS PIPEL
8146410	NM089581102	3001522162		102-2		JAMES RANCH UNIT NO 12	WILDCAT	274.0	NATURAL GAS PIPEL
-PETROLEUM CORPORATION OF TEXAS				RECEIVED: 08/20/81 JA: NM 4					
8146354	NM-0518-81	3004524720		103		FEDERAL 21-1R	BASIN DAKOTA	595.7	EL PASO NATURAL G
-SOUTHLAND ROYALTY CO				RECEIVED: 08/20/81 JA: NM 4					
8146363	NM-0761-81	3004523889		103		BECK A #1E	BASIN	460.0	SOUTHERN UNION GA
8146367	NM-0765-81	3004524944		103		FRONTIER D #1E	BASIN	96.0	EL PASO NATURAL G
8146437	NM-0967-81	3004524659		103		GRENIER B #10	AZTEC	338.0	SOUTHERN UNION GA
8146366	NM-0764-81	3004524477		103		HANKS #12E	BASIN	150.0	SOUTHERN UNION GA
8146416	NM090181-A	3004524683		103		HANKS #25	HARRIS MESA	110.0	SOUTHERN UNION GA
8146417	NM090181-B	3004524683		103		HANKS #25	BLANCO	54.0	SOUTHERN UNION GA
8146438	NM-0968-81-A	3004524833		103		HARE #17-E	BLANCO	206.0	SOUTHERN UNION GA
8146439	NM-0968-81-B	3004524833		103		HARE #17-E	BASIN	798.0	SOUTHERN UNION GA
8146441	NM 0970-81-A	3004524632		103		HARE #18-M	BASIN	122.0	SOUTHERN UNION GA
8146442	NM 0970-81-B	3004524632		103		HARE #18-M	BLANCO	773.0	SOUTHERN UNION GA
8146346	NM-0014-81-E	3004508588		108-ER		HILL #3	BLANCO MESAVERDE	0.0	EL PASO NATURAL G
8146440	NM-0969-81-B	3004524128		103		MANGUM #4-E	BASIN	104.0	SOUTHERN UNION GA
8146364	NM-0762-81	3004524435		103		MCDANIEL B #1E	BASIN	292.0	SOUTHERN UNION GA
8146418	NM-0902-81	3004524710		103		REESE MESA #9		148.0	NORTHWEST PIPELIN
-SUPRON ENERGY CORPORATION				RECEIVED: 08/20/81 JA: NM 4					
8146365	NM 0763-81	3004507571		108		ANGEL PEAK #21	BASIN DAKOTA	16.8	SOUTHERN UNION GA
8146443	NM-0971-81	3004521866		108		CONGRESS B	BLOOMFIELD CHACRA	20.8	SOUTHERN UNION GA

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JG NO	JA CNT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PRCD	PURCHASER
8146372	NM-0805-81	3003922039		108		JICARILLA J-16	SOUTH BLANCO PICTURED CL	16.5	GAS CO OF NEW MEX
8146371	NM-0804-81	3004520131		108		NEWSOM B-14	BASIN DAKOTA	17.4	EL PASO NATURAL G
8146425	NM 0928-81	3004524471		103		NICKSON #9-E	BASIN DAKOTA	455.0	EL PASO NATURAL G
8146444	NM-0974-81-A	3004524368		103		NORDHAUS 6-A	BASIN DAKOTA	181.0	SOUTHERN UNION GA
8146445	NM-0974-81-B	3004524368		103		NORDHAUS 6-A	BLANCO MESAVERDE	351.0	SOUTHERN UNION GA
8146370	NM-0802-81	3004508944		108		SANCHEZ #1	AZTEC PICTURED CLIFFS	20.2	SOUTHERN UNION GA
8146362	NM 0758-81	3004507634		108		ZACHRY #2	AZTEC PICTURED CLIFFS	20.0	SOUTHERN UNION GA
-TENNECO OIL COMPANY		RECEIVED: 08/20/81 JA: NM 4							
8146390	NM-0857-81-A	3004524751		103		DAWSON FEDERAL #1M	BLANCO MESAVERDE	500.0	EL PASO NATURAL G
8146391	NM-0857-81-B	3004524791		103		DAWSON FEDERAL #1M	BASIN DAKOTA	500.0	EL PASO NATURAL G
8146435	NM-0958-81	3004500000		108		FLETCHER #1	BASIN DAKOTA	13.0	EL PASO NATURAL G
8146404	NM 0883-81	3004524555		103		FLORANCE #63E	BASIN DAKOTA	500.0	NORTHWEST PIPELIN
8146447	NM-0980-81	3004524689		103		HAMNER #2E	BASIN DAKOTA	500.0	EL PASO NATURAL G
-PHILLIPS PETROLEUM COMPANY		RECEIVED: 08/20/81 JA: OK 4							
8146348	OK-79-1	3501521039		103		EAST BINGER UNIT #57-2	EAST BINGER	60.0	OKLAHOMA NATURAL

OTHER PURCHASERS

8146246	TRANSWESTERN PIPELINE COMPANY
8146247	TRANSWESTERN PIPELINE COMPANY
8146248	TRANSWESTERN PIPELINE COMPANY
8146251	TRANSWESTERN PIPELINE COMPANY
8146252	TRANSWESTERN PIPELINE COMPANY
8146257	TRANSWESTERN PIPELINE COMPANY
8146258	TRANSWESTERN PIPELINE COMPANY
8146259	TRANSWESTERN PIPELINE COMPANY
8146264	TRANSWESTERN PIPELINE COMPANY
8146266	TRANSWESTERN PIPELINE COMPANY
8146297	NORTHWEST PIPELINE CORP

BILLING CODE 6450-85-C

The above notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production: (PROD) is in million cubic feet (MMCF). An (*) before the Control (JD) number denotes additional purchasers listed at the end of the notice.

The applications for determination are available for inspection except to the extent such material is confidential under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capitol St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission on or before October 2, 1981.

Categories within each NGPA section are indicated by the following codes:

Section 102–1: New OCS lease
102–2: New well (2.5 mile rule)
102–3: New well (1000 ft rule)
102–4: New onshore reservoir
102–5: New reservoir on old OCS lease
Section 107–DP: 15,000 feet or deeper
107–GB: Geopressured brine
107–CS: Coal seams
107–DV: Devonian shale
107–PE: Production enhancement
107–TF: New tight formation
107–RT: Recompletion tight formation
Section 108: Stripper well
108–SA: Seasonally affected
108–ER: Enhanced recovery
108–PB: Pressure buildup

Kenneth F. Plumb,

Secretary.

[FR Doc. 81–27019 Filed 9–16–81; 8:45 am]

BILLING CODE 6450–85–M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: September 9, 1981.

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
CALIFORNIA DEPARTMENT OF CONSERVATION									
-HAMILTON BROTHERS OIL CO				RECEIVED: 08/20/81 JA: CA					
8146208	81-6-0026	0409520447		102-4		BELLEAIRE NO 1-16 U AND L	MILLAR GAS	800.0	PACIFIC GAS & ELE
-JORDAN OIL & GAS COMPANY				RECEIVED: 08/20/81 JA: CA					
8146209	81-6-0023	0401120153		102-4		TRANSAMERICA #1-19	PRINCETON GAS TOWNLOT AR	100.0	PACIFIC GAS & ELE
-SANTA FE ENERGY COMPANY				RECEIVED: 08/20/81 JA: CA					
8146207	81-6-0025	0411320603		103		CWAD-WFL #13-30 (LOWER) & (UPPER)	CONWAY RANCH GAS FIELD	120.0	PACIFIC GAS & ELE
-TENNECO OIL COMPANY				RECEIVED: 08/20/81 JA: CA					
8146210	81-6-0024	0410120161		102-4		CLARK-BREWER #1	BUTTES SLOUGH	64.0	PACIFIC GAS & ELE
LOUISIANA OFFICE OF CONSERVATION									
-AMERADA HESS CORPORATION				RECEIVED: 08/17/81 JA: LA					
8146157	81-1541	1705703702		108		C E GHEENS #65	BAYOU DES ALLEMANDS	16.6	TRANSCONTINENTAL
-ARKANSAS LOUISIANA GAS CO				RECEIVED: 08/17/81 JA: LA					
8146146	81-1533	1711122716		103		FROST LBR CO #2	MONROE	36.0	ARKANSAS LOUISIAN
-BAYLES & WHITE				RECEIVED: 08/17/81 JA: LA					
8146143	81-1536	1711123157		103		MT ARARAT NO 1	MONROE GAS ROCK	0.0	MID-LOUISIANA GAS
-DEWEY WHITE				RECEIVED: 08/17/81 JA: LA					
8146015	81-1509	1708320117		108		HENRY A NO 1	RICHLAND	3.6	MID LOUISIANA GAS
8146016	81-150R	1708300868		108		L E JOHNSTON NO 1	RICHLAND	15.8	MID LOUISIANA GAS
8146014	81-1510	1708320467		108		MCDONALD NO 2	RICHLAND	3.2	MID LOUISIANA GAS
8146013	81-1511	1708320476		108		MCDONALD NO 3	RICHLAND	18.2	MID LOUISIANA GAS
-ERGON INC				RECEIVED: 08/17/81 JA: LA					
8146094	81-1521	1711123076		103		ADA TALTON NO 1	MONROE (6824)	11.5	TEXAS GAS TRANSMI
8146094	81-1521	1711123076		107-TF		ADA TALTON NO 1	MONROE (6824)	11.5	TEXAS GAS TRANSMI
8146055	81-1627	1711121826		108		ARCHIE C MILLER SR NO 1	MONROE (6824)	9.1	TEXAS GAS TRANSMI
8146144	81-1535	1711123137		103		CLEO PRATT NO 1	MONROE (6824)	14.0	TEXAS GAS TRANSMI
8146144	81-1535	1711123137		107-TF		CLEO PRATT NO 1	MONROE (6824)	14.0	TEXAS GAS TRANSMI
8146119	81-1626	1711121825		108		H D GREEN NO 10	MONROE (6824)	10.9	TEXAS GAS TRANSMI
8146086	81-1624	1711121824		108		H D GREEN NO 8	MONROE (6824)	7.8	TEXAS GAS TRANSMI
8146085	81-1623	1711121815		108		R L EDWARDS NO 5	MONROE (6824)	7.8	TEXAS GAS TRANSMI
8146076	81-1628	1711121822		108		R L EDWARDS NO 6	MONROE (6824)	7.8	TEXAS GAS TRANSMI
8146118	81-1625	1711121827		108		R L EDWARDS NO 8	MONROE (6824)	7.8	TEXAS GAS TRANSMI
8146095	81-1520	1711123077		103		Z P ZACHARY NO 1	MONROE (6824)	9.6	TEXAS GAS TRANSMI
8146095	81-1520	1711123077		107-TF		Z P ZACHARY NO 1	MONROE (6824)	9.6	TEXAS GAS TRANSMI
-FLORIDA GAS EXPLORATION COMPANY				RECEIVED: 08/17/81 JA: LA					
8146090	81-1516	1702321017		102-4		SWEET LAKE LAND & OIL COMPANY NO 1	CHALKLEY	400.0	FLORIDA GAS TRANS
-FRANKS & BASS ETAL				RECEIVED: 08/17/81 JA: LA					
8146142	81-1537	1706120253		103		CV DAVIS RA SUW COLVIN EST H NO 1	UNIONVILLE	0.0	LOUISIANA GAS PUR
-GODFREY & RILEY				RECEIVED: 08/17/81 JA: LA					
8146147	81-1532	1711122876		108		MASHAW-RABUN NO 5	MONROE	0.0	MID LOUISIANA GAS

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PRCD	PURCHASER
-HADDOX PETROLEUM CORP				RECEIVED: 08/17/81 JA: LA					
8146096	81-1519	1711122855		103		MURPHY #1	MONROE	0.0	MID LOUISIANA GAS
-IMC EXPLORATION COMPANY				RECEIVED: 08/17/81 JA: LA					
8146043	81-1577	1711123230		103		EXXON 29 #8	MONROE	11.0	IMC PIPELINE CO I
8146045	81-1575	1711123217		103		EXXON 31 #11	MONROE	35.0	IMC PIPELINE CO I
8146044	81-1576	1711123229		103		EXXON 31 #12	MONROE	18.0	IMC PIPELINE CO I
8146031	81-1574	1711123107		103		EXXON 31 #8	MONROE	37.0	IMC PIPELINE CO I
8146145	81-1534	1711123108		103		EXXON 31 NO 10	MONROE	32.0	IMC PIPELINE CO I
8146088	81-1518	1711123184		103		SMITH #16	MONROE	14.0	IMC PIPELINE CO I
8146089	81-1517	1711123185		103		SMITH #17	MONROE	14.0	PETRO-LEWIS CORP
-INEXCO OIL COMPANY				RECEIVED: 08/17/81 JA: LA					
8146087	81-1515	1705320655		102-A		E F LYON ET AL NO 1 WELL	SOUTH THORNWELL 8921	1260.0	COLUMBIA GAS TRAN
-JIM V HADDOX				RECEIVED: 08/17/81 JA: LA					
8146037	81-1585	1711121476		108		OLINKRAFT A-1	MONROE	19.4	MID LOUISIANA GAS
-LANKFORD & NANCE				RECEIVED: 08/17/81 JA: LA					
8146102	81-1565	1711123188		103		ARRANT ETAL NO 1	MONROE	0.0	TEXAS GAS TRANSMI
8146156	81-1542	1711123216		103		FROST NO 13	MONROE	32.0	TEXAS GAS TRANSMI
8146155	81-1543	1711123234		103		FROST NO 15	MONROE	20.0	TEXAS GAS TRANSMI
8146030	81-1567	1711123235		103		FROST NO 16	MONROE	14.0	TEXAS GAS TRANSMI
8146097	81-1528	1711123153		103		FROST NO 3	MONROE	12.0	TEXAS GAS TRANSMI
8146101	81-1566	1711123194		103		FROST NO 4	MONROE	24.0	TEXAS GAS TRANSMI
8146098	81-1527	1711123195		103		FROST NO 5	MONROE	32.0	TEXAS GAS TRANSMI
8146154	81-1544	1711123231		103		FROST NO 7	MONROE	30.0	TEXAS GAS TRANSMI
8146151	81-1547	1711123160		103		HAILE NO 3	MONROE	24.0	TEXAS GAS TRANSMI
8146091	81-1524	1711123162		103		HAILE NO 6	MONROE	10.0	TEXAS GAS TRANSMI
8146104	81-1529	1711123163		103		HAILE NO 7	MONROE	10.0	TEXAS GAS TRANSMI
8146100	81-1525	1711123159		103		J M EDWARDS NO 2	MONROE	24.0	TEXAS GAS TRANSMI
8146153	81-1545	1711123189		103		J W LANKFORD NO 1	MONROE	34.0	TEXAS GAS TRANSMI
8146029	81-1568	1711123243		103		K D LANKFORD NO 6	MONROE	12.0	TEXAS GAS TRANSMI
8146103	81-1530	1711123244		103		K D LANKFORD NO 7	MONROE	20.0	TEXAS GAS TRANSMI
8146028	81-1569	1711123265		103		K D LANKFORD NO 8	MONROE	30.0	TEXAS GAS TRANSMI
8146152	81-1546	1711123164		103		POTTS NO 1	MONROE	28.0	TEXAS GAS TRANSMI
8146099	81-1526	1711123165		103		WILSON NO 1	MONROE	28.0	TEXAS GAS TRANSMI
-MID LOUISIANA GAS COMPANY				RECEIVED: 08/17/81 JA: LA					
8146040	81-1580	1711123080		103		MLGC FEE GAS #1026	MONROE GAS FIELD	26.6	MID LOUISIANA GAS
8146034	81-1571	1711123118		103		MLGC FEE GAS #1040	MONROE GAS FIELD	29.2	MID LOUISIANA GAS
8146027	81-1570	1711123119		103		MLGC FEE GAS #1041	MONROE GAS FIELD	32.8	MID LOUISIANA GAS
8146038	81-1582	1711123149		103		MLGC FEE GAS #1048	MONROE GAS FIELD	26.6	MID LOUISIANA GAS
8146039	81-1581	1711123150		103		MLGC FEE GAS #1050	MONROE GAS FIELD	36.5	MID LOUISIANA GAS
8146141	81-1601	1711121383		108		MLGC FEE GAS #666	MONROE GAS FIELD	20.8	MID LOUISIANA GAS
8146051	81-1591	1711121493		108		MLGC FEE GAS #693	MONROE GAS FIELD	17.2	MID LOUISIANA GAS
8146129	81-1602	1711121488		108		MLGC FEE GAS #698	MONROE GAS FIELD	20.4	MID LOUISIANA GAS
8146130	81-1603	1711121530		108		MLGC FEE GAS #713	MONROE GAS FIELD	20.8	MID LOUISIANA GAS
8146131	81-1604	1711121541		108		MLGC FEE GAS #724	MONROE GAS FIELD	19.7	MID LOUISIANA GAS
8146052	81-1590	1711121831		108		MLGC FEE GAS #769	MONROE GAS FIELD	17.9	MID LOUISIANA GAS
8146132	81-1605	1711121865		108		MLGC FEE GAS #798	MONROE GAS FIELD	19.7	MID LOUISIANA GAS
8146046	81-1596	1711121924		108		MLGC FEE GAS #812	MONROE GAS FIELD	17.4	MID LOUISIANA GAS
8146137	81-1597	1711121946		108		MLGC FEE GAS #816	MONROE GAS FIELD	19.9	MID LOUISIANA GAS
8146138	81-1598	1711121948		108		MLGC FEE GAS #818	MONROE GAS FIELD	20.3	MID LOUISIANA GAS
8146139	81-1599	1711121951		108		MLGC FEE GAS #821	MONROE GAS FIELD	19.7	MID LOUISIANA GAS
8146050	81-1592	1711121955		108		MLGC FEE GAS #825	MONROE GAS FIELD	21.1	MID LOUISIANA GAS
8146049	81-1593	1711121956		108		MLGC FEE GAS #826	MONROE GAS FIELD	12.6	MID LOUISIANA GAS
8146048	81-1594	1711121965		108		MLGC FEE GAS #835	MONROE GAS FIELD	12.0	MID LOUISIANA GAS

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JC NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146140	81-1600	1711122057		108		MLGC FEE GAS #859	MONROE GAS FIELD	15.6	MID LOUISIANA GAS
8146047	81-1595	1711122323		108		MLGC FEE GAS #867	MONROE GAS FIELD	11.7	MID LOUISIANA GAS
8146084	81-1622	1711122453		108		MLGC FEE GAS #894	MONROE GAS FIELD	14.3	MID LOUISIANA GAS
8146133	81-1606	1711122461		108		MLGC FEE GAS #895	MONROE GAS FIELD	14.0	MID LOUISIANA GAS
8146134	81-1607	1711122482		108		MLGC FEE GAS #897	MONROE GAS FIELD	11.3	MID LOUISIANA GAS
8146126	81-1608	1711122492		108		MLGC FEE GAS #898	MONROE GAS FIELD	13.2	MID LOUISIANA GAS
8146127	81-1609	1711122494		108		MLGC FEE GAS #900	MONROE GAS FIELD	7.2	MID LOUISIANA GAS
8146124	81-1612	1711122513		108		MLGC FEE GAS #901	MONROE GAS FIELD	15.9	MID LOUISIANA GAS
8146125	81-1613	1711122514		108		MLGC FEE GAS #902	MONROE GAS FIELD	13.6	MID LOUISIANA GAS
8146120	81-1614	1711122538		108		MLGC FEE GAS #910	MONROE GAS FIELD	8.6	MID LOUISIANA GAS
8146121	81-1615	1711122540		108		MLGC FEE GAS #912	MONROE GAS FIELD	13.8	MID LOUISIANA GAS
8146122	81-1616	1711122541		108		MLGC FEE GAS #913	MONROE GAS FIELD	13.9	MID LOUISIANA GAS
8146079	81-1617	1711122546		108		MLGC FEE GAS #914	MONROE GAS FIELD	5.8	MID LOUISIANA GAS
8146080	81-1618	1711122547		108		MLGC FEE GAS #915	MONROE GAS FIELD	10.6	MID LOUISIANA GAS
8146081	81-1619	1711122548		108		MLGC FEE GAS #916	MONROE GAS FIELD	8.0	MID LOUISIANA GAS
8146082	81-1620	1711122551		108		MLGC FEE GAS #919	MONROE GAS FIELD	10.5	MID LOUISIANA GAS
8146083	81-1621	1711122554		108		MLGC FEE GAS #922	MONROE GAS FIELD	20.1	MID LOUISIANA GAS
8146128	81-1610	1711122645		108		MLGC FEE GAS #943	MONROE GAS FIELD	10.2	MID LOUISIANA GAS
8146123	81-1611	1711122646		108		MLGC FEE GAS #944	MONROE GAS FIELD	9.0	MID LOUISIANA GAS
8146036	81-1586	1711122647		108		MLGC FEE GAS #945	MONROE GAS FIELD	6.7	MID LOUISIANA GAS
8146035	81-1587	1707321460		108		MLGC FEE GAS #974	MONROE GAS FIELD	16.6	MID LOUISIANA GAS
8146054	81-1588	1707321458		108		MLGC FEE GAS #976	MONROE GAS FIELD	19.8	MID LOUISIANA GAS
8146053	81-1589	1711121950		108		MLGC FEE GAS NO 820	MONROE FIELD	5.4	
-MILES OIL & GAS CO		RECEIVED: 08/17/81 JA: LA							
8146068	81-1643	1705921357		103		WALSH #1 SER #155189	OLLA	27.0	TEXAS GAS TRANSMI
-OLIDITT CORP		RECEIVED: 08/17/81 JA: LA							
8146042	81-1578	1706721577		103		OLIVER #1 - 169855	MONROE GAS FIELD	1460.0	IMC CORP
8146041	81-1579	1706721578		103		OLIVER #2 - 169856	MONROE GAS FIELD	0.0	IMC CORP
-PANOLA ENERGY CORP		RECEIVED: 08/17/81 JA: LA							
8146033	81-1572	1707321734		103		COLEMAN NO 1	MONROE GAS FIELD	0.1	INTERNATIONAL MIN
8146032	81-1573	1707321737		103		DONALD NO 1	MONROE GAS FIELD	0.1	INTERNATIONAL MIN
-PRIMOS PRODUCTION CO		RECEIVED: 08/17/81 JA: LA							
8146115	81-1556	1706721626		103		FEE 71 #3	MONROE	4.1	UNITED GAS PIPELI
8146114	81-1557	1706721625		103		GEORGIA PACIFIC F #18	MONROE	10.3	UNITED GAS PIPELI
8146116	81-1555	1706721627		103		GEORGIA PACIFIC F #3	MONROE	10.3	UNITED GAS PIPELI
8146117	81-1554	1706721628		103		GEORGIA PACIFIC F #4	MONROE	12.3	UNITED GAS PIPELI
8146063	81-1638	1711122340		108		PETRO LEWIS RAMSEY ET AL #1	MONROE GAS	4.7	PETRO-LEWIS FUNDS
8146007	81-1667	1707321314		108		PETRO LEWIS STUBBS #10	MONROE	14.9	PETRO LEWIS FUNDS
8146009	81-1665	1707321312		108		PETRO LEWIS STUBBS #8	MONROE	14.9	PETRO-LEWIS FUNDS
8146065	81-1640	1711122472		108		PETRO LEWIS UNION PCWER #11	MONROE GAS	5.3	PETRO-LEWIS FUNDS
8146060	81-1635	1711122465		108		PETRO LEWIS UNION PCWER #2	MONROE GAS	11.9	PETRO-LEWIS FUNDS
8146059	81-1634	1711122468		108		PETRO LEWIS UNION PCWER #5	MONROE GAS	5.3	PETRO-LEWIS FUNDS
8146058	81-1633	1711122469		108		PETRO LEWIS UNION PCWER #6	MONROE GAS	5.3	PETRO-LEWIS FUNDS
8146067	81-1642	1711122470		108		PETRO LEWIS UNION PCWER #7	MONROE GAS	5.3	PETRO-LEWIS FUNDS
8146073	81-1655	1711122757		108		PETRO LEWIS W B MCKINNIE #5	MONROE	6.8	PETRO-LEWIS FUNDS
8146075	81-1657	1711122779		108		PETRO-LEWIS ALVIN HOWELL #1	MONROE	9.5	PETRO-LEWIS FUNDS
8146064	81-1639	1711122384		108		PETRO-LEWIS FROST LUMBER #1	MONROE GAS	13.7	PETRO-LEWIS FUNDS
8146074	81-1656	1711122458		108		PETRO-LEWIS HOLLIS ET AL #2	MONROE	6.4	PETRO LEWIS FUNDS
8146109	81-1562	1711122498		103		PETRO-LEWIS HOLLIS ET AL #2	MONROE	4.1	PETRO-LEWIS FUNDS
8146108	81-1658	1711122459		108		PETRO-LEWIS HOLLIS ET AL #3	MONROE	6.4	PETRO-LEWIS FUNDS
8146069	81-1651	1711122856		108		PETRO-LEWIS J B LANKFORD #1	MONROE	7.4	PETRO-LEWIS FUNDS
8146135	81-1563	1711122896		103		PETRO-LEWIS J B LANKFORD #1	MONROE	8.2	PETRO-LEWIS FUNDS
8146070	81-1652	1711122897		108		PETRO-LEWIS J B LANKFORD #2	MONROE	7.4	PETRO-LEWIS FUNDS

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146113	81-1558	1711122857		103		PETRO-LEWIS J B LANKFORD #2	MONROE	13.3	PETRO LEWIS FUNDS
8146071	81-1553	1711122859		108		PETRO-LEWIS J B LANKFORD #3	MONROE	7.4	PETRO-LEWIS FUNDS
8146112	81-1559	1711122859		103		PETRO-LEWIS J B LANKFORD #3	MONROE	12.3	PETRO-LEWIS FUNDS
8146062	81-1637	1711122341		108		PETRO-LEWIS RAMSEY ET AL #2	MONROE GAS	6.2	PETRO-LEWIS FUNDS
8146061	81-1636	1711122342		108		PETRO-LEWIS RAMSEY ET AL #3	MONROE GAS	6.2	PETRO-LEWIS FUNDS
8146018	81-1680	1707321301		108		PETRO-LEWIS STUBBS #1	MONROE	16.3	PETRO LEWIS FUNDS
8146006	81-1668	1707321315		108		PETRO-LEWIS STUBBS #11	MONROE	14.9	PETRO LEWIS FUNDS
8146107	81-1659	1707321302		108		PETRO-LEWIS STUBBS #2	MONROE	12.3	PETRO-LEWIS FUNDS
8146106	81-1660	1707321303		108		PETRO-LEWIS STUBBS #3	MONROE	12.3	PETRO-LEWIS FUNDS
8146105	81-1661	1707321304		108		PETRO-LEWIS STUBBS #4	MONROE	12.3	PETRO-LEWIS FUNDS
8146012	81-1662	1707321305		108		PETRO-LEWIS STUBBS #5	MONROE	12.3	PETRO LEWIS FUNDS
8146011	81-1663	1707321306		108		PETRO-LEWIS STUBBS #6	MONROE	12.3	PETRO-LEWIS FUNDS
8146010	81-1664	1707321307		108		PETRO-LEWIS STUBBS #7	MONROE	16.3	PETRO LEWIS FUNDS
8146008	81-1666	1707321313		108		PETRO-LEWIS STUBBS #9	MONROE	14.9	PETRO-LEWIS FUNDS
8146005	81-1669	1707321317		108		PETRO-LEWIS STUBLES #12	MONROE	14.9	PETRO LEWIS FUNDS
8146066	81-1641	1711122471		108		PETRO-LEWIS UNION POWER #10	MONROE GAS	5.3	PETRO-LEWIS FUNDS
8146111	81-1560	1711122880		103		PETRO-LEWIS V M EDWARDS #1	MONROE	12.3	PETRO-LEWIS FUNDS
8146072	81-1654	1711122758		108		PETRO-LEWIS W B MCKINNIE #6	MONROE	6.8	PETRO LEWIS FUNDS
8146110	81-1561	1711122914		103		PETRO-LEWIS W B MCKINNIE #7	MONROE	15.4	PETRO-LEWIS FUNDS
8146020	81-1678	1707321340		108		PETRO-LEWIS WALL #2	MONROE	16.2	PETRO-LEWIS FUNDS
8146019	81-1679	1707321617		108		PETRO-LEWIS WALL #3	MONROE	9.5	PETRO-LEWIS FUNDS
8146057	81-1632	1707320919		108		SPARKS #1	MONROE	2.5	IMC PIPELINE CO I
8146056	81-1631	1707320920		108		SPARKS #2	MONROE	2.5	IMC PIPELINE CO I
8146078	81-1630	1707320921		108		SPARKS #3	MONROE	2.5	IMC PIPELINE COMP
8146077	81-1629	1707320922		108		SPARKS #4	MONROE	2.5	IMC PIPELINE CO I
8146026	81-1672	1706721228		108		TEXASAS DELTA E #8	MONROE	14.3	UNITED GAS PIPELI
8146024	81-1674	1706721239		108		TENSAS DELTA E #11	MONROE	14.3	UNITED GAS PIPELI
8146023	81-1675	1706721248		108		TENSAS DELTA E #15	MONROE	14.3	UNITED GAS PIPELI
8146022	81-1676	1706721242		108		TENSAS DELTA E #16	MONROE	14.3	UNITED GAS PIPELI
8146021	81-1677	1706721251		108		TENSAS DELTA E #25	MONROE	14.4	UNITED GAS PIPELI
8146004	81-1670	1706721207		108		TENSAS DELTA E #6	MONROE	14.3	UNITED GAS PIPELI
8146003	81-1671	1706721208		108		TENSAS DELTA E #7	MONROE	14.3	UNITED GAS PIPELI
8146025	81-1673	1706721229		108		TENSAS DELTA E #9	MONROE	14.3	UNITED GAS PIPELI
-PRIMOS-PENNZOIL JV				RECEIVED: 08/17/81 JA: LA					
8146136	81-1564	1706721593		103		FEE 71 #2	MONROE	3.1	UNITED GAS PIPELI
8146160	81-1553	1706721629		103		GEORGIA PACIFIC F #10	MONROE	10.3	UNITED GAS PIPELI
8146161	81-1552	1706721630		103		GEORGIA PACIFIC F #11	MONROE	10.3	UNITED GAS PIPELI
8146162	81-1551	1706721631		103		GEORGIA PACIFIC F #12	MONROE	10.3	UNITED GAS PIPELI
8146163	81-1550	1706721632		103		GEORGIA PACIFIC F #13	MONROE	10.3	UNITED GAS PIPELI
8146164	81-1549	1706721633		103		GEORGIA PACIFIC F #15	MONROE	10.3	UNITED GAS PIPELI
8146150	81-1548	1706721634		103		GEORGIA PACIFIC F #17	MONROE	10.3	UNITED GAS PIPELI
-RELIANCE & HOOTKINS-SMITH				RECEIVED: 08/17/81 JA: LA					
8146017	81-1507	1711121710		107-RT		E ALBRITTON #1	MONROE	4.0	TEXAS GAS TRANSMI
-SHADRACK PRODUCTION CO				RECEIVED: 08/17/81 JA: LA					
8146093	81-1522	1711123186		103		WATSON #1	MONROE GAS	13.0	WEST MONROE GAS G
8146093	81-1522	1711123186		107-TF		WATSON #1	MONROE GAS	13.0	WEST MONROE GAS G
-SHELL OIL CO				RECEIVED: 08/17/81 JA: LA					
8146158	81-1540	1709720639		102-A		L WX RA SUI MARTIN A NO 2	ELBA	100.0	TRANSCONTINENTAL
-SUPERIOR OIL CO				RECEIVED: 08/17/81 JA: LA					
8146092	81-1523	1711320936		107-DP		D LEJEUNE NO 1	S E GUEYDAN	1500.0	MICHIGAN-WISCONSI
-TEXACO INC				RECEIVED: 08/17/81 JA: LA					
8146149	81-1538	1710922378		102-A		DGL CC RV SU CGL U-12 NO 68	DOG LAKE	34.0	TEXAS GAS TRANSMI
8146159	81-1539	1710921943		103		VUL LP U-12 NO 54	LAKE PELTO	35.0	KAISER ALUMINUM &

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
-UNION TEXAS PETROLEUM						RECEIVED: 08/17/81 JA: LA			
8146148	81-1531	1706120273		102-4		GRAY RA SUH DOWLING 20-1	TERRYVILLE	730.0	SUGAR BOWL GAS CO
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NEW MEXICO DEPARTMENT OF ENERGY & MINERALS									
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-AMOCO PRODUCTION CO						RECEIVED: 08/17/81 JA: NM			
8146239		3004507782		108		MADDOX GAS COM B NC 1 (2ND)	AZTEC PICTURED CLIFFS	21.0	EL PASO NATURAL G
8146236		3001522553		102-4		TELEDYNE 17 #1	UND ATOKA	800.0	EL PASO NATURAL G
-ARCO OIL AND GAS COMPANY						RECEIVED: 08/17/81 JA: NM			
8146235		3002527196		103		SHIPLEY A WN WELL NC 6	JALMAT (YATES GAS)	150.0	EL PASO NATURAL G
-ELK OIL COMPANY						RECEIVED: 08/17/81 JA: NM			
8146238		3000560065		107-TF		STATE S E #1	WILDCAT (ABO)	135.0	TRANSWESTERN PIPE
-ENSERCH EXPLORATION INC						RECEIVED: 08/17/81 JA: NM			
8146243		3004120553		103		PEARL JORDAN NO 3	PETERSON N	62.0	TRANSWESTERN PIPE
8146241		3002527083		103		T G BATES NO 1	WILDCAT	0.0	
8146240		3004120552		103		TERRY NO 1	WILDCAT	0.0	TRANSWESTERN PIPE
-FRED POOL JR						RECEIVED: 08/17/81 JA: NM			
8146237		3000560935		102-B		MACHO #1	UND WILDCAT	0.0	TRANSWESTERN PIPE
-MORRIS R ANTWEIL						RECEIVED: 08/17/81 JA: NM			
8146242		3002527284		103		EGGERT #1	UNDESIGNATED DRINKARD	0.0	WARREN PETROLEUM
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UTAH DIVISION OF OIL,GAS, & MINING									
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-BELCO PETROLEUM CORPORATION						RECEIVED: 08/21/81 JA: UT			
8146211	K-111-14	4304730515		102-4		NBU 2-36G	NATURAL BUTTES UNIT	0.0	NORTHWEST PIPELIN
**********									
WEST VIRGINIA DEPARTMENT OF MINES									
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-ASHLAND EXPLORATION INC						RECEIVED: 08/18/81 JA: WV			
8146202		4700501243		108		SILER COAL & LAND #3 - 009910	SILER	1.0	PENNZOIL UNITED I
8146200		4700501244		108		SILER COAL & LAND #4 - 009920	SILER	1.0	PENNZOIL UNITED I
-BEREA OIL AND GAS CORPORATION						RECEIVED: 08/18/81 JA: WV			
8146187		4710701050		107-DV		DORCN NO 1 GORDON GELT	UNION DISTRICT	0.9	
*8146193		4700101348		102-4		E GAINER #1	BARKER	675.3	CONSOLIDATED GAS
8146184		4710701113		107-DV		LOCKHART #1	UNION	11.7	CONSOLIDATED GAS
*8146190		4700101511		102-4		MATKINS #1	BARKER	268.3	CONSOLIDATED GAS
8146185		4710721101		107-DV		MCCALE #2	UNION	5.4	CONSOLIDATED GAS
*8146191		4700101426		102-4		W T GEORGE #2	VALLEY	647.5	CONSOLIDATED GAS
*8146194		4700101502		102-4		WOLFORD #1	VALLEY	538.7	CONSOLIDATED GAS
-BURDETTE OIL & GAS CO INC						RECEIVED: 08/18/81 JA: WV			
8146183		4703501455		107-DV		GLENN STAATS WELL E1	WASHINGTON DISTRICT	0.0	COLUMBIA GAS CORP
-C W RIGGS INC						RECEIVED: 08/18/81 JA: WV			
8146186		4708504957		107-DP		HUFFMAN R-178	GRANT	7.0	
-CARBONIT EXPLORATION INC						RECEIVED: 08/18/81 JA: WV			
8146177		4707300958		103		#1 DOUGLAS MORRISON	ST MARYS FIELD	0.0	COLUMBIA GAS
8146173		4707300888		103		#1 JUMMY MCKNIGHT	ST MARYS FIELD	0.0	COLUMBIA GAS
8146169		4707300954	D	103		#2 JIMMY MCKNIGHT	ST MARYS FIELD	0.0	COLUMBIA GAS
8146178		4707300993		103		#2 KATHLEEN RUTTENCUTTER	ST MARYS FIELD	0.0	COLUMBIA GAS
8146170		4707300955	D	103		#3 JIMMY MCKNIGHT	ST MARYS FIELD	0.0	COLUMBIA GAS
8146167		4707300941	D	103		#4 RUTH MARSHALL	ST MARYS FIELD	0.0	COLUMBIA GAS
8146166		4707300850	D	103		NO 1 DAVID WEEKLEY	ST MARYS FIELD	0.0	COLUMBIA GAS
8146174		4707300923		103		NO 1 RUTH MARSHALL	ST MARYS FIELD	0.0	COLUMBIA GAS
8146168		4707300959	D	103		NO 2 DAVID WEEKLEY	ST MARYS FIELD	0.0	COLUMBIA GAS

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PRCD	PURCHASER
8146175		4707300924		103		NO 2 RUTH MARSHALL	ST MARYS FIELD	0.0	COLUMBIA GAS
8146176		4707300940		103		NO 3 RUTH MARSHALL	ST MARYS FIELD	0.0	COLUMBIA GAS
-CLINT HURT & ASSOCIATES INC		RECEIVED: 08/18/81 JA: WV							
8146196		4710701073		103		MCCULLOUGH #1	PROGRESS RIDGE - BEREA	1000.0	CONSOLIDATED GAS
-D C MALCOLM INC		RECEIVED: 08/18/81 JA: WV							
8146165		4704302498		107-DV		SIAS HEIRS #1	ALUM CREEK	25.0	INDUSTRIAL GAS CO
8146182		4704302497		107-DV		SIAS HEIRS #2	ALUM CREEK	50.0	INDUSTRIAL GAS CO
-DOYLE E CARLTON JR		RECEIVED: 08/20/81 JA: WV							
8146206		4701500499	D	108		ELK RIVER LUMBER COMPANY #3	PLEASANT DISTRICT	10.0	CABOT CORP
8146205		4701500505	D	108		ELK RIVER LUMBER COMPANY #4	PLEASANT DISTRICT	12.0	CABOT CORP
-FOX DRILLING CO INC		RECEIVED: 08/18/81 JA: WV							
8146203		4700101517		107-DV		GOODWIN #1	BELINGTON FIELD	40.0	COLUMBIA GAS TRAN
-H D WELLS OIL & GAS EXPL & DEVEL IN		RECEIVED: 08/18/81 JA: WV							
8146172		4703501469		107-DV		C W STARCHER #1	WASHINGTON DISTRICT	4.9	COLUMBIA GAS TRAN
-JACKSON GAS CO		RECEIVED: 08/18/81 JA: WV							
8146171		4707900271		108		WELL NO 4 IN A RUPE FARM	TROYS VALLEY	8.0	PENNZOIL CO
-RAINBOW 7 8 & 9 BD LTD		RECEIVED: 08/18/81 JA: WV							
8146189		4708504808		107-DV		BERNARD RICHARDS H-997	CLAY DISTRICT	20.0	CONSOLIDATED GAS
-TIMOTHY C STAMMEN		RECEIVED: 08/18/81 JA: WV							
8146192		4706700390		102-4		ALICE B KOONTZ NO 1	GRAND DISTRICT (HAWKS NE	40.0	EQUITABLE GAS CO
-UNITED OPERATING COMPANY		RECEIVED: 08/18/81 JA: WV							
8146197		4703903676		107-DV		COBB #1	BROAD RUN	0.0	COLUMBIA GAS TRAN
-UNITED STATES ENERGY CORP		RECEIVED: 08/18/81 JA: WV							
8146195		4702102436		108		ALICE J SNIDER A-1	GLENVILLE	5.0	CONSOLIDATED GAS
8146199		4702102538		108		JOHN WITHERS B-1	GLENVILLE	4.0	CONSOLIDATED GAS
8146198		4702102554		108		O A BROWN 1-D	GLENVILLE	18.0	CONSOLIDATED GAS
8146179		4702102463		108		T M SYNDER A-1	GLENVILLE	6.0	CONSOLIDATED GAS
8146180		4702102513		108		WITHERS A-1	GLENVILLE	10.0	CONSOLIDATED GAS
8146181		4702102578		108		WITHERS E-1	GLENVILLE	4.0	CONSOLIDATED GAS
-WACO OIL AND GAS CO INC		RECEIVED: 08/18/81 JA: WV							
8146188		4702103418		108		JONES HEIRS #1A	ELLIS	19.7	CARNEGIE NATURAL
8146201		4702103505		108		JONES HEIRS #3A	ELLIS	19.7	CARNEGIE NATURAL
8146204		4702103678		107-DV		WALTER JONES #1A	ELLIS	15.0	CONSOLIDATED GAS
**********									
** U.S. GEOLOGICAL SURVEY - CASPER,WY									
**********									
-LADD & LUKOWICZ INC		RECEIVED: 08/17/81 JA: MT 5							
8146224	W 247-1	4904521461		103		FEDERAL 1-32		270.0	PHILLIPS PETROLEU
-MIDLANDS GAS CORPORATION		RECEIVED: 08/17/81 JA: MT 5							
8146215	M 218-1-P	2507121238		108-PB		FEDERAL #1 0932		0.0	KANSAS NEBRASKA N
-SHELL OIL CO		RECEIVED: 08/17/81 JA: MT 5							
8146213	M 216-1	2502521167		103		USA 11-25	PENNEL	11.0	MONTANA DAKOTA UT
-SOUTHLAND ROYALTY CO		RECEIVED: 08/17/81 JA: MT 5							
8146229	M257-1	2507121745		102-2		FEDERAL 0952 #1	BOWDOIN DOME	347.0	KANSAS NEBRASKA N
-AMOCO PRODUCTION CO		RECEIVED: 08/17/81 JA: ND 5							
8146230	ND 258-1	3300700611		102-2		AMOCO USA ARMOR B NC 1	BIG STICK	52.8	KOCH HYDROCARBON
8146231	ND 259-1	3300700568		102-2		AMOCO USA ARMOR C NC 1	BIG STICK	142.3	KOCH HYDROCARBON
8146233	ND 261-1	3300700449		102-2		STEVENS FEDERAL C NO 1-29	BIG STICK	70.6	KOCH HYDROCARBON
8146232	ND 260-1	3300700440		102-2		STEVENS FEDERAL UNIT B NO 2-29	BIG STICK - MISSION CANY	94.5	KOCH HYDROCARBON
-SHELL OIL CO		RECEIVED: 08/17/81 JA: ND 5							
8146214	ND 217-1	3305301233		102-4		USA 12-11-105	SQUAW GAP	5.0	MONTANA DAKOTA UT
8146221	ND 242-1	3305301249		102-4		USA 33-18-123	SQUAW GAP	0.0	MONTANA DAKOTA UT
-TENNECO OIL COMPANY		RECEIVED: 08/17/81 JA: ND 5							

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PRCD	PURCHASER
8146222	ND 243-1	3300700518		102-2		STUART USA #4-30	BIG STICK	385.0	WESTERN GAS PRCCE
-AMOCO PRODUCTION CO				RECEIVED: 08/17/81 JA: WY 5					
8146216	W 219-1	4903721526		102-2		KOBUS FEDERAL NO 1	BRUFF - DAKOTA	700.0	CITIES SERVICE GA
8146226	W 249-1-T	4903721168		107-TF		U S A AMOCO Q NO 1	SENTINEL RIDGE	144.0	CITIES SERVICE GA
8146227	W250-1-T	4903721235		107-TF		USA AMOCO S NO 1	TIERNEY	71.0	CITIES SERVICE GA
8146228	W251-1-T	4903721252		107-TF		USA AMOCO T NO 1	FIVE MILE GULCH	58.0	CITIES SERVICE GA
-BELCO PETROLEUM CORPORATION				RECEIVED: 08/17/81 JA: WY 5					
8146225	W 248-1	4903520558		103		ELBU 29-28	EAST LABARGE UNIT	0.0	NORTHWESTERN PIPE
-MARATHON OIL COMPANY				RECEIVED: 08/17/81 JA: WY 5					
8146219	W 240-1	4900720517		102-2		CRESTON III UNIT #5-24	CRESTON III UNIT	73.0	NORTHWEST PIPELIN
8146220	W 241-1T	4900720517		107-TF		CRESTON III UNIT #5-24	CRESTON III UNIT #5-24	73.0	NORTHWEST PIPELIN
8146234	W 262-1	4903721612		102-4		TIERNEY II UNIT #5-34	TIERNEY II UNIT	146.0	
-MICHIGAN WISCONSIN PIPE LINE CO				RECEIVED: 08/17/81 JA: WY 5					
8146212	W 138-1	4901320786		107-DP		LYSITE NO 1-9	MADDEN FIELD	0.0	MICHIGAN WISCONSI
-MOUNTAIN FUEL SUPPLY COMPANY				RECEIVED: 08/17/81 JA: WY 5					
8146217	W 234-1	4904120249		102-2		PANDO FEDERAL NO 32-1	BRUFF	310.3	MOUNTAIN FUEL SUP
-RAINBOW RESOURCES INC				RECEIVED: 08/17/81 JA: WY 5					
8146218	W 235-1	4900720019		108		BALTA A-1 W-0311495	SMITH RANCH	10.0	NORTHWEST PIPELIN
-TEXACO INC				RECEIVED: 08/17/81 JA: WY 5					
8146223	W 244-1	4903520600		103		LABARGE UNIT WELL NO 7	LABARGE	271.0	NORTHWEST PIPELIN

OTHER PURCHASERS VOLUME NO 1512

8146190	BROOKLYN UNION GAS CO
8146191	BROOKLYN UNION GAS CO
8146193	BROOKLYN UNION GAS CO
8146194	BROOKLYN UNION GAS CO

BILLING CODE 6450-85-C

The above notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production (PROD) is in million cubic feet (MMCF). An (*) before the Control (JD) number denotes additional purchasers listed at the end of the notice.

The applications for determination are available for inspection except to the extent such material is confidential under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capital St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission on or before October 2, 1981.

Categories within each NGPA section are indicated by the following codes:

Section 102–1: New OCS lease
102–2: New well (2.5 mile rule)
102–3: New well (1000 ft rule)
102–4: New onshore reservoir
102–5: New reservoir on old OCS lease

Section 107–DP: 15,000 feet or deeper
107–GB: Geopressured brine
107–CS: Coal seams
107–DV: Devonian shale
107–PE: Production enhancement
107–TF: New tight formation
107–RT: Recompletion tight formation

Section 108: Stripper well
108–SA: Seasonally affected
108–ER: Enhanced recovery
108–PB: Pressure buildup

Kenneth F. Plumb,

Secretary.

[FR Doc. 81–27018 Filed 9–16–81; 8:45 am]

BILLING CODE 6450–85–M

J... NO	JA... AT	API NO	E SEC CAT	WELL NAME	FIELD NAME	PRICE	PURCHASER
********** NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION **********							
-PARAGON RESOURCES INC			RECEIVED: 08/21/81 JA: AT				
8146917	1005	3101310278	108	UNIT NO 109 - E KOPIA	LAKESHORE	10.7	NATIONAL FUEL GAS
8146921	1015	3101311133	108	UNIT NO 192 - C SMITH	LAKESHORE	12.8	NATIONAL FUEL GAS
8146889		3101311182	108	UNIT NO 233-WILSON HOLCOMB	LAKESHORE	3.2	NATIONAL FUEL GAS
8146888		3101311200	108	UNIT NO 237-MAUDE WINSLOW	LAKESHORE	1.8	NATIONAL FUEL GAS
8146914		3101311596	108	UNIT NO 240 - LONGHOUSE ESTATE	LAKESHORE	16.3	NATIONAL FUEL GAS
8146887		3101311257	108	UNIT NO 241-DONALD KUNDRATH	LAKESHORE	4.7	NATIONAL FUEL GAS
8146905	1018	3101311170	108	UNIT NO 247 - R BRADLEY	LAKESHORE	5.5	NATIONAL FUEL GAS
8146906	1020	3101311207	108	UNIT NO 252 - F MEYERS	LAKESHORE	16.1	NATIONAL FUEL GAS
8146907	1022	3101311315	108	UNIT NO 261 - L CEAN	LAKESHORE	14.1	NATIONAL FUEL GAS
8146919	1009	3101310967	108	UNIT NO 27 - G BECKER	LAKESHORE	12.2	NATIONAL FUEL GAS
8146872		3101311486	108	UNIT NO 275 - KENNETH PARMET	LAKESHORE	11.1	NATIONAL FUEL GAS
8146896	271	3101311468	108	UNIT NO 276 - MARVIN ZOOP	LAKESHORE	7.6	NATIONAL FUEL GAS
8146886		3101311266	108	UNIT NO 277-NORMAN READ	LAKESHORE	16.0	NATIONAL FUEL GAS
8146890	466	3101311267	108	UNIT NO 281 - NORMAN READ	LAKESHORE	6.4	NATIONAL FUEL GAS
8146903	255	3101311355	108	UNIT NO 283 - HARRIS CHADWICK	LAKESHORE	6.0	NATIONAL FUEL GAS
8146902	449	3101311532	108	UNIT NO 304 - CHARLES JOHNSTON	LAKESHORE	3.2	NATIONAL FUEL GAS
8146877		3101311316	108	UNIT NO 307-JACK SHOEMAKER	LAKESHORE	5.1	NATIONAL FUEL GAS
8146876		3101311268	108	UNIT NO 310-JOSEPH PIKULA	LAKESHORE	4.0	NATIONAL FUEL GAS
8146875		3101311256	108	UNIT NO 312-CLAUDE CRANSTON	LAKESHORE	6.8	NATIONAL FUEL GAS
8146874		3101311297	108	UNIT NO 313 - CLAUDE CRANSTON	LAKESHORE	2.3	NATIONAL FUEL GAS
8146873		3101311427	108	UNIT NO 316 - RALPH SHOEMAKER	LAKESHORE	7.1	NATIONAL FUEL GAS
8146895	276	3101311487	108	UNIT NO 318 - CHARLES PEDER	LAKESHORE	4.1	NATIONAL FUEL GAS
8146894	278	3101311348	108	UNIT NO 319 - CHARLES PEDER	LAKESHORE	3.7	NATIONAL FUEL GAS
8146913		3101311766	108	UNIT NO 323 - WARD RAYNOR	LAKESHORE	8.7	NATIONAL FUEL GAS
8146908	1025	3101311605	108	UNIT NO 339 - A.VANDETTE	LAKESHORE	6.1	NATIONAL FUEL GAS
8146885		3101311295	108	UNIT NO 367-LARRY YUKON	LAKESHORE	8.3	NATIONAL FUEL GAS
8146904	242	3101311298	108	UNIT NO 369 - ROBERT BEST	LAKESHORE	4.9	NATIONAL FUEL GAS
8146901	450	3101311724	108	UNIT NO 374 - F F HENDERSON	LAKESHORE	1.4	NATIONAL FUEL GAS
8146900	451	3101311752	108	UNIT NO 375 - HARRY ECKERT	LAKESHORE	6.5	NATIONAL FUEL GAS
8146899	452	3101311715	108	UNIT NO 376 - WILLIAM PETKOVICH	LAKESHORE	2.8	NATIONAL FUEL GAS
8146898	453	3101311716	108	UNIT NO 377 - HENRY OLROGGE	LAKESHORE	5.0	NATIONAL FUEL GAS
8146897	454	3101311718	108	UNIT NO 378 - IMOGENE BELCAMP	LAKESHORE	3.0	NATIONAL FUEL GAS
8146915		3101311717	108	UNIT NO 379 - KENNETH SWANSON	LAKESHORE	1.9	NATIONAL FUEL GAS
8146912		3101311765	108	UNIT NO 386 - WARD RAYNOR	LAKESHORE	1.8	NATIONAL FUEL GAS
8146869	972	3101311866	108	UNIT NO 387 - WILLIAM KLUBEK	LAKESHORE	4.4	NATIONAL FUEL GAS
8146871		3101311868	108	UNIT NO 389 - ANTHONY FERRARO	LAKESHORE	8.0	NATIONAL FUEL GAS
8146893	282	3101311873	108	UNIT NO 396 - RAYMOND LAWSON	LAKESHORE	4.5	NATIONAL FUEL GAS
8146892	283	3101311874	108	UNIT NO 397 - RAYMOND LAWSON	LAKESHORE	5.5	NATIONAL FUEL GAS
8146863		3101311876	108	UNIT NO 400 - MARY HALL	LAKESHORE	7.8	NATIONAL FUEL GAS
8146864		3101311877	108	UNIT NO 401 - STANLEY HARRINGTON	LAKESHORE	2.6	NATIONAL FUEL GAS

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146865		3101311878		108		UNIT NO 402 - GENA MARTY	LAKESHORE	5.2	NATIONAL FUEL GAS
8146867		3101311882		108		UNIT NO 405 - HORACE CLOUGH	LAKESHORE	4.3	NATIONAL FUEL GAS
8146866		3101311883		108		UNIT NO 406 - MID-MEADOWS	LAKESHORE	3.0	NATIONAL FUEL GAS
8146882		3101311884		108		UNIT NO 407-GERALD PERRY	LAKESHORE	8.3	NATIONAL FUEL GAS
8146870		3101311886		108		UNIT NO 409 - BISSELL-BABCOCK	LAKESHORE	3.2	NATIONAL FUEL GAS
8146884		3101311887		108		UNIT NO 411-ALOYSIOS LEMANSKI	LAKESHORE	4.7	NATIONAL FUEL GAS
8146883		3101311889		108		UNIT NO 413-GERALD PIERCE	LAKESHORE	10.5	NATIONAL FUEL GAS
8146881		3101311898		108		UNIT NO 414-ERNEST KELLEY	LAKESHORE	4.5	NATIONAL FUEL GAS
8146880		3101311891		108		UNIT NO 415-ERNEST KELLY	LAKESHORE	2.6	NATIONAL FUEL GAS
8146879		3101311892		108		UNIT NO 416-RAY ANDERSON	LAKESHORE	3.6	NATIONAL FUEL GAS
8146878		3101311893		108		UNIT NO 418-RAY ANDERSON	LAKESHORE	2.3	NATIONAL FUEL GAS
8146860		3101311913		108		UNIT NO 439 - ALBERT VANDETTE	LAKESHORE	3.6	NATIONAL FUEL GAS
8146861		3101311916		108		UNIT NO 442 - JACK INGALLS	LAKESHORE	2.4	NATIONAL FUEL GAS
8146868		3101312299		108		UNIT NO 448 - JOSEPH JUREZAK	LAKESHORE	4.8	NATIONAL FUEL GAS
8146862		3101312273		108		UNIT NO 452 - STANLEY GIZOWSKI	LAKESHORE	1.2	NATIONAL FUEL GAS
8146911		3101312274		108		UNIT NO 453 - STANLEY GIZOWSKI	LAKESHORE	5.7	NATIONAL FUEL GAS
8146910	1033	3101312232		108		UNIT NO 462 - R PALMER	LAKESHORE	11.3	NATIONAL FUEL GAS
8146916	1035	3101312238		108		UNIT NO 478 - G BALL	LAKESHORE	0.3	NATIONAL FUEL GAS
8146891	463	3101311825		108		UNIT NO 520 - JOSEPH MIKULA	LAKESHORE	6.0	NATIONAL FUEL GAS
8146920	1036	3101312614		108		UNIT NO 528 - KINGSMITH FARM INC	LAKESHORE	8.9	NATIONAL FUEL GAS
8146909	1008	3101310756		108		UNIT NO 73 - P SUPPO	LAKESHORE	12.0	NATIONAL FUEL GAS
8146918	1006	3101310584		108		UNIT NO 88 - W SKINNER	LAKESHORE	8.3	NATIONAL FUEL GAS
-SCG GAS QUEST INC				RECEIVED: 08/20/81 JA: NY					
8146659	1067	3102913536		108		LARDO #1	EDEN-EVANS	9.2	TENNESSEE GAS PIP

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OHIO DEPARTMENT OF NATURAL RESOURCES

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-BEREA OIL AND GAS CORPORATION				RECEIVED: 08/24/81 JA: OH					
8146800		3411925507		103		GRANT #2	UNION	0.0	COLUMBIA GAS TRAN
8146800		3411925507		107-TF		GRANT #2	UNION	0.0	COLUMBIA GAS TRAN
8146801		3411925542		107-TF		K LEPAGE #2	UNION	0.0	COLUMBIA GAS TRAN
-CLINTON OIL CO				RECEIVED: 08/24/81 JA: OH					
8146803		3411925615		107-TF		OHIO POWER #3-604	CASS	0.0	
8146802		3411925372		107-TF		ROY THOMAS #2-608	CASS	100.0	
-DEVON PETROLEUM CORP				RECEIVED: 08/24/81 JA: OH					
8146808		3416726423		107-DV		CHARLES WAGNER #2	DECATURVILLE	20.0	COLUMBIA GAS TRAN
8146809		3416726669		107-DV		CHARLES WAGNER #5	DECATUR	18.0	COLUMBIA GAS TRAN
8146807		3416726417		107-DV		L JOHNSON-R BARTH #2	BARLOW	20.0	COLUMBIA GAS TRAN
8146804		3416726353		107-DV		RACHEL GIDDINGS #1	DECATUR	15.0	COLUMBIA GAS TRAN
8146805		3416726354		107-DV		SAMPLES GATES FRAME #1	BARLOW	15.0	COLUMBIA GAS TRAN
8146806		3416726416		107-DV		VERGIE BARTH #1	BARLOW	20.0	COLUMBIA GAS TRAN
-ELKHEAD GAS & OIL COMPANY				RECEIVED: 08/24/81 JA: OH					
8146810		3408322853	D	103		MCMILLAN #5	KNOX	12.0	COLUMBIA GAS TRAN
-ENERGY RECOVERY CO				RECEIVED: 08/24/81 JA: OH					
8146811		3411925481		107-TF		TURNER #2	LICKING	10.0	
-GNOME PETROLEUM INC				RECEIVED: 08/24/81 JA: OH					
8146814		3415521631		103		HOFFMAN #1	SOUTHINGTON	150.0	
8146814		3415521631		107-TF		HOFFMAN #1	SOUTHINGTON	150.0	
8146815		3415521846		103		KOVAR #1	SOUTHINGTON	21.0	
8146815		3415521846		107-TF		KOVAR #1	SOUTHINGTON	21.0	
-HARRIS ENGINEERING CO				RECEIVED: 08/24/81 JA: OH					
8146812		3412724755		103		CATHERINE KIENER NO 1	PIKE	36.0	COLUMBIA GAS TRAN
8146812		3412724755		107-TF		CATHERINE KIENER NO 1	PIKE	36.0	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
-INLAND DRILLING CO INC						RECEIVED: 08/24/81 JA: OH			
8146819		3413322182		103		ARMENTROUT UNIT #1	CHARLESTOWN	0.5	
8146819		3413322182		107-TF		ARMENTROUT UNIT #1	CHARLESTOWN	0.5	
8146824		3413322463		103		BOHAC #1	FREEDOM	0.3	
8146824		3413322463		107-TF		BOHAC #1	FREEDOM	0.3	
8146823		3413322462		103		BOWER #1	SHALERSVILLE	0.6	
8146823		3413322462		107-TF		BOWER #1	SHALERSVILLE	0.6	
8146818		3413322160		103		DAVIES #2	NELSON	0.1	
8146818		3413322160		107-TF		DAVIES #2	NELSON	0.1	
8146816		3413321794		103		RESNICK #1	RAVENNA	0.3	
8146816		3413321794		107-TF		RESNICK #1	RAVENNA	0.3	
8146822		3413322406		103		RESNICK #5	RAVENNA	0.3	
8146822		3413322406		107-TF		RESNICK #5	RAVENNA	0.3	
8146820		3413322184		103		WHEATON-ARMENTROUT #1	CHARLESTOWN	0.5	
8146820		3413322184		107-TF		WHEATON-ARMENTROUT #1	CHARLESTOWN	0.5	
8146821		3413322357		103		WINDMILL #2	RAVENNA	0.3	
8146821		3413322357		107-TF		WINDMILL #2	RAVENNA	0.3	
8146817		3413322135		103		WITCHEY #1	CHARLESTOWN	0.5	
8146817		3413322135		107-TF		WITCHEY #1	CHARLESTOWN	0.5	
-JOHN C MASON						RECEIVED: 08/24/81 JA: OH			
8146833		3407523048		107-TF		ANDY & MARY ERB #6	MECHANIC	15.0	COLUMBIA GAS TRAN
8146832		3407522653		107-TF		ERB-ZUERCHER UNIT #1	MECHANIC	15.0	COLUMBIA GAS TRAN
8146834		3407523091		107-TF		LESTER ERB #3	MECHANIC	20.0	COLUMBIA GAS TRAN
-K C PRODUCTION OF OHIO						RECEIVED: 08/24/81 JA: OH			
8146826A		3407523163		103		CROWE #4	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146826B		3407523163	D	107-TF		CROWE #4	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146828A		3407523167		103		FLINTSTONE FARMS #10	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146828B		3407523167	D	107-TF		FLINTSTONE FARMS #10	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146827A		3407523165		103		FLINTSTONE FARMS #7	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146827B		3407523165	D	107-TF		FLINTSTONE FARMS #7	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146825A		3407523152		103		HAROLD MOORE #2	KILLBUCK	20.0	COLUMBIA GAS TRAN
8146825B		3407523152	D	107-TF		HAROLD MOORE #2	KILLBUCK	20.0	COLUMBIA GAS TRAN
-LAKE REGION OIL INC						RECEIVED: 08/24/81 JA: OH			
8146829A		3407522891		103		ANDREW LEE YOUNG #1	KILLBUCK	15.0	COLUMBIA GAS TRAN
8146829B		3407522891	D	107-TF		ANDREW LEE YOUNG #1	KILLBUCK	15.0	COLUMBIA GAS TRAN
-LEADER EQUITIES INC						RECEIVED: 08/24/81 JA: OH			
8146830		3411925592		103		FOSTER - FOSTOR #1	ADAMS	15.0	
8146830		3411925592		107-TF		FOSTER - FOSTOR #1	ADAMS	15.0	
8146831		3411925597		103		GEORGE W CULLINS #1	CASS	15.0	
8146831		3411925597		107-TF		GEORGE W CULLINS #1	CASS	15.0	
-MARMAC RESOURCES LTD						RECEIVED: 08/24/81 JA: OH			
8146813		3407522484		103		YODER #1	PRAIRIE	0.0	
8146813		3407522484		107-TF		YODER #1	PRAIRIE	0.0	
-NATIONAL PETROLEUM CORP						RECEIVED: 08/24/81 JA: OH			
8146836		3411122149		103		E ACKERMAN #1	MALAGE	15.0	TEXAS EASTERN TRA
-NOBLE OIL CORP						RECEIVED: 08/24/81 JA: OH			
8146838		3413322157		107-TF		ENSINGER #1	EDINBURG	20.0	GENERAL ELECTRIC
8146842		3413322520		107-TF		HUGHES #1	PALMYRA	20.0	GENERAL ELECTRIC
8146844		3413322535		107-TF		KAINRAD #1	PALMYRA	20.0	GENERAL ELECTRIC
8146840		3413322279		107-TF		KAINRAD #2	PALMYRA	20.0	GENERAL ELECTRIC
8146839		3413322169		107-TF		MANN-VILLERS #2	PALMYRA	20.0	GENERAL ELECTRIC
8146843		3413322534		107-TF		ROOSA #1	PALMYRA	20.0	GENERAL ELECTRIC
8146837		3413322148		107-TF		RUGGLES #2	PALMYRE	20.0	GENERAL ELECTRIC

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146841		3413322379		107-TF		STEPHENS #1	EDINBURG	20.0	GENERAL ELECTRIC
-PENN-OHIO ENERGY CORP				RECEIVED: 08/24/81 JA: OH					
8146845		3407522713		103		ADAM H & LIZZIE MILLER #1	BERLIN	38.0	COLUMBIA GAS TRAN
8146845		3407522713		107-TF		ADAM H & LIZZIE MILLER #1	BERLIN	38.0	COLUMBIA GAS TRAN
8146846		3407522855		103		GLENN & EVELYN HENNIS #1	BERLIN	40.0	COLUMBIA GAS TRAN
8146846		3407522855		107-TF		GLENN & EVELYN HENNIS #1	BERLIN	40.0	COLUMBIA GAS TRAN
-PONDEROSA OIL COMPANY				RECEIVED: 08/24/81 JA: OH					
8146847		3407522836		103		BYRON J SWARTZ	PRAIRIE	12.0	COLUMBIA GAS TRAN
8146847		3407522836		107-TF		BYRON J SWARTZ	PRAIRIE	12.0	COLUMBIA GAS TRAN
-RELIANCE ENERGY				RECEIVED: 08/24/81 JA: OH					
8146848		3407522888		103		ABE J KEIM #1	SALT CREEK	12.0	COLUMBIA GAS TRAN
8146848		3407522888		107-TF		ABE J KEIM #1	SALT CREEK	12.0	COLUMBIA GAS TRAN
-REPUBLIC STEEL CORP				RECEIVED: 08/24/81 JA: OH					
8146849		3411925727		103		CONSOLIDATION COAL CO CR #1	SALEM	32.0	COLUMBIA GAS TRAN
8146849		3411925727		107-DP		CONSOLIDATION COAL CO CR #1	SALEM	32.0	COLUMBIA GAS TRAN
-RIMCO OPERATING INC				RECEIVED: 08/24/81 JA: OH					
8146850		3416922746		103		MCMILLEN #1	PLAIN	12.0	COLUMBIA GAS TRAN
-ROYI RESOURCES CORP				RECEIVED: 08/24/81 JA: OH					
8146851		3411925657		107-TF		JOHN FRICK #1	RICH HILL	100.0	COLUMBIA GAS TRAN
-SUPERIOR PETROLEUM INC				RECEIVED: 08/24/81 JA: OH					
8146853A		3411122004		103		CHRISTMAN #1	MALAGA	0.0	TEXAS EASTERN TRA
8146853B		3411122004	D	107-TF		CHRISTMAN #1	MALAGA	0.0	TEXAS EASTERN TRA
8146854A		3411122005		103		CLAUSS #1	MALAGA	0.0	TEXAS EASTERN TRA
8146854B		3411122005	D	107-TF		CLAUSS #1	MALAGA	0.0	TEXAS EASTERN TRA
8146852A		3411121941		103		E J & HAZEL WELLS #1	MALAGA	20.0	TEXAS EASTERN TRA
8146852B		3411121941	D	107-TF		E J & HAZEL WELLS #1	MALAGA	20.0	TEXAS EASTERN TRA
8146855A		3411122006		103		GALLAGHER #1	MALAGA	0.0	TEXAS EASTERN TRA
8146855B		3411122006	D	107-TF		GALLAGHER #1	MALAGA	0.0	TEXAS EASTERN TRA
8146856A		3411122007		103		MOORE #1	MALAGA	0.0	TEXAS EASTERN TRA
8146856B		3411122007	D	107-TF		MOORE #1	MALAGA	0.0	TEXAS EASTERN TRA
8146858A		3411122060		103		STEPHEN #1	MALAGA	0.0	TEXAS EASTERN TRA
8146858B		3411122060	D	107-TF		STEPHEN #1	MALAGA	0.0	TEXAS EASTERN TRA
8146857A		3411122059		103		WARD #1	MALAGA	0.0	TEXAS EASTERN TRA
8146857B		3411122059	D	107-TF		WARD #1	MALAGA	0.0	TEXAS EASTERN TRA
-THE MUTUAL OIL & GAS COMPANY				RECEIVED: 08/24/81 JA: OH					
8146835		3413322446		103		POLISH LEGION OF AMERICAN VETS #1	NELSON	10.0	EAST OHIO GAS CO
8146835		3413322446		107-TF		POLISH LEGION OF AMERICAN VETS #1	NELSON	10.0	EAST OHIO GAS CO
-VIKING RESOURCES CORP				RECEIVED: 08/24/81 JA: OH					
8146859		3415123522		103		BOOTH-MILLER UNIT #1	STARK	30.0	
8146859		3415123522		107-TF		BOOTH-MILLER UNIT #1	STARK	30.0	
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OKLAHOMA CORPORATION COMMISSION									
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-MAPCO PRODUCTION COMPANY				RECEIVED: 08/18/81 JA: OK					
8146653	11038	3501922170		102-A		WESTHEIMER-NEUSTADT #2-18	WEST HEWITT FIELD	40.8	AMINOIL USA INC
8146653	11038	3501922170		103		WESTHEIMER-NEUSTADT #2-18	WEST HEWITT FIELD	40.8	AMINOIL USA INC
-SAMSON RESOURCES COMPANY				RECEIVED: 08/18/81 JA: OK					
8146656	10513	3512120698		102-A		CANFIELD UNIT NO 1 - CROMWELL	FEATHERSTON	4.4	ARKANSAS LOUISIAN
8146656	10513	3512120698		103		CANFIELD UNIT NO 1 - CROMWELL	FEATHERSTON	4.4	ARKANSAS LOUISIAN
8146654	10515	3512120698		102-A		CANFIELD UNIT NO 1-SPIRO	FEATHERSTON	17.5	ARKANSAS LOUISIAN
8146654	10515	3512120698		103		CANFIELD UNIT NO 1-SPIRO	FEATHERSTON	17.5	ARKANSAS LOUISIAN
8146655	10514	3512120698		102-A		CANFIELD UNIT NO 1-WAPANUCKA	FEATHERSTON	92.0	ARKANSAS LOUISIAN
8146655	10514	3512120698		103		CANFIELD UNIT NO 1-WAPANUCKA	FEATHERSTON	92.0	ARKANSAS LOUISIAN

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
-SUMMIT ENERGY INC				RECEIVED: 08/18/81 JA: OK					
8146647	11608	3511921403		102-4		AUFLEGER NO 4-30		36.5	COLORADO GAS COMP
8146647	11608	3511921403		103		AUFLEGER NO 4-30		36.5	COLORADO GAS COMP
-TE CO				RECEIVED: 08/18/81 JA: OK					
8146648	11536	3514321032		102-4		MCKEE #1		0.0	COLORADO GAS COMP
8146649	11537	3514321047		102-4		MCKEE #3		0.0	COLORADO GAS COMP
8146650	11538	3514321135		102-4		MCKEE #5		91.0	COLORADO GAS COMP
8146652	11522	3514321087		102-4		MCKEE #6		10.0	COLORADO GAS COMP
8146651	11539	3514321136		102-4		MCKEE #7		0.0	COLORADO GAS COMP
-TEXACO INC				RECEIVED: 08/18/81 JA: OK					
8146657	10110	3507322694		103		P BRUEGGEN NO 1	N E OKARCHE	80.0	CONOCO INC
-THOMAS N BERRY & CO				RECEIVED: 08/18/81 JA: OK					
8146658	12008	3511900000		102-4		BERRY FEE #7	MEHAN	200.0	CITIES SERVICE GA
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PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL RESOURCES									
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-ADOBE OIL & GAS CORPORATION				RECEIVED: 08/20/81 JA: PA					
8146661	8622	3706572270		103		HERMAN FROST #1-B	REYNOLDSVILLE	23.0	
8146662	8624	3706522247		103		C S THOMPSON #1-B	REYNOLDSVILLE	23.0	
8146660	8621	3706522258		103		OHARAH-FROST UNIT #1-A	REYNOLDSVILLE	22.0	
-ALCOVE INVESTMENTS				RECEIVED: 08/20/81 JA: PA					
8146663	8633	3706320386		108		BYRON FRICK NO 1	ELDERS RIDGE	6.3	PEOPLES NATURAL G
8146665	8635	3706320464		108		BYRON FRICK NO 2	ELDERS RIDGE	6.3	PEOPLES NATURAL G
8146666	8636	3706320600		108		BYRON FRICK NO 3	WASHINGTON	13.0	PEOPLES NATURAL G
8146664	8634	3706320891		108		THOMAS M FRICK NO 1	WASHINGTON	8.8	PEOPLES NATURAL G
8146667	8637	3706321103		108		THOMAS M FRICK NO 2	WASHINGTON	7.9	PEOPLES NATURAL G
-B G BARTLEY				RECEIVED: 08/20/81 JA: PA					
8146668	8669	3706320118		108		W M BARRETT #1	SMICKSBURG	2.2	PEOPLES NATURAL G
-BITTINGER - BARRETT LEASEHOLD				RECEIVED: 08/20/81 JA: PA					
8146672	8615	3700500000		108		DENNIS BOYER #3	W MAHONING	3.0	PEOPLES NATURAL G
8146670	8613	3700500000		108		DENNIS BOYER #4	W MAHONING	5.0	PEOPLES NATURAL G
8146671	8614	3700500000		108		DENNIS BOYER #5	W MAHONING	3.0	PEOPLES NATURAL G
8146673	8616	3700500000		108		DENNIS BOYER #6	W MAHONING	3.0	PEOPLES NATURAL G
8146669	8472	3706324028		108		J ELMER ELKIN #2	W MAHONING	8.0	PEOPLES NATURAL G
-CABOT OIL & GAS CORP				RECEIVED: 08/20/81 JA: PA					
8146674	8765	3703920718		102-2		#1 WILLIAM HANSEN	FAIRFIELD	50.0	TENNESSEE GAS PIP
8146676	8771	3703921168		102-2		RONALD KALINOWSKI #1	FAIRFIELD	50.0	TENNESSEE GAS PIP
8146675	8767	3703920962		102-2		THOMAS JOHNSTON #1	FAIRFIELD	50.0	TENNESSEE GAS PIP
-CARROLL A WEAVER				RECEIVED: 08/20/81 JA: PA					
8146797	8772	3703100000		108		CARROLL A WEAVER #1	VAN FIELD	0.7	NATIONAL FUEL GAS
8146798	8773	3703100000		108		FIELD MAYS #1	VAN FIELD	6.5	NATIONAL FUEL GAS
8146799	8774	3703100000		108		METZ #1	VAN FIELD	2.9	NATIONAL FUEL GAS
-CASTLE GAS CO INC				RECEIVED: 08/20/81 JA: PA					
8146680	8788	3706323461		108		A CCUGHANOUR #1 (PNG-#5065) 23461	GRANT TOWNSHIP	12.0	PEOPLES NATURAL G
8146679	8787	3706324080		103		C WINDOWS #1 (PNG-#5256) IND-24080	BLACKLICK TOWNSHIP	78.0	PEOPLES NATURAL G
8146681	8791	3706323542		108		H R KINTER #1 (PNG-#5113) IND-23542	GRANT TOWNSHIP	7.0	PEOPLES NATURAL G
8146685	8795	3706323302		108		I M PARK #2 (PNG-#4975) IND-23302	WHITE TOWNSHIP	10.0	PEOPLES NATURAL G
8146684	8794	3706323514		108		R E MCCOY #1 (PNG-#5106) IND-23514	GRANT TOWNSHIP	5.0	PEOPLES NATURAL G
8146682	8792	3706323403		108		S E LEMMON #1 (PNG-#5061) IND-23403	GRANT TOWNSHIP	7.0	PEOPLES NATURAL G
8146683	8793	3706323404		108		S E LEMMON #2 (PNG-#5062) IND-23404	GRANT TOWNSHIP	7.0	PEOPLES NATURAL G
8146677	8785	3706324095		103		T H STUCHELL #3 (PNG-#5258) 24095	YOUNG TOWNSHIP	65.0	PEOPLES NATURAL G
8146678	8786	3706324056		103		T H STUCHELL #4 (PNG-#5259) 24096	BLACKLICK TOWNSHIP	75.0	PEOPLES NATURAL G
-CONSOLIDATED GAS SUPPLY CORPORATION				RECEIVED: 08/20/81 JA: PA					

JD NO	JA PKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146686	8581	3703321081		102-2		J L DUMM WN-1847	BURNSIDE	0.0	GENERAL SYSTEM PU
8146687	8535	3703320625		108		JAMES MITCHELL EST WN-1561	BELL TOWNSHIP	8.7	GENERAL SYSTEM PU
-DORAN & ASSOCIATES INC				RECEIVED: 08/20/81 JA: PA					
8146689	8243	3706325045		103		E BARTLEBAUGH #2 KA 58	UPPER DEVONIAN SANDS	30.0	CONSOLIDATED GAS
8146688	8632	3706326088		102-2		R HENRY #4 KA-69	UPPER DEVONIAN SANDS	30.0	COLUMBIA GAS TRAN
-EARL M RICHARDS				RECEIVED: 08/20/81 JA: PA					
8146789	8617	3700520589		108		DICKEY #1	SPRING CHURCH	1.5	PEOPLES NATURAL G
8146790	8618	3700500000		108		GEORGE NOLF #1	PUTNEYVILLE	3.0	PEOPLES NATURAL G
8146792	8620	3700522350		108		ROSS #1	RORING RUN	5.5	PEOPLES NATURAL G
8146791	8619	3700520850		108		TOWNSEND #4	SHADY PLAIN	1.4	PEOPLES NATURAL G
-ENERGY QUEST INC				RECEIVED: 08/20/81 JA: PA					
8146693	8763	3706325998		103		C L RUFFNER & SONS #2	CLYMER	30.0	COLUMBIA GAS TRAN
8146690	8760	3706325901		103		WILLIAM C HOUSER JR 118 A #3	CLYMER	30.0	COLUMBIA GAS TRAN
8146691	8761	3706325888		103		WILLIAM C HOUSER JR 159 A #3	CLYMER	30.0	COLUMBIA GAS TRAN
8146692	8762	3706325906		103		WILLIAM C HOUSER JR 159 A #5	CLYMER	30.0	COLUMBIA GAS TRAN
-FAIRMAN DRILLING CO				RECEIVED: 08/20/81 JA: PA					
8146695	8651	3706320780		108		EVA LITTLE AO 1 F-224	CRETE	36.0	PEOPLES NATURAL G
8146694	8638	3706320052		108		WOODROW PLYMIRE AO 1 F-29	ELDERS RIDGE	6.0	PEOPLES NATURAL G
-FOX OIL & GAS INC				RECEIVED: 08/20/81 JA: PA					
8146696	8582	3706326029		103		ALVIN E HENRY #1-A	MONTGOMERY	25.5	COLUMBIA GAS TRAN
-GOAL DRILLING CO				RECEIVED: 08/20/81 JA: PA					
8146698	8640	3703120267		108		C O BOYER #57	CLARION	2.7	COLUMBIA GAS TRAN
8146699	8641	3703122791		108		C O BOYER #59	CLARION	2.7	COLUMBIA GAS TRAN
8146700	8642	3703120118		108		E KEEFER #42	CLARION	1.5	COLUMBIA GAS TRAN
8146697	8639	3703120164		108		MARSHALL HEIRS #50	CLARION	5.1	COLUMBIA GAS TRAN
-MID-EAST OIL CO				RECEIVED: 08/20/81 JA: PA					
8146703	8667	3706322342		108		JOHN R NASER #1	MCINTYRE	19.1	PEOPLES NATURAL G
8146702	8666	3706322714		108		RONALD D BAGLEY #2	ERNEST	16.5	PEOPLES NATURAL G
8146701	8668	3706322045		103		WILLIAM J DOMBROWSKI #1	REYNOLDSVILLE	17.0	CONSOLIDATED GAS
-ONEXXX PRODUCTION & EXPLORATION COR				RECEIVED: 08/20/81 JA: PA					
8146778	8755	3712500000		108		BANFIELD #47	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146776	8753	3712500000		108		BANFIELD #48	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146775	8752	3712500000		108		BANFIELD #49	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146717	8694	3712500000		108		BOWER # 34	HICKORY	0.7	COLUMBIA GAS TRAN
8146756	8733	3712500000		108		BRADY #63	LONE PINE	1.0	COLUMBIA GAS TRAN
8146718	8695	3712500000		108		BRIGICH # 33	HICKORY	0.7	COLUMBIA GAS TRAN
8146777	8754	3712500000		108		BRISTOL #46	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146757	8734	3712500000		108		BRISTOL #62	LONE PINE	1.0	COLUMBIA GAS TRAN
8146743	8720	3712500000		108		CARLISLE-BRIGICH #13	HICKORY	0.7	COLUMBIA GAS TRAN
8146712	8689	3712500000		108		CHARTIERS SOUTHERN # 76	LONE PINE	1.0	COLUMBIA GAS TRAN
8146765	8742	3712500000		108		CURRY #53	LONE PINE	1.0	COLUMBIA GAS TRAN
8146713	8690	3712500000		108		DAGUE # 70	LONE PINE	1.0	COLUMBIA GAS TRAN
8146746	8723	3712500000		108		DHANS #10	HICKORY	0.7	COLUMBIA GAS TRAN
8146747	8724	3712500000		108		DHANS #9	HICKORY	0.7	COLUMBIA GAS TRAN
8146714	8691	3712500000		108		DON COWDEN #104	HICKORY	0.7	COLUMBIA GAS TRAN
8146779	8756	3712500000		108		FATTMAN #68	LONE PINE	1.0	COLUMBIA GAS TRAN
8146742	8719	3712500000		108		FLYNN #14	HICKORY	0.7	COLUMBIA GAS TRAN
8146741	8718	3712500000		108		FLYNN #15	HICKORY	0.7	COLUMBIA GAS TRAN
8146762	8739	3712500000		108		FRIEND #56	LONE PINE	1.0	COLUMBIA GAS TRAN
8146761	8738	3712500000		108		FRIEND #57	LONE PINE	1.0	COLUMBIA GAS TRAN
8146758	8735	3712500000		108		FULTON #61	LONE PINE	1.0	COLUMBIA GAS TRAN
8146768	8745	3712500000		108		GOUGHENOUR #50	LONE PINE	1.0	COLUMBIA GAS TRAN
8146767	8744	3712500000		108		GOUGHENOUR #51	LONE PINE	1.0	COLUMBIA GAS TRAN

JD NO	DA CKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PROD	PURCHASER
8146766	8743	3712500000		108		GOUGHENOUR #52	LONE PINE	1.0	COLUMBIA GAS TRAN
8146739	8716	3712500000		108		GRIFFITH #17	HICKORY	0.7	COLUMBIA GAS TRAN
8146738	8715	3712500000		108		GRIFFITH #18	HICKORY	0.7	COLUMBIA GAS TRAN
8146709	8686	3712500000		108		GUNDLACH #81	LONE PINE	1.0	COLUMBIA GAS TRAN
8146744	8721	3712500000		108		HARBISON - BRIGICH #12	HICKORY	0.7	COLUMBIA GAS TRAN
8146708	8685	3712500000		108		HARSCH #83	LONE PINE	1.0	COLUMBIA GAS TRAN
8146763	8740	3712500000		108		HILDEBRANDT #55	LONE PINE	1.0	COLUMBIA GAS TRAN
8146749	8726	3712500000		108		JOHN HERRIOTT #7	HICKORY	0.7	COLUMBIA GAS TRAN
8146729	8706	3712500000		108		JONES #78	LONE PINE	1.0	COLUMBIA GAS TRAN
8146731	8708	3712500000		108		KINDER #60	LONE PINE	1.0	COLUMBIA GAS TRAN
8146706	8683	3712500000		108		MARTIN #90	LONE PINE	1.0	COLUMBIA GAS TRAN
8146730	8707	3712500000		108		MATTHEWS #66	LONE PINE	1.0	COLUMBIA GAS TRAN
8146745	8722	3712500000		108		MILLER - KERIN #11	HICKORY	0.7	COLUMBIA GAS TRAN
8146781	8758	3712500000		108		MILLER #65	LONE PINE	1.0	COLUMBIA GAS TRAN
8146770	8747	3712500000		108		MILLER-BRIGICH #22	HICKORY	0.7	COLUMBIA GAS TRAN
8146733	8710	3712500000		108		MILLER-DAVIS #103	LONE PINE	1.0	COLUMBIA GAS TRAN
8146782	8759	3712500000		108		MOORE #64	LONE PINE	1.0	COLUMBIA GAS TRAN
8146704	8681	3712500000		108		MOWL #96	LONE PINE	1.0	COLUMBIA GAS TRAN
8146735	8712	3712500000		108		MOWL #97	LONE PINE	1.0	COLUMBIA GAS TRAN
8146734	8711	3712500000		108		MOWL #98	LONE PINE	1.0	COLUMBIA GAS TRAN
8146759	8736	3712500000		108		MYERS #59	LONE PINE	1.0	COLUMBIA GAS TRAN
8146726	8703	3712500000		108		NOVOTNY #25	HICKORY	0.7	COLUMBIA GAS TRAN
8146719	8696	3712500000		108		PAWLOSKY # 32	HICKORY	0.7	COLUMBIA GAS TRAN
8146728	8705	3712500000		108		PERRY - SPRIGGS #84	LONE PINE	1.0	COLUMBIA GAS TRAN
8146737	8714	3712500000		108		PHILLIPS #19	HICKORY	0.7	COLUMBIA GAS TRAN
8146736	8713	3712500000		108		PHILLIPS #20	HICKORY	0.7	COLUMBIA GAS TRAN
8146771	8748	3712500000		108		PHILLIPS #21	HICKORY	0.7	COLUMBIA GAS TRAN
8146774	8751	3712500000		108		PIECHNIK #100	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146723	8700	3712500000		108		PITTSBURGH COAL # 28	HICKORY	0.7	COLUMBIA GAS TRAN
8146773	8750	3712500000		108		PITTSBURGH COAL #101	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146725	8702	3712500000		108		PITTSBURGH COAL #26	HICKORY	0.7	COLUMBIA GAS TRAN
8146724	8701	3712500000		108		PITTSBURGH COAL #27	HICKORY	0.7	COLUMBIA GAS TRAN
8146772	8749	3712500000		108		QUIVEY #102	CANONSBURG	1.2	COLUMBIA GAS TRAN
8146727	8704	3712500000		108		R HERRIOTT #24	HICKORY	0.7	COLUMBIA GAS TRAN
8146707	8684	3712500000		108		ROSS #85	LONE PINE	1.0	COLUMBIA GAS TRAN
8146748	8725	3712500000		108		S ELSE COWDEN #8	HICKORY	0.7	COLUMBIA GAS TRAN
8146711	8688	3712500000		108		SARGENT #77	LONE PINE	1.0	COLUMBIA GAS TRAN
8146715	8692	3712500000		108		SHIBLER # 36	HICKORY	0.7	COLUMBIA GAS TRAN
8146753	8730	3712500000		108		SICKLES-HUTCHINSON #3	HICKORY	0.7	COLUMBIA GAS TRAN
8146752	8729	3712500000		108		SICKLES-HUTCHINSON #4	HICKORY	0.7	COLUMBIA GAS TRAN
8146751	8728	3712500000		108		SICKLES-HUTCHINSON #5	HICKORY	0.7	COLUMBIA GAS TRAN
8146760	8737	3712500000		108		SOWERS #58	LONE PINE	1.0	COLUMBIA GAS TRAN
8146716	8693	3712500000		108		SPIERS # 35	HICKORY	0.7	COLUMBIA GAS TRAN
8146755	8732	3712500000		108		STEWART #1	HICKORY	0.7	COLUMBIA GAS TRAN
8146754	8731	3712500000		108		STEWART #2	HICKORY	0.7	COLUMBIA GAS TRAN
8146764	8741	3712500000		108		SUNNEDECKER #54	LONE PINE	1.0	COLUMBIA GAS TRAN
8146780	8757	3712500000		108		SWART #67	LONE PINE	1.0	COLUMBIA GAS TRAN
8146732	8709	3712500000		108		THEAKSTON #99	LONE PINE	1.0	COLUMBIA GAS TRAN
8146710	8687	3712500000		108		WALLACE ROSS #80	LONE PINE	1.0	COLUMBIA GAS TRAN
8146750	8727	3712500000		108		WAYNE JOHNSTON #6	HICKORY	0.7	COLUMBIA GAS TRAN
8146705	8682	3712500000		108		WHERRY #94	LONE PINE	1.0	COLUMBIA GAS TRAN
8146740	8717	3712500000		108		WILLIAM B JOHNSON #16	HICKORY	0.7	COLUMBIA GAS TRAN
8146722	8699	3712500000		108		WILLISON # 29	HICKORY	0.7	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D	SEC	CAT	WELL NAME	FIELD NAME	PRCD	PURCHASER
8146721	8698	3712500000		108		WILLISON # 30	HICKORY	0.7	COLUMBIA GAS TRAN
8146720	8697	3712500000		108		WILLISON # 31	HICKORY	0.7	COLUMBIA GAS TRAN
8146769	8746	3712500000		108		WOODRUFF - SKILES #23	HICKORY	0.7	COLUMBIA GAS TRAN
-VICTORY DEVELOPMENT CO				RECEIVED: 08/20/81 JA: PA					
8146796	8655	3700521460		108		ALCORN #1 ARM-1460 R	ALCORN	2.0	PEOPLES NATURAL G
8146794	8653	3706320593		108		EDWARDS #1 IND-593	EDWARDS	3.5	PEOPLES NATURAL G
8146793	8652	3706320691		108		MILLER #2 (CANALE) IND-691	MILLER #2 (CANALE)	3.5	PEOPLES NATURAL G
8146795	8654	3700521443		108		RUPP #2 ARM-1443 R	RUPP	1.5	PEOPLES NATURAL G
-WILLIAM R PARRY				RECEIVED: 08/20/81 JA: PA					
8146783	8644	3705900000		108		J M PARRY NO 1	NEW FREEPORT QUADRANGLE	2.3	PEOPLES NATURAL G
8146784	8645	3705900000		108		PERRY YATES #3	NEW FREEPORT QUADRANGLE	2.3	THE PEOPLES NATUR
-WM R & TAYLOR PARRY				RECEIVED: 08/20/81 JA: PA					
8146787	8648	3705900000		108		JOHN WOOD		3.7	PEOPLES NATURAL G
8146788	8649	3705900000		108		JOSH AND EMMA WOOD	NEW FREEPORT QUADRANGLE	4.2	PEOPLES NATURAL G
8146786	8647	3705900000		108		PETER PARSON		3.9	PEOPLES NATURAL G
8146785	8646	3705900000		108		WILLIAM W GLENDENING	NEW FREEPORT QUADRANGLE	2.0	PEOPLES NATURAL G

BILLING CODE 6450-85-C

The above notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production: (PROD) is in million cubic feet (MMCF). An (*) before the Control (JD) number denotes additional purchasers listed at the end of the notice.

The applications for determination are available for inspection except to the extent such material is confidential under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capitol St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission on or before October 2, 1981.

Categories within each NGPA section are indicated by the following codes:

Section 102–1: New OCS lease
102–2: New well (2.5 mile rule)
102–3: New well (1000 ft rule)
102–4: New onshore reservoir
102–5: New reservoir on old OCS lease
Section 107–DP: 15,000 feet or deeper
107–GB: Geopressured brine
107–CS: Coal seams
107–DV: Devonian shale
107–PE: Production enhancement
107–TF: New tight formation
107–RT: Recompletion tight formation
Section 108: Stripper well
108–SA: Seasonally affected
108–ER: Enhanced recovery
108–PB: Pressure buildup

Kenneth F. Plumb,

Secretary.

[FR Doc. 81–27021 Filed 9–16–81; 8:45 am]

BILLING CODE 6450–85–M

[Project No. 4578–000]

Mascoma Power Co.; Application for Preliminary Permit

September 9, 1981.

Take notice that Mascoma Power Company (Applicant) filed on April 23, 1981, and revised on August 11, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 4578 known as the Mascoma Project located on the Mascoma River in Grafton County, New Hampshire. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Roger Lee Easton, 10 King Hill Road, Canaan, New Hampshire 03741, and Mr. Blynn Merrill, Church Street, Canaan, New Hampshire 03741.

Project Description—The proposed project would consist of: (1) the existing 12-foot-high, 250-foot-long Mascoma Dam. The dam is owned by the New Hampshire Water Resources Board; (2) the existing 115-acre Mascoma Lake Reservoir; (3) a proposed penstock with a length of approximately 38,000 feet; (4) a proposed powerhouse with a total installed capacity of 6,100 kW; and (5) appurtenant works. The Applicant estimates that the average annual output would be 20,600,000 kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of three years, during which time it would prepare studies of the hydraulic, construction, economic, environmental, historic, and recreational aspects of the project. Depending upon the outcome of the studies, the Applicant would prepare an application for an FERC license. Applicant estimates the cost of studies under the permit would be $50,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 13, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 13, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81–27015 Filed 9–16–81; 8:45 am]

BILLING CODE 6450–85–M

[Docket Nos. TA81–2–11–003 and RP72–133]

United Gas Pipe Line Co.; Filing in Compliance With Commission Order

September 8, 1981.

Take notice that on August 11, 1981, United Gas Pipe Line Company (United) filed herein Revised Fifty-Third Revised Sheet No. 4 and Revised Second Revised Sheet No. 4–C of its FERC Gas Tariff, First Revised Volume No. 1, to become effective July 1, 1981.

This filing is made for purposes of complying with a Commission Order to file revised tariff sheets within thirty (30) days of June 30, 1981. By order issued July 30, 1981, in Docket No. TA81–2–11–003, the Commission granted an extension on time for the filing of revised tariff sheets to and including August 11, 1981. By order dated August 10, 1981, the Commission granted a further extension of time for filing revised tariff sheets as required by said order dated June 30, 1981, to and including fifteen (15) days after the Commission acts on United's pending application for rehearing of that order.

In addition to the revisions required by said order dated June 30, 1981, United states that the enclosed filing also reflects a reduction in the surcharge resulting from (1) an adjustment to correct prior period overcollections of gas cost, (2) adjustments for excess surcharge collections for the months of August and September, 1979 and February, 1980, (3) a Natural Gas Policy Act of 1978 gas cost adjustment, and (4)

correction of the surcharge adjustment resulting from deferred transmission compression and storage costs made pursuant to the Docket No. RP78-68 Stipulation and Agreement.

United states that said order issued June 30, 1981, directed United to eliminate the Louisiana First Use Tax Tracking Adjustment from the current portion of its rates. In accordance therewith, Revised Fifty-Third Revised Sheet No. 4 reflects elimination of the Louisiana First Use Tax Cumulative Adjustment identified in footnotes 1 and 2 on the Fifty-Third Revised Sheet No. 4.

United also states that it proposes by this filing to eliminate from its FERC Gas Tariff the Louisiana First Use Tax Surcharge.

United states that because of the elimination of the Louisiana First Use Tax Adjustments, Appendix A, submitted with United's PGA filing which became effective July 1, 1981, is no longer applicable.

United proposes that the tariff sheets submitted herewith become effective on July 1, 1981, in accordance with the hereinabove described orders issued by the Commission on June 30, 1981 and July 30, 1981.

United, moreover, requests such additional waiver of Section 154.22 of the Commission's Regulations as may be required to permit such sheets to become effective July 1, 1981.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 23, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27016 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5182-000]

Vermont Power Consortium; Application for Preliminary Permit

September 9, 1981.

Take notice that the Vermont Power Consortium (Applicant) filed on August 6, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5182-000 to be known as the Ladd's Mill Project located on the North Branch of the Winooski River in Washington County, Vermont. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. John H. Stuart, 120 Lake Street, Burlington, Vermont 05401.

Project Description—The project would consist of: (1) the existing Ladd's Mill Dam, a 17.7-foot-high concrete structure; (2) a reservoir having a total storage capacity of approximately 150,000 cubic feet; (3) a proposed powerhouse with a total installed capacity fo 150 kW; and (4) appurtenant works. The Applicant estimates that the average annual energy output would be 788,400 kWh. Project energy would be sold to a local public utility.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of 18 months, during which time Applicant would investigate the engineering, economic and environmental aspects of the project. Depending whether to proceed with an application for license or exemption from licensing. Applicant estimates the cost of studies under the permit would be in the range of $24,500.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 14, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or petition to intervene must be received on or before November 14, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENT," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27017 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4292-001]

Arkansas Electric Cooperative Corp.; Application for Preliminary Permit

September 9, 1981.

Take notice that the Arkansas Electric Cooperative Corporation (Applicant) filed on July 31, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 4292 to be known as the Irons Fork Dam Hydroelectric Power Project located on Irons Fork of the Ouachita River in Polk County, Arkansas. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Joe R. Moody, Jr., Benham-Holway Power Group, 4111 South Darlington Avenue, Tulsa, Oklahoma 74135.

Project Description—The proposed project would consist of: (1) The existing Irons Fork Dam with a crest length of 1,440.0 feet and a height of 88.0 feet; (2) the existing Irons Fork Reservoir with a surface area of 305 acres at a mean surface elevation of 1,089.5 feet m.s.l; (3) a reconditioned 60-inch penstock; leading to (4) a new powerhouse 20 feet high, 25 feet wide, and 30 feet long

containing one turbine/generator unit with a rated capacity of 300 kW; (5) a 60-inch diameter diversion structure to bypass flow; (6) a new tailrace; (7) a new switchyard; (8) a new 13.8-kV transmission line approximately six miles long; and (9) appurtenant works. The Irons Fork Dam and Reservoir are owned by the City of Mena, Arkansas. The Applicant estimates that the average annual energy output would be 275,000 kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of three years, during which time it would investigate project design alternatives, financial feasability, environmental effects of project construction and operation, and project power potential. Depending upon the outcome of the studies, the Applicant would decide whether to proceed with an application for FERC license. Applicant estimates the cost of the studies under the permit would be between $38,000 and $80,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 14, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below), it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 14, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-26986 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 3207-001]

Borough of Saltsburg, Pa., Pennsylvania Renewable Resources, Inc.; Application for Major License—Existing Dam

September 9, 1981.

Take notice that the Borough of Saltsburg, Pennsylvania and Pennsylvania Renewable Resources, Inc., (Applicant) filed on July 13, 1981, an application for license [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for the proposed Conemaugh River Dam Project, FERC No. 3207–001, to be located at the base of the U.S. Army Corps of Engineers' (Corps) existing Conemaugh Dam on the Conemaugh River in Westmoreland County, Pennsylvania. Correspondence with the Applicant should be directed to: Mr. John Johnson, Council President, Borough of Saltsburg, City Hall, Saltsburg, Pennsylvania 15681; and Mr. Jeffrey M. Kossak, Pennsylvania Renewable Resources, Inc., 14 Wall Street, Suite 1900, New York, New York 10005.

Project Description—The proposed project would consist of (1) A bi-level, gated intake structure; (2) a 740-foot long, 16-foot diameter concrete and steel-lined power tunnel; (3) a powerhouse with a single 10-MW turbine-generator unit; (4) a tailrace channel; (5) approximately two miles of 23-kV transmission line; and (6) appurtenant works. The application was filed pursuant to the Applicant's preliminary permit for the Conemaugh River Dam Project, issued on December 12, 1980.

Purpose of Project—Project energy would be sold to local public utilities. Recreational facilities at the Conemaugh Lake Development have been developed by the Corps. Facilities are available for hiking, picnicking, and hunting. Applicant estimates the total cost of the project to be about $23,931,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before October 22, 1981, either the competing application itself or a notice of intent to file a competing application. Submission of a timely notice of intent allows an interested person to file the competing application no later than October 22, 1981. A notice of intent must conform with requirements of 18 CFR 4.33 (b) and (c) (1980). A competing application must conform with the requirements of 18 CFR 4.33 (a) and (d) (1980).

Comments, Protests, and Petitions To Intervene—Anyone desiring to be heard or to make any protests about this application should file a petition to intervene or a protest with the Commission, in accordance with the requirements of its Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.0 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be received on or before October 22, 1981.

Filing and Service of Responsive Documents—Any comments, notices of intent, competing applications, protests, or petitions to intervene must bear in all capital letters the title "COMMENTS", "NOTICES OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITIONS TO INTERVENE", as applicable. Any of these filings must state that it is made in response to this notice of application for license for Project No. 3207–001. Any comments, notices of intent, competing applications, protests, or petitions to intervene must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications

Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208, 400 First Street, N.W., Washington, D.C. 20426. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-28999 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 5262-000]

Mr. James O. Boyd, Application for Preliminary Permit

September 10, 1981.

Take notice that Mr. James O. Boyd (Applicant) filed on August 21, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 5262 to be known as the Boyd's Hat Creek Ranch Hydroelectric Project located on Hat Creek in Shasta County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Neal P. Dixon, CH2M HILL, P.O. Box 2088, Redding, California 96099.

Project Description—The proposed project would consist of: (1) A diversion intake structure within the west bank of the Hat Creek; (2) a 3,400-foot long pipeline/penstock combination; (3) a powerhouse containing a single generating unit with a rated capacity of 1,100 kW; and (4) a 750-foot long transmission line connecting the powerhouse with an existing Pacific Gas and Electric Company transmission line east of the powerhouse. Applicant estimates the annual energy output at 7 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant has requested a 36-month permit to prepare a definitive project report including preliminary designs, results of geological, environmental and economic feasibility studies. The cost of the above activities, along with preparation of an environmental impact report, obtaining agreements with Federal, State, and local agencies, preparing a license application, conducting final field surveys, and preparing designs is estimated by the Applicant to be $80,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 12, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 12, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27022 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-717-000]

Central Vermont Public Service Corp.; Filing

September 9, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing a proposed change in its FERC Electric Service Rate No. 92. The proposed change would not change in revenue from jurisdictional sales for the twelve month period ending October 31, 1981. No transactions have occurred under the Agreement during the preceding twelve months, and none are contemplated during the succeeding twelve months.

The change is proposed in accordance with Article V of the Company's agreement with the Lyndonville Electric Department, which provides that charges under the agreement will be updated annually to incorporate the Company's purchased power cost experience for the preceding twelve months ending April and the Company's capacity cost associated with company-owned generating facilities for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Lyndonville Electric Department and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 25, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27000 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-714-000]

Central Vermont Public Service Corp.; Filing

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing proposed changes in its FERC Electric Service Rate No. 99. The proposed changes would increase revenues from jurisdictional sales and service by $36 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article VIII of the Company's transmission service agreement with the Village of Hyde Park Water and Light Department which provides that charges will be updated annually to incorporate the Company's cost experience for the preceding calandar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Village of Hyde Park Water and Light Department and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27023 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-713-000]

Central Vermont Public Service Corp.; Filing

September 10, 1981.

The filing Company submits the following:

Take notice that Central Vermont Public Service Corporation (Central) on August 31, 1981, tendered for filing proposed changes in its FERC Electric Service Rate No. 101. The proposed changes would increase revenues from jurisdictional sales and service by $984 for the twelve month period ending October 31, 1981.

The change is proposed in accordance with the provisions of Article VIII of the Company's transmission service agreement with the Allied Power and Light Company which provides that charges will be updated annully to incorporate the Company's cost of experience for the preceding calendar year.

Central proposes an effective date of November 1, 1981.

Copies of the filing were served upon the Allied Power and Light Company and the Vermont Public Service Board.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27024 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-704-000]

Commonwealth Electric Co.; Filing

September 9, 1981.

The filing Company submits the following:

Take notice that on August 27, 1981, Commonwealth Electric Company (Commonwealth) filed a rate schedule pursuant to § 35.12 of the Regulations under the Federal Power Act, governing the sale by Commonwealth of a portion of its entitlement to capacity and related energy produced by Canal Electric Company's Unit No. 2 (the Unit) to the Massachusetts Municipal Wholesale Electric Company (MMWEC).

By the provisions of the tendered rate schedule Commonwealth proposes to sell to MMWEC 6,030 kilowatts of the Net Capability of the Unit (as defined in Article III of the tendered rate schedule) plus the energy related thereto for a six month period beginning May 1, 1981.

Commonwealth requests that the Commission waive its notice requirements pursuant to Section 35.11 of its Regulations to allow an effective date of May 1, 1981.

A copy of the filing has been served upon MMWEC.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 25, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27001 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-709-000]

Duke Power Co.; Filing

September 9, 1981.

The filing Company submits the following:

Take notice that Duke Power Company (Duke Power) tendered for filing on August 28, 1981 a supplement to the Company's Electric Power Contract with Blue Ridge Electric Cooperative, Inc. Duke Power states that this contract is on file with the Commission and has been designated Duke Power Company Rate Schedule FERC No. 142.

Duke Power further states that the Company's contract supplement, made at the request of the customer and with agreement obtained from the customer, provides for the following additional delivery: Delivery Point No. 18 with a designated demand of 4,500 KW.

Duke Power indicates that this supplement also includes an estimate of sales and revenue for twelve months immediately preceding and for the twelve months immediately succeeding the effective date. Duke Power proposes an effective date of August 19, 1981.

According to Duke Power copies of this filing were mailed to Blue Ridge Electric Cooperative, Inc., and the South Carolina Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 25, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27002 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RP79-12-014]

El Paso Natural Gas Co.; Filing Post-Period Audit Report

September 9, 1981.

Take notice that on August 31, 1981, El Paso Natural Gas Company ("El Paso") tendered for filing and acceptance its Post-Period Audit Report based on actual data for the twelve-month period ending May 31, 1981 ("Period 2") reflecting the proposed disposition of refunds to El Paso's customers for the excess of jurisdictional revenues over the jurisdictional cost of service for Period 2 and crediting the jurisdictional provision for refund which is $27,565,972 to El Paso's unrecovered purchased gas cost account (Account 191) effective July 1, 1981. Such report is submitted in accordance with Section C of Article V, *Contingent Refunds for Revenues in Excess of Settlement Cost of Service*, of El Paso's Stipulation and Agreement as Restated and Amended dated and filed with the Federal Energy Regulatory Commission ("Commission") January 16, 1980, as approved by Commission order issued May 30, 1980 at Docket No. RP79-12 (Extension) and Article III, *Crediting of Period 2 Refunds to Account 191*, of El Paso's Stipulation and Agreement dated July 10, 1981 and filed July 13, 1981 at Docket Nos. RP79-12 (Further Extension), CP80-367 and CI80-311 through CI80-320. The latter Stipulation and Agreement is pending Commission approval.

El Paso states that copies of the applicable documents were served upon all of El Paso's interstate transmission system customers, all parties of record in Docket No. RP79-12 (Extension) and RP79-12 (Further Extension) and interested state regulatory commissions.

Any person desiring to be heard or to make any protest with reference to said filing should, on or before Sept. 23, 1981, file with the Federal Energy Regulatory Commission, Washington, D.C., 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations Under the Natural Gas Act (18 CFR 157.10). Protests filed with the Commission will be considered by it in determining the appropriate action to be taken, but will not serve to make any protestants parties to the proceeding. Any person wishing to become a party to a proceeding must file a petition to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27003 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket Nos. G-9279, et al.]

Florida Gas Transmission Co., et al; Filing of Pipeline Refund Reports and Refund Plans

September 9, 1981.

Take notice that the pipelines listed in the Appendix hereto have submitted to the Commission for filing proposed refund reports or refund plans. The date of filing, docket number, and type of filing are also shown on the Appendix.

Any person wishing to do so may submit comments in writing concerning the subject refund reports and plans. All such comments should be filed with or mailed to the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, on or before September 24, 1981. Copies of the respective filings are on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

Appendix

Filing date	Company and Docket No.	Type filing
May 12, 1980	Florida Gas Supply Co.; G-9279.	Report.
Aug. 24, 1981	Columbia Gas Transmission Corp.; RP81-117-001[1].	Report.
Do	Arkansas Louisiana Gas Co.; RP81-101-001[1].	Report.
Aug. 27, 1981	El Paso Natural Gas Co.; RP81-131-000[1].	Report.
Aug. 31, 1981	Transwestern Pipeline Co.; RP75-74-007.	Report.
Sept. 1, 1981	Arkansas Louisiana Gas Co.; RP81-101-002[1].	Report.

[1] All future LFUT flow-through refunds will retain the same by-company docket number.

[FR Doc. 81-27004 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-707-000]

Florida Power & Light Co.; Filing

September 9, 1981.

The filing Company submits the following:

Take notice that on August 28, 1981, Florida Power & Light Company (FPL) tendered for filing one Exhibit A which provides for the Contract Demand for the City of Vero Beach.

The proposed effective date for the Contract Demand for Vero Beach is October 1, 1981.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 25, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27005 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4481-000]

Midvale Irrigation District; Application for Preliminary Permit

September 9, 1981.

Take notice that Midvale Irrigation District (Applicant) filed on April 3, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 4481 to be known as the Bull Lake Dam Project located at the U.S. Bureau of Reclamation's Bull Lake Dam on Bull Lake Creek in Fremont County, Wyoming. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Jack Long, Manager, Midvale Irrigation District, P.O. Box 128, Pavillion, Wyoming 82523.

Project Description—The proposed project would consist of: (1) A proposed powerhouse located on the north side of Bull Lake Creek and the existing outlet works; (2) proposed transmission facilities; and (3) appurtenant facilities. Applicant estimates the capacity of its project to be between 2.2 and 4.0 MW, with an average annual generation of between 6.1 GWh and 8.4 GWh. The Applicant proposes to study the power market in the Bull Lake Area to determine the most appropriate power market for the project generation. The proposed project is located on lands owned by the U.S. Government of the Shoshone and Arapahoe Tribes.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months, during which time studies would be made to determine the technical environmental, economic and financial feasibility of the proposed project. The cost of Applicant's studies are estimated to be $40,000.

Competing Applications—This application was filed as a competing application to the Bull Lake Power Project No. 3550 filed on October 9, 1980, by Continental Hydro Corporation under 18 CFR 4.33 (1980). Public notice of the filing of the initial application has already been given and the due date for filing competing application or notices of intent has passed. Therefore, no further competing applications or notices of intent to file competing applications will be accepted for filing.

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or petition to intervene must be received on or before October 24, 1981.

Filing and Service of Responsive Documents—Any comments, protests, or petitions to intervene must bear in all capital letters the title "COMMENTS," "PROTEST", or "PETITION TO INTERVENE", as applicable. Any of these filings must also state that it is made in response to this notice of application for preliminary permit for Project No. 4481. Any comments, protests, or petitions to intervene must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Room 208 RB Building, Washington, D.C. 20426. A copy of any petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27008 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RP81-48-001]

Mississippi River Transmission Corp; Filing of Motion To Make Suspended Tariff Sheets Effective

September 9, 1981.

Take notice that on August 31, 1981, Mississippi River Transmission Corporation ("Mississippi") filed a Motion to Make Suspended Tariff Sheets Effective. In its Motion, Mississippi moves to make effective on October 1, 1981 the below-listed revised tariff sheets to its FERC Gas Tariff, such sheets being those filed by Mississippi in this proceeding on March 31, 1981 with certain revisions:

First Revised Volume No. 1

Eightieth Revised Sheet No. 3A
Fifteenth Revised Sheet No. 5
Eighth Revised Sheet No. 27B
Seventh Revised Sheet No. 27]

Original Volume No. 2

Third Revised Sheet No. 86
First Revised Sheet No. 145
First Revised Sheet No. 178

Mississippi states that pursuant to Commission order, and as described in the motion, revisions have been made to the rates and charges in the tariff sheets to reflect: (1) The elimination of all costs and associated expenditures related to those facilities not anticipated to be in service by September 30, 1981; (2) the actual balance of advance payments as of July 31, 1981 and the estimated recoupment of advances during August and September, 1981; (3) PGA unit adjustments based on the cost of purchased gas and the deferred surcharge included in Mississippi's PGA effective September 1, 1981; (4) adjustments for costs of transportation and compression and storage services provided by others; and (5) the elimination of amounts for the Louisiana First Use Tax.

Mississippi states that copies of the Motion, together, with the revised tariff sheets, computations in support of the rate revisions, Agreement and Undertaking, and Resolution have been served on all jurisdictional customers, parties to this proceeding and interested State Commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, DC 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10) All such petitions or protests should be filed on or before September 23, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27007 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RP81-134-000]

Natural Gas Pipeline Company of America; Proposed Changes in FERC Gas Tariff

September 10, 1981.

Take Notice that on Sept. 1, 1981, Natural Gas Pipeline Company of America (Natural), tendered for filing proposed changes in its FERC Gas Tariff, Second Revised Volume No. 2:

Second Revised Sheet No. 1499

Natural states that the purpose of this filing is to revise Rate Schedule X-116, a transportation agreement dated June 23, 1980, between Natural and Chevron Chemical Company, to reflect a revised transportation rate pursuant to Paragraphs 1 and 2 of Article III. Authorization for this service was granted by Commission Order issued December 31, 1980 at Docket No. CP80-452.

A copy of this filing was mailed to Chevron Chemical Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before Sept. 24, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27025 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RP81-135-000]

Natural Gas Pipeline Company of America; Proposed Changes in FERC Gas Tariff

September 10, 1981.

Take Notice that on Sept. 1, 1981, Natural Gas Pipeline Company of America (Natural), tendered for filing proposed changes in its FERC Gas Tariff, Second Revised Volume No. 2:

First Revised Sheet No. 1424E

The purpose of this filing is to revise the charges for gathering under Rate Schedule X-111, a transportation and exchange agreement dated December, 29, 1978, between Natural and Colorado Interstate Gas Company. The revised reimbursement charges for gathering services have been computed pursuant to Paragraph 5.5 of Article V of that agreement. Authorization for this service was granted at Docket No. CP79-204.

Copies for this filing were mailed to Colorado Interstate Gas Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before Sept. 24, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27028 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-720-000]

New England Power Co.; Filing

September 10, 1981.

The filing Company submits the following:

Take notice that New England Power Company ("NEP") on August 31, 1981 filed a notice to terminate, as of October 31, 1981, the following rate schedules: Schedules II-B, II-CD, III-C, III-CD, III-D and III-T of Original Volume Number 1 of NEP's FPC Electric Tariff; and the entire Original Volume Number of 2 of NEP's FPC Electric Tariff.

Any person desiring to be heard or to make any protest with reference to this filing should submit to the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, on or before September 28, 1981, petitions to intervene or protest according to the Commission's Rule of Practice and Procedure (18 CFR 1.8 or 1.10). All protests will be considered by the Commission in determining the appropriate action to be taken, but protests will not serve to make protestants parties to the proceeding. A person wishing to become a party must file a petition to intervene. Copies of the application and supporting documents are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27027 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-723-000]

Pacific Gas and Electric Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that on August 28, 1981, Pacific Gas and Electric Company (PG&E) tendered for filing a Certificate of Concurrence of an exchange agreement between PG&E and the Washington Water Power Company, dated April 3, 1981.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27023 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. TA82-1-39-000]

Pacific Interstate Transmission Co.; Proposed Changes in FERC Gas Tariff Pursuant To Purchased Gas Cost Adjustment Provision and Incremental Pricing Provision

September 9, 1981.

Take notice that Pacific Interstate Transmission Company (Pacific Interstate) on August 31, 1981 tendered for filing as part of its FERC Gas Tariff, Original Volume No. 2, the following sheets:

Eighteenth Revised Sheet No. 4
Third Revised Sheet No. 4-A
Fifteenth Revised Sheet No. 5

Pacific Interstate states that these tariff sheets are issued pursuant to the Purchased Gas Cost Adjustment (PGCA) Provision and Incremental Pricing Provision as set forth in Sections 16 and 17, respectively, of the General Terms and Conditions of its FERC Gas Tariff, Original Volume No. 2. The proposed effective date of these tendered tariff sheets and the rates reflected thereon is October 1, 1981.

Pacific Interstate further states that the tendered tariff sheets reflect a proposed S-G-1 commodity rate of 227.63¢ per decatherm, an increase of 43.01¢ from the 184.62¢ per decatherm rate effective April 1, 1981, the date of the last S-G-1 commodity rate change, and that such increase reflects a Current Gas Cost Adjustment and a change in the Surcharge Adjustment.

Pacific Interstate states that the Current Gas Cost Adjustment is based on an annualized gas cost increase of $60,278 and that the Surcharge Adjustment is designed to amortize, over a six-month period beginning October 1, 1981, an amount of ($5,574), which is the amount of Pacific Interstate's Unrecovered Purchased Gas Cost account at June 30, 1981.

Furthermore, Pacific Interstate states that there is no incremental pricing surcharge adjustment applicable to this filing, since its only customer has no surcharge absorption capability.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 23, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27008 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-729-000]

Pacific Power & Light Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take Notice that Pacific Power & Light Company (Pacific) on August 31, 1981, tendered for filing, in accordance with Section 35.12 of the Commission's Regulations, individual Letter Agreements between Pacific and the following Purchasers:

Idaho Power Company.

Pacific Gas and Electric Company.

Southern California Edison Company.

The Letter Agreement provide for the sale of firm electric capacity and energy by Pacific to the Purchasers.

Pacific requests waiver of the Commission's notice requirements to permit this rate schedule to become effective on the date of initial service specified in the Letter Agreements.

Copies of the filing were supplied to the Purchasers.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C., 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27029 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ES81-78-000]

Pennsylvania Power & Light Co.; Notice of Application

September 9, 1981.

Take notice that on August 28, 1981, Pennsylvania Power & Light Company (Applicant) filed an application with the Federal Energy Regulatory Commission pursuant to Section 204 of the Federal Power Act seeking authority to issue not more than $400,000,000 of short-term unsecured Promissory Notes including commercial paper notes on or before September 30, 1982.

Any person desiring to be heard or to make any protest with reference to said application should, on or before September 24, 1981, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). The application is on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27009 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-705-000]

Public Service Company of Oklahoma; Notice of Cancellation

September 10, 1981.

The filing Company submits the following:

Take notice that Public Service Company of Oklahoma (PSO) on August 28, 1981, tendered for filing a Notice of Cancellation of Supplement No. 7 to Rate Schedule FPC No. 118 dated May 25, 1981, between PSO and Gulf States Utilities.

PSO proposes an effective date of October 3, 1981.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27030 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4892-000]

Puget Sound Power & Light Co.; Application for Preliminary Permit

September 10, 1981.

Take notice that Puget Sound Power & Light Company (Applicant) filed on June 17, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for Project No. 4892 to be known as the Glacier Creed Project located on Glacier Creek in Whatcom County, Washington. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Robert V. Myers, Puget Sound Power & Light Company, Puget Power Building, Bellevue, Washington 98009.

Project Description—The proposed project would consist of: (1) a 25-foot high concrete gravity diversion dam; (2) a 1.7-mile long concrete pipeline; (3) a 2,000-foot long steel penstock; (4) a powerhouse containing one generating unit rated at 7,000 kW; and (5) a 1,250-foot long transmission line. The Applicant estimates the average annual energy generation to be 28 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of 24 months, during which time it would conduct engineering, economic, environmental and feasibility studies, and prepare an FERC license application. No new roads would be required to conduct the studies. Land disturbing studies under the work plan include test borings and pits at the dam, powerhouse, and the pipeline sites, and brush clearing for surveying and setting gaging stations. Disturbed areas will be restored.

The cost of the work to be performed under the preliminary permit is estimated to be $250,000.

Competing Application—This application was filed as a competing application to the Glacier Creek Project No. 4738 filed on May 26, 1981, by Dennis McGrew and Associates under 18 CFR 4.33 (1980). Public notice of the filing of the initial application has already been given and the due date for filing competing applications or notices of intent has passed. Therefore, no further competing applications or notices of intent to file competing applications will be accepted for filing.

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before October 7, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "PROTEST," or " PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Room 208 RB at the above address. A copy of any petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27031 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. TA82-1-38-000]

Ringwood Gathering Co.; Proposed PGA Rate Adjustment (Revised)

September 9, 1981.

Take notice that on August 26, 1981, Ringwood Gathering Company (formerly Oklahoma Natural Gas Gathering Corporation) filed a tariff sheet to track changes in producer rates pursuant to the provisions of Section 4 of the Natural Gas Act and the applicable provisions of the Commission's regulations thereunder.

Ringwood Gathering Company (Ringwood) states that said tariff sheet provides for changes in Ringwood's FERC Gas Tariff to include Twenty-Fifth Revised Sheet PGA–1. This tariff sheet will become effective October 1, 1981, and revised Ringwood's Base Tariff Rate to flow through the increase in the system cost of purchase gas and recover the balance accumulated in the unrecovered purchase gas cost account.

Ringwood states that the projected cost of purchased gas, as computed, is based on the applicable rates for October, 1981.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C., 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 23, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27010 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 4769-001]

S & S Limited Partnership; Application for Exemption for Small Hydroelectric Power Project Under 5 MW Capacity

September 10, 1981.

Take notice that on July 31, 1981, S & S Limited Partnership (Applicant) filed an application, under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. §§ 2705, and 2708 *as amended*), for exemption of a proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project (Project No. 4769) would be located on Mud Creek in Twin Falls, County, Idaho. Correspondence with the Applicant should be directed to: Dan C. Skeem, Route 3, Buhl, Idaho 83316.

Project Description—The proposed project would consist of: (A) The Upper Facility consisting of: (1) a 5-foot high dam; (2) a 190-foot long and 38-inch diameter penstock; (3) a powerhouse to contain a 166-kW generating unit; and (4) a transmission line from the powerhouse to the existing Idaho Power Company substation. The average annual energy generation is estimated to be 1,223 MWh. (B) The Lower Facility consisting of: (1) a 5-foot high dam; (2) a 250-foot long and 42-inch diameter penstock; (3) a powerhouse to contain a 100-kW generating unit; and (4) a transmission line. The average annual energy generation is estimated to be 600 MWh.

Purpose of Project—The energy produced by the project would be sold to a local utility company.

Agency Comments—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the Idaho Department of Fish and Game are requested, for the purposes set forth in Section 408 of the Act, to submit within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Competing Applications—Any qualified license applicant desiring to file a competing application must submit

to the Commission, on or before October 21, 1981 either the competing license application that proposes to develop at least 7.5 megawatts in that project, or a notice of intent to file such a license application. Submission of a timely notice of intent allows an interested person to file the competing license application no later than 120 days from the date that comments, protests, etc. are due. Applications for preliminary permit will not be accepted.

A notice of intent must conform with the requirements of 18 CFR 4.33 (b) and (c) (1980). A competing license application must conform with the requirements of 18 CFR 4.33 (a) and (d) (1980).

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be recieved on or before October 21, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "PETITION TO INTERVENE," as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27032 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 2840-003]

South Columbia Basin Irrigation District, East Columbia Basin Irrigation District, Quincy-Columbia Basin Irrigation District; Application for License for Major Project; Existing Dam

September 9, 1981.

Take notice that on June 4, 1981, the Columbia Basin Irrigation Districts (Applicants) filed a joint application [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for a major license for the unconstructed P.E.C. Headworks Power Plant (FERC Project No. 2840). The project would be located on the Potholes East Canal near the City of Moses Lake in Grant County, Washington. Correspondence with the Applicant should be directed to: Mr. Russell Smith, Secretary-Manager, South Columbia Basin Irrigation District, P.O. Box 1006, Pasco, Washington 99301.

The proposed P.E.C. Headworks Power Plant Project would consist of: (1) a 120-foot long approach channel; (2) an intake structure located adjacent to the existing Potholes East Canal Headworks intake structure at the Bureau of Reclamation's O'Sullivan Dam; (3) a 17-foot diameter power tunnel, excavated in bedrock, passing beneath the dam embankment; (4) a powerhouse, located at the toe of the dam, containing a single generating unit rated at 6.5 MW; (5) a tailrace channel returning flows to the Potholes East Canal; (6) a 4.16/115-kV substation adjacent to the powerhouse; and (7) 600 feet of 115-kV transmission line.

The proposed project would have an average annual generation of 19,900 MWh at an estimated 1982 cost of $14,846,000. Power would be marketed to the Cities of Seattle and Tacoma.

All project facilities would be constructed on U.S. lands administered by the Bureau of Reclamation of the Department of the Interior.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before November 15, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before November 15, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27011 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. TA82-1-41-000 PGA82-1]

Southwest Gas Corp.; Change in Rates Pursuant To Purchased Gas Cost Adjustment

September 9, 1981.

Take notice that SOUTHWEST GAS CORPORATION ("Southwest") on August 31, 1981 tendered for filing Twelfth Revised Sheet No. 10 and Third Revised Sheet No. 10A pursuant to Section 9, Purchased Gas Adjustment Clause ("PGA"), of the General Terms and Conditions contained in its FERC Gas Tariff, Original Volume No. 1. The purpose of said filing is to reflect an increase in rates occasioned by an increase in rates from Southwest's northern Nevada sole supplier of gas, Northwest Pipeline Corporation, effective October 1, 1981. The proposed effective date for Southwest's proposed increase in rates is October 1, 1981.

Southwest states that a copy of this filing has been mailed to the Nevada Public Service Commission, the

California Public Utilities Commission, Sierra Pacific Power Company and CP National.

Any person desiring to be heard, or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFT 1.8, 1.10). All such petitions or protests should be filed on or before Sept. 23, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27012 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. TA82-1-42-000]

Transwestern Pipeline Co.; Proposed Changes in FERC Gas Tariff

September 10, 1981.

Taken notice that Transwestern Pipeline Company (Transwestern) on September 1, 1981, tendered for filing a part of its FERC Gas Tariff, Second Revised Volume No. 1, the following sheets:

Eighteenth Revised Sheet No. 5
Eighteenth Revised Sheet No. 6
Fourth Revised Sheet No. 6A

These sheets are issued pursuant to Transwestern's Purchased Gas Cost Adjustment provision set forth in Article 19 of the General Terms and Conditions of its tariff and Article V, Transportation By Others, of Transwestern's Stipulation and Agreement in Docket No. RP78-88 approved by Commission order issued September 10, 1980. The Purchased Gas Cost Adjustment reflected herein consists of an increase of 41.38¢/dth based upon increased purchased gas costs, adjusted for Projected Incremental Pricing Surcharges for the months of October, 1981 through March, 1982, and an increased balance in the Gas Cost Adjustment Account. The Transportation Adjustment included in the rate filed herein is an increase of 3.74¢/dth from the previous adjustment.

The proposed effective date of the above traffic sheets is October 1, 1981.

Copies of the filing were served upon the company's jurisdictional customers and interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 24, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must filed a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27033 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER81-723-000]

The Washington Water Power Co.; Notice of Filing

September 10, 1981.

The filing Company submits the following:

Take notice that on August 31, 1981, The Washington Water Power Company (Washington) tendered for filing copies of a service schedule applicable to what Washington refers to as a "Letter Agreement" between Washington and Pacific Gas and Electric Company (PG&E), which applies to the sale of emergency peak and energy to PG&E. Washington will schedule energy to PG&E during times of emergency on PG&E's system to the extent that Washington has energy available.

Washington further states that energy delivered from other than combustion turbine generation, shall be returned to Washington during a later time period mutually agreed upon by both parties.

Washington requests that the requirements of prior notice be waived and the effective date be made retroactive to March 1, 1981, adding that their would be no effect upon purchasers under other rate schedules.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before September 28, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-27034 Filed 9-16-81; 8:45 am]

BILLING CODE 6450-85-M

FEDERAL RESERVE SYSTEM

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 consumation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in effeciency, 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 October 5, 1981.

A. *Federal Reserve Bank of New York* (A Marshall Puckett, Vice President) 33 Liberty Street, New York, New York 10045:

1. **Chemical New York Corporation,** New York, New York (financing and

insurance activities; Georgia): To engage through its subsidiary, Sunamerica Corporation, in making or acquiring for its own account loans and other extensions of credit and servicing loans and other extensions of credit, including but not limited to, making or acquiring consumer loans; acquiring installment contracts from retail sellers covering the time sales of goods and related services; making or acquiring loans and other extensions of credit to businesses (including but not limited to, inventory financing); making or acquiring extensions of credit secured by personal property lease contracts; making available to its debtors credit life, credit accident and health, mortgage life, mortgage disability and property and casualty insurance, all directly related to extensions of credit. These activities will be conducted from an office in Atlanta, Georgia, and the service area of this office will be the State of Georgia. Credit life and credit accident and health insurance provided by this office in connection with the proposed activities will be reinsured through Sun State Life and/or Great Lakes Insurance Companies, indirect subsidiaries of the applicant.

2. **First National State Bancorporation,** Newark, New Jersey (financing and leasing activities; New Jersey): To engage, through its subsidiary, FNSB Capital Corporation, in consumer and commerical financing activities, including the extension of direct loans, lines of credit, letters of credit and other like indebtedness; and to engage in lease financing tranactions, personal and real property leasing transactions, and to own, acquire, and sell or otherwise dispose of leases and lease finance documents and the underlying leased property in accordance with the Board's Regulation Y. These activities would be conducted from an office in Newark, New Jersey, serving the State of New Jersey.

3. **Manufacturers Hanover Corporation,** New York, New York (financing and insurance activities; Florida): To continue to hold the shares of Termplan Credit, Inc. ("Termplan Credit") after Termplan Credit establishes two *de novo* offices from which Termplan Credit would engage in the activities of purchasing installment sales finance contacts, and acting as agent or broker for the sale of single and joint credit life insurance and credit accident and health insurance which is directly related to such loans and extensions of credit, and from which Termplan Credit would engage in purchasing motor vehicle sales finance contracts, and acting as agent or broker for the sale of single and joint credit life insurance and credit accident and health insurance. Tempco Life Insurance Company would reinsure such credit life and accident and health insurance. Termplan Credit would do business under the name Finance One Credit of Florida, Inc.

Applicant also applies to continue to hold the shares of Manufacturers Hanover Consumer Services, Inc. ("MHCS") after MHCS acquires all the shares of a *de novo* subsidiary Finance One Mortgage of Florida, Inc. ("Finance One Mortgage") which would establish two *de novo* offices from which Finance One Mortgage would engage in the activities of arranging, making, or acquiring for its own account or for the account of others, loans and other extensions of credit secured by a homeowner's equity interest in a home such as would be made by a consumer finance company, servicing such loans and other extensions of credit for any person, and acting as an agent or broker for the sale of single and joint credit life insurance which is directly related to such loans and extensions of credit. These activities of Termplan Credit and Finance One Mortgage would be conducted from a *de novo* office located in Fort Lauderdale, Florida, serving the counties of Palm Beach, Broward, eastern Collier, and northern Dade, and from a *de novo* office located in Altmonte Springs, Florida and serving the counties of southern Flagler, Volusia, Lake, Seminole, Orange, northern Brevard, northern Osceola, Polk, eastern Pasco, eastern Hernando, Sumter, southeastern Marion, and Southern Putnam.

4. **The Chase Manhattan Corporation,** New York New York, (consumer lending, related lending and credit insurance agency activities and sale of travelers checks at retail; Florida): To make or acquire, for its own account and for the account of others, loans and other extensions of credit, both secured and unsecured, including but not limited to, consumer and business lines of credit, installment loans for personal, household and business purposes and mortgage loans secured by real property; to service loans and other extensions of credit; to sell travelers checks at retail; and to act as insurance agent or broker for credit life insurance and credit accident and health insurance directly related to such lending and servicing activities. These activities will be conducted by a subsidiary, Chase Manhattan Financial Services, Inc., from an office in Tampa, Florida, serving the State of Florida.

B. *Federal Reserve Bank of Chicago* (Franklin D. Dreyer, Vice President), 230 South LaSalle Street, Chicago, Illinois 60690:

1. **The Dai-Ichi Kangyo Bank, Limited,** Tokyo, Japan (mortgage banking, servicing and financing activities; California): To continue to engage through its indirectly owned subsidiary, C.F. Overseas, Inc., in making or acquiring loans and other extensions of credit such as would be made by a mortgage banking company, including loans secured by first and second mortgages on real estate; servicing such loans for others; and to a lesser extent business purpose loans such as would be made by a commercial finance company in accordance with the Board's Regulation Y. These activities would be conducted from an office in San Francisco, California, serving portions of contiguous counties in the San Francisco Bay area within a 30-mile radius from downtown San Francisco. Comments on this application must be received not later than September 29, 1981.

2. **NBD Bancorp, Inc.,** Detroit, Michigan (mortgage banking activities): To engage, through its subsidiary, NBD Mortgage Company, in mortgage banking activities, including the making and acquiring for its own account or for the account of others mortgage loans and other extensions of credit in connection with the purchase, development and improvement of real property. These activities would be conducted from an office in Grand Rapids, Michigan, serving the cities of Grand Rapids, Holland, and Rockford, and the counties of Ottawa and Kent, Michigan. Comments on this application must be received not later than September 29, 1981.

C. *Federal Reserve Bank of San Francisco* (Harry W. Green, Vice President), 400 Sansome Street, San Francisco, California 94120:

1. **Moore Financial Group Incorporated,** Boise, Idaho (finance company, loan servicing, and personal and real property leasing activities, United States): To engage in making or acquiring, for its own account or for the account of others, loans and other extensions of credit such as would be engaged in by a commercial finance company; servicing loans and other extensions of credit for any person; and leasing personal or real property or acting as agent, broker, or adviser in leasing such property. Such activities will be conducted from an office located in Boise, Idaho, serving the United States.

2. **Peoples Ban Corp.,** Seattle, Washington (data processing; Oregon):

To engage *de novo* through its subsidiary, Peoples Computer Services, Inc., formerly Western States Computer Services, Inc., in providing data processing services to commercial banks and thrift institutions which are correspondents of Applicant's banking subsidiary, Peoples National Bank. These activities will be conducted from an office of Peoples Computer Services, Inc., in Clakamas, Oregon and will serve the State of Oregon.

3. **Peoples Ban Corporation**, Seattle, Washington (insurance activities; Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, Wyoming, Montana and Colorado): Proposes to engage *de novo*, through its subsidiary, Peoples Insurance, Inc., as an agent or broker for the sale of property and casualty insurance, and credit life and disability insurance, in extended geographical areas, that is directly related to extensions of credit or provision of other financial services by a bank or bank related subsidiary of the Applicant. The activities will be conducted from an office of Peoples Insurance, Inc., in Seattle, Washington, and will serve Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, Wyoming, Montana and Colorado.

D. *Other Federal Reserve Banks:* None.

Board of Governors of the Federal Reserve System, September 9, 1981.

D. Michael Manies,

Assistant Secretary of the Board.

[FR Doc. 81-26991 Filed 9-16-81; 8:45 am]

BILLING CODE 6210-01-M

FEDERAL TRADE COMMISSION

Schedule for Awarding SES Bonuses and Announcement of PRB Members

The Federal Trade Commission plans to award bonuses to Senior Executive Service members on or about September 30, 1981.

The Federal Trade Commission has two Performance Review Boards. The members of the first Performance Review Board are:

- Leroy Richie
- Katherine Mazzaferri
- Lewis Goldfarb
- Wallace Snyder
- Ronald Rowe
- Walter Winslow
- Barry Rubin
- James Williams

The members of the second Performance Review Board are:

- Christian S. White
- Benjamin Sharp
- Michael Lynch
- James Sneed
- Carol Thomas
- Kenneth Hunter

For further information, please call Kenneth Hunter, Director, Division of Personnel, Federal Trade Commission, (202) 523-3986.

Kenneth Hunter,

Director, Division of Personnel, Federal Trade Commission.

[FR Doc. 81-27035 Filed 9-16-81; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Int FEIS 81-42]

Benton-Owens Valley Planning Unit, Bishop Resource Area, Bakersfield District, Calif.; Proposed Grazing Management; Availability of Final Environmental Impact Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Bureau of Land Management has prepared a final environmental impact statement concerning a proposed intensive grazing management program for the Benton-Owens Valley Planning Unit in Inyo and Mono counties, California. The proposed action allocates 18,462 AUMs to wild horses and 2,967 AUMs to deer and Tule elk. The alternatives consider no domestic livestock grazing, no action (continue with 21,010 AUMs to livestock), and stocking by condition class (11,894 AUMs to livestock).

Comments on the final environmental impact statement are being solicited from public agencies and interested individuals and entities. The Bureau of Land Management invites written comments on the statement to be submitted by October 19, 1981 to the Area Manager, Bishop Resource Area, Bureau of Land Management, 873 No. Main St., Suite 201, Bishop, CA 93514.

A limited number of copies of the final environmental impact statement are available upon request at the Bishop Resource Area (714) 872-4881 and the California State Office, Bureau of Land Management, 2800 Cottage Way, Sacramento, California 95825. Telephone (916) 484-4541.

In addition to the above offices, copies of this EIS are avialable for public reading and review at:

Division of Rangeland Management, Bureau of Land Management, Interior Building, 18th and C Streets, N.W., Washington, D.C. 20240.

Bakersfield District Office, Bureau of Land Management, Federal Building Room 304, 800 Truxton Ave., Bakersfield, CA 93301.

Dated: September 2, 1981.

Ronald D. Hofman,

Acting State Director.

[FR Doc. 81-26992 Filed 9-16-81; 8:45 am]

BILLING CODE 4310-84-M

Anchorage District Advisory Council; Meeting

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of public meeting.

SUMMARY: The Anchorage District Advisory Council will meet to consider the following issues: proposals for leasing oil and gas on public lands in Alaska; a land use plan for the southwestern portion of Alaska managed by the BLM; and the forthcoming land settlement program in the Minchumina Block.

DATE: October 21, 1981, 8:00 a.m. to 4:00 p.m., Anchorage, Alaska. Requests to present oral comments should be sent to the District Manager at the district office.

ADDRESS: The meeting will be held at the BLM Anchorage District Office, 4700 East 72nd Avenue, Anchorage, Alaska 99507.

FOR FURTHER MORE INFORMATION CONTACT:

Joette Storm, Public Information Officer, (907) 276-1284 or 276-1285.

SUPPLEMENTARY INFORMATION: Proposed Agenda.

8:45-9:00—Call to Order, Reading of the Minutes, Sally Suddock, Chairman
9:00-10:00—Status report on the Oil and Gas Leasing program action plan
10:00-10:15—Break
10:15-11:30—Report on the Southwest Land Use Plan recommendations, Robert Ward, Chief, Planning and Environmental Review
11:30-1:00—Lunch
1:00-2:00—Public Comment Period, Suddock
2:00-3:00—Report on Settlement Program in the Minchumina Block, Louis Waller, McGrath Resource Area Manager
3:00-3:30—Break
3:30-4:00—New Business, Suddock
4:00—Adjournment

Richard W. Tindall,

District Manager.

[FR Doc. 81-27088 Filed 9-16-81; 8:45 am]

BILLING CODE 4310-84-M

Management Framework Plan (MFP) and Rangeland Management Environmental Impact Statement (EIS); Ashley Creek and Duchesne Planning Units

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: Notice is hereby given that the Bureau of Land Management, Vernal District intends to prepare a Management Framework Plan (MFP) and Rangeland Management Environmental Impact Statement (EIS) on the Ashley Creek and Duchesne Planning Units located in northeastern Utah. The units encompass portions of Uintah, Duchesne and Carbon Counties. Land status is as follows:

Land ownership	Acres	Percent
Public Lands (BLM)	525,298	64
Withdrawn (BLM Managed)	18,383	2
Non-Federal Surface	269,616	33
Ouray Waterfowl Refuge	5,977	1
Total	819,274	100

The General Issues which have been identified at this time are: (1) Competitive Forage Demand, (2) Range Improvements, (3) Wildlife Habitat, (4) Energy Resources Development, (5) Water Resources, (6) Endangered Species, (7) Wood Product Harvest, (8) Access, (9) Recreation.

The disciplines to be represented on the interdisciplinary team are: Range Conservationist, Geologist, Botanist, Wildlife Biologist, Archaeologist, Aquatic Biologist, Land Specialist, and Recreation Planner.

A public scoping meeting will be held October 22, 1981 from 7:00 p.m. to 9:00 p.m. at the Bureau of Land Management District Office, 170 South 500 East, Vernal, Utah.

The purpose of the meeting is to identify issues and alternatives that should be discussed in the MFP and EIS.

Items discussed in the EIS will be used by the Vernal District Manager in making decisions that will become part of the MFP.

Other public participation activities will include requests for written comments, review of the Draft EIS and a 30-day protest period after the Final EIS has been released. The dates, times and locations of public participation activities will be announced by local media and mailings to interested parties prior to each activity.

Ralph Heft, Diamond Mountain Area Manager, may be contacted for further information at the Vernal District Office, 170 South 500 East, Vernal, Utah 84078, or (801) 789-1362. Documents relevant to the planning and EIS process can be examined at the Vernal District Office during regular office hours 7:45 a.m. to 4:30 p.m. Monday thru Friday.

Dated: September 9, 1981.

Lloyd H. Ferguson,

District Manager

[FR Doc. 81-27060 Filed 9-16-81; 8:45 am]

BILLING CODE 4310-84-M

Office of Surface Mining, Reclamation and Enforcement

[Federal Lease No. C-18820, as Modified]

Lone Star Steel Co., Milton Strip Mine Extension No. 2, LeFlore County, Okla.; Approval of Mine Plan Modification

AGENCY: Office of Surface Mining, Reclamation and Enforcement, Interior.

ACTION: Notice of Approval of Mine Plan Extension for surface coal mining and reclamation operation, with stipulations.

SUMMARY: Pursuant to 30 CFR 211.5, notice is hereby given that the Regional Director, Office of Surface Mining, Reclamation and Enforcement (OSM), has completed a technical and environmental review of Lone Star Steel Company's Milton (Oklahoma) strip mine plan for Extension No. 2 on Federal Lease No. C-18820 (as modified July 1, 1981) and has approved the plan, with certain stipulations, effective August 28, 1981. Notice of availability of the plan for public review and comment was published in the Federal Register on July 9, 1981, 46 FR No. 131, p. 35563. The Regional Director finds that no environmental impact statement is necessary.

Location of Lands

Applicant: Lone Star Steel Company.
Mine Property Name: Milton Strip Mine Extension No. 2—Federal Lease No. C-18820, as modified July 1, 1981.
State: Oklahoma.
County: LeFlore.
General Description of Affected Lands: T. 8N, R. 24E Indian Meridian, Section 18.

SUPPLEMENTARY INFORMATION: This mine plan is a proposal to surface mine coal from approximately 10 acres of a 50-acre Federal lease extension (Lease No. C-18820) located between two areas mined by Lone Star Steel Company (Lone Star) since 1979 in operations known collectively as the Milton Mine. On one side is a 21-acre mine on private lands (McBee property) permitted by the Oklahoma Department of Mines (ODM). On the other side are two adjacent Federal lease tracts, totaling 2613 acres, (Lease Nos. C-18820 & NM-059992) already surface mined. The tract immediately adjacent on the west is known as the Holmes tract or Milton Mine Plan Extension No. 1, part of Lease No. C-18820. A mine plan for that 18.61-acre tract was approved by the regional director on August 8, 1980, following a thorough review and public notice of pending decision dated July 7, 1980 (See 45 FR 45702). The original Milton Mine Plan totaling 155 acres within the BLM Leases C-18820 & NM059992 was approved August 31, 1977. The present proposed mine plan, to be known as Milton Extension No. 2, was received May 28, 1981. This plan is designed to recover approximately 35,000 tons of strippable Federal coal from approximately 10 acres in the gap between the two previously mined areas. Mining is complete on the Holmes tract, where final reclamation work is in progress, and is almost complete on the private McBee tract. Lone Star's intent is to move immediately from the McBee tract onto the new Federal tract as soon as the private reserves are exhausted.

Although this Milton Extension No. 2 plan is for a small area, it has been prepared in the format of a full scale mine plan following the requirements of 30 CFR 211.10(c). ODM, BLM and GS have reviewed the plan and provided written concurrence in the proposed action and public comments were solicited. (See 46 FR 35563, July 9, 1981.) OSM staff has prepared an Environmental Assessment (EA) and a Technical Analysis (TA) of the plan to determine if approval will have a significant impact on the human environment and to determine that the plan was technically adequate. I have reviewed the comments from the public, the ODM and Federal agencies, as well as the TA and EA, and have found as follows:

Findings

(1) The Milton No. 2 mine plan does not constitute a major modification of the Milton Mine Plans approved August 8, 1980, and August 31, 1977. Accordingly, the plan has been approved without the notice of pending decision and further public comment period required for major modifications under 30 CFR 211.5.

The basis for this finding includes several factors. The primary factor is that the proposed mining area is very small by surface coal mining standards and is the final unmined tract in the center of a larger area that has been surface mined over several years in accordance with the Federal initial program regulations under SMCRA. No significant adverse environmental effects have appeared in the course of

mining and reclamation under the State and Federal mine plans under which Lone Star Steel has operated, and there is no evidence that cumulative adverse effects will appear if this tract is mined. The public and agency comments received by OSM indicate that there will be no major technical problems with continuing the existing mines across this tract under the plan, as amended, and there is no public controversy regarding the proposed mine extension. The estimated 35,000 tons of Federal coal to be recovered from two seams on the subject tract can most economically be recovered by immediate recovery as part of the ongoing mining operation. If this coal is not mined now, it may not be feasible for any operator to mine the tract in the future, resulting in a loss of royalties to the United States and irretrievable loss of the solid fuel resource.

The post-mining land use for the tract will be the same as the present use, native rangeland with interspersed trees and shrubs. Approximately 26 disturbed acres, including the 10 acres actually mined, will be revegetated as rangeland with additional plantings of trees and shrubs to provide wildlife habitat for quail, deer, and associated wildlife. The post-mining land use is consistent with adjacent land uses and with the desires of the surface owner.

In summary, the mining of this tract should be viewed as the final step in the completion of one medium-sized coal mine on intermingled private and Federal lands.

(2) The Milton No. 2 Mine Plan, as amended, complies with the applicable requirements of 30 CFR Parts 211, 715 and 716.

OSM, GS and BLM conducted a thorough review of the submitted plan under the requirements of 30 CFR 211.10(c). Several changes and additions were recommended by OSM. Lone Star complied with all requested changes on August 19, 1981, by submitting revisions to the plan. Based on staff review and evaluation of the amended plan and my review of the technical analysis there should be no violations of 30 CFR Parts 715 and 716.

(3) Approval of the Milton No. 2 Extension does not constitute a major Federal action significantly affecting the human environment.

OSM has prepared an environmental assessment (EA) in accordance with the requirements of 40 CFR Parts 1500–1508 and 516 Department Manual 1–6, Appendix 8. I have reviewed the EA and conclude that because of the small size of the mine area, the short duration of the operation (six months) and the high probability of successful reclamation under the plan, there are virtually no adverse effects to the environment or to the health and safety of the public expected from the approval of this project. Therefore, no environmental impact statement is required under the National Environmental Policy Act.

(4) Operations under the proposed mine plan extension are not prohibited by Section 522(e) of SMCRA.

Pursuant to 30 CFR Part 761, the plan has been reviewed to determine whether any of the prohibitions or limitations of Section 522(e) of the Act are applicable. No such prohibitions or limitations have been identified.

Additional Information

Any person with an interest affected by this decision may, pursuant to 30 CFR 211.10(d)(2)(iii), petition the Regional Director, OSM, to require revisions to or supplementation of the approved mine plan. The approved, revised plan, the letter of approval, with stipulations, the technical analysis and the environmental analysis are available for review on request from the Regional Director, Office of Surface Mining, Region IV, 818 Grand Avenue, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Richard E. Dawes, Assistant Regional Director, Technical Services and Research, Office of Surface Mining, Region IV, 818 Grand Avenue, Kansas City, Mo. 64106. Telephone 818–374–5109 or FTS 758–5109.

Raymond L. Lowrie,

Regional Director.

[FR Doc. 81–27084 Filed 9–16–81; 8:45 am]

BILLING CODE 4310–05–M

INTERSTATE COMMERCE COMMISSION

[Volume No. 21]

Applications, Alternate Route Deviations, and Intrastate Applications

Republications of Grants of Operating Rights Authority Prior to Certification

The following grants of operating rights authorities are republished by order of the Commission to indicate a broadened grant of authority over that previously noticed in the **Federal Register**.

An original and one copy of a petition for leave to intervene in the proceeding must be filed with the Commission within 30 days after the date of this **Federal Register** notice. Such pleading shall comply with Special Rule 247(e) of the Commission's *General Rules of Practice* (49 CFR 1100.247) addressing specifically the issue(s) indicated as the purpose for republication, and including copies of intervenor's conflicting authorities and a concise statement of intervenor's interest in the proceeding setting forth in detail the precise manner in which it has been prejudiced by lack of notice of the authority granted. A copy of the pleading shall be served concurrently upon the carrier's representative, or carrier if no representative is named.

MC 148832 (Sub-2) (republication), filed December 26, 1979, published in the **Federal Register** of March 27, 1980, and republished this issue. Applicant: DELTA MOTOR FREIGHT, INC., 1616 Rowe Boulevard, P.O. Box 1083, Poplar Bluff, MO 63901. Representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Suite 600, Kansas City, MO 64105. A decision of the Commission, *Review Board 1*, decided January 7, 1981, and served January 15, 1981, finds that the present and future public convenience and necessity require operations by applicant in interstate or foreign commerce, over regular routes, as a *common carrier*, by motor vehicle, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between (1) Poplar Bluff, MO, and Memphis, TN: from Poplar Bluff over U.S. Hwy 67 to its junction with U.S. Hwy 63, then over U.S. 63 to its junction with Interstate Hwy 55, then over Interstate Hwy 55 to Memphis, and return over the same route, and (2) Poplar Bluff, MO, and the junction of Interstate Hwy 55 and U.S. Hwy 63: from Poplar Bluff over Missouri Hwy 53 to its junction with Missouri Hwy 25, then over Missouri Hwy 25 to its junction with Missouri Hwy 84, then over Missouri Hwy 84 to its junction with Interstate Hwy 55, then over Interstate Hwy 55 to its junction with U.S. Hwy 63, and return over the same route, serving all intermediate points on routes (1) and (2); that applicant is fit, willing, and able properly to perform the granted service and to conform to the requirements of Title 49, Subtitle IV, U.S. Code, and the Commission's regulations. The purpose of this republication is to broaden the scope of authority.

Motor Carrier Intrastate Application(s)

The following application(s) for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to Section 10931 (formerly Section

206(a)(6)) of the Interstate Commerce Act. These applications are governed by Special Rule 245 of the Commission's *General Rules of Practice* (49 CFR 1100.245), which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, and any other related matters shall be directed to the State Commission with which the application is filed and shall *not* be addressed to or filed with the Interstate Commerce Commission.

California Docket No. A 60833, filed August 19, 1981. Applicant: VIKING FREIGHT SYSTEM, INC., 3405 Victor Street, Santa Clara, CA 95050. Representative: Thomas M. Loughran, 100 Bush St., 21st Floor, San Francisco, CA 94104. Certificate of Public Convenience and Necessity sought to operate a freight service as follows; Transportation of: general commodities

1. Between all points and places in the San Francisco Territory as described in Note A hereof.

2. Between all points and places in the Los Angeles Basin Territory as described in Note B hereof.

3. Between all points and places in the San Diego Territory as described in Note C hereof.

4. Between all points and places on and within 25 statute miles laterally of the following named highways:

a. Interstate Highway 80 between Oakland and Colfax, inclusive.

b. State Highway 4 between its intersection with Interstate Highway 80 near Pinole, and Stockton, inclusive

c. Interstate Highway 5 and U.S. Highway 101 between San Diego and Willits, inclusive, and U.S. Highway 101 between Willits and the Oregon State line, except that carrier, pursuant to this authority, shall not serve any point more than 5 statute miles laterally of this route between Healdsburg and the Oregon State line.

d. State Highway 1 between its intersections with U.S. Highway 101 at Montalvo and Interstate Highway 5 at San Juan Capistrano.

e. State Highway 118 between its intersection with State Highway 26 near Ventura, and Chatsworth, inclusive.

f. State Highway 99 between Red Bluff and Wheeler Ridge and Interstate Highway 5 between Wheeler Ridge and San Fernando, inclusive, except that carrier, pursuant to this authority, shall not serve any point more than five statute miles easterly of this route between Bakersfield and San Fernando.

g. State Highway 33 between Banta and its junction with State Highway 166 at Maricopa, thence via State Highway 166 to its junction with State Highway 99 at Mettler, inclusive.

h. Interstate Highway 15 between Temecula and San Diego, inclusive.

i. State Highway 60 between the eastern boundary of the Los Angeles Basin Territory and Beaumont and Interstate Highway 10 between Beaumont and Blythe, inclusive, except that between Indio and Blythe, service on or within 25 statute miles laterally of Interstate Highway 10 is restricted to shipments weighing 20,000 pounds or more (truckload lots).

j. Interstate Highway 10 between Redlands and Indio and State Highway 86 between Indio and Calexico, inclusive, except that no service is authorized to any point north of the northerly boundary of the Los Angeles Basin Territory.

k. Interstate Highway 8 between Bostonia and Winterhaven, inclusive.

l. Interstate Highway 40 between Barstow and Needles, inclusive (See restriction below).

m. San Bernardino County Road designated "National Trails Highway," from its junction with Interstate Highway 40 at Ludlow to its junction with Interstate Highway 40 at Fenner, via Amboy and Essex.

n. U.S. Highway 395 between Independence and its junction with State Highway 14 north of Inyokern, inclusive, restricted to shipments weighing 20,000 pounds or more (truckload lots). (See restriction below.)

Restriction: No service is authorized to, from or between Intermediate points on Interstate Highways 15 and 40 between San Bernardino and Newberry, nor on State Highway 14 between San Fernando and its junction with U.S. Highway 395 north of Inyokern, nor on any other highways not named herein.

o. State Highways 33 and 119 between Ventura and Greenfield, inclusive, including the off-route points of Santa Paula and Fillmore.

p. State Highway 140 between Merced and Mariposa, inclusive.

q. State Highway 49 between Mariposa and Grass Valley, inclusive, except that carrier pursuant to this authority shall not serve any point more

r. State Highway 20 between its intersection with State Highway 1 near Noyo and Grass Valley, inclusive, except that no service shall be provided at points more than 5 miles laterally from this route between its intersections with U.S. Highway 101 and State Highway 1.

s. State Highway 29 between Vallejo and Upper Lake, inclusive.

t. State Highway 1 between its intersection with State Highway 20 near Noyo and its intersection with U.S. Highway 101 near Leggett, except that no service shall be provided at points more than 5 miles laterally from this route.

u. Interstate Highway 5 between Sacramento and Project City, inclusive.

In performing the service herein authorized, carrier may make use of any and all streets, roads, highways and bridges necessary or convenient for the performance of said service.

Except that pursuant to the authority herein granted carrier shall not transport any shipments of:

1. Used household goods, personal effects and office, store and institution furniture, fixtures and equipment not packed in saleman's hand sample cases, suitcases, overnight or boston bags, briefcases, hat boxes, valises, traveling bags, trunks, lift vans, barrels, boxes, cartons, crates, cases, baskets, pails, kits, tubs, drums, bags (jute, cotton, burlap or gunny) or bundles (completely wrapped in jute, cotton, burlap, gunny, fibreboard, or straw matting).

2. Automobiles, trucks and buses, viz.: new and used, finished or unfinished passenger automobiles (including jeeps), ambulances, hearses and taxis, freight automobiles, automobile chassis, trucks, truck chassis, truck trailers, trucks and trailers combined, buses and bus chassis.

3. Livestock, viz.: barrows, boars, bulls, butcher hogs, calves, cattle, cows, dairy cattle, ewes, feeder pigs, gilts, goats, heifers, hogs, kids, lambs, oxen, pigs, rams (bucks), sheep, sheep camp outfits, sows, steers, stags, swine or wethers.

4. Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles.

5. Commodities when transported in bulk in dump-type trucks or trailers or in hopper-type trucks or trailers.

6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.

7. Logs.

8. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.

9. Telephone Directories.

NOTE A

San Francisco Territory

San Francisco Territory includes all the City of San Jose and that area embraced by the following boundary: Beginning at the point the San

Francisco-San Mateo County Line meets the Pacific Ocean; thence easterly along said County Line to a point one mile west of State Highway 82; southerly along an imaginary line one mile west of and paralleling State Highway 82 to its intersection with Southern Pacific Company right-of-way at Arastradero Road; southeasterly along the Southern Pacific Company right-of-way to Pollard Road, including industries served by the Southern Pacific Company spur line extending approximately two miles southwest from Simla to Permanente; easterly along Pollard Road to W. Parr Avenue; easterly along W. Parr Avenue to Capri Drive; southerly along Capri Drive to Division Street; easterly along Division Street to the Southern Pacific Company right-of-way; southerly along the Southern Pacific Company right-of-way to the Campbell-Los Gatos City Limits; easterly along said limits and the prolongation thereof to South Bascom Avenue (formerly San Jose-Los Gatos Road); northeasterly along South Bascom Avenue to Foxworthy Avenue; easterly along Foxworthy Avenue to Almaden Road; southerly along Almaden Road to Hillsdale Avenue; easterly along Hillsdale Avenue to State Highway 82; northwesterly along State Highway 82 to Tully Road; northeasterly along Tully Road and the prolongation thereof to White Road; northwesterly along White Road to McKee Road; southwesterly along McKee Road to Capitol Avenue; northwesterly along Capitol Avenue to State Highway 238 (Oakland Road); northerly along State Highway 238 to Warm Springs; northerly along State Highway 238 (Mission Blvd.) via Mission San Jose and Niles to Hayward; northerly along Foothill Blvd. and MacArthur Blvd. to Seminary Avenue; easterly along Seminary Avenue to Mountain Blvd.; northerly along Mountain Blvd. to Warren Blvd. (State Highway 13); northerly along Warren Blvd. to Broadway Terrace; westerly along Broadway Terrace to College Avenue; northerly along College Avenue to Dwight Way; easterly along Dwight Way to the Berkeley-Oakland Boundary Line; northerly along said boundary line to the campus boundary of the University of California; westerly, northerly and easterly along the campus boundary to Euclid Avenue; northerly along Euclid Avenue to Marin Avenue; westerly along Marin Avenue to Arlington Avenue; northerly along Arlington Avenue to San Pablo Avenue (State Highway 123); northerly along San Pablo Avenue to and including the City of Richmond to Point Richmond; southerly along an imaginary line from Point Richmond to the San Francisco waterfront at the foot of Market Street; westerly along said waterfront and shoreline to the Pacific Ocean; southerly along the shoreline of the Pacific Ocean to point of beginning.

NOTE B

Los Angeles Basin Territory

Los Angeles Basin Territory includes that area embraced by the following boundary: Beginning at the point the Ventura County-Los Angeles County Boundary Line intersects the Pacific Ocean; thence northeasterly along said county line to the point it intersects State Highway 118, approximately two miles west of Chatsworth; easterly along State Highway 118 to Sepulveda Boulevard; northerly along Sepulveda Boulevard to Chatsworth Drive; northeasterly along Chatsworth Drive to the corporate boundary of the City of San Fernando, westerly and northerly along said corporate boundary of the City of San Fernando to Maclay Avenue; northeasterly along Maclay Avenue and its prolongation to the Angeles National Forest Boundary; southeasterly and easterly along the Angeles National Forest and San Bernardino National Forest Boundary to Mill Creek Road (State Highway 38); westerly along Mill Creek Road to Bryant Street; southerly along Bryant Street to and including the unincorporated community of Yucaipa; westerly along Yucaipa Boulevard to Interstate Highway 10; northwesterly along Interstate Highway 10 to Redlands Boulevard; northwesterly along Redlands Boulevard to Barton Road; westerly along Barton Road to La Cadena Drive; southerly along La Cadena Drive to Iowa Avenue; southerly along Iowa Avenue to State Highway 60; southeasterly along State Highway 60 and U.S. Highway 395 to Nuevo Road; easterly along Neuvo Road via Nuevo and Lakeview to State Highway 79; southerly along State Highway 79 to State Highway 74; thence westerly to the corporate boundary of the City of Hemet; southerly, westerly and northerly along said corporate boundary to The Atchison, Topeka & Santa Fe right-of-way; southerly along said right-of-way to Washington Road; southerly along Washington Road through and including the unincorporated community of Winchester to Benton Road; westerly along Benton Road to Winchester Road (State Highway 79) to Jefferson Avenue; southerly along Jefferson Avenue Avenue to U.S. Highway 395; southerly along U.S. Highway 395 to the Riverside County-San Diego County Boundary Line; westerly along said boundary line to the Orange County-San Diego County Boundary Line; southerly along said boundary line to the Pacific Ocean; northwesterly along the shoreline of the Pacific Ocean to point of beginning, including the point of March Air Force Base.

NOTE C

San Diego Territory

The San Diego Territory includes that area embraced by following an imaginary line starting at a point approximately four miles north of La Jolla on the Pacific Coast shoreline running east to Miramar on U.S. Highway 395; thence following an imaginary line running southeasterly to Lakeside on State Highway 67; thence southerly on County Road S–17 (San Diego County) and its prolongation to State Highway 94; easterly on State Highway 94 to Jamul; thence due south following an imaginary line to the California-Mexico Boundary Line; thence westerly along the boundary line to the Pacific Ocean and north along the shoreline to point of beginning.

(End of Appendix A)

Intrastate, interstate and foreign commerce authority sought. Hearing: Date, time and place not yet fixed. Request for procedural information should be addressed to California Public Utilities Commission, Civic Center, State Bldg., San Francisco, CA 94102, and should not be directed to the Interstate Commerce Commission.

New York Docket No. T–1182, filed August 28, 1981. Applicant: P. E. REALE TRANSPORTATION, 1095 Close Ave., Bronx, NY 10472. Certificate of Public Convenience and Necessity sought to operate a freight service, as follows: Transportation of: General commodities—Between Westchester County and New York City on the one hand, and, on the other, all points in Albany, Columbia, Delaware, Dutchess, Greene, Nassau, Ontario, Orange, Putnam, Rensselaer, Rockland, Ulster and Westchester Counties and New York City. Between Orange and Rockland Counties on the one hand, and, on the other, all points in Albany, Delaware, Greene, Nassau, Ontario, Orange, Putnam and Rockland Counties. Intrastate, interstate and foreign commerce authority sought. Hearing: Date, time and place not yet fixed. Request for procedural information should be addressed to New York State Department of Transportation, 1220 Washington Ave., State Campus, Albany, NY 12232, and should not be directed to the Interstate Commerce Commission.

By the Commission.
Agatha L. Mergenovich,
Secretary.
[FR Doc. 81-27073 Filed 9-16-81; 8:45 am]
BILLING CODE 7035-01-M

[Vol. No. 163]

Motor Carriers; Permanent Authority Decisions; Restriction Removals; Decision-Notice

Decided: September 10, 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 demonstated that its requested removal of restrictions or broadening of unduly narrow authority in 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, Ewing, and Shaffer.
Agatha L. Mergenovich,
Secretary.

FF-516 (Sub-1)X, filed August 28, 1981. Applicant: SAM-SON DISTRIBUTION CENTER, INC., 290 Larkin St., Buffalo, NY 14202. Representative: Brian S. Stern, 5411-D Backlick Rd., Springfield, VA 22151. Applicant seeks to remove restrictions from its lead permit to (1) remove all exceptions to its general commodities authority to authorize "general commodities except classes A and B explosives"; and (2) replace one-way with radial authority; (3) replace ports of entry on the International Boundary line between the U.S. and Canada at Buffalo and Niagara Falls, NY, with those ports of entry in NY; (4) remove the restriction which limits service to the transportation of traffic moving through the facilities of Sam-Son Distribution Center, Inc., at Buffalo, N.Y.

MC 3581 (Sub-34)X, filed August 31, 1981. Applicant: THE MOTOR CONVOY, INC., 2175 Parklake Drive, Suite 107, Atlanta, GA 30345. Representative: Paul M. Daniell, Suite 1200, Atlanta Gas Light Tower, 235 Peachtree Street, N.E., Atlanta, GA 30303. Applicant seeks to remove restrictions in its Sub-Nos. 10, 12, 23 and 28F certificates and E-1 letter notice to (A) broaden the commodity description to (1) "machinery"from (a) tractors (except crawler type) when moving in mixed loads with automobiles and trucks, in secondary movements, in truckaway service, and tractor attachments, parts and accessories when moving at the same time and in the same vehicle with the tractors authorized above in Sub-No. 10, (b) farm-type tractors, in Sub-Nos. 12 and E-1 (parts 5 and 7), (c) tractors, in Sub-Nos. 23, 28F and E-1 (part 1), and (2) "transportation equipment" from (a) automobiles, trucks, and/or chassis, in secondary movements, in truckaway and/or driveaway service, in Sub-Nos. 12, 23, 28F and E-1 (parts 1, 2, 3, 4, 5 and 6), (B) eliminate the restriction prohibiting the transportation of (a) traffic to AK and HI, in Sub-No. 23 and (b) shipments having a prior movement by rail or water, in Sub-No. 12; and (C) authorize radial authority to replace existing one-way authority, in Sub-Nos. 10, 12 (as it applies to farm-type tractors), 23 and E-1 parts 2, 3 (c, d, e and f), and 7 (a and b).

MC 23618 (Sub-70)X, filed August 31, 1981. Applicant: McALISTER TRUCKING COMPANY, d.b.a MATCO, P.O. Box 2377, Abilene, TX 79604. Representative: Edwin M. Snyder, P.O. Box 45538, Dallas, TX 75245. Applicant seeks to remove restrictions in its Sub-No. 64F certificate to broaden parts 3 and 4 of the commodity description from earth drilling machinery and equipment and equipment, materials and supplies used in connection therewith to "machinery and metal products."

MC 26825 (Sub-66)X, filed September 8, 1981. Applicant: ANDREWS VAN LINES, INC., P.O. Box 1609, Norfolk, NE 68701. Representative: Jack L. Shultz, P.O. Box 82028, Lincoln, NE 68501. Applicant seeks to remove restrictions in its Sub-No. 11 certificate to (1) broaden the commodity description from household goods to "household goods and furniture and fixtures" and (2) delete the exception against service to AK and HI.

MC 34631 (Sub-10)X, filed August 28, 1981. Applicant: A. ARNOLD & SON TRANSFER & STORAGE CO., INC., 2600 West Brqadway, Louisville, KY 40211. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW, Suite 1200, Washington, DC 20036. Applicant seeks to remove restrictions in its Sub-No. 6F certificate to (1) broaden the commodity description from household goods as defined by the Commission to "household goods and furniture and fixtures"; and (2) remove the except AK and HI restriction.

MC 41406 (Sub-177)X, filed July 10, 1981. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., 8400 West Lake Drive, Merrillville, IN 46410. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street, N.W., Washington, D.C. 20001. Applicant seeks to remove restrictions from its Sub-Nos. 16, 18, 20, 26, 27, 28, 29, 30, 34, 39, 40, 41G, 42, 46, 47, 50, 52 M1F, 53G, 54, 58, 59, 60, 62, 63F, 65F, 67F, 69F, 70F, 71F, 72F, 73F, 81F, 83F, 85F, 86F, 87F, 88F, 90F, 91F, 92F, 93F, 95, 97F, 98F, 99F, 100F, 101F, 102F, 103F, 104F, 105F, 107F, 114F, 115F, 116F, 117F, 118F, 120F, 121F, 126F, 127F, 129F, 130F, 131F, 132F, 133F, 134F, 135F, 136F, 137F, 138F, 140F, 145F, 146F, 147F, 148F, 149F, 150F, 151F, 152F, 154F, 155F, 157F, 158F, 159F, 160F, 161F, 162F, 163F, and 164 certificates (1)(a) to broaden its commodity description (a) from iron and steel articles to "metal products" in Subs 16, 26, 27, 34, 40, 42, 47, 50, 72, 73, 85, 91F, 99F, 100F, 101F, 102F, 103F, 107F, 114F, 115F, 116F, 118F, 119F, 120F, 126F, 129F, 132F, 134F, 138F, 147F, 148F, 149F, 155F, 158F, and 159F; (b) from steel, iron castings, forgings, and iron and steel articles, scrap metal, nonferrous metals, to "metal products"; from wooden platform skids to "lumber and wood products", from printed matter, crates, foundry alloys, and metal alloys to "printed matter, lumber and wood products, and metal products", from nonferrous metals to "metal products", from nonferrous metals and plastic products to "metal products and rubber and plastic products", from firebrick, fireclay, furnace and kiln mining to "clay, concrete, glass or stone products", in Sub-No. 18; (c) from ferro alloys, pig iron, and silicon metals to "metal products", from foundry facings and refractories to "clay, concrete, glass or stone products", and from iron and steel articles to "metal products" in Sub-No. 20; (d) from iron and steel articles, building accessories, and prefabricated buildings to "metal products and building materials" in Sub-No. 28; (e) from steel joists to "metal products" in Sub-No. 29; (f) from iron and steel

articles and contractors' machinery, equipment, supplies and materials to "metal products, and contractors' machinery, equipment, supplies and materials" in Sub-No. 30; (g) from iron and steel castings to "metal products" in Sub-No. 39; (h) from iron and steel articles and from such iron and steel articles as are building and construction materials to "metal products" in Sub-No. 41G; (i) from lead oxide to "chemicals and related products" in Sub-No. 46; (j) from iron and steel articles to "metal products", from plastic pipe and plastic pipe connections to "rubber and plastic products", from bituminized fibre conduit and conduit connections to "pulp, paper and related products", from steel, steel products and machinery to "metal products and machinery", from paper and paper products to "pulp, paper and related products", from concrete and plastic pipe to "clay, concrete, glass or stone products and rubber and plastic products", from pipe fittings to "metal products", and from pre-cast concrete slabs and beams to "clay, concrete, glass or stone products", and from pig iron to "metal products" in Sub-No. 52 M1F; (k) from steel and steel products to "metal products" in Sub-No. 53G; (l) from cast iron pipe, hydrants, valves, fittings, couplings, and castings to "metal products" in Sub-No. 54; (m) from roofing, siding, and materials, equipment and supplies used in the manufacture, distribution and installation of roofing and siding to "building materials, and supplies and equipment used in the manufacture, installation and distribution of building materials" in Sub-No. 58; (n) from agricultural implements to "machinery" in Sub-No. 59; (o) from iron, steel, zinc, lead and articles or products thereof, springs, and construction materials, supplies and equipment to "metal products and building materials, and materials, equipment and supplies used in the manufacture and distribution of those commodities" in Sub-No. 62; (p) from roofing, building, and insulating materials except iron and steel articles to "roofing, building and insulating materials" in Sub-No. 63F; (q) from dry lead oxides to "chemicals and related products" in Sub-No. 65F; (r) from paint to "chemicals and related products" in Sub-No. 67F; (s) from industrial ventilating systems, and materials, equipment and supplies used in the manufacture, installation and distribution of industrial ventilating systems to "machinery and commodities which because of size or weight require the use of special equipment or handling" in Sub-No. 69F; (t) from aluminum articles to "metal products" in Sub-No. 70F; (u) from window glass, and flat glass to "clay, concrete, glass or stone products" in Sub-No. 71F; (v) from iron and steel, and iron and steel articles to "metal products" in Sub-No. 72F; (w) from enameled steel silos, loading devices, livestock feeding systems, livestock feed bunkers, forage metering devices, and animal waste storage and spreader tanks to "metal products and machinery" in Sub-No. 73F; (x) from iron and steel articles to "metal products" in Sub-No. 81F; (y) from grain storage and grain drying bins, grain dryers, and parts and accessories therefor to "machinery and metal products and materials and supplies used in the manufacture and distribution of machinery and metal products" in Sub-No. 83F; (z) from part (1) steel tubing to "metal products" in Sub-No. 86F; (aa) from part (1) building materials and roofing materials to "building and construction materials" in Sub-No. 87F; (bb) from aluminum articles to "metal products" in Sub-Nos. 88F, 89F, and 90F; (cc) from part (1) pipe, fittings, valves and hydrants and part (2) accessories used in the installation of those commodities to "metal products" in Sub-No. 92F; (dd) from part (1) pipe, fittings, valves and hydrants and part (2) as in Sub-No. 92F, to "metal products", in Sub-No. 93F; (ee) from part (1) building materials and construction materials to "building and construction materials and materials, equipment and supplies used in the manufacture and distribution of those commodities" in Sub-No. 95; (ff) from part (1) iron and steel articles, hydrants, valves, and accessories for hydrants, valves and iron and steel articles to "metal products" in Sub-No. 97F; (gg) from tanks knocked down to "metal products" in Sub-No. 98F; (hh) from aluminum and aluminum articles to "metal products" in Sub-No. 104F; (ii) from steel railroad cars in locomotive engine wheels to "transportation equipment" in Sub-No. 105F; (jj) from part (1) steel, metal castings, and forgings to "metal products" in Sub-No. 117F; (kk) from iron and steel articles and stationary highway products to "metal products and stationary highway products" in Sub-No. 121F; (ll) from aluminum and aluminum ingots, and zinc alloy ingots to "metal products" in Sub-No. 127F; (mm) from part (1) steel pipe, pipe fittings, beams, piling, rails, railway track accessories, bridge and highway railings, pile drivers, and pile extractors and part (2) parts for those commodities to "metal products and machinery", materials, equipment and supplies used in the manufacture and distribution of those commodities in Sub-No. 130F; (nn) from part (1) iron and steel articles, and part (2) iron and steel reinforcing bars and accessories to "metal products" in Sub-No. 131F; (oo) from rough dies and iron and steel articles to "metal products" in Sub-No. 133F; (pp) from aluminum zinc and lead articles, VIS. pig, ingot, scrap and dross to "metal products" in Sub-No. 135F; (qq) from fertilizer compounds, dry animal feed and ingredients, and corn cob products to "chemicals and related products and food and related products" in Sub-No. 136F; (rr) from furnaces to "machinery and metal products" in Sub-No. 137F; (ss) from lead to "metal products in Sub-No. 140F; (tt) from part (1)(a) iron and steel wood burning stoves, (1)(b) agricultural implements to "metal products and machinery" in Sub-No. 145F; (uu) from iron, steel, aluminum, nickel, brass, and copper to "metal products" in Sub-No. 146F; (vv) from part (1) coke oven component parts and materials, equipment and supplies to "metal products", and materials, equipment and supplies used in their installation in Sub-No. 150F; (ww) from aluminum plate, sheet, and foil to "metal products" in Sub-No. 151F; (xx) from enameled steel silos, loading devices, livestock feeding systems, livestock feed bunkers, forage metering devices, and animal waste storage and spreader tanks to "metal products and machinery" in Sub-No. 152F; (yy) from refractories to "clay, concrete, glass or stone products" in Sub-No. 154F; (zz) from lead and lead allows to "metal products" in Sub-No. 157F; (aaa) from part (1) refractories, part (2) materials and supplies used in the installation of refractories and part (3) magnesite and magnesite products to "clay, concrete, glass or stone products" in Sub-No. 160F; (bbb) from oil well tubing to "metal products" in Sub-No. 161F; (ccc) from part (1) aluminum articles to "metal products" in Sub-No. 162F; (ddd) from railway car and locomotive wheels to "transportation equipment" in Sub-No. 163F; (2) replace named facilities and other points with county or city-wide authority (a) Putnam County, IL, (plantsite in Putnam County) in Sub-No. 16, (b) Cook County, IL, (Chicago Heights); Butler and Warren Counties, OH, (Middletown), St. Louis, St. Charles, and Jefferson Counties, MO, and St. Louis, MO, (St. Louis); Chicago, IL, (Chicago); Cook County, IL, (Chicago Heights); Monroe, Macomb, Oakland, and Wayne Counties, MI, (Detroit); Hamilton, Butler and Clermont Counties, OH, and Campbell, Kenton and Boone Counties, KY, (Cincinnati, OH); Lake and Porter Counties, IN, (Portage), Kankakee County, IL, (facility at Kankakee County); Winnebago and

Boone Counties, IL, (Rockford); Henderson County, KY, (Henderson); Jefferson, Bullitt and Oldham Counties, KY, and Clark and Floyd Counties, IN, (Louisville, KY); Daviess County, KY, (Owensboro), McCracken County, KY, (Paducah), Jefferson, St. Louis, and St. Charles Counties, MO, St. Louis, MO, and St. Clair, Madison and Monroe Counties, IL, (St. Louis, MO); Porter County, IN, (plantsite at Burns Harbor) in Sub-No. 18; (c) Lee County, IA, Hancock County, IL, and Clark County, MO, (Keokuk, IA), Lake and Porter Counties, IN, (Portage and Burns Harbor), in Sub-No. 20; (d) Putnam County, IL, (facilities at Hennepin) in Sub-No. 26; (d) Vermillion, Whiteside, Will, Peoria, Tazewell, Woodford, Mason, Madison, St. Clair, and Monroe Counties, IL, (Danville, Sterling, Peotone, Peoria, Havana, Alton, Granite City, Madison, and E. St. Louis, IL), St. Louis County, MO, (East St. Louis, IL), Macomb, Oakland, Wayne and Monroe Counties, MI, and Calhoun County, MI, (Detroit and Albion) in Sub-No. 27; (3) Racine, Milwaukee, Waukesha, Washington, and Ozaukee Counties, WI, (Milwaukee), in Sub-No. 28; (f) Putnam County, OH, (plantsite at Continental) in Sub-No. 29; (g) Kankakee County, IL, (Indian Oaks), in Sub-No. 30; (h) Erie County, NY, (plantsite at Lackawanna) and St. Louis, Jefferson and St. Charles Counties, MO, and St. Louis MO, (St. Louis MO), in Sub-No. 34; (i) Berrien County, MI, (Benton Harbor and St. Joseph) and Barren County, KY, (Glasgow) in Sub-No. 39; (j) Boyd and Greenup Counties, KY, and Lawrence County, OH, (Ashland, KY), and Butler County, PA, (Butler) in Sub-No. 40; Will County, IL, (Joliet) and Jefferson, Bullitt and Oldham Counties, KY, and Floyd and Clark Counties, IN, (Louisville, KY), Warren and Butler Counties, OH, (Middletown), Vermillion County, IL, and Vermillion and Warren Counties, IN, (Danville, IL), Macomb, Oakland, Wayne and Monroe Counties, MI, and Saginaw County, MI, (Detroit and Saginaw), in Sub-No. 41G; (1) LaPorte County, IN, (plantsite at Kingsbury) in Sub-No. 42; (m) Lake County, IN, and Cook County, IL, (Hammond, IN), in Sub-No. 46; (n) Appanoose County, IA, (Centerville) and Henderson County, KY, (Henderson); Jefferson, Bullitt and Oldham Counties, KY, and Clark and Floyd Counties, IN, (Louisville, KY); McCracken County, KY, (Paducah), and Barren County, KY, (Glasgow), in Sub-No. 47; (o) Muscatine and Cedar Counties, IA, (facilities at Wilton), in Sub-No. 50; (p) Porter County, IN, (plantsite at Burns Harbor); Cabell and Wayne Counties, WV, and Lawrence County, OH, (Huntington, WV); Lawrence County, OH, and Greenup and Boyd Counties, KY, (Ironton, OH); points in Allegheny and Washington Counties, PA, points in Ohio (except points in Williams, Fulton, Lucas, Defiance, Henry, Wood, Paulding, Putnam, Hancock, Van Wert, Mercer, Allen, Auglaize, and Logan Counties, OH), Niagara County, NY, Monroe County, MI, Macon, Oakland and Wayne Counties, MI, (Pittsburgh, PA and Youngstown, OH, and points within 50 miles of each, Cleveland, Lorain, Zanesville, Cambridge, Mansfield, Cincinnati, Middletown, and Portsmouth, OH; Buffalo, NY, Monroe and Detroit, MI), points in Kentucky as above, Wayne County, MI, (Gilbraltar); Macomb County, MI, (plant in Macomb County); Wayne County, MI, (plant in Wayne County); Macomb, Oakland, Wayne and Monroe Counties, MI, Cuyahoga, Lake, Geauga, Summit, Medina, Lorain, Franklin, Butler and Warren Counties, OH, (Detroit and Monroe, MI, Cleveland, Columbus, and Middletown, OH); Lawrence County, PA, Jefferson County, OH, Hancock and Brooke Counties, WV, Greene and Erie Counties, OH, Macon, Oakland, Wayne and Monroe Counties, MI, (Bessemer, PA, Steubenville, Fairborn, and Sandusky, OH, and Detroit and Monroe, MI); Macon, Oakland, Wayne and Monroe Counties, MI, (Detroit, MI, commercial zone except Detroit); Cuyahoga, Lake, Geauga, Summit, Medina, and Lorain Counties, OH, (Cleveland commercial zone except Cleveland), Erie County, NY, (Lackawanna and Hamburg); Sangamon County, IL, (Springfield); Portage and Summit Counties, OH, Montgomery and Greene Counties, OH, (Kent and Dayton); Montgomery County, OH, (Wayne Township); Niagara and Erie Counties, NY, Muskegon County, MI, Macomb, Oakland, Wayne and Monroe Counties, MI, Porter County, IN, (Buffalo, NY, Muskegon and Detroit, MI, Portage, IN); in Sub-52M1F; (q) St. Charles, St. Louis and Jefferson Counties, MO, and St. Louis, MO, (St. Louis); points in Pennsylvania in, south and west of Crawford, Venango, Clarion, Indiana, Westmoreland, and Somerset Counties, PA, points in Ohio, in, north, and east of Ashtabula, Lake, Cuyahoga, Summit, Stark, Tuscarawas, Harrison, and Jefferson Counties, OH, Erie County, NY, Boyd, Greenup, Lewis, Mason, Bracken, Campbell, Kenton, Boone, Gallatin, Trimble, Oldham, Jefferson, Bullitt, Meade, Breckenridge, Hancock, Daviess, Anderson, Union, Crittenden, Livingston, McCracken, and Broward Counties, KY, Medina, Lorain, Cuyahoga, Lake, Summit, Muskingum, Guernsey, Richland, Hamilton, Butler, Clermont, Warren, and Scioto Counties, OH, Greenup County, KY, Monroe, Macomb, Oakland, and Wayne Counties, MI, Niagara County, NY, (Pittsburgh, PA, and Youngstown, OH), and points within 50 miles of each (Lackawanna and Hamburg Townships), Erie County, NY, points in Kentucky within 5 miles of the Ohio River, Cleveland, Lorain, Zanesville, Cambridge, Mansfield, Cincinnati, Middletown and Portsmouth, OH, Monroe and Detroit, MI, Buffalo, NY), in Sub-No. 53G; (r) Coshocton County, OH, (facilities at Coshocton), in Sub-No. 54; (s) Elkhart County, IN, (Elkhart), in Sub-No. 58; (t) Rock Island and Henry Counties, IL, and Scott County, IA, (facilities at Moline, IL), in Sub-No. 59; (u) Warren County, OH, (Franklin), in Sub-No. 60; (v) Cook and Will Counties, IL, Hamilton, Elkhart, Allen, and Howard Counties, IN, Appanoose County, IA, Kent, Ottawa, Clinton, Eaton and Ingham Counties, MI, Ranklin, Madison, and Hinds Counties, MS, Franklin County, Lucas, Wood, and Ottawa Counties, OH, and Monroe County, MI, (facilities at Blue Island and Joliet, IL, Cicero, Elkhart, Ft. Wayne and Kokomo, IN, Centerville, IA, Grand Rapids and Lansing, MI, Jackson, MS, Columbus and Toledo, OH), in Sub-No. 62; (w) Cook County, IL, (Chicago Heights), in Sub-No. 63; (x) Cook County, IL, and Lake County, IN, (Hammond, IN), and Muskingum County, OH, (Zanesville), in Sub-No. 65F; (y) Delaware County, OH, (Delaware) and Porter County, IN, (Portage), in Sub-No. 67F; (z) Clermont County, OH, (Batavia), in Sub-No. 69F; (aa) Jackson County, WV, and Meigs County, OH, (Ravenswood, WV), in Sub-No. 70F; (bb) Wayne and Oakland Counties, MI, (Dearborn and Wixom, MI), in Sub-No. 71F; (cc) Cabell and Wayne Counties, WV, Lawrence County, OH, and Boyd County, KY, (Huntington, WV, and Coalton, KY), in Sub-No. 72F; (dd) DeKalb and Woodford Counties, IL, and Walworth County, WI, (DeKalb and Eureka, IL, and Elkhorn, WI), in Sub-No. 73F; (ee) Washington County, MD, (Hagerstown), in Sub-No. 81F; (ff) McHenry County, IL, (facilities at Marengo), in Sub-No. 83F; (gg) Kankakee County, IL, (facilities at Kankakee), in Sub-No. 85F; (hh) Franklin County, MO, (Gerald), in Sub-No. 86F; (ii) Chicago, IL, (facilities at Chicago), in Sub-No. 87F; (jj) Oswego County, NY, (Oswego), in Sub-No. 88F; (kk) Trumbull County, OH, (Warren), in Sub-No. 89F; (ll) Marion County, WV, (Fairmont), in Sub-No. 90F; (mm) Somerset and

Cambria Counties, PA, (facilities at Johnstown), in Sub-No. 91F; (nn) Boone County, MO, (facilities at Columbia), in Sub-No. 92F; (oo) Upshur County, WV, (Buckhannon), in Sub-No. 93F; (pp) Jo Davies County, IL, Dubuque County, IA, and Grant County, WI, (Dubuque, IA), Will County, IL, (Wilmington), Northumberland and Snyder Counties, PA, (Sunbury), Hancock County, WV, Beaver County, PA, and Columbiana County, OH, (Chester, WV), and Hamilton County, OH, (Lockland), in Sub-No. 95F; (qq) Jefferson County, AL, (Jefferson County), in Sub-No. 97F; (rr) DeKalb County, IL, (DeKalb), in Sub-No. 98F; (ss) Franklin County, MO, (facilities at Union), in Sub-No.
99F; (tt) Shelby County, KY, (facilities at Shelbyville), in Sub-No. 100F; (uu) Montgomery County, KY, (Mt. Sterling), in Sub-No. 101F; (vv) Allegheny and Washington Counties, PA, (facilities at Pittsburgh), in Sub-No. 102F; (ww) Baltimore, MD, (facilities at Baltimore), and Cambria and Somerset Counties, PA, (Johnstown), in Sub-No. 103F; (xx) Jackson County, WV, and Meigs County, OH, (Ravenswood, WV), in Sub-No. 104F; (yy) Lee County, IA, Hancock County, IL, and Clark County, MO, (Keokuk, IA), in Sub-No. 105F; (zz) Milwaukee, Ozaukee, Racine, Washington and Waukesha Counties, WI, (Milwaukee), in Sub-No. 107F; (aaa) Lake County, IN, Will County, IL, and Cook County, IL, (facilities at Gary, IN, and Joliet and South Chicago, IL), in Sub-No. 114F; (bbb) between points in Lauderdale and Colbert Counties, AL, (facilities at Florence), in Sub-No. 115F; (ccc) Cuyahoga, Lake, Geauga, Summit, Medina, and Lorain Counties, OH, (facilities at Cleveland), in Sub-No. 116F; (ddd) Chippewa County, MI, (Chippewa County), in Sub-No. 117F; (eee) ports of entry on the International Boundary Line between the United States and Canada located in Michigan (ports of entry at Sault Ste. Marie, MI), in Sub-No. 118F; (fff) between Kenton, and Campbell Counties, KY, and Hamilton County, OH, (Newport and Wilder, KY), in Sub-No. 119F; (ggg) Shelby County, AL, (facilities at Calera), in Sub-No. 120F; (hhh) Franklin County, OH, (facilities at Columbus), in Sub-No. 121F; (iii) Miami and Howard Counties, IN, Franklin County, OH, Jefferson, Bullitt, and Oldham Counties, KY, and Floyd and Clark Counties, IN, and Henry County, KY, (facilities at Peru and Kokomo, IN, Columbus, OH, and Louisville and Eminence, KY), in Sub-No. 126F; (jjj) Cuyahoga County, OH, (facilities at Maple Heights), in Sub-No. 127F; (kkk) Whiteside County, IL, (facilities at Sterling), in Sub-No. 129F; (lll) Wood County, WV, and Washington County, OH, (facilities at Parkersburg and Washington, WV), in Sub-No. 130F; (mmm) Porter County, IN, Erie County, NY, Baltimore County, MD, Northampton and LeHigh Counties, PA, Somerset and Cambria Counties, PA, and Dauphin County, PA, (facilities at Lackawanna, NY, Sparrows Point, MD, Bethlehem, Johnstown, and Steelton, PA), and Cook County, IL, (Bedford Park), in Sub-No. 131F; (nnn) Porter and Lake Counties, IN, and Cook and DuPage Counties, IL, (facilities at Porter and Lake Counties, IN, and Cook and DuPage Counties, IL), in Sub-No. 132F; (ooo) Franklin County, OH, (facilities at Columbus), in Sub-No. 133F; (ppp) Cuyahoga County, OH, (Solon), in Sub-No. 134F; (rrr) Lucas, Wood and Ottawa Counties, OH, and Lenawee and Monroe Counties, MI, Cook and Madison Counties, IL, Porter and Lake Counties, IN, Lancaster County, PA, Franklin and Calhoun Counties, AL, (facilities at Toledo, OH, Alton and Madison, IL, Gary, and East Chicago, IN, Marietta, PA, and Russellville and Anniston, AL), in Sub-No. 135F; (sss) Lucas, Wood and Ottawa Counties, OH, and Lenawee and Monroe Counties, MI, (Maumee and Toledo, OH), in Sub-No. 136F; (ttt) Randolph County, IL, (facilities at Red Bud), in Sub-No. 137F; (uuu) Marshall County, AL, LaPorte County, IN, Macoupin County, IL, (facilities at Guntersville, AL, Michigan City, IN, and Carlinville, IL), in Sub-No. 138F; (vvv) Cook County, IL, (facilities at Summit), in Sub-No. 140F; (www) Wayne County, IN and Preble County, OH, (plantsite at Richmond, IN), in Sub-No. 145F; (xxx) Orange, Hardin, and Jefferson Counties, TX, (Beaumont), in Sub-No. 147F; (yyy) Harris, Brazoria, Chambers, Fort Bend, Montgomery, and Waller Counties, TX, (Houston), in Sub-No. 148F; (zzz) Union County, KY, (Sturgis), in Sub-No. 150F; (i) Scott County, IA, (Riverdale), in Sub-No. 151F; (ii) DeKalb, and Woodford Counties, IL, and Walworth County, WI, (DeKalb and Eureka, IL, and Elkhorn, WI), in Sub-No. 152F; (iii) Huntingdon County, PA, (Mt. Union), in Sub-No. 154F; (iv) Monroe County, MI, (facilities at Monroe), in Sub-No. 155F; (v) Jefferson County, MO, (Herculaneum), in Sub-No. 157F; (vi) Clinton County, IA, and Whiteside County, IL, Cook County, IL, and Anderson County, TN, (Clinton, IA, Chicago Heights, IL, and Clinton, TN), in Sub-No. 158F; (vii) Stark and Columbiana Counties, OH, Lake County, IN, Cook County, IL, Madison and St. Clair Counties, IL, and St. Louis County, MO, (Alliance, OH, East Chicago and Hammond, IN, and Granite City, IL), in Sub-No. 159F; (viii) Ross County, OH, and Seneca County, OH, (Maple Grove and Bettsville), in Sub-No. 160F; (ix) Brazos County, TX, and Jefferson and Orleans Parishes, LA, (Bryan, TX, and Harvey, LA), in Sub-No. 161F; (x) Licking County, OH, Washington County, OH, Wood County, WV, Lucas, Wood and Ottawa Counties, OH, and Lenawee and Monroe Counties, MI, Hamilton,
Butler, and Clermont Counties, OH, and Campbell, Kenton and Boone Counties, KY, Jackson County, WV, and Meigs County, OH, (facilities at Newark, Belpre, Toledo, and Cincinnati, OH, and Ravenswood, WV), in Sub-No. 162F; (xi) Quemahoning, PA, (facilities at Quemahoning), in Sub-No. 163F; (xii) Lorain County, OH, (Elyria), in Sub-No. 164F; (3) replace one-way with radial authorities in all certificates except Sub-Nos. 87F, 88F, 89F, 90F, 100F, 101F, 103F, 116F, 121F, 126F, 132F, 134F, 135F, 138F, 145F, 146F, 148F, 150F, and 164F; (4) delete except in bulk restrictions, in tank vehicles, in drums, and in special equipment from Sub-Nos. 16, 30, 46, 50, 52 M1F, 54, 58, 60, 62, 63F, 65F, 67F, 69F, 86F, 87F, 95F, 97F, 98F, 99F, 102F, 116F, 117F, 119, 129F, 130F, 131F, 132F, 136F, and 138F; (5) remove restrictions limiting transportation to traffic originating at or destined to named facilities or points in Sub-Nos. 16, 18, 26, 29, 30, 50, 52 MIF, 53G, 58, 59, 62, 72F, 83F, 88F, 89F, 90F, 95F, 99F, 102F, 114F, 116F, 119F, 120F, 126, 129F, 131F, 132F, 133F, 134F; (6) delete AK and HI limitations in Sub-Nos. 54, 58, 62, 88F, 89F, 90F, 117F, 118F, 121F, 129F, 133F, 145F, 148F, and 164F; against interlining at involved destination points in connection with (a) service from points in IL to described points in WI; (b) service from Detroit and Saginaw, MI, to points in IA, and (c) service from Joliet, IL, to points in IA, in Sub-No. 41G; against the transportation of refractories from points in Audrain, Calloway and Montgomery Counties, MO, in Sub-No. 50; in part (2) to the transportation of mixed loads of the same commodities, moving at the same time and with bituminized fibre conduit and conduit connections which originate at Ironton, OH; and in part (7) against the transportation of cement and mortar from Fairborn, OH; and to traffic having an immediate, prior, or subsequent movement in foreign commerce in Sub-No. 118.

MC 107544 (Sub-161)X, filed August 31, 1981. Applicant: LEMMON TRANSPORT CO., INC., P.O. Box 580, Marion, VA 24354. Representative: E. Stephen Heisley 805 McLachlen Bank Building, 666 Eleventh Street, NW, Washington, DC 20001. Applicant seeks to remove restrictions in its Sub-No. 138

MI certificate to (A) broaden the commodity description to "chemicals and related products" from chemicals, in bulk, in tank or hopper-type vehicles, and (B) authorize radial authority to replace existing one-way authority, in part (2) which would then embrace the authority in part (1).

MC 116142 (Sub-32)X, filed August 31, 1981. Applicant: BEVERAGE TRANSPORTATION, INC., 625 Eberts Lane, P.O. Box M-25, York, PA 17405. Representative: John T. Keagel (same as applicant). Applicant seeks to remove restrictions in its Sub-Nos. 1, 8, 9, 15, 17, 19, 20, 23, 25, 27F, 29F, and 30 certificates to (1) broaden the commodity description from malt beverages, empty used malt beverage containers, malt and brewed beverages and containers, food products agricultural commodities, cranberry sauce and malt beverages and related advertising materials to "food and related products" in each certificate; from new furniture uncrated, pillows, mattresses, and materials, and hair, hair felt, and rugs to "furniture or fixtures," from paper and paper products and paper boxboard to "pulp, paper and related products", from tank bark and tanning materials to "lumber and wood products", and from metal alloy to "metal products" in Sub-No. 8; (2) change city to county-wide (a) in Sub-No. 1, Lebanon, PA with Lebanon County, PA; Newark, NJ with Essex County, NJ; Natick, MA with Middlesex County, MA; (b) in Sub-No. 8, Pittsburgh, PA with Allegheny County, PA; Wilmington, DE with New Castle County, DE; Harrisburg, PA with Dauphin County, PA; Pittsburgh, PA with Allegheny County, PA; Cumberland, MD with Allegheny County, MD; Buffalo, NY with Erie County, NY; Cincinnati, OH with Hamilton County, OH; Upper Darby, PA with Delaware County, PA; Detroit, MI with Wayne County, MI; Trenton, NJ to Mercer County, NJ; Lancaster, PA with Lancaster County, PA; York, PA with York County, PA; Cleveland, OH with Cuyahoga County, OH; Latrobe, PA with Westmoreland County, PA; points in Pennsylvania within 35 miles of York, PA with Adams, Cumberland, Dauphin, Lancaster, Lebanon, and York Counties, PA; Utica, NY with Oneida County, NY; points in New Jersey within 15 miles of Trenton, NJ, including Trenton, NJ with Mercer, Hunterdon, Middlesex, Somerset, and Monmouth Counties, NJ; points within 20 miles of Camden, NJ, including Camden, NJ with Gloucester, Camden, and Burlington Counties, NJ; Yardville, NJ with Mercer County, NJ; Trenton, NJ to Mercer County, NJ; Landisville, NJ to Camden County, NJ; Newfield, NJ to Gloucester County, NJ; Malaga, NJ to Gloucester County, NJ; Hammonton, NJ with Atlantic County, NJ; Norwich, CT with New London County, CT; Clifton, NJ with Passaic County, NJ; New Haven CT with New Haven County CT; Norwalk and Bridgeport, CT to Fairfield County, CT; Bristol, PA with Bucks County, PA; Port Chester, NY with Westchester County, NY; Williamsport, PA with Lycoming County, PA; (c) in Sub-No. 9, Newark, NJ with Essex County, NJ; Olean, Hornell and Jamestown, NY to Cattaragus, Steuben and Chautauqua Counties, NY; (d) in Sub-No. 15, Columbus, OH with Franklin County, OH; (e) in Sub-No. 17, Glyndon, MD with Baltimore County, MD; (f) in Sub-No. 19, Detroit, MI with Wayne County, MI; Chambersburg, PA with Franklin County, PA; Johnstown, PA with Cambria County, PA; Rices Landing, PA with Greene County, PA; Williamsport, PA with Lycoming County, PA; (g) in Sub-No. 20, Williamansett, MA with Hampden County, MA; Johnstown, PA with Cambria County, PA; Greensburg, PA to Westmoreland County, PA; Bellefonte, PA with Centre County, PA; Williamsport, PA with Lycoming County, PA; Beaver Falls, PA with Beaver County, PA; Gettysburg, PA to Adams County, PA; Lock Haven, PA with Clinton County, PA; Coatesville, PA to Chester County, PA; York, PA to York County, PA; (h) in Sub-No. 23, Volney, NY with Oswego County, NY; (i) in Sub-No. 25, Eden, NC with Rockingham, NC; and (j) in Sub-No. 27F, Fogelsville, PA with Lehigh County, PA; (3) eliminate the facilities limitations in Sub-Nos. 25F, 27F and 29F; (4) change one-way to radial authority; and (5) remove the restrictions "in containers" in Sub-Nos. 8 and 19; and "originating at and destined to" in Sub-Nos. 19, 20, 25F, and 29F.

MC 117344 (Sub-295)X, filed August 31, 1981. Applicant: THE MAXWELL CO., 10300 Evendale Drive, Cincinnati, OH 45241. Representative: James R. Stiverson, 1396 West Fifth Ave., Columbus, OH 43212. Applicant seeks to remove restrictions in its Sub-Nos. E-11, E-12, E-13, E-24,(1), E-24(2), E-25, E-27, E-30(1), E-30(2), E-31, E-32, E-33, E-35, E-40, E-43, E-44, E-49, E-50, E-52, E-55, E-57, E-58, E-59, E-60, E-66, E-67, E-68, E-69, E-71, E-74, E-75, E-77, E-81, E-82, E-83, E-84, E-86, E-87, E-88, E-91, E-92, E-93, E-97, E-116, E-125, letter notices to (A) broaden the commodity description in each to "commodities in bulk" form various specified bulk commodities such as vegetable oil products, vegetable oils, soya bean oil, liquid glue, etc., (B) replace one way authority with radial authority in all Subs, (C) expand city-wide authority to county-wide authority as follows: Cook County, IL and Lake and Porter County, IN for Gary and Hammond, IN in E-11 and E-12, Adams County, IN for Decatur, IN in E-12, E-13, and E-83, Morgan County, IL for Jacksonville, IL in E-40, Delaware, Fairfield, Franklin, Licking, Madison, Pickaway and Union Counties, OH for Columbus, OH in E-49, E-50, and E-52, Daviess County, KY for Owensboro, KY in E-59, Butler, Clermont and Hamilton Counties, OH for Cincinnati, OH in E-60, LaPorte and Porter Counties, IN for Michigan City, IN in E-74, E-75 and E-92, and Macon County, IL for Decatur, IL in E-86, (D) remove the equipment restrictions "in tank vehicles", from all Subs except E-57 and E-59; "in insulated stainless steel or aluminum tank vehicles" (E-66); or "in hopper vehicles" (E-74, E-75 and E-92) and (E) remove the restriction against service to Kingsport and Elizabethton, TN in E-13, E-32 and E-33.

MC 119789 (Sub-735)X, filed August 31, 1981. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr. (same as applicant). Applicant seeks to remove restrictions in its Sub-Nos. 20, 23, 24, 31, 32, 41, 42, 53, 56, 119, 200, 295, 301, 351, 406, 410, 437, 523, 525, 554, 600, 627, 628, 629, 646, 648, 673, 674, 676, 686, 697, 709, and 729 certificates to (1) remove the restriction against hides and/or commodities in bulk in Sub-Nos. 20, 23, 24, 31, 41, 42, 53, 56, 119, 200, 295, 301, 308, 334, 340, 351, 406, 410, 437, 523, 525, 554, 600, 627, 628, 629, 646, 648, 673, 674, 697, 709 and parts 21, 22 and 23 of 729X, (2) change one-way to radial authority in Sub-Nos. 334, 629 and 686F, (3) remove facilities limitation in (a) Sub-Nos. 20, 23, 24, 41, 31, 32, 646, 56, 554, 340, 629, 673, 523, 628, 600, 646, 648, and 437 (b) in Sub-No. 119 and 709 and replace Garden City, and Holcomb, KS with Finney County, KS, (c) in Sub-No. 200 and replace Cactus, TX with Moore County, TX, (4) change city to county-wide authority in (a) Sub-No. 697 from Brownsville, TX to Cameron County, TX, (b) Sub-No. 674 from Garden City, KS to Finney County, KS, (5) remove originating at and/or destined to restriction in Sub-Nos. 20, 23, 24, 41, 351, 53, 410, 554, 119, 200, 334, 629, 627, 600 and 648, (6) remove restriction against service to Springfield and Macon, MO in Sub-No. 119, and (7) remove in tank vehicle restriction in Sub-Nos. 119, 31 and 200.

MC 121598 (Sub-22)X, filed August 25, 1981. Applicant: SHELBYVILLE EXPRESS, INC., Old Railroad Avenue, Shelbyville, TN 37160. Representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Ave., Memphis, TN 38137. Applicant seeks to remove restrictions in its Sub-Nos. 2 and 8F certificates to (1) remove all restrictions from its general commodities authority except classes A and B explosives; (2) remove the following restrictions; (a) against the handling of traffic which originates at or is destined to points in Davidson County, TN, on the one hand, and on the other, that which originates at or is destined to Memphis TN, and points in its commercial zone in Sub-Nos. 2 and 8F and (b) against service in the commercial zone of any LA points which lie in MS and against the interlining of traffic at any points in LA which originates at or is destined to points in MS and against service at points in AR which are in the commercial zone of Memphis TN, and Junction City, LA or at any point in AR in Sub-No. 2; (3) remove the joinder only and excluding service on U.S. Hwy 84 from the Mississippi River to Jena, LA, including the commerical zone of Jena in Sub-No. 2 (part 3); (4) allow service at all intermediate points: (a) between Shelbyville and Memphis, TN and between Memphis, TN and Monroe, LA in Sub-No. 2, and (b) between Shelbyville and Memphis, TN and between Memphis, TN and Shreveport, LA in Sub-No. 8F; and (5) broaden off-route points to county-wide authority: points within 5 miles of Shelbyville with Bedford County, TN in Sub-No. 2 and 8F.

MC 123794 (Sub-6)X, filed September 2, 1981. Applicant: A.F.T. MOTOR FREIGHT, INC., 1003 Ridge Pike, Conshohocken, PA 19428. Representative: E. Stephen Heisley 805 McLachlen Bank Building, 666 Eleventh St., NW., Washington, D.C. 20001. Applicant seeks to remove restrictions in its lead permit to (1) broaden the commodity description to "furniture and fixtures, metal products, clay, concrete, glass or stone products, rubber and plastic products, and machinery," from steel shelving, lockers and cabinets, sheet steel, culvert pipe, galvanized sheet metal, metal lathes, pipe, reinforcing steel rods, nails, and other sheet metal products; and (2) broaden the territorial description to authorize service between points in the U.S., under contract(s) with unnamed shippers.

MC 124174 (Sub-184)X, filed August 14, 1981, previously noticed in the Federal Register of September 4, 1981, republished as corrected this issue. Applicant: MOMSEN TRUCKING CO., 2405 Hiway Boulevard, Spencer, IA 51301. Representative: Arlyn L. Westergren, Suite 201, 9202 W. Dodge Rd., Omaha, NE 68114. (1)(e) broaden off-route points in Rock Island, Moline, Rock Falls, East Moline and Sandwich, IL and points within 35 miles of Oskaloosa and 5 miles of Gilman, IA in A(1)(b) to Rock Island and Moline, IL, and Whiteside, Henry, and Dekalb Counties, IL and Jasper, Mahaska, Powenshiek, Iowa, Keokuk, Jefferson, Wapello, Davis, Appanoose, Monroe, Lucas, Warren, Marion, Polk and Marshall Counties, IA. The purpose of this republication is to correct part (1)(e) of the caption summary previously published to read Rock Island and Moline, IL, and Whiteside, Henry, and Dekalb Counties, IL, in lieu of Rock Island, Moline Rock Falls, East Moline and Dekalb Counties, IL.

MC 126526 (Sub-1)X, filed August 31, 1981. Applicant: FAIRBANKS MIDWEST TRUCK LINES, INC., 625 Strander Blvd., Suite C, Seattle, WA 98188. Representative: J. G. Dail, Jr., P.O. Box LL McLean, VA 22101. Applicant seeks to remove restrictions in its lead cetificate to (1) broaden the commodity description to "general commodities (except Classes A and B explosives)" from general commodities with exceptions; and (2) expanding the territory to Lincoln and Minnehaha Counties, SD for Sioux Falls, SD; to Pennington, and Meade Counties, SD, for Rapid City, SD; to Buena Vista County, IA, for Storm Lake, IA; to Woodbury County, IA, and Dakota County, NE, for Sioux City, IA; to Douglas and Sarpy Counties, NE, and Pottawattamie County, IA, for Omaha, NE; to Dixon and Wayne Counties, NE, for Wakefield, NE; and to Cass County, ND, and Clay County, MN, for Fargo, ND.

MC 136720 (Sub-11)X, filed August 31, 1981. Applicant: APEX BULK COMMODITIES, 11655 East Washington Blvd., P.O. Box 872, Whittier, CA 90608. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609. Applicant seeks to remove restrictions in its Sub-Nos. 2, 4F, 6F, 7, and 10F certificates to: (1) broaden the commodity descriptions from (a) meat meal and blood meal, in bulk, in Sub-No. 2, from soda ash, in bulk in Sub-No. 6, and from petroleum and petroleum products, in bulk, in Sub-No. 7 to "commodities in bulk;" (b) cement to "clay, concrete, glass, or stone products" in Sub-No. 4F; and (c) cement, sand, fluorspar, and coal to "ores and minerals, clay, concrete, glass, or stone products, and coal and coal products" in Sub-No. 10F; (2) remove the restrictions against service at specified points in CA and facilities in Sub-No. 4F; (3) remove the facilities restriction in Sub-No. 6F; (4) replace authority to serve named cities with county-wide authority in Sub-No. 2, Tolleson, AZ, with Maricopa County, AZ, Anaheim with Orange County, CA, and Fontana with San Bernardino County, CA; in Sub-No. 6, Saugus, CA, with Los Angeles County, CA; and (5) expand one-way authority to radial authority between Maricopa County, AZ, and, Orange and San Bernardino Counties, CA, in Sub-No. 2; between points in CA, and, points in AZ, CA, and NV in Sub-No. 4F; and between points in WY, and, points in Los Angeles County, CA, in Sub-No. 6F.

MC 138741 (Sub-132)X, filed August 26, 1981. Applicant: AMERICAN CENTRAL TRANSPORT INC., 914 East Highway H, Liberty, MO 64068. Representative: Tom B. Kretsinger, 20 East Franklin, P.O. Box 258, Liberty, MO 64068–0258. Applicant seeks to expand its commodity description in its Sub-No. 122 certificate from (1) refractory products and (2) building and insulating materials, to: (1) "refractory products, and clay, concrete, glass or stone products," and (2) "building, construction and insulating materials."

MC 140205 (Sub-12)X, filed August 19, 1981. Applicant: MOUW TRANSPORTATION, INC., 307 Maple Drive, Sibley, IA 51249. Representative: Samuel Rubenstein, P.O. Box 5, Minneapolis, MN 55440. Applicant seeks to remove restrictions in its lead and Sub-Nos. 4F, 5F, and 10F certificates to (1) broaden the commodity descriptions from (a) soybean meal, soybean mill run and soybean hulls, dry, in bags and in bulk to "food and related products and farm products" in the lead, and (b) meats, meat, products, meat byproducts, and articles distributed by meat-packinghouses to "food and related products" in Sub-Nos. 4F, 5F, and 10F; (2) remove the except hides and commodities in bulk restrictions in Sub-Nos. 4F, 5F, and 10F; (3) eliminate the facilities limitation in each certificate; (4) expand city to county-wide authority from Sergeant Bluff and Sioux City to Woodbury County, IA, in the lead and Sub-No. 4F; Sioux Falls to Minnehaha County, SD, Estherville to Emmet County, IA, and Worthington to Nobles County, MN, in Sub-Nos. 4F and 5F; and Britt and Mason City to Hancock and Cerro Gordo County, IA, in Sub-No. 10F; (5) change one-way to radial authority in Sub-Nos. 4F and 5F; and (6) remove the originating at or destined to restrictions

in Sub-Nos. 4F, 5F and 10F and the except AK and HI in Sub-No. 10F.

MC 140373 (Sub-4)X, filed August 24, 1981. Applicant: COOK TRUCKING SERVICE, INC., 305 South Harbor Blvd., Fullerton, CA 92632. Representative: Richard C. Celio, 2300 Camino Del Sol Fullerton, CA 92633. Applicant seeks to (1) expand the commodity description in its Sub-No. 2 permit to "food and related products" from liquid sugar and syrups, in bulk; and (2) expand the territorial description to authorize service between points in the U.S., under continuing contract(s) with Holly Sugar Corp., of Colorado Springs, CO.

MC 144858 (Sub-47)X, filed August 25, 1981. Applicant: DENVER SOUTHWEST EXPRESS, INC., P.O. Box 9799, Little Rock, AR 72219. Representative: Scott E. Daniel (same as applicant). Applicant seeks to remove restrictions from its Sub-Nos. 5F, 8F, 15F, 18F, 29F and 30F certificates to (1) broaden the commodity description from shampoo and toilet preparations and accessories therefore to "chemicals and related products" in Sub-Nos. 5F, 8F and 15F; from foodstuffs in Sub-Nos. 18F and 30F and animal feed, feed ingredients, supplements and additives, in Sub-Nos. 29F to "food and related products;" (2) remove commodities in bulk, in tank vehicles restriction in all Sub-Nos; (3) remove the originating at and/or destined to restrictions in Sub-Nos. 5F, 18F and 30F; (4) remove facilities limitations at and/or replace with county-wide authority as follows: Clark, Cranford, Piscataway and South Brunswick, NJ with Middlesex and Union Counties, NJ in Sub-Nos. 5F, 8F, and 15F; Birmingham, AL, Mattoon, IL Hutchinson, KS, Columbus, OH, and Ogden, UT with Jefferson County, AL, Coles County, IL, Reno County, KS Franklin County, OH, Davis, Weber and Morgan Counties, UT, in Sub-No. 29F; Independance, MO with Jackson and Clay Counties, MO, in Sub 30F; and only remove facilities in Sub-No. 18F and (5) Change one-way authorities to radial authority.

MC 146890 (Sub-39)X, filed August 31, 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 Building, 666 Eleventh Street, NW, Washington, DC 20001. Applicant seeks to remove restrictions in its Sub-No. 7F certificate to replace the shipper facilities with countywide authority: Anoka, Hennepin, Washington, Dakota, Scott, Carver and Ramsey Counties, MN (facilities near Minneapolis, MN), Clinton County, IA and Whiteside County, IL (facilities near Clinton, IA), Scott and Muscatine Counties, IA and Rock Island and Henry Counties, IL (facilities near Davenport, IA), Calhoun, Kalamazoo and Barry Counties, MI (facilities near Battle Creek, MI), Fairfield, Hamilton, Warren and Butler Counties, OH (facilities near Lancaster and Sharonville, OH), Cumberland County, PA (facilities near Mechanicsburg, PA), Chautauqua County, NY (facilities near Dunkirk, NY, Jefferson, Bullitt and Oldham Counties, KY and Clark, Floyd and Harrison Counties, IN (facilities near Louisville, KY), and Hudson, Bergen, Essex and Union Counties, NJ and Richmond, Kings, Queens, New York and Bronx Counties, NY (facilities near Jersey City, NJ).

MC 148654 (Sub-2)X, filed August 18, 1981. Applicant: CLOVERLEAF TRANSPORTATION, INC., 14 Kerri Lane, Spring Valley, NY 10977. Representative: Ronald I. Shapss, 450 Seventh Avenue, New York, NY 10123. Applicant seeks to remove restrictions in its Sub-No. 1F certificate to broaden the commodity description from beverages, and materials and supplies used in the manufacture and distribution of beverages, to "food and related products, and materials and supplies used in the manufacture and distribution of food and related products."

MC 153461 (Sub-1)X, filed September 8, 1981. Applicant: FLYNN'S MOTOR EXPRESS, INC., P.O. Box 627, Southington, CT 06489. Representative: Gerald A. Joseloff, 410 Asylum Street, Hartford, CT 06103. Applicant seeks to remove restrictions in its lead certificate to broaden the commodity description from general commodities (except Classes A and B explosives and household goods as defined by the Commission) to "general commodities (except Classes A and B exposives)".

[FR Doc. 81-27077 Filed 9-16-81; 8:45 am]
BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decision; Decision-Notice

[Volume No. OP1-259]

Decided: September 11, 1981.

The following applications, filed on or after July 3, 1980, seek approval to consolidate, purchase, merge, lease operating rights and properties, or acquire control of motor carriers pursuant to 49 U.S.C. 11343 or 11344. Also, applications directly related to these motor finance applications (such as conversions, gateway eliminations, and securities issuances) may be involved.

The applications are governed by Special Rule 240 of the Commission's Rules of Practice (49 CFR 1100.240). See Ex Parte 55 (Sub-No. 44), *Rules Governing Applications Filed By Motor Carriers Under 49 U.S.C. 11344 and 11349*, 363 I.C.C. 740 (1981). These rules provide among other things, that opposition to the granting of an application must be filed with the Commission in the form of verified statements within 45 days after the date of notice of filing of the application is published in the **Federal Register**. Failure seasonably to oppose will be construed as a waiver of opposition and participation in the proceeding. If the protest includes a request for oral hearing, the request shall meet the requirements of Rule 242 of the special rules and shall include the certification required.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.241. A copy of an application, together with applicant's supporting evidence, can be obtained from any applicant upon request and payment to applicant of $10.00, in accordance with 49 CFR 1100.241(d).

Amendments to the request for authority will not be accepted after the date of this publication. However, the Commission may modify the operating authority involved in the application to conform to the Commission's policy of simplifying grants of operating authority.

We find, with the exception of those applications involving impediments (e.g., jurisdictional problems, unresolved fitness questions, questions involving possible unlawful control, or improper divisions of operating rights) that each applicant has demonstrated, in accordance with the applicable provisions of 49 U.S.C. 11301, 11302, 11343, 11344, and 11349, and with the Commission's rules and regulations, that the proposed transaction should be authorized as stated below. Except where specifically noted this decision is neither a major Federal action significantly affecting the quality of the human environment nor does it appear to qualify as a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient protests as to the finance application *or* to any application directly related thereto filed within 45 days of publication (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (unless the application involves impediments) upon compliance with certain requirements which will be set forth in a notification of

effectiveness of this decision-notice. To the extent that the authority sought below may duplicate an applicant's existing authority, the duplication shall not be construed as conferring more than a single operating right.

Applicant(s) must comply with all conditions set forth in the grant or grants of authority within the time period specified in the notice of effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

By the Commission, Review Board Number 1, Members Parker, Chandler and Fortier.

Agatha L. Mergenovich,

Secretary.

MC F-14681, filed August 19, 1981. LEASEWAY TRANSPORTATION CORP. (Leaseway) (3700 Park East Drive, Cleveland, OH 44122)—continuance in control—COMMERCIAL MOTOR, INC. (Commercial) (445 Earlwood Ave., Oregon, OH 43616). Representative: J. A. Kundtz, 1100 National City Bank Bldg., Cleveland, OH 44114 (216) 566-5639. Leaseway, a non-carrier seeks authority to continue in control of Commercial upon the institution by Commercial of operations, in interstate or foreign commerce, as a contract carrier. Leaseway, sole stockholder of Commercial, seeks authority to acquire control of said rights and property through the transaction. Leaseway is a publicly held corporation that controls Anchor Motor Freight, Inc. (MC-808), Gypsum Haulage, Inc. (MC-112113), Signal Delivery Service, Inc. (MC-108393), Sugar Transport, Inc. (MC-115924), Dedicated Freight Systems, Inc. (MC-139583), Custom Deliveries, Inc. (MC-142693), LDF, Inc. (MC-147101), Stam-Win, Inc. (MC-147294, 150185), Pep Lines Trucking Co. (MC-120184, 135280), Mitchell Transport, Inc. (MC-124212, 152085), General Trucking Service, Inc. (MC-143308), Charlton Transport (Quebec) Limited (MC-141250), Vernon Equipment, Inc. (MC-150412), Amac Trucking, Inc. (MC-140619), Max Binswanger Trucking (MC-116314), and Refiners Transport & Terminal Corporation (MC-50069). Refiners Transport & Terminal Corporation controls A. R. Gundry, Inc. (MC-25562). Max Binswanger Trucking (MC-116314) controls Balser Trucking Co. (MC-96630) and Bulk Freightways (MC-125417). Leaseway also controls, with authority issuance pending, George McNeill, d.b.a. George McNeill Teaming Company (MC-153315), Leaseway Trucking, Inc. (MC-153610), and United Home Delivery, Inc. (MC-153685). Applicant has on file an application pending in MC-F-14662 seeking to continue in control the operations of Contract Trucking Corporation (MC-156146).

Note.—Commercial has filed as a directly related application its initial contract carrier application, docketed MC-157690, published in this same **Federal Register** issue.

[FR Doc. 81-27076 Filed 9-16-81; 8:45 am]

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Motor Carriers; Permanent Authority Decision; Decision-Notice

[Volume No. OP1-260]

Decided: September 11, 1981.

The following operating rights applications, filed on or after July 3, 1980, are filed in connection with pending finance applications under 49 U.S.C. 10926, 11343 or 11344. The applications are governed by Special Rule 252 of the Commission's General Rules of Practice (49 CFR 1100.252).

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.252. Persons submitting protests to applications filed in connection with pending finance applications are requested to indicate across the front page of all documents and letters submitted that the involved proceeding is directly related to a finance application and the finance docket number should be provided. 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. However, the Commission may have modified the application to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exceptions of those applications involving duly noted problems (e.g., unresolved common control, unresolved fitness questions, and jurisdictional problems) we find, preliminarily, that each applicant has demonstrated that 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 properly 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 specifically 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 protests in the form of verified statements as to the finance application *or* to the following operating rights applications directly related thereto filed within 45 days of publication of this decision-notice (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except where the application involves duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of this decision-notice. Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

Applicant(s) must comply with all conditions set forth in the grant or grants of authority within the time period specified in the notice of effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

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.

By the Commission, Review Board Number 1, Members Parkers, Chandler and Fortier.

Agatha L. Mergenovich,

Secretary.

MC 157690, filed August 19, 1981. Applicant: COMMERCIAL MOTOR, INC., 445 Earlwood Ave., Oregon, OH 43616. Representative: J. A. Kundtz, 1100 National City Bank Bldg., Cleveland, OH 44114, (419) 698-1671. Transporting *liquid argon, liquid nitrogen, liquid oxygen, and liquid hydrogen,* between points in the U.S., under continuing contract(s) with Union Carbide Corporation, of New York, NY. Condition: This certificate shall expire 5 years from date of issuance.

Note.—This application is directly related to MC-F-14681, published in the same **Federal Register** issue.

[FR Doc. 81-27075 Filed 9-16-81; 8:45 am]

BILLING CODE 7035-01-M

[Volume No. OP1-258]

Motor Carriers; Permanent Authority Decisions; Decision—Notice

Decided: September 9, 1981.

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** 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 a public need for the proposed operations and that it 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. This presumption shall not be deemed to exist where the application is opposed. 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.

By the Commission, Review Board No. 1 Members Parker, Chandler and Fortier.

Agatha L. Mergenovich,

Secretary.

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".

Please direct status inquiries to the Ombudsman's Office, (202) 275–7326.

MC 108340 (Sub-39), filed August 27, 1981. Applicant: HANEY TRUCK, LINE, P.O. Box 485, Cornelius, OR 97113. Representative: Lawrence V. Smart, Jr., 419 N W 23rd Ave., Portland, OR 97210, (503) 226–3755. Transporting *general commodities* (except classes A and B explosives), between Gales Creek, OR, on the one hand, and, on the other, points in the U.S.

MC 116881 (Sub-7), filed August 31, 1981. Applicant: CLINTON H. MILLER, d.b.a. C. H. MILLER TRANSPORTATION, P.O. Box 1776, Oroville, CA 95965. Representative: Robert G. Harrison, 4299 James Drive, Carson City, NV 89701 (702) 882–5649. 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 136391 (Sub-5), filed August 27, 1981. Applicant: BILL'S MOVING, INC., d.b.a. PIONEER MOVING & STORAGE, 471 W 5th S, Salt Lake City, UT 84101. Representative: Irene Warr, 311 S. State St. Ste. 280, Salt Lake City, UT 84111, (801) 531–1300. 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.

MC 154331 (Sub-1), filed August 28, 1981. Applicant: BOB GALLANT TRUCKING, INC., 1935 Lombardy Dr., Rapid City, SD 57701. Representative: J. Maurice Andren, 1734 Sheridan Lake Rd., Rapid City, SD 57701, (605) 343–4036. Transporting *general commodities*, between points in Pennington County, SD, on the one hand, and, on the other, points in the U.S.

Note.—The purpose of this application is to substitute motor carrier for abandoned rail carrier service.

MC 157941, filed August 27, 1981. Applicant: S & W CARTAGE, INC., 21701 Hoover Rd., Warren, MI 48089. Representative: Robert E. McFarland, 2855 Coolidge, Suite 201A, Troy, MI 48084, (313) 649–6650. Transporting (1) for or on behalf of the United States Government, *general commodities* (except used household goods, hazardous or secret materials, and sensitive weapons and munitions), (2) *shipments weighing 100 pounds* or less if transported in a motor vehicle in which no one package exceeds 100 pounds and (3) *used household goods* for the account of the United States Government incidental to the performance of a pack-and-crate service on behalf of the Department of Defense, between points in the U.S.

MC 157980, filed August 28, 1981. Applicant: FARM AND MARKET EXPRESS, 4616 N. Dover St., Chicago, IL 60640. Representative: Warren W. Kmiec (same address as applicant), (312) 769–3354. Transporting (1) *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizer, and other soil conditioners;* and (2) *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.

MC 158001, filed August 31, 1981. Applicant: ELIZABETH S. LINVILLE, 207 N. East St., Pendleton, IN 46064. Representative: E. H. van Deusen, 220 W. Bridge St., P.O. Box 97, Dublin, OH 43017, (614) 889–2531. As a *broker* of *general commodities* (except household goods), between points in the U.S.

[FR Doc. 81-27074 Filed 9-16-81; 8:45 am]
BILLING CODE 7035-01-M

[Volume No. OR-9-88]

Motor Carriers; Permanent Authority Decisions; Decision—Notice

Decided: September 14, 1981.

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 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.

By the Commission, Review Board No. 2, Members Carleton, Fisher, Williams.

Agatha L. Mergenovich,

Secretary.

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".

MC 150317 (Sub-1F), filed December 5, 1980. Previously published in the FR issue of December 23, 1980 and republished this issue. Applicant: BOSSHARDT TRANSPORT,INC., Redmond, UT 84652. Representative: Macoy A. McMurray, 800 Benefield Life Tower, 36 So. State St., Salt Lake City, UT 84111. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under a continuing contract(s) with Redmond Clay & Salt Co., of Redmond, UT. Condition: Issuance of a Permit in this proceeding is conditioned upon coincidental cancellation, at applicant's written request, of the permit issued April 13, 1981 in No. MC 150317 Sub-1.

Note.—This republication is to change the commodity decription from specific commodities to general commodities.

[FR Doc. 81-27072 Filed 9-16-81; 8:45 am]

BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decision; 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 a public need for the proposed operations and that it 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. This presumption shall not be deemed to exist where the application is opposed. 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 (execpt 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."

Please direct status inquiries to the Ombudsman's Office, (202) 275-7326.

Volume No. OPI-257

Decided: September 9, 1981.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 13300 (Sub-95), filed August 25, 1981. Applicant: CAROLINA COACH COMPANY, d.b.a. CAROLINA TRAILWAYS, 1201 S. Blount Street, Raleigh, NC 27611. Representative: Lawrence E. Lindeman, 425 13th Street, N.W., Suite 1032, Washington, D.C. 20004 (202) 628-4600. Transporting *passengers and their baggage*, in special and charter operations, beginning and ending at Chesapeake, Colonial Heights, Danville, Emporia, Franklin, Hopewell, Norfolk, Petersburg, Portsmouth, Richmond, Suffolk, and Virginia Beach, VA, Baltimore, MD, Philadelphia, PA, and DC, and points in Alamance, Beaufort, Bertie, Cabarrus, Camden, Caswell, Chatham, Chowan, Cumberland, Currituck, Dare, Davidson, Durham, Edgecombe, Franklin, Gates, Greene, Guilford, Halifax, Harnett, Hertford, Hyde, Johnston, Lee, Lenoir, Martin, Mecklenburg, Montgomery, Moore, Nash, New Hanover, Northampton, Onslow, Orange, Pasquotank, Pender, Person, Perquimans, Pitt, Randolph,

Rockingham, Rowan, Stanley, Tyrrell, Wake, Warren, Washington, and Wilson Counties, NC, Accomack, Chesterfield, Greensville, Henrico, Isle of Wight, Northampton, Prince George, Southampton, Surry, and Sussex Counties, VA, Caroline, Cecil, Dorchester, Kent, Queen Annes, Somerset, Talbot, Wicomico, and Worcester Counties, MD, Kent, New Castle, and Sussex Counties, DE, and Delaware County, PA, and extending to points in the U.S.

MC 85970 (Sub-58), filed August 27, 1981. Applicant: SARTAIN TRUCK LINE, INC., 1625 Hornbrook Street, Dyersburg, TN 38024. Representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Ave., Memphis, TN 38137, (901) 767–5600. Transporting *general commodities* (except classes A and B explosives), serving all points in MO as off-route points in connection with applicant's authorized routes.

MC 110191 (Sub-45), filed August 28, 1981. Applicant: TURNER'S EXPRESS, INCORPORATED, 1300 Shelton Ave., Norfolk, VA 23502. Representative: D. L. Turner, P.O. Box 1006, Norfolk, VA 23501, (804) 853–4344. Transporting *general commodities* (except classes A and B explosives), between points in AL, CT, DE, FL, GA, IL, IN, KY, LA, ME, MD, MA, MI, MN, MS, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, WI, and DC.

MC 117850 (Sub-5), filed August 31, 1981. Applicant: J. B. KENNEDY, R.R. No. 3, Brookfield, MO 64628. Representative: Edward A. O'Donnell, 1004 29th St., Sioux City, IA 51104. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Adept Manufacturing, Inc., Ag-Land, Inc., Brookfield Plastic Container, Inc., Brookfield Publishing Co., Brookfield Tire & Supply Co., Fletcher Hardware Co., Pepsi-Cola Bottling Co., and L. T. York Co., all eight of Brookfield, MO, Muff Warehouse and Trenton Coca Cola Bottling Company, both of Trenton, MO, MFA Incorporated, of Columbia, MO, and Walsworth Publishing, Inc., of Marceline, MO.

MC 118610 (Sub-37), filed August 19, 1981. Applicant: GEORGE PARR TRUCKING SERVICE, INC., P.O. Box 1995, Owensboro, KY 42301. Representative: George M. Catlett, 708 McClure Bldg., Frankfort, KY 40601, (502) 227–7384. Transporting (1) *those commodities which because of their size or weight require the use of special handling or equipment*, (2) *parts, attachments, and accessories* for the commodities named in (1), (3) *self-propelled articles*, (4) *oilfield commodities*, (5) *earth drilling commodities*, and (6) *iron and steel articles*, between points in the U.S.

MC 126091 (Sub-13), filed August 31, 1981. Applicant: FRALEY & SCHILLING, INC., General Delivery, Rushville, IN. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 462460. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Allegheny International, Inc., of Pittsburgh, PA.

MC 128450 (Sub-2), filed August 28, 1981. Applicant: SAN JUAN TOURS, INC., P.O. Box 38667, Denver, CO 80238. Representative: James F. Olmsted (same address as applicant) (303) 289–2841. As a *broker*, at Denver, CO, in arranging for the transportation of *passengers and their baggage*, in the same vehicle with passengers, in special and charter operations, beginning and ending at Denver and Longmont, CO, and extending to points in the U.S.

MC 142310 (Sub-39), filed August 28, 1981. Applicant: H. O. WOLDING, INC., P.O. Box 56, Nelsonville, WI 54458. Representative: Wayne W. Wilson, 150 East Gilman St., Madison, WI 53703 (608) 256–7444. Transporting *general commodities* (except classes A and B explosives) between the facilities of Philips Industries, Inc., at points in the U.S., on the one hand, and, on the other, points in the U.S.

MC 142920 (Sub-25), filed August 27, 1981. Applicant: OLIVER TRUCKING CORP., 620 South Belmont Avenue, Indianapolis, IN 46217. Representative: Morton E. Kiel, Suite 1832, Two World Trade Center, New York, NY 10048–0640 (212) 466–0220. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Electrosound, Inc., of Shelbyville, IN.

MC 143230 (Sub-5), filed August 14, 1981. Applicant: LUCK TRUCKING, INC., Rural Route #1, Box 190, Wolcott, IN 47995. Representative: Norman R. Garvin, 1301 Merchants Plaza, Indianapolis, IN 46204 (317) 638–1301. Transporting (1) *glass products*, (2) *food and related products*, and (3) *rubber and plastic products*, between points in the U.S., under continuing contract(s) in (1) above with Indiana Glass Co., Division of Lancaster Colony Corp., of Dunkirk, IN, and in (2) and (3) above with Ross Laboratories, of Columbus, OH.

Mc 143331 (Sub-20), filed August 27, 1981. Applicant: FREIGHT TRAIN TRUCKING, INC., 4906 E. Compton Blvd., P.O. Box 817, Paramount, CA 90723. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609 (213) 945–2745. Transporting *such commodities* as are dealt in or used by manufacturers of paper and plastic products and containers, between points in the U.S.

MC 144821 (Sub-14), filed August 31, 1981. Applicant: FREEDOM FREIGHTWAYS, INC., 9060 Latty Avenue, St. Louis, MO 63134. Representative: Douglas C. Wynn, P.O. Box 1295, Greenville, MS 38701 (601) 335–3576. Transporting (1) *paper and paper products*, (2) *rubber and plastic products*, (3) *metal products, and* (4) *clay, concrete, glass or stone products*, between St. Louis, MO, Chicago, IL, Kansas City, KS, Memphis and Nashville, TN, Indianapolis, IN and Syracuse, NY, and points in Thomas County, GA and Tippah County, MS, on the one hand, and, on the other, points in the U.S.

MC 148380 (Sub-18), filed August 31, 1981. Applicant: CRESCO LINES, INC., 13900 South Keeler Ave., Crestwood, IL 60445. Representative: Edward G. Bazelon, 39 South LaSalle Street, Chicago, IL 60603 (312) 236–9375. Transporting *metal products*, between points in the U.S., under continuing contract(s) with Rappahannock Wire Company, a Division of Exposaic Industries, Inc., of Fredericksburg, Va.

MC 149151 (Sub-4), filed August 31, 1981. Applicant: SCHUH TRANSPORT, INC., P.O. Box 207, Kaukauna, WI 54130. Representative: James A. Spiegel, Olde Towne Office Park, 6333 Odana Rd., Madison, WI 53719 (608)–273–1003. Transporting *petroleum, natural gas, and their products*, between points in the U.S., under continuing contract(s) with Petroleum Conservation, Inc., of Green Bay, WI, and Garrow Oil Corp., of Appleton, WI.

Note.—To the extent any certificate authorizes the transportation of liquefied petroleum gas, it shall be limited to a period of 5 years from the date of issuance.

MC 149230, filed August 31, 1981. Applicant: BRAMCO TRANSPORT, INC., 1700 Lewis Rd., Sandston, VA 32150. Representative: Paul D. Collins, 7761 Lakeforest Drive, Richmond, VA 23235 (804)–745–0446. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with (a) Brenco, Inc., of Petersburg, VA; (b) The Chesapeake Corporation of Virginia, of West Point, VA; (c) Old Dominion Warehouse and Distribution, of Richmond, VA; (d) Scott Paper Company, of Philadelphia, PA; (e) Richfoods, Inc., of Mechanicsville, VA; and (f) A. H. Robins Co., of Richmond,

VA, and its subsidiaries, Miller-Morton Co., Chap Stick and Elkins-Sinn, Inc., all of Richmond, VA.

MC 152320 (Sub-1), filed August 31, 1981. Applicant: VERSPEETEN CARTAGE LIMITED, 67 Dalton Road, Delhi, Ontario, Canada N4B 1B4. Representative: Neill T. Riddell, 900 Guardian Building, Detroit, MI 48226 (313) 963–3750. Transporting *tobacco products*, between points in the U.S., under continuing contract(s) with Benson and Hedges Canada, Inc., of Montreal, Quebec, Canada.

MC 152511 (Sub-1), filed August 24, 1981. Applicant: PATRICIA WENGLIKOWSKI, d.b.a. W. RENTAL COMPANY, 5404 Hilltop Drive, Bay City, MI 48706. Representative: Mark Wenglikowski, 621 14th Street, Bay City, MI 48706, (517) 893–0456. Transporting (1) *Petroleum and petroleum products*, between points in Venango County, PA, on the one hand, and, on the other, points in the Lower Peninsula of MI, (2) *fireworks*, between points in Cook County, IL, on the one hand, and, on the other, points in the Lower Peninsula of MI, (3) *food and related products*, between points in La Crosse, Houston, and Milwaukee Counties, WI, Shelby County, TN, and Kenton and Campbell Counties, KY, and those in OH, IL and IN, on the one hand, and, on the other, points in the Lower Peninsula of MI, (4) *metal products*, (a) between points in Allegheny County, PA, on the one hand, and, on the other, points in the Lower Peninsula of MI, (b) between points in Saginaw, Midland, Huron, Ogemaw, Bay and Tuscola Counties, MI, on the one hand, and, on the other, points in OH, IL, IN, WI, MO, TN, KY, and AL, (5) *chemicals and related products*, between points in Bay and Midland Counties, MI, on the one hand, and, on the other, points in OH, IN, NJ and IL, except Cook and Will Counties, IL, and (6) *paper and paper products and printed matter*, between points in Midland County, MI, on the one hand, and, on the other, points in IL, IN, OH, IA, WI, NY and GA.

MC 155720, filed August 31, 1981. Applicant: DOYLE V. LOTT, d.b.a. LOTT MOBILE HOME MOVERS, Highway 1 By-Pass, Natchitoches, LA 71457. Representative: Doyle V. Lott (same address as applicant), (318) 352–2302. Transporting *mobile homes and modular housing*, between points in LA, TX, AR, and MS.

MC 155940, filed August 27, 1981. Applicant: DWIGHT MOSES AND ROY MOSES, d.b.a. MOSES BROS. TRUCKING, R.R. 1, P.O. Box 65A, Crosby, ND 58730. Representative: Charles E. Johnson, P.O. Box 2578, Bismarck, ND 58502–2578, (701) 223–5300. Transporting (1) *fertilizer*, (a) between ports of entry on the international boundary line between the U.S. and Canada in MT, ND, and MN, on the one hand, and, on the other, points in MN, ND, and MT, and (b) between points in MN, on the one hand, and, on the other, points in ND and MT, (2) *sand*, between points in MN, on the one hand, and, on the other, points in ND, and MT, and (3) *agricultural chemicals*, between points in ND and MT, on the one hand, and, on the other, points in the U.S.

MC 156581, filed August 31, 1981. Applicant: METROPLEX FREIGHT SERVICE, INC., 1804 Vantage Street, Carrollton, TX 75006. Representative: William Sheridan, P.O. Drawer 5049, Irving, TX 75062, (214) 255–6279. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with (1) Fox Vliet Drug Company of Oklahoma City, OK, and (2) International Packaging Systems, Inc., of Carrollton, TX.

MC 156840, filed August 28, 1981. Applicant: STRICKLIN TRUCKING COMPANY, 108 College Street, Arcadia, MO 63621. Representative: Joseph E. Rebman, 314 North Broadway, St. Louis, MO 63102, (314) 421–0845. Transporting *building materials*, between points in AR, IL, LA, MS, MO and TX.

MC 157780, filed August 19, 1981. Applicant: FORTSON TRAVEL AGENCY, 12 Greenacre Rd., Greenville, SC 29607. Representative: David L. Fortson (same address as applicant), (803) 233–2576. As a *broker* at Greenville, SC, in arranging for the transportation of *passengers and their baggage*, beginning and ending at Greenville, SC, and extending to points in the U.S.

MC 157930, filed August 27, 1981. Applicant: COUNTRY ROADS TOURS, INC., P.O. Box 1426, Clarksburg, WV 26301. Representative: A. Charles Tell, 100 E. Broad Street, Columbus, OH 43215, (614) 228–1541. Transporting *passengers and their baggage*, in the same vehicle with passengers, in charter and special operations, between points in MI and WV, on the one hand, and, on the other, points in the U.S.

MC 157950, filed August 31, 1981. Applicant: HEISLER TRANSPORTS, INC., P.O. Box 26243, Oklahoma City, OK 73126. Representative: Michael H. Lennox, 531 N. Portland, P.O. Box 75613, Oklahoma City, OK 73147, (405) 943–2722. Transporting *petroleum and petroleum products*, between points in OK and TX.

MC 157960, filed August 28, 1981. Applicant: WILLIAM SIGLE, d.b.a. SIGLE TRANSFER COMPANY, 400 Miley Rd., North Lima, OH 44452. Representative: Joe F. Asher, 88 East Broad St., Columbus, OH 43215, (614) 221–2300. Transporting *general commodities* (except classes A and B explosives), between points in AL, AR, CT, DE, FL, GA, IL, IN, KY, ME, MA, MD, MI, MO, NH, NY, NC, OH, PA, RI, SC, TX, VA, WV, WI and DC.

MC 157961, filed August 28, 1981. Applicant: JOE W. and SAMMY S. SHELTON, d.b.a. SHELTON BROS. TRUCKING, P.O. Box 133, Borger, TX 79007. Representative: Richard Hubbert, P.O. Box 10236, Lubbock, TX 79408, (806) 763–9555. Transporting *oilfield equipment and supplies*, between points in TX, NM, OK, KS, LA and CO.

MC 157971, filed August 28, 1981. Applicant: DAISY TOURS, 205 Chattington Ct., San Antonio, TX 78213. Representative: June Bratcher (same address as applicant) (512) 344–9258. As a *broker* at San Antonio, TX, arranging for the transportation of *passengers and their baggage*, between in points TX, on the one hand, and, on the other, points in the U.S.

MC 158000, filed August 31, 1981. Applicant: ROPPE TRANSPORTATION CORPORATION, 1602 North Union St., Fostoria, OH 44830. Representative: William H. Borghesani, Jr., 1150 17th St., NW., Suite 1000, Washington, D.C. 20036, (202) 457–1122. Transporting (1) *chemicals and related products*, (2) *rubber and plastic products*, and (3) *ores and minerals*, between points in the U.S., under continuing contract(s) with (a) Anderson Development Company, of Gary, IN, and A. Z. Bogert Co., Inc., of Baltimore, MD, in (1) above; (b) Synpol, Inc., of Port Neches, TX, H. Muehlstein & Co., Inc., of Akron, OH, Roppe Rubber Corporation, of Fostoria, OH, and A. Z. Bogert Co., Inc., of Baltimore, MD, in (2) above; and (c) International Chemicals, Inc., of Mt. Pleasant, TX, in (3) above.

MC 158011, filed August 31, 1981. Applicant: ACCURATE BULLDOZING, INC., 2882 W. Lake Sammamish Parkway, NE., Redmond, WA 98052. Representative: Boyd Hartman, P.O. Box 3641, Bellevue, WA 98009 (206) 453–0312. Transporting (1) *general commodities* (except classes A and B explosives), having a prior or subsequent movement by water, (2) *building materials*, and (3) *iron and steel articles* between points in WA, OR, ID, and MT.

Volume No. OPY–4–367

Decided: September 11, 1981.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 139966 (Sub-5), filed September 3, 1981. Applicant: FAIRPORT TRUCKING COMPANY, Williams St., P.O. Box 217, Grand River, OH 44045. Representative: Richard H. Brandon, 220 W. Bridge St., P.O. Box 97, Dublin, OH 43017 (614) 889–2531. Transporting *commodities in bulk*, between points in the U.S. in and east of MN, IA, MO, KS, OK and TX.

MC 145076 (Sub-4), filed September 3, 1981. Applicant: JOHN MANS, INC., R.R. No. 2, Haubstadt, IN 47639. Representative: Norman R. Garvin, 1301 Merchants Plaza, East Tower, Indianapolis, IN 46204 (317) 638–1301. Transporting *heavy construction, excavation and mining equipment and supplies*, between points in the U.S., under continuing contract(s) with Brandeis Machinery & Supply Corp., of Louisville, KY.

MC 151596 (Sub-5), filed September 2, 1981. Applicant: BOB WHITAKER & SON, INC., P.O. Box 65, Roswell, NM 88201. Representative: Bob Whitaker, P.O. Box 65, Roswell, NM 88201 (505) 622–3485. Transporting *food and related products*, between points in the U.S.

MC 154236 (Sub-2), filed September 2, 1981. Applicant: MAMMOTH OF CALIFORNIA, INC., 6725 N Motel Dr., Fresno, CA 93711. Representative: Jerry J. Jackson 6725 N Motel Dr., Fresno, CA 93711 (209) 486–0800. Transporting *food and related products*, between points in the U.S., under continuing contract(s) with Benedict Sale Corporation, of Greenwich, CT.

MC 155266 (Sub-2), filed September 4, 1981. Applicant: JOHN J. VETERI LEASING CORP., P.O. Box 624, West Paterson, NJ 07424. Representative: John J. Veteri (Same address as applicant) (201) 785–8775. Transporting *food and related products*, between New York, NY, Hanover, PA, and Baltimore, MD, on the one hand, and, on the other, points in IL, WI, MI, OH, IN, NY, CT, PA, MA, and RI.

MC 158066, filed September 3, 1981. Applicant: 5 "J" EXPRESS, INC., 9144 E. 400 N., Van Buren, IN 46991. Representative: Gerald J. Baumann (Same address as applicant) (317) 934–2368. Transporting *general commodities* (except classes A and B explosives), between the facilities of the SCM Corporation, at points in the U.S., on the one hand, and, on the other, points in the U.S.

Volume No. OPY–5–146

Decided: September 9, 1981.

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

MC 76449 (Sub-36), filed August 27, 1981. Applicant: NELSON'S EXPRESS, INC., 675 Market St., Millersburg, PA 17061. Representative: J. Bruce Walter, P.O. Box 1146, Harrisburg, PA 17108 (717) 233–5731. Transporting *general commodities* (except classes A and B explosives) between points in PA, on the one hand, and, on the other, points in DE, MD, VA, and DC.

MC 126288 (Sub-4), filed August 25, 1981. Applicant: ROY WILLIAM KASARI, d.b.a. R. W. KASARI, 200 N E Seventh, Hermiston, OR 97838. Representative: Lawrence V. Smart, Jr., 419 N W 23rd Ave., Portland, OR 97210, (503) 226–3755. Transporting *chemicals and related products*, between points in OR, WA, and ID.

MC 141758 (Sub-10), filed August 14, 1981. Applicant: LYDALL EXPRESS, INC., 615 Parker St., Manchester, CT 06040. Representative: Hugh M. Joseloff, 410 Asylum St., Hartford, CT 06103 (203) 728–0700. Transporting *plastic products, metal products, lumber and wood products, pulp, paper and related products, machinery*, and *finished textile products*, between points in the U.S., under continuing contract(s) with Clopay Corporation, of Cincinnati, OH.

MC 142888 (Sub-18), filed July 8, 1981, previously noticed in **Federal Register** issue of July 29, 1981. Applicant: COX TRANSFER, INC., P.O. Box 168, Eureka, IL 61530. Representative: Michael W. O'Hara, 300 Reisch Bldg., Springfield, IL 62701 (217) 544–5468.Transporting *food and related products* and *such commodities* as are dealt in or used by drug, grocery and food business houses, between points in the U.S. in and east of MT, WY, CO, and NM.

Note.—This republication shows applicant's actual grant of authority.

MC 146758 (Sub-18), filed August 21, 1981. Applicant: LADLIE TRANSPORTATION, INC., 103 East Main Street, Albert Lea, MN 56007. Representative: Phillip H. Ladlie (same address as applicant) (800) 533–6038. Transporting (1) *furniture*, (2) *lighting fixtures*, (3) *plastic articles*, and (4) *paper and paper products*, between the facilities of Scott Paper Company, at points in the U.S., on the one hand, and, on the other, points in the U.S.

MC 149218 (Sub-17), filed August 27, 1981. Applicant: SUNBELT EXPRESS, INC., U.S. Highway 78, W, P.O. Box 604, Bremen, GA 30110. Representative: Pat H. Carden (same address as applicant) (404) 537–5206. Transporting *general commodities* (except classes A and B explosives), between the facilities used by Ralston Purina Company and its subsidiaries, at those points in the U.S. in and east of MN, IA, NE, CO, OK, and TX, on the one hand, and, on the other, those points in the U.S. in and east of MN, IA, NE, CO, OK, and TX.

MC 150088 (Sub-7), filed August 21, 1981. Applicant: STERLING TRANSPORT DIVISION, INC., 2005 South Great Southwest Parkway, Grand Prairie, TX 75051. Representative: Robert K. Frisch, 2711 Valley View Lane, Suite 101, Dallas, TX 75234 (214) 247–0994. Transporting *malt beverages*, between points in Tarrant County, TX, on the one hand, and, on the other, points in Jackson County, AR.

MC 150339 (Sub-36), filed August 25, 1981. Applicant: PIONEER TRANSPORTATION SYSTEMS, INC., 151 Easton Blvd., Preston, MD 21655. Representative: Stephen J. Hammer (same address as applicant) (301) 673–7151. Transporting *glass*, between points in the U.S., under continuing contract(s) with PPG Industries, Inc., of Pittsburgh, PA.

MC 150339 (Sub-37), filed August 28, 1981. Applicant: PIONEER TRANSPORTATION SYSTEMS, INC., 151 Easton Blvd., Preston, MD 21655. Representative: Stephen J. Hammer (same address as applicant) (301) 673–7151. Transporting *metal products*, between points in the U.S., under continuing contract(s) with TUPY American Foundry Corp., of Lancaster, PA.

MC 152368 (Sub-2), filed August 27, 1981. Applicant: D. L. WILLIAMS TRUCKING, INC., P.O. Drawer 818, Hillsboro, TX 76645. Representative: James W. Hightower, First Continental Bank Bldg., Suite 301, 5801 Marvin D. Love Freeway, Dallas, TX 75237 (214) 339–4108. Transporting *metal products*, between points in Hill County, TX, on the one hand, and, on the other, points in Hopkins County, KY, Clark County, NV, and Franklin County, OH, and points in CO and LA.

MC 152509 (Sub-13), filed August 28, 1981. Applicant: CONTRACT TRANSPORTATION SYSTEMS CO., 1370 Ontario St., P.O. Box 5856, Cleveland, OH 44101. Representative: J. L. Nedrich (same address as applicant) (216) 566–2677). Transporting *vegetable oils, resin compounds, and plastic materials*, between points in the U.S., under continuing contract(s) with Spencer-Kellogg Textron, of Buffalo, NY.

MC 153448 (Sub-2), filed August 26, 1981. Applicant: CONTRUX, INC., 9001 West 79th Place, Justice, IL 60458. Representative: Jack I. Anderson (same address as applicant) (800) 323–8485. Transporting *such commodities* as are dealt in or used by a manufacturer of gas and electric appliances, between

points in the U.S., under continuing contract(s) with Whirlpool Corporation, of Benton Harbor, MI.

MC 156019 (Sub-1), filed August 25, 1981. Applicant: HURD-CORRIGAN MOVING & STORAGE CO., 3600 Ellsworth Rd., P.O. Box 1504, Ann Arbor, MI 48106. Representative: B. W LaTourette, Jr., 11 S. Meramec, Suite 1400, St. Louis, MO 63105 (314) 727-0777. Transporting *household goods* between points in AL, AR, CO, CT, DE, FL, GA, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, NC, NE, NH, NJ, NM, NY, OH, OK, PA, RI, SC, TN, TX, VA, VT, WI, WV, and DC.

MC 156769, filed August 27, 1981. Applicant: HARE CARTAGE, INC., 7400 E. McNichols, Detroit, MI 48234. Representative: Alex J. Miller, 555 S. Woodward, Suite 512, Birmingham, MI 48011 (313) 647-3350. Transporting *general commodities* (except classes A and B explosives), between Detroit, MI, on the one hand, and, on the other, points in Macomb, St. Clair, Lapeer, Oakland, Genessee, Livingston, Washtenaw, and Monroe Counties, MI.

MC 157818, filed August 20, 1981. Applicant: JEVIC TRANSPORTATION, INC., 25 Bretton Way, Mt. Laurel, NJ 08054. Representative: Robert B. Einhorn, 12 South 12th St., 3220 P.S.F.S. Bldg., Philadelphia, PA 19107 (215) 922-1400. Transporting (1) *metal products*, under continuing contract(s) with Metal Litho International, Inc., of Trenton, NJ, (2) *such commodities* as are dealt in or used by manufacturers and distributors of lighting fixtures, under continuing contract(s) with Crescent Lighting Division of Keene Corp., of Pennsauken, NJ, and (3) *machinery, transportation equipment* and *metal products*, under continuing contract(s), with Johnson & Towers, Inc., of Mt. Laurel, NJ, between points in the U.S.

MC 157879, filed August 25, 1981. Applicant: RELM TOURS, INC., 68-07 Myrtle Ave., Glendale, NY 11385. Representative: Arthur Wagner, 342 Madison Ave., New York, NY 10017 (212) 755-9500. As a *broker* at New York, NY, arranging for the transportation of *passengers and their baggage*, in the same vehicle with passengers, in special and charter operations, beginning and ending at New York, NY, and points in Nassau, Suffolk, and Westchester Counties, NY, and extending to points in the U.S.

MC 157938, filed August 27, 1981. Applicant: REGIONAL ENTERPRISES, INC., P.O. Box 8299, Richmond, VA 23226. Representative: Carroll B. Jackson, 1810 Vincennes Rd., Richmond, VA 23229 (804) 282-3809. Transporting *chemicals and related products*, between points in the U.S., under continuing contract(s) with Hercofina, of Wilmington, NC.

Volume No. OPY-5-147

Decided: September 10, 1981.

By the Commission, Review Board No. 3, members Krock, Joyce, and Dowell.

MC 110948 (Sub-5), filed August 28, 1981. Applicant: MOTORWAYS (1980) LIMITED, 60 Eagle Drive, P.O. Box 738, Winnipeg, Manitoba, Canada R3C 2L8. Representative: Stephen F. Grinnell, 1600 TCF Tower, Minneapolis, MN 55402 (612) 333-1341. Over *regular* routes, transporting *general commodities* (except classes A and B explosives), (1) between the ports of entry on the international boundary line between the United States and Canada, at Blaine, WA and Seattle, WA, over Interstate Hwy 5, and (2) between the ports of entry on the international boundary line between the United States and Canada, at Sumas, WA, and Seattle, WA, over WA Hwy 9, serving all intermediate points in routes (1) and (2) above, and serving Tacoma, WA as an off-route point.

MC 118838 (Sub-90), filed August 31, 1981. Applicant: GABOR TRUCKING, INC., P.O. Box 687, Detroit Lakes, MN 56501. Representative: Stephen F. Grinnell, 1600 TCF Tower, Minneapolis, MN 55402 (612) 333-1341. Transporting *railroad car parts*, between points in Cook County, IL and Lucas County, OH, on the one hand, and, on the other, points in CA, KS, MT, NE, ND, OR, SD, and WA.

MC 118838 (Sub-91), filed August 31, 1981. Applicant: GABOR TRUCKING, INC., P.O. Box 687, Detroit Lakes, MN 56501. Representative: Peter Gabor (same address as applicant) (218) 847-9217. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of machinery, between points in the U.S., under continuing contract(s) with The Manitowoc Company, Inc., of Manitowoc, WI.

MC 128888 (Sub-6), filed August 31, 1981. Applicant: PANDA TRANSPORT, INC., 2700 Broening Highway, Baltimore, MD 21222. Representative: Leonard A. Jaskiewicz, 1730 M Street, N.W., Suite 501, Washington, DC 20036 (202) 296-2900. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of containers and container ends, between those points in the U.S., in and east of IL, MO, AR, and TX.

MC 136818 (Sub-134), filed August 31, 1981. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 5601 W. Mohave, Phoenix, AZ 85031. Representative: Donald E. Fernaays, 4040 E. McDowell Rd., Suite 320, Phoenix, AZ 85008 (602) 275-3124. Transporting *such commodities* as are dealt in or used by grocery and food business houses, between points in St. Louis, County, MO, on the one hand, and, on the other, points in CA, GA, NC, OH, TX, MI, FL, MN, OR, IA, NB, and TN.

MC 136818 (Sub-136), filed August 31, 1981. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 5601 W. Mohave, Phoenix, AZ 85031. Representative: Donald E. Fernaays, 4040 E. McDowell Rd., Suite 320, Phoenix, AZ 85008 (602) 275-3124. Transporting *such commodities* as are dealt in or used by retail grocers, between points in Maricopa County, AZ, on the one hand, and, on the other, points in the U.S.

MC 140549 (Sub-24), filed September 2, 1981. Applicant: FRITZ TRUCKING, INC., Highway 7 East, Clara City, MN 56222. Representative: Samuel Rubenstein, P.O. Box 5, Minneapolis, MN 55440 (612) 542-1121. Transporting *hardware and building materials*, between points in the U.S., under continuing contract(s) with Knox Lumber Company, of St. Paul, MN.

MC 143059 (Sub-186), filed August 24, 1981. Applicant: MERCER TRANSPORTATION CO., INC., P.O. Box 35610, Louisville, KY 40232. Representative: Kenneth W. Kilgore (same address as applicant) (502) 584-2301. Transporting *general commodities* (except classes A and B explosives), between points in OK, TX, and NM, on the one hand, and, on the other, points in the U.S.

MC 147698 (Sub-7), filed August 21, 1981. Applicant: JLMS, INC., 115 Moonachie Ave., Moonachie, NJ 07474. Representative: Zoe Ann Pace, Suite 2373, One World Trade Center, New York, NY 10048 (212) 432-0940. Transporting *general commodities* (except classes A and B explosives), between points in CT, DE, MA, MD, NJ, NY, PA, RI, VA, and DC.

MC 148479 (Sub-24), filed August 31, 1981. Applicant: MIDWEST SOLVENTS COMPANY, INC., 1300 Main St., Atchison, KS 66002. Representative: Kenneth E. Smith (same address as applicant) (913) 367-1480. Transporting *such commodities* as are dealt in or used by manufacturers of alcoholic beverages, between points in the U.S., under continuing contract(s) with Tri-L Distributors, Inc., of Tustin, CA.

MC 151078 (Sub-5), filed August 31, 1981. Applicant: COASTAL FAST FREIGHT, INC., P.O. Box 445, Jersey

City, NJ 07303. Representative: Owen B. Katzman, 1828 L St., NW., Suite 1111, Washington, DC 20036 (202) 296–2728. Transporting *plastic materials*, between points in the U.S., under continuing contract(s) with Bamberger Polymers, Inc., of Houston, TX.

MC 152709 (Sub-2), filed September 2, 1981. Applicant: INTERMODAL MARKETING CORPORATION, 1448 Wabash Ave., Ste. 406, Detroit, MI 48216. Representative: Robert E. McFarland, 2855 Coolidge, Ste. 201A, Troy, MI 48084 (313) 649–6650. Transporting *general commodities* (except classes A and B explosives) between Detroit, MI, and Toledo, OH on the one hand, and, on the other, points in the Lower Peninsula of MI.

MC 152839 (Sub-2), filed August 25, 1981. Applicant: ROCKET MOTOR FREIGHT LINES, INC., 2715 Rockwood Drive, P.O. Box 623, Peoria, IL 60601. Representative: Douglas G. Brown, P.C., 913 South Sixth St., Springfield, IL 62703 (217) 753–3925. Transporting *petroleum products* between Tulsa, OK, on the one hand, and, on the other, points in IL, IA, MN, and MO.

MC 155348 (Sub-1), filed August 28, 1981. Applicant: VENEZIA HAULING, INC., 703 West Ridge Pike, Limerick, PA 19465. Representative: Theodore Polydoroff, 1307 Dolley Madison Blvd., McLean, VA 22101, (703) 893–4924. Transporting (1) *ores and minerals*, (2) *chemicals*, (3) *machinery*, (4) *metal products*, (5) *building materials*, and (6) *clay, concrete, glass or stone products*, between points in CT, DE, ME, MD, MA, NH, NJ, NY, NC, OH, PA, RI, VT, VA, WV, and DC, on the one hand, and, on the other, those points in the U.S. in and east of MN, IA, MO, AR, and LA.

MC 158008, filed August 31, 1981. Applicant: SINGER STEEL, INCORPORATED, 101 East Illinois, Enid, OK 73701. Representative: George H. Laposay (same address as applicant) (405) 233–0411. Transporting *iron and steel articles*, between points in the U.S., under continuing contract(s) with Agnew Steel Co., of Oklahoma City, OK, and Thurman Bridge and Block, Inc., of Enid, OK.

MC 158038, filed August 31, 1981. Applicant: CRANBERRY COUNTRY TOURS, d.b.a. CRANBERRY TRAVEL, 247 Main Street, Wareham, MA 02571. Representative: Sharon F. Silva (same address as applicant) (617) 295–6700. To operate as a *broker* at Wareham, MA, in arranging for the transportation by motor vehicle, of *passengers and their baggage*, in special and charter operations, beginning and ending at points in MA, and extending to points in the U.S.

Volume No. OPY–5–148

Decided: September 11, 1981.

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

MC 109448 (Sub-38), filed August 27, 1981. Applicant: PARKER TRANSFER COMPANY, P.O. Box 256, Elyria, OH 44036. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215 (614) 228–1541. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of air brake systems and components, between points in Lorain County, OH, Franklin County, KY, Mecklenburg and Rowan County, NC, Huntington County, IN, Oklahoma County, OK, and Washoe County, NV, on the one hand, and, on the other, points in the U.S.

MC 114098 (Sub-59), filed August 24, 1981. Applicant: LOWTHER TRUCKING COMPANY, INC., P.O. Box 3117 C.R.S., Rock Hill, SC 29730. Representative: Lawrence E. Lindeman, 425 13th St., N.W., Suite 1032, Washington, DC 20004 (202) 628–4600. Transporting (1) *metal products* and (2) *rubber and plastic products*, between points in the U.S., under continuing contract(s) with Syro Steel Company of Girard, OH.

MC 115758 (Sub-2), filed August 27, 1981. Applicant: OTTAWA BUS SERVICE, INC., P.O. Box 129, Ottawa, KS 66067. Representative: Clyde N. Christey, KS Credit Union Bldg., 1010 Tyler, Suite 110L, Topeka, KS 66612 (913) 233–9629. Transporting *passengers and their baggage*, in special and charter operations, between points in KS, on the one hand, and, on the other, points in the U.S.

MC 120728 (Sub-10), filed August 24, 1981. Applicant: MOJAVE TRANSPORTATION CO., 14410 S. Avalon Blvd., Gardena, CA 90247. Representative: A. Michael Bernstein, 1441 E. Thomas Rd., Phoenix, AZ 90247, (602) 264–4891. Transporting (1) *metal products*, (2) *machinery*, (3) *construction materials*, and (4) *those commodities which because of size or weight require the use of special handling or equipment*, between points in the U.S., under continuing contract(s) with Almas International, Inc., of Gardena, CA.

MC 126899 (Sub-144), filed August 28, 1981. Applicant: USHER TRANSPORT, INC., 3925 Old Benton Rd., Paducah, KY 42001. Representative: George M. Catlett, Suite 708, McClure Bldg., Frankfort, KY 40601, (502) 227–7384. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of malt beverages, between Memphis, TN, on the one hand, and, on the other, points in IL, IN, KY, MI, MO, OH, and WI.

MC 134838 (Sub-32), filed August 25, 1981. Applicant: SOUTHEASTERN TRANSFER & STORAGE CO., INC., 2561 Plant Atkinson Road, Smyrna, GA 30080. Representative: Walter S. Wallace (same address as applicant), (404) 794–2401. Transporting (1) *those commodities* which because of their size or weight require the use of special handling or equipment, and (2) *self-propelled vehicles*, between points in AL, AR, FL, GA, LA, KY, MS, NC, SC, TN, TX, VA, and WV.

MC 139858 (Sub-41), filed August 27, 1981. Applicant: AMSTAN TRUCKING INC., 1255 Corwin Avenue, Hamilton, OH 45015. Representative: Chandler L. van Orman, 1729 H Street, NW., Washington, D.C. 20006, (202) 337–6500. Transporting *general commodities* (except classes A and B explosives), between points in the U.S., under continuing contract(s) with Trojan Shippers Association, of Troy, OH.

MC 139858 (Sub-42), filed August 27, 1981. Applicant: AMSTAN TRUCKING INC., 1255 Corwin Avenue, Hamilton, OH 45015. Representative: Chandler L. van Orman, 1729 H Street, NW., Washington, D.C. 20006, (202) 337–6500. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of welding equipment, between points in the U.S., under continuing contract(s) with Hobart Brothers Company, of Troy, OH.

MC 141958 (Sub-26), filed August 28, 1981. Applicant: FEDCO FREIGHTLINES, INC., P.O. Box 546, Effingham, IL 62401. Representative: Michael W. O'Hara, 300 Reisch Bldg., Springfield, IL 62701 (217) 544–5468. Transporting *foodstuffs*, between points in the U.S., under continuing contract(s) with Foremost McKesson, Inc., Grocery Products Division, of Jersey City, NJ.

MC 141958 (Sub-27), filed August 28, 1981. Applicant: FEDCO FREIGHTLINES, INC., P.O. Box 546, Effingham, IL 62401. Representative: Micheal W. O'Hara, 300 Reisch Bldg., Springfield, IL 62701 (217) 544–5468. Transporting *frit glazing compounds*, between points in Cherokee County, AL, Champaign County, OH, Lake County, IN, and Harris County, TX.

MC 146388, filed August 28, 1981. Applicant: GRANTSKI GRAIN CORPORATION, P.O. Box 158, Beaver Crossing, NE 68313. Representative: Max H. Johnston, P.O. Box 6597, Lincoln, NE 68506 (402) 488–4841. Transporting *food and related products*, between points in Erie County, NY and points in CA, CO, ID, IL, OR, WA, WI, and UT, on the one hand, and, on the other, points in IA, MN, NE, ND, SD, and WY.

MC 155338, filed August 28, 1981. Applicant: CREST-FOAM TRUCKING CORP., 100 Carol Place, Moonachie, NJ 07074. Representative: Ronald I. Shapss, 450 Seventh Ave., New York, NY 10123 (212) 239–4610. Transporting *plastic and plastic products*, between points in the U.S., under continuing contract(s) with Crest-Foam Corp., of Moonachie, NJ.

MC 157969, filed August 27, 1981. Applicant: JAMES M. SMITH and SUSAN HUGHES d.b.a. SMITH/HUGHES TRUCKING, 510 West Franklin Road, Glassboro, NJ 08028. Representative: James M. Smith (same address as applicant) (609) 881–2925. Transporting *food and related products*, between Philadelphia, PA, and points in NY, and NJ.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 81-27078 Filed 9-16-81; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF JUSTICE

Office of Juvenile Justice and Delinquency

Coordinating Council on Juvenile Justice and Delinquency Prevention; Meeting

Notice is hereby given that the Coordinating Council on Juvenile Justice and Delinquency Prevention will meet on Wednesday, September 30, 1981 in the Hubert H. Humphrey Auditorium, Hubert H. Humphrey Building, 200 Independence Avenue, S.E., Washington, D.C. 20201. The meeting will be open to the public and will begin at 10:00 a.m.

There will be discussion of the program and budget changes affecting Federal delinquency related programs. The Coordinating Council will make a preliminary selection of the issues it intends to discuss during calendar 1982. The results of a survey of selected Coordinating Council member agencies' fiscal 1982 research and development, technical assistance and training priorities will be presented. Other items to be discussed include efforts to reduce and control serious and violent juvenile crime, Native American youth and Federal delinquency related programs and State coordination of juvenile delinquency and youth services.

For further information, contact Mr. William Modzeleski, Office of Juvenile Justice and Delinquency Prevention, Department, of Justice, 633 Indiana Avenue, N.W., Room 442, Washington, D.C. 20531. Telephone: (202) 724–7751.

Charles A. Lauer,

Acting Administrator, Office of Juvenile Justice and Delinquency Prevention.

[FR Doc. 81-27087 Filed 9-16-81; 8:45 am]

BILLING CODE 4110-18-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[81-65]

Performance Review Board; Senior Executive Service

AGENCY: National Aeronautics and Space Administration.

ACTION: Notice of amendment.

SUMMARY: In accordance with 5 U.S.C. (4314(c)(4)), this Notice amends the initial NASA Notice 81–20, Performance Review Board; Senior Executive Service, 46 FR 12169, February 12, 1981, which was subsequently amended by NASA Notice 81–31, 46 FR 20337, April 3, 1981, and NASA Notice 81–53, 46 FR 30433, June 8, 1981. This Notice further amends the membership of the Senior Executive Committee and the Performance Review Board; Senior Executive Service by adding:

Senior Executive Committee

Hans Mark, Chairperson to replace Alan M. Lovelace.

Performance Review Board

Thomas J. Lee (Term expires July 1984) to replace John M. Klineberg (Term expired July 1981) and Angelo Guastaferro (Term expires July 1984) to replace Gerald D. Griffin (Term expired July 1981).

DATE: Effective August 3, 1981.

ADDRESS: Executive Personnel Management Program, NPD–32, NASA Headquarters, Washington, DC 20546.

FOR FURTHER INFORMATION CONTACT: Mr. Philip D. Waller, telephone 202–755–8825.

James M. Beggs,

Administrator.

[FR Doc. 81-26990 Filed 9-16-81; 8:45 am]

BILLING CODE 7510-01-M

NATIONAL SCIENCE FOUNDATION

Advisory Committee for Behavioral and Neural Sciences; Subcommittee for Anthropology; Meeting

In accordance with the Federal Advisory Committee Act, Pub. L. 92–463, as amended, the National Science Foundation announces the following meeting:

Name: Advisory Committee for Behavioral and Neural Sciences—Subcommittee for Anthropology
Date and time: October 28–30, 1981, 9:00–5:00 p.m.
Meeting place: National Science Foundation, 1800 G Street, N.W., Room 1224
Type meeting: Closed
Contact person: Dr. John E. Yellen, Program Director for Anthropology
Purpose of subcommittee: To provide advice and recommendations concerning support for research in anthropology
Agenda: To review and evaluate research proposals as part of the selection process for awards
Reason for closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information, financial (salary) data, and personal information concerning individuals associated with the proposals. These matters are within exemptions (4) and (6) of 5 U.S.C. 552b(c), Government in the Sunshine Act
Authority to close meeting: This determination was made by the Committee Management Officer pursuant to provisions of Section 10(d) of Pub. L. 92–463. The Committee Management Officer was delegated the authority to make such determinations by the Director, NSF, July 6, 1979

M. Rebecca Winkler,

Committee Management Coordinator.

September 14, 1981.

[FR Doc. 81-26996 Filed 9-16-81; 8:45 am]

BILLING CODE 7555-01-M

Advisory Committee for Physiology, Cellular, and Molecular Biology; Subcommittee on Cell Biology; Meeting

In accordance with the Federal Advisory Committee Act, as amended, Pub. L. 92–463, the National Science Foundation announces the following meeting:

Name: Subcommittee on Cell Biology, of the Advisory Committee for Physiology, Cellular, and Molecular Biology
Date & time: October 14, 15, and 16, 1981; 9:00 a.m. to 5:00 p.m. each day
Place: Room 643, National Science Foundation, 1800 G. Street, N.W. Washington, DC 20550
Type of meeting: Closed
Contact person: Dr. Jack Pate, Program Director, Cell Biology Program, Room 332, National Science Foundation, Washington DC 20550 Telephone: 202/357–7474
Purpose of subcommittee: To provide advice and recommendations concerning support for research in Cell Biology
Agenda: To review and evaluate research proposals as part of the selection process of awards
Reason for closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal

information concerning individuals associated with the proposals. These matters are within exemptions (4) and (6) of 5 U.S.C. 552b(c), Government in the Sunshine Act

Authority to close: This determination was made by the Committee Management Officer pursuant to provisions of Section 10(d) of Pub. L. 92–463. The Committee Management Officer was delegated the authority to make such determinations by the Director, NSF, on July 6, 1979

M. R. Winkler,

Committee Management Coordinator.

September 14, 1981.

[FR Doc. 81–26995 Filed 9–16–81; 8:45 am]

BILLING CODE 7555-01-M

Advisory Committee for Physiology, Cellular and Molecular Biology; Subcommittee on Cellular Physiology; Meeting

In accordance with the Federal Advisory Committee Act, as amended, Pub. L. 92–463, the National Science Foundation announces the following meeting:

Name: Subcommittee on Cellular Physiology of the Advisory Committee for Physiology, Cellular and Molecular Biology

Date & Time: October 19, 20, 21, 1981—starting at 8:30 a.m. to 5:00

Place: Room 338, National Science Foundation, 1800 G Street, NW., Washington, DC 20550

Type of meeting: Closed

Contact person: Dr. Joseph Albright, Director, Cellular Physiology Program, Room 332 National Science Foundation, Washington, DC 20550: Tel (202) 357–7377

Purpose of subcommittee: To provide advice and recommendtions concerning support for research in Cellular Physiology

Agenda: To review and evaluate research proposals as part of the selection process of awards

Reasoning for closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information: Financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are within exemptions (4) and (6) of 5 U.S.C. 552b(c). Government in the Sunshine Act

Authority to close: This determination was made by the Committee Management Officer pursuant to provisions of Section 10(d) of Pub. L. 92–463. The Committee Management Officer was delegated the authority to make such determinations by the Director, NSF, on July 6, 1979

M. R. Winkler,

Committee Management Coordinator.

September 14, 1981.

[FR Doc. 81–26994 Filed 9–16–81; 8:45 am]

BILLING CODE 7555-01-M

Advisory Committee for Physiology, Cellular and Molecular Biology; Subcommittee on Developmental Biology; Meeting

In accordance with the Federal Advisory Committee Act, as amended, Pub. L. 92–463, the National Science Foundation announces the following meeting:

Name: Subcommittee on Developmental Biology of the Advisory Committee for Physiology, Cellular and Molecular Biology

Date and time: October 22, 23, 24, 1981, starting at 9:00 a.m. to 5:00 p.m.

Place: Room 543, National Science Foundation, 1800 G Street, N.W., Washington, D.C. 20550

Type of meeting: Closed

Contract person: Dr. Mary E. Clutter, Program Director, Developmental Biology Program, Room 332–E National Science Foundation, Washington, D.C. 20550, telephone 202/357–7989

Purpose of subcommittee: To provide advice and recommendations concerning support of research in developmental biology

Agenda: To review and evaluate research proposals as part of the selection process for awards

Reason for closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries, and personnel concerning individuals associated with the proposals. These matters are within exemptions (4) and (6) of 5 U.S.C. 522(c), Government in the Sunshine Act

Authority to close meeting: This determination was made by the Committee Management Officer pursuant to provisions of Section 10(d) of Pub. L. 92–463. The Committee Management Officer was delegated the authority to make determinations by the Director, NSF July 6, 1979

M. Rebecca Winkler,

Committee Management Coordinator.

September 14, 1981.

[FR Doc. 81–26993 Filed 9–16–81; 8:45 am]

BILLING CODE 7555-01-M

NATIONAL TRANSPORTATION SAFETY BOARD

[N–AR 81–38]

Reports, Recommendations, Responses; Availability

• **Aircraft Accident Reports:** *Brief Format, U.S. Civil Aviation, Issue No. 8, 1980 Accidents (NTSB–BA–81–9).*

• **Special Investigation Report:** *Recent Accident History of Hot Box Detector Data Management (NTSB–SIR–81–1).*—As a result of its findings and conclusions, the Board on August 31 issued these recommendations to—

Chicago and Northwestern Transportation Company; Chicago, Milwaukee, St. Paul, and Pacific Railroad Company; Burlington Northern Railroad; Louisville and Nashville Railroad; Illinois Central Gulf Railroad; and Grand Trunk Western Railroad Company: Review and evaluate training and procedures for handling hot box detector data to ensure that correct action is taken to accurately determine the location of the bearing in the train and that the train is properly inspected when an overheated journal bearing is identified **(R–81–84).** Establish a method for determining and verifying that actions taken to prevent journal failure when an overheated bearing is indicated by a hot box detector are of a sufficient and acceptable quality **(R–81–85).**

Association of American Railroads: Initiate research to devise a visible means on or near the bearing mounting surface or box to alert railroad employees of the presence of overheated roller bearings and conventional solid bearings that have been identified by a hot box box detector **(R–81–86).** Advise its member railroads of the circumstances of the accidents described in this special investigation and urge them to evaluate their existing training and procedures for handling hot box detector data and to make any changes deemed appropriate to achieve further reduction of overheated journal bearing accidents **(R–81–87).**

• **Safety Recommendations**

To the *Federal Aviation Administration,* September 4: Review the flight operations manuals and flight attendant's manual of all commuter airlines operating Nord 262 aircraft to insure that they include appropriate information regarding procedures to be followed when a potential leak is identified in pressurized cabins **(A–81–99).** Require on Nord 262 aircraft that the markings on the main cabin doors, viewing window centering lines, red door lock safety latch, and latch lock tab conform to those described in the flight attendant's manual **(A–81–100).**

To the *Federal Aviation Administration,* September 3: Issue an immediate Airworthiness Directive to establish a retirement time on the Robinson R–22 main rotor blades based on the service time of the failed blade **(A–81–101).** Develop and implement an inspection technique for the main rotor blades to detect progressive fatigue in the area of the rib root fitting **(A–81–102).**

To the *State Highway Administration, Maryland Department of Transportation,* September 3: Routinely remove soil buildup adjacent to guardrail systems so that the design

height of the system is maintained **(H–81–48).** Strengthen management procedures to insure that damaged guardrail is replaced to meet, at a minimum, the latest guidelines of the American Association of State Highway and Transportation Officials **(H–81–49).** Develop and implement a program or systematically upgrading bridge approach guardrail to presently accepted American Association of State Highway and Transportation Officials guidelines **(H–81–50).**

Recommendations A–81–101 and –102 are designated "Class I, Urgent Action." All other recommendations, above, are designated "Class II, Priority Action."

• Responses to NTSB Recommendations

(H–81–28 through –30, from *Department of California Highway Patrol,* August 25.—Does not concur in view of: existing elaborate Statewide communication networks including land line systems, a microwave system, and a Statewide radio frequently; dispatch centers with 24-hour access to weather advisories; and no significant problems in transporting aluminum products. (46 FR 36968, 7–16–81).

M–81–69, from *National Aeronautics and Space Administration,* August 21.—Reports on progress in starting the demonstration and evaluation phase of the Satellite-Aided Search and Rescue Program at the earliest possible time. (46 FR 42373, 8–20–81)

M–81–70, from *National Cargo Bureau, Inc.,* August 26.—Has issued a number of directives and instructions concerning grain loading activity on 'tween-deck-type vessels; the trimming of vessels is continually stressed at annual and regional meetings and surveillance at the various grain ports. (46 FR 42373, 8–20–81)

R–79–64, from *Louisville & Nashville Railroad Company,* August 27.—Provides copy of instructions regarding train makeup, issued to Division Superintendents, Assistant Superintendents, and Terminal Heads, Nov. 2, 1979. Engineers are trained and retrained annually with aid of FreightMaster Train Dynamics Analyzers which simulate train movements under various conditions. (44 FR 58821, 10–11–79)

R–79 –78 through –81, from *Union Pacific Railroad Company,* August 25.—Has recently initiated an air certification program for all carmen involved in airbrake test; now requires all enginemen, trainmen, operators, dispatchers, and Operating officers to take a multiple choice, written reexamination every 2 calendar years—failure to pass means removal from service; places extreme importance on monitoring rule compliance of Operating employees. Decision on application of brake pipe flow meters is withheld pending results of AAR testing. (45 FR 5853, 1–24–80)

R–80 –51 through –53, from *Conrail:* August 10.—Conrail's Transportation Department Rule 986 provides that unless conductors and engineers have made a service or special trip over a specific portion of the railroad within the past 12 months "in such a manner as to review the physical characteristics," they must not be employed on that portion until they have qualified on it; Rule 904 requires train dispatchers to be familiar with physical characteristics of the territory in their charge. Instructional programs for train service personnel include elementary trouble-shooting. Review of maintenance procedures indicates no change in assigned forces is justified. (46 FR 22297, 4–16–81)

R–81 –39 and –40, from *Federal Railroad Administration,* August 27.—Research has failed to answer key questions on installation and maintenance costs, material durability, and effects of different crossings' geometric layouts. Under FRA and FHWA agreement, Transportation Systems Center will complete research and define alternative remedial actions concerning train conspicuity at night: improve passive warnings, crossing illumination, increased use of active warnings, and locomotive alerting lights. Other test findings, available this December, will assist FRA in possible rulemaking on reflectorization of railroad rolling stock. (46 FR 34734, 7–2–81) **R–81–75.**—FRA order (Docket HM–174, March 30, 1981, **Federal Register**) adds requirements for thermal and head protection of Specification 112A tank cars transporting anhydrous methylamines, compliance effective July 1, 1982. Dupont's advanced progress in the retrofit process leads FRA to believe that no interim safety precaution, such as distinctive markings for unretrofitted tank cars, is warranted at this time. (46 FR 34734, 7–2–81)

Note.—Single copies of Board reports are available without charge as long as limited supplies last. (Multiple copies of Board reports may be purchased from the National Technical Information Service, U.S. Department of Commerce, Springfield, Va. 22161.) Copies of recommendation letters, responses and related correspondence are also free of charge. Address written requests, identified by recommendation or report number, to: Public Inquiries Section, National Transportation Safety Board, Washington, D.C. 20594.

(49 U.S.C. 1903(a)(2), 1906)

Margaret L. Fisher,

Federal Register Liaison Officer.

September 11, 1981.

[FR Doc. 81–26932 Filed 9–16–81; 8:45 am]

BILLING CODE 4910–58–M

NUCLEAR REGULATORY COMMISSION

[Docket No. 50–368]

Arkansas Power and Light Co.; Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) has issued Amendment No. 27 to Facility Operating License No. NPF–6 issued to the Arkansas Power and Light Company, which revised the Technical Specifications for operation of Arkansas Nuclear One, Unit No. 2 (the facility), in Pope County, Arkansas. The amendment is effective as of its date of issuance.

The Amendment consists of changes to the Facility Technical Specifications which define the minimum allowable value of the power uncertainty factor, BERR1, which is used by the core protection calculator system in the calculation of the departure from nucleate boiling ratio.

The applications for the amendment comply with the Standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of this amendment.

For further details with respect to this action, see (1) the applications for amendment dated February 20 and March 5, 1981, as supplemented by the licensee's letter dated August 12, 1981, (2) Amendment No. 27 to Facility Operating License No. NPF–6, and (3) the Commission's related Safety Evaluation. These items are available for public inspection at the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C.

20555 and at the Arkansas Tech University, Russellville, Arkansas 72801. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 9th day of September, 1981.

For the Nuclear Regulatory Commission.

Robert A. Clark,

Chief, Operating Reactors Branch No. 3, Division of Licensing.

[FR Doc. 81-27121 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

Draft Regulatory Guide; Issuance and Availability

The Nuclear Regulatory Commission has issued for public comment a draft of a proposed revision to a guide in its Regulatory Guide Series together with a draft of the associated value/impact statement. This series has been developed to describe and make available to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

The draft, temporarily identified by its task number, WM 039-4 (which should be mentioned in all correspondence concerning this draft guide), is proposed Revision 2 to Regulatory Guide 3.5 and is entitled "Standard Format and Content of License Applications for Uranium Mills." This guide describes the information needed by the NRC staff in its review of an application for an NRC Source Material License authorizing uranium milling activities and provides an acceptable format for its presentation.

This draft guide and the associated value/impact statement are being issued to involve the public in the early stages of the development of a regulatory position in this area. They have not received complete staff review and do not represent an official NRC staff position.

Public comments are being solicited on both drafts, the guide (including any implementation schedule) and the draft value/impact statement. Comments on the draft value/impact statement should be accompanied by supporting data. Comments on both drafts should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch, by

Although a time limit is given for comments on these drafts, comments and suggestions in connection with (1) items for inclusion in guides currently being developed or (2) improvements in all published guides are encouraged at any time.

Regulatory guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of draft guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future draft guides in specific divisions should be made in writing to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Technical Information and Document Control. Telephone requests cannot be accommodated. Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

(5 U.S.C. 552(a))

Dated at Silver Spring, Md. this 9th day of September 1981.

For the Nuclear Regulatory Commission.

Frank J. Arsenault,

Director, Division of Health, Siting, and Waste Management, Office of Nuclear Regulatory Research.

[FR Doc. 81-27126 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-251]

Florida Power & Light Co.; Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) has issued Amendment No. 66 to Facility Operating License No. DPR-41 issued to Florida Power and Light Company (the licensee), which revised Technical Specifications for operation of the Turkey Point Plant, Unit No. 4 (the facility) located in the Dade County, Florida. The amendment is effective as of the date of issuance.

The amendment authorizes continued operation of Unit 4 for ten equivalent full power months from January 13, 1981.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since this amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated July 30, 1981, (2) Amendment No. 66 to License No. DPR-41, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Environmental and Urban Affairs Library, Florida International University, Miami, Florida 33199. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 10th day of September, 1981.

For the Nuclear Regulatory Commission.

Steven A. Varga,

Chief, Operating Reactors Branch No. 1, Division of Licensing.

[FR Doc. 81-27122 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

[NUREG-0744]

Issuance and Availability; "Resolution of the Reactor Vessel Materials Toughness Safety Issue"

The Nuclear Regulatory Commission (NRC) staff has prepared for public comment a report entitled, "Resolution of the Reactor Vessel Materials Toughness Safety Issue" (NUREG-0744), dated September 1981. This report, when issued in its "Final" form, will provide the staff's resolution of the NRC's Task A-11, "Reactor Vessel Materials Toughness." This issue was identified as an "Unresolved Safety Issue" in the 1978 Annual Report, pursuant to Section 210 of the Energy Reorganization Act of 1974.

The central problem of Unresolved Safety Issue A-11 was to provide guidance to performing analyses for reactor pressure vessels (RPVs) which fail to meet the toughness requirements during service life as a result of neutron radiation embrittlement. A technical team of recognized experts was organized to assist the NRC staff in

addressing the problem. Using the foundation of the tearing modulus concept, which had been developed under earlier NRC sponsorship, relationships were obtained which provided approximate solutions to the RPV fracture problem with assumed beltline region flaws. Volume I of this report is a brief presentation of the problem and the results; Volume II provides the detailed technical foundations.

Public comments are being solicited from interested organizations, groups and individuals. The staff will evaluate the comments received, and where applicable, incorporate them into the "Final" NUREG report.

Copies of the "For Comment" report will be available after September 1981. Copies will be sent directly to utilities, utility industry groups and associations and environmental and public interest groups. Other copies will be available for review at the NRC Public Document Room, 1717 H Street, NW, Washington, D.C.; and the Commission's Local Public Document Rooms located in the vicinity of nuclear power plants. Addresses of these Local Public Document Rooms can be obtained from the Chief, Local Public Document Room Branch, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, telephone (301) 492–7536.

Comments should be forwarded to Dr. Richard E. Johnson, Division of Safety Technology, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, by November 16, 1981.

Dated at Bethesda, Maryland, this 11th day of September, 1981.

For the Nuclear Regulatory Commission.

Frank Schroeder,

Acting Director, Division of Safety Technology, Office of Nuclear Reactor Regulation.

[FR Doc. 81-27123 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-275 OL and 50-323 OL]

Pacific Gas & Electric Co. (Diablo Canyon Nuclear Plant, Units 1 and 2); Assignment of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority conferred by 10 CFR 2.787(a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this low power proceeding:

Thomas S. Moore, Chairman
Dr. John H. Buck
Dr. W. Reed Johnson

Dated: September 10, 1981.

Barbara A. Tompkins,

Secretary to the Appeal Board.

[FR Doc. 81-27124 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-354 and 50-355]

Public Service Electric & Gas Co. and Atlantic City Electric Co. (Hope Creek Generating Station, Units 1 and 2); Reconstitution of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority conferred by 10 CFR 2.787(a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this construction permit proceeding:

Alan S. Rosenthal, Chairman
Dr. W. Reed Johnson
Thomas S. Moore

Dated: September 10, 1981.

Barbara A. Tompkins,

Secretary to the Appeal Board.

[FR Doc. 81-27125 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

State of Washington: Staff Assessment of Proposed Amended Agreement Between the NRC and the State of Washington

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of proposed amended agreement with State of Washington.

SUMMARY: Notice is hereby given that the Nuclear Regulatory Commission is publishing for public comment a proposed amendment to the existing Section 274b. Agreement between NRC and the State of Washington which was effective December 31, 1966. The request dated August 17, 1981 from the Governor of the State of Washington, if approved, would permit the State of Washington to regulate byproduct material as defined in Section 11e.(2) of the Atomic Energy Act, as amended, (uranium mill tailings) after November 8, 1981 in conformance with the requirements of Section 274o. of the Atomic Energy Act of 1954, as amended.

A staff assessment of the State's proposed radiation control program to implement the amended agreement is set forth below as supplementary information to this notice. A copy of the complete program description submitted by Washington including a narrative prepared by the State of Washington and describing the State's proposed program for control over byproduct materials as defined in Section 11e(2) of the Act and appropriate State legislation, and Washington regulations is available for public inspection in the Commission's public document room at 1717 H Street, NW, Washington, D.C.

DATE: Comments must be received on or before October 19, 1981.

ADDRESS: All interested persons desiring to submit comments and suggestions for the consideration of the Commission in connection with the proposed amended agreement should send them to the Nuclear Regulatory Commission, Office of State Programs, Washington, D.C. 20555.

FOR FURTHER INFORMATION CONTACT: Craig Z. Gordon, Office of State Programs, Nuclear Regulatory Commission, Washington, D.C. 20555 Phone: (301) 492–9886.

SUPPLEMENTARY INFORMATION: Assessment of Proposed Washington Programs To Regulate Byproduct Material as Defined in Section 11e(2) of the Act. Reference: Criteria 29–36 of "Guidance of States and NRC in Discontinuance of NRC Regulatory Authority Thereof by States Through Agreement," 44 FR 42818.

I. Introduction

The Uranium Mill Tailings Radiation Control Act of 1978 amended the requirements for Section 274 of the Atomic Energy Act, "Cooperation With States" and imposed certain requirements that must be met by Agreement States in order to regulate uranium mill tailings after November 8, 1981. Governor John Spellman of the State of Washington has requested NRC to amend its agreement with NRC to permit continued State regulation of uranium mill tailings after this date. His request was supported by a description of the State's program for control or uranium mill tailings. NRC staff has completed an assessment of the State's proposal as follows:

II. Assessment of Proposed State of Washington Radiation Control Program for Uranium Mill Tailings

1. Statutes

State statutes or duly promulgated regulations should be enacted, if not already in place, to make clear State authority to carry out the requirements of Pub. L. 95–604, Uranium Mill Tailings Radiation Control Act (UMTRCA).

In the enactment of any supporting legislation, the State should take into account the reservations of authority to the United States in UMTRCA as stated in 10 CFR 150.15a.

It is preferable that State statutes contain the provisions of Section 6 of the Model Act,[1] but the provisions may be accomplished by adoption of either procedures by regulation or technical criteria. In any case, authority for their implementation should be adequately supported by statute, regulation or case law as determined by the State Attorney General.

In the licensing and regulation of ores processed primarily for their source material content and for the disposal of byproduct material, procedures shall be established which provide a written analysis of the impact on the environment of the licensing activity. This analysis shall be available to the public before commencement of hearings and shall include:

a. An assessment of the radiological and nonradiological public health impacts;

b. An assessment of any impact on any body of water or groundwater;

c. Consideration of alternatives to the licensed activities; and

d. Consideration of long-term impacts of licenses activities.

A detailed evaluation of the pertinent Washington Statutes, Chapter 110, Laws 1979—Senate Bill No. 2197, Chapter 70.121 of the Revised Code of Washington (RCW): Public Health and Safety Statute, and Amendments to Washington Administrative Code (WAC) 402–52 has been performed by NRC staff. The State's statutes provide sufficient authority for Washington agencies to comply with the requirements of UMTRCA. The evaluation was performed against and relates to a checklist (which is included in the Washington proposal) which outlines each statutory requirement and section number contained in UMTRCA. Relevant provisions of the Washington Statute were cited and reflected as to how the UMTRCA requirements are satisfied. Resolution of deficiencies were made by frequent contacts with the State's Department of Social and Health Services (DSHS) and the State's Attorney General's Office. Where deficiencies could not be adequately addressed by regulations, the State has committed to incorporate necessary requirements into the licensing process by appropriate license conditions or order.

2. Regulations

State regulations should be reviewed for regulatory requirements, and where necessary incorporate regulatory language which is equivalent to the extent practicable or more stringent than regulations and standards adopted and enforced by the Commission, as required by Section 274o. (see 10 CFR Part 40 and 10 CFR 150.31(b)).

On January 1, 1980, Title 402 of the Washington Administrative Code was amended by WAC 402–22–150 to incorporate Special Requirements for Issuance of Specific Licenses for Source Material Milling and by WAC 402–52–100, Criteria Related to Disposition for Uranium Mill Tailings or Wastes. These regulations followed the Suggested State Regulations of the Council of State Governments which were deemed by the staff to be equivalent, to the extent practicable to the requirements of 10 CFR 40, Appendix A. Satisfactorily addressed in Title 402 regulations are: bonding requirements, siting requirements, criteria for tailings management, dam stability analyses, surety arrangements, requirements for ownership, and criteria for ongoing active maintenance for uranium mill tailings impoundments.

3. Organizational Relationships Within the States

Organizational relationships should be established which will provide for an effective regulatory program for uranium mills and mill tailings.

When personnel in agencies other than the lead agency are included in the professional staff's effort, their availability on a routine and continuing basis must be demonstrated. Arrangements for availability for such resources have been proposed by Washington through interagency memoranda of understanding with the Departments of Ecology and Natural Resources. Contained in each agreement are duties of the agency, the period required for their performance, and procedures to resolve disputes if they should arise. An organization chart outlining the organizational relationships between the Radiation Control Section and other State agencies is also included. The proposal acknowledges that all MOU's between Radiation Control Section and other State agencies are only for the work required by State statutes. Although not contained in the proposal, commitments for assistance by various State agencies assures that consideration for necessary budgeting has been confirmed.

4. Personnel

Personnel needed in the processing of the license applications can be identified or grouped according to the following skills: Technical, Administrative, and Support.

In order to meet the requirements of UMTRCA, current indications are that 2–2.75 total professional person-years' effort is necessary to process and evaluate a new conventional mill license, in-situ license, or major license renewal. A complete review of in-plant safety, production of the environmental assessment, and consultant use are primary considerations in the total professional effort for each licensing case. With respect to clerical support, one secretary is required to process two conventional milling applications, including the pre-licensing and post-licensing phases. Legal support is also an essential element of the mill program, and the effort is set at a minimum of ½ staff-year. In addition, consideration must be given to such post-licensing activities as issuance of minor amendments, mill inspections, and environmental monitoring. Professional staff effort is estimated at 0.5–1.0 person-years for each year of post-licensing activities.

Currently, there are two conventional licensed uranium milling operations in the State of Washington. We estimate the total professional staff-years effort within the Radiation Control Section (RCS) directly responsible for regulation of uranium mills and mill tailings to be well within our guidelines. Specialty functions and responsibilities of each staff member have been outlined and broken down by percentage of time devoted to the mill program in the proposal. Eight of the ten professional positions having full-time and part-time responsibilities in uranium mill regulation have been filled. (This does not include the Supervisor of the Radioactive Materials Program and a Radiation Health Physicist II normally assigned to Special Projects.) State funds are committed for the remainder and there is an active effort to fill the existing vacancies. The make-up of the Uranium Mill Subunit of the RCS is as follows:

a. Nancy P. Kirner, RHP III, Supervisor of Radioactive Materials Program. Will be responsible for planning, directing, and supervising the operations and emergency response activities for the regulation of uranium mills and mill tailings.

[1] The reference is to the Model Uranium Mill Radiation Control Act, a copy of which has been placed in the Commission's Public Document Room. Section 6 of the Model Act requires that, among other things, statutory authority must be enacted to make clear State authority to carry out the requirements of the Uranium Mill Tailings Radiation Control Act (UMTRCA) of 1978, as amended. UMTRCA specifies that when States license an activity involving mill tailings, that has a significant impact on the human environment, they must prepare a written independent analysis of the impact of such license on the environment, including any activities conducted pursuant thereto.

b. Terry C. Frazee, RHP II, Compliance Supervisor, Responsible for supervision and planning activities of compliance program and inspection staff.

c. Donaly C. Peterson, RHP II, Environmental Radiation Protection Supervisor. Duties and responsibilities include supervision of professional staff for environmental radiation monitoring at the uranium mill facility.

d. Robert R. Verellen, RHP II, Licensing Supervisor. Will direct and supervise the licensing activities of source materials and prepare licenses in final form.

e. Robert H. Bidstrup, RHP I, Manager of Uranium Milling Control Program. Responsible for planning and coordinating licensing and compliance functions of the uranium mill subunit. Will also supervise health physicists responsible for control of uranium milling operations.

f. Arden C. Scroggs, Kent M. Prendergast, and Leonard Knowles, RHP I—Responsible for evaluation of radiological impacts associated with regulation of uranium mills and mill tailings; conducting field inspections at mills to assure licensee compliance with license conditions; evaluation of license applications, license amendments, preparation of safety evaluation reports; and environmental impact statements prior to issuing licenses.

The Radiation Control Section staff have attended the following short-term training courses related to uranium mill regulation: NRC "Orientation Course in Regulatory Practices and Procedures"—Kirner, Frazee, Peterson, Verellen, Haars; NRC "Inspection Procedures"—Kirner, Frazee, Haars; NRC "Uranium Mill Training for State Regulatory Personnel"—Verellen; NRC "Radiological Emergency Response Training"—Kirner, Frazee, Bidstrup Verellen; "EPA Groundwater Migration Course"—Frazee, Peterson, Verellen, Bidstrup; Eberline Instrument Corp. "Use of Instrumentation and Environmental Surveillance at Uranium Processing Facilities"—Peterson. Scroggs, Frazee.

During evaluations of license applications the State must have access to speciality resources such as hydrologists, geologists, and geotechnical engineers. It is also recommended that radioactive materials regulatory personnel have some training in these areas in addition to specialized training in uranium mill health physics and preparation of environmental assessments. Mr. Knowles has obtained many years of education and training in the field of geology; he will serve as staff geologist. Consultants to provide hydrological, geological and geotechnical assistance have been identified by Washington and are adequately qualified. Such consultants will be utilized to perform an independent review of a proposed license application. Memoranda of Understanding (MOU) or contracts between the Radiation Control Section (RCS) and consultants provide for a RCS evaluation of consultants' work. Consultants will be compensated on a fee-for-service basis to be reimbursed through provisions of State regulation specific to preparation of environmental reports.

5. Functions To Be Covered

The State should develop procedures for licensing, inspection, and preparation of environmental assessments.

Each uranium mill license application will be evaluated against State statutes, regulations, and NRC Regulatory Guides. A list of NRC Regulatory Guides utilized by the State in evaluating licensing actions has been furnished. State personnel will perform in-plant safety reviews. The individual in charge for licensing is also responsible for assuring that the in-plant safety review meets State requirements. The safety evaluation report is written under guidance from the State's Uranium Mill Project Manager.

Inspections of all byproduct material licensees are conducted by Washington in accordance with general procedures outlined in the State Radiation Control Section's manual. These procedures which are common to all routine inspections have been supplemented by instructions specific to inspections at mills. The general procedures have been judged acceptable during the periodic NRC review meetings with Washington. The functions of State inspectors are to prepare for inspections, conduct on-site inspections, prepare a written report of the inspection, prepare enforcement letters, and review corrective actions. With respect to uranium mill inspections, inspectors are required to review all aspects of mill operations and tailings control with appropriate consultation and review by the division's environmental RCS's Radiation Subunit. The compliance staff and the environmental radiation safety staff conduct both joint and independent inspections. This is to assure that the facility's effluents meet the requirements of the State Environmental Policy Act (SEPA). Inspections of each of the two mills will be conducted at least on an annual basis.

Preparation of an environmental impact statement by persons outside State government is not specifically prohibited by State law. However, Federal statute, i.e., Section 274o.(3)(c) requires the State to prepare a written analysis of the impact on the environment with respect to uranium mill tailings from proposed operations. Sections WAC–402–22–040(5), WAC 402–22–070(6), and WAC 402–52 of the Washington Regulations, and SEPA guidelines (§ 197–10–230(13)) indicate that DSHS will act as lead agency to independently prepare the environmental impact statement (EIS).[2] On January 5, 1981 the State issued its most recent EIS for the Dawn Mining Company application to expand the existing tailings disposal area. With technical assistance from NRC on the radiological assessment, a determiniation was made that all requirements and criteria had been satisfied by Dawn to minimize the potential for adverse environmental effects.[3]

Procedures for coordinating, organizing, and completing an environmental impact statement have been submitted in a separate section of the proposal. This process, described in detail, basically is as follows: (1) The environmental report is received from the applicant; (2) A review of the report is performed by consultant teams; (3) The consultants' assessments are reviewed by the Radiation Control Section and other State agencies; and (4) These entities submit reports to the State Uranium Mill Project Manager who then prepares the environmental impact statement for issuance.

As a supplement to the reporting requirements required by regulation or license conditions, the State should require the licensee to submit in writing on a semi-annual schedule reports specifying the quantity of each of the principal radionuclides released to unrestricted areas in liquid and gaseous effluents from all pathways during the previous six months of operations. This data shall be reported in a manner that will permit the regulatory agency to confirm annual radiation doses to nearest individuals are within the requirements of 40 CFR Part 190, "Environmental Radiation Protection Standards for Nuclear Power Operations."

[2] WAC–402–070(6)(a)(ii)(B) also requires consideration of long-term impacts for decommissioning, decontamination, and reclamation relevant for the proposed activities.

[3] This radiological assessment continues to be refined by NRC and a final radiological assessment will be included in the EIS. Renewal of the Dawn license is expected to be issued by December, 1981.

The environmental impact statement on Dawn's facility has identified the dose contribution from the expansion operation (with a below-grade pit) as having little bearing on overall site compliance with 40 CFR Part 190. Dose estimates from the existing operation, especially the front end of the mill circuit, indicate a need for better effluent control. The State has required Dawn by license condition to keep all effluent control equipment in good working order and in use at all times during mill operations. Furthermore, the licenses of both mills (the other being Western Nuclear's Sherwood Facility) were amended to require a determination of compliance with 40 CFR Part 190 using on-site data collected from the licensee's radiological monitoring programs. The monitoring programs must conform to specifications of NRC Regulatory Guide 4.14, Radiological Effluent and Environmental Monitoring at Uranium Mills" (issued as revision 1, April 25, 1980). These amendments require the licensee to perform land-use surveys, to develop and maintain a quality assurance program, emergency response procedures, data review programs, and semi-annual reporting specifications.

The Department's Environmental Radiation Subunit is responsible for review and verification of the licensee's environmental monitoring data. Dose assessments have been made at both mills. The assessment for Dawn was completed by NRC using computer models. At Western Nuclear's Sherwood Facility, the Department's report of the assessment shows the mill to be in compliance with 40 CFR Part 190. This finding was based upon field data taken during the period of July 1979–June 1980. Both mills are required to submit their own dose assessments by May 1, 1982 which will be based on data collected during CY 1981. The Environmental Subunit will then assess and confirm that radiation doses to nearest receptors are within the limits of 40 CFR Part 190.

6. Instrumentation

The State should have available both field and laboratory instrumentation sufficient to ensure the licensee's control of materials and to validate the licensee's measurements.

The Radiation Control Section has utilized a portion of funds authorized under its UMTRCA grant to purchase field equipment for monitoring and surveillance purposes. The submitted list shows the following detection capabilities:

a. Sampling of air particulates—The State has four (4) area air samplers to detect natural uranium, Ra-226, Th-230, and Pb-210 in addition to adequate personal air sampling equipment (lapel samplers).

b. Sampling of radioactive gases—scintillation detectors with compatible scintillation cells (ZnS) are utilized for detection of Radon-222.

c. Site surveillance—The State owns two portable survey meters designed to be used with interchangeable detector probes, i.e., proportional, Geiger-Mueller, and scintillation probes for detection of alpha, beta, and gamma radiations, respectively. A micro-R meter for counting of low-level gamma does rates also has been obtained. There are two general purpose survey meters providing versatility for use in field and laboratory. Alpha scintillation probes are currently being used with these survey meters.

d. Equipment calibration—Procedures have been developed and staff has been trained in calibration of radiation detection equipment. National Bureau of Standards traceable sources for calibration of counting equipment have been identified and are utilized. The State is currently working with the University of Washington to establish a regional calibration facility.

The Environmental Radiation Laboratory is a division within the State's Office of Public Health Laboratories and Epidemiology and provides direct support to the Radiation Control Section in the areas of environmental monitoring and processing of samples. It has all necessary equipment to analyze and evaluate environmental samples taken around milling activities including alpha counters for uranium and thorium, alpha spectrometer, alpha scintillation counter, intrinsic Germanium-Lithium detector, and automatic TLD analyzer.

Procedures have been developed for determining uranium and radium-226 concentration by precipation methods. Development of procedures for Thorium-230 analysis began in July 1981. All laboratory methods are derived from NRC Regulatory Guide 4.14 and EPA procedures and guides used for laboratory support of a uranium will control program. The laboratory also participates regularly in the inter-laboratory quality assurance (QA) program offered by EPA. A full-time chemist contributes to the main staffing effort and is responsible for carrying out effective QA. This is done by supplementing environmental samples with standards, spiked samples and blank samples for evaluation. The State has committed to further developing procedures for evaluating Ra-226 by emanation, Pb-210 analysis, Po-210 analysis, and familiarizing staff with alpha spectroscopy evaluation.

7. Conclusion

Based on the foregoing, the NRC staff concludes that the State of Washington has met the criteria for an amended agreement.

III. Amendment to Agreement Between the United States Nuclear Regulatory Commission and the State of Washington for Discontinuance of Certain Commission Regulatory Authority and Responsibility Within the State Pursuant to Section 274 of the Atomic Energy Act of 1954, as Amended

Whereas, the United States Atomic Energy Commission [1] (hereinafter referred to as the Commission) entered into an Agreement (hereinafter referred to as the Agreement of December 6, 1966 with the State of Washington under section 274 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as the Act), which Agreement became effective on December 31, 1966 and provided for discontinuance of the regulatory authority of the Commission within the State under Chapters 6, 7, and 8, and Section 161 of the Act with respect to byproduct materials as defined in section 11e.(1) of the Act, source materials, and special nuclear materials in quantities not sufficient to form a critical mass; and

Whereas, it is necessary to enter into this amendment in order to implement new requirements of section 274 of the Act which become fully effective on November 8, 1981; and

Whereas, the Commission found on _____ that the program of the State for the regulation of materials covered by this amendment is in accordance with the requirements of section 274o. of the Act and in all other respects compatible with the Commission's program for the regulation of such materials and is adequate to protect the public health and safety; and

Whereas, this amendment is entered into pursuant to the provisions of the Atomic Energy Act of 1954, as amended;

Now, therefore, it is hereby agreed between the Commission and the Governor of the State, acting on behalf of the State, as follows:

Section 1. Article I of the Agreement of December 6, 1966 is amended by adding "as defined in section 11e.(1) of the Act;" after the words "byproduct materials" in paragraph A., by

[1] Under the provisions of the Energy Reorganization Act of 1974, the regulatory functions formerly carried out by the Atomic Energy Commission are now carried out by the Nuclear Regulatory Commission as of January 19, 1975.

redesignating paragraphs B. and C. as paragraphs C. and D., and by inserting the following new paragraph immediately after paragraph A.:

"B. Byproduct materials as defined in section 11e.(2) of the Act;".

Section 2. Article II of the Agreement of December 6, 1966 is amended by inserting "A." before the words "This Agreement," by redesignating paragraphs A. through D. as subparagraphs 1. through 4., and by adding the following at the end thereof:

"B. Notwithstanding this Agreement, the Commission retains the following authorities pertaining to byproduct materials as defined in section 11e.(2) of the Act:

"1. Prior to the termination of a State license for such byproduct material, or for any activity that results in the production of such material, the Commission shall have made a determination that all applicable standards and requirements pertaining to such material have been met.

"2. The Commission reserves the authority to establish minimum standards governing reclamation, long term surveillance or maintenance, and ownership of such byproduct material. Such reserved authority includes:

"a. The authority to establish terms and conditions as the Commission determines necessary to assure that, prior to termination of any license for such byproduct material, or for any activity that results in the production of such material, the licensee shall comply with decontamination, decommissioning, and reclamation standards prescribed by the Commission; and with ownership requirements for such materials and its disposal site;

"b. The authority to require that prior to termination of any license for such byproduct material or for any activity that results in the production of such material, title to such byproduct material and its disposal site be transferred to the United States or the State at the option of the State (provided such option is exercised prior to termination of the license);

"c. The authority to permit use of surface or subsurface estates, or both, of the land transferred to the United States or the State pursuant to subparagraph B.2.b. of this Article;

"d. The authority to require the Secretary of the Department of Energy, other Federal agency, or State, whichever has custody of such byproduct material and its disposal site, to undertake such monitoring, maintenance, and emergency measures as are necessary to protect the public health and safety, and other actions as the Commission deems necessary; and

"e. The authority to enter into arrangements as may be appropriate to assure Federal long term surveillance or maintenance of such byproduct material and its disposal site on land held in trust by the United States for any Indian tribe or land owned by an Indian tribe and subject to a restriction against alienation imposed by the United States.".

Section 3. Article III of the Agreement of December 6, 1966 is amended by inserting "otherwise licensable by the State under Article I of this Agreement" after the words "special nuclear material."

Section 4. Article VII of the Agreement of December 6, 1966 is amended by inserting "all or part of" after the words "terminate or suspend," by inserting "(1)" after the words "finds that," and by adding at the end before the period the following:

", or (2) the State has not complied with one or more of the requirements of section 274 of the Act. The Commission shall periodically review this Agreement and actions taken by the State under this Agreement to ensure compliance with the provisions of section 274 of the Act.".

Section 5. Article VIII of the Agreement of December 6, 1966 is amended by redesignating it Article IX and by inserting a new Article VIII as follows:

"In the licensing and regulation of byproduct material as defined in section 11e.(2) of the Act, or of any activity which results in production of such material, the State shall comply with the provisions of section 274o. of the Act. If, in such licensing and regulation, the State requires financial surety arrangements for the reclamation or long term surveillance or maintenance of such material,

"A. The total amount of funds the State collects for such purposes shall be transferred to the United States if custody of such material and its disposal site is transferred to the United States upon termination of the State license for such material or any activity which results in the production of such material. Such funds include, but are not limited to, sums collected for long term surveillance or maintenance. Such funds do not, however, include monies held as surety where no default has occurred and the reclamation or other bonded activity has been performed; and

"B. Such State surety or other financial requirements must be sufficient to ensure compliance with those standards established by the Commission pertaining to bonds, sureties, and financial arrangements to ensure adequate reclamation and long term management of such byproduct material and its disposal site.".

This amendment shall becomed effective on ————.

Done at Olympia, State of Washington, in triplicate, this day of ————.

For the State of Washington.

John Spellman,

Governor.

Done at Washington, D.C., in triplicate, this day of ————.

For the United States Nuclear Regulatory Commission.

Nunzio J. Palladino,

Chairman.

Dated at Bethesda, Maryland, this 11th day of September, 1981.

For the United States Nuclear Regulatory Commission.

G. Wayne Kerr,

Director, Office of State Programs.

[FR Doc. 81-27130 Filed 9-16-81; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF MANAGEMENT AND BUDGET

Agency Forms Under Review

September 14, 1981.

Background

When executive departments and agencies propose public use forms, reporting, or recordkeeping requirements, the Office of Management and Budget (OMB) reviews and acts on those requirements under the Paperwork Reduction Act (44 U.S.C., Chapter 35). Departments and agencies use a number of techniques including public hearings to consult with the public on significant reporting requirements before seeking OMB approval. OMB in carrying out its responsibility under the Act also considers comments on the forms and recordkeeping requirements that will affect the public.

List of Forms Under Review

Every Monday and Thursday OMB publishes a list of the agency forms received for review since the last list was published. The list has all the entries for one agency together and grouped into new forms, revisions, extensions (burden change), extensions (no change), or reinstatements. The agency clearance officer can tell you the nature of any particular revision you are interested in. Each entry contains the following information:

The name and telephone number of the agency clearance officer (from

whom a copy of the form and supporting documents are available);

The office of the agency issuing this form;

The title of the form;

The agency form number, if applicable;

How often the form must be filled out;

Who will be required or asked to report;

The Standard Industrial Classification (SIC) codes, referring to specific respondent groups that are affected;

Whether small businesses or organizations are affected;

A description of the Federal budget functional category that covers the information collection;

An estimate of the number of responses;

An estimate of the total number of hours needed to fill out the form;

An estimate of the cost to the Federal Government;

An estimate of the cost to the public;

The number of forms in the request for approval;

An indication of whether Section 3504(h) of Pub. L. 96-511 applies;

The name and telephone number of the person or office responsible for OMB review; and

An abstract describing the need for and uses of the information collection.

Reporting or recordkeeping requirements that appear to raise no significant issues are approved promptly. Our usual practice is not to take any action on proposed reporting requirements until at least ten working days after notice in the **Federal Register**, but occasionally the public interest requires more rapid action.

Comments and Questions

Copies of the proposed forms and supporting documents may be obtained from the agency clearance officer whose name and telephone number appear under the agency name. The agency clearance officer will send you a copy of the proposed form, the request for clearance (SF83), supporting statement, instructions, transmittal letters, and other documents that are submitted to OMB for review. If you experience difficulty in obtaining the information you need in reasonable time, please advise the OMB reviewer to whom the report is assigned. Comments and questions about the items on this list should be directed to the OMB reviewer or office listed at the end of each entry.

If you anticipate commenting on a form but find that time to prepare will prevent you from submitting comments promptly, you should advise the reviewer of your intent as early as possible.

The timing and format of this notice have been changed to make the publication of the notice predictable and to give a clearer explanation of this process to the public. If you have comments and suggestions for further improvements to this notice, please send them to Jim J. Tozzi, Deputy Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget, 726 Jackson Place Northwest, Washington, D.C. 20503.

DEPARTMENT OF AGRICULTURE

Agency Clearance Officer—Richard J. Schrimper—202-447-6201

New

• Agricultural Marketing Service
Peanut Administrative Committee Handler Report Forms
On occasion, monthly, annually, other—See SF83
Businesses or other institutions
Signers of the peanut marketing agreement
SIC: 203 072 515
Agricultural research and services: 7,210 responses; 1,631 hours; $687 Federal cost; 14 forms; $8,147 Public cost; not applicable under 3504(h)
Charles A. Ellett, 202-395-7340

The 14 committee forms used by peanut handlers enable the Peanut Administrative Committee to determine acquisitions and assessments, and to authorize handler indemnification, disposition determination of inedible peanuts and handler compliance determination. Forms are used marketing agreement.

DEPARTMENT OF DEFENSE

Agency Clearance Officer—John V. Wenderoth—703-697-1195

Extensions (burden change)

• Departmental and Others
Application for retired pay benefits
DD 108
On occasion
Individuals or households
Retired active and reserve members applying for benefits
Department of Defense—Military: 28,000 responses; 4,666 hours; $1,260,000 Federal cost; 1 form not applicable under 3504(h)
Kenneth B. Allen, 202-395-3785

Used in processing requests for retired pay for reserve service members under the provisions of title 10, U.S.C. Sections 1331-1337. Identifies qualifying service performed in any of service department. Once completed, the form is accepted by Department Finance Agencies to certify for retired pay.

• Departmental and Others
Contractor Crew Member Record (Flight Record of Expenses and Qualification)
DD 1821
On occasion
Business or other institutions
Aircraft production/maintenance companies
SIC: 372
Multiple functions: 70 response; 70 hours; $900 Federal cost; 1 form; $1,225 Public cost; not applicable under 3504(h)
Kenneth B. Allen, 202-395-3785

Used to record individual contractor flight crew personnel records and approval to operate Government aircraft.

• Departmental and Others
Request for approval of Contractor's Flight Crew Members (operating government aircraft)
On occasion
Businesses or other institutions
Aircraft production/maintenance companies
SIC: 372
Multiple functions: 30 responses; 30 hours; $600 Federal cost; 1 form; $525 Public cost; not applicable under 3504(h)
Kenneth B. Allen, 202-395-3785

Used to record individual contractor flight crew personnel records and approval to operate Government aircraft.

• Departmental and Others
Requests for Approval for Qualification Training (Contractors Operating Government Aircraft)
On occasion
Businesses or other institutions
Aircraft production/maintenance companies
SIC: 372
Multiple functions: 20 responses; 20 hours; $500 Federal cost; 1 form; not applicable under 3504(h)
Kenneth B. Allen, 202-395-3785

Used to record individual contractor flight crew personal records and approval to operate Government aircraft.

Extensions (no change)

• Department of the Air Force
Contractor Reporting . . . (Production Difficulties and Quantity of Materials)
Other-See SF83
Businesses or other institutions
Defense aerospace contractors
SIC: 372, 376
Small businesses or organizations
Department of Defense—Military: 480 responses; 9,120 hours; $16,800 Federal

cost; 1 form; $160,597 Public cost; not applicable under 3504(h)
Edward C. Springer, 202–395–4814

Means of managerial control used by AFLC engineers to ensure performance on engineering contracts and to inform OPR'S of technical progress to date, general trends, and plans, scope, content, and frequency of a particlar report is an engineering decision and is incorporated into the contract.

• Department of the Air Force
AFLCR 70–1 Bidders List Catalog/ Bidders List by Individual Bidder
Annually
Businesses or other institutions manufactures and dealers
SIC: all
Small businesses or organizations
Department of Defense—Military: 4,750 responses; 2,375 hours; $5,000 Federal cost; 1 form; $23,750 Public cost; not applicable under 3504(h)
Edward C. Springer, 202–395–4814

The bidders list catalog identifies products and services which will be bought by the Air Logistics Center during the next 12 months. Firms are asked to identify those they can provide. This information is input to the mechanized bidders list system.

• Department of the Air Force
Material Requirements List (MRL) AFLCR 65–1 Chapter 4
Quarterly
Businesses or other institutions
Contr. engaged in repairing recoverable Air Force Items
SIC: 372, 376
Small businesses or organizations
Department of Defense—military: 1,848 responses; 31,416 hours; $5,000 Federal cost; 1 form; not applicable under 3504(h)
Edward C. Springer, 202–395–4814

Data are required to maintain surveillance over the usage of components by contractors performing depot repair, overhaul of Air Force equipment; establish useage factors for determinations of replenishment quantities; and to project consumption during repair.

Reinstatements

• Departmental and Others
Termination Settlement Forms
DD 540 thru 548, 831, and 832
On occasion
Businesses or other institutions
Defense contractors
Small businesses or organizations
Department of Defense—military: 1,200 responses; 1,200 hours; $129,000 Federal cost; 11 forms; not applicable under 3504 (h)
Kenneth B. Allen, 202–395–3785

Informs Dept. of Defense of contractor costs and residual inventory amounts to support negotiation of fair and reasonable termination costs.

• Departmental and Others
Production Progress Report
DD 375 and 375C
On occasion, monthly
Businesses or other institutions
Defense contr. and DOD contr. administration offices
SIC: 970
Small businesses or organizations
Department of Defense—military: 2,400 responses; 816 hours; $35,000 Federal cost; 2 forms; not applicale under 3504 (h)
Kenneth B. Allen, 202–395–3785

Informs Dept. of Defense buying offices of potential or actual delivery delays and reasons for such in order for the Gov't to project its interests.

• Departmental and Others
Request for Authorization of Additional Classification and Rate
DD 1565
On occasion
Businesses or other institutions
Defense contractors
SIC: 970
Department of Defense—military: 300 responses; 600 hours; $6,300 Federal cost; 1 form; not applicable under 3504 (h)
Kenneth B. Allen, 202–395–3785

Where the Dept. of Labor has not determined minimum wage rates for certain employees, this form is used to set forth dates agreed to by the parties or where agreement cannot be reached to request a rate determination from the Department of Labor.

• Departmental and Others
Material Inspection and Receiving Report
DD 250 and 250C
On occasion
Businesses or other institutions
Defense contractors
SIC: 970
Small businesses or organizations
Department of Defense—military: 1,500,000 responses; 1,125,000 hours; $1,750,000 Federal cost; 2 forms; not applicable under 3504 (h)
Kenneth B. Allen, 202–395–3785

Provides standardized evidence of Government quality assurance and acceptance of supplies and services to support contract payment and other contract management activities.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Agency Clearance Officer—Joseph Strnad—202–245–7488

New

• Centers for Disease Control
Development of System to Collect Local Health Department Data and Program Performance Indicators
Nonrecurring
State or local governments
State health agen. and local health departments
SIC: 943
Health: 0 responses; 0 hours; $350,000 Federal cost; 1 forms; not applicable under 3504 (h)
Gwendolyn Pla, 202–395–6880

This is related to the national public health program reporting system. The purpose of this clearance request is for approval to develop a system to collect local Health Department data and program performance indicators.

• Center for Disease Control
Data required by PHS From 1981 National Public Health Program Reporting System
Nonrecurring
State or local governments
State health agencies
SIC: 943
Health: 57 responses; 14,432 hours; $130,000 federal costs; 7 forms; $144,320 public costs; not applicable under 3504 (h)
Gwendolyn Pia, 202–395–6880

Data are collected as indicated by statutes and the intent of Congress in section 313(d) of the Public Health Service Act. Monitoring and planning data are collected for maternal and crippled children's services, title V of the Social Security Act.

• Social Security Administration
Parental Kidnapping Locator Services
OCSE–6
On occasion
State or Local Governments
State IV–D agencies
SIC: 832
Other income security: 25,000 responses; 2,083 hours; $40,199 Federal cost; 1 form; not applicable under 3504 (h)
Robert Neal, 202–395–6880

Forms will be used by State Child Support Enforcement agencies (title IV–D) to request address information to be used for locating persons in cases of parental kidnapping or child custody determinations. This is a non-federally funded program and is offered as service to States on a cost-reimbursable basis.

• Human Development Services

Reporting and Recordkeeping Requirements of P.L. 97-35, the Omnibus Budget Reconciliation Act for Social Services Block Grants
Annually, Biennially
State or local governments
State agen. admin, or supv. the admin. of the SS blk grant
SIC: 832
Social services; 57 responses; 600,000 hours; $25,000 Federal cost; 1 form; $6,000,000 public costs; not applicable under 3504(h)
Gwendolyn Pia, 202-395-6880

Under P.L. 97-35 a State participating in the social securities block grant program must prepare and submit to the secretary two separate reports: One annually on the intended use of funds (section 2004) and the other at least biennially on activities carried out with funds (section 2006).

• Health Services Administration
Primary Care Block Grant Reporting Requirements
Annually
State or local governments
State governments
SIC: 943
Health Care Services: 57 Responses; 1 hour; 1 form; not applicable under 3504 (h)
Gwendolyn Pia, 202-395-6880

Statutory requirements for reports describing the intended, and actual uses of allotments to the States under the primary care block grant.

• Alcohol, Drug Abuse, and Mental Health Administration
Alcohol and Drug Abuse and Mental Health Services Block Grant Reporting Requirements
Annually
State or local governments
State governments
SIC: 943
Health: 57 Responses; 1 hour; 1 form; not applicable under 3504 (h)
Gwendolyn Pia, 202-395-6880

Statutory requirements for reports describing the intended, and actual uses of allotments to the States under the alcohol and drug abuse and mental health services block grant.

• Centers for Disease Control
Preventive Health and Health Services Block Grant Reporting Requirements
Annually
State or local governments
State governments
SIC: 943
Health: 57 Responses; 1 hour; 1 form; not applicable under 3504 (h)
Gwendolyn Pia, 202-395-6880

Statutory requirements for reports describing the intended uses of allotments to the States under the preventive health and health services block grant.

• Health Services Administration
Maternal and Child Health Services Block Grant Reporting Requirement
Annually
State or local governments
State governments
SIC: 943
Health Care Services; 57 responses; 1 hour; 1 form not applicable under 3504 (h)
Gwendolyn Pia, 202-395-6880

Statutory requirement for reports describing the intended and actual use of allotments to the States under the maternal and child health services block grant.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Agency Clearance Officer—Robert G. Masarsky—202-755-5184

New

• Community Planning and Development
Final Statement (State's program)
Annually
State or local governments
States departments of community or economic development
SIC: 953
Community Development: 25 responses; 7,500 hours; 1 form; $97,500 public cost; not applicable under 3504 (h)
Richard Sheppard, 202-395-6880

Public Law 93-383, as amended by P.L. 97-35, gives each State the option to administer community development block grant nonentitlement funds in its jurisdiction. Pursuant to section 104(a)(1), the State must prepare a final statement (of its community development objectives and method of funds distribution) in order to receive the CDBG funds.

• Community Planning and Development
Annual report (State's program)
Annually
State or local governments
States' departments of community or economic development
SIC: 953
Community development; 25 responses; 2,500 hours; 1 form; $32,500 public cost; not applicable under 3504 (h)
Richard Sheppard, 202-395-6880

Public Law 93-383, as amended by P.L. 97-35, gives each State the option to administer community development block grant nonentitlement funds in its jurisdiction. Pursuant to section 104(d), the State must prepare a performance report (concerning the use of funds and assessing the relationship of use to objectives).

Revisions

• Community Planning and Development
Community Development Block Grant Application Forms
7087, 4045, 7086, 4322, 4326, 4324.1, 4325.1, 4326.1
Annually
State or local governments
Local government, including States, cities and Indian tribes
SIC: 953
Community development: 3,449 responses; 161,536 hours; $1,401,180 public cost; 16 forms; not applicable under 3504(h)
Richard Sheppard, 202-395-6880

Pub. L. 93-383, section 104 and Pub. L. 95-128, sections 104 and 105 require HUD to establish application forms for the CDBG programs. In particular, Pub. L. 93-383, section 104(a)(4) requires a "housing assistance plan." The schedules are realistic, etc.

Extensions (Burden Change)

• Community Planning and Development
Community Development Block Grant Entitlement Grantee Performance Report, Small Cities Performance Assessment Report
4950.1, 4950.10, 4052, 4052.9
Annually
State or local governments
Local governments
SIC: 953
Community Development: 2,724 responses; 274,900 hours; 20 forms; not applicable under 3504(h)
Richard Sheppard, 202-395-6880

Pub. L. 93-383, sec. 104(d) requires that "each grantee shall submit to the Secretary a performance report concerning the activities carried out pursuant to this title, together with an assessment by the grantee of the relationship of those activities to the objectives of this title and the needs and objectives identified in the grantee's original application for funding.

DEPARTMENT OF LABOR

Agency Clearance Officer—Paul E. Larson—202-523-6331

New

• Pension Benefit Guaranty Corporation
Mergers and Transfers Between Multiemployer Plans
On occasion
Businesses or other institutions
Multiemployer pension plans
SIC: Multiple

Small businesses or organizations
General retirement and disability insurance: 40 responses; 200 hours; $31,000 Federal cost; 0 form; $12,000 public cost; NPRM under 3504(h)
Laverne V. Collins, 202–395–6880

Needed to determine whether mergers, spin-offs, or transfers of assets or liabilities between multiemployer plans will jeopardize benefits of participants and beneficiaries or the multiemployer insurance program.

Revisions

• Employment and Training Administration
National Longitudinal Survey of Work Experience (Young Women) 1982
LGT–4101 (census), LGT–4103 (census) and MT–290 (ETA)
Annually
Individuals or households
Women aged 14–24 in 1968
Training and employment: 23,100 responses; 23,390 hours; $2,100,000 Federal cost; $233,900 public cost; 2 forms; not applicable under 3504(h)
Laverne V. Collins, 202–395–6880

The information provided in this survey will be used by the Department of Labor to help develop programs designed to ease the employment and unemployment problems faced by men in this age group.

Extensions (No Change)

• Bureau of Labor Statistics
Work Injury Report
BLS–98
Nonrecurring
Individuals or households
Workers injured as a result of specific source or cause
Other labor services: 3,000 responses; 500 hours; $200,000 Federal cost; $3,500 public cost; 1 form; not applicable under 3504(h)
Off. of Federal Statistical Policy and Standard, 202–673–7974

The work injury report survey program examines selected types of work accidents to develop in-depth information based on the data needs of the Occupational Safety and Health Administration. The surveys are used to assist in the development of safety standards, compliance strategy, and training programs.

• Bureau of Labor Statistics
Occupational Employment Statistics (OES) Survey Monthly Progress Reports
BLS–02877 A
Monthly
State or local governments
State employment security agency (SESA)
SIC: 944
Other labor services: 636 responses; 318 hours; $12,720 Federal cost; 1 form; not applicable under 3504(h)
Off. of Federal Statistical Policy and Standard, 202–673–7974

The OES Survey monthly progress reports are the primary source of current management on the status of State OES operations. They allow for early identification and resolution of State collection problems on an ongoing basis. The early identification and resolution of State collection problems is critical to the success of the OES program since the data collected is the primary input to the national occupational estimates and projections produced by the Bureau of Labor Statistics.

• Bureau of Labor Statistics
Annual OSHA Survey and Prenotification of Recordkeeping Requirements
OSHA 200S and OSHA No. 200PRE
Annually
State or local governments/farms/businesses or other institutions
Employers in the private sector and State and local gov. agncs.
SIC: Multiple
Small businesses or organizations
Other labor services: 280,000 responses; 70,000 hours; $4,700,000 Federal cost; $235,000 public cost; 2 forms; not applicable under 3504(h)
Off. of Federal Statistical Policy and Standard, 202–673–7974

Section 8(c) of the Occupational Safety and Health Act (Pub. L. 91–596) legislates the Secretary of Labor to require employers to maintain records of occupational injuries and illnesses and to submit periodic reports. Uses of the data: Indicates industries needing safety and health attention; guidance in administering Federal and State programs; and used by labor and management for safety program comparisons.

DEPARTMENT OF TRANSPORTATION

Agency Clearance Officer—John Windsor—202–426–1887

New

• Federal Highway Administration
Qualification Certificate
On occasion
Individuals or households/businesses or other institutions
Motor carriers and drivers operating in interstate commerce
SIC: 962
Small businesses or organizations
Ground transportation: 82,555 responses; 9,631 hours; 0 form; not applicable under 3504(h)
Donald Arbuckle, 202–395–7340

49 CFR 391.65 allows use of this certificate in lieu of other documentation required in 49 CFR 391, if driver used is employed by another motor carrier. Voluntary use of this form reduces the overall paperwork burden required by 49 CFR Part 391.

• Federal Highway Administration
Process for Highway Safety Improvement Program
On Occasion
State or local governments
State Highway/Transportation Agencies
SIC: 962
Ground transportation: 56 responses; 5,600 hours; $15,000 Federal cost; 1 form; $56,000 public cost; not applicable under 3504(h)
Donald Arbuckle, 202–395–7340

FHWA regulations for administration of the Highway Safety Improvement program require FHWA approval of processes developed by each State for planning, implementation and evaluation.

• Federal Highway Administration
Solicitation of Highway Safety Research Problem Statements
Biennially
State or local governments
State and local highway/transportation agencies and others
SIC: 962
Ground transportation: 200 responses; 600 hours; $15,000 Federal cost; 1 form; $6,000 public cost; not applicable under 3504(h)
Donald Arbuckle, 202–395–7340

To develop a successful research program under 23 U.S.C. 403 and to ensure that the needs of FHWA and State and local agencies with safety responsibilities are met, FHWA bienially solicits outside advice on subjects for safety research.

• Federal Highway Administration
Aisle seats—Buses
On occasion
Businesses or other institutions
Charter bus operations transporting migrant workers
SIC: 962
Small businesses or organizations
Ground transportation: 12 responses; 2 hours; 0 form; not applicable under 3504(h)
Donald Arbuckle, 202–395–7340

As required by 49 CFR 393.91, a report must be filed by motor carriers operating charter buses using temporary aisle seats (transporting migrant workers) in the event any passengers were injured.

DEPARTMENT OF THE TREASURY

Agency Clearance Officer—Ms. Joy Tucker—202-634-5394

New

• Internal Revenue Service
Information Furnished by Payees Upon Receipt of Certain Types of Gambling
Annually
Individuals or households/State or local governments businesses or other INS certain gambling establishments, such as race tracks/wagers
SIC: 799
Central Fiscal Operations: 553,835 responses; 19,523 hours; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

Information supplied by payees receiving at least $600 from certain wagering transactions. Information regarding identical wagers is needed to determine whether payments are subject to withholding requirements. The program change increase indicated by item 16(G) does not exceed budget allowance, because of offsetting decreases in forms W-2 and 941.

• Internal Revenue Service
Request for Bank to Furnish Information Regarding Taxpayer Account
CO-42
On occasion
Businesses or other institutions
Banks who may have asset accounts with delinquent taxpayers
SIC: 605
Small businesses or organizations
Central fiscal operations: 300 responses; 150 hours; $75 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

• Internal Revenue Service
Additional Information Needed From Taxpayer on Return Delinquency Notices
FL 1853
On occasion
Individuals or households taxpayer who has received a return delinquency notice
Central fiscal operations: 10,000 responses; 1,167 hours; $11,902 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

The service center uses the FL 1853 when there is insufficient response from a taxpayer concerning a notice of a return delinquency. FL 1853 requests additional information and the taxpayer's business and home telephone numbers so that the IRS can contact the taxpayer directly to determine the taxpayer's liability for filing a return.

• Internal Revenue Service
Employee Processing Record
ROWR 1470
On occasion
Individuals or households
Individuals—job applicants
Central fiscal operations: 4,000 responses; 400 hours; $107 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

Form is used to collect information regarding former U.S. Government employment so that prior records can be obtained for status and leave purposes. Data gathered on this form is also used in obtaining a security clearance for the new employee.

• Internal Revenue Service
Small Business Tax Workshop Information Card
Small Business Workshop Evaluation Questionnaire
6243 6013 6013A
On occasion, other—see SF83
Individuals or households/businesses or other institutions
Newly establish small business persons
SIC: 501 525 543 546 554 581 591 599 701 753
Small businesses or organizations
Central fiscal operations: 100,000 responses; 16,667 hours; $83,700 Federal cost; 3 forms; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

Form 6243 is prepared by members of the business community who express interest in attending a small business workshop. Additionally, it is used to inform interested persons of the time and date of the workshop. Form 6013 and form 6013A evaluation questionnaires are used by the IRS to evaluate the workshop for use in preparing subsequent programs.

• Internal Revenue Service
Tax Shelter Questionnaire Coal
DIR-DET 4-297
On occasion
Individuals or households/businesses or other institutions all taxpayers who invest in a coal tax shelter
SIC: all
Small businesses or organizations
Central fiscal operations: 150 responses; 113 hours; $6,230 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

The questionnaire has been devised with district counsel to properly develop each tax shelter case. Without this questionnaire, Internal Revenue Service may overlook pertinent areas of examination and will be unable to determine the taxpayer's intent for investing in the shelter.

• Internal Revenue Service
Vita Assistance Card
6522
On occasion, other—see SF83
Individuals or households
Volunteers and employees of social action agencies
Central fiscal operations: 530,000 responses; 4,399 hours; $8,755 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

This form is prepared by each volunteer who assists an individual under the volunteer income tax assistance program. The purpose of the form is to measure the types and extent of assistance provided to the public.

• Internal Revenue Service
Tax Protester Questionnaire A & B
Dir-Det 4-321A 4-321B
On occasion
Individuals or households/businesses or other institutions
Individuals using the Eisner vs. Macomber argument on retns
SIC: multiple
Small businesses or organizations
Central fiscal operations: 1,000 responses; 500 hours; $41,481 Federal cost; 2 forms; not applicable under 3504(H)
Kevin Broderick, 202-395-6880

The questionnaire is used to determine the preparer of the return using the Eisner V. Macomber Argument. Preparer penalties may then be applied. Without this questionnaire, taxpayer returns would be prepared incorrectly, resulting in improper payment by taxpayer and later assessment of penalties and interest by IRS.

• Internal Revenue Service
Request for Public-Inspection Copy of Exempt Organization
Tax Form
4506-A
On occasion
Individuals or households/State or local governments/businesses or other INS
General public
SIC: 806, 811, 821, 822, 823, 839, 841, 842, 864, 866
Small businesses or organizations
Central fiscal operations: 56,630 responses; 18,858 hours; $223,858 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

Form 4506-A is used to secure/inspect a copy of an exempt organization tax form. The form has all pertinent questions which must be answered to correctly secure the return by the IRS.

• Internal Revenue Service

Initial Contact Letter Requesting Information
889 (DO)
On occasion
Individuals or households/farms/ businesses or other institutions
Individual and business taxpayers
SIC: All
Small businesses or oganizations
Central fiscal operations: 1,005,400 responses; 1,508,100 hours; $1,696,460 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

This letter is used to notify a taxpayer of an examination appointment and informs the taxpayer of the need to provide verifying records used as a basis for the items checked off at end of the letter. The IRS uses this information to recommend an increase, decrease or no change to their tax liability for a given year.

• Internal Revenue Service
Contact Letter Requesting Additional Information
565(DO) (C)
On occasion
Individuals or households
Individual taxpayers
Central fiscal operations: 165,900 responses; 82,950 hours; $280,850 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Letters 565 (DO) and (C) are used to notify a taxpayer that the information previously received from them was insufficient to determine their tax liability. The letter identifies and requests the data needed by IRS to make a determination of tax liability upon examination of the taxpayer's return.

• Internal Revenue Service
Information Request for Late Filed Returns
5585
On occasion
Businesses or other institutions
Most organizations
SIC: multiple
Small businesses or organizations
Central fiscal operations: 6,568 responses; 3,284 hours; $3,800 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

The information is needed to complete or substantiate items required on an exempt organization return. It is used to administer exempt organization reporting requirements established in the IRC. (26 U.S.C. 6652(D))

• Internal Revenue Service
Simplified Employee Pension-Individual Retirement Accounts
Contribution Agreement
5305–SEP
Nonrecurring
Farms/businesses or other institutions
Retail, wholesale and manufacturing busiss. stating sep
SIC: All
Small businesses or organizations
Central fiscal operations: 100,000 responses; 26,600 hours; $10,231 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

This form is used by an employer to make an agreement to provide benefits to all employees under a simplified employee pension (sep—) described in section 408(K). This form is not to be filed with IRS but to be retained in the employer's records as proof of establishing such a plan, thereby justifying a deduction for contributions made to this sep. The data is used to verify the deduction.

• Internal Revenue Service
Request for Information to Trace Money Order
CO–50
On occasion
Businesses or other institutions
Financial Institutions that issue money orders
SIC: all
Central fiscal operations: 50 responses; 12 hours; $12 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

26 U.S.C. 6155 requires that payment of tax be made upon receipt of notice of demand. If a taxpayer alleges that payment was made by money order, letter CO–50 is sent to the financial institution that issued the money order to verify the payment.

• Internal Revenue Service
Vita/TCE Site Order Form
2333V
Annually
Individuals or households
Volunteers, including college students and others
Central fiscal operations: 24,000 responses; 7,999 hours; $36,460 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

The Vita/TCE site order form is used by the volunteers to order the tax forms they use at the tax assistance sites.

• Internal Revenue Service
Inform Taxpayer, EIN not needed
F–1905
On occasion
Individuals or households/farms/ businesses or other institutions taxpayers with an assigned EIN and requesting a new EIN
SIC: all
Small businesses or organizations
Central fiscal operations: 20 reponses; 2 hours; $12 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Letter F 1905 allows IRS to return SS–4's to the submitting taxpayer requesting the taxpayer to explain the need for a new employee identification number (EIN), as the taxpayer already has an assigned number. A second number will not be assigned unless a reasonable explanation is received from the taxpayer.

• Internal Revenue Service
Request for information—Highway Motor Vehicle use Tax

919(DO)
On Occasion
Individuals or households/farms/ businesses or other institutions, Truck, truck-tractors and bus owners
SIC: all
Small businesses or organizations
Central fiscal operations: 10,000 responses; 5,000 hours; $75,474 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Letter 919(DO) requests information needed to verify information submitted by the taxpayer on form 2290, Federal use tax return on Highway motor vehicles. IRC section 4481 imposes a tax on the use of public highways by certain highway vehicles.

• Internal Revenue Service
Request for payment
4192 4192–SP
On Occasion
State or local governments/farms/ businesses or other institutions used by taxpayers filing business returns except for 1065
SIC: all
Small businesses or organizations
Central fiscal operations: 2,831,168 responses; 1,415,584 hours; $4,178,216 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

26 U.S.C. 6155 requires that tax due be paid upon receipt of notice and demand. 26 U.S.C. 6303(A) authorizes issuance of notice and demand for tax. Form 4192 and 4192SP are sent to taxpayers as the first notice. Taxpayers may respond with payment or complete the form to trace a prior uncredited payment.

• Internal Revenue Service
Allowance Estate Tax Credit
628(C) 628(SC/DO)
On Occasion

Individuals or households/businesses or other institutions
Executors of estates
SIC: all
Central fiscal operations: 20,000 responses; 20,000 hours; $103,300 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

To determine an estates tax liability, it is necessary that its valuation be known to the IRS. Letter 628(C) or (SC/DO) is used to secure certain information relating to the valuation of the estates assets, expenses, and deductions.

• Internal Revenue Service
Proposed increases in Tax—Discrepancy State Credits
5245
On Occasion
State or local governments/farms/businesses or other institutions
All employers
SIC: all
Small businesses or organizations
Central fiscal operations: 295,490 responses; 147,745 hours; $902,059 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

26 U.S.C. 3302 allows a credit against tax for the amount of contributions paid to State unemployment funds. If the amount claimed as a credit differs from the amount paid to the State, form 5245 is sent to the taxpayer to determine the reason for the discrepancy.

• Internal Revenue Service
Letter to Taxpayer Concerning Mismatch Between Return and Schedule K-1
SWR E-2459
On Occasion
Individuals or households/farms/businesses or other institutions
Partnerships owners whose returns are being examined
SIC: Multiple
Small businesses or organizations
Central fiscal operations: 15,000 responses; 1,500 hours; $15,000 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

When IRS form 1065, partnership return, and IRS form 1040 do not agree as to income and deductions for each partner's share, we need to verify with the taxpayer the correct amounts or reasons for the discrepancies, in order to determine the correct tax liability.

• Internal Revenue Service
Questionnaire on Requirements of Rev. Rul. 71-20
RC-C-GEN 4-874
Nonrecurring
Businesses or other institutions
Primarily coordinated examination program cases
SIC: all
Small businesses or organizations
Central fiscal operations: 50 responses; 12 hours; $250 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

26 U.S.C. 6001 requires taxpayers to keep records to verify their returns and comply with regulations. The information on form RC-C-GEN. 4-874 is used to determine whether it would be beneficial to both the taxpayer and the IRS to enter into an agreement to limit the number of machine sensible records to be retained. This is to insure that taxpayers keep records required by law.

• Internal Revenue Service
Extension of Time to File Letters
297C, 297SC, 631C
On occasion
Individuals or households/farms/businesses or other institutions
Individual and business taxpayers
SIC: 019, 138, 162, 399, 446, 501, 599, 605, 739, 919
Small businesses or organizations
Central fiscal operations: 2,705 responses; 1,352 hours; $9,843 Federal cost; 3 forms; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

These letters are necessary to obtain information which enables the taxpayer to receive service, benefits, or IRS action on an extension request to file an income tax return.

• Internal Revenue Service
Financial Schedule
DSTL 9-2 (4/81)
Nonrecurring
Businesses or other institutions
New formed charitable organizations
SIC: 805, 806, 821, 822, 823, 832, 863, 864, 866, 869
Central fiscal operations: 3,000 responses; 3,000 hours; $7,500 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

This form will assist the taxpayer and reduce their time in submitting financial information necessary to establish that they are a publicly supported organization. Without this form, we have found that it takes numerous follow-ups to obtain the necessary information.

• Bureau of Government Financial Operations
Claim Against the United States for the Proceeds of a Government Check
TFS 1503
Nonrecurring
Individuals or households
Private households
Central fiscal operations: 1,967 responses; 98 hours; $20,152 Federal cost; 1 form; $4,583 public cost; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

This form is used to transmit incomplete claim forms back to payee that has requested payment for a lost, stolen or mutilated U.S. Government check. Any unanswered questions will require that the claim be returned for completion.

• Internal Revenue Service
Request to Perfect Defective Claim
F1895 letter
On occasion
Farms/businesses or other institutions
All corporate entities filing an incomplete form 1139
SIC: All
Small businesses or organizations
Central fiscal operations: 5,000 responses; 5,000 hours; $1,783 Federal cost; 1 form; not applicable under 3504(h)

Kevin Broderick, 202-395-6880

The form is used to secure information which will perfect an incomplete form 1139, corporate application for tentative refund. If this information is not received, the application is disallowed and the taxpayer will not receive the refund.

• Internal Revenue Service
Records Request
RC MW 3-564
On occasion
Individuals or households/farms/businesses or other institutions
Corps. partnerships indiv. with schedule C's and F's returns
SIC: All
Small businesses or organizations
Central fiscal operations: 16,500 responses; 16,500 hours; $3,191 Federal cost; 1 form; Not applicable under 3504(h)

Kevin Broderick, 202-395-6880

The information requested on this form is needed to examine income tax returns. Examiners will use the information to determine if the taxpayer's tax liability has been reported correctly.

• Internal Revenue Service
Verification of Employer Identification Number
F1915
On occasion

Individuals or households/State or local governments/farms/businesses or other institutions
All employers
SIC: All
Small businesses or organizations
Central fiscal operations: 5,000 responses; 1,250 hours; $7,237 Federal cost; 1 form; not applicable under 3504(h)

Kevin Broderick, 202–395–6880

This letter is used to secure information from an employer concerning the correct employer identification number (EIN) and/or name in order to correctly process a document and/or an account.

• Internal Revenue Service
Statement of Annual Estimated Personal and Family Expenses
4822
On occasion
Individuals or households
Individuals establishing personal family expenses for tax
Central fiscal operations: 107,275 responses; 53,637 hours; $858,962 Federal cost; 1 form; not applicable under 3504(h)

Kevin Broderick, 202–395–6880

Form 4822 is used to establish personal and family expenses during examination of certain taxpayers when records are inadequate for determining correct income.

• Internal Revenue Service
Letter requesting Instructions on Disposition of a Credit Card Balance on a Deceased Taxpayer's Account
FL 1899
On occasion
Individuals or households
Deceased taxpayer's survivor, or executor of estate
Central fiscal operations: 5,000 responses; 2,000 hours; $7,060 Federal cost; 1 form; not applicable under 3504(h)

Kevin Broderick, 202–395–6880

FL 1899 is used to resolve a credit balance posted to a deceased taxpayer's form 1040 account. Letter is sent to taxpayer's estate or survivor requesting information pertaining to the proper disposition of the credit balance. If the letter is not sent, the proper disposition of a credit balance cannot be otherwise determined.

• Bureau of Government Financial Operations
Letter to Payee Requesting Return of Funds or Submission of Formal Claim When Double Payment Is Involved
TFS 1443
Nonrecurring
Individuals or households
Private households
Central fiscal operations: 15,581 responses; 3,895 hours; $68,343 Federal cost; $34,200 public cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Transmittal of claim form 1133C to payee to determine if double payment exists. Form mailed to payee with copy of both checks so that information can be obtained on the check which was not received by the payee.

Extensions (Burden Change)

• Internal Revenue Service
Fed Deposit for Outer Continental Shelf Oil
6008, 6009
On occasion, quarterly
Businesses or other institutions
Oil exploration companies,
SIC: 131, 621, 651, 679, 492, 461
Central fiscal operations: 1,000 responses; 665 hours; $30,647 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Forms 6008 and 6009 are used to compute and deposit fees due on oil that is produced on the Outer Continental Shelf. Informtion is used to verify that the correct fees have been paid.

• Internal Revenue Service
Notice to Shareholders of Undistributed Long-Term Capital Gains
2439
Annually
Businesses or other institutions
Regulated investment companies
SIC: 621, 622, 623, 628, 671, 672, 615
Small Businesses or organizations
Central fiscal operations: 362,000 responses; 81,233 hours; $12,330 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

IRC section 852(b)(3) and regulations 1.852–9 require regulated investment companies to report their undistributed capital gain income (and taxes paid on the income) to their shareholders on form 2439. The shareholders then report as income their share of the gain and claims a credit for their portion of tax paid on the gain. The information is used to check compliance on the part of the shareholders.

• Internal Revenue Service
Statement for Certain Gambling Winnings
W–2G W–3G
Annually
State or local governments/businesses or other institutions
Gambling establishemts
SIC: 794, 799
Small businesses or organizations
Central fiscal operations: 379,000 responses; 333,500 hours; $165,152 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

IRC section 6041 requires payers of certain gambling winnings to report them to the IRS. If applicable, section 3402(q) requires a 20% tax withholding. Form W–2G is used for these purposes. Form W–3G transmits form(s) W–2G to the IRS. The IRS uses the information to ensure taxpayer income-reporting compliance.

• United States Customs Service
Report of International Transportation of Currency or Monetary Instruments
CF 4790
On occasion
Individuals or households
Recipients, shippers, travelers
Federal law enforcement activities: 100,179 responses; 16,690 hours; $287,225 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

A document which provides a record, where none previously existed, of currency and negotiable instruments entering and leaving the United States. Such a record would have a high degree of usefullness in criminal, tax and regulatory investigations or proceedings.

• Bureau of Government Financial Operations
Claim Against the United States for the Proceeds of Government Check or Checks
TFS 1133C
Nonrecurring
Individuals or households
Private households
Central fiscal operations: 59,115 responses; 14,779 hours; $69,186 Federal cost; $120,181 public cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

This form is used to record information pertinent to adjudicating the payee's request for payment for one or more lost, mutilated, or stolen Government checks.

• Internal Revenue Service
Regulated Investment Company Undistributed Capital Gains
Tax Return
2438
Annually
Businesses or other institutions
Regulated investment companies
SIC: 621, 622, 623, 628, 671, 615, 672

Central fiscal operations: 500 responses; 690 hours; $10,713 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202–395–6880

Under section 852(B)(3) of the IRC, regulated investment companies use form 2438 to figure and report undistributed capital gain income and the alternative tax on this income. IRS uses the information to determine the correct tax.

Extensions (No Change)

- Bureau of Alcohol, Tobacco and Firearms

Records of Receipt, Uses, Dispositions of Alcohol and Applications, Letterheads and Notices Relating to Operations of Tax Free Alcohol users
ATF REC 5150/1
On occasion
Businesses or other institutions
Tax-free alcohol users
SIC: 518
Small businesses or organizations
Federal law enforcement activities: 10,094 responses; 10,094 hours; $40 Federal cost; 0 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Accounting Tool, Audit Trail. Protection of the Revenue

- Bureau of Alcohol, Tobacco and Firearms

Users of Specially Denatured Spirits—Application, Letterheads, and Notices Relating to Operations
ATF REC 5150/3
On Occasion
Businesses or other institutions
Users of specially denatured spirits
SIC: 286
Small businesses or organizations
Federal law enforcement activities: 6,570 responses; 3,285 hours; $200 Federal cost; 0 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

To ascertain that revenue is not placed in jeopardy and protection thereof.

- Bureau of Alcohol, Tobacco and Firearms.

Dealers in Specially Denatured Alcohol—Applications Relating to Operations, including Notices and Letterheads
ATF REC 5150/2
On Occasion
Businesses or other institutions
Dealers in specially denatured alcohol
SIC: 518
Small businesses or organizations
Federal law enforcement activities: 96 responses; 48 hours; $200 Federal cost; 0 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Ascertain that revenue is not placed in jeopardy and protection thereof.

- Bureau of Government Financial Operations

Claim against the United States for the Proceeds of Government Check
TFS 1133
Nonrecurring
Individuals or households
Private households
Central fiscal operations: 271,146 responses; 67,787 hours; $194,757 Federal cost; 1 form; $595,165 Public cost; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

This form is used to record information pertinent to ajudication that payee's request for payment for a lost, mutilated, or stolen U.S. Government checks.

- Bureau of Alcohol, Tobacco and Firearms

All permittees and Licensees of Distilled Spirits Statutory Authorizations to Employ Alternate and Emergency Variations From the Regulations
ATF REC 5000/1
On occasion
Businesses or other institutions
Distilled spirits proprietors
SIC: 208
Small businesses or organizations
Federal law enforcement activities: 1,000 responses; 500 hours; $38 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Alternate records can lessen the burden placed on industry; used to determine that intent of the regulations is met with alternate record and revenue is not placed in jeopardy.

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Clearance Officer—Panos Konstas—202–389–4481

Extensions (No Change)

- Deregistration Form for Registered Transfer Agents

Nonrecurring
Businesses or other institutions
Insured banks or subsidiaries not members of FRS
SIC: 602, 603
Small businesses or organizations
Mortgage credit and thrift insurance: 41 responses; 14 hours; $332 Federal cost; 1 form; $126 public cost; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Once a bank is no longer subject to registration as a transfer agent with the corporation, section 17a(c)(3)(C) of the Securities Exchange Act of 1934, as amended, provides that the corporation shall cancel its registration. The form is to provide documentation for this action by the FDIC.

NATIONAL SCIENCE FOUNDATION

Agency Clearance Officer—Herman Fleming—202–357–7811

New

- Survey of Physical Resources in Systemic Biology

Nonrecurring
Businesses or other institutions
Systemics community
SIC: 841, 842, 892, 822
General Science and basic research: 10,000 responses; 2,500 hours; $146,216 Federal cost; 1 form; not applicable under 3504(h)
Jefferson B. Hill, 202–395–7340

To assist the NSF (DEB) in establishing program objectives and priorities over the next ten years, a survey is proposed of the systemic biology community and associated physical resources to determine the types, diversity, and availability of physical resources, and the number and diversity of professional systematists (accounting for their taxonomic expertise and geographic focus) in the U.S. The two-phase survey will be initiated in fiscal year 1982 and completed in fiscal year 1983.

OFFICE OF PERSONEL MANAGEMENT

Agency Clearance Officer—John P. Weld—202–632–7737

Extensions (burden change)

- Background Survey Questionnaire 79–2

OPM 1386
On occasion
Individuals or households
Individuals applying for Federal employment
Central personnel management: 300,000 responses; 25,000 hours; $30,000 Federal cost; 1 form; not applicable under 3504(h)
Robert Veeder, 202–395–4814

Used by agencies to collect race, sex, and national origin data for determining impact of selection procedures and for monitoring affirmative action and FEORP programs.

Personnel Research Questionnaire 79–1
OPM 1377
On occasion
Individuals or households
Individuals applying for Federal employment
Central personnel management: 200,000 responses; 34,000 hours; $40,000 Federal cost; 1 form; not applicable under 3504(h)
Robert Veeder, 202–395–4814

Used by OPM to collect race, sex, and national origin data for determining

impact of selection procedures and to monitor effectiveness of affirmative action and FEORP programs.

VETERANS ADMINISTRATION

Agency Clearance Officer—R. C. Whitt—202–389–2146

New

- Assessment of Home Improvement Structural Alterations (HISA) Benefit Usage

Nonrecurring
Individuals or households
Blinded vets in receipt of a VA ser. connec. compen. award
Hospital and medical care for veterans: 3,750 responses; 1,250 hours; $35,920 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202–395–6880

Section 612(a) of title 38, U.S.C., establishes the home improvements structural alterations (HISA) benefit for blinded veterans. This study will evaluate the benefits now provided, examine ways to improve the administration of the current program and ascertain why more eligible blinded veterans are not using the benefit to modify their dwellings.

DMA Consumer Feedback Card
40–9970 (NR)
Nonrecurring
Individuals or households
Veterans and veterans families
Other veterans benefits and services 20,000 responses; 667 hours; $12,470 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202–395–6880

The DMA feedback card provides consumers (veterans and their families) a voluntary means of expressing their satisfaction or dissatisfaction with VA burial benefits and services. It will help management pinpoint deficiencies, initiate remedial actions and improve services to its consumers.

Arnold Strasser,

Acting Assistant Administrator for Reports Management.

[FR Doc. 81–27118 Filed 9–16–81; 8:45 am]

BILLING CODE 3110–01–M

Agency Forms Under Review

Background

September 9, 1981.

When executive departments and agencies propose public use forms, reporting, or recordkeeping requirements, the Office of Management and Budget (OMB) reviews and acts on those requirements under the Paperwork Reduction Act (44 U.S.C. Chapter 35). Departments and agencies use a number of techniques including public hearings to consult with the public on significant reporting requirements before seeking OMB approval. OMB in carrying out its responsibility under the Act also considers comments on the forms and recordkeeping requirements that will affect the public.

List of Forms Under Review

Every Monday and Thursday OMB publishes a list of the agency forms received for review since the last list was published. The list has all the entries for one agency together and grouped into new forms, revisions, extensions (burden change), extensions (no change), or reinstatements. The agency clearance officer can tell you the nature of any particular revision you are interested in. Each entry contains the following information:

The name and telephone number of the agency clearance officer (from whom a copy of the form and supporting documents in available); the office of the agency issuing this form; the title of the form; the agency form number, if applicable; how often the form must be filled out; who will be required or asked to report; the Standard Industrial Classification (SIC) codes, referring to specific respondent groups that are affected; whether small businesses or organizations are affected; a descriptions of the Federal budget functional category that covers the information collection; an estimate of the number of responses; an estimate of the total number of hours needed to fill out the form; an estimate of the cost to the Federal Government; an estimate of the cost of the public; the number of forms in the request for approval; an indication of whether Section 3504(h) of Pub. L. 96–511 applies; the name and telephone number of the person or office responsible for OMB review; and an abstract describing the need for and uses of the information collection.

Reporting or recordkeeping requirements that appear to raise no significant issues are approved promptly. Our usual practice is not to take any action on proposed reporting requirements until at least ten working days after notice in the **Federal Register**, but occasionally the public interest require more rapid action.

Comments and Questions

Copies of the proposed forms and supporting documents may be obtained from the agency clearance officer whose name and telephone number appear under the agency name. The agency clearance officer will send you a copy of the proposed form, the request for clearance (SF83), supporting statement, instruction, transmittal letters, and other documents that are submitted to OMB for review. If you experience difficulty in obtaining the information you need in reasonable time, please advise the OMB reviewer to whom the report is assigned. Comments and questions about the items on this list should be directed to the OMB reviewer or office listed at the end of each entry.

If you anticipate commenting on a form but find that time to prepare will prevent you from submitting comments promptly, you should advise the reviewer of your intent as early as possible.

The timing and format of this notice have been changed to make the publication of the notice predictable and to give a clearer explanation of this process to the public. If you have comments and suggestions for further improvements to this notice, please send them to Jim J. Tozzi, Deputy Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget, 726 Jackson Place, Northwest, Washington, D.C. 20503.

DEPARTMENT OF AGRICULTURE

Agency Clearance Officer—Richard J. Schrimper—202–447–6201

New

- Food Safety and Quality Service
- Monitoring chlorine levels used in official establishments
- Annually; other–see SF83
- Businesses or other institutions
- Federally inspected meat and poultry establishments

SIC: 281
Small businesses or organizations
Consumer and occupational health and safety: 2,000 responses; 200 hours; $58,271 Federal cost; 1 form; $1,442 public cost; not applicable under 3504(h)
Charles A. Ellett, 202–395–7340

Chlorine is used as a sanitizer to decrease microbial levels. However, concentrations that exceed the effective dosage can be potentially dangerous to employees and consumers and concentrations below the effective dosage may not achieve the desired sanitization. Therefore, chlorine use has traditionally been regulated and monitored.

Revisions

- Food and Nutrition Service

Monthly report of commodity supplemental food programs
FNS–153

Monthly
State or local governments
State gov. agencies, local gov. agencies & prvt. organs.
SIC: 911
Food and nutrition assistance: 348 responses; 696 hours; $1,980 Federal cost; 1 form; $6,960 public cost; not applicable under 3504(h)
Charles A. Ellett, 202–395–7340

This report provides data on participation, the inventory levels of commodity food items and the amounts distributed. This data is monitored to ensure commodity food items are being distributed and not diverted for unauthorized purposes.

DEPARTMENT OF EDUCATION

Agency Clearance Officer—Wallace McPherson—202–426–5030

New

• Office of Educational Research and Improvement
Application for grants under the national diffusion network
Annually
State or local governments/businesses or other institutions
Institutions of higher education, nonprofit organizations
SIC: 941 822 892
Elementary, secondary, and vocational education: 225 responses; 756 hours; $25,000 Federal cost; 1 form; $2,250 public cost; not applicable under 3504(h)
Federal education data acquisition council, 202–426–5030

This information requested in the national diffusion network grant application will be used solely for program management in the determination of grant eligibility and in the determination of the amount of the grant award.

Revisions

• Office of Educational Research and Improvement
Standard application for library training programs, title II–B, HEA 1965
OE–547
Annually
State or local governments/businesses or other institutions
Instns. of higher education, library org. St/local gov't
SIC: 823 822
Research and general education aids: 70 responses; 840 hours; $25,000 Federal cost; 1 form; not applicable under 3504(h)
Federal education data acquisition council, 202–426–5030

This application form is necessary to elicit institutional and proposed project data called for by the selection criteria and which is used by field readers and program staff to evaluate the merit of a proposal and to determine funding levels.

DEPARTMENT OF ENERGY

Agency Clearance Officer—John Gross—202–633–9770

New

• Conservation and Solar Energy
State energy conservation plan application
CE–741
Nonrecurring
State or local governments
States amd U.S. territories
SIC: 919
Energy conservation: 57 responses; 3,192 hours; $2,003 Federal cost; 1 form; not applicable under 3504(h)
Jefferson B. Hill, 202–395–7340

The CE–741 shall be used by the States to apply for financial assistance and as a form for the submission of the State energy conservation plan and the supplemental State energy conservation plan. The information collected will be used to make a determination to award grants. Since Congress has not taken final action on these programs, the start and completion dates have not been determined.

Reinstatements

• Federal Energy Regulatory Commission
Annual reports of system flow diagrams
FERC–567
Annually
Businesses or other institutions
Natural gas pipeline companies
SIC: 131
Energy information, policy, and regulation: 49 responses; 8,869 hours; $3,577 Federal cost; 1 form; not applicable under 3504(h)
Jefferson B. Hill, 202–395–7340

The annual reports of system flow diagrams are used by the FERC staff for general regulatory purposes in connection with the processing of applications filed by interstate pipelines under sections 7(a), 7(b), and 7(c) of the Natural Gas Act.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Agency Clearance Officer—Joseph Strnad—202–245–7488.

New

• Departmental Management
Nonfarm self-employment data collection
OS–13–81
Nonrecurring
Individuals or households
Persons in Chicago area owning or having owned own business
Public assistance and other income supplements: 400 responses; 100 hours; $90,184 Federal cost; 1 form; $1,000 public cost; not applicable under 3504(h)
Gwendolyn Pla, 202–395–6880

The proper measurement of nonfarm self-employment income and the value of these businesses is an integral part of the research in the methodological development of the proposed SIPP. This research involves interviews of persons who have owned or currently owned small businesses to develop adequate methodological approaches to measure these variables in an interview.

• Office of Assistant Secretary for Health
Directory of on-going research in smoking and health
Biennially
Businesses or other institutions
Questionnaires sent researchers engaged in smkng research
SIC: 892
Health: 2,300 responses; 766 hours; $79,500 Federal cost; 1 form; $7,660 public cost; not applicable under 3504(h)
Gwendolyn Pla, 202–395–6880

The OSH collects and disseminates information on the health consequences of smoking, as mandated by the Congress (PL 91–222). The directory is one means whereby the OSH discharges this responsibility of informing the Congress and the public of current and active research in smoking and health.

• Social Security Administration
Work incentive demonstration program report
SAA–4769 (9–81)
Quarterly
State or local governments
States choosing to operate the work incentive demns.
SIC: 944
Other income security: 80 responses; 1,200 hours; $5,000 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202–395–6880

The information is needed to determine whether the demonstration is more effective than the WIN program operation under title IV–C of the Social Security Act and to evaluate, as required by law, each State's program at the end of one and three years.

• Social Security Administration
Work incentive demonstration application
SSA–4768 (9–81)

Nonrecurring
State or local governments
States choosing to operate the work incentive demonstra.
SIC: 944
Other income security: 20 responses; 800 hours; $15,000 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202–395–6880

The information is required to determine whether the proposed WIN demonstration conforms to section 445 of title IV–C, whether it is more effective than the WIN program operated under title IV–C excluded section 445, and to compare the administrative performance with different WIN demonstration characteristics.

• Social Security Administration
Community work experience financial records
SSA–4767 9–81
On occasion
State or local governments
States which elect to operate community work exper. Progms
SIC: 944
Other income security: 25 responses; 500 hours; $15,000 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202–395–6880

409(A)(1)(F) of the Social Security Act requires provision be made for transportation and other costs, as limited by the Secretary, related to participation in CWEP. In 45 CFR 238.60 the Secretary limits payment to participants to $25 per month. The information is needed to insure that State payments do not exceed this limit.

• Health Care Financing Administration
Survey for study of appropriate staffing ratios in nursing homes
HCFA–290 290A thru F
Nonrecurring
Businesses or other institutions
Patients, staff, admins. in nursing care facilities
SIC: 805
Health: 1 response; 1,162 hours; $415,459 Federal cost; 7 forms; not applicable under 3504(h)
Richard Eisinger, 202–395–6880

This study examines staffing patterns in 200 U.S. nursing homes to determine how staffing affects the quality and cost of care. Quality is measured with a reliable survey instrument previously developed under Federal contract. Purpose of study is to determine whether HCFA should issue nursing home staffing regulations.

Revisions

• Departmental Management
The survey of income and program participation
OS–2–81
Other—see SF83
Individuals or households
Households in nationally representative sample
Public assistance and other income supplements: 40,000 responses; 20,000 hours; 1 form; not applicable under 3504(h)
Gwendolyn Pla, 202–395–6880

To provide statistics for the executive and legislative branches not previously available such as multiple-recipiency of benefits of major Government programs, to support policy analysis, monthly program participation and eligibility statistics. The data requirements include income, employment and household composition, taxes paid, noncash income recipiency and related subjects to estimate the effects of Government programs.

Reinstatements

• Human Development Services
WIN certification report, SAU certification record, WIN
Grant change report, and WIN grant change record
HDS–WIN–117, parts A&B HDS–WIN 117 parts A&B
SAU 4 IM 9
Quarterly
State or local Governments
State and project WIN SAU agencies
Training and employment: 403,632 responses; 9,915 hours; $102,000 Federal cost; 4 forms; not applicable under 3504(h)
Gwendolyn Pla, 202–395–6880

The WIN 117 part A report is used to report the number of certifications, with breakouts by type. The WIN 117 part B report form is used to report the amount of reduction or change in grants due to employment or registrants.

• Human Development Services
Guidelines for the development of the State child welfare service plan
Annually
State or local governments
State public welfare agencies
Social services: 350 responses; 19,250 hours; $102,000 Federal cost; 4 forms; not applicable under 3504(h)
Gwendolyn Pla, 202–395–6880

These guidelines represent the basic State plan for the development of child welfare services. The four-part document consists of a long range strategy, an annual operating plan, all of which emphasize the joint Federal-State planning process; and an annual budget request.

• Human Development Services
Annual State WIN plan, worksheets 1–6 and signature page
ETA–8479, ETA–8480, ETA–8481, ETA–8482, ETA–8483, ETA–8484, ETA–8485
Annually
State or local governments
State WIN program (ES and welfare agencies)
Training and employment: 317 responses; 15,920 hours; $102,000 Federal cost; 7 forms; not applicable under 3504(h)
Gwendolyn Pla, 202–395–6880

The State WIN plan (SWP) is the basic vehicle for providing WIN funds to State agencies for the operation of the WIN program. It indicates the levels and kinds of services to be provided to employable AFDC recipients and how the funds are to be utilized, including staffing levels. The SWP worksheets Nos. 1–6 call for backup information needed to assure that Federal funds will be used in a responsible, accountable and effective manner.

DEPARTMENT OF THE INTERIOR

Agency Clearance Officer—Vivian A. Keado—202–343–6191

New

• Bureau of Reclamation
Recreation and wildlife summary
Annually
State or local governments/businesses or other institutions
State & county govern. agncs. & water user associations
SIC: 951
Water resources: 155 responses; 969 hours; $45,000 Federal cost; 1 form; $13,252 public cost; not applicable under 3504(h)
Robert Shelton, 202–395–7340

Data collected via the report are needed to effectively plan, develop, administer, and monitor recreation areas associated with Bureau projects. Data are used as input to land management decisions, for statistical information in the Bureau's annual accomplishments and to respond to Congressional and public inquiries and the Federal fee program.

Revisions

• Bureau of Mines
Production Estimates
6–1209–A
Annually
State or local governments/businesses or other institutions
Producers of metals and nonmetals
Sic: 104, 102, 103, 109
Small businesses or organizations
Other natural resources: 7,150 responses; 1,788 hours; $2,000 Federal cost; 1 form; not applicable under 3504(h)

Robert Shelton, 202–395–7340

The area covered by the bureau in the collection of production estimates is dictated by its responsibilities to furnish estimates of Mineral production for the secretary's new year's report and for preliminary annual estimates, published by commodity, shortly after the end of the year. There is considerable interest in Government agencies, the industry and the public, to know the level of minerals production for the year just past preliminary estimate.

DEPARTMENT OF TRANSPORTATION

Agency Clearance Officer—John Windsor—202–426–1887

New

• Coast Guard
Official Logbook
CG–706B
On occasion
Businesses or other institutions
U.S. merchant shipping comp. through their shipboard agent
SIC: 441, 442, 443, 444, 445
Water transportation: 16,800 responses; 16,800 hours; $75,000 Federal cost; 1 form, not applicable under 3504(h)
Wayne Leiss, 202–395–7340

Needed to keep official record of all foreign and intercoastal voyages and all incident inherent thereto. Required to keep load line record as well as a statement of crew's conduct. 46 U.S.C. 86G.(b), 86I.(c) and 201.

• Coast Guard
Tankerman examination
Answer sheet CG–4814
On occasion
Individuals or households
Applicants for tankerman endorsement
Water transportation: 2,651 responses; 2,651 hours; $19,543 Federal cost; 1 form; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

These examinations are used by the Coast Guard to assure that tankerman possess a minimum level or qualifications when applying for the tankerman endorsement.

• Coast Guard
Alternative Compliance—Colregs
On occasion
Businesses or other institutions
Commercial boat operations
SIC: 441
Small businesses or organizations
Water transportation: 75 responses; 38 hours; $443 Federal cost; 0 form; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

33 U.S.C. 1601.72 colregs has a statutory requirement of compliance with Technical rules. Some vessels due to configuration and functional needs are unable to comply. These rules allow certification for such vessels. Information supplied will be used for determining appropriateness of applications and maintenance of records. Certification will be carried aboard vessels to facilitate inspections.

• Coast Guard
Alternative Compliance—Inland Rules
On occasion
Businesses or other institutions
Commercial boat operations
SIC: 444
Small businesses or organizations
Water transportation: 10 responses; 5 hours; $59 Federal cost; 0 form; $240 public cost; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

P.L. 96–591—The Inland Navigational Rules Act has a statutory requirement of compliance with technical rules. Some vessels due to configuration and functional needs are unable to comply. These regulations allow certification of such vessels. Information supplied will be used to determine appropriateness of applications and the maintenance of records. Certification will be carried aboard vessels to ease inspections.

• Coast Guard
Application and Report of Physical, First Aid, and Ship Sanitation Examination, and application and Report of Color vision
CG–954
Other-see SF83
Individuals or households
Merchant marine personnel
Water transportation: 14,085 responses; 14,822 hours; $3,668,550 Federal cost; 1 form; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

This form is used to record the results of the physical exam of a merchant mariner's license. It is also used to record color vision tests for renewal of deck officer's licenses. This information is necessary to determine an applicant's physical competency.

• Coast Guard
Safety Zones
On occasion
Individuals or households/businesses or other institutions
Users of waterways
SIC: 441, 442, 444, 445
Small businesses or Organizations
Water transportation: 50 responses; 25 hours; $1,780 Federal cost; 0 form; $750 public cost; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

Users of waterways may request that the captain of the port of district commander establish a safety zone for the protection of vessels, structures and water and shore area. Those users affected by a safety zone may appeal through the captain of the port, district commander and commandant.

• Federal Highway Administration
Medical Examination
Biennially
Individuals or households
Motor carriers and drivers operation in Interstate commerce
Small businesses or organizations
Ground transportation: 589,360 responses; 29,484 hours; 0 form; not applicable under 3504(h)
Donald Arbuckle, 202–395–7340

The FH WA requires (49 CFR 391.4, 391.51) each driver employed by a motor carrier to be physically qualified and requires the motor carrier to retain a copy of the driver's medical examination certificate.

Revisions

• Coast Guard
Facility Application for Certificate of Financial Responsibility Outer Continental Shelf Lands Act Amendments of 1978
CG–5210
On occasion
Businesses or other institutions
OCS oil industry
SIC: 131, 132, 138
Small businesses or organizations
Water transportation: 1,00 responses; 250 hours; $715,700 Federal cost; 1 form; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

To implement P.L. 95–372, an application is required from the owner or operator for each offshore facility applying for a certificate of financial responsibility. The application form states the facility involved, as well as the financial responsibility method the owner or operator will utilize.

Extensions (Burden Change)

• Coast Guard
Application for Coast Guard Port Security Card CG–2685
Other-see SF83
Individuals or households
Civilian worker requiring access to vessels or waterfront water transportation: 8,000 responses; 2,000 hours; $45,000 Federal cost; 1 form; $16,000 public cost; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

14 U.S.C. sec. 2, 89, 91, 93 & 141—civilian workers who need access to vessels and/or waterfront installations

must apply for a Coast Guard post security card on Form CG–2685.

Reinstatements

• Coast Guard
Importation of Noncomplying Recreational Boats and Products Subject to U.S. Customs Regulations and U.S. Coast Guard Regulations
CG–5096
Other-see SF83
Individuals or households/businesses or other institutions
Importers of recreational boats and associated equipment
SIC: 555
Small businesses or organizations
Water transportation: 300 responses; 75 hours; $2,500 Federal cost; 1 form; not applicable under 3504(h)
Wayne Leiss, 202–395–7340

If an imported recreational boat or product does not comply with Federal safety standards, the importer, or consignee, completes CG–5096. Customs forwards the original to the Coast Guard. The Coast Guard uses the form to contact the importer and assist him in bringing the boat or product into compliance with the standards.

DEPARTMENT OF THE TREASURY

Agency Clearance Officer—Ms. Joy Tucker—202–634–5394.

New

• Internal Revenue Service
Tax Shelter Questionnaire IME Gold Mining
DIR–DET 4–295
On Occasion
Individuals or households/businesses or other institutions
All taxpayers who invest in a IME Gold mining tax shelter.
SIC: All
Small businesses or organizations
Central fiscal operations: 200 responses; 150 hours; $8,302 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880.

The questionnaire has been devised with district counsel to properly develop each tax shelter case. Without this questionnaire, internal revenue service may overlook pertinent areas of examination and will be unable to determine the taxpayer's intent for investing in the shelter.

• Internal Revenue Service
Inquiry Related to Non-receipt of Form W–2
ROWR 3089 (12–80)
On occasion
Individuals or households/State or local governments/farms/Businesses or other institutions
Individuals, any employer
SIC: All
Small businesses or organizations
Central fiscal operations: 41,060 responses, 82,120 hours; $64,246 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

When a person does not receive a form W–2 from an employer. He/she writes or calls the Internal Revenue Service. ROWR form 3089 is prepared, from the information supplied by the person, and is sent to the employer requesting that a form W–2 be sent to the person.

• Internal Revenue Service
Information Request—Meneral Interests
SWR AUD–565
Nonrecurring
Individuals or households/farms/businesses or other institutions
Owners of mineral interests.
SIC: Multiple
Small businesses or organizations
Central fiscal operations: 15,000 responses; 7,500 hours; $15,000 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Information is needed by estate tax examiners and engineers to obtain the value of mineral interests shown on returns filed for estates or donors. Data is used to ensure that the value reported on the return is correct.

• Internal Revenue Service
Kansas Appeals Conference Locations
SWR AP–2371 (Rev. 3–80)
On occasion
Individuals or households/farms/businesses or other institutions
Taxpayers who appeal an IRS adjustment increasing tax liab.
SIC: All
Small businesses or organizations
Central fiscal operations: 250 responses; 21 hours; $250 Federal cost, 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

The form is needed to give taxpayers the opportunity to select a conference location convenient for them. The data is used to determine which appeals office should handle the case and arrange the conference at the site selected.

• Internal Revenue Service
Verification of Dependent Exemption
977 (DO), (C)
On occasion
Individuals or households
Individuals taking deductions for dependents
Central fiscal operations: 238,600 responses; 119,300 hours; $403,870 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202–395–6880.

This letter is used to request information from third parties to substantiate dependency exemptions. This information is used to determine who provided the major support for the dependent.

• Internal Revenue Service
Application To Sponsor Student Tax Clinic
P–687
Nonrecurring
Businesses or other institutions
Law and graduate accounting school officials
SIC: 822
Small businesses or organizations
Central fiscal operations: 50 responses; 25 hours; $5,000 Federal cost; 1 form; not applicable under 3504(h)
Federal Education Data Acqusition Council, 202–426–5030

A law or graduate accounting school official would prepare this pattern letter to apply for sponsorship of a student tax clinic in cooperation with the IRS. The purpose of the pattern letter is to record the institution's application for clinic sponsorship and agreement to meet IRS requirements to conduct the clinic.

• Internal Revenue Service
Determination of Reported Income Being Subject To Self
Employment Tax.
718 (SC)
On occasion
Individuals or households/farms/businesses or other institutions
Taxpayers who report business income as "Other income"
SIC: All
Central fiscal operations: 10,000 responses; 5,000 hours; $137,930 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

When a taxpayer reports income (other than wages) that could be subject to self/employment tax, additional information is required to verify their tax liability. During an examination, letter 718 (SC) is sent to the taxpayer requesting the necessary information to help the IRS determine whether their income is subject to self-employment tax.

• Internal Revenue Service
Information To Determine Valuation of Capital Stock Reported by Taxpayer
909(C), 909(DO)
On occasion
Businesses or other institutions
Closely held businesses
SIC: All
Small businesses or organizations

Central fiscal operations: 8,300 responses; 8,300 hours; $41,160 Federal cost; 2 forms; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

Letters 909(C), (DO) is used to request closely held business financial data. The data submitted is reviewed by IRS to substantiate capital stock values reported on the taxpayers return under examination.

• Internal Revenue Service
Tax Counseling for the Elderly
6244 APPEN. A.B. C AND E
Annually
Businesses or other institutions
Public or private non-profit organizations
SIC: 839, 869
Small businesses or organizations
Central fiscal operations: 250 responses; 325 hours; $11,000 Federal cost; 5 forms; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

Form 6244 is a budget and tax assistance summary sheet completed by prospective tax counseling for the elderly sponsors and used by the Internal Revenue Service to evaluate their proposals. Appendices A, B, C and E enable IRS to evaluate the grantee's potential as a tax assistance program.

• Internal Revenue Service
Tax Shelter Questionnaire General
DIR-DET 4-296
On occasion
Individuals or households/businesses or other institutions all taxpayers who invest in a general tax shelter.
SIC: All
Small businesses or organizations
Central fiscal operations: 1,500 responses; 1,125 hours; $6,284 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202-395-6880

The questionnaire has been devised with district counsel to properly develop each tax shelter case, without this questionnaire, Internal Revenue Service may overlook pertinent areas of examination and will be unable to determine the taxpayer's intent for investing in the shelter.

• Internal Revenue Service
Letter is Used to Inform Taxpayers About the Status of Their Tax Refund and to Request Information to Trace a Refund
FL-1519 (Rev. 12-80)
On occasion
Individuals or households
Individuals taypayers
Central fiscal operations: 19,000 responses; 4,750 hours; $76,811 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

This letter is used to reply to taxpayer inquiry concerning issuance of a refund check. In some cases (10%), the taxpayer must complete form 3911 to put a tracer on the check. Without this information, the taxpayer may not received the refund to which he/she is entitled.

• Internal Revenue Service
Initial Contact Letter Requesting Verifying Information 890 (DO)
On occasion
Individuals or households/farms/businesses or other institutions
Individuals and business
SIC: All
Central fiscal operations: 484,000 responses; 726,000 hours; $821,467 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

Letter 890 (DO) is used to notify a taxpayer that they are to call an IRS office for an appointment for an examination of a return. This letter informs them of the need to provide verifying records used as a basis for the items checked off at the end of the letter. The IRS uses this information to recommend an increase, decrease or no change to their tax liability for a given year.

• Internal Revenue Service
Request for Information Needed to Effect Offset From Civil Service Commission to Pay Tax
CO-51
On occasion
Individuals or households
Individual taxpayers residing in other countries
Central fiscal operations: 15 responses; 4 hours; $25 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

26 U.S.C. 6155 requires payment of tax be made on receipt of notice of demand. Taxpayers residing in other countries, particularly under a blockled currency policy, can request their tax be paid from their civil service retirement income. Form CO-51 is sent to taxpayers to identify this source of income.

• Internal Revenue Service
Request for Verification on Income, Interest and Dividends Paid
F 1805 (Rev. 3-81)
On occasion
Individuals or households/State or local governments/farms/businesses or other institutions
Usually someone that issues W-2's and 1099 forms
SIC: All
Small businesses or organizations
Central fiscal operation: 6,000 responses; 3,000 hours; $22,030 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

Information requested by the letter is to verify certain IRP information which is compared to taxpayers returns. Without the information many potential fraud cases would be lost.

• Internal Revenue Service
Tax Shelter Questionnaire Commodity Transaction
DIR-DET 4-293
On occasion
Individuals or households/businesses or other institutions
All taxpayers who invest in a commodity tax shelter
SIC: All
Small businesses or organizations
Central fiscal operations: 150 responses; 113 hours; $6,222 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

The questionnaire has been devised with district counsel to properly develop each tax shelter case. Without this questionnaire, Internal Rvenue Service may overlook pertinent areas of examination and will be unable to determine the taxpayer's intent for investing in the shelter.

• Internal Revenue Service
Personnel Processing Masterform
599-5-325
Nonrecurring
Individuals or households
Candidates for employment with Internal Revenue Service Ctr.
Central fiscal operations: 4,500 responses; 2,250 hours; $1,312 Federal cost; 1 form; not applicable under 3504 (h)
Kevin Broderick, 202-395-6880

Information is gathered from prospective candidates for employment with Internal Revenue Service Center regarding former employment, education, arrest record and personal information. This information is used to complete other forms necessary to process a candidate for employment, as well as initiate investigations on the candidate's background.

• Internal Revenue Service
Request for Federal Tax Deposit Information
CO-33
On occasion
Individuals or households/farms/businesses or other institutions
Indiv. taxpayers, farms/businesses making Fed'l tax depsts.
SIC: All
Small businesses or organizations

Central fiscal operations: 50 responses; 25 hours; $12 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

26 U.S.C. requires payment of tax to be made upon receipt of notice of demand. If an employer claims more Federal tax deposit credits than IRS records show, letter CO–33 is sent to the employer to resolve the discrepancy.

• Internal Revenue Service
Visitor Register
ROWR 2183
Other—See SF83
Individuals or households/State or local governments/businesses or other ins vendors making deliveries, pickups, repairs and visitors
SIC: All
Small businesses or organizations
Central fiscal operations: 28,000 responses; 932 hours; $24 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

This form is used to record all visitors, vendors, etc. entering the service center and restricted areas and to maintain a close control on badges issued to them.

• Internal Revenue Service
Request to Employer to Furnish Income Information
CO–30
On occasion
Individuals or households/farms/businesses or other institutions
Indiv. taxpayers, farms/buss. who have employees
SIC: All
Small businesses or organizations
Central fiscal operations: 50 responses; 25 hours; $12 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

26 U.S.C. requires payment of tax to be made upon receipt of notice of demand. If the taxpayer alleges that additional tax than credited was withheld by the employer, letter CO–30 is sent to the employer to verify income and withholding tax.

• Internal Revenue Service
Tax Shelter Questionnaire Lithographs
DIR–DET 4–294
On occasion
Individuals or households/businesses or other institutions
All taxpayers who invest in a lithograph tax shelter
SIC: All
Small businesses or organizations
Central fiscal operations: 100 responses; 75 hours; $4,154 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

• Internal Revenue Service
VITA Test Spanish
6742
Annually
Individuals or households
Volunteers, college students, members of social action agcs.
Central fiscal operations: 500 responses; 1,000 hours; $3,500 Federal cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

As part of the training program for Spanish speaking volunteers, all volunteers are requested to take a test at the end of the VITA/TCE course to insure that students have been adequately trained. It is a pass/fail system. (VITA/TCE—volunteer income tax assistance/tax unseling for the elderly).

Extensions (No Change)

• Comptroller of the Currency
Application for Issuance of Subordinated Notes or Debentures
CC 7028–02
On occasion
Businesses or other institutions
National banks
SIC: 602
Small businesses or organizations
Other advancement and regulation of Commerce: 70 responses; 70 hours; $8,750 Federal cost; $827 public cost; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Contains data needed to evaluate subject application.

• Internal Revenue Service
Special Tax Return and Application for Registry Wagering
11C
Annually
Businesses or other institutions
Persons accepting wagers
SIC: 794, 799
Small businesses or organizations
Central fiscal operations: 3,000 responses; 4,000 hours; 1 form; not applicable under 3504(h)
Kevin Broderick, 202–395–6880

Form 11–C is used to register persons accepting wagers (IRC sections 4401, 4411, and 4412). IRS uses this form to register the respondent, collect the annual occupational tax and to verify that the tax on wagers is reported on form 730.

ENVIRONMENTAL PROTECTION AGENCY

Agency Clearance Officer—Christine Scoby—202–287–0793

Extensions (Burden Change)

• Application Form 1—General Information (ICR–227)
EPA 3510–1
Nonrecurring
Businesses or other institutions
Activities that require permits under NPDES, RCRA
SIC: Multiple
Small businesses or organizations
Pollution control and abatement: 10,000 responses; 110,000 hours; $40,000 Federal cost; 1 form; not applicable under 3504 (h)
Edward H. Clarke, 202–395–7340

EPA is consolidating application forms for permit programs. Form 1 will be used by the hazardous waste management program to control treatment, storage and disposal of wastes defined in section 3001 of the resource conservation and recovery act.

• Form 2C of EPA Consolidated Application Forms
EPA 3510–2c
On occasion
State or local governments/businesses or other institutions
Existing manufac., comm., mining & silvicultural operations
Small businesses or organizations
Pollution control and abatement: 4,500 responses; 180,000 hours; $442,000 Federal cost; 1 form; not applicable under 3504 (h)
Edward H. Clarke, 202–395–7340

RCRA regulations require existing manufacturing, commercial, mining, and silvicultural dischargers to file a renewal application for an NPDES permit when existing permits expire. New application forms collect data needed to issue permits for bat-level control of toxic pollutants.

Extensions (No Change)

• Form 2B—Concentrated Animal Feeding Operations—(ICR 226)
EPA 3510–2B
Nonrecurring
Businesses or other institutions
Animal feeding operations & aquatic animal producing facil.
SIC: Multiple
Small businesses or organizations
Pollution control and abatement: 500 responses; 3,000 hours; $5,000 Federal cost; 1 form; not applicable under 3504 (h)
Edward H. Clarke, 202–395–7340

This new permit application form identifies owners of concentrated animal feeding operations and aquatic animal production and requires them to supply information on their operations. Form 2B is part of EPA's hazardous waste management program.

FEDERAL RESERVE SYSTEM

Agency Clearance Officer—202–452–2983

Revisions

• Home Mortgage Disclosure Statement
HMDA–1
Annually
Businesses or other institutions
State member banks that are located in an SMSA
SIC: 602
General government: 387 responses; 11,610 hours; $220,000 Federal cost; 1 form; $92,880 public cost; not applicable under 3504 (h)
Kevin Broderick, 202–395–6880

State member banks subject to the act annually disclose by census tract county originated and purchased residential mortgage loans. Disclosures publicly available at the bank for 5 years and at the SMSA central data repository. Public officials, examiners, and the public use of disclosure to determine lending patterns in home financing and to detect discrimination among other things.

Extensions (No Change)

• Terms of Bank Lending to Business
FR 2028A
Quarterly
Businesses or other institutions
Sample of insured commercial banks
SIC: 602
Small businesses or organizations
General government: 4,080 responses: 7,847 hours; $106,685 Federal cost; 1 form; $117,705 public cost; not applicable under 3504 (h)
Kevin Broderick, 202–395–6880

The FR 2028A and 2028B reports collect information on interest rates and selected nonprice terms of lending on individual loans to business and farmers from a sample of insured commercial banks. The FR 2028A–S report collects the banks' prime interest rate for each day covered by the 2028A survey. Current analysis of the data provides a basis for monetary policy purposes.

INTERNATIONAL COMMUNICATION AGENCY

Agency Clearance Officer—Mary Jane Winnett—202–523–4308

Revisions

• Voice of America English-Teaching Broadcasts to the PRC
IAP–16
Nonrecurring
Individuals or households
Professional teachers of ESI with PRC experience
Foreign information and exchange activities: 64 responses; 64 hours; $10,000 Federal cost; 1 form; not applicable under 3504(h)
Phillip T. Balazs, 202–395–4814

Study will assess the appropriateness of VOA English-teaching (ET) Broadcasts to the PRC in the context of China's modernizing educational system. Findings from a survey of 64 English-teaching experts with PRC experience will be analyzed with the intention of providing conclusions and recommendations for current and planned VOA ET programs.

NUCLEAR REGULATORY COMMISSION

Agency Clearance Officer—Stephen Scott—301–492–8585

Revisions

• Dosages
On occasion, monthly, quarterly, annually
Other—see SF83
Businesses or other institutions
Nuclear medical licensees
Sic: 493
Small businesses or organizations
Energy information, policy, and regulation: 2,000 responses; 52,000 hours; $13,500 Federal cost; 0 form; not applicable under 3504(h)
Jefferson B. Hill, 202–395–7304

Provides that specific medical licensees measure the total activity of radioactive drug dosage before administration to patients to enhance patient radiation safety by minimizing potential misadministrations that can be caused by not measuring the patient dosage.

SECURITIES AND EXCHANGE COMMISSION

Agency Clearance Officer—George G. Kundahl—202–272–2142

New

• Regulation F Under the 1933 Act, Exemption for assessments on Assessable Stock and for Assessable Stock Offered or Sold to Realize Amount (cont.), Sec 1810, 1–F; Sec 1912, Reg F
On occasion
Businesses or other institutions
Issuers of certain offerings of assessments/assessable stock.
Sic: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 7 responses; 21 hours; $446 Federal cost; 1 form; $1,070 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

Regulation F and the related form are necessary to provide A basis for the exemption from registration under the 1933 Act for assessments and for securities sold at delinquent assessment sales and, at the same time, to provide protection for investors in such securities.

• Rule 236
Under the 1933 Act, exemption of Shares Offered in connection with certain Transactions
On occasion
Businesses or other institutions
Iss. that have a class of equity sec. reg. under The 1934 A.
SIC: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 5 responses; 8 hours; $27 Federal cost; 1 form; $400 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

Rule 236 is necessary to provide a basis for the exemption from registration under the 1933 Act of shares of stock or similiar security which are publicly offered to provide funds to be distributed to security holders in lieu of issuing fractional shares, scrip certificates, or other evidences of such fractional interest, in connection with a stock dividend, stock split, reorganization or similar transaction.

• Regulation a Small Offering Exemption From Registration Provisions of the Securities Act and its attendant Forms
Other-see SF83
Businesses or other institutions
ION from registration
SIC: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 685 responses; 624,920 hours; $731,544 Federal cost; 8 forms; $14,445,160 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

Regulation A provides a general exemption to the registration provisions of the Securities Act of 1933 which may be used by a variety of issues to raise up to $1.5 million worth of securities during any twelve month period.

• Notice of sales on form 4(6) relating to the private offer and sale of securities made pursuant to section 4(6) sec. 1831
On occasion
Businesses or other institutions
Any iss, which elects to offer and sell sec. W/O reg. etc.
SIC: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 4 responses; 24 hours; $4,926 Federal cost; 1 form; $1,080 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

Section 4(6) of the Securities Act provides an exemption from the issuer solely to accredited investors, if, among other things, a notice of sales it filed with the commission. Form 4(6) was adopted in order that issuers may rely on this exemption.

• Securities Act of 1933 Registration Form S–18
Sec 1766
On occasion
Businesses or other institutions
This form is intended for use by any bus. not filing repts.
SIC: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 280 responses; 364,000 hours; $572,838 Federal cost; 1 form; $19,600,000 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

To help insure that investors have the necessary information to make security purchases, the Securities Act requires the filing of a registration statement which makes publicly available the information necessary for informed investing. Form S–18 is one of the forms prescribing for such purpose for small offerings by first time issuers.

• Rule 242 and Notice of Sales on form 242 Relating to the Private Offer and sale of Securities Made Pursuant to that Rule
Sec 1814
On occasion
Businesses or other institutions
Iss. who elect to offer and sell sec. in reliance upon exemp.
SIC: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 81 responses; 486 hours; $8,682 Federal cost; 1 form; $21,870 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

Rule 242 provides a limited exemption from the registration provisions of the Securities Act for certain offers and sales of securities by qualifying issuers. Form 242 provides the commission with the information necessary to assess the effectiveness of the exemption and to monitor compliance with the rule.

• Notice of sales on form 240 Relating to the Private Offer and Sale of securities Made Pursuant to Rule 240
Sec 1768
On occasion
Businesses or other institutions
Any iss. which elects to offer and sell sec. purs. to rule 240
SIC: multiple
Small businesses or organizations
Other advancement and regulation of commerce: 525 responses; 1,575 hours; $23,309 Federal cost; 1 form; $84,000 Public cost; not applicable under 3504 (h)
Robert Veeder, 202–395–4814

Rule 240 provides a limited exemption from the registration requirements of the Securities Act for certain offers and sales of securities by qualifying issuers. Form 240 provides the commission with the information necessary to assess the effectiveness of the exemption as a capital formation device for issuers, particularly small businesses.

Notice of Proposed Sale of Securities Form 144 Relating to Resales of Restricted Securities and Securities Held by Affiliates
Sec. 1147
On Occasion
Individuals or households/businesses or other institutions any indiv. or entity which elects to resell restr. sec. etc.
Sic: multiple
Small businesses of organizations
Other advancement and regulation of commerce: 33,526 responses; 67,052 hours; $26,090 Federal cost; 1 form; $2,849,710 public cost; not applicable under 3504(h)
Robert Veeder, 202–395–4814

Generally, rule 144 exempts from the registration requirements of the Securities Act certain resales of restricted securities provided among other things, that form 144 is filed. The form enables the commission to monitor the use of the rule and to ensure it is being complied with and is functioning as intended.

• Tender Offer Regulations 14D and 14E (schedules 14D–1 and 14D–9)
1747 (SCH 14D–1) 1917 (SCH 14D–9)
On occasion
Businesses or other institutions
Iss. of sec. reg. under sec. 12 of the Sec. Exch. Act of 1934
SIC: multiple
Small businesses or organizaitons
Other advancement and regulation of commerce: 228 responses. 85,500 hours; $78,500 Federal cost; 2 forms; $3,634,000 public cost; not applicable under 3504(H) Robert Veeder, 202–395–4814

Because of the special market and investment decision problems which attend tender offers for publicly-held securities, regulations 14D and 14E, and related schedules 14D–1 and 14D–9, require disclosure of information important to security holders in deciding how to respond to such offers.

VETERANS ADMINISTRATION

Agency Clearance Officer—R. C. Whitt—202–389–2146.

Extensions (burden change)

• Financial Counseling Statement
26–8844
On occasion
Individuals or households
Veteran-obligors
Veterans housing: 1,300 responses; 975 hours; $13,399 Federal cost; 1 form; not applicable under 3504(H)
Robert Neal, 202–395–6880

Abstract: form is completed by VA loan service representatives in counseling Veteran—obligors of seriously defaulted guaranteed home loans. The form is used in supplemental servicing activities developed pursuant to 38 U.S.C. 1820.

Arnold Strasser,
Acting Assistant Administrator For Reports Management.

[FR Doc. 81–27119 Filed 9–16–81; 8:45 am]
BILLING CODE 3110–01–M

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Determination Regarding the Application of Certain International Agreements

The notice modifies the determination published in the Federal Register of January 4, 1980 (45 FR 1181), as amended by determinations published at 45 FR 18547, 45 FR 36569, 45 FR 63402, 45 FR 85239, 46 FR 24059 and 46 FR 40624.

Under Section 1–103(b) of Executive Order 12188 of January 2, 1980, the functions of the President under section 2(b) of the Trade Agreements Act of 1979 (the Act) and section 701(b) of the Tariff Act of 1930 as amended, are delegated to the United States Trade Representative (the Trade Representative), who shall exercise such authority with the advice of the Trade Policy Committee.

Now, therefore, I, William E. Brock, United States Trade Representative, in conformance with the provisions of section 2(b) of the Act, Section 701(b) of the Tariff Act of 1930 as amended, and section 1–103(b) of Executive Order 12188, do hereby determine, effective on the date of signature of this Notice,* that:

With respect to the Agreement on Interpretation and Application of

* Inquiries concerning this notice should be addressed to Kathryn Flynn, Office of GATT Affairs, Office of the U.S. Trade Representative, Washington, D.C. 20506, (202) 395–3063.

Articles VI, XVI, and XXIII of the General Agreement on Tariffs and Trade (the Subsides Code), New Zealand has accepted the obligations of the agreement with respect to the United States and should not otherwise be denied the benefits of the Agreement.

In accordance with section 701(b) of the Tariff Act of 1930, as amended (19 U.S.C. 1671(b)), as of September 16, 1981, New Zealand is a "country under the Agreement."

William E. Brock,

United State Trade Representative.

[FR Doc. 81-27312 Filed 9-16-81; 10:58 am]

BILLING CODE 3190-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 18094; SR-MSRB-81-11, SR-MSRB-79-11]

Municipal Securities Rulemaking Board; Order Approving Proposed Rule Changes

September 11, 1981.

In the matter of Municipal Securities Rulemaking Board, Suite 507, 1150 Connecticut Avenue, NW., Washington, D.C. 20036.

On July 17, 1981 and October 25, 1979, the Municipal Securities Rulemaking Board (the "MSRB") filed with the Commission, pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1) (the "Act") and Rule 19b-4 thereunder, copies of proposed rule changes to amend MSRB rule G-11, which establish terms and conditions for the sale of new issue municipal securities during the underwriting period. Rule G-11 currently requires that every municipal securities dealer submitting an order for municipal securities to an underwriting syndicate or to a member of the syndicate disclose whether such orders are for such dealer's own account, the account of a related portfolio, a municipal securities investment trust sponsored by the dealer, or an accumulation account established under such trust. In addition, G-11 provides, among other things, that the above information regarding the capacity in which any municipal securities dealer submits an order to the underwriting syndicate shall be disclosed by the senior syndicate manager to other members of the syndicate upon request made prior to final settlement of the syndicate account. The rule also requires senior syndicate managers to disclose to other members of the syndicate, upon request, the identity of persons submitting "group" orders to the syndicate, or the aggregate face amounts of such orders.

The proposed rule changes would require only syndicate members to make disclosures regarding the capacity in which their orders are submitted to the syndicate. Further, the proposed rule changes would require the senior syndicate manager to disclose to other members of the syndicate available information concerning the allocation of securities to orders submitted to the syndicate, in writing, within ten days after the date of sale. The information to be disclosed would include, with respect to such orders, the identity of each syndicate member's related portfolio, municipal securities investment trust or accumulation account, the identity of each person submitting a group order, and a summary list of other orders which, under the syndicate's previously-agreed-upon priority provisions, were entitled to a higher priority than members' "take-down" orders. The senior syndicate manager also would be required to furnish to syndicate members, along with certain information regarding syndicate expenses, a summary statement showing aggregate par values and prices of all securities sold from the syndicate account. The terms "date of sale" and "priority provisions" would also be defined in amended rule G-11.

Notice of the proposed rule changes together with the terms of substance of the proposed rule changes was given by publication of Commission Releases (Securities Exchange Act Release No. 17981, July 28, 1981) (Securities Exchange Act Release No. 16309, October 31, 1979) and by publication in the **Federal Register** (46 FR 39714, August 4, 1981) (44 FR 64578, November 7, 1979). All written statements with respect to the proposed rule changes which were filed with the Commission and all written communications relating to the proposed rule changes between the Commission and any person were considered and were made available to the public at the Commission's Public Reference Room.

On September 8, 1981, the Commission received one comment letter with respect to the most recent proposed rule change (SR-MSRB-81-11). The Public Securities Association (the "PSA") expressed opposition to the proposed rule change, particularly the requirement that the syndicate manager provide written disclosure, within ten business days after the date of sale, of certain information concerning the allocation of securities to orders submitted to the syndiate. The PSA termed this requirement "untimely and duplicative." The MSRB believes information concerning actual allocations would be important to syndicate members in that such information would increase understanding of syndicate practices and enable syndicate members to make independent determinations of whether allocations were in conformity with established priority provisions.

The Commission finds that the proposed rule changes are consistent with the requirements of the Act and the rules and regulations thereunder applicable to the MSRB, and in particular, the requirements of Section 15B, and the rules and regulations thereunder.

The MSRB has requested a delayed effective date for the proposed rule changes to allow the MSRB sufficient time to educate the industry regarding the implementation of amended rule G-11. The MSRB believes that such education is necessary since the proposed rule changes effect certain substantive changes in syndicate practices.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the above-mentioned proposed rule changes be, and they hereby are, approved effective with respect to sales of new issues of securities during the underwriting period on or after October 11, 1981.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 81-27101 Filed 9-16-81; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 18093; SR-NASD-81-17]

National Association of Securities Dealers, Inc.; Order Approving Amended Proposed Rule Change

September 11, 1981.

In the matter of National Association of Securities Dealers, Inc., 1735 K Street, NW., Washington, D.C. 20006.

On June 12, 1981, the National Association of securities Dealers, Inc. (the "NASD") filed with the Commission, pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1) (the "Act") and Rule 19b-4 thereunder, copies of a proposed rule change that would amend Schedule D of the NASD's By-Laws. The proposed rule change would permit temporary inclusion on NASDAQ of certain new issues exempt from registration under Section 3(a) of the Securities Act of 1933, upon the effectiveness of the issuer's registration

statement or equivalent document filed with the appropriate regulatory authority. Any such temporary inclusion would automatically expire 120 days after the effective date of the offering, at which time the securities would be required to meet standard NASDAQ criteria to remain on the system.

Notice of the proposed rule together with the terms of substance of the proposed rule change was given by publication of a Commission Release (Securities Exchange Act Release No. 17895 (June 25, 1981)), and by publication in the Federal Register 46 FR 34749 (1981).[1] No comments were received with respect to the filing.

The Commission finds that the proposed rule change, as amended, is consistent with the requirements of the Act and the rules and regulations thereunder applicable to the NASD, and in particular the requirements of Section 15A and the rules and regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the above-mentioned amended proposed rule change, be, and it hereby is, approved.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 81-27102 Filed 9-16-81; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF STATE

[Public Notice CM-8/441]

Advisory Committee on International Investment, Technology, and Development; Meeting

The Department of State will hold a meeting on October 7, 1981, of the Working Groups on Restrictive Business Practices and Multilateral Investment Standards for MNE's and U.N. Activities of the Advisory Committee on International Investment, Technology, and Development. The Working Group will meet from 9:30 a.m. to 12 noon. The meeting will be held in Room 2722B of the State Department, 2201 C Street, N.W., Washington, D.C. 20520. The meeting will be open to the public.

The purpose of the meeting will be to discuss recent developments in the U.N. restrictive business practices code, the draft letter to U.S. corporations describing the restrictive business practices code, the upcoming first meeting of the Intergovernmental Group of Experts on the Restrictive Business Practices Code to be held in early November, and the results of the Seventh Session of the U.N. Commission on Transnational Corporations.

Requests for further information on the meeting should be directed to Philip T. Lincoln, Jr., Department of State, Office of Investment Affairs, Bureau of Economic and Business Affairs, Washington, D.C. 20520. He may be reached by telephone on (area code 202) 632-2728.

Members of the public wishing to attend the meeting must contact Mr. Lincoln's office in order to arrange entrance to the State Department building.

The Chairman of the Working Group will, as time permits, entertain oral comments from members of the public attending the meeting.

Dated: September 8, 1981.

Philip T. Lincoln, Jr.,

Executive Secretary.

[FR Doc. 81-27091 9-16-81; 8:45 am]

BILLING CODE 4710-07-M

[Public Notice CM-8/442]

Advisory Committee on International Investment, Technology, and Development; Meeting

The Department of State will hold a meeting on October 9, 1981, of the Working Group on the U.N. Conference on New and Renewable Sources of Energy of the Advisory Committee on International Investment, Technology, and Development. The Working Group will meet from 9:30 a.m. to 12:00 noon. The meeting will be held in Room 1107 of the State Department, 2201 C Street, N.W., Washington, D.C. 20520. The meeting will be open to the public.

The purpose of the meeting will be to review and discuss the Program of Action that was adopted by the U.N. Conference held in Nairobi, Kenya, August 10-21, 1981.

Requests for further information on the meeting should be directed to Philip T. Lincoln, Jr., Department of State, Office of Investment Affairs, Bureau of Economic and Business Affairs, Washington, D.C. 20520. He may be reached by telephone on (area code 202) 632-2728.

Members of the public wishing to attend the meeting must contact Mr. Lincoln's office in order to arrange entrance to the State Department building.

The Chairman of the Working Group will, as time permits, entertain oral comments from members of the public attending the meeting.

Dated: September 9, 1981.

Philip T. Lincoln, Jr.,

Executive Secretary.

[FR Doc. 81-27092 Filed 9-16-81; 8:45 am]

BILLING CODE 4710-07-M

[Public Notice CM-8/440]

Shipping Coordinating Committee, Subcommittee on Safety of Life at Sea; Meeting

The Working Group on the Carriage of Dangerous Goods of the Subcommittee on Safety of Life at Sea will conduct an open meeting at 9:30 a.m. on October 22, 1981 in Room 6332 of the Nassif Building, 400 7th St., SW., Washington, D.C. 20590.

The purpose of the meeting will be to discusss:

US positions on matters to be considered at the XXXIII Session of the Subcommittee on the Carriage of Dangerous Goods (December 7-11, 1981);

Progress of IMCO activities of a continuing nature such as implementation of the IMDG Code.

Members of the public may attend up to the seating capacity of the room.

For further information contact Lt. Kevin J. Eldridge, US Coast Guard (G-MHM-2/14), 2100 2nd St., SW., Washington, D.C. 20593. Telephone (202) 426-1577.

John Todd Stewart,

Chairman, Shipping Coordinating Committee.

September 9, 1981.

[FR Doc. 81-26090 Filed 9-16-81; 8:45 am]

BILLING CODE 4710-01-M

[Public Notice CM-8/439]

Study Group B of the U.S. Organization for the International Telegraph and Telephone Consultative Committee (CCITT); Meeting

The Department of State announces that Study Group B of the U.S. Organization for the International Telegraph and Telephone Consultative Committee (CCITT) will meet on September 29, 1981 at 10:00 a.m. in Room 1205 of the Department of State, 2201 C Street, N.W., Washington, D.C. This Study Group deals with international telegraph operations.

The Study Group will discuss preparations for the meeting of CCITT Study Group VIII, scheduled for October 5-16, 1981 at Geneva. The July 23 meeting of Study Group B approved U.S. contributions for Study Group VIII; the September 29 meeting will review contributions submitted by other member countries.

[1] On August 21, 1981, the NASD filed technical amendments to proposed rule change.

Member of the general public may attend the meeting and join in the discussion subject to the instructions of the Chairman. Admittance of public members will be limited to the seating available. In that regard, entrance to the Department of State building is controlled and entry will be facilitated if arrangements are made in advance of the meeting. It is suggested that prior to September 29, members of the general public who plan to attend the meeting so advise Mr. Richard H. Howarth, Office of International Communications Policy, Department of State, Washington, D.C. 20520, telephone (202) 632-1007. All non-Government attendees must use the C street entrance to the building.

Dated: September 3, 1981.

Richard H. Howarth,

Chairman, U.S. CCITT National Committee.

[FR Doc. 81-27069 Filed 9-16-81; 8:45 am]

BILLING CODE 4710-07-M

Office of the Secretary

[CM-8/443]

Shipping/Coordinating Committee; Committee on Ocean Dumping; Meeting

The Committee on Ocean Dumping, a subcommittee of the Shipping Coordinating Committee, will hold an open meeting at 9:30 on Wednesday, September 23, 1981 in Room 3908 (Mall), Waterside Mall, Environmental Protection Agency, 401 M Street, S.W., Washington, D.C.

The purpose of the meeting is to review position documents for the Sixth Consultative Meeting of the Contracting Parties of the Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter, scheduled to be held in London October 5-9, 1981.

Requests for further information should be directed to Ms. Norma Hughes, Executive Secretary, Ocean Dumping Committee (WH-585), Environmental Protection Agency, Washington, D.C. 20460. Ms. Hughes may be reached by telephone on (202) 755-2927.

Members of the public may attend up to the seating capacity of the room. The Chairman will entertain comments from the public as time permits.

Due to a delay in receipt of the essential conference documentation from the IMCO Secretariat, it was not possible to meet the two week prior notification requirement in connection with this meeting.

John Todd Stewart,

Chairman, Shipping Coordinating Committee.

September 14, 1981.

[FR Doc. 81-27202 Filed 9-16-81; 8:45 am]

BILLING CODE 4710-01-M

SYNTHETIC FUELS CORPORATION

Revised Interim Guidelines on Disclosure and Confidentiality

AGENCY: Synthetic Fuels Corporation.

ACTION: Publication of Revised Interim Guidelines on Disclosure and Confidentiality.

SUMMARY: This notice publishes Revised Interim Guidelines on Disclosure and Confidentiality of the United States Synthetic Fuels Corporation to carry out the requirements of Section 121 of the United States Synthetic Fuels Corporation Act of 1980, Pub. L. 96-294 relating to public access to information.

EFFECTIVE DATE: These guidelines are effective immediately and supercede the Interim Guidelines on Disclosure and Confidentiality published in the Federal Register on April 14, 1981 (46 FR 21895).

FOR FURTHER INFORMATION CONTACT: Catherine McMillan, Director of Public Disclosure, United States Synthetic Fuels Corporation, 2100 "M" Street, N.W., Suite 607, Washington, D.C. 20586, (202) 653-4245.

Revised Interim Guidelines on Disclosure and Confidentiality

Sec. 1 Purpose and Scope

These guidelines implement the policy and procedures of the United States Synthetic Fuels Corporation with respect to public access to information in the possession and under the control of the Corporation, as provided in Sec. 121 of the Energy Security Act (Pub. L. 96-294). While the Corporation is not subject to the Freedom of Information Act (5 U.S.C. 552), the Corporation's disclosure policy follows the spirit of that Act consistent with its obligation to carry out its duties, functions and responsibilities under the Energy Security Act. Application of the Freedom of Information Act to the Corporation is not to be inferred from any provision of these guidelines. The Corporation will make available to the public, upon request, any information regarding its organization, procedures, requirements, and activities; providing that the Corporation reserves the right to withhold information which would be exempted from disclosure pursuant to either subsection (b) of Sec. 552 of Title 5, United States Code or Sec. 116(f) of the Energy Security Act as it pertains to minutes of meetings of the Corporation's Board of Directors. The Corporation may furnish to the public informally and without compliance with these guidelines information of types which are customarily furnished to the public. These guidelines are intended solely to assist the officers and employees of the Corporation in implementing Sec. 121 of the Energy Security Act. Nothing herein shall be construed as granting to any person a right or rights not expressly provided for by the Energy Security Act.

Sec. 2 Administration

The administration of these guidelines is the duty and responsibility of the Director of Public Disclosure, United States Synthetic Fuels Corporation, 2100 "M" Street, N.W., Washington, D.C. 20586. The Corporation will promulgate such supplementary guidelines as may be necessary.

Sec. 3 Definitions

As used in these guidelines:

(a) "Corporation" or "United States Synthetic Fuels Corporation" means the Corporation created by Subtitle B of Title I of the Energy Security Act.

(b) "General Counsel" means the General Counsel provided for in Sec. 117(b)(1) of the Energy Security Act.

(c) "Information" means all reproducible books, papers, manuals, maps, photographs, reports, and other documentary materials, regardless of physical form or characteristics, made or received by or under the control of the Corporation in connection with the transaction of public business. In the context of a request for information, the term "information" refers only to information in being and in the possession and under the control of the Corporation. It does not include the compiling or procuring of information, information belonging to another government entity, material available in the Corporation's public reading room, or library material acquired and preserved solely for reference or exhibition purposes.

(d) "Director of Public Disclosure" and "Director" mean the person designated to administer Sec. 121 of the Energy Security Act at the Corporation.

Sec. 4 Public Reading Room

The Corporation will maintain a public reading room located at the Corporation's offices at 2000 "L" Street, N.W., Washington, D.C. The reading room will be open from 9:00 a.m. to 4:30 p.m., on working days to any interested person.

The public reading room will contain the following information and such additional information as may be determined from time to time by the Corporation.

1. Descriptions of the organization, procedures, requirements, and activities of the Corporation.

2. A file on each project receiving financial assistance from the Corporation containing copies of all previously released information on the project.

3. Copies of all portions of original proposals for financial assistance not marked confidential by the submitter.

4. Copies of the approved minutes of every public board meeting of the Corporation except those portions withheld by the Board pursuant to Sec. 116(f)(2) of the Energy Security Act.

5. Copies of all Corporation press releases and transcripts made of all public conferences and briefings sponsored by the Corporation.

6. Copies of all public speeches or testimony given by directors or officers of the Corporation acting in that capacity.

7. Copies of all public reports and other public documents transmitted by the Corporation to the Congress including all quarterly and annual reports.

8. Copies of all statements of policy and interpretations of the Energy Security Act which have been adopted by the Board of Directors of the Corporation.

9. A current directory of all employees of the Corporation, listing their office assignment, office address, and office telephone number.

10. Copies of all written instruments by the Chairman delegating functions, powers, and duties to directors, officers or employees of the Corporation pursuant to Sec. 119(a) of the Energy Security Act.

11. Copies of all public reports of the Inspector General of the Corporation.

12. Copies of all public reports of the Advisory Committee to the Board of Directors.

13. Copies of all Federal Register or similar notices issued by the Corporation.

14. Copies of all solicitations for proposals issued by the Corporation.

15. Copies of all environmental and health monitoring plans developed pursuant to Sec. 131(e) of the Energy Security Act.

16. Copies of the annual audit of accounts required by Sec. 177(d)(1) of the Energy Security Act.

17. Copies of Sec. 121 information requests on which action by the Corporation has been completed.

18. Copies of current catalogs to material available in the public reading room.

Sec. 5 Submission of Documents

Any person who submits information to the Corporation may seek confidential treatment of portions of such information marked "confidential" by the submitter, on the basis of 18 U.S.C. 1905 (the Trade Secrets Act), 5 U.S.C. 552(b) (the exemptions from the Freedom of Information Act), or any other federal law applicable to the Corporation.

At the time information is submitted to the Corporation, the submitter must place the mark of "confidential" in a prominent manner on each page or segregable portion of each page for which confidential treatment is sought. The cover of any information containing any confidential markings must also prominently display the name, address, and telephone number of an individual associated with the submitter who can be contacted on short notice by the Corporation with regard to the confidential markings. While the Corporation will not generally require a justification for the confidential markings at the time information is submitted, it reserves the right to do so. Submitters should make a good faith effort to segregate non-confidential information from information for which confidential treatment is requested.

The Corporation will not generally make any decision on the validity of confidentiality markings of submitters at the time of submission, but the Corporation will make a decision if and when a request is made for information so marked. At that time, the relevant submitters will be provided with an opportunity to support the confidentiality markings on such information. Such an opportunity will also be provided to submitters in the event of any appeal with respect to a request for such information.

The Corporation reserves the right to make available to the public all portions of original project proposals not marked confidential by the submitter. Proposals submitted in response to future solicitations should include, in addition to the full proposal with "Confidential" markings thereon, a copy marked "Public Information Copy" from which there shall be deleted all material for which confidential treatment is requested.

Sec. 6 Requests for Information

Any person who wishes to obtain a copy of any information submitted to or generated by the Corporation which is not available in the public reading room shall file a written request with the Director of Public Disclosure. All written requests shall be addressed to the Director of Public Disclosure. The Corporation will not process oral or anonymous requests for information; nor will the Corporation assure that requests addressed to other offices in the Corporation will be processed, though it will endeavor to forward such requests to the Director of Public Disclosure.

Both the envelope and the letter shall be marked as a "Sec. 121 Information Request." If the description in a request is not sufficiently specific so that the Director and the staff can identify and locate the information requested with a reasonable amount of effort, the Director will endeavor to contact the requester for additional identifying information. A request shall include the firm agreement of the requester to pay whatever fees will be assessed in accordance with Sec. 12 of these guidelines or shall otherwise address the issue of fees in accordance with Sec. 12. No request shall be deemed to have been received until the Corporation has received notification of the requester's firm agreement to pay the fees assessed for processing of the request. In addition, any request that processing fees be reduced or waived shall state in detail the justification therefor. All requests shall include the name, address, and phone number of a contact person and shall specify, to the maximum degree feasible, each item of information requested. A request should describe the specific event of action to which the request refers, the type of information (such as an application or report), the Corporation personnel or outside parties who authored the information, the approximate date the information was prepared or submitted to the Corporation, and any citations to newspapers or publications which have mentioned the information.

A request may be denied on the grounds that the description is insufficient to allow identification and location of the information requested.

Sec. 7 Information of Federal Agencies

Some of the information in the files of the Corporation may have been obtained from federal agencies or contain information obtained from such agencies. When a request received by the Corporation involves an entire document which originated with a federal agency, the Director of Public Disclosure will refer the request to the originating agency and so inform the requester. A requester who does not object to the referral within 5 business days will be deemed to have consented.

When a requester objects to the referral in a timely manner, the Corporation will, in consultation with the originating agency, continue to process the request.

Requests seeking information received from another agency, or information prepared jointly by the Corporation and other agencies, will be treated as requests for Corporation information except that coordination will be effected by the Director of Public Disclosure with the appropriate official of the other agency. Such coordination will be done on an expedited basis, for the purpose of determining whether the other agency official wishes to deny the request and obtaining the identity, certification and signature of the other agency's responsible official. The notice of determination to the requester, in the event part or all of the request is recommended for denial by the other agency, shall cite the other agency official denying the request and will also indicate whether a denial by the Corporation is involved.

Sec. 8 Exemptions

(a) Sec. 121(a) of the Energy Security Act authorizes the Corporation to withhold information which is exempted from disclosure pursuant to 5 U.S.C. 552(b). These exemptions cover nine categories of information which include such matters as national defense and foreign policy information; investigatory records; internal procedures and communications; materials exempted from disclosure by other statutes; confidential, commercial, and financial information; and matters involving personal privacy.

(b) Specifically, the Corporation will apply the exemptions in 5 U.S.C. 552(b), consistent with Sec. 1 of these guidelines, to matters that are:

(1)(A) Specifically authorized under criteria established by an executive order to be kept secret in the interest of the national defense or foreign policy and (B) are in fact properly classified pursuant to such executive order;

(2) Related solely to the internal personnel rules and practices of an agency;

(3) Specifically exempted from disclosure by statute (other than 5 U.S.C. 552(b)): *Provided*, That such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;

(4) Trade secrets and commercial or financial information obtained from a person and privileged or confidential;

(5) Inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;

(6) Personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;

(7) Investigatory records compiled for law enforcement purposes, but only to the extent that the production of such records would (A) interfere with enforcement proceedings, (B) deprive a person of a right to a fair trial or an impartial adjudication, (C) constitute an unwarranted invasion of personal privacy, (D) disclose the identity of a confidential source and in the case of a record compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, confidential information furnished only by the confidential source, (E) disclose investigative techniques and procedures, or (F) endanger the life or physical safety of law enforcement personnel;

(8) Contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or

(9) Geological and geophysical information and data, including maps, concerning wells.

(c) Criteria to be applied in determining whether information is exempt from mandatory disclosure pursuant to 5 U.S.C. 552(b)(4) include:

(1) Whether the information has been held in confidence by the person to whom it pertains;

(2) Whether the information is of a type customarily held in confidence by the person to whom it pertains and whether there is a reasonable basis therefor;

(3) Whether the information was transmitted to and received by the Corporation in confidence;

(4) Whether the information is available in public sources;

(5) Whether disclosure of the information is likely to impair the Corporation's ability to obtain similar information in the future; and

(6) Whether disclosure of the information is likely to cause substantial harm to the competitive position of the person from whom the information was obtained.

(d) Any reasonably segregable non-exempt portion of a record will be provided to a requester after deletion of portions exempt under this section or otherwise exempt from disclosure.

Sec. 9 Inital Determinations

The Director of Public Disclosure will stamp a receipt date on each request meeting the requirements set forth above, and will make an initial determination by the tenth business day after the receipt date. However, the Director may take up to an additional twenty business days to make an initial determination if the request involves information all or part of which has been marked confidential or the need to search a voluminous amount of material, to review complex or lengthy material, to contact the requester, or to consult with other government corporations or government agencies.

While the Corporation is responsible for making final determinations with regard to the disclosure or non-disclosure of information contained in requested documents, the Corporation will consider the submitter's views in making its determination. If a request is received for information which the submitter has marked confidential, the submitter will be promptly notified and provided an opportunity to agree in writing to the release of the information or to provide the Corporation its views, in writing, on whether the information requested (i) is exempt from disclosure under 5 U.S.C. 552(b), (ii) contains information referred to in 18 U.S.C. 1905, or (iii) is otherwise exempt by law from public disclosure. The Director of Public Disclosure will give the submitter ten business days after its receipt of such notice to provide such views before proceeding with the determination.

If a request for any type of information is denied, the Director will promptly notify the requester in writing, which notice shall indicate the legal basis for the denial and inform the requester of its right of appeal pursuant to Sec. 10. If the request is for any information marked confidential by a submitter, a copy of the notice will also be transmitted to such submitter.

If access is granted to any information requested, the Director will promptly notify the requester in writing. If access is granted to any information of a submitter, a copy of the notice will also be transmitted to such submitter. If the information to which access has been granted has been marked confidential by the submitter such notice will inform the submitter of its right of appeal pursuant to Sec. 10. The actual release of such information will be delayed until the appeal period provided for in Sec. 10 has expired or, if an appeal is taken, until there is a ruling on the appeal.

Sec. 10 Appeals

An initial determination by the Director of Public Disclosure under Sec. 9 may be appealed to the General Counsel—

(a) By a requester whose request for information has been denied in whole or in part; or

(b) By a submitter if the initial determination grants a requester access to information marked confidential by that submitter.

The appeal must be in writing and shall be filed with the Director of Public Disclosure not later than ten business days after receipt of notice denying or granting access to information as provided in Sec. 9, which appeals should be accompanied by a copy of the initial determination, and address the legal basis for the determination cited therein. Both the appeal and the envelope forwarding it to the Director shall be clearly marked "Sec. 121 Information Appeal".

The Director will stamp a filing date on each appeal letter and promptly forward it, together with the records compiled during the initial determination, to the Corporation's General Counsel. No request for a personal appearance, oral argument or hearing will be entertained.

In the case of an appeal by a requester involving any information of a submitter, the General Counsel will promptly notify the submitter of such appeal. The submitter may file a written statement with the General Counsel not later than fifteen business days after the filing date. In the case of appeal by a submitter, the General Counsel will promptly notify the requester of such appeal, and the requester may file a written statement with the General Counsel not later than fifteen business days after the filing date.

The General Counsel will rule on an appeal not later than 25 business days after the filing date and will thereupon promptly transmit the ruling and the basis therefor in writing to the requester and to any submitter participating in the appeal. No further appeal will be entertained.

If the ruling of the General Counsel grants access to information marked confidential by a submitter, such information shall not be released until ten business days after the submitter has received notice by mail of such ruling.

Sec. 11 Computation of Time

Any period of time prescribed in relation to any notice shall commence on the date such notice is receipted for by, or on behalf of, the addressee.

Sec. 12 Schedule of Fees

(a) As provided in Sec. 6, every request for information hereunder shall include a firm agreement by the requester to pay fees in accordance with this section. Unless the requester either states a willingness to pay whatever fees are assessed by the Corporation for processing the request, or alternatively, specifies an amount in excess of $10.00 which he is willing to pay and which, in fact, covers the anticipated fees for meeting the request, a request that is expected to involve assessed fees in excess of $10.00 will not be deemed to have been received until the requester is notified of and agrees to bear the anticipated cost. Such notification shall be made by the Director of Public Disclosure. Where the anticipated fees exceed $100.00, the requester shall remit to the Corporation, in advance, an amount equal to 25% of such fees.

(b) Fees shall not be charged (i) where they would amount, in the aggregate, for a request or series of related requests from the same person to $10.00 or less; or (ii) if the information requested is not found or is withheld as exempt. Where fees in excess of $10.00 are to be charged, fees will be assessed for the full amount.

(c) For the services listed below, expended in locating or making available information or copies thereof, the following charges shall be assessed:

(1) Copying:

(i) For paper copies of documents, $.20 per copy of each page.

(ii) For microform (microfiche), $1.00 per fiche.

(iii) For computerized material, actual cost.

(2) Searches:

(i) Charges will be $2.25 for each quarter hour spent by clerical personnel in searching for and producing requested information.

(ii) Where a search cannot be performed by clerical personnel and higher level personnel are required (for example, where the task of determining which records fall within a request involves definition or interpretation and requires the time of professional or managerial personnel), charges will be $4.50 per each one quarter hour.

(iii) Charges for searches requiring less than 30 minutes may be waived by the Director. No charge shall be made for time spent in resolving legal or policy issues affecting access to information or for time spent in determining if information is exempt from disclosure.

(3) Transcripts: Transcripts of a reporting firm under contract with the Corporation may be purchased directly from the reporting firm or, if permitted by the reporting firm, the Corporation, at the cost of reproduction as provided for in the Corporation's contract with the reporting firm.

(4) Certification of true copy: $2.00.

(d) Fees shall be charged according to this schedule for services rendered in responding to requests for information under these guidelines, unless the Director of Public Disclosure determines that waiver of payment of such charges, or a portion thereof, is in the public interest. Such a determination shall ordinarily not be made unless the service to be performed will be of benefit primarily to the public as opposed to the requester.

(e) The Director of Public Disclosure shall require that fees be paid before the requested information is released. All such payments shall be in the form of a check or money order payable to the order of the United States Synthetic Fuels Corporation and shall be sent to the Director.

United States Synthetic Fuels Corporation.

Edward E. Noble,

Chairman of the Board of Directors.

[FR Doc. 81-27136 Filed 9-16-81; 8:45 am]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGD-81-072]

New York Vessel Traffic Service Advisory Committee; Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 USC App. 1), notice is hereby given of a meeting of the New York Harbor Vessel Traffic Service Advisory Committee to be held on October 20, 1981, in the conference Room, second floor, U.S. Coast Guard Marine Inspection Office, Battery Park Office, New York, New York, beginning at 9:30 a.m.

The agenda for this meeting of the New York Harbor Vessel Traffic Service Advisory Committee is as follows:

1. Introduction of VADM J. S. GRACEY, USCS, Commander, Third Coast Guard District and Committee Sponsor.

2. Discussion of schedule for implementation of Vessel Traffic Service.

The New York Harbor Vessel Traffic Service Advisory Committee was established by Commander, Third Coast Guard District to advise on the need for, and development, installation and operations of a Vessel Traffic Service for New York Harbor. Members of the Committee serve voluntarily without compensation from the Federal Government, either travel or per diem.

Attendance is open to the interested public. With advance notice to the Chairman, members of the public may make oral statements at the meeting. Persons wishing to present oral statements should so notify the Executive Director no later than the day before the meeting. Any member of the public may present a written statement to the Committee at any time.

Additional information may be obtained by writing Captain D. J. Linde, USCG, Executive Director, NYHVTS Advisory Committee, New York Vessel Traffic Service, Governors Island, New York, New York 10004; or by calling (212) 668–7954.

Dated September 3, 1981, in New York, N.Y.

J. S. Gracey,

Commander of the Third Coast Guard District.

[FR Doc. 81–27100 Filed 9–16–81; 8:45 am]

BILLING CODE 4910–14–M

Federal Highway Administration

Environmental Impact Statement; Snohomish County, Wash.

AGENCY: Federal Highway Administration, DOT, Snohomish County.

ACTION: Notice of intent.

SUMMARY: The FHWA is issuing this notice to advise the public that an environmental impact statement will be prepared for a proposed highway project in Snohomish County, Washington.

FOR FURTHER INFORMATION CONTACT: William J. Glover, Environmental Engineer, Federal Highway Administration, Suite 501, Evergreen Plaza, 711 South Capital Way, Olympia, Washington 98501, Telephone (206) 753–9480 or Darrel J. Huckabay, P.E., Location Engineer, Snohomish County Public Works Department, 5th Floor County Administration Building, Everett, Washington 98201, Telephone (206) 259–0625.

SUPPLEMENTARY INFORMATION: The FHWA, in cooperation with the Washington Department of Transportation and the Snohomish County Public Works Department, will prepare an environmental impact statement (EIS) on a proposal to Marine Drive in Snohomish County, Washington. The proposed improvement would involve the realignment and reconstruction of Marine Drive for a distance of about 1.2 miles from Interstate 5 at Marysville to Rainwater Road on the Tulalip Indian Reservation. Improvements to the corridor are considered necessary to provide for the existing and projected traffic demand. Also included in this proposal is the replacement of the existing bridges over the Quilceda and Sturgeon Creeks, which the part of an extensive tidal wetland system.

Alternatives under consideration include (1) widening the existing two lane roadway to five lanes, with fill approaches to the bridges; (2) constructing a portion of the five lane roadway on a new alignment with fill approaches to the bridges; (3) constructing a portion of the five lane readway on a new alignment with trestle type approaches to the Quilceda Creek bridge and fill approaches at the Sturgeon Creek; (4) taking no action. All the build alternatives propose the realignment of the Sturgeon Creek channel to shorten the necessary bridge.

Letters describing the proposed action and soliciting comments will be sent to appropriate Federal, State, and local agencies, and to private organizations and citizens who have previously expressed interest in this proposal. A public involvement program involving meetings and newsletters will be incorporated into the EIS scoping process. Public notice will be given of the time and place of meetings and/or hearings that may be held. The draft EIS will be available for public and agency review and comments. No formal scoping meeting is scheduled at this time.

To ensure that the full range of issues related to this proposed action are addressed and all significant issues identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action and the EIS should be directed to the FHWA or Snohomish County at the addresses provided above.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning and Construction. The provisions of OMB Circular No. A–95 regarding State and local clearinghouse review of Federal and Federally assisted programs and projects apply to this program)

Issued on: September 8, 1981.

William J. Glover,

Environmental Engineer, Washington Division, Olympia, Washington.

[FR Doc. 81–26877 Filed 9–16–81; 8:45 am]

BILLING CODE 4910–22–M

Urban Mass Transportation Administration

FHWA and UMTA Policy on the Applicability of Urban Planning Requirements in Newly Designated Urbanized Areas as a Result of the 1980 Federal Census

AGENCIES: Federal Highway Administration (FHWA) and Urban Mass Transportation Administration (UMTA), Department of Transportation (DOT).

ACTION: Notice.

SUMMARY: The purpose of this notice is to issue the FHWA and UMTA policy on newly designated urbanized areas as a result of the 1980 Federal Census and the applicability of the planning requirements of Title 23 U.S.C. and Title 49 U.S.C. thereto. Urbanized areas are required to meet the joint urban transportation planning regulations; however, in light of the Department's effort to reduce redtape and to simplify or eliminate Federal requirements wherever possible, it is FHWA and UMTA's belief that the burden on these 95 newly designated urbanized areas should be minimized within the constraints of existing statutes. The FHWA and UMTA are currently conducting a comprehensive review of the urban transportation planning process; this review will examine all existing planning requirements. The transportation issues in these newly designated urbanized areas will be a subject of this comprehensive review. In the interim, FHWA and UMTA have developed a policy for meeting the FHWA-UMTA planning requirements to avoid placing a hardship on the newly designated urbanized areas and provides for an appropriate level of effort for them.

FOR FURTHER INFORMATION CONTACT: FHWA: Sam W. P. Rea, Jr., Urban Planning Division (202) 426–2961, or Stanley Abramson, Office of the Chief Counsel, (202) 426–0761, or UMTA: Robert Kirkland, Office of Planning Assistance, (202) 426–4991, or Anthony Anderson, Office of the Chief Counsel, (202) 426–1906, all located at 400 Seventh Street SW., Washington, D.C. 20590. FHWA office hours are from 7:45 a.m. to 4:15 p.m. ET, UMTA office hours are from 8:30 a.m. to 5:00 p.m. ET, Monday through Friday.

FHWA and UMTA Policy on Applicability of Urban Planning Requirements in Newly Designated Urbanized Areas as a Result of the 1980 Federal Census

The 1980 Federal Census has resulted in the designation of 95 new urbanized areas. These new areas are subject to the statutory planning and programming requirements of Titles 23 and 49 of the United States Code. The Federal Highway Administration (FHWA) and the Urban Mass Transportation Administration (UMTA) intend to make significant changes to the planning and programming requirements for all smaller urbanized areas; however, this will entail regulatory changes which we expect will be made as part of the ongoing comprehensive review of the Federal role in the urban transportation planning process.

In the interim, FHWA and UMTA believe that the burden on the new urbanized areas should be minimized within the constraints of the existing statutes. Therefore, our intent is to provide a transition period, not to exceed 2 years. Such an action has statutory precedent in that Congress did not require full compliance with the 1962 urban planning requirements until July 1965. Also the new urbanized areas resulting from the 1970 Federal Census were administratively given a 2 year transition period before they had to comply fully with the planning requirements of 23 U.S.C. 134. This action is also in concert with our efforts to streamline Federal requirements, reduce redtape, and to reexamine the urban transportation planning requirements in the next year.

In meeting the planning and programming requirements of 49 CFR Part 613 and 23 CFR Parts 450 and 630, the planning process should be kept simple, rely on existing procedures and data, and reflect the simplification efforts embodied in Appendix "C" to the joint planning regulation published on August 6, 1981, at 46 FR 40170. The following points should be observed in efforts to meet these requirements:

1. *Designation of the MPO.* Both the UMTA statute (49 U.S.C. 1607) and the FHWA statute (23 U.S.C. 134), refer to the designation of a Metropolitan Planning Organization (MPO). Both statutes require any designation of an MPO to be by agreement among the units of general purpose local government and the Governor. The FHWA and UMTA intent is to allow the new urbanized areas as much flexibility as possible in designating an MPO. In light of the uncertainty regarding future requirements for transportation planning in small urbanized areas, interim designations may be useful. Such a designation preferably should be an existing agency, such as the A–95 organization or in some instances a unit of local government.

2. *Federal financial assistance for planning.* The institution of UMTA's Section 8 (49 U.S.C. 1607) funded activities in new urbanized areas will be in response to applications and to the extent program funds are available.

If an eligible area elects to use Federal planning assistance, an MPO must be designated and a simplified work program would be required. The work program should support the expenditure of Federal planning funds, and be in a form acceptable to the MPO and the State. It should be brief; highlight the important transportation issues facing the area and the planning activities that will be undertaken to address these issues; identify the agencies responsible for performing these various planning activities; and provide a budget for the planning activities that are to be undertaken.

3. *Federal capital financial assistance.* For UMTA capital assistance, a program of projects based upon a transportation plan and a designated MPO are prerequisites for the receipt of transit capital assistance (49 U.S.C. 1607). The program should be based upon the existing transportation plan until it is updated or a new plan is developed. The program should be brief and should reflect the needs of the area and the financial capabilities of the area to implement the program.

For Federal-aid highway capital assistance, local officials must select urban system projects and their views must be considered on all other highway projects before they can be included in the State's program of projects (23 U.S.C. 105 and 134). Currently, the metropolitan planning organization develops the transportation improvement program with the implementing agencies and this program must be found consistent with the transportation plan (23 CFR 450.112). However, many of these newly designated urbanized areas may not have adequate transportation plans. Accordingly, during the transition period (2 years), the finding by the A–95 areawide clearinghouse that the projects selected by the State and local elected officials are consistent with other plans and programs of the area will satisfy the planning requirements.

4. *Certification.* Under the joint planning regulations, published on August 6, 1981 (46 FR 40170), certification should be accomplished on a "periodic" basis (23 CFR 450.122). For the newly designated urbanized areas certification will be presumed for a 2-year period if items 1 through 3 of this policy are being met where planning or capital funds are being expended.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning and Construction; 20.500, Urban Mass Transportation Capital Grants; 20.501, Urban Mass Transportation Capital and Operating Assistance Formula Grants. The provisions of OMB Circular No. A–95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects apply to these programs)

Issued on September 11, 1981.

L. P. Lamm,

Executive Director, Federal Highway Administration.

Arthur E. Teele, Jr.,

Urban Mass Transportation Administrator, Urban Mass Transportation Administration.

[FR Doc. 81–26079 Filed 9–16–81; 8:45 am]

BILLING CODE 4910–22–M

Federal Railroad Administration

[Docket Nos. RFA–305–81–1 and RFA–305–81–2; Notice No. 2]

Consolidated Rail Corp.; Expedited Supplemental Transaction Proposals

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Public notice of informal conference for shippers and other interested parties on the process to transfer Consolidated Rail Corporation (Conrail) lines in the States of Rhode Island and Connecticut and certain Conrail lines in the Commonwealth of Massachusetts to other railroads in the region.

SUMMARY: Legislation recently signed into law requires that the Secretary of Transportation (Secretary) initiate negotiations for the transfer of all Conrail rail properties and freight service obligations in the States of Connecticut and Rhode Island, and certain rail ines in the Commonwealth of Massachusetts, to another railroad or railroads. This notice announces an informal conference that will be convened by the Federal Railroad Administrator to brief shippers and other interested parties on the status of the transfer process and to solicit their views. Previous conferences were held on August 31, 1981 at New Haven, Connecticut, and on September 1, 1981 at Springfield, Massachusetts.

DATE: The informal conference will be convened on September 28, 1981 at 10:00

a.m. in Room 313 of the State House, Smith Street, Providence, Rhode Island.

ADDRESSES: Five copies of written materials must be submitted to the Docket Clerk, Office of the Chief Counsel, Federal Railroad Administration, Room 7321A, 400 Seventh Street, S.W., Washington, D.C. 20590. Submissions should identify the docket number and notice number to which they respond. (RFA–305–81–1 for Connecticut/Rhode Island properties; RFA–305–81–2 for Massachusetts properties). Written submissions other than privileged material will be available for public examination at the above address between 8:30 a.m. and 5 p.m., EST, Monday through Friday, with the exception of Federal holidays. Those desiring notification of receipt should include a self-addressed stamped postcard.

As indicated in the previous notice in these dockets, nonprivileged material submitted by Conrail and prospective purchasers will also be available for public inspection at the following locations:

Connecticut Department of Transportation, Rail Planning Division, Room 214, Department of Transportation Administration Building, 24 Wolcott Road, Wethersfield, Connecticut 06109, Monday through Friday, 8:30 a.m. to 4 p.m. EST;

Executive Office of Transportation, Commonwealth of Massachusetts, Room 1610, One Ashburton Place, Boston, Massachusetts 02108, Attn: Paul A. McBride, Assistant Secretary, Monday through Friday, 9 a.m. to 5 p.m. EST;

Rhode Island Department of Transportation, Planning Division, Room 369, State Office Building, Providence, Rhode Island 02903, Monday through Friday, 8:30 a.m. to 4:30 p.m. EST.

FOR FURTHER INFORMATION CONTACT: Steve Black, Office of Federal Assistance, FRA, (202) 472–7180.

SUPPLEMENTARY INFORMATION: This notice is issued in response to amendments to section 305 of the Regional Rail Reorganization Act of 1973 (3R Act) (45 U.S.C. Section 745) which were effected by Section 1155 of the Northeast Rail Service Act of 1981. The President signed that legislation into law on August 13, 1981, as a part of the Omnibus Budget Reconciliation Act of 1981, Pub. L. No. 97–35. section 1155 amends section 305 of the 3R Act in two significant respects.

First, it requires the Federal Railroad Administrator, as delegate of the Secretary, to initiate, within 10 days of enactment, discussions and negotiations for the transfer of "some or all of (Conrail's) rail properties and freight service obligations in the States of Connecticut and Rhode Island to one or more parties under a plan which provides for continued rail freight service on all lines operated by (Conrail) on the date of enactment for at least four years." Within 120 days of enactment, the Administrator is required to petition the Special Court established under the 3R Act for an order to transfer the properties. The Special Court is expected to rule on the petition within 180 days, providing in its final order for a purchase price and divisions of joint rates that are fair and equitable. Conrail may be designated by the Administrator to retain certain lines, but only if Conrail agrees to maintain service over those lines for the four-year period. Branch lines and other non-mainline properties located in adjoining States that connect with those lines subject to transfer may also be considered for transfer under this provision to permit efficient operation of the Connecticut and Rhode Island properties.

The second amendment requires the Administrator, within 20 days of enactment, to initiate discussions and negotiations for the transfer of five designated Conrail lines in Massachusetts (including short segments of two lines that extend several miles into Connecticut) to a financially self-sustaining railroad (or railroads) that guarantees continuous service for at least four years. The Administrator is required to transfer the lines, without approval of any court or other body, within 120 days of enactment, having determined a fair and equitable price for the properties and fair and equitable divisions of joint rates (unless the parties have agreed upon the price or divisions). The Administrator may also transfer up to 5 miles of trackage rights on other Conrail lines for each line designated in the law, on fair and equitable terms, if trackage rights are necessary to operate the transferred lines in an efficient manner.

The Connecticut and Rhode Island properties of Conrail that are subject to transfer under the first of the above-described provisions (amending subsection 305(f) of the 3R Act) were described in Appendix A to Notice No. 1 (46 FR 42565) (hereafter Appendix A properties). The Massachusetts properties that are subject to transfer under the second provision (adding a new subsection (g) to section 305) were described in Appendix B to that notice (Appendix B properties). Connecting non-mainline properties identified by prospective purchasers as appropriate for transfer with Appendix A properties will be classified as Appendix C properties. Trackage rights identified by prospective purchasers as necessary to operate Appendix B lines will be classified as Appendix D properties. Neither Appendix C nor Appendix D lines have been identified at this time. By **Federal Register** notice of August 21, 1981 (46 FR 42565), FRA requested persons interested in receiving information on the development of transfer proposals to submit their names, addresses, and a statement regarding the nature of their interest to the Docket Clerk by September 11, 1981.

The proposed transfer of Appendix A properties (and certain of the Appendix B properties) was the subject of a previous FRA proceeding. Prospective purchasers may wish to review public docket materials describing the properties and indicating the type of data that FRA required in the previous proceeding. FRA will contract prospective purchasers concerning data requirements for these proceedings. *See* Docket No. RFA–305–80–1; 45 FR 85542 (Dec. 29, 1980); 46 FR 22300 (April 16, 1981); 46 FR 30019 (June 4, 1981).

Informal Conferences

Informal conferences were held on August 31, 1981 at New Haven, Connecticut, and on September 1, 1981 at Springfield, Massachusetts to elicit the views of prospective transferees and other interested parties concerning the procedures and criteria that should be adopted to effect the transfers. These conferences were announced in the **Fedeal Register** on August 17, 1981 (49 FR 42565). Transcripts of these meetings will be placed in the public docket files.

This third meeting will be held to brief interested parties on the status of the transfer process and to solicit their views, with particular emphasis on the concerns of shippers by rail. Participants in the conferences are particularly requested to address the following issues:

1. Service needs of affected shippers and consignees (frequency, equipment requirements, routing considerations); and

2. Rate issues, including the establishment or recommendation of divisions of joint rates.

Issued in Washington, D.C., on September 14, 1981.

Robert W. Blanchette,

Federal Railroad Administrator.

[FR Doc. 81–27159 Filed 9–16–81; 8:45 am]

BILLING CODE 4910–06–M

Maritime Administration

[Docket No. S-703]

Participation by Vessels Built With Construction-Differential Subsidy in the Carriage of Crude Oil in the Domestic Trade; Notice of Application of Boston VLCC Tankers, Inc. VI

Notice is hereby given that by application of September 9, 1981, Boston VLCC Tankers, Inc. VI (Boston VI) requested permission under section 506 of the Merchant Marine Act, 1936, as amended, for its owned vessel, the SS MARYLAND, to operate for six months in the Alaskan oil trade. The 265,000 deadweight ton MARYLAND, which was built with construction-differential subsidy, would carry crude oil from Valdez, Alaska, to Panama for transshipment, and/or from Valdez direct to the U.S. Gulf. Boston VI understands that suitable vessels of a competitor will not be available for the carriage of this cargo.

The MARYLAND would operate under time charter to SPC Shipping, Inc., a subsidiary of Standard Oil Company (Ohio). First loading of the vessel at Valdez would commence on or after November 4–10, 1981.

Interested parties may inspect the application in the Office of the Secretary, Maritime Administration, Room 7300A, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590.

Any person, firm, or corporation who is a "competitor," as defined in section 250.2 of the regulations as set forth in 46 CFR 250 published in the Federal Register issue of June 29, 1977 (42 FR 33035), and desires to protest such application for carriage of oil in the domestic trade from Alaska to Panama should submit such protest in writing, in triplicate, to the Secretary, Maritime Administration, Washington, D.C. 20590.

Any person, firm or corporation who desires to protest such application for carriage of oil in the domestic trade from Alaska directly to the U.S. Gulf should submit such protest in writing, in triplicate, to the Secretary, Maritime Administration, Washington, D.C. 20590.

Protests must be received or or before September 24, 1981. If a protest is received, the applicant will be advised of such protest by telephone or telegram and will be allowed three working days to respond in a manner acceptable to the Maritime Administrator. Within five working days after due date for the applicant's response, the Maritime Administrator will advise the applicant, as well as those submitting protests, of the action taken, with a concise written explanation of such action. If no protest is received concerning the application, the Maritime Administrator will take such action as may be deemed appropriate.

(Catalog of Federal Domestic Assistance Program No. 11.500 Construction-Differential Subsidy (CDS)).

By Order of the Acting Maritime Administrator.

Dated: September 11, 1981.

Robert J. Patton, Jr.,

Secretary.

[FR Doc. 81-27066 Filed 9-16-81; 8:45 am]

BILLING CODE 3510-15-M

DEPARTMENT OF THE TREASURY

Fiscal Service

Treasury Current Value of Funds Rate

AGENCY: Bureau of Government Financial Operations, Fiscal Service, Treasury.

ACTION: Notice of rate for use in Federal cash management operations.

SUMMARY: This notice provides the percentage rate based on the current value of funds to the Treasury. This rate is required by the Treasury Fiscal Requirements Manual (I TFRM 6–8000) to be used in Federal billing, collection, and disbursement operations and is provided here as public notice to assist agencies in their negotiations with affected contractors, organizations, and individuals. The applicable rate is 18.35 percent.

DATES: The rate will be in effect for the period beginning on October 1, 1981, and ending on December 31, 1981.

FOR FURTHER INFORMATION CONTACT: Inquiries should be directed to the Cash Management Regulations and Compliance Staff, Bureau of Government Financial Operations, Department of the Treasury, Treasury Annex No. 1, Washington, DC 20226 (Telephone: 202/566–8251).

SUPPLEMENTARY INFORMATION: Revisions to I TFRM 6–8000 in June 1980, provided that the current value of funds rate should be used in assessing charges for late payments to the Government (except where prohibited by law or where a different rule is prescribed by statute), and in determining whether it is cost-effective for the Government to avail itself of prompt payment discounts. This rate reflects the short-term value of funds to the Treasury and is based on rates set for purposes of Pub. L. 95–147, 91 Stat. 1227. It should be noted that the Federal Claims Collection Standards (4 CFR 102) also require that interest be charged on delinquent debts and debts being paid in installments in accordance with I TFRM 6–8000.

Dated: September 11, 1981.

W. E. Douglas,

Commissioner.

[FR Doc. 81-27120 Filed 9-16-81; 8:45 am]

BILLING CODE 4810-35-M

Office of the Secretary

[Department Circular; Public Debt Series—No. 28–81]

Treasury Notes of September 30, 1983; Series V–1983

September 11, 1981.

1. Invitation for Tenders

1.1. The Secretary of the Treasury, under the authority of the Second Liberty Bond Act, as amended, invites tenders for approximately $4,750,000,000 of United States securities, designated Treasury Notes of September 30, 1983, Series V–1983 (CUSIP No. 912827 MH 2). The securites will be sold at auction, with bidding on the basis of yield. Payment will be required at the price equivalent of the bid yield of each accepted tender. The interest rate on the securities and the price equivalent of each accepted bid will be determined in the manner described below. Additional amounts of these securities may be issued to Government accounts and Federal Reserve Banks for their own account in exchange for maturing Treasury securities. Additional amounts of the new securities may also be issued at the average price to Federal Reserve Banks, as agents for foreign and international monetary authorities, to the extent that the aggregate amount of tenders for such accounts exceeds the aggregate amount of maturing securities held by them.

2. Description of Securities

2.1. The securities will be dated September 30, 1981, and will bear interest from that date, payable on a semiannual basis on March 31, 1982, and each subsequent 6 months on September 30 and March 31, until the principal becomes payable. They will mature September 30, 1983, and will not be subject to call for redemption prior to maturity. In the event an interest payment date or the maturity date is a Saturday, Sunday, or other nonbusiness day, the interest or principal is payable on the next-succeeding business day.

2.2. The income derived from the securities is subject to all taxes imposed under the Internal Revenue code of 1954. The scurities are subject to estate, inheritance, gift, or other excise taxes,

whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, any possession of the United States, or any local taxing authority.

2.3. The securities will be acceptable to secure deposits of public monies. They will not be acceptable in payment of taxes.

2.4. Bearer securities with interest coupons attached, and securities registered as to principal and interest, will be issued in denominations of $5,000, $10,000, $100,000 and $1,000,000. Bookentry securities will be available to eligible bidders in multiples of those amounts. Interchanges of securities of different denominations and of coupon, registered, and book-entry securities, and the transfer of registered securities will be permitted.

2.5. The Department of the Treasury's general regulations governing United States securities apply to the securities offered in this circular. These general regulations include those currently in effect, as well as those that may be issued at a later date.

3. Sale Procedures

3.1. Tenders will be received at Federal Reserve Banks and Branches and at the Bureau of the Public Debt, Washington, D.C. 20226, up to 1:30 p.m., Eastern Daylight Saving time, Wednesday, September 16, 1981. Noncompetitive tenders as defined below will be considered timely if postmarked no later than Tuesday, September 15, 1981.

3.2. Each tender must state the face amount of securities bid for. The minimum bid is $5,000, and larger bids must be in multiples of that amount. Competitive tenders must also show the yield desired, expressed in terms of an annual yield with two decimals, e.g., 7.11%. Common fractions may not be used. Noncompetitive tenders must show the term "noncompetitive" on the tender form in lieu of a specified yield. No bidder may submit nore than one noncompetitive tender, and the amount may not exceed $1,000,000.

3.3. Commercial banks, which for this purpose are defined as banks accepting demand deposits, and primary dealers, which for this purpose are defined as dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions in and borrowings on such securities, may submit tenders for account of customers if the names of the customers and the amount for each customer are furnished. Others are only permitted to submit tenders for their own account.

3.4. Tenders will be received without deposit for their own account from commercial banks and other banking institutions; primary dealers, as defined above; Federally-insured savings and loan associations; States, and their political subdivisions or instrumentalities; public pension and retirement and other public funds; international organizations in which the United States holds membership; foreign central banks and foreign states; Federal Reserve Banks; and Government accounts. Tenders from others must be accompanied by full payment for the amount of securities applied for (in the form of cash, maturing Treasury securities, or readily collectible checks), or by a payment guarantee of 5 percent of the face amount applied for, from a commercial bank or a primary dealer.

3.5. Immediately after the closing hour, tenders will be opened, followed by a public announcement of the amount and yield range of accepted bids. Subject to the reservations expressed in Section 4, noncompetitive tenders will be accepted in full, and then competitive tenders will be accepted, starting with those at the lowest yields, through successively higher yields to the extent required to attain the amount offered. Tenders at the highest accepted yield will be prorated if necessary. After the determination is made as to which tenders are accepted, a coupon rate will be established, on the basis of a ⅛ of one percent increment, which results in an equivalent average accepted price close to 100.000 and a lowest accepted price above the original issue discount limit of 99.500. That rate of interest will be paid on all of the securities. Based on such interest rate, the price on each competitive tender allotted will be determined and each successful competitive bidder will be required to pay the price equivalent to the yield bid. Those submitting noncompetitive tenders will pay the price equivalent to the weighted average yield of accepted competitive tenders. Price calculations will be carried to three decimal places on the basis of price per hundred, e.g., 99.923, and the determinations of the Secretary of the Treasury shall be final. If the amount of noncompetitive tenders received would absorb all or most of the offering, competitive tenders will be accepted in an amount sufficient to provide a fair determination of the yield. Tenders received from Government accounts and Federal Reserve Banks will be accepted at the price equivalent to the weighted average yield of accepted competitive tenders.

3.6. Competitive bidders will be advised of the acceptance or rejection of their tenders. Those submitting noncompetitive tenders will only be notified if the tender is not accepted in full, or when the price is over par.

4. Reservations

4.1. The Secretary of the Treasury expressly reserves the right to accept or reject any or all tenders in whole or in part, to allot more or less than the amount of securities specified in Section 1, and to make different percentage allotments to various classes of applicants when the Secretary considers it in the public interest. The Secretary's action under this Section is final.

5. Payment and Delivery

5.1. Settlement for allotted securities must be made at the Federal Reserve Bank or Branch or at the Bureau of the Public Debt, wherever the tender was submitted. Settlement on securities allotted to institutional investors and to others whose tenders are accompanied by a payment guarantee as provided in section 3.4., must be made or completed on or before Wednesday, September 30, 1981. Payment in full must accompany tenders submitted by all other investors. Payment must be in cash; in other funds immediatley available to the Treasury; in Treasury bills, notes, or bonds (with all coupons detached) maturing on or before the settlement date but which are not overdue as defined in the general regulations governing United States Securities; or by chech drawn to the order of the institution to which the tender was submitted, which must be received from institutional investors no later than Monday, September 28, 1981. When payment has been submitted with the tender and the purchase price of allotted sucurities is over par, settlement for the premium must be completed timely, as specified in the preceding sentence. When payment has been submitted with the tender and the purchase price is under par, the discount will be remitted to the bidder. Payment will not be considered complete where registered securities are requested if the appropriate identifying number as required on tax returns and other documents submitted to the Internal Revenue Service (an individual's social security number or an employer identification number) is not furnished. When payment is made in securities, a cash adjustment will be made to or required of the bidder for any difference between the face amount of securities presented and the amount payable on the securities allotted.

5.2. In every case where full payment has not been completed on time, an amount of up to 5 percent of the face

amount of securities allotted, shall, at the discretion of the Secretary of the Treasury, be forfeited to the United States.

5.3. Registered securities tendered in payment for allotted securities ae not required to be assigned if the new securities are to be registered in the same names and forms as appear in the registrations or assignments of the securities surrendered. When the new securities are to be registered in names and forms different from those in the inscriptions or assignments of the securities presented, the assignment should be to "The Secretary of the Treasury for (securities offered by this circular) in the name of (name and taxpayer identifying number)." If new securites in coupon form are desired, the assignment should be to "The Secretary of the Treasury for coupon (securities offered by this circular) to be delivered to (name and address)." Specific instructions for the issuance and delivery of the new securities, signed by the owner or authorized representative, must accompany the securities presented. Securities tendered in payment should be surrendered to the Federal Reserve Bank or Branch or to the Bureau of the Public Debt, Washington, D.C. 20226. The securities must be delivered at the expense and risk of the holder.

5.4. If bearer securities are not ready for delivery on the settlement date, purchasers may elect to receive interim certificates. These certificates shall be issued in bearer form and shall be exchangeable for definitive securities of this issue, when such securities are available, at any Federal Reserve Bank or Branch or at the Bureau of the Public Debt, Washington, D.C. 20226. The interim certificates must be returned at the risk and expense of the holder.

5.5. Delivery of securities in registered form will be made after the requested form of registration has been validated, the registered interest account has been established, and the securities have been inscribed.

6. General Provisions

6.1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive tenders, to make allotments as directed by the Secretary of the Treasury, to issue such notices as may be necessary, to receive payment for and make delivery of securities on full-paid allotments, and to issue interim certificates pending delivery of the definitive securities.

6.2. The Secretary of the Treasury may at any time issue supplemental or amendatory rules and regulations governing the offering. Public announcement of such changes will be promptly provided.

Supplementary Statement: The announcement set forth above does not meet the Department's criteria for significant regulations and, accordingly, may be published without compliance with the departmental procedures applicable to such regulations.

Paul H. Taylor,

Fiscal Assistant Secretary.

[FR Doc. 81-27209 Filed 9-15-81; 4:35 pm]

BILLING CODE 4810-40-M

VETERANS ADMINISTRATION

Station Committee on Educational Allowances; Notice of Meeting

Notice is hereby given pursuant to Section V, Review Procedure and Hearing Rules, Station Committee on Educational Allowances that on October 8, 1981, at 1:00 p.m., the Veterans Administration Regional Office Station Committee on Educational Allowances shall at Estes Kefauver Federal Building—U.S. Courthouse, Room A–220, 110 Ninth Avenue, South, Nashville, Tennessee, conduct a hearing to determine whether Veterans Administration benefits to all eligible persons enrolled in McKenzie College, 1000 Riverfront Parkway, Chattanooga, Tennessee, should be discontinued, as provided in 38 CFR 21.4134, because a requirement of law is not being met or a provision of the law has been violated. All interested persons shall be permitted to attend, appear before, or file statements with the Committee at that time and place.

Dated: September 9, 1981.

R. S. Bielak,

Director, VA Regional Office, 110 Ninth Avenue, South, Nashville, Tenn.

[FR Doc. 81-27085 Filed 9-16-81; 8:45 am]

BILLING CODE 8320-01-M

Sunshine Act Meetings

Federal Register
Vol. 46, No. 180
Thursday, September 17, 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).

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1

[M-329 (Amdt. 3), September, 14, 1981]

CIVIL AERONAUTICS BOARD.

Notice of addition and closure of item to the September 15, 1981 Board meeting

TIME AND DATE: 9:30 a.m., September 15, 1981.

PLACE: Room 1027 (open), Room 1012 (closed), 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUBJECT: 24. Further Discussion on LACAC Developments. (BIA)

STATUS: Items 1-22 (open), Items 23-24 (closed).

PERSON TO CONTACT: Phyllis T. Kaylor, the Secretary (202) 673-5068.

[S. 1406-81 Filed 9-15-81; 3:46 p.m.]

BILLING CODE 6320-01-M

2

[M-330, September 11, 1981]

CIVIL AERONAUTICS BOARD.

Short notice and closure of Board meeting

TIME AND DATE: 12 Noon, September 11, 1981.

PLACE: Room 1012, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUBJECT: Docket 32851, *The IATA Review (Show Cause) Proceeding.* (OGC, BIA)

STATUS: Closed.

PERSON TO CONTACT: Phillis T. Kaylor, the Secretary (202) 673-5068.

[S-1407-81 Filed 9-15-81; 3:46 pm]

BILLING CODE 6320-01-M

3

COMMODITY FUTURES TRADING COMMISSION.

TIME AND DATE: 10 a.m., Tuesday, September 22, 1981.

PLACE: 2033 K Street, N.W., Washington, D.C., fifth floor hearing room.

STATUS: Open.

MATTERS TO BE CONSIDERED: National Futures Association's Application for Registration.

* * * * *

TIME AND DATE: 10 a.m., Wednesday, September 23, 1981.

PLACE: 2033 K Street, N.W., Washington, D.C., fifth floor hearing room.

STATUS: Open.

MATTERS TO BE CONSIDERED:

Proposed Contract Market Designation for the New York Futures Exchange's GNMA contract application
Proposed Contract Market Designation for the Chicago Board of Trade Long-Term Treasury Note contract application

* * * * *

TIME AND DATE: 11:30 a.m., Wednesday, September 23, 1981.

PLACE: 2033 K Street, N.W., Washington, D.C., fifth floor hearing room.

STATUS: Closed .

MATTERS TO BE CONSIDERED: Rule Enforcement Review.

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-1402-81 Filed 9-15-81; 3:27 pm]

BILLING CODE 6351-01-M

4

DEPOSITORY INSTITUTIONS DEREGULATION COMMITTEE.

(Comptroller of the Currency, Federal Reserve Board, Federal Deposit Insurance Corporation, National Credit Union Administration, Federal Home Loan Bank Board, Department of the Treasury)

TIME AND DATE: 3:30 p.m., September 22, 1981.

PLACE: Cash Room, Department of the Treasury (use Pennsylvania Avenue entrance), Pennsylvania Avenue between 15th Street and East Executive Avenue, Washington, D.C. 20220.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Reconsideration of final rule on interest rate ceilings on money market certificates (MMCs) and Small Savers Certificates (SSCs).
2. Consideration of raising the interest rate ceiling for savings deposits.
3. Consideration of creation of a new short-term deposit instrument and proposals to change the method of calculating the ceiling rate on money market certificates (MMCs).
4. Reconsideration of proposals to create a deregulated IRA/Keogh Account.
5. Consideration of proposal to create a new long-term dertegulation schedule with new deposit categories.

Note.—This meeting will be recorded for the benefit of those unable to attend. Cassettes will be available for listening in the DIDC offices at the Department of the Treasury, and copies may be purchased for $5.00 per cassette by calling (202) 566-5152 or by writing to: Depository Institutions Deregulation Committee, Department of the Treasury, Room 1054 MT, Washington, D.C. 20220.

For further information about the DIDC and the September 22 meeting, please call (202) 566-3734.

Gordon Eastburn,

Acting Executive Secretary of the Committee.

[S-1404-81 Filed 9-15-81; 3:42 pm]

BILLING CODE 4810-25-M

5

FEDERAL ELECTION COMMISSION.

DATE AND TIME: Tuesday, September 22, 1981 at 10 a.m.

PLACE: 1325 K Street, N.W., Washington, D.C.

STATUS: This meeting will be closed to the public.

MATTERS TO BE CONSIDERED:

Compliance. Litigation. Audits. Personnel. FY82 Management Plan

* * * * *

DATE AND TIME: Thursday, September 24, 1981 at 10 a.m.

PLACE: 1325 K Street, N.W., Washington, D.C. (fifth floor).

STATUS: This meeting will be open to the public.

MATTERS TO BE CONSIDERED:

Setting of dates for future meetings
Correction and approval of minutes
Advisory opinion 1981-32: Donald M. Middlebrooks, on behalf of former Governor Reubin O'D. Askew
Pending legislation

Appropriations and budget: Budget Execution Report for August
Notice of proposed rulemaking on 11 CFR 102.6: Collecting agents and joint fundraising
Classification actions
Routine administrative matters

PERSON TO CONTACT FOR INFORMATION: Mr. Fred Eiland, Public Information Officer; Telephone: 202–523–4065

[S-1403-81 Filed 9-15-81; 3:24 pm]
BILLING CODE 6715-01-M

6

FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: [46 FR 45850; September 15, 1981.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m. September 16, 1981.

CHANGE IN THE MEETING: The following items have been added:

Item No., Docket No., and Company.

CI–1. CI64–26 (Force Majeure), Gulf Oil Corporation
CI–2. RI79–21, Shell Oil Company

Kenneth F. Plumb,
Secretary.

[S-1401-81 Filed 9-15-81; 2:16 pm]
BILLING CODE 6450-85-M

7

FEDERAL HOME LOAN BANK BOARD.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 46 FR 45851; Tuesday, September 15, 1981.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., Thursday, September 17, 1981.

PLACE: 1700 G Street, N.W., 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 item has been added to the open portion of the Bank Board meeting scheduled for Thursday, September 15, 1981.

Merger; Maintenance of Branch Offices; Cancellation of Membership and Insurance and Transfer of Stock—Fort Pitt Federal Savings and Loan Association, Pittsburgh, Pennsylvania into First Federal Savings and Loan Association of Pittsburgh, Pittsburgh, Pennsylvania.

No. 538, September 15, 1981.

[S-1399-81 Filed 9-15-81; 10:14 am]
BILLING CODE 6720-01-M

8

METRIC BOARD.

Convening of the Data Processing/Office Equipment Sector Committee of the American National Metric Council.

The United States Metric Board (USMB) was establishment by the Metric Conversion Act of 1975 (Pub. L. 94–168) to coordinate the voluntary increasing use of the metric system. Section 6(3) of the Act directs the USMB to keep interested parties informed and to encourage broad participation in private sector metric activities.

Therefore, notice is hereby given that on October 20, 1981, at 10:00 a.m., the convening meeting of the American National Metric Council's (ANMC) Data Processing/Office Equipment Sector Committee will take place in Washington, D.C. The ANMC is a private sector nonprofit organization.

The preliminary agenda for the meeting is as follows:

10:00 Call to Order:
Introduction Remarks
Introduction of Participants
Metric Status Update:
ANMC
Industry
Government
Canadian Update
Metric Conversion Experience of Attendees: Problems and Opportunities
Sector Objectives
Sector Scope
Selection of Chairman
Selection of Vice Chairman
Selection of Secretariat
2:00 Adjournment

The meeting is open to the public. Persons who which to attend or who wish additional information concerning this metric planning activity may contact Gracelyn Deebo, Program manager at ANMC. Telephone (301) 530–8333.

Dated: September 14, 1981.

Theodore S. Farfaglia,
Executive Director.

[S-1405-81 Filed 9-15-81; 3:46 pm]
BILLING CODE 8250-01-M

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SECURITIES AND EXCHANGE COMMISSION.

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. 94–409, that the Securities and Exchange Commission will hold the following meetings during the week of September 21, 1981, in Room 825, 500 North Capitol Street, Washington, D.C.

Closed meetings will be held on Tuesday, September 22, 1981, at 10:00 a.m. and on Thursday, September 24, 1981, following the 10:00 a.m. open meeting. Open meetings will be held on Thursday, September 24, 1981, at 10:00 a.m. and 2:30 p.m.

The Commissioners, their legal assistants, the Secretary of the Commission, and recording secretaries will attend the closed meetings. Certain staff members who are responsible for the calendared matters may be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, the items to be considered at the closed meetings may be considered pursuant to one or more of the exemptions set forth in 5 U.S.C. 552b(c)(4)(8)(9)(A) and 10 and 17 CFR 200.402(a)(4)(8)(9)(i) and (10).

Chairman Shad and Commissioners Loomis, Evans, Thomas and Longstreth voted to consider the items listed for the closed meeting in closed session.

The subject matter of the closed meeting scheduled for Tuesday, September 22, 1981, at 10:00 a.m., will be:

Settlement of injuctive action.
Access to investigative files by Federal, State or Self-Regulatory authorities.
Freedom of Information Act appeal.
Institution of injunctive actions.
Litigation matter.
Institution and settlement of administrative proceedings of an enforcement nature. Regulatory matter bearing enforcement implications.

The subject matter of the closed meeting scheduled for Thursday, September 24, 1981, at 2:30 p.m., will be:

Post oral argument.

The subject matter of the open meetings scheduled for Thursday, September 24, 1981, at 10:00 a.m., will be:

1. Consideration of whether to adopt certain revisions to the exemption regulations for the securities of the International Bank for Reconstruction and Development, the Inter-American Development Bank, and the Asian Development Bank. For further information, Please contact Ronald Adee at (202) 272–3250.

2. Consideration of whether to issue a release adopting amendments to rule 5–04 of Regulation S–X to limit the presentation of the detailed schedule of property, plant, and equipment and the related schedule of accumulated depreciation, depletion and amortization to those registrants that are relatively capital intensive. Other related amendments proposed for comment in Securities Act Release No. 33–6293 (February 25, 1981) which would have modified the form and content of these schedules are not being recommended for adoption. For further information, please contact Eugene W. Green at (202) 272–2130.

3. Consideration of proposal to amend Regulation S–X to establish instructions for the preparation and presentation of pro forma financial information. For further information, please contact David F. Martin at (202) 272–2130.

4. Consideration of whether to authorize the Division of Corporation Finance and the Office of the Chief Accountant to issue a release discussing their assessment of certain initial disclosures made in response to the newly adopted Item 11 of Regulation S-K, Management's Discussion and Analysis of Financial Condition and the Results of Operations. For further information, please contact William H. Carter at (202) 272-3229.

The subject matter of the open meeting scheduled for Thursday, September 24, 1981, at 2:30 p.m., will be:

The Commission will hear oral argument on appeals by James E. Ryan and the Commission's Division of Enforcement from initial decision of an administrative law judge. For further information, please contact Robert J. Zutz at (202) 523-4588.

At times changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any matters have been added, deleted or postponed, please contact: Diane Klinke at (202) 272-2178

September 14, 1981.

[S-1396-81 Filed 9-15-81; 9:43 am]

BILLING CODE 8010-01-M

10

TENNESSEE VALLEY AUTHORITY.

TIME AND DATE: 9 a.m., Thursday, September 17, 1981.

PLACE: Conference Room B-32, West Tower, 400 Commerce Avenue, Knoxville, Tennessee.

STATUS: Open.

MATTERS FOR ACTION: Recommendations on rates for pay and certain monetary fringe benefits for salary policy employees in represented positions, and on changes in the Articles of Agreement, resulting from the thirtieth annual salary policy negotiations; and on proposed salary and benefit adjustments for certain management schedule employees and other nonsalary policy employees.

CONTACT PERSON FOR MORE INFORMATION: Craven H. Crowell, Jr., Director of Information, or a member of his staff can respond to requests for information about this meeting. Call 615-632-3257, Knoxville, Tennessee. Information is also available at TVA's Washington office, 202-245-0101.

SUPPLEMENTARY INFORMATION:

TVA Board Action

The TVA Board of Directors has found, the public interest not requiring otherwise, that TVA business requires that this meeting be called at the time set out above and that no earlier announcement of the meeting was possible.

The members of the TVA Board voted to approve the above findings and their approvals are recorded below:

Dated: September 15, 1981.

Approved:

C. H. Dean, Jr.,

S. David Freeman,

Richard M. Freeman.

[S-1400-81 Filed 9-15-81; 1:51 pm]

BILLING CODE 8120-20-M

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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
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DOT/FAA	USDA/FSIS**		DOT/FAA	USDA/FSIS**
DOT/FHWA	USDA/FSQS**		DOT/FHWA	USDA/FSQS**
DOT/FRA	USDA/REA		DOT/FRA	USDA/REA
DOT/MA*	MSPB/OPM		DOT/MA*	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.

*Note: The Maritime Administration will begin Mon./Thurs. publication as of Oct. 1, 1981.
**Note: As of September 14, 1981, documents received from Food Safety and Inspection Service (formerly Food Safety and Quality Service) will no longer be assigned to the Tues./Fri. publication schedule.

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 August 26, 1981