AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

OK

7-14-82
Vol. 47 No. 135
Pages 30449-30698

federal register

Wednesday
July 14, 1982

Selected Subjects

Administrative Practice and Procedure
Agriculture Department

Banks, Banking
Federal Reserve System

Credit Unions
National Credit Union Administration

Endangered and Threatened Species
Fish and Wildlife Service

Flood Insurance
Federal Emergency Management Agency

Government Employees
Nuclear Regulatory Commission

Hazardous Materials
Environmental Protection Agency

Household Appliances
Federal Trade Commission

Marketing Agreements
Agricultural Marketing Service

Motor Vehicle Pollution
Environmental Protection Agency

Nuclear Power Plants and Reactors
Nuclear Regulatory Commission

Pesticides and Pests
Environmental Protection Agency

Radio
Federal Communications Commission

CONTINUED INSIDE



Selected Subjects

FEDERAL REGISTER Published daily, Monday through Friday, (not published on Saturdays, Sundays, or on official holidays), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408, under the Federal Register Act (49 Stat. 500, as amended; 44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The **Federal Register** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders and Federal agency documents having general applicability and legal effect, documents required to be published by Act of Congress and other Federal agency documents of public interest. Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless earlier filing is requested by the issuing agency.

The **Federal Register** will be furnished by mail to subscribers, free of postage, for $300.00 per year, or $150.00 for six months, payable in advance. The charge for individual copies is $1.50 for each issue, or $1.50 for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

There are no restrictions on the republication of material appearing in the **Federal Register.**

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

Securities
Securities and Exchange Commission

Security Measures
State Department

Social Security
Social Security Administration

Wilderness Areas
Land Management Bureau

Contents

Federal Register
Vol. 47, No. 135
Wednesday, July 14, 1982

The President
EXECUTIVE ORDERS
30449 Generalized System of Preferences, amendments (EO 12371)

Executive Agencies

Agricultural Marketing Service
RULES
30451 Nectarines, pears, plums and peaches grown in Calif.

Agriculture Department
See also Agricultural Marketing Service.
RULES
Administrative regulations:
30451 Endangered Species Act and Lacey Act hearings; adjudicatory proceedings practice rules
NOTICES
30534 Agency forms submitted to OMB for review
Meetings:
30534 Meat and Poultry Inspection National Advisory Committee

Air Force Department
NOTICES
Active military service and discharge determinations; civilian or contractual personnel:
30563 Cadets, Massachusetts and New York Nautical Schools

Arts and Humanities, National Foundation
NOTICES
Meetings:
30471 Humanities Advisory Panel

Civil Aeronautics Board
NOTICES
Air carrier rules:
30534 Failure to operate on schedule or failure to carry; inquiry
Hearings, etc.:
30536 Aer Turas Teoranta
30536 Blue Bell, Inc.
30536 Central Zone-Caracas/Maracaibo, Venezuela service case
30537 Dallas/Ft. Worth-London case
30537 Samoa Airlines, Inc.; fitness investigation

Commerce Department
See International Trade Administration; National Bureau of Standards; National Oceanic and Atmospheric Administration.

Commodity Futures Trading Commission
PROPOSED RULES
30498 Domestic exchange-traded commodity options; pilot program; options on physicals, etc.; correction
NOTICES
30679 Meetings; Sunshine Act

Defense Department
See also Air Force Department.
NOTICES
Meetings:
30563 DIA Advisory Committee

Economic Regulatory Administration
NOTICES
Consent orders:
30563 Conoco Inc.

Education Department
PROPOSED RULES
30498 Privacy Act; implementation; extension of time

Energy Department
See also Economic Regulatory Administration; Federal Energy Regulatory Commission; Western Area Power Administration.
NOTICES
Floodplain and wetlands environmental review determinations; availability, etc.:
30563 Savannah River Plant, Aiken, S.C.; resumption of operation of L-reactor; inquiry

Environmental Protection Agency
RULES
Air pollution; standards of performance for new stationary sources:
30480 Gas turbines; correction
Air pollution control; new motor vehicles and engines:
30481 Exemptions; manufacturer's application requirements
Pesticide chemicals in or on raw agricultural commodities; tolerances and exemptions, etc.:
30488 Alkyl (C_8-C_{18}) sulfate
30485 Chlorpyrifos
30486 Fluchloralin
30489 Poly (oxy-1,2-ethanediyl), alpha-(carboxymethyl)-omega-(nonylphenoxy)
30487 Profenofos
Pesticides; tolerances in animal feeds:
30479 Chlorpyrifos
30478 Profenofos
Pesticides; tolerances in food:
30477 Chlorpyrifos
PROPOSED RULES
Hazardous waste programs; interim authorizations; various States:
30498 South Carolina
NOTICES
Meetings:
30641 Science Advisory Board
Pesticide, food, and feed additive petitions:
30640 BASF Wyanette Corp. et al.
Pesticide registration, cancellation, etc.:
30641 Mesurol 75% Wettable Powder
Pesticides; experimental use permit applications:
30637 Abbott Laboratories et al.

Toxic and hazardous substances control:
30642 Confidential business information; disclosure to Congress

Environmental Quality Office, Housing and Urban Development Department
NOTICES
Environmental statements; availability, etc.:
30652 Harbison New Community, Richland and Lexington Counties, S.C.

Federal Communications Commission
RULES
Television broadcasting:
30495 Low power television broadcasting and translators; correction
PROPOSED RULES
Radio stations; table of assignments:
30527 South Carolina; extension of time
30527 Tennessee; extension of time
NOTICES
Hearings, etc.:
30642 American Telephone & Telegraph Co.
30642 Busch Communications, Inc., et al.
Meetings:
30645 Telecommunications Industry Advisory Group
30644 Rulemaking proceedings filed, granted, denied, etc.; petitions by various companies (3 documents)

Federal Deposit Insurance Corporation
NOTICES
30679 Meetings; Sunshine Act

Federal Emergency Management Agency
RULES
Flood elevation determinations:
30493 California et al.
Flood insurance; special hazard areas:
30490 Louisiana et al.
30491 Minnesota et al.
PROPOSED RULES
Flood elevation determinations:
30500 Arizona et al.
30526 Louisiana
30524 Texas
30525 Texas; correction
NOTICES
Disaster and emergency areas:
30645 Connecticut
30645 Florida

Federal Energy Regulatory Commission
RULES
Natural Gas Policy Act; ceiling prices for high cost natural gas produced from tight formations; various States:
30467 Texas
NOTICES
Hearings, etc.:
30564 Arkansas Power & Light Co.
30565 Boston Edison Co.
30566 Cedar Draw Falls Generating Co.
30567 Central Telephone & Utilities Corp.
30567 Columbia Gulf Transmission Co. et al.
30567 Crystal Springs Ranch
30568 Dorchester Gas Producing Co.
30568 East Tennessee Natural Gas Co.
30568 El Paso Natural Gas Co. et al.
30569 Energencis Systems, Inc. (2 documents)
30569 Florida Power & Light Co.
30570 Gardiner Water District
30570 High Island Offshore System
30571 Hutton, Duane
30571 Idaho Power Co.
30572 Jennings, Michael, et al.
30572 Kansas Gas & Electric Co.
30573 Kaslow, John F.
30574 Kelly, Richard J.
30574 Monterey County Flood Control & Water Conservation District
30575 North Penn Gas Co. et al.
30574 Northern Natural Gas Co.
30575, 30576 Pacific Gas & Electric Co. (3 documents)
30578 Pennsylvania Power & Light Co.
30577 Philadelphia Electric Co. et al.
30580 Rainsong Co.
30580 Redwood Trails
30581 St. Joe Minerals Corp.
30581 Southern Natural Gas Co.
30583 Tyrrell, Joseph P.
30583 United Texas Transmission Co. et al.
30583 Virginia Electric & Power Co.
30584 Wagner, N. P.
Natural gas companies:
30584 Certificates of public convenience and necessity; applications, abandonment of service and petitions to amend (Texaco Inc. et al.)
30584 Small producer certificates, applications (Lake Petroleum Inc. et al.)
Natural Gas Policy Act:
30582 Fuel oil displacement transportation certificates; applications filed by various companies (Michigan Wisconsin Pipe Line Corp. et al.)
30587–30631 Jurisdictional agency determinations (6 documents)
Small power production and cogeneration facilities; qualify status; certification applications, etc.:
30572 Johnson, Wilbur, M.D.

Federal Home Loan Bank Board
NOTICES
Meetings:
30646 Federal Savings and Loan Advisory Council

Federal Housing Commissioner—Office of Assistant Secretary for Housing
NOTICES
Authority delegations:
30653 Programmatic redelegations of responsibilities; revision and update

Federal Maritime Commission
NOTICES
30648 Agreements filed, etc. (2 documents)
Petitions for declaratory orders:
30646 Philippines, Micronesia & Orient Navigation Co.; "contract carriage"
Tariff cancellations:
30646 AAA Foreign Freight Forwarders et al.

Federal Reserve System
RULES
Interest on deposits (Regulation Q):
30460 Early withdrawal penalty; temporary suspensions; Oklahoma

NOTICES
Applications, etc.:
30649 Colonial Bancshares et al.
30649 Farmers State Corp. of Mentone et al.
30648 First Railroad & Banking Co. of Georgia
30648 Security Bancorp, Inc.
30649 Southwest Florida Banks, Inc., et al.
Bank holding companies; proposed de novo nonbank activities:
30650 Provident National Corp. et al.

Federal Trade Commission
RULES
Appliances, consumer; energy cost and consumption information in labeling and advertising:
30465 Representative average unit costs of residential energy sources

Fish and Wildlife Service
PROPOSED RULES
Endangered and threatened species:
30528 Gray wolf in Minnesota
NOTICES
30657 Endangered and threatened species permit applications

General Services Administration
NOTICES
Meetings:
30651 Centralized Household Goods Traffic Management Program

Health and Human Services Department
See also National Institutes of Health; Social Security Administration.
NOTICES
Organization, functions, and authority delegations:
30652 General Counsel Office; certify true copies

Housing and Urban Development Department
See Environmental Quality Office, Housing and Urban Development Department; Federal Housing Commissioner—Office of Assistant Secretary for Housing.

Interior Department
See also Fish and Wildlife Service; Land Management Bureau; Minerals Management Service.
NOTICES
30658 Alaska native groups, land selections
Meetings:
30658 Alaska Land Use Council

International Trade Administration
NOTICES
Countervailing duties:
30539 Carbon steel wire rod from Argentina
30541 Carbon steel wire rod from Belgium
30550 Carbon steel wire rod from Brazil
30553 Carbon steel wire rod from France
30559 Carbon steel wire rod from South Africa
Scientific articles; duty free entry:
30561 Texas A&M University
30537 Yale University et al.

International Trade Commission
NOTICES
Import investigations:
30667 Card data imprinters and components
30667 Imported unfinished subway cars and parts
30668 Methods for extruding plastic tubing
30669 Nitrocellulose from France
30668 Vacuum bottles and components
30668 Vacuum cleaner brush rollers

Interstate Commerce Commission
NOTICES
Motor carriers:
30658 Finance applications
30659, 30661 Permanent authority applications (2 documents)
30664 Temporary authority applications
30666 Temporary authority applications; correction
Rail carriers:
30666 Chicago & North Western Transportation Co.; passenger train operation (2 documents)
Railroad services abandonment:
30665 Consolidated Rail Corp.
30665 Illinois Central Gulf Railroad Co.

Land Management Bureau
RULES
30489 Wilderness preservation; provision covering wilderness lands administered by Land Management Bureau, removal
PROPOSED RULES
30499 Minerals management, and oil and gas leasing on Federal lands; Alaska exploration and development, regulatory burden reduction, etc.; correction
NOTICES
Exchange of public lands for private lands:
30656 Montana

Libraries and Information Science, National Commission
NOTICES
30679 Meetings; Sunshine Act

Management and Budget Office
NOTICES
30682 Budget rescissions and deferrals; cumulative report

Minerals Management Service
NOTICES
Outer Continental Shelf; oil, gas, and sulphur operations; development and production plans:
30657 Getty Oil Co.
30657 Mobil Oil Exploration & Producing Southeast Inc.

National Bureau of Standards
NOTICES
Information processing standards, Federal:
30562 Parallel recorded magnetic tape cartridge for information interchange; correction
Meetings:
30562 Visiting Committee

National Credit Union Administration
RULES
30464 Account insurance coverage, clarification and definition; deferred compensation accounts

Federal credit unions:
30462 Organization and operation; credit union service organizations
30460 Service contracts for facilities, equipment, and management expertise
PROPOSED RULES
30497 Investments and deposits; advance notice
NOTICES
30658 Corporate Federal credit union chartering guidelines; inquiry

National Institutes of Health
NOTICES
Meetings:
30651 Cardiology Advisory Committee
30651 Digestive Diseases National Advisory Board; time change
30651 Epilepsy Advisory Committee
30651 Heart, Lung, and Blood Institute, National; Working Group on Blood Resources and Blood Substitutes

National Oceanic and Atmospheric Administration
NOTICES
Marine mammal permit applications, etc.:
30562 National Zoological Park

Nuclear Regulatory Commission
RULES
30452 Employees, protection of those who provide information
Production and utilization facilities, domestic licensing:
30459 Codes and standards for nuclear power plants; ASME boiler and pressure vessel code; construction and inservice inspection of components; incorporation by reference
NOTICES
Abnormal occurance reports:
30472 R. E. Ginna Nuclear Power Plant, N.Y.; steam generator tube rupture
Applications, etc.:
30477 Public Service Co. of New Hampshire
30477 Public Service Electric & Gas Co. et al.
30476 Export/imports license applications for nuclear facilities or materials (Transnuclear)
Meetings:
30476 Reactor Safeguards Advisory Committee
30679 Meetings; Sunshine Act

Securities and Exchange Commission
RULES
Organization, functions, and authority delegations:
30466 Regional Administrators; six months delay for inspections of newly registered broker-dealers that have not initiated operations
NOTICES
Self-regulatory organizations; proposed rule changes:
30477 Municipal Securities Rulemaking Board
30478 Philadelphia Stock Exchange, Inc.

Social Security Administration
RULES
Social security benefits and supplemental security income
30468 Representative payment; benefits, procedures and responsibilities

State Department
RULES
30480 Secretary of State; protection by security officers

Western Area Power Administration
NOTICES
Environmental statements; availability, etc.:
30637 Fort Peck-Havre 230-kV transmission line, Mont.; hearings

CFR PARTS AFFECTED IN THIS ISSUE

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

3 CFR

Proclamations:

4707 (Amended by EO 12371)..... 30449

Executive Orders:

11888 (Amended by EO 12371)..... 30449

12354 (Amended by EO 12371)..... 30449

12371..... 30449

7 CFR

1..... 30451

916..... 30451

917..... 30451

10 CFR

19..... 30452

30..... 30452

40..... 30452

50 (2 documents)..... 30452, 30459

60..... 30452

70..... 30452

72..... 30452

150..... 30452

12 CFR

217..... 30460

701 (2 documents)..... 30460, 30462

745..... 30464

Proposed Rules:

703..... 30497

16 CFR

305..... 30465

17 CFR

200..... 30466

Proposed Rules:

1..... 30498

3..... 30498

4..... 30498

15..... 30498

16..... 30498

18..... 30498

21..... 30498

32..... 30498

33..... 30498

145..... 30498

147..... 30498

155..... 30498

170..... 30498

180..... 30498

18 CFR

271..... 30467

20 CFR

404..... 30468

416..... 30468

21 CFR

193..... 30477

561 (2 documents)..... 30478, 30479

22 CFR

2..... 30480

34 CFR

Proposed Rules:

5b..... 30498

40 CFR

60..... 30480

85..... 30481

180 (5 documents)..... 30485–30489

Proposed Rules:

123..... 30498

43 CFR

19..... 30489

Proposed Rules:

3100..... 30499

44 CFR

65 (2 documents)..... 30490, 30491

67..... 30493

Proposed Rules:

67 (4 documents)..... 30500–30526

47 CFR

73..... 30495

74..... 30495

76..... 30495

78..... 30495

Proposed Rules:

73 (2 documents)..... 30527

50 CFR

Proposed Rules:

17..... 30528

Federal Register
Vol. 47, No. 135
Wednesday, July 14, 1982

Presidential Documents

Title 3—

The President

Executive Order 12371 of July 12, 1982

Amending the Generalized System of Preferences

By virtue of the authority vested in me by the Constitution and statutes of the United States of America, including Title V of the Trade Act of 1974 (the Trade Act) (88 Stat. 2066, 19 U.S.C. 2461 *et seq.*), as amended, Section 604 of the Trade Act (88 Stat. 2073, 19 U.S.C. 2483), and as President of the United States of America, in order to modify the limitations on preferential treatment for eligible articles from countries designated as beneficiary developing countries and to adjust the original designation of eligible articles, and in particular in order to clarify that certain import sensitive articles are and since the enactment of the Trade Act of 1974 have been precluded from eligibility for duty-free treatment pursuant to section 503(c)(i) of the Trade Act, it is hereby ordered as follows:

Section 1. In order to subdivide the nomenclature of existing items for purposes of the Generalized System of Preferences (GSP), the Tariff Schedules of the United States (TSUS) (19 U.S.C. 1202) are modified as provided in Annex I, attached hereto and made a part hereof.

Sec. 2. Annex II of Executive Order No. 11888 of November 24, 1975, as amended, listing articles that are eligible for benefits of the GSP when imported from any designated beneficiary developing country is amended by adding in numerical sequence TSUS item numbers 688.32 and 688.34 created by Annex I of this Order, and by deleting TSUS items 688.35 and 688.44.

Sec. 3. Annex III of Executive Order No. 11888, as amended, listing articles that are eligible for benefits of the GSP when imported from all designated beneficiary developing countries except those specified in General Headnote 3(c)(iii) of the TSUS, is amended by deleting TSUS item 688.45 therefrom and inserting in lieu thereof TSUS item 688.43.

Sec. 4. General Headnote 3(c)(iii) of the TSUS, listing articles that are eligible for benefits of the GSP except when imported from the beneficiary countries listed opposite those articles, is modified by deleting "688.45 . . . Hong Kong" therefrom and inserting "688.43 . . . Hong Kong" in lieu thereof.

Sec. 5. In order to provide staged reductions in the rates of duty for those new TSUS items created by Annex I to this Order, Annex III to Proclamation 4707 of December 11, 1979, is amended by Annex II to this Order, attached hereto and made a part hereof.

Sec. 6. Whenever the column 1 rate of duty in the TSUS for any item specified in Annex I to this Order is reduced to the same level as, or to a lower level than, the corresponding rate of duty inserted in the column entitled "LDDC" by Annex I of this Order, the rate of duty in the column entitled "LDDC" for such item shall be deleted from the TSUS.

Sec. 7. In order to correct a typographical error in Executive Order No. 12354 of March 30, 1982, Annex I thereto is modified by inserting in the column of rates to be inserted in the Rates of Duty 2 column of the TSUS for item 661.14 the rate "35% ad val.".

Sec. 8. The amendments made by this Order are effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after the day following the date of this Order, and for all articles previously entered for which liquidation has not been made final as of such date.

Ronald Reagan

THE WHITE HOUSE,
July 12, 1982.

ANNEX I—GENERAL MODIFICATIONS OF THE TARIFF SCHEDULES OF THE UNITED STATES

Notes:

1. Bracketed matter is included to assist in the understanding of ordered modifications.
2. The following items, with or without preceding superior description, supersede matter now in the Tariff Schedules of the United States (TSUS). The items and superior description are set forth in columnar from, and material in such columns is inserted in the columns of the TSUS designated "Item", "Articles", "Rates of Duty 1", "Rates of Duty LDDC", and "Rates of Duty 2", respectively.

Subject to the above notes the TSUS is modified as follows:

(A) Item 688.45 is superseded by:

	[Electrical . . .:]			
"688.36	Solid-state electronic watches and clocks and solid-state electronic watch or clock modules	[See Annex II].	3.9% ad val.	35% ad val.
688.37	If Canadian article and original motor-vehicle equipment (see headnote 2, part 6B, schedule 6)	Free		
688.39	Clocks with modules measuring less than 1.77 inches in width if certified for use in civil aircraft (see headnote 3, part 6C, schedule 6)	Free		35% ad val.
688.43	Other	[See Annex II].	3.9% ad val.	35% ad val."

(B) Items 688.35 and 688.44 are redesignated as 688.32 and 688.34, respectively.

ANNEX II

Annex III to Presidential Proclamation 4707 of December 11, 1979, is amended by deleting from Section A of that Annex TSUS item numbers 688.35, 688.40, 688.44, and 688.45 with their corresponding rates of duty and footnotes and by inserting the following TSUS item numbers, rates of duty, and footnotes therein:

Item in TSUS as modified by Annex II	Rate from which staged	Rates of duty[1], effective with respect to articles entered on and after January 1,—							
		1980	1981	1982	1983	1984	1985	1986	1987
688.32 [2]	10% ad val.	[2]9.5%	[2]9%	[2]8.4%	7.9%	7.4%	6.9%	6.3%	5.8%
688.34 [3]	5.5% ad val.	[3]5.3%	[3]5.1%	[3]4.9%	4.7%	4.5%	4.3%	4.1%	3.9%
688.35 [2]	10% ad val.	9.5%	9%	[2]8.4%	([3])	([3])	([3])	([3])	([3])
688.36 [3]	5.5% ad val.	[3]5.3%	[3]5.1%	[3]4.9%	4.7%	4.5%	4.3%	4.1%	3.9%
688.40 [3]	5.5% ad val.	[3]5.3%	([3])	([3])	([3])	([3])	([3])	([3])	([3])
688.43 [3]	5.5% ad val.	[3]5.3%	[3]5.1%	[3]4.9%	4.7%	4.5%	4.3%	4.1%	3.9%
688.44 [3]	5.5% ad val.	[3]5.3%	[3]5.1%	[3]4.9%	([3])	([3])	([3])	([3])	([3])
688.45 [3]	5.5% ad val.	[3]5.3%	[3]5.1	[3]4.9%	([3])	([3])	([3])	([3])	([3])

Footnote 2 for items 688.32 and 688.35:

[2]Item 688.35 is redesignated as item 688.32 effective on the day after the date of this Order.

Footnote 3 for items 688.34, 688.36, 688.40, 688.43, 688.44, and 688.45:

[3]Item 688.40 is discontinued effective March 30, 1980, and is superseded by items 688.44 and 688.45. Item 688.44 is redesignated as item 688.34 and item 688.45 is discontinued and is superseded by items 688.36 and 688.43 effective on the day after the date of this Order.

[FR Doc. 82-19187
Filed 7-12-82; 4:04 pm]
Billing code 3195-01-M

Rules and Regulations

Federal Register
Vol. 47, No. 135
Wednesday, July 14, 1982

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

Office of the Secretary

7 CFR Part 1

Revision of Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary of Agriculture Under Various Statutes

AGENCY: Office of the Secretary, USDA.

ACTION: Final rule.

SUMMARY: This document requires civil penalty hearings held by the U.S. Department of Agriculture under the Endangered Species Act of 1973, as amended, and the Lacey Act Amendments of 1981 to be conducted according to the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary of Agriculture under various statutes.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: John C. Frey, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Hyattsville, MD 20782 (301–436–6466).

SUPPLEMENTARY INFORMATION: Section 11 of the Endangered Species Act of 1973, as amended, (16 U.S.C. 1540) provides, among other things, that the Secretary of Agriculture may, following notice and opportunity for a hearing, assess a civil penalty for violation of the Act, for violation of provisions of any permit or certificate issued under the Act, and for violations of certain regulations issued under the Act. Section 4 of the Lacey Act Amendments of 1981 (16 U.S.C. 3403) provides, among other things, that the Secretary of Agriculture may, following notice and opportunity for a hearing, assess a civil penalty for violations of the Act or regulations issued under that Act. Under both the Endangered Species Act and the Lacey Act Amendments of 1981, the Secretary of Agriculture is responsible for regulating the importation, exportation, or reexportation of certain plants. The purpose of this document is to require any hearing to assess a civil penalty for violations of the Endangered Species Act or the Lacey Act Amendments of 1981, to be conducted in accordance with the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary of Agriculture under various statutes, as contained in subpart H, Part 1, Title 7, Code of Federal Regulations.

This rule relates to internal agency management, and, therefore, pursuant to 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect thereto are inpractical and contrary to the public interest, and good cause is found for making this rule effective less than 30 days after publication in the **Federal Register.** Further, since this rule relates to internal agency management, it is exempt from the provisions of Executive Order 12291. Finally, this action is not a rule as defined by Public Law 96–351, The Regulatory Flexibility Act, and thus is exempt from the provisions of that Act.

List of Subjects in 7 CFR Part 1

Administrative practice and procedures.

Accordingly, Subpart H, Part 1, Title 7, Code of Federal Regulations is amended as follows:

PART 1—ADMINISTRATIVE REGULATION

1. The authority citation for Subpart H is revised to read as follows:

Authority: 5 U.S.C. 301; sec. 4, 23 Stat. 32, sec. 2, 32 Stat. 792, as amended, 34 Stat. 1260, as amended, 37 Stat. 832, sec. 28, 39 Stat. 490, sec. 407, 42 Stat. 169, sec. 10, 42 Stat. 1519, sec. 15, 46 Stat. 537, as amended, sec. 402, 53 Stat. 1285, sec. 205(b), 60 Stat. 1090, sec. 14, 71 Stat. 447, as amended, sec. 21, 80 Stat. 353, sec. 9, 84 Stat. 1406, sec. 14, 84 Stat. 1629, sec. 11, 87 Stat. 897, sec. 310, 90 Stat. 2767, sec. 18, 90 Stat. 2884, sec. 13, 94 Stat. 2233, sec. 7, 95 Stat. 1078; 7 U.S.C. 61, 87e, 228, 268, 499o, 1592, 1624(b), 2151, 3812, 15 U.S.C. 1828, 16 U.S.C. 1540(f), 3406, 21 U.S.C. 111, 120, 154, 463(b), 621, 1043, 43 U.S.C. 1740, unless otherwise noted.

§ 1.131 [Amended]

2. The list of statutes contained in paragraph (a) of § 1.131 is revised by adding "Endangered Species Act of 1973, as amended, Section 11(a) (16 U.S.C. 1540(a))." after "Egg Products Inspection Act, Section 18 (21 U.S.C. 1047)."

3. The list of statutes contained in paragraph (a) of § 1.131 is further revised by adding "Lacey Act Amendments of 1981, Section 4 (a) and (b) (16 U.S.C. 3403 (a) and (b))." after "Horse Protection Act of 1970, Sections 4(c) and 6 (15 U.S.C. 1823(c), 1825)."

Done at Washington, D.C., this 8th day of July 1982.

John R. Block,

Secretary of Agriculture.

[FR Doc. 82–18940 Filed 7–13–82; 8:45 am]
BILLING CODE 3410–01–M

Agricultural Marketing Service

7 CFR Parts 916 and 917

Nectarines Grown in California, and Fresh Pears, Plums, and Peaches Grown in California; Amendment of Subpart Rules and Regulations

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This final rule terminates the minimum size requirements for shipments of fresh nectarines, peaches, pears, and plums grown in California which are exempted from the certification, assessment, regulatory and reporting requirements of the marketing orders which regulate the commodities in order to relieve restrictions on handlers. The rule also increases the maximum allowable daily shipments per person under such exemptions for nectarines and plums. This action is a relaxation of restrictions.

EFFECTIVE DATE: July 14, 1982.

ADDRESS: Send two copies of comments to the Hearing Clerk, United States Department of Agriculture, Room 1077, South Building, Washington, D.C. 20250.

FOR FURTHER INFORMATION CONTACT: William J. Doyle, Acting Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202–447–5975.

SUPPLEMENTARY INFORMATION: This rule has been reviewed under Secretary's Memorandum 1512–1 and Executive Order 12291 and has been designated a "non-major" rule. William T. Manley,

Deputy Administrator, Agricultural Marketing Service has determined that this action will not have a significant economic impact on a substantial number of small entities because it would not measurably affect costs for the directly regulated handlers.

The amendments of the rules and regulations are issued under the marketing agreements, as amended, and Order Nos. 916 and 917, as amended (7 CFR Parts 916 and 917), regulating the handling of fresh nectarines, pears, plums and peaches grown in California. The agreements and orders are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). This action is based upon the recommendations and information submitted by the Nectarine Administrative Committee, Pear Commodity Committee, Peach Commodity Committee and Plum Commodity Committee, and upon other available information. It is hereby found that these actions will tend to effectuate the declared policy of the act.

Currently, §§ 916.110(b), for nectarines, and 917.143(b) for pears, plums and peaches, provide that under certain conditions the commodities may be handled without regard to the marketing order requirements pertaining to handler assessments, reports, requirements for inspection and certification, and the grade, size or other regulations applicable to fruit regulated under the marketing orders. The specific conditions under which such handling can occur includes the requirement that the fruit meet the grade requirements of the Food and Agricultural Code of California, and certain specified minimum size requirements. Also, such pears, plums, peaches and nectarines must be for home use and not for resale, and they must be handled by the person who produced them at a roadside stand, farmers market or other specified sites. Finally, shipments to any one person during any one day cannot exceed 100 pounds of nectarines or plums or 200 pounds of peaches or pears.

The amendment contained herein would eliminate size requirements for such exempted shipments. The amendment would also increase the maximum allowable daily shipment of nectarines and plums to 200 pounds in order to standardize the minimum quantity provisions. The changes also represent relaxations of restrictions.

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), and good cause exists for making these amendments effective as specified in that (1) shipment of the current crop is underway; (2) the amendments to the regulations were recommended by the committee following discussion at public meetings; (3) California handlers have been apprised of these requirements; and (4) the requirements relieve restrictions on handlers.

List of Subjects in 7 CFR Parts 916 and 917

Marketing agreements and orders, Nectarines, Pears, Plums, Peaches, California.

Therefore, §§ 916.110(b) and 917.143(b) are amended as follows:

1. Section 916.110 is amended by removing paragraph (b)(2), renumbering paragraphs (b)(3), (b)(4) and (b)(5) as (b)(2), (b)(3) and (b)(4) respectively, and revising paragraph (b)(3) (as renumbered) to read as follows:

§ 916.110 Exemptions.

* * * * *

(b) *Minimum quantities.** * *

(3) The net weight of such nectarines to any one person during any one day does not exceed 200 pounds.

* * * * *

2. Section 917.143 is amended by removing paragraph (b)(2), renumbering paragraphs (b)(3), (b)(4) and (b)(5) as paragraphs (b)(2), (b)(3) and (b)(4), respectively, and revising paragraph (b)(3) (as renumbered) to read as follows:

§ 917.143 Exemptions.

* * * * *

(b) *Minimum quantities.** * *

(3) The shipment does not exceed 200 pounds of pears, plums, and peaches to any one person during any one day.

* * * * *

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

Dated: July 8, 1982.

D. S. Kuryloski,

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

[FR Doc. 82–19113 Filed 7–13–82; 8:45 am]

BILLING CODE 3410–02–M

NUCLEAR REGULATORY COMMISSION

10 CFR Parts 19, 30, 40, 50, 60, 70, 72, and 150

Protection of Employees Who Provide Information

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The NRC is amending its regulations in regard to job protection for employees who provide information to the Commission. These amendments emphasize to employers—that is, licensees, permittees, applicants, and their contractors and subcontractors—that termination or other acts of job discrimination against employees who engage in activities furthering the purposes of the Atomic Energy Act and the Energy Reorganization Act is prohibited. In addition, these amendments will make the employee aware that if discrimination of this nature is believed to have occurred, a remedy is available through the Wage and Hour Division of the Department of Labor. To ensure that employees of licensees, permittees, and applicants are aware of these amendments, these organizations are required to post their premises with explanatory material related to the prohibition of discrimination and availability of a remedy in the event of discrimination.

EFFECTIVE DATE: October 12, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. A. J. DiPalo, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. (301–443–5981).

SUPPLEMENTARY INFORMATION: On March 10, 1980, NRC published in the **Federal Register** (45 FR 15184) proposed amendments related to employee protection. Those proposed amendments were intended (1) to implement section 210, "Employee Protection," of the Energy Reorganization Act of 1974, 42 U.S.C. 5851, as amended, (2) to incorporate into the regulations the Commission's authority under Section 161 of the Atomic Energy Act of 1954, as amended, to investigate an alleged unlawful discrimination against an employee and to take appropriate action, and (3) to complement the Department of Labor's program that is related to this matter (29 CFR Part 24). Section 210 identifies specific acts of employees as protected activities and prohibits employers from discriminating against employees who engage in those activities, provides the Department of Labor with new authority to investigate an alleged act of such discrimination, and provides a remedy to the discrimination by means of an administrative proceeding in the Department of Labor.

Those proposed amendments would announce the statutory prohibition of discrimination of the type described in section 210 above, indicate the

availability through the Department of Labor of a remedy for employees who believe they have been unlawfully discriminated against, and also require posting by specific types of licensees, permittees, and applicants of a revised NRC Form 3 that explains the prohibition and remedy. In addition, those amendments would delete 10 CFR 19.16(c) of the Commissions regulations, but at the same time amend Part 19 by the addition of a new § 19.20. This new section, when combined with proposed changes to Parts 30, 40, 50, 60, 70, and 72 of the regulations, would extend the current prohibition of unlawful discrimination against workers who provide information concerning radiological working conditions to NRC to include employees who provide information relating to radiological health protection matters and matters that could affect the public health and safety. The prohibition of unlawful discrimination also extends to information relating to antitrust matters and safeguard matters that could affect the common defense and security if these matters are considered in connection with an application for a license. The amendments continue the exemption from the requirement to post NRC Form 3 for most "general licensees," for example, those granted under § 40.25(e). This exemption is based on the nature of the licensed activity and therefore has not been granted to the general licensee carrier of special nuclear material (10 CFR 70.20(a)).

Comments on the Proposed Rule

The Commission received 26 letters commenting on the proposed rule. Copies of those letters and an analysis of the comments are available for public inspection and copying for a fee at the Commission's Public Document Room at 1717 H Street NW., Washington, D.C.

A number of commenters stated that the proposed rule would extend the NRC activities beyond the regulatory area of radiological working conditions that is applicable to all licensees. The commenters interpreted the rulemaking preamble as a Commission attempt to become involved in antitrust, safety, and security matters of all licensees. This was not the Commission's intent. Matters pertaining to radiological working conditions and radiological safety of all licensees are of concern to the Commission. However, antitrust and security matters are relevant only to certain types of licensees. For example, antitrust information is considered by the Commission only with respect to certain production and utilization facilities (primarily nuclear reactors). This rule is not intended to extend the Commission's involvement with antitrust or security matters to licensees with whom such matters are not presently considered. As noted earlier, the final rule involves the Commission in radiological safety aspects of all licensees (and their contractors and subcontractors) that are beyond the area of radiological working conditions. This involvement is appropriate since an individual fabricating a component that is destined for use in connection with a regulated facility or activity may be fabricating such component in a nonradiological work area but that individual may possess information that indicates the component, when installed at the regulated facility or activity, may contribute to a degradation of public health or safety. At times this information has not been readily available from those responsible for component fabrication, for example, licensees and their subcontractors. The Commission, to effectively fulfill its mandate, requires complete, factual, and current information concerning the regulated activities of its licensees. Employees are an important source of such information and should be encouraged to come forth with any items of potential significance to safety without fear of retribution from their employers. The purpose of the final rule is to ensure that employees are aware that employment discrimination for engaging in a protected activity, for example, contacting the Commission, is illegal and that a remedy exists through the Department of Labor. The organizations subject to the rule should understand that the Commission will not permit any interference with communications between the Commission's representatives and employees of such organization. In addition to redress being available to the individual employee, the Commission may, upon learning of an adverse finding against an employer by the Department of Labor, take enforcement action against the employer because the employer engaged in illegal discrimination.

Based on the comments received, the following substantive changes have been incorporated into the final rule:

(1) The definition of discrimination has been revised to more closely track the statutory language (see § 30.7(a)).[1]

(2) The statute expressly provides that an employee is not protected from actions taken by the employer when the employer's action is in response to the employee's deliberate action to violate the Atomic Energy Act of 1954, as amended, or the Energy Reorganization Act of 1974, as amended. This concept was not included in the proposed rule but has been incorporated in the final rule for completeness (see § 30.7(a)).

(3) The statement of available NRC enforcement actions that are derived from the Atomic Energy Act, as amended, (see § 30.7(c)) has been revised to more clearly state the policy of enforcement in the event of unlawful discrimination.

(4) A new § 30.7(d) has been added to clarify the fact that some actions taken by an employer that adversely affect an employee are not prohibited by the new regulation.

The final rule requires, in a manner similar to the proposed amendments, that the premises of licensees—including permit holders—and applicants be posted, e g., 10 CFR 50.7(e). In the course of construction of a nuclear facility an organization may transfer administrative control of a portion of its premises to a contractor or subcontractor, e g., an office or supply trailer or a large area for concrete construction. Such transfer does not eliminate the requirement for posting by the licensee, permit holder or applicant of those premises in a manner adequate to ensure that employees of a contractor or subcontractor are able to observe the posted information on the way to or from their place of work.

In developing the final rule the Commission considered including in its requirements that would, by one of various means, cause information related to employee protection to be posted on the premises of contractors and subcontractors of licensees—including permit holders—and applicants. Based on, among other things, the experience gained in the drafting and implementing of 10 CFR Part 21 the Commission has determined that contractors and subcontractors should be required to post NRC Form 3. Accordingly, the staff has underway a rulemaking proposing an amendment of 10 CFR 50.7(e) to require contractors and subcontractors to post NRC Form 3 on their premises.

Based on NRC staff comments, the Parts of Title 10 that are included in the rulemaking have been revised to delete Part 71, "Packaging of Radioactive Material for Transport and Transportation of Radioactive Material Under Certain Conditions," to add Part

[1] For simplification in the preamble, reference is made only to the changes to Part 30. Conforming changes have also been made to Parts 40, 50, 60, 70 and 72.

60, "Disposal of High Level Radioactive Wastes in Geologic Repositories," and to add Part 72, "Licensing Requirements for the Storage of Spent Fuel in an Independent Spent Fuel Storage Installation (ISFSI)." Part 71 was deleted since all general licensees under Part 71 are also specific licensees under another Part, e.g., Part 50, and are, therefore, included in this rulemaking. Conforming amendments to Parts 60 and 72 are included in this final rulemaking to effectuate the Commission's intent that all specific licensees will have similar responsibilities under the Employee Protection amendments. Parts 60 and 72 were not included in the proposed rulemaking since they had not been codified at that time. Conforming amendments will be made to Part 61, "Licensing Requirements for Land Disposal of Radioactive Waste" when that proposed rule (46 FR 38081, July 24, 1981) becomes final.

A number of comments from licensees and their consultants stated that the proposed rule would allow the individuals to harass the employer with accusations that are false, frivolous, or unwarranted. To prevent this, it was recommended that either civil penalties be imposed on the individual that knowingly supplies false information or that compensation be provided to an employer to defray the cost of defending against the allegations. The Commission has rejected these comments since the statutory authority of the Commission under section 210 neither provides for penalties against individuals or for any reimbursement to an employer. Based on a review of allegations of employment discrimination complaints filed with DOL, it appears that at an early stage, DOL denies complaints that are without merit.

List of Subjects

10 CFR Part 19

Environmental protection, Nuclear materials, nuclear power plants and reactors, Occupational safety and health, Penalty, Radiation protection, Reporting requirements, Sex discrimination.

10 CFR Part 30

Byproduct material, Labeling, Nuclear materials, Packaging and containers, Penalty, Radiation protection, Reporting requirements, Scientific equipment.

10 CFR Part 40

Government contracts, Hazardous materials—transportation, Nuclear materials, Penalty, Reporting requirements, Source material, Uranium.

10 CFR Part 50

Antitrust, Classified information, Fire prevention, Intergovernmental relations, Nuclear power plants and reactors, Penalty, Radiation protection, Reactor siting criteria, Reporting requirements.

10 CFR Part 60

High-level waste, Nuclear power plants and reactors, Nuclear materials, Penalty, Reporting requirements, Waste treatment and disposal.

10 CFR Part 70

Hazardous materials—transportation, Nuclear materials, Packaging and containers, Penalty, Radiation protection, Reporting requirements.

10 CFR Part 72

Manpower training programs, Nuclear materials, Occupational safety and health, Reporting requirements, Security measures, Spent fuel.

10 CFR Part 150

Hazardous materials—transportation, Intergovernmental relations, Nuclear materials, Penalty, Reporting requirements, Security measures, Source material, Special nuclear material.

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and sections 552 and 553 of title 5 of the United States Code, notice is hereby given that the following amendments to Title 10, Chapter I, Code of Federal Regulations, are published as a document subject to codification.

PART 19—NOTICES, INSTRUCTIONS AND REPORTS TO WORKERS; INSPECTIONS

1. The authority citation for Part 19 is revised to read as follows:

Authority: Secs. 53, 63, 81, 103, 104, 161, 186, 68 Stat. 930, 933, 935, 936, 937, 948, 955, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2073, 2093, 2111, 2133, 2134, 2201, 2236, 2282); sec. 201, 88 Stat. 1242, as amended by Pub. L. 94–79, 89 Stat. 413 (42 U.S.C. 5841). Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 19.11(a), (c), (d), and (e) and 19.12 are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); and §§ 19.13 and 19.14(a) are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

§ 19.13 [Amended]

2. The authority citation following § 19.13 is removed.

3. In § 19.11, paragraph (c) is revised to read as follows:

§ 19.11 Posting of notices to workers.

* * * * *

(c) Each licensee and applicant shall post Form NRC–3, (Revision 6–82 or later) "Notice to Employees," as required by Parts 30, 40, 50, 60, 70, 72, and 150 of this chapter.

* * * * *

§ 19.16 [Amended]

4. In § 19.16, paragraph (c) is removed.

5. A new § 19.20 is added to read as follows:

§ 19.20 Employee protection.

Employment discrimination by a licensee or a contractor or subcontractor of a licensee against an employee for engaging in protected activities under this part or Parts 30, 40, 50, 60, 70, 72, or 150 of this chapter is prohibited.

PART 30—RULES OF GENERAL APPLICABILITY TO DOMESTIC LICENSING OF BYPRODUCT MATERIAL

6. The authority citation for Part 30 is revised to read as follows:

Authority: Secs. 81, 82, 161, 182, 183, 186, 68 Stat. 935, 948, 953, 954, 955, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2111, 2112, 2201, 2232, 2233, 2236, 2282); secs. 202, 206, 88 Stat. 1244, 1246 (42 U.S.C. 5842, 5846) unless otherwise noted.

Section 30.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 30.34(b) also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), §§ 30.3, 30.34 (b) and (c), 30.41 (a) and (c), and 30.53 issued under sec. 161b., 68 Stat. 948 (42 U.S.C. 2201(b)) and §§ 30.34(f), 30.51, 30.52 and 30.55 issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

7. A new § 30.7 is added under the center heading "General Provisions" to read as follows:

§ 30.7 Employee protection.

(a) Discrimination by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant against an employee for engaging in certain protected activities is prohibited. Discrimination includes discharge and other actions that relate to compensation, terms, conditions, and privileges of employment. The protected activities are established in section 210 of the Energy Reorganization Act of 1974, as amended, and in general are related to the administration or enforcement of a requirement imposed under the Atomic Energy Act or the Energy Reorganization Act.

(1) The protected activities include but are not limited to—

(i) Providing the Commission information about possible violations of

requirements imposed under either of the above statutes;

(ii) Requesting the Commission to institute action against his or her employer for the administration or enforcement of these requirements; or

(iii) Testifying in any Commission proceeding.

(2) These activities are protected even if no formal proceeding is actually initiated as a result of the employee assistance or participation.

(3) This section has no application to any employee alleging discrimination prohibited by this section who, acting without direction from his or her employer (or the employer's agent), deliberately causes a violation of any requirement of the Energy Reorganization Act of 1974, as amended, or the Atomic Energy Act of 1954, as amended.

(b) Any employee who believes that he or she has been discharged or otherwise discriminated against by any person for engaging in the protected activities specified in paragraph (a)(1) of this section may seek a remedy for the discharge or discrimination through an administrative proceeding in the Department of Labor. The administrative proceeding must be initiated within 30 days after an alleged violation occurs by filing a complaint alleging the violation with the Department of Labor, Employment Standards Administration, Wage and Hour Division. The Department of Labor may order reinstatement , back pay, and compensatory damages.

(c) A violation of paragraph (a) of this section by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant may be grounds for—

(1) Denial, revocation, or suspension of the license.

(2) Imposition of a civil penalty on the licensee or applicant.

(3) Other enforcement action.

(d) Actions taken by an employer, or others, which adversely affect an employee may be predicated upon nondiscriminatory grounds. The prohibition applies when the adverse action occurs because the employee has engaged in protected activities. An employee's engagement in protected activities does not automatically render him or her immune from discharge or discipline for legitimate reasons or from adverse action dictated by nonprohibited considerations.

(e) Each licensee and each applicant shall post Form NRC–3, "Notice to Employees," on its premises. Posting must be at locations sufficient to permit employees protected by this section to observe a copy on the way to or from their place of work. Premises must be posted not later than 30 days after an application is docketed and remain posted while the application is pending before the Commission, during the term of the license, and for 30 days following license termination.

Note.—Copies of Form NRC–3 may be obtained by writing to the the Regional Administrator of the appropriate U.S. Nuclear Regulatory Commission Regional Office listed in Appendix D, Part 20 of this chapter or the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

(f) The general licenses provided in Parts 31 and 35 of this chapter are exempt from paragraph (e) of this section.

PART 40—DOMESTIC LICENSING OF SOURCE MATERIAL

8. The authority citation for Part 40 is revised to read as follows:

Authority: Secs. 62, 63, 64, 65, 81, 161, 182, 183, 186, 68 Stat. 932, 933, 935, 948, 953, 954, 955, as amended, secs. 83, 84, 92 Stat. 3033, as amended, 3039, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2092, 2093, 2094, 2095, 2111, 2113, 2114, 2201, 2232, 2233, 2236, 2282); secs. 202, 206, 88 Stat. 1244, 1246 (42 U.S.C. 5842, 5846) unless otherwise noted.

Section 40.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 40.31(g) also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Section 40.46 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), §§ 40.3, 40.25(d)(1)–(3), 40.35(a)–(d), § 40.41(b) and (c), 40.46, 40.51(a) and (c) and 40.63 are issued under sec. 161b., 68 Stat. 948 as amended (42 U.S.C. 2201(b)); and §§ 40.25(c) and (d)(3) and (4), 40.26(c)(2), 40.35(e), 40.41(f), 40.61, 40.62, 40.64, and 40.65 are issued under sec. 161o., 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

9. A new § 40.7 is added under the center heading "General Provisions" to read as follows:

§ 40.7 Employee protection.

(a) Discrimination by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant against an employee for engaging in certain protected activities is prohibited. Discrimination includes discharge and other actions that relate to compensation, terms, conditions, and privileges of employment. The protected activities are established in Section 210 of the Energy Reorganization Act of 1974, as amended, and in general are related to the administration or enforcement of a requirement imposed under the Atomic Energy Act or the Energy Reorganization Act.

(1) The protected activities include but are not limited to—

(i) Providing the Commission information about possible violations of requirements imposed under either of the above statutes;

(ii) Requesting the Commission to institute action against his or her employer for the administration or enforcement of these requirements; or

(iii) Testifying in any Commission proceeding.

(2) These activities are protected even if no formal proceeding is actually initiated as a result of the employee assistance or participation.

(3) This section has no application to any employee alleging discrimination prohibited by this section who, acting without direction from his or her employer (or the employer's agent), deliberately causes a violation of any requirement of the Energy Reorganization Act of 1974, as amended, or the Atomic Energy Act of 1954, as amended.

(b) Any employee who believes that he or she has been discharged or otherwise discriminated against by any person for engaging in the protected activities specified in paragraph (a)(1) of this section may seek a remedy for the discharge or discrimination through an administrative proceeding in the Department of Labor. The administrative proceeding must be initiated within 30 days after an alleged violation occurs by filing a complaint alleging the violation with the Department of Labor, Employment Standards Administration, Wage and Hour Division. The Department of Labor may order reinstatement, back pay, and compensatory damages.

(c) A violation of paragraph (a) of this section by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant may be grounds for—

(1) Denial, revocation, or suspension of the license.

(2) Imposition of a civil penalty on the licensee or applicant.

(3) Other enforcement action.

(d) Actions taken by an employer, or others, which adversely affect an employee may be predicated upon nondiscriminatory grounds. The prohibition applies when the adverse action occurs because the employee has engaged in protected activities. An employee's engagement in protected activities does not automatically render him or her immune from discharge or discipline for legitimate reasons or from adverse action dictated by non-prohibited considerations.

(e) Each licensee and each applicant shall post Form NRC–3, "Notice to Employees," on its premises. Posting must be at locations sufficient to permit employees protected by this section to observe a copy on the way to or from their place of work. Premises must be posted not later than 30 days after an application is docketed and remain posted while the application is pending before the Commission, during the term of the license, and for 30 days following license termination.

Note.—Copies of Form NRC–3 may be obtained by writing to the Regional Administrator of the appropriate U.S. Nuclear Regulatory Commission Regional Office listed in Appendix D, Part 20 of this chapter or the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

(f) The general licenses provided in §§ 40.21, 40.22, and 40.25 are exempt from paragraph (e) of this section.

PART 50—DOMESTIC LICENSING OF PRODUCTION AND UTILIZATION FACILITIES

10. The authority citation for Part 50 is revised to read as follows:

Authority: Secs. 103, 104, 161, 182, 183, 186, 189, 68 Stat. 936, 937, 948, 953, 954, 955, 956, as amended, sec. 234, 83 Stat. 1244, as amended (42 U.S.C. 2133, 2134, 2201, 2232, 2233, 2236, 2239, 2282); secs. 201, 202, 206, 88 Stat. 1242, 1244, 1246, as amended (42 U.S.C. 5841, 5842, 5846), unless otherwise noted.

Section 50.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 50.78 also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Sections 50.80–50.81 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Sections 50.100–50.102 also issued under sec. 186, 68 Stat. 955 (42 U.S.C. 2236).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), §§50.10 (a), (b), and (c), 50.44, 50.46, 50.48, 50.54, and 50.80(a) are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); §§ 50.10 (b) and (c) and 50.54 are issued under sec. 161i, 68 Stat. 949, as amended (42 U.S.C. 2201(i)); and §§ 50.55(e), 50.59(b), 50.70, 50.71, 50.72, and 50.78 are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

11. A new § 50.7 is added under the center heading "General Provisions" to read as follows:

§ 50.7 Employee protection.

(a) Discrimination by a Commission licensee, permittee, an applicant for a Commission license or permit, or a contractor or subcontractor of a Commission licensee, permittee, or applicant against an employee for engaging in certain protected activities is prohibited. Discrimination includes discharge and other actions that relate to compensation, terms, conditions, and privileges of employment. The protected activities are established in section 210 of the Energy Reorganization Act of 1974, as amended, and in general are related to the administration or enforcement of a requirement imposed under the Atomic Energy Act or the Energy Reorganization Act.

(1) The protected activities include but are not limited to—

(i) Providing the Commission information about possible violations of requirements imposed under either of the above statutes;

(ii) Requesting the Commission to institute action against his or her employer for the administration or enforcement of these requirements; or

(iii) Testifying in any Commission proceeding.

(2) These activities are protected even if no formal proceeding is actually initiated as a result of the employee assistance or participation.

(3) This section has no application to any employee alleging discrimination prohibited by this section who, acting without direction from his or her employer (or the employer's agent), deliberately causes a violation of any requirement of the Energy Reorganization Act of 1974, as amended, or the Atomic Energy Act of 1954, as amended.

(b) Any employee who believes that he or she has been discharged or otherwise discriminated against by any person for engaging in the protected activities specified in paragraph (a)(1) of this section may seek a remedy for the discharge or discrimination through an administrative proceeding in the Department of Labor. The administrative proceeding must be initiated within 30 days after an alleged violation occurs by filing a complaint alleging the violation with the Department of Labor, Employment Standards Administration, Wage and Hour Division. The Department of Labor may order reinstatement, back pay, and compensatory damages.

(c) A violation of paragraph (a) of this section by a Commission licensee, permittee, an applicant for a Commission license or permit, or a contractor or subcontractor of a Commission licensee, permittee, or applicant may be grounds for—

(1) Denial, revocation, or suspension of the license.

(2) Imposition of a civil penalty on the licensee or applicant.

(3) Other enforcement action.

(d) Actions taken by an employer, or others, which adversely affect an employee may be predicated upon nondiscriminatory grounds. The prohibition applies when the adverse action occurs because the employee has engaged in protected activities. An employee's engagement in protected activities does not automatically render him or her immune from discharge or discipline for legitimate reasons or from adverse action dictated by nonprohibited considerations.

(e) Each licensee, permittee and each applicant shall post Form NRC–3, "Notice to Employees," on its premises. Posting must be at locations sufficient to permit employees protected by this section to observe a copy on the way to or from their place of work. Premises must be posted not later than 30 days after an application is docketed and remain posted while the application is pending before the Commission, during the term of the license, and for 30 days following license termination.

Note.—Copies of Form NRC–3 may be obtained by writing to the Regional Administrator of the appropriate U.S. Nuclear Regulatory Commission Regional Office listed in Appendix D, Part 20 of this chapter or the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

PART 60—DISPOSAL OF HIGH LEVEL RADIOACTIVE WASTES IN GEOLOGIC REPOSITORIES

12. The authority citation for Part 60 is revised to read as follows:

Authority: Secs. 51, 53, 62, 63, 65, 81, 161, 182, 183, 68 Stat. 929, 930, 932, 933, 935, 948, 953, 954, as amended (42 U.S.C. 2071, 2073, 2092, 2093, 2095, 2111, 2201, 2232, 2233); secs. 202, 206, 88 Stat. 1244, 1246 (42 U.S.C. 5842, 5846); Pub. L. 95–601, secs. 10 and 14, 92 Stat. 2951 (42 U.S.C. 2021a and 5851); sec. 102, Pub. L. 91–190, 83 Stat. 853 (42 U.S.C. 4332).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), §§ 60.71 to 60.73 are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

13. A new § 60.9 is added to Subpart A to read as follows:

§ 60.9 Employee protection.

(a) Discrimination by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant against an employee for engaging in certain protected activities is prohibited. Discrimination includes discharge and other actions that relate to compensation, terms, conditions, and privileges of employment. The protected activities are established in section 210 of the Energy Reorganization Act of 1974, as amended, and in general are related to the administration or enforcement of a requirement imposed under the Atomic Energy Act or the Energy Reorganization Act.

(1) The protected activities include but are not limited to—

(i) Providing the Commission information about possible violations of requirements imposed under either of the above statutes;

(ii) Requesting the Commission to institute action against his or her employer for the administration or enforcement of these requirements; or

(iii) Testifying in any Commission proceeding.

(2) These activities are protected even if no formal proceeding is actually initiated as a result of the employee assistance or participation.

(3) This section has no applicaton to any employee alleging discrimination prohibited by this section who, acting without direction from his or her employer (or the employer's agent), deliberately causes a violation of any requirement of the Energy Reorganization Act of 1974, as amended, or the Atomic Energy Act of 1954, as amended.

(b) Any employee who believes that he or she has been discharged or otherwise discriminated against by any person for engaging in the protected activities specified in paragraph (a)(1) of this section may seek a remedy for the discharge or discrimination through an administrative proceeding in the Department of Labor. The administrative proceeding must be initiated within 30 days after an alleged violation occurs by filing a complaint alleging the violation with the Department of Labor, Employment Standards Administration, Wage and Hour Division. The Department of Labor may order reinstatement, back pay, and compensatory damages.

(c) A violation of paragraph (a) of this section by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant may be grounds for—

(1) Denial, revocation, or suspension of the license.

(2) Imposition of a civil penalty on the licensee or applicant.

(3) Other enforcement action.

(d) Actions taken by an employer, or others, which adversely affect an employee may be predicated upon nondiscriminatory grounds. The prohibition applies when the adverse action occurs because the employee has engaged in protected activities. An employee's engagement in protected activities does not automatically render him or her immune from discharge or discipline for legitimate reasons or from adverse action dictated by nonprohibited considerations.

(e) Each licensee and each applicant shall post Form NRC–3, "Notice to Employees," on its premises. Posting must be at locations sufficient to permit employees protected by this section to observe a copy on the way to or from their place of work. Premises must be posted not later than 30 days after an application is docketed and remain posted while the application is pending before the Commission, during the term of the license, and for 30 days following license termination.

Note.—Copies of Form NRC–3 may be obtained by writing to the Regional Administrator of the appropriate U.S. Nuclear Regulatory Commission Regional Office listed in Appendix D, Part 20 of this chapter or the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

PART 70—DOMESTIC LICENSING OF SPECIAL NUCLEAR MATERIAL

14. The authority citation for Part 70 is revised to read as follows:

Authority: Secs. 51, 53, 161, 182, 183, 68 Stat. 929, 930, 948, 953, 954, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2071, 2073, 2201, 2232, 2233, 2282); secs. 202, 206, 88 Stat. 1244, 1246 (42 U.S.C. 5842, 5846) unless otherwise noted.

Section 70.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 70.21(g) also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), §§ 70.3, 70.19(c), 70.21(c), 70.22(a), (b), (d)–(k), 70.24(a) and (b), 70.32(a)(3), (5), and (i), 70.36, 70.39(b), and (c), 70.41(a), 70.42(a) and (c), 70.56, are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); § 70.7, 70.20a(a) and (d), 70.32(a)(6), (c), (d), (e), and (g), 70.36, 70.51(c)–(g), 70.56, 70.57(b) and (d), 70.58(a)-(g)(3) and (h)–(j) are issued under sec. 161i, 68 Stat. 949, as amended (42 U.S.C. 2201(i)); and §§ 70.32(h), 70.51(b) and (i), 70.52, 70.53, 70.54, 70.55, 70.58(g)(4), (k) and (l), 70.59 are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

15. A new § 70.7 is added under the center heading "General Provisions" to read as follows:

§ 70.7 Employee protection.

(a) Discrimination by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant against an employee for engaging in certain protected activities is prohibited. Discrimination includes discharge and other actions that relate to compensation, terms, conditions, and privileges of employment. The protected activities are established in Section 210 of the Energy Reorganization Act of 1974, as amended, and in general are related to the administration or enforcement of a requirement imposed under the Atomic Energy Act or the Energy Reorganization Act.

(1) The protected activities include but are not limited to—

(i) Providing the Commission information about possible violations of requirements imposed under either of the above statutes;

(ii) Requesting the Commission to institute action against his or her employer for the administration or enforcement of these requirements; or

(iii) Testifying in any Commission proceeding.

(2) These activities are protected even if no formal proceeding is actually initiated as a result of the employee assistance or participation.

(3) This section has no application to any employee alleging discrimination prohibited by this section who, acting without direction from his or her employer (or the employer's agent), deliberately causes a violation of any requirement of the Energy Reorganization Act of 1974, as amended, or the Atomic Energy Act of 1954, as amended.

(b) Any employee who believes that he or she has been discharged or otherwise discriminated against by any person for engaging in the protected activities specified in paragraph (a)(1) of this section may seek a remedy for the discharge or discrimination through an administrative proceeding in the Department of Labor. The administrative proceeding must be initiated within 30 days after an alleged violation occurs by filing a complaint alleging the violation with the Department of Labor, Employment Standards Administration, Wage and Hour Division. The Department of Labor may order reinstatement, back pay, and compensatory damages.

(c) A violation of paragraph (a) of this section by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant may be grounds for—

(1) Denial, revocation, or suspension of the license.

(2) Imposition of a civil penalty on the licensee or applicant.

(3) Other enforcement action.

(d) Actions taken by an employer, or others, which adversely affect an employee may be predicated upon nondiscriminatory grounds. The prohibition applies when the adverse action occurs because the employee has engaged in protected activities. An employee's engagement in protected activities does not automatically render him or her immune from discharge or discipline for legitimate reasons or from

adverse action dictated by nonprohibited considerations.

(e) Each licensee and each applicant shall post Form NRC–3 "Notice to Employees," on its premises. Posting must be at locations sufficient to permit employees protected by this section to observe a copy on the way to or from their place of work. Premises must be posted not later than 30 days after an application is docketed and remain posted while the application is pending before the Commission, during the term of the license, and for 30 days following license termination.

Note.—Copies of Form NRC–3 may be obtained by writing to the Regional Administrator of the appropriate U.S. Nuclear Regulatory Commission Regional Office listed in Appendix D, Part 20 of this chapter or the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

(f) The general licenses provided in §§ 70.19 and 70.20 are exempt from paragraph (e) of this section.

16. Section 70.20a paragraph (a) is revised to read as follows:

§ 70.20a General license to possess special nuclear material for transport.

(a) A general license is hereby issued to any person to possess formula quantities of strategic special nuclear material of the types and quantities subject to the requirements of §§ 73.20, 73.25, 73.26, and 73.27 of this chapter and irradiated reactor fuel containing material of the types and quantities subject to the requirements of § 73.37 of this chapter, in the regular course of carriage for another or storage incident thereto. Carriers generally licensed under § 70.20b are exempt from the requirements of this section. Carriers of irradiated reactor fuel for the United States Department of Energy are also exempt from the requirements of this section. The general license is subject to the applicable provisions of §§ 70.7 (a) through (e); 70.32 (a) and (b), and §§ 70.42, 70.52, 70.55, 70.61, 70.62, and 70.71.

* * * * *

PART 72—LICENSING REQUIREMENTS FOR THE STORAGE OF SPENT FUEL IN AN INDEPENDENT SPENT FUEL STORAGE INSTALLATION (ISFSI)

17. The authority citation for Part 72 is revised to read as follows:

Authority: Secs. 51, 53, 57, 62, 63, 65, 69, 81, 161, 182, 183, 184, 186, 187, 68 Stat. 929, 930, 932, 933, 934, 935, 948, 953, 954, 955, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2071, 2073, 2077, 2092, 2093, 2095, 2099, 2111, 2201, 2232, 2233, 2234, 2236, 2237, 2282); sec. 274, Pub. L. 86–273, 73 Stat. 688, as amended (42 U.S.C. 2021); sec. 201, 202, 206, 88 Stat. 1242, 1243, 1246, as amended (42 U.S.C. 5841, 5842, 5846); Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851); sec. 102, Pub. L. 91–190, 83 Stat. 853 (42 U.S.C. 4332).

18. A new § 72.10 is added to Subpart A to read as follows:

§ 72.10 Employee protection

(a) Discrimination by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant against an employee for engaging in certain protected activities is prohibited. Discrimination includes discharge and other actions that relate to compensation, terms, conditions, and privileges of employment. The protected activities are established in section 210 of the Energy Reorganization Act of 1974, as amended, and in general are related to the administration or enforcement of a requirement imposed under the Atomic Energy Act or the Energy Reorganization Act.

(1) The protected activities include but are not limited to—

(i) Providing the Commission information about possible violations of requirements imposed under either of the above statutes;

(ii) Requesting the Commission to institute action against his or her employer for the administration or enforcement of these requirements; or

(iii) Testifying in any Commission proceeding.

(2) These activities are protected even if no formal proceeding is actually initiated as a result of the employee assistance or participation.

(3) This section has no application to any employee alleging discrimination prohibited by this section who, acting without direction from his or her employer (or the employer's agent), deliberately cause a violation of any requirement of the Energy Reorganization Act of 1974, as amended, or the Atomic Energy Act of 1954, as amended.

(b) Any employee who believes that he or she has been discharged or otherwise discriminated against by any person for engaging in the protected activities specified in paragraph (a)(1) of this section may seek a remedy for the discharge or discrimination through an administrative proceeding in the Department of Labor. The administrative proceeding must be initiated within 30 days after an alleged violation occurs by filing a complaint alleging the violation with the Department of Labor, Employment Standards Administration, Wage and Hour Division. The Department of Labor may order reinstatement, back pay, and compensatory damages.

(c) A violation of paragraph (a) of this section by a Commission licensee, an applicant for a Commission license, or a contractor or subcontractor of a Commission licensee or applicant may be grounds for—

(1) Denial, revocation, or suspension of the license.

(2) Imposition of a civil penalty on the licensee or applicant.

(3) Other enforcement action.

(d) Actions taken by an employer, or others, which adversely affect an employee may be predicated upon nondiscriminatory grounds. The prohibition applies when the adverse action occurs because the employee has engaged in protected activities. An employee's engagement in protected activities does not automatically render him or her immune from discharge or discipline for legitimate reasons or from adverse action dictated by nonprohibited considerations.

(e) Each licensee and each applicant shall post Form NRC–3, "Notice to Employees," on its premises. Posting must be at locations sufficient to permit employees protected by this section to observe a copy on the way to or from their place of work. Premises must be posted not later than 30 days after an application is docketed and remain posted while the application is pending before the Commission, during the term of the license, and for 30 days following license termination.

Note.—Copies of Form NRC–3 may be obtained by writing to the Regional Administrator of the appropriate U.S. Nuclear Regulatory Commission Regional Office listed in Appendix D, Part 20 of this chapter or the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

PART 150—EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY IN AGREEMENT STATES AND IN OFFSHORE WATERS UNDER SECTION 274

19. The authority citation for Part 150 is revised to read as follows:

Authority. Sec. 161, 186, 68 Stat. 948, 955, (42 U.S.C. 2201, 2236); sec. 274, Pub. L. 86–273, 73 Stat. 688, as amended (42 U.S.C. 2021) sec. 201, 206, 88 Stat. 1242, 1246, as amended (42 U.S.C. 5841, 5846).

Section 150.17a also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152).

For purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), § 150.17a issued under sec. 161b, 68 Stat. 950 (42 U.S.C. 2201(b)).

20. In § 150.20, the introductory text of paragraph (b) is revised to read as follows:

§ 150.20 Recognition of agreement state licenses.

* * * * *

(b) Notwithstanding any provision to the contrary in any specific license issued by an Agreement State to a person engaging in activities in a non-Agreement State or in offshore waters under the general licenses provided in this section, the general licenses provided in this section are subject to the provisions of §§ 30.7(a) through (e), 30.14(d) and §§ 30.34, 30.41, and 30.51 to 30.63, inclusive, of Part 30 of this chapter; paragraphs 40.7(a) through (e) and §§ 40.41, 40.51, 40.61 to 40.63, inclusive, 40.71 and 40.81 of Part 40 of this chapter; and paragraphs 70.7(a) through (e) and §§ 70.32, 70.42, 70.51 to 70.56, inclusive, 70.61, 70.62, and 70.71 of Part 70 of this chapter; and to the provisions of Parts 19, 20, and 71 and Subpart B of Part 34 of this chapter. In addition, any person engaging in activities in non-Agreement States or in offshore waters under the general licenses provided in this section:

* * * * *

Dated at Washington, D.C. this 9th day of July, 1982.

For the Nuclear Regulatory Commission.

Samuel J. Chilk,

Secretary of the Commission.

[FR Doc. 82-19024 Filed 7-13-82; 8:45 am]

BILLING CODE 7590-01-M

---

10 CFR Part 50

Codes and Standards for Nuclear Power Plants

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The Commission is amending its regulations to incorporate by reference the Summer 1981 Addenda of the ASME Boiler and Pressure Vessel Code. The sections of the ASME Code being incorporated provide rules for the construction of nuclear power plant components. Adoption of these amendments will permit the use of improved methods for construction.

EFFECTIVE DATE: August 13, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. E. Baker, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Telephone (301) 443-5892.

SUPPLEMENTARY INFORMATION: On February 3, 1982 the Nuclear Regulatory Commission published in the **Federal Register** (47 FR 5010) proposed amendments to its regulation, 10 CFR Part 50, "Domestic Licensing of Production and Utilization Facilities." The proposed amendments revised § 50.55a to incorporate by reference the Summer 1981 Addenda to Section III of the ASME Boiler and Pressure Vessel Code.

Some of the changes effected in the addenda which are incorporated through the adoption of the amendments are:

1. Article NCA-3000 of Section III was revised to add a requirement that N, NA, and NPT certificate holders be responsible for documentation of the review and approval of materials used by them and the preparation, accumulation, control, and protection of required records while in their custody. Also, the owner must review the materials documentation to verify that the Code Edition, Addenda, and Code Cases used satisfy NCA-1140 and are acceptable to the regulatory and enforcement authorities.

2. Article NCA-8000 of Section III was revised editorially to make it easier to read and understand. Also, two new provisions, NCA-8240(b) and NCA-8430, were added. NCA-8240(b) describes the provisions that must be met if a name plate is to be removed from an item which has been installed in a nuclear power plant system. NCA-8430 describes alternatives for compiling the Code Data Reports so that they can be traced from the Data Report Form.

3. Article NB-3500 of Section III was revised to remove the nomenclatures "normal duty valve," "severe duty valve," "standard valve," and "expected cycle," but there were no technical changes associated with dropping these nomenclatures.

4. Article NB-6000 was given an extensive editorial rewrite which mainly reorganized the paragraphs into a more comprehensive form. Also added were a subarticle on special test procedures and a subparagraph allowing the hydrostatic testing of pump and valve subassemblies.

Interested persons were invited to submit written comments for consideration in connection with the proposed amendement by May 5, 1982. One information/editorial comment on the supplementary information section of the proposed rule was received but no significant comments were received. The necessary editorial corrections were made. The Commission has adopted the proposed amendment with a minor editorial revision to accommodate the incorporation by reference of the ASME Code.

Paperwork Reduction Act Statement

The recordkeeping requirements contained in this Regulation have been approved by the Office of Management and Budget; OMB approval No: 3150-0011.

Regulatory Flexibility Certification

In accordance with the Regulatory Flexibility Act of 1980, 5 U.S.C. 605(b), the Commission hereby certifies that this rule will not have a significant economic impact on a substantial number of small entities. This rule affects only the licensing and operation of nuclear power plants. The companies that own these plants do not fall within the scope of the definition of "small entities" set forth in the Regulatory Flexibility Act or the Small Business Size Standards set out in regulations issued by the Small Business Administration at 13 CFR Part 121. Since these companies are dominant in their service areas, this rule does not fall within the purview of the Act.

List of Subjects in 10 CFR Part 50

Antitrust, Classified information, Fire prevention, Intergovernmental relations, Nuclear Power plants and reactors, Penalty, Radiation protection, Reactor siting criteria, Reporting requirements.

PART 50—DOMESTIC LICENSING OF PRODUCTION AND UTILIZATION FACILITIES

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and sections 552 and 553 of title 5 of the United States Code, the following amendments to Title 10, Chapter 1, Code of Federal Regulations, Part 50 are published as a document subject to codification.

1. The authority citation for Part 50 continues to read as follows:

Authority: Secs. 103, 104, 161, 182, 183, 68 Stat. 936, 937, 948, 953, 954, 955, 956, as amended (42 U.S.C. 2133, 2134, 2201, 2232, 2233, 2239); secs. 201, 202, 206, 88 Stat. 1243, 1244, 1246 (42 U.S.C. 5841, 5842, 5846), unless otherwise noted.

Section 50.78 also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Sections 50.80-50.81 also issued under sec. 184, 68 Stat. 954, as amended; (42 U.S.C. 2234). Sections 50.100-50.102 issued under sec. 186, 68 Stat. 955; (42 U.S.C. 2236).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273), §§ 50.10 (a), (b), and (c), 50.44, 50.46, 50.48, 50.54, and 50.80(a) are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); §§ 50.10 (b) and (c) 50.54 are issued under sec. 161i, 68 Stat. 949, as amended (42 U.S.C. 2201(i)); and §§ 50.55(e), 50.59(b), 50.70, 50.71, 50.72, and

50.78 are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

2. In § 50.55a, paragraph (b)(1) is revised to read as follows:

§ 50.55a Codes and standards.

* * * * *

(b) * * *

(1) As used in this section, references to Section III of the ASME Boiler and Pressure Vessels Code refer to Section III, Division 1, and include editions through the 1980 Edition and addenda through the Summer 1981 Addenda.

* * * * *

Dated at Bethesda, Maryland this 17th day of June 1982.

For the Nuclear Regulatory Commission.

William J. Dircks,

Executive Director for Operations.

[FR Doc. 82-18899 Filed 7-13-82; 8:45 am]

BILLING CODE 7590-01-M

FEDERAL RESERVE SYSTEM

12 CFR Part 217

[Docket No. R-0411]

Regulation Q; Interest on Deposits; Temporary Suspension of Early Withdrawal Penalty

AGENCY: Federal Reserve System.

ACTION: Temporary suspension of the Regulation Q early withdrawal penalty.

SUMMARY: The Board of Governors, acting through its Secretary, pursuant to delegated authority, has suspended temporarily the Regulation Q penalty for the withdrawal of time deposits prior to maturity from member banks for depositors affected by severe storms and flooding in the Oklahoma counties of Blaine, Caddo, Custer, Kingfisher, Lincoln, Logan, Okfuskee, Payne and Washita.

EFFECTIVE DATE: June 18, 1982.

FOR FURTHER INFORMATION CONTACT: Daniel L. Rhoads, Attorney (202/452-3711) or Beverly A. Belcamino, Attorney (202/452-3623).

SUPPLEMENTARY INFORMATION: On June 18, 1982, pursuant to section 301 of the Disaster Relief Act of 1974 (42 U.S.C. 5141) and Executive Order 12148 of July 15, 1979, the President, acting through the Director of the Federal Emergency Management Agency, designated the Oklahoma counties of Blaine, Caddo, Custer, Kingfisher, Lincoln, Logan, Okfuskee, Payne, and Washita as major disaster areas. The Board regards the President's action as recognition by the Federal government that a disaster of major proportions had occurred. The President's designation enables victims of the disaster to qualify for special emergency financial assistance. The Board believes it appropriate to provide an additional measure of assistance to victims by temporarily suspending the Regulation Q early withdrawal penalty (12 CFR 217.4(d)). The Board's action permits a member bank, wherever located, to pay a time deposit before maturity without imposing this penalty upon a showing that the depositor has suffered property or other financial loss in the disaster area as a result of the severe storms and flooding beginning on or about May 11, 1982. A member bank should obtain from a depositor seeking to withdraw a time deposit pursuant to this action a signed statement describing fully the disaster-related loss. This statement should be approved and certified by an officer of the bank. This action will be retroactive to June 18, 1982, and will remain in effect until 12 midnight, December 18, 1982.

List of Subjects in 12 CFR Part 217

Advertising; Banks, banking; Foreign banking.

In view of the urgent need to provide immediate assistance to relieve the financial hardship being suffered by persons in the designated counties of Oklahoma directly affected by the severe storms and flooding, good cause exists for dispensing with the notice and public participation provisions in section 553(b) of Title 5 of the United States Code with respect to this action. Because of the need to provide assistance as soon as possible and because the Board's action relieves a restriction, there is good cause to make this action effective immediately.

By order of the Board of Governors, acting through its Secretary, pursuant to delegated authority, July 8, 1982.

William W. Wiles,

Secretary of the Board.

[FR Doc. 82-18939 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 701

Federal Credit Unions; Contractual Agreements

AGENCY: National Credit Union Administration (NCUA).

ACTION: Final rule.

SUMMARY: The purpose of this rule is to replace §§ 701.26, 701.27-1, and 701.28 with one section which enhances the scope of contractual agreements which may be entered into by Federal credit unions. The rule is being promulgated because of the belief that the existing sections, which it will replace, are confining to the extent that many Federal credit unions are unable to benefit from the increasing sophistication of facilities, equipment, and management expertise which is evolving in the financial marketplace. The ability to benefit from the more sophisticated facilities, equipment, and management expertise through contractual agreements will result in improved service to members and economies to all parties involved.

EFFECTIVE DATE: July 7, 1982.

ADDRESS: National Credit Union Administration, 1776 G Street, NW., Washington, D.C. 20456.

FOR FURTHER INFORMATION CONTACT: Joseph Visconti, Department of Supervision and Examination. Telephone (202) 357-1065.

SUPPLEMENTARY INFORMATION:

Background

On November 25, 1981, a proposed rule for consolidation of § 701.26—Credit Union Service Centers, § 701.27-1—Purchase and Sale of Accounting Services and § 701.28—Joint Operations and Activities into one rule was published in the Federal Register (46 FR 57683 1981) for public comment. The rule eliminated the redundant provisions of the three regulations and set the parameters for credit unions entering into agreements which relate to the daily operations of credit unions.

Comments

All commenters were supportive of the simplification effort. Two commenters recommended total elimination of the rules and the majority of commenters made suggestions to eliminate several of the requirements in the proposal.

One commenter observed that the definition of the term "operational functions" was so broad that it could be interpreted as including the exercise of all the express powers of Federal credit unions. Another commenter stated the term was self-explanatory and did not need an explicit definition. The NCUA Board agrees that the term could be subject to interpretation that is too broad and has eliminated the definition and the term itself in the final rule.

Three commenters stated that the definition of fixed assets by incorporation was unnecessary and confusing. Confusion is also caused by reference in § 701.36(c) to §§ 701.26, 701.27-1 and 701.28. It is agreed that it is not necessary to re-incorporate those

sections into the rule and the definition is deleted. Section 701.36 is also modified to delete the cross reference.

Four commenters recommended elimination of contract requirements because most of the provisions were standard contract requirements or stated elsewhere in the NCUA regulations. The NCUA Board concurs. With the exception of the requirement that books and records relating to the services provided to Federal credit unions be available to NCUA, all contract provision requirements have been removed. However, the NCUA Board is mindful of the fact that some credit union directors may not be aware of minimum contract requirements and will incorporate a list of recommended contract provisions in the next page change revision of the *Accounting Manual for Federal Credit Unions.*

Two commenters argued that the word vendor was too restrictive and that there may be instances where a Federal credit union may wish to enter into a contractual agreement with organizations other than vendors. The NCUA Board concurs and has changed the word vendor to organizations.

One commenter stated that there are instances where it may be expedient for a Federal credit union to act as a representative for another organization to facilitate the sale or sharing of its excess resources and requested comment on the applicability of the practice to this rule. The instance cited by the commenter was where credit unions with excess data processing time acted as a representative for a service organization. The credit unions sell their excess time to the service organization which re-sells it to other credit unions. The selling credit unions then represent the service organization by processing the work and are reimbursed by the service organization. This, according to the commenter, facilitates the sale of the excess time and obviates the need for the credit union, selling excess time, to get involved in other areas such as billing, customer service, and training.

The NCUA Board is of the opinion that there are many instances in joint operations and other resource sharing situations where a credit union acts as a representative of another credit union or organization in the normal course of business. Examples are sharing of management services, loan operations and negotiations with vendors for shared services or products. However, the situations under which a credit union represents another organization should be clearly stated in the contractual agreement.

Two commenters indicated the requirement for a Federal credit union to maintain in its files the specific information concerning the procedures to be used by parties for compliance with contractual agreements is not needed because that information would be in the credit union files under normal business practices. The NCUA Board concurs and that provision is deleted.

Three commenters recommended removal of the limitation of advance payments to other organizations because the limitation appears arbitrarily set and not reflective of normal business practice. The intent of the provision is to deter implicit investment in organizations that are not authorized in the Federal Credit Union Act. However, the NCUA Board is aware that there are instances where it may be advantageous to prepay for services for a longer period of time and is modifying the provision. Where an agreement calls for a prepayment for services greater than 90 days, it will be considered to be an investment in a credit union service organization under the investment authority delineated in Sections 107(7)(I) and 107(5)(D) of the Federal Credit Union Act (12 U.S.C. 1757(7)(I) and 12 U.S.C. 1757(5)(D)). Thus, all prepayments (in excess of 90 days) for services must be included in determining whether investments in credit union organizations are within the statutory limits delineated in Section 107(7)(I) of the Federal Credit Union Act.

Two commenters recommended deletion of the provision for surety bond requirements. One commenter pointed out that surety bond coverage requirements are already stated in the NCUA rules and regulations and did not need restating. The other commenter indicated that there are many situations where bond coverage would not be applicable or obtainable. The NCUA Board considers both points valid and has withdrawn this provision from the rule.

One commenter asked that the portion of the rule prohibiting officials, employees or family members from having an interest or receiving a salary from a contracted organization be liberalized. The commenter felt that by allowing organization employees to be on credit committees and on the boards of directors, communications between professionals and volunteers would improve and decision making would be facilitated. Another commenter indicated that this prohibition was adequately covered in Article XIX, Section IV of the *Federal Credit Union Bylaws.*

The NCUA Board concurs that the bylaw provisions are sufficient to guard against abuse and will drop this provision from the rule. However, the NCUA Board will consider any compensation to officials that is tied to the amount of business activity generated by an agreement as a misappropriation of the credit union income or "corporate opportunity" and will deal with the situation accordingly.

Several commenters recommended deletion of the requirement for regional director approval to permit contractual agreement income to exceed 10 percent of total income. One commenter recommended that it be left to the discretion of NCUA examiners to decide if income from contractual agreements is affecting credit union safety and soundness. Another commenter suggested NCUA monitor the activity and act when there are grounds for legitimate concerns in this area. The NCUA Board concurs and will drop the requirement from the rule. Contractual agreement income will be monitored during examinations and through EDP surveillance of call reports submitted to NCUA.

Regulatory Flexibility Analysis

This rule will not have a significant economic impact on a substantial number of small credit unions (less than $1 million in assets) because the rule lessens the burden for these credit unions in a number of areas. Therefore, a Regulatory Flexibility Analysis is not required, 5 U.S.C. 605(b).

Effective Date

Final rule is being made effective in less than 30 days because it relieves restrictions, 5 U.S.C. 553(d)(1).

Determination To Not Obtain Public Comments on the Modification of Section 701.36

The NCUA Board finds, for good cause, that obtaining public comment on the modification of § 701.36 is unnecessary because the modification is needed to eliminate cross reference provisions and does not change any other provision of the rule. Therefore, solicitation of public comment is not required, 5 U.S.C. 553(B).

List of Subjects in 12 CFR Part 701

Credit unions, Reporting requirements.

By the NCUA Board, July 7, 1982.

Rosemary Brady,

Secretary of the Board.

PART 701—ORGANIZATION AND OPERATION OF FEDERAL CREDIT UNIONS

(Sec. 120, 73 Stat. 035 (12 U.S.C. 1768), sec. 209, 84 Stat. 1104 (12 U.S.C. 1789))

Accordingly, Title 12 of the Code of Federal Regulations is amended as set forth below:

1. Section 701.26 is revised to read as follows:

§ 701.26 Credit union service contracts.

(a) A Federal credit union may act as a representative of and enter into a contractual agreement with one or more credit unions or other organizations for the purpose of sharing, utilizing, renting, leasing, purchasing, selling, and/or joint ownership of fixed assets or engaging in activities and/or services which relate to the daily operations of credit unions. Agreements must be in writing, and shall advise all parties subject to the agreement that the goods and services provided shall be subject to examination by the NCUA Board to the extent permitted by law.

(b) Where any agreement calls for, or requires, the payment in advance of the actual or estimated charges for more than 3 months such payment shall be deemed an investment in a credit union service organization and subject to the limitations delineated in Sections 107(7)(I) and 107(5)(D) of the Federal Credit Union Act (12 U.S.C. 1757(7)(I) and 1757(5)(D)).

§§ 701.27–1 and 701.28 [Removed]

2. Sections 701.27–1 and 701.28 are removed.

3. Section 701.36(c)(1) is revised to read as follows:

§ 701.36 FCU ownership of fixed assets.

* * * * *

(c) Investment in Fixed Assets. (1) No Federal credit union with $2,000,000 or more in assets, without the prior approval of the Administration, shall invest in fixed assets if the aggregate of all such investments exceeds 5 percent of assets.

* * * * *

[FR Doc. 82–19171 Filed 7–13–82; 8:45 am]
BILLING CODE 7535–01–M

---

12 CFR Part 701

Credit Union Service Organizations

AGENCY: National Credit Union Administration.

ACTION: Final rule.

SUMMARY: This final rule provides for considerable expansion in the list of permissible activities for a credit union service organization and permits them to be profit-making entities. This rule removes regulatory restrictions that limit the ability of Federal credit unions to compete effectively in today's marketplace and will ultimately allow them to better serve their members.

EFFECTIVE DATE: July 7, 1982.

ADDRESS: National Credit Union Administration, 1776 G Street, N.W., Washington, D.C. 20456.

FOR FURTHER INFORMATION CONTACT: Todd A. Okun, Assistant General Counsel, (202) 357–1030.

SUPPLEMENTARY INFORMATION: On March 4, 1982, the NCUA Board issued a proposed rule soliciting public comment on a proposal to deregulate 701.27–2 of the NCUA Rules and Regulations. The proposal would retitle 701.27–2 as "Credit Union Service Organizations" indicating that such entities would no longer be limited solely to the corporate form. In addition, the proposal would leave to the descretion of a Federal credit union's board of directors the identity of investment partners, the percentage of services to be sold to noninvesting credit unions and most other general business matters. It was proposed to permit these entities to be profit-making ventures and that the current approval procedures for this type of investment be significantly simplified. The proposal was based on a determination by the NCUA Board that the current rule may be having a stifling effect on the innovation and flexibility of credit unions in utilizing the service organization concept, especially in these difficult economic and budgetary times.

Summary of Comments

Of the 38 comment letters received, 36 were in support of the proposed regulation (although some proposed even more or complete deregulation). The two opposing comments indicated that such a deregulation would be to the detriment of smaller credit unions that could not afford to take advantage of expanded opportunities. It is the view of the NCUA Board, however, that these expanding opportunities will not obscure one of the original purposes of credit union service organizations: to permit small credit unions to join together to perform functions and engage in activities at a lesser cost than could be accomplished singly. Therefore, the Board does not believe that adoption of the proposed regulation, with appropriate modifications, will work to the detriment of smaller credit unions.

The NCUA Board has determined to adopt the proposed regulations with the changes outlined below.

1. The title of the regulation shall be changed to "Credit Union Service Organizations," as proposed, to reflect the fact that the corporate form is no longer mandatory. The regulation shall be renumbered as Section 701.27. By separate Board action, the previous Section 701.27–1, Purchase and Sale of Accounting Services, has been deleted.

2. As proposed, a credit union service organization:

(a) Need not provide services to each of its investing credit unions nor must it limit its provision of services to noninvestors to any particular percentage of the previous fiscal year's cost of operation,

(b) Need not be a non-profit entity,

(c) Need not limit its fee charges to an amount sufficient only to cover the cost of the services provided,

(d) Need not be the recipient of investment funds from a credit union in order to receive a loan from that credit union, and

(e) Need not engage in the present cumbersome approval procedure.

Significant Issues

1. *Purpose of Credit Union Service Organizations.* The majority of comments suggested changes and significant expansion of subsection (b) of the proposed regulation which describes the purpose of a credit union service organization and sets out permissible activities. Several commenters noted that the proposed "purpose" clause speaks in terms of a credit union service organization providing "only" goods and services and performing "only" these functions associated with the routine credit union operations. This contrasts with both section 107(5)(D) of the Federal Credit Union Act concerning lending to credit union service organizations, which speaks in terms of such an organization being established "primarily" to meet the needs of its member credit unions, and with section 107(7)(I) of the Federal Credit Union Act concerning investment in credit union service organizations which does not specifically limit these organizations to "only" performing functions or providing services associated with routine credit union operations. The NCUA Board is persuaded that a credit union service organization need not be limited to providing services only to credit unions. Thus, credit union service organizations may provide services to other organizations as well as to credit unions. Statutory limitations will, however, continue to apply. Thus, credit union service organizations must be established for the *primary* purpose of serving credit unions, and the word "only" has been deleted.

2. *Permissible Activities.* Commenters had various suggestions for additions to the list of permissible activities and

services. It is clear that a very specific listing would be fraught with problems not only because of the probability of a prohibitively lengthy list, but because different credit unions refer to different services and functions by different names resulting in a considerable amount of confusion. Therefore, the NCUA Board has concluded that in some cases broader, more general categories of activities with appropriate examples will delineate the thrust of the type of activity to be considered without raising the need to approve such specific activity. The Board has also expanded the categories in line with recommendations of various commentors. The NCUA Board is pre-approving broad permissible investments in compliance with the Federal Credit Union Act. It is strongly urged that credit unions obtain opinions of counsel prior to engaging in activities about which there may be any legal questions. Also, it is noted with respect to activities not covered by the revised, broadened listing that requests may be made to NCUA for approval on a case by case basis.

3. *Insurance Activities.* Many commenters suggested that credit union service organizations be permitted to sell insurance. It should be noted that in the proviso to section 107(7)(1) of the Federal Credit Union Act, upon which this regulation is based, there is a strict prohibition on Federal credit union investment in an insurance company. The Board believes, however, that a credit union service organization may act as an agent for the sale of insurance and that this activity is distinguished from acting as an insurance company, i.e. an insurance underwriter. Thus, the regulation has been revised by adding to the list of permissible activities the authority of a service organization to act as agent for the sale of liability, casualty, automobile, life, health, accident, title and other insurance.

4. *Pecuniary Interests.* The proposed regulation prohibited officials and employees of a Federal credit union from having a pecuniary interest in a credit union service organization in which it has invested or to which it has loaned funds. It also prohibited an official of a Federal credit union from receiving a salary or compensation from a credit union service organization in which that Federal credit union has invested or to which it has loaned funds, except for reimbursement for necessary expenses. Several commenters felt these prohibitions to be unwarranted. It was noted that, in any event, a Federal credit union's bylaws prohibit an official from participating in any vote that might affect his pecuniary interest. Also, the NCUA Board is persuaded that a Federal credit union official may well have a particular skill or talent that so enhances the functioning of a credit union service organization that it would be appropriate to receive compensation above cost reimbursement. This need not run afoul of the Federal Credit Union Act's prohibition on directors' salaries in that compensation would not be based upon the job *as a* director, but rather, on the relationship with the credit union service organization. The NCUA Board is not unaware of the particular possibility of abuse of the prohibition on directors' salaries through the sham use of the credit union service organization vehicle. However, just as is true in the case of officers' and employees' pecuniary interests, the NCUA Board chooses not to make negative presumptions about the integrity and honesty of credit union officials. It will, however, closely monitor such relations and use its administrative enforcement authority over the credit union and its officials should it become necessary. Also, any compensation to Federal credit union officials that is tied to the amount of business activity that is generated for the service organization by this particular credit union will be viewed as a misappropriation of the credit union's income, or "corporate opportunity", and dealt with accordingly. Accordingly, subsection (e) of the proposed regulation is deleted.

5. *Examination by NCUA.* Many commentors did not see the need for subsection (i) of the proposal which subjects credit union service organizations to examination by NCUA to the extent permitted by law. The NCUA Board considers it imperative that this provision remain. The substantial deregulation of § 701.27–2 can lead to the possibility of abuse and unsafe or unsound practice. Therefore, it is imperative that the NCUA Board retain the option to examine, if necessary. This subsection will, however, be combined with subsection (g) involving call reports and requests for other information by NCUA.

6. *Statutory Limitation.* Some commentors believed that subsection (g) is unnecessary in that it merely refers to sections 107(5)(D) and 107(7)(I) as prescribing the limits on lending and investing. The NCUA Board believes, however, that in referring to the statutory provisions in the regulation itself, credit union officials who would not normally refer to these statutory sections will do so and be reminded that there are percentage limits of 1% of total paid-in and unimpaired capital and surplus of the credit union for investment and an additional 1% on lending pursuant to the statute and the regulation.

7. The NCUA Board hereby repeals Policy Statement No. 79–1, concerning credit union service corporation approval under the previous regulation, as it is no longer necessary.

8. The NCUA Board also suggests that Federal credit unions investing in credit union service organizations review their liability insurance coverage and surety bond coverage relating to such investment.

Accordingly, the NCUA Board has adopted a final rule as set forth below.

List of Subjects in 12 CFR Part 701

Credit unions.

Effective Date

These amendments are being made effective in less than 30 days because they relieve a regulatory restriction, 5 U.S.C. 553(d)(1).

Procedures for Regulatory Development

The NCUA Board certifies that these proposed changes, if adopted, will not have a significant economic impact on a substantial number of small Federal credit unions (Federal credit unions with less than $1,000,000 in assets). These proposed changes, if adopted, will increase the management flexibility of small credit unions, increase their competitive positions and reduce their paperwork burden. Therefore, a regulatory analysis is not required. 5 U.S.C. 605(b).

Dated: July 7, 1982.

Rosemary Brady,

Secretary of the NCUA Board.

PART 701—ORGANIZATION AND OPERATION OF FEDERAL CREDIT UNIONS

(Sec. 107, 94 Stat. 132 (12 U.S.C. 1756), Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1104 (12 U.S.C. 1789))

Section 701.27–2 is redesignated as § 701.27 and is revised to read as follows:

§ 701.27 Credit union service organization.

(a) For purposes of this section, a "credit union service organization" is an entity defined in section 107(5)(D) or described in section 107(7)(I) of the Federal Credit Union Act.

(b) The purpose of a credit union service organization is to provide goods and services and perform functions that are associated with routine credit union

operations. It may provide any or all of the following functions or services:

(1) Credit union operational functions including, but not limited to, credit union service centers, credit card and debit card services, ATM services, accounting systems, data processing, management training and support, payment item processing, record retention and storage, locator services, research services, debt collection services, credit analysis and loan servicing, and coin and currency services;

(2) Family financial services including, but not limited to, financial planning and counseling, including retirement counseling, estate planning and income tax preparation, developing and administering IRA and Keogh plans and other personnel benefit plans, and provision of trust services including acting as trustee or in other similar fiduciary capacities;

(3) Acting as agent for the sale of liability, casualty, automobile, life, health, accident, title and other insurance;

(4) Personal property leasing and development of leasing plans; and

(5) Other services, as determined by the Board, that are associated with the routine operation of credit unions.

(c) A Federal credit union may, either by itself or by agreement with other entities, form or invest in a credit union service organization.

(d) A Federal credit union investing in or lending to a credit union service organization must submit all reports or any other information concerning a credit union service organization upon request by the NCUA Board. In addition, a credit union service organization shall be subject to examination by the NCUA Board to the extent permitted by law.

(e) A Federal credit union may invest in and lend to a credit union service organization within the limits delineated in sections 107(7)(I) and 107(5)(D) of the Federal Credit Union Act (12 U.S.C. 1757(7)(I) and 1757(5)(D)).

[FR Doc. 82-19103 Filed 7-13-82; 8:45 am]
BILLING CODE 7535-01-M

---

12 CFR Part 745

Clarification and Definition of Account Insurance Coverage

AGENCY: National Credit Union Administration.

ACTION: Final rule.

SUMMARY: The National Credit Union Administration Board is amending its regulations governing insurance of accounts in federally insured credit unions to provide $100,000 insurance coverage for the interest of each participant in a deferred compensation plan.

EFFECTIVE DATE: July 12, 1982.

ADDRESS: National Credit Union Administration, 1776 G Street, NW., Washington, D.C. 20456.

FOR FURTHER INFORMATION CONTACT: Steven R. Bisker, Senior Attorney, or Fredrick S. Lipton, Staff Attorney, Office of General Counsel, at the above address, (202) 357-1030.

SUPPLEMENTARY INFORMATION: Section 207(c)(1) of the Federal Credit Union Act (the Act) (12 U.S.C. 1787(c)(1)) provides, in relevant part, that "the term 'insured account' means the total amount of the account in the member's name * * * less any part therof which is in excess of $100,000. * * * The Board may define, with such classifications and exceptions as it may prescribe, the extent of the insurance coverage provided for member accounts. * * *" Pursuant to this statutory authority, the NCUA Board is amending Part 745 of the NCUA rules and regulations (12 CFR Part 745) to insure the separate interest of each employee participant in a deferred compensation plan.

Generally, a deferred compensation plan is a contract by an employee with an employer to defer a specified amount of the employee's wages or other compensation. The deferred funds are invested by the employer for the employee's benefit and, if the parties agree, may be invaded for the employee's benefit in the case of an emergency beyond the employee's control. The deferred compensation, and any benefits accumulated under the deferred compensation plan, are paid to the employee upon retirement or separation from employment. Typically, this payment is made to the employee over a course of years.

The funds in a deferred compensation plan usually remain the sole property of the employer. In some cases this is done to satisfy the provisions of sections 451 or 457 of the Internal Revenue Code (I.R.C. §§ 451, 457). These sections postpone taxes on the deferred income until the year in which such income is paid to a plan participant. Even though the funds are held by the employer, the funds must be used for the participant's benefit. If the employer becomes insolvent, however, the funds may become depleted and would no longer be available to the employee.

At the present time, the interest of employees, i.e., participants, in non-trusteed deferred compensation plans are *not* separately insured. *See* §§ 745.2 and 745.9-1 of the NCUA Rules and Regulations (12 CFR 745.2, 745.9-1). Upon further consideration, the NCUA Board believes that for purposes of determining the extent of insurance coverage, the differences between a deferred compensation plan and the interest of a beneficiary in a trusteed employee pension plan are not significant.

In order to obtain extended insurance coverage, a plan must specifically set out the interest of each covered employee participant and such an employee must be a member of the credit union in which the funds are maintained. That is, whether or not a retirement plan is qualified with respect to tax consequences under rules issued by the internal Revenue Service, the interest of each employee that is to be insured must be ascertainable from records available to the credit union. Thus, for insurance purposes, the tax consequences of a given retirement plan are not relevant.

The final rule would extend the insurance coverage to all deferred compensation plans, even if they do not comply with the provisions of the Internal Revenue Code, and regulations promulgated thereunder, addressing the tax treatment of such plans. However, it should be noted that, as is the case with trusteed pension plans, in order to qualify for extended insurance of up to $100,000 for the interest of each employee participant, the employee must be a member of the Federal credit union in which the employer's account is maintained.

Regulatory Procedures

The NCUA Board certifies that the final rule will not have a significant economic impact on any small Federally-insured credit unions. The final rule will provide share insurance for each employee's interest in a deferred compensation plan. Since such insurance would be paid by the NCUSIF in the event of an involuntary liquidation of a Federal credit union, the final rule would not subject Federal credit unions to any new requirements or require them to take any new actions. Therefore, a regulatory flexibility analysis is not required, 5 U.S.C. 605(b).

The NCUA Board has determined that notice and public comment on this rule are unnecessary and not in the public interest. 5 U.S.C. 553(b)(B). The final rule will afford additional protection for deferred compensation plan funds and the interest of credit union members in those funds. In addition, the NCUA Board finds that a 30 day delayed effective date is unnecessary. It believes that the expansion and clarification of insurance coverage for interests in

retirement plan is in the public interest. 5 U.S.C. 553(d).

List of Subjects in 12 CFR Part 745

Credit unions, Insurance.

Rosemary Brady,
Secretary of the Board.
July 7, 1982.

PART 745—CLARIFICATION AND DEFINITION OF ACCOUNT INSURANCE COVERAGE

Accordingly, the NCUA Board hereby amends Part 745 of the NCUA Rules and Regulations by adding § 745.9–3 to read as set forth below.

(Sec. 207(c)(1), 84 Stat. 1010 (12 U.S.C. 1787(c)(1)), sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and sec. 209, 84 Stat. 1104 (12 U.S.C. 1789))

§ 745.9–3 Deferred compensation accounts.

Funds deposited by an employer pursuant to a deferred compensation plan shall be insured up to $100,000 as to the interest of each plan participant who is a member, separately from other accounts of the participant or employer.

[FR Doc. 82–19037 Filed 7–13–82; 8:45 am]
BILLING CODE 7535–01–M

FEDERAL TRADE COMMISSION

16 CFR Part 305

Rules for Using Energy Cost and Consumption Information Used in Labeling and Advertising of Consumer Appliances Under the Energy Policy and Conservation Act

AGENCY: Federal Trade Commission.

ACTION: Final rule revision.

SUMMARY: The Federal Trade Commission's Appliance Labeling Rule requires that the table in § 305.9, which sets forth the representative average unit energy costs for four residential energy sources, be revised periodically on the basis of updated information provided by the Department of Energy (DOE).

This notice revises the table to incorporate the latest figures for average unit energy costs as published in the **Federal Register** on May 4, 1982 by DOE.

EFFECTIVE DATE: July 14, 1982. The various mandatory dates for using these revised DOE cost figures are detailed below.

FOR FURTHER INFORMATION CONTACT: James Mills, 202–376–2891 or Lucerne D. Winfrey, 202–376–2805, attorneys, Division of Enforcement, Federal Trade Commission, Washington, D.C. 20580.

SUPPLEMENTARY INFORMATION: On November 19, 1979, the Federal Trade Commission issued a final Appliance Labeling Rule (44 FR 66466) in response to a directive in section 324 of the Energy Policy and Conservation Act ("EPCA"), 42 U.S.C. 6201 (1975). The Rule requires the disclosure of energy efficiency or cost information on labels and in retail sales catalogs for seven categories of appliances, and mandates that these energy costs or energy efficiency ratings be based on standardized test procedures developed by DOE. The Rule also requires a general disclosure, on certain point-of-sale promotional materials, of the availability of energy cost or energy efficiency rating information, and requires that any claims concerning energy consumption made in writing or in broadcast advertisements be based on results of the standardized test procedures. The cost information obtained by following the test procedures is derived by using the representative average unit energy costs provided by DOE.

Table 1 in § 305.9 of the rule sets forth the representative average unit energy costs to be used for all requirements of the rule. As stated in section 305.9(b), the Table is intended to be revised periodically on the basis of updated information provided by DOE. Table 1 was first revised by publication of new DOE figures on January 13, 1981 in the **Federal Register** (46 FR 2974).

On May 4, 1982, DOE published (47 FR 19200) the most recent figures for representative average unit energy costs. Consequently, Table 1 must again be updated in order to reflect these latest cost figures.

PART 305—COAL UTILIZATION

Accordingly, in 16 CFR 305.9(a) Table 1 is revised as follows:

§ 305.9 Representative average unit energy costs.

(a) * * *

TABLE 1.—REPRESENTATIVE AVERAGE UNIT COSTS OF ENERGY FOR FOUR RESIDENTIAL ENERGY SOURCES (1982)

Type of energy	In common terms	As required by DOE test procedure	Dollars per million Btu's[1]
Electricity	6.75¢/kWh[2,3]	$0.0675/kWh	$19.78
Natural gas	54.8¢/therm[4] or $5.57/MCF[5,6]	$0.00000548/Btu.	5.48
No. 2 heating oil.	$1.23/gallon[7]	0.00000890/Btu.	8.90
Propane	79.4¢/gallon[8]	0.00000873/Btu.	8.73

[1] Btu stands for British thermal unit.
[2] kWh stands for kilowatt hour.
[3] 1 kWh=3,413 Btu's.
[4] 1 therm=100,000 Btu's.
[5] MCF stands for 1,000 cubic feet.
[6] For the purposes of this table, 1 cubic foot of natural gas has an energy equivalence of 1,016 Btu's.
[7] For the purposes of this table, 1 gallon of No. 2 heating oil has an energy equivalence of 138,700 Btu's.
[8] For the purposes of this table, 1 gallon of liquid propane has an energy equivalence of 91,000 Btu's.

* * * * *

The dates when use of these figures becomes mandatory in calculating cost disclosures for use in reporting, labeling and advertising products covered by the Commission's Rule and/or EPCA are as follows:

For 1982 Submissions of Data Under § 305.8 of the Commission's Rule: The new cost figures must be used in the August 1 submissions for refrigerators, refrigerator-freezers and freezers; the new figures have already been used in the June 1 dishwasher submission; all other 1982 submissions had to be based on the 1981 DOE cost figures because the 1982 figures were not available when those submissions were made.

For labeling and Advertising of Products Under the Commission's Rule: Only those products for which new ranges have been published based on 1982 submissions using the 1982 DOE cost figures should be labeled with estimated annual cost figures calculated using the 1982 DOE representative average unit costs for energy. If such new ranges are published, the effective date for labeling new products will be ninety days after publication of the ranges in the **Federal Register.** Advertising for these products must also be based on the new costs and ranges beginning ninety days after publication of the new ranges in the **Register.**

Advertising of Products Covered by EPCA but not by the Commission's Rule: Manufacturers of products covered by Section 323(c) of EPCA, but not by the Appliance Labeling Rule (clothes dryers, television sets, kitchen ranges and ovens, humidifiers and dehumidifiers, central air conditioners, and home heating equipment, not including furnaces), must use the 1982 representative average unit costs for energy in all representations effective October 12, 1982.

List of Subjects in 16 CFR Part 305

Advertising, Energy conservation, Household appliances, Labeling, Reporting and recordkeeping requirements.

Authority: Sec. 324 of the Energy Policy and Conservation Act, (Pub. L. 94–163) (1975), as amended by the National Energy Conservation Policy Act, (Pub. L. 95–619)

(1978), 42 U.S.C. 6294; section 553 of the Administrative procedure Act, 5 U.S.C. 553.

Carol M. Thomas,

Secretary.

[FR Doc. 82-18926 Filed 7-13-82; 8:45 am]

BILLING CODE 6750-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 200

[Release No. 34-18874]

Delegation of Authority to Regional Administrators

AGENCY: Securities and Exchange Commission.

ACTION: Final rule.

SUMMARY: The Commission is amending its rules governing delegation of authority in order to allow Regional Administrators to delay for up to six months inspections of newly registered broker-dealers that have not initiated operations during their first six months of registration. The delegation also will give Regional Administrators the option of conducting a complete examination of a broker-dealer during the first six months of its registration, or conducting only a financial and operational examination at that time, deferring the remainder of the inspection for up to six months.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Robert A. Love, Esq., Division of Market Regulation (202-272-2781).

SUPPLEMENTARY INFORMATION: The Commission today announced the amendment, effective immediately, of its rules governing delegation of authority to the Regional Administrators (17 CFR 200.30-6) with respect to the Securities Exchange Act of 1934 ("Act") (15 U.S.C. 78a *et seq.*, as amended). The new amendment authorizes Regional Administrators of the Commission to delay certain of the inspections of newly registered broker-dealers required pursuant to section 15(b)(2)(C) [15 U.S.C. 78o(b)(2)(C)] of the Act. This action applies only to those inspections of newly registered broker-dealers for which such responsibility has not been transferred to self-regulatory organizations ("SROs") pursuant to rule 15b2-2 (17 CFR 240.15b2-2) under the Act.

Background

Section 15(b)(2)(C) of the Act[1] requires the Commission to conduct inspections of newly registered broker-dealers, generally within six months of the date of their registration with the Commission. The section also permits the Commission to authorize and direct SROs to conduct these inspections. The Commission recently adopted rule 15b2-2, which assigns responsibility for most of these inspections to the SROs.[2] However, notwithstanding this general assignment to the SROs of the responsibility for these inspections, the Commission's regional offices remain responsible under the section for the inspections of those newly registered broker-dealers that have not become members of an SRO within the first six months of registration.[3] Unlike the SROs, however, the Commission's staff currently does not have the flexibility to delay these inspections where appropriate. Rule 15b2-2 permits SROs to postpone, until the second six months from registration, the inspection of broker-dealer members that have not yet initiated operations.[4] Further, the rule allows SROs an option of either (i) conducting a complete inspection during the first six months of registration, or (ii) conducting only a financial and operational inspection at that time, deferring the remainder of its inspection for an additional period not to exceed six months.[5]

Discussion

Today's action extends to the Commission's staff the same flexibility to delay inspections under section 15(b)(2)(C) as was previously granted to SROs with respect to their analogous inspections. In the Commission's view, the reasons previously advanced in favor of an additional period of time for certain inspections by SROs apply equally well to the Commission's inspections under section 15(b)(2)(C). *See* Securities Exchange Act Release No. 34-18556 (March 10, 1982).

For example, little can be learned from the inspection of the books and records of a broker-dealer that has not yet commenced operations. Therefore, the Commission believes that postponing until the second six months from registration inspections of broker-dealers that have not initiated operations will ordinarily result in more meaningful inspections. Similarly, sufficient records may not have been generated during the first six months of operations to permit productive inspections in areas such as sales practices. Therefore, the Regional Administrators[6] should have discretion to delay these inspections as well.

The Commission believes that the factors which support conducting inspections during the second six month period promote the purposes of the section and are in the public interest. The delegation will permit more effective use of Commission staff time and will produce inspections that are more likely to detect and prevent certain problems to which new firms are susceptible and which prompted Congress to enact section 15(b)(2)(C). Moreover, Regional Administrators and Assistant Regional Administrators for regulation are best situated to determine whether this delegation should be exercised.

Accordingly, the Commission delegates authority to the Regional Administrators to delay until the second six month period from registration with the Commission: (i) inspection of newly registered broker-dealers that have not commenced actual operations within six months of their registration with the Commission; and (ii) inspection for applicable provisions of the Act and rules thereunder, other than financial responsibility rules.

List of Subjects in 17 CFR Part 200

Administrative practice and procedure, Freedom of Information, Privacy, Securities.

Text of Delegation[7]

Accordingly, the Commission revises paragraph (d) of § 200.30-6 of Title 17, Chapter II to read as follows:

---

[1] Section 15(b)(2)(C) states: "Within six months of the date of the granting of registration to a broker or dealer, the Commission, or upon the authorization and direction of the Commission, a registered securities association or national securities exchange of which such broker or dealer is a member, shall conduct an inspection of the broker or dealer to determine whether it is operating in conformity with the provisions of this title and the rules and regulations thereunder: Provided, however, That the Commission may delay such inspection of any class of brokers or dealers for a period not exceed six months."

[2] *See* Securities Exchange Act Release Nos. 18248 (November 10, 1981), 46 FR 56426 (November 16, 1981) (proposal), and 18556 (March 10, 1982), 47 FR 11267 (March 16, 1982) (adoption), for a discussion of that action.

[3] These would generally include both those broker-dealers that have elected to join the Commission's SECO program and those that have applied to an SRO but have not yet been admitted to membership.

[4] 17 CFR 240.15b2-2(d).

[5] 17 CFR 240.15b2-2(c).

[6] The Chairman today has designated to the Assistant Regional Administrators (Regulation) authority to delay these inspections, in order to accurately reflect the functions of those staff members in the regional offices.

[7] Material pertaining to other delegations of authority is reprinted here in subparagraph (1) due to the need to renumber the items in paragraph (d).

PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

§ 200.30-6 Delegation of authority to Regional Administrators.

* * * * *

(d) With respect to the Securities Exchange Act of 1934, 15 U.S.C. 78 et seq.:

(1) Pursuant to Rule 17a-5(a) (§ 240.17a-5(a) of this chapter) and Rule 17a-5(d) (§ 240.17a-5(d) of this chapter):

(i) To consider applications by brokers and dealers for extensions of time within which to file reports required by Rule 17a-5 (§ 240.17a-5 of this chapter) and to grant or to deny such applications: *Provided,* Such applicant is advised of his right to have such denial reviewed by the Commission; and

(ii) To grant or deny requests by brokers and dealers for the approval of a change of date for the annual audited reports required by Rule 17a-5 (§ 240.17a-5 of this chapter) where the report will not be as of a date more than 15 months from the date as of which the last preceding annual audited report was prepared: *Provided,* Such applicant is advised of his right to have such denial reviewed by the Commission.

(2) Pursuant to Section 15(b)(2)(C) of the Act (15 U.S.C. 78o(b)(2)(C)):

(i) To delay until the second six month period from registration with the Commission, the inspection of newly registered broker-dealers that have not commenced actual operations within six months of their registration with the Commission; and

(ii) To delay until the second six month period from registration with the Commission, the inspection of newly registered broker-dealers to determine whether they are in compliance with applicable provisions of the Act and rules thereunder, other than financial responsibility rules.

* * * * *

Statutory Basis and Competitive Considerations

The Securities and Exchange Commission, acting pursuant to the Act, and particularly sections 2, 15 and 23 thereof (15 U.S.C. 78b, 78o and 78w), and section 1(b) of the Delegation of Functions Act, 15 U.S.C. 78d-1, hereby adopts the amendments to section 200.30-6(d). The Commission finds that there will be no burden upon competition imposed by the amendment.

The Commission also finds that the foregoing action relates solely to agency management and personnel and, accordingly, that notice and prior publication for comment under the Administrative Procedure Act (5 U.S.C. 553) are not necessary. This action, taken pursuant to 15 U.S.C. 78d-1, as amended, becomes effective July 14, 1982.

By the Commission.

George A. Fitzsimmons,

Secretary.

July 8, 1982.

[FR Doc. 82-19021 Filed 7-13-82; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 271

[Docket No. RM79-76-095 (Texas—20); Order No. 240]

High-Cost Gas Produced From Tight Formations; Texas

Issued: June 30, 1982.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Final rule.

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 CFR 271.703). This rule established procedures for jurisdictional agencies to submit to the Commission recommendations of areas for designation as tight formations. This final order adopts the recommendation of the Railroad Commission of Texas that the Monte Christo Vicksburg 9000' Formation be designated as a tight formation under § 271.703(d).

EFFECTIVE DATE: June 30, 1982.

FOR FURTHER INFORMATION CONTACT: Leslie Lawner, (202) 357-8511, or Walter Lawson, (202) 357-8556.

SUPPLEMENTARY INFORMATION: The Commission hereby amends § 271.703(d) of its regulations to include the Monte Christo Vicksburg 9000' Formation, located in Hidalgo County, Texas, as a designated tight formation eligible for incentive pricing under § 271.703. The amendment was first proposed in a Notice of Proposed Rulemaking by the Director of the Office of Pipeline and Producer Regulation, issued February 12, 1982 (47 FR 7451, February 19, 1982),[1] based on a recommendation by the Railroad Commission of Texas (Texas) in accordance with § 271.703(c) that the Monte Christo Vicksburg 9000' Formation be designated as a tight formation.

On March 26, 1982, the Commission staff sent a letter to Texas, requesting clarification of the areal extent of the recommended formation, as well as of the average permeability and stabilized production rate characteristics of the Vicksburg reservoirs. On June 2, 1982, Texas submitted an amended recommendation by which it deleted certain acreage from the original recommendation. Notice of the amended recommendation was issued by the Director of the Office of Pipeline and Producer Regulation on June 4, 1982, as a Notice of Proposed Rulemaking (47 FR 25374, June 11, 1982). No comments were received in response to this notice.

Evidence submitted by Texas supports the assertion that the Monte Christo Vicksburg 9000' Formation meets the guidelines contained in § 271.703(c)(2). The Commission hereby adopts the Texas recommendation.

This amendent shall become effective immediately. The Commission has found that the public interest dictates that new natural gas supplies be developed on an expedited basis, and, therefore, incentive prices should be made available as soon as possible. The need to make incentive prices immediately available establishes good cause to waive the thirty-day publication period.

List of Subjects in 18 CFR Part 271

Natural gas, Incentive price, Tight formations.

(Department of Energy Organization Act, 42 U.S.C. 7101 *et seq.;* Natural Gas Policy Act of 1978, 15 U.S.C. 3301-3432; Administrative Procedure Act, 5 U.S.C. 553)

In consideration of the foregoing, Part 271 of Subchapter H, Chapter I, Title 18, *Code of Federal Regulations,* is amended as set forth below, effective June 30, 1982.

By the Commission.

Kenneth F. Plumb,

Secretary.

PART 271—CEILING

Section 271.703(d) is amended by adding a new subparagraph (91) to read as follows:

[1] Comments on the proposed rule were invited and one comment supporting the recommendation was received. No party requested a public hearing and no hearing was held.

§ 271.703 Tight formations.

* * * * *

(d) *Designated tight formations.*

* * * * *

(91) *Monte Christo Vicksburg 9000' Formation in Texas.* RM79–76–095 (Texas—20).

(i) *Delineation of formation.* The Monte Christo Vicksburg 9000' Formation is located in a portion of Hidalgo County, Texas, and is encountered in portions of the following surveys: Jackson Subdivision of the San Salvadore Del Tule Grant, Juan Jose Balli Survey A–290; Section 203, Tex.-Mex. Ry. Co. Survey A–124; Section 206 Tex.-Mex. Ry. Co. Survey A–637; Section 207, Tex.-Mex. Ry. Co. Survey A–126; Section 210, W. T. Bomar Survey A–624; Section 211, Tex.-Mex. Ry. Co. Survey A–128; Section 214; Macedonia Vela, Jr. Survey A–623. Excluded from the designation is a rectangular area in the Juan Jose Balli Survey A–290, two sides of which extend due north and south, the north line being 750' north of and the west line being 750' west of the Shell Oil Co, Bright & Schiff Hamman #1 Well, and the south side being 750' south of the the east line being 750' east of the Shell Oil Co. Bright & Hamman #2 Well.

(ii) *Depth.* The Monte Christo Vicksburg 9000' Formation ranges from a depth of approximately 9000 feet to approximately 9700 feet, with a gross average thickness of approximately 650 feet. The bottom of the formation may extend as deep as 10,400 feet in the undeveloped areas.

[FR Doc. 82–19201 Filed 7–13–82; 8:45 am]
BILLING CODE 6717–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Social Security Administration

20 CFR Parts 404 and 416

[Regulations Nos. 4 and 16]

Federal Old-Age, Survivors, and Disability Insurance and Supplemental Security Income for the Aged, Blind and Disabled; Representative Payment

AGENCY: Social Security Administration, HHS.

ACTION: Final rule.

SUMMARY: These final regulations reorganize and restate in simpler language our regulations on representative payment under titles II, Old-Age, Survivors, and Disability Insurance (OASDI), and XVI, Supplemental Security Income for the Aged, Blind, and Disabled (SSI) of the Social Security Act. These regulations (1) explain representative payment; (2) state when title II and title XVI benefits will be paid to a representative payee rather than directly to the entitled person; (3) indicate the procedure we follow in selecting a representative payee; (4) specify the responsibilities of a representative payee; and (5) clarify our responsibilities to the beneficiary when we make payments to a representative payee on his or her behalf.

DATE: These amendments are effective July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Philip Berge, Legal Assistant, Office of Regulations, Social Security Administration, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone (301) 594–7452.

SUPPLEMENTARY INFORMATION: We have rewritten and reorganized the existing regulations to make them clearer and easier for the public to use. In the process of reviewing our existing regulations, our policies in this area were also reexamined. We decided that the regulations should continue to present a set of basic guidelines for persons acting as representative payees. We also added to the regulations several of the policies we now follow in making representative rather than direct payment but which are not in the current regulations. First, we have added a provision to explain that we will give a beneficiary or the individual acting on his or her behalf advance notice before we make a determination that representative payment will be made. Second, we have added a provision to indicate that when conserved funds are held in an interest-bearing account, the interest from the account, as well as the principal, is the property of the beneficiary. Third, we have added a more complete explanation of how we select a representative payee and what we expect of him or her once the selection has been made. Fourth, we have clarified our responsibilities to a beneficiary when we select someone else to receive payments on the beneficiary's behalf. Fifth, we have added to the list of representative payee responsibilities, the responsibility to report to us any event which occurs that will affect the beneficiary's continued right to paymnents.

The Notice of Proposed Rulemaking (NPRM) was published in the **Federal Register** on December 1, 1980 at 45 FR 79501 with a 60-day comment period.

Revision and Reorganization of the Regulations

These regulations are being revised and reorganized to simplify, and improve our regulations. The regulations carry out sections 205, 1102, and 1631 of the Social Security Act.

The current regulations on representative payment of title II benefits are in Subpart U of Part 404 in Title 20 of the Code of Federal Regulations. On May 29, 1981, Subpart Q of Regulations No. 4 was redesignated as Subpart U (§§ 404.2001–2065) and a new Subpart Q, implementing section 304 (Determinations of Disability) of Pub. L. 96–265 (the Social Security Disability Amendments of 1980) was published as a final regulation at 46 FR 29190–29217. Corresponding title XVI regulations appear in Subpart F of Part 416 in Title 20.

When We Make Representative Payment

As a general rule, we pay benefits directly to the person entitled to receive them so that the person will have the full use of and control over his or her own funds. However, when we have reason to believe that a beneficiary is not able to handle the funds in his or her own interest, we investigate to determine whether benefits should be paid to someone else on his or her behalf. If we determine that a beneficiary cannot manage benefit payments in his or her own interest, we will select a representative payee and certify payments to the payee for the use and benefit of the beneficiary. Before we make this determination, we must be sure that the interests of the beneficiary will be served by our making representative rather than direct payment. Whenever we make representative payment, we certify payment to the representative payee on behalf of the beneficiary. This is to indicate that payment is being made to the representative payee as a fiduciary, and that the money is not the payee's own or for the payee's benefit, but solely for the benefit of the beneficiary. If we pay benefits to a representative payee and the representative payee misuses the benefits, we have no authority to make restitution of the misused funds and that the responsibility for restitution applies to the representative payee. (See §§ 404.2041 and 416.641.)

There are certain situations where we always make representative payment. For example, if we learn that a beneficiary has been found legally incompetent, we will name a representative payee. The payee we

select will often be the court-appointed fiduciary. However, depending upon the circumstances, we may select some other person who shows a personal as well as a financial responsibility for the beneficiary. Also, by law, we must select a representative payee to receive the Supplemental Security Income payments of a person who is eligible for benefits on the basis of a disability and who has been medically determined to be an alcoholic or a drug addict. Also, we generally name a representative payee to receive the benefits of a person under age 18.

How We Select a Representative Payee

The existing regulations describe the information we need from a person before we select him or her as a representative payee. They do not indicate, however, the preferences we use in selecting a payee. Our list of preferred payees is a guide we have prepared on the basis of our experience. It is considered along with all other factors in helping us select an appropriate payee for the beneficiary. We have included these preferences in §§ 404.2021 and 416.621.

Before We Name a Representative Payee

We have added a section to the regulations to reflect our current procedure of giving advance notice of our determination to make representative payment and to name a payee. In this notice we tell the beneficiary or the individual acting on his or her behalf that we plan to name a representative payee, indicate who the payee will be, and ask the person to contact us if he or she wishes to object to our proposed actions. If the person objects, we will review our intended decisions and consider any additional information given to us. We will then issue a determination stating the means of payment and the payee, which may be appealed under our administrative review process. The advance notice procedures are explained in §§ 404.2030 and 416.630.

Responsibilities of a Representative Payee

The existing regulations state certain responsibilities of a representative payee. These responsibilities are included in these regulations. We have added to this list the responsibility to report to us any event which occurs that will affect the beneficiary's continued right to payments. This is contained in §§ 404.2035 and 416.635. We have also added an example in §§ 404.2045 and 416.645 to illustrate our view that moneys not needed for the beneficiary's current maintenance should be deposited in an interest-bearing account or invested on behalf of the beneficiary. We have had experience with representative payees holding funds rather than investing them. Also, in some instances the funds were invested by a representative payee, but the dividends did not accrue to the benefit of the beneficiary. Some institutions or agencies acting as a representative payee deposit funds not needed for the current maintenance of the beneficiary in an interest-bearing account, but the interest payable on the account does not accrue to the beneficiary. In §§ 404.2045 and 416.645 of the regulations, we have added a provision to clarify that the interest earned from an investment account is the property of the beneficiary, and not the property of the payee.

Changes From Current Regulations Made by the Final Rule

1. We have added a provision to explain that we will give a beneficiary or the individual acting on his or her behalf advance notice before we make a determination that representative payment will be made. (See §§ 404.2030 and 416.630.)

2. We have added a provision to indicate that when conserved funds are held in an interest-bearing account, the interest from the account, as well as the principal, is the property of the beneficiary. (See §§ 404.2045 and 416.645.)

3. We have added a more complete explanation of how we select a representative payee and what we expect of the payee once the selection has been made. (See §§ 404.2020, 404.2021, 404.2025, 404.2035, 416.620, 416.621, 416.625, and 416.635.)

4. We have revised the preference list of potential representative payees for a beneficiary age 18 or older. This list includes persons other than those specifically mentioned who are qualified to carry out the responsibilities of a payee and who are able and willing to serve as a payee for a beneficiary; i.e., members of community groups or organizations who volunteer to serve as a payee for a beneficiary. This was omitted from the preference list when the NPRM was published. We have also reversed the order of the last two preferences in the preference list of potential payees for a beneficiary under age 18. These were not in proper order in the NPRM. (See §§ 404.2021 and 416.621.)

5. We have clarified our responsibilities to a beneficiary when we select someone else to receive payments on the beneficiary's behalf. (See §§ 404.2041 and 416.641.)

6. We have added to the list of representative payee responsibilities the responsibility to report to us any event which occurs that will affect the beneficiary's continued right to payments. (See §§ 404.2035 and 416.635.)

Response to Public Comments

In response to the NPRM we received 42 comments: 33 from attorneys, legal aid and social service organizations and 9 from various government employees and other members of the public.

Our objective in this recodification is to clarify the existing regulatory provisions by the use of simpler language and improved organization, so that they will be more easily understood by members of the public. Some of the comments we received were very useful in preparing the final version of the regulations. Several of the revisions discussed below were made as a result of these comments. Some of the comments were not applicable to these particular regulations. Those comments are not addressed in the preamble. Other comments are condensed, summarized or paraphrased.

For ease of comprehension and for perspective, we have grouped comments according to the subject and the issues raised. Our responses are presented in the order in which the regulations are organized.

Discussion of Public Comments Changes We Made From Notice of Proposed Rulemaking to Final

As the result of the public comments we received, we have made the following revisions in the final regulations.

1. *Emphasize that a representative payee should not be selected solely on the basis of a physical condition or limitation of the beneficiary.* We received several comments to the effect that proposed regulations would permit or require representative payment for mentally competent individuals who are physically incapable of managing their own benefits. In response to these comments we added "to direct the management of" to the last sentence of §§ 404.2001(a) and 416.601(a) to make it clear that physical disability would require representative payment only if the individual is unable to manage or to direct others in the management of benefit payments. This sentence now reads: "Generally, we appoint a representative payee if we have determined that the beneficiary is not able to manage or direct the management of benefit payments in his

or her own interest." Other sections revised as a result of these comments are 404.2001(b), 404.2015, 404.2055, 416.601(b), 416.615 and 416.655. Also, §§ 404.2010(a)(2) and 416.610(a)(2) of the proposed regulations have been revised to reflect that the beneficiary is "physically incapable of managing or directing the management of his or her benefit payments."

2. *Expand when representative payment will be made on behalf of a drug addict or alcoholic.* In response to several comments that we clarify when representative payment will be made on behalf of a drug addict or alcoholic we have added a new paragraph (3) to § 416.610(a) to provide for representative payment to an individual who is "Eligible for benefits solely on the basis of a disability and who is medically determined to be a drug addict or alcoholic." This provision reflects the current law.

3. *Clarify when we will make direct payment to minor beneficiaries.* One commenter suggested that we make direct payment to a minor beneficiary whenever the beneficiary shows the ability to manage benefits or meet the appropriate State law regarding emancipation. We added to §§ 404.2010(b) and 416.610(b) examples of situations in which we make direct payment to beneficiaries under age 18. The regulations will not, however, contain all our procedures concerning direct payment to minors. These are contained in our internal procedures.

4. *Editorial changes.* Various editorial comments were received. These comments were considered and, where the review indicated inclusion of the recommended changes would improve the regulations, the appropriate changes were made.

Changes We Did Not Make

For the reasons stated below, we did not agree that the final regulations should be revised to include other changes suggested by commenters, and we did not adopt the following suggestions.

1. *Revise the advance notice procedure.* We received the following comments for improving the advance notice procedure in §§ 404.2030 and 416.630.

(a) Omit the term "generally" in subsection (a) of §§ 404.2030 and 416.630 and specifically include legally incompetent adults and minors under the advance notice procedure.

(b) Provide and oral hearing before a representative payee is named.

(c) Explain when the advance notice is not sent.

(d) Have the advance notice reflect a specific time frame within which to protest.

(e) Identify what is to be included in the advance notice.

(f) Provide advance notice if we are continuing payment to the original representative payee at the time of reinstatement of benefits after a successful appeal or long-term suspension.

As noted, these comments are not being adopted. Sections 404.2030 and 416.630 provide to whom advance notice is sent and what is included in the advance notice. We have not provided for an oral hearing or face-to-face interview. If the beneficiary or his or her representative does, in fact, protest the proposed determinations, we will provide him or her with an opportuntiy to meet with us and to examine the evidence (as appropriate under part 401 of the regulations, disclosure procedures) before the decisions are formally rendered.

The term "generally" has been retained because exceptions to the advance notice procedure are more appropriately discussed in our operating procedures and not the regulations. In addition, information pertaining to when advance notice is not sent and the specific time frame within which to protest the payee recommendation, is also contained in our operating procedures.

Also, our current instructions provide the beneficiary with an opportunity to contest a continued appointment at the time of reinstatement of the beneficiary's benefits after a successful appeal or long-term suspension.

2. *Provide a face-to-face meeting to determine the capability of a beneficiary.* One commenter suggested we provide a face-to-face meeting to determine a beneficiary's capability. There is an opportunity for a face-to-face meeting discussed in our procedural instructions. Since we consider that procedure one of many operational details of our basic policy, we have not included it in the regulations. Generally, we believe only basic policy should be covered in the regulations.

3. *Personal needs of the beneficiary.* We received several comments that §§ 404.2040(b) and 416.640(b) of the proposed regulations should be changed to reflect that a beneficiary's personal needs over and above the expenses incurred for his or her basic needs (room, board, and nursing care) may be paid from the beneficiary's funds only after the beneficiary's obligations to pay for his or her basic needs have been met. Also, we received comments that the beneficiary's Medicaid eligibility and payment for covered services to an institutionalized individual would cease if the patient's representative payee does not pay the patient's share of liability for a medical vendor payment.

Benefits certified to a representative payee are considered to be used in a beneficiary's best interests if they are used for a beneficiary's current maintenance. Since clothing and personal comfort items are considered costs incurred for current maintenance, we have not added this statement.

Although we provide guidelines as to what is in the beneficiary's best interests, there is a considerable amount of discretion provided the payee. If satisfying the beneficiary's significant personal needs before paying his or her institutional charges is in the beneficiary's best interests, then the payee is performing appropriately.

Finally, Medicaid eligibility and payment for covered services to an institutionalized individual does not cease if the patient or that patient's representative payee does not pay the patient's share of liability for a medical vendor payment. While title XIX policy requires that all patient income in excess of the personal needs allowance be considered as the patient's share of liability when computing the medical vendor payment amount, it does not mandate that the amount of the patient's liability actually be paid as a condition of eligibility. If the patient's liability is not paid, there is no change in Medicaid status. It is a matter between the patient (or representative payee) and the Medicaid facility. In fact, there is no such requirement in the Medicaid law or regulations and the States are not permitted to impose one.

4. *Payment of a beneficiary's debt.* We received three comments that §§ 404.2040(d) and 416.640(d) of the proposed regulations should be amended to reflect that if funds are available, a payee is required to satisfy a debt of the beneficiary for basic needs even if the debt arose before the first month for which payments were certified to the payee. A payee is authorized and directed to apply benefits for the use and benefit of the beneficiary. While the payee has the authority to determine how and for what purpose the benefits are to be used for the beneficiary, the payee is required to use them in a manner that serves the beneficiary's best interests.

Whenever there is a use of legal process to compel payment of a past indebtedness which jeopardizes the beneficiary's current maintenance, including the satisfaction of his or her

reasonably foreseeable future needs, it is the representative payee's responsibility to invoke, on the beneficiary's behalf, the protection of section 207 of the Act. (Section 207 exempts benefits, either before or after payment, from execution, levy, attachment, garnishment, or other seizure by creditors so long as payments are identifiable.) A representative payee may, however, use benefits to discharge a valid, properly authenticated past indebtedness of the beneficiary provided the amount required to discharge such a past indebtedness is not necessary for the beneficiary's current maintenance, including his or her reasonably foreseeable future needs.

5. *Make the Social Security Administration liable for the misuse of benefit payments.* Several commenters suggested that §§ 404.2041 and 416.641 of the proposed regulations be revised to make us, as well as the representative payee, liable for misuse. We have no authority to assume liability for misuse.

It was also suggested that misuse should be an appealable determination and that we have a more affirmative role in attempting to recover misused funds. We are examining our policies with regard to the misuse of benefits and to recoupment generally. Any changes to current policy resulting from our study will be the subject of separate regulations.

6. *Eliminate examples specifying an amount which requires deposit in an interest-bearing account.* A number of commenters recommended that the examples in §§ 404.2045(a) and 416.645(a) of the proposed regulations be deleted since they specify an amount that requires depositing funds in an interest-bearing account and this requirement has not yet become part of a published regulation. We have determined that a monetary figure should be placed in the regulations for depositing funds in an interest-bearing account and that $150 would be a reasonable money amount.

7. *Require mandatory accountings.* Several commenters suggested that we require regulatory scheduled mandatory accounting. Under the regulations, we may require such accounting. However, we are reviewing our present accounting and verification process. As a result of our findings, we may make changes in the accounting requirements. If any changes are made they will be the subject of separate regulations.

8. *Liability for overpayment.* We received a comment suggesting that the regulations should specify whether the beneficiary and/or the representative payee are jointly or severally liable for an overpayment. Liability for overpayment is discussed in the Social Security Rulings (SSR 64–7). This ruling indicates that where a representative payee receives an overpayment on behalf of a beneficiary, the payee and the beneficiary may, under certain circumstances, be jointly and individually liable for the overpayment. However, the payee is not liable if he or she used the amounts received for the benefit of the beneficiary and was without fault with regard to the overpayment.

9. *Discuss situations in which the beneficiary objects to the appointment of a representative payee.* One commenter recommended that the regulations should discuss situations in which the beneficiary objects to the appointment of a specific representative payee but we appoint the payee over protest. Such a discussion would make the regulations unnecessarily lengthy. Furthermore, the payee determination is an appealable determination. The appeals process is discussed in Regulations No. 4, Subpart J and Regulations No. 16, Subpart N.

Regulatory Procedures

Executive Order 12291—These regulations have been reviewed under Executive Order 12291 and do not meet any of the criteria for a major regulation. Therefore, a regulatory impact analysis is not required.

Paperwork Reduction Act—The reporting/recordkeeping requirements in the sections of these regulations cited below are subject to the provisions of the Paperwork Reduction Act of 1980 (Pub. L. 96–511) and therefore require Office of Management and Budget (OMB) approval. These requirements are presently approved by OMB under the OMB approval numbers cited.

Regulation section	OMB approval No.
404.2025(a)	0960-0014.
416.625(a)	
404.2035(b)	0960-0073.
404.2035(c)	0960-0012.
416.635(c)	
404.2065	0960-0068 (Individual). 0960-0069 (Institution).
416.635(b)	0960-0128.
416.665	0960-0135.

These regulations impose no new reporting or recordkeeping requirements requiring OMB clearance.

Regulatory Flexibility Act—Since a notice of proposed rulemaking for these rules was issued before January 1, 1981, a regulatory flexibility analysis as provided in Pub. L. 96–354, the Regulatory Flexibility Act, is not required.

These amendments are hereby adopted and set forth below.

(Catalog of Federal Domestic Assistance Program, Nos. 13.802 Social Security-Disability Insurance; 13.803 Social Security-Retirement Insurance; 13.804 Social Security-Survivors Insurance; 13.807 Supplemental Security Income)

List of Subjects

20 CFR Part 404

Administrative practice and procedure, Death benefits, Disabled, Old-Age, Survivors and Disability Insurance.

20 CFR Part 416

Administrative practice and procedure, Aged, Blind, Disabled, Public assistance programs, Supplemental security income (SSI).

Dated: May 17, 1982.

Paul B. Simmons,

Acting Commissioner of Social Security.

Approved: June 24, 1982.

Richard S. Schweiker,

Secretary of Health and Human Services.

Chapter III of Title 20 of the Code of Federal Regulations is amended as follows:

PART 404—FEDERAL OLD-AGE, SURVIVORS AND DISABILITY INSURANCE (1950–)

* * * * *

Subpart U—Representative Payment

Sec.

404.2001 Introduction.
404.2010 When payment will be made to a representative payee.
404.2015 Information considered in determining whether to make representative payment.
404.2020 Information considered in selecting a representative payee.
404.2021 Order of preference in selecting a representative payee.
404.2025 Information to be submitted by a representative payee.
404.2030 Advance notice of the determination to make representative payment.
404.2035 Responsibilities of a representative payee.
404.2040 Use of benefit payments.
404.2041 Liability for misuse of benefit payments.
404.2045 Conservation and investment of benefit payments.
404.2050 When new representative payee will be selected.
404.2055 When representative payment will be stopped.
404.2060 Transfer of accumulated benefit payments.
404.2065 Accounting for benefit payments.

Authority: Sec. 205 and 1102 of the Social Security Act; 53 Stat. 1368, 49 Stat. 647; 72 U.S.C. 405 and 1302.

Subpart U—Representative Payment

§ 404.2001 Introduction.

(a) *Explanation of representative payment.* This subpart explains the principles and procedures that we follow in determining whether to make representative payment and in selecting a representative payee. It also explains the responsibilities that a representative payee has concerning the use of the funds he or she receives on behalf of a beneficiary. A representative payee may be either a person or an organization selected by us to receive benefits on behalf of a beneficiary. A representative payee will be selected if we believe that the interest of a beneficiary will be served by representative payment rather than direct payment of benefits. Generally, we appoint a representative payee if we have determined that the beneficiary is not able to manage or direct the management of benefit payments in his or her interest.

(b) *Policy used to determine whether to make representative payment.* (1) Our policy is that every beneficiary has the right to manage his or her own benefits. However, some beneficiaries due to a mental or physical condition or due to their youth may be unable to do so. Under these circumstances, we may determine that the interests of the beneficiary would be better served if we certified benefit payments to another person as a representative payee.

(2) If we determine that representative payment is in the interest of a beneficiary, we will appoint a representative payee. We may appoint a representative payee even if the beneficiary is a legally competent individual. If the beneficiary is a legally incompetent individual, we may appoint the legal guardian or some other person as a representative payee.

(3) If payment is being made directly to a beneficiary and a question arises concerning his or her ability to manage or direct the management of benefit payments, we will, if the beneficiary is 18 years old or older and has not been adjudged legally incompetent, continue to pay the beneficiary until we make a determination about his or her ability to manage or direct the management of benefit payments and the selection of a representative payee.

§ 404.2010 When payment will be made to representative payee.

(a) We pay benefits to a representative payee on behalf of a beneficiary 18 years old or older when it appears to us that this method of payment will be in the interest of the beneficiary. We do this if we have information that the beneficiary is—

(1) Legally incompetent or mentally incapable of managing benefit payments; or

(2) Physically incapable of managing or directing the management of his or her benefit payments.

(b) Generally, if a beneficiary is under age 18, we will pay benefits to a representative payee. However, in certain situations, we will make direct payments to a beneficiary under age 18 who shows the ability to manage the benefits. For example, we make direct payments to a beneficiary under age 18 if the beneficiary is—

(1) Receiving disability insurance benefits on his or her own Social Security earnings record; or

(2) Serving in the military services; or

(3) Living alone and supporting himself or herself; or

(4) A parent and files for himself or herself and/or his or her child and he or she has experience in handling his or her own finances; or

(5) Capable of using the benefits to provide for his or her current needs and no qualified payee is available; or

(6) Within 4 months of attaining age 18 and is initially filing an application for benefits.

§ 404.2015 Information considered in determining whether to make representative payments.

In determining whether to make representative payment we consider the following information:

(a) *Court determinations.* If we learn that a beneficiary has been found to be legally incompetent, a certified copy of the court's determination will be the basis of our determination to make representative payment.

(b) *Medical evidence.* When available, we will use medical evidence to determine if a beneficiary is capable of managing or directing the management of benefit payments. For example, a statement by a physician or other medical professional based upon his or her recent examination of the beneficiary and his or her knowledge of the beneficiary's present condition will be used in our determination, if it includes information concerning the nature of the beneficiary's illness, the beneficiary's chances for recovery and the opinion of the physician or other medical professional as to whether the beneficiary is able to manage or direct the management of benefit payments.

(c) *Other evidence.* We will also consider any statements of relatives, friends and other people in a position to know and observe the beneficiary, which contain information helpful to us in deciding whether the beneficiary is able to manage or direct the management of benefit payments.

§ 404.2020 Information considered in selecting a representative payee.

In selecting a payee we try to select the person, agency, organization or institution that will best serve the interest of the beneficiary. In making our selection we consider—

(a) The relationship of the person to the beneficiary;

(b) The amount of interest that the person shows in the beneficiary;

(c) Any legal authority the person, agency, organization or institution has to act on behalf of the beneficiary;

(d) Whether the potential payee has custody of the beneficiary; and

(e) Whether the potential payee is in a position to know of and look after the needs of the beneficiary.

§ 404.2021 Order of preference in selecting a representative payee.

As a guide in selecting a representative payee, categories of preferred payees have been established. These preferences are flexible. Our primary concern is to select the payee who will best serve the beneficiary's interest. The preferences are:

(a) For beneficiaries 18 years old or older, our preference is—

(1) A legal guardian, spouse (or other relative) who has custody of the beneficiary or who demonstrates strong concern for the personal welfare of the beneficiary;

(2) A friend who has custody of the beneficiary or demonstrates strong concern for the personal welfare of the beneficiary;

(3) A public or nonprofit agency or institution having custody of the beneficiary;

(4) A private institution operated for profit and licensed under State law, which has custody of the beneficiary; and

(5) Persons other than above who are qualified to carry out the responsibilities of a payee and who are able and willing to serve as a payee for a beneficiary; e.g., members of community groups or organizations who volunteer to serve as payee for a beneficiary.

(b) For beneficiaries under age 18, our preference is—

(1) A natural or adoptive parent who has custody of the beneficiary, or a guardian;

(2) A natural or adoptive parent who does not have custody of the beneficiary, but is contributing toward the beneficiary's support and is demonstrating strong concern for the beneficiary's well being;

(3) A natural or adoptive parent who does not have custody of the beneficiary and is not contributing toward his or her support but is demonstrating strong concern for the beneficiary's well being;

(4) A relative or stepparent who has custody of the beneficiary;

(5) A relative who does not have custody of the beneficiary but is contributing toward the beneficiary's support and is demonstrating concern for the beneficiary's well being;

(6) A relative or close friend who does not have custody of the beneficiary but is demonstrating concern for the beneficiary's well being; and

(7) An unauthorized social agency or custodial institution.

§ 404.2025 Information to be submitted by a representative payee.

(a) Before we select a representative payee, the payee applicant must give us information showing his or her relationship to the beneficiary and his or her responsibility for the care of the beneficiary.

(b) Anytime after we have selected a payee, we may ask the payee to give us information showing a continuing relationship to the beneficiary and a continuing responsibility for the care of the beneficiary. If the payee does not give us the requested information within a reasonable period of time, we may stop paying the payee unless we determine that the payee had a good reason for not complying with our request, and we receive the information requested.

§ 404.2030 Advance notice of the determination to make representative payment.

(a) Generally, whenever we intend to make representative payment and to name a payee, we notify the beneficiary or the individual acting on his or her behalf, of our proposed actions. In this notice we tell the person that we plan to name a representative payee and who that payee will be. We also ask the person to contact us if he or she objects to either proposed action. If he or she objects to either proposed action, the person may—

(1) Review the evidence upon which the proposed actions will be based; and

(2) Submit any additional evidence regarding the proposed actions.

(b) If the person objects to the proposed actions, we will review our proposed determinations and consider any additional information given to us. We will then issue our determinations. If the person is dissatisfied with either determination, he or she may request a reconsideration.

(c) If the person does not object to the proposed actions, we will issue determinations. If the person is dissatisfied with either determination, he or she may request a reconsideration.

§ 404.2035 Responsibilities of a representative payee.

A representative payee has a responsibility to—

(a) Use the payments he or she receives only for the use and benefit of the beneficiary in a manner and for the purposes he or she determines, under the guidelines in this subpart, to be in the best interests of the beneficiary;

(b) Notify us of any event that will affect the amount of benefits the beneficiary receives or the right of the beneficiary to receive benefits;

(c) Submit to us, upon our request, a written report accounting for the benefits received; and

(d) Notify us of any change in his or her circumstances that would affect performance of the payee responsibilities.

§ 404.2040 Use of benefit payments.

(a) *Current maintenance.* We will consider that payments we certify to a representative payee have been used for the use and benefit of the beneficiary if they are used for the beneficiary's current maintenance. Current maintenance includes costs incurred in obtaining food, shelter, clothing, medical care, and personal comfort items.

Example: An aged beneficiary is entitled to a monthly Social Security benefit of $400. Her son, who is her payee, disburses her benefits in the following manner:

Rent and utilities	$200
Medical	25
Food	60
Clothing (coat)	55
Savings	30
Miscellaneous	30

The above expenditures would represent proper disbursements on behalf of the beneficiary.

(b) *Institutional care.* If a beneficiary is receiving care in a Federal, State, or private institution because of mental or physical incapacity, current maintenance includes the customary charges made by the institution, as well as expenditures for those items which will aid in the beneficiary's recovery or release from the institution or expenses for personal needs which will improve the beneficiary's conditions while in the institution.

Example: An institutionalized beneficiary is entitled to a monthly Social Security benefit of $320. The institution charges $700 a month for room and board. The beneficiary's brother, who is the payee, learns the beneficiary needs new shoes and does not have any funds to purchase miscellaneous items at the institution's canteen.

The payee takes his brother to town and buys him a pair of shoes for $29. He also takes the beneficiary to see a movie which costs $3. When they return to the institution, the payee gives his brother $3 to be used at the canteen.

Although the payee normally withholds only $25 a month from Social Security benefit for the beneficiary's personal needs, this month the payee deducted the above expenditures and paid the institution $10 less than he usually pays.

The above expenditures represent what we would consider to be proper expenditures for current maintenance.

(c) *Support of legal dependents.* If the current maintenance needs of the beneficiary are met, the payee may use part of the payments for the support of the beneficiary's legally dependent spouse, child, and/or parent.

Example: A disabled beneficiary receives a Veterans Administration (VA) benefit of $325 and a Social Security benefit of $525. The beneficiary resides in a VA hospital and his VA benefits are sufficient to provide for all of his needs; i.e., cost of care and personal needs. The beneficiary's legal dependents—his wife and two children—have a total income of $250 per month in Social Security benefits. However, they have expenses of approximately $450 per month.

Because the VA benefits are sufficient to meet the beneficiary's needs, it would be appropriate to use part of his Social Security benefits to support his dependents.

(d) *Claims of creditors.* A payee may not be required to use benefit payments to satisfy a debt of the beneficiary, if the debt arose prior to the first month for which payments are certified to a payee. If the debt arose prior to this time, a payee may satisfy it only if the current and reasonably foreseeable needs of the beneficiary are met.

Example: A retroactive Social Security check in the amount of $1,640, representing benefits due for July 1980 through January 1981, was issued on behalf of the beneficiary to the beneficiary's aunt who is the representative payee. The check was certified in February 1981.

The nursing home, where the beneficiary resides, submitted a bill for $1,139 to the payee for maintenance expenses the beneficiary incurred during the period from June 1980 through November 1980. (Maintenance charges for December 1980 through February 1981 had previously been paid.)

Because the benefits were not required for the beneficiary's current maintenance, the payee had previously saved over $500 for the beneficiary and the beneficiary had no foreseeable needs which would require large disbursements, the expenditure for the maintenance charges would be consistent with our guidelines.

§404.2041 Liability for misuse of benefit payments.

Our obligation to the beneficiary is completely discharged when we make a correct payment to a representative payee on behalf of the beneficiary. The payee in his or her personal capacity, and not SSA, may be liable if the payee misuses the beneficiary's benefits.

§ 404.2045 Conservation and investment of benefit payments.

(a) *General.* If payments are not needed for the beneficiary's current maintenance or reasonably foreseeable needs or the support of legal dependents, they shall be conserved or invested on behalf of the beneficiary. Conserved funds should be invested in accordance with the rules followed by trustees. Any investment must show clearly that the payee holds the property in trust for the beneficiary.

Example: A State institution for mentally retarded children, which is receiving Medicaid funds, is representative payee for several Social Security beneficiaries. The checks the payee receives are deposited into one account which shows that the benefits are held in trust for the beneficiaries. The institution has supporting records which show the share each individual has in the account. Funds from this account are disbursed fairly quickly after receipt for the current support and maintenance of the beneficiaries as well as for miscellaneous needs the beneficiaries may have. Several of the beneficiaries have significant accumulated resources in this account. For those beneficiaries whose benefits have accumulated over $150, the funds should be deposited in an interest-bearing account or invested relatively free of risk on behalf of the beneficiaries.

(b) *Preferred investments.* Preferred investments for excess funds are U.S. Savings Bonds and deposits in an interest or dividend paying account in a bank, trust company, credit union, or savings and loan association which is insured under either Federal or State law. The account must be in a form which shows clearly that the representative payee has only a fiduciary and not a personal interest in the funds. If the payee is the legally appointed guardian or fiduciary of the beneficiary, the account may be established to indicate this relationship. If the payee is not the legally appointed guardian or fiduciary, the accounts may be established as follows:

(1) For U.S. Savings Bonds—

———— (Name of beneficiary)
———— (Social Security Number), for whom ——— (Name of payee) is representative payee for Social Security benefits;

(2) For interest or dividend paying accounts—

———— (Name of beneficiary) by ———— (Name of payee), representative payee.

(c) *Interest and dividend payments.* The interest and dividends which result from an investment are the property of the beneficiary and may not be considered to be the property of the payee.

§ 404.2050 When a new representative payee will be selected.

When we learn that the interests of the beneficiary are not served by continuing payment to the present payee or that the present payee is no longer able to carry out the payee responsibilities, we try to find a new payee. We will select a new payee if we find a preferred payee or if the present payee—

(a) Has not used the benefit payments on the beneficiary's behalf in accordance with the guidelines in this subpart;

(b) Has not carried out the other responsibilities described in this subpart;

(c) Dies;

(d) No longer wishes to be payee;

(e) Is unable to manage the benefit payments; or

(f) Fails to cooperate, within a reasonable time, in providing evidence, accounting, or other information which we request.

§ 404.2055 When representative payment will be stopped.

If a beneficiary receiving representative payment shows us that he or she is mentally and physically able to manage or direct the management of benefit payments, we will make direct payment. Information which the beneficiary may give us to support his or her request for direct payment include the following—

(a) A physician's statement regarding the beneficiary's condition, or a statement by a medical officer of the institution where the beneficiary is or was confined, showing that the beneficiary is able to manage or direct the management of his or her funds; or

(b) A certified copy of a court order restoring the beneficiary's rights in a case where a beneficiary was adjudged legally incompetent; or

(c) Other evidence which establishes the beneficiary's ability to manage or direct the management of benefits.

§ 404.2060 Transfer of accumulated benefit payments.

A representative payee who has conserved or invested benefit payments shall transfer these funds, and the interest earned from the invested funds, to either a successor payee or to use, as we will specify. If the funds and the earned interest are returned to us, we will recertify them to a successor representative payee or to the beneficiary.

§ 404.2065 Accounting for benefit payments.

A representative payee is accountable for the use of benefits. We may require periodic written reports from representative payees. We may also, in certain situations, verify how a representative payee used the funds. A representative payee should keep records of what was done with the benefit payments in order to make accounting reports. We may ask the following questions—

(a) The amount of benefit payments on hand at the beginning of the accounting period;

(b) How the benefit payments were used;

(c) How much of the benefit payments were saved and how the savings were invested;

(d) Where the beneficiary lived during the accounting period; and

(e) The amount of the beneficiary's income from other sources during the accounting period. We ask for information about other funds to enable us to evaluate the use of benefit payments.

Chapter III of Title 20 of the Code of Federal Regulations is amended as follows:

2. Subpart F of Part 416 is revised to read as follows:

PART 416—SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

* * * * *

Subpart F—Representative Payment

Sec.

416.601 Introduction.
416.610 When payment will be made to a representative payee.
416.615 Information considered in determining whether to make representative payment.
416.620 Information considered in selecting a representative payee.
416.621 Order of preference in selecting a representative payee.
416.625 Information to be submitted by a representative payee.
416.630 Advance notice of the determination to make representative payment.
416.635 Responsibilities of a representative payee.
416.640 Use of benefit payments.
416.641 Liability for misuse of benefit payments.

Sec.
416.645 Conservation and investment of benefit payments.
416.650 When new representative payee will be selected.
416.655 When representative payment will be stopped.
416.660 Transfer of accumulated benefit payments.
416.665 Accounting for benefit payments.

Authority: Secs. 1102 and 1631(a)(2) and (d)(1) of the Social Security Act; 49 Stat. 647; 86 Stat. 1475; 42 U.S.C. 1302 and 1383 (a)(2) and (d)(1).

Subpart F—Representative Payment

§ 416.601 Introduction.

(a) *Explanation of representative payment.* This subpart explains the principles and procedures that we follow in determining whether to make representative payment and in selecting a representative payee. It also explains the responsibilities that a representative payee has concerning the use of the funds he or she receives on behalf of a beneficiary. A representative payee may be either a person or an organization selected by us to receive benefits on behalf of a beneficiary. A representative payee will be selected if we believe that the interest of a beneficiary will be served by representative payment rather than direct payment of benefits. Generally, we appoint a representative payee if we have determined that the beneficiary is not able to manage or direct the management of benefit payments in his or her own interest.

(b) *Policy used to determine whether to make representative payment.* (1) Our policy is that every beneficiary has the right to manage his or her own benefits. However, some beneficiaries due to a mental or physical condition or due to their youth may be unable to do so. Under these circumstances, we may determine that the interests of the beneficiary would be better served if we certified benefit payments to another person as a representative payee. However, we must select a representative payee for an individual who is eligible for benefits solely on the basis of disability and who is medically determined to be a drug addict or an alcoholic.

(2) If we determine that representative payment is in the interest of a beneficiary, we will appoint a representative payee. We may appoint a representative payee even if the beneficiary is a legally competent individual. If the beneficiary is a legally incompetent individual, we may appoint the legal guardian or some other person as a representative payee.

(3) If payment is being made directly to a beneficiary and a question arises concerning his or her ability to manage or direct the management of benefit payments, we will, if the beneficiary is 18 years old or older and has not been adjudged legally incompetent, continue to pay the beneficiary until we make a determination about his or her ability to manage or direct the management of benefit payments and the selection of a representative payee.

§ 416.610 When payment will be made to a representative payee.

(a) We pay benefits to a representative payee on behalf of a beneficiary 18 years old or older when it appears to us that this method of payment will be in the interest of the beneficiary. We do this if we have information that the beneficiary is—

(1) Legally incompetent or mentally incapable of managing benefit payments; or

(2) Physically incapable of managing or directing the management of his or her benefit payments; or

(3) Eligible for benefits solely on the basis of a disability and who is medically determined to be a drug addict or alcoholic.

(b) Generally, if a beneficiary is under age 18, we will pay benefits to a representative payee. However, in certain situations, we will make direct payments to a beneficiary under age 18 who shows the ability to manage the benefits. For example, we make direct payment to a beneficiary under age 18 if the beneficiary is—

(1) A parent and files for himself or herself and/or his or her child and he or she has experience in handling his or her own finances; or

(2) Capable of using the benefits to provide for his or her current needs and no qualified payee is available; or

(3) Within 4 months of attaining age 18 and is initially filing an application for benefits.

§ 416.615 Information considered in determining whether to make representative payment.

In determining whether to make representative payment we consider the following information:

(a) *Court determinations.* If we learn that a beneficiary has been found to be legally incompetent, a certified copy of the court's determination will be the basis of our determination to make representative payment.

(b) *Medical evidence.* When available, we will use medical evidence to determine if a beneficiary is capable of managing or directing the management of benefit payments. For example, a statement by a physician or other medical professional based upon his or her recent examination of the beneficiary and his or her knowledge of the beneficiary's present condition will be used in our determination, if it includes information concerning the nature of the beneficiary's illness, the beneficiary's chances for recovery and the opinion of the physician or other medical professional as to whether the beneficiary is able to manage or direct the management of benefit payments.

(c) *Other evidence.* We will also consider any statements of relatives, friends and other people in a position to know and observe the beneficiary, which contain information helpful to us in deciding whether the beneficiary is able to manage or direct the management of benefit payments.

§ 416.620 Information considered in selecting a representative payee.

In selecting a payee we try to select the person, agency, organization or institution that will best serve the interest of the beneficiary. In making our selection we consider—

(a) The relationship of the person to the beneficiary;

(b) The amount of interest that the person shows in the beneficiary;

(c) Any legal authority the person, agency, organization or institution has to act on behalf of the beneficiary;

(d) Whether the potential payee has custody of the beneficiary; and

(e) Whether the potential payee is in a position to know of and look after the needs of the beneficiary.

§ 416.621 Order of preference in selecting a representative payee.

As a guide in selecting a representative payee, categories of preferred payees have been established. These preferences are flexible. Our primary concern is to select the payee who will best serve the beneficiary's interests. The preferences are:

(a) For beneficiaries 18 years old or older our preference is—

(1) A legal guardian, spouse (or other relative) who has custody of the beneficiary or who demonstrates strong concern for the personal welfare of the beneficiary;

(2) A friend who has custody of the beneficiary or demonstrates strong concern for the personal welfare of the beneficiary;

(3) A public or nonprofit agency or institution having custody of the beneficiary;

(4) A private institution operated for profit and licensed under State law, which has custody of the beneficiary; and

(5) Persons other than above who are qualified to carry out the responsibilities

of a payee and who are able and willing to serve as a payee for the beneficiary; e.g., members of community groups or organizations who volunteer to serve as payee for a beneficiary.

(b) For beneficiaries under age 18, our preference is—

(1) A natural or adoptive parent who has custody of the beneficiary, or a guardian;

(2) A natural or adoptive parent who does not have custody of the beneficiary, but is contributing toward the beneficiary's support and is demonstrating strong concern for the beneficiary's well being;

(3) A natural or adoptive parent who does not have custody of the beneficiary and is not contributing toward his or her support but is demonstrating strong concern for the beneficiary's well being;

(4) A relative or stepparent who has custody of the beneficiary;

(5) A relative who does not have custody of the beneficiary but is contributing toward the beneficiary's support and is demonstrating concern for the beneficiary's well being;

(6) A relative or close friend who does not have custody of the beneficiary but is demonstrating concern for the beneficiary's well being; and

(7) An authorized social agency or custodial institution.

§ 416.625 Information to be submitted by a representative payee.

(a) Before we select a representative payee, the payee applicant must give us information showing his or her relationship to the beneficiary and his or her responsibility for the care of the beneficiary.

(b) Anytime after we have selected a payee, we may ask the payee to give us information showing a continuing relationship to the beneficiary and a continuing responsibility for the care of the beneficiary. If the payee does not give us the requested information within a reasonable period of time, we may stop paying the payee unless we determine that the payee had a good reason for not complying with our request, and we receive the information requested.

§ 416.630 Advance notice of the determination to make representative payment.

(a) Generally, whenever we intend to make representative payment and to name a payee, we notify the beneficiary or the individual acting on his or her behalf, of our proposed actions. In this notice we tell the person that we plan to name a representative payee and who that payee will be. We also ask the person to contact us if he or she objects to either proposed action. If he or she objects to either proposed action, the person may—

(1) Review the evidence upon which the proposed actions will be based; and

(2) Submit any additional evidence regarding the proposed actions.

(b) If the person objects to the proposed actions, we will review our proposed determinations and consider any additional information given to us. We will then issue our determinations. If the person is dissatisfied with either determination, he or she may request a reconsideration.

(c) If the person does not object to the proposed actions, we will issue our determinations. If the person is dissatisfied with either determination, he or she may request a reconsideration.

§ 416.635 Responsibilities of a representative payee.

A representative payee has a responsibility to—

(a) Use the payments he or she receives only for the use and benefit of the beneficiary in a manner and for the purposes he or she determines, under the guidelines in this subpart, to be in the best interests of the beneficiary;

(b) Notify us of any event that will affect the amount of benefits the beneficiary receives or the right of the beneficiary to receive benefits (See Subpart G of this Part concerning these reporting requirements);

(c) Submit to us, upon our request, a written report accounting for the benefits received; and

(d) Notify us of any change in his or her circumstances that would affect performance of the payee responsibilities.

§ 416.640 Use of benefit payments.

(a) *Current maintenance.* We will consider that payments we certify to a representive payee have been used for the use and benefit of the beneficiary if they are used for the beneficiary's current maintenance. Current maintenance includes costs incurred in obtaining food, shelter, clothing, medical care and personal comfort items.

Example: A Supplemental Security Income beneficiary is entitled to a monthly benefit of $264. The beneficiary's son, who is the representative payee, disburses the benefits in the following manner:

Rent and Utilities	$166
Medical	20
Food	60
Clothing	10
Miscellaneous	8

The above expenditures would represent proper disbursements on behalf of the beneficiary.

(b) *Institution not receiving Medicaid funds on beneficiary's behalf.* If a beneficiary is receiving care in a Federal, State or private institution because of mental or physical incapacity, current maintenance includes the customary charges for care and services provided by the institution, and expenditures for those items which will aid in the beneficiary's recovery or release from the institution or expenses for personal needs which will improve the beneficiary's conditions while in the institution. Any payments remaining may be used for a temporary period to maintain the beneficiary's residence outside of the institution unless a physician has certified that the beneficiary is not likely to return home.

Example: A disabled beneficiary is entitled to a monthly benefit of $264. The beneficiary, who resides in a boarding home, has resided there for over six years. It is doubtful that the beneficiary will leave the boarding home in the near future. The boarding home charges $215 per month for the beneficiary's room and board.

The beneficiary's payee pays the boarding home $215 and uses the balance to purchase miscellaneous personal items for the beneficiary. There are no benefits remaining which can be conserved on behalf of the beneficiary. The payee's use of the benefits is consistent with our guidelines.

(c) *Institution receiving Medicaid funds on beneficiary's behalf.* If a beneficiary is in an institution throughout a month and the institution receives Medicaid funds on behalf of the beneficiary, any payments due shall be used only for the personal needs of the beneficiary, and not for current maintenance.

Example: A disabled beneficiary resides in a psychiatric hospital. The superintendent of the hospital receives $25 per month as the beneficiary's payee. The benefit payment is disbursed in the following manner which would be consistent with our guidelines:

Miscellaneous canteen items	$9
Clothing	11
Conserved for future needs of the beneficiary	5

(d) *Claims of creditors.* A payee may not be required to use benefit payments to satisfy a debt of the beneficiary, if the debt arose prior to the first month for which payments are certified to a payee. If the debt arose prior to this time, a payee may satisfy it only if the current and reasonably foreseeable needs of the beneficiary are met.

Example: A disabled beneficiary was determined to be eligible for a monthly benefit payment of $208 effective April 1981. The benefits were certified to the beneficiary's brother who was appointed as the representative payee. The payee conserved $27 of the benefits received. In

June 1981 the payee received a bill from a doctor who had treated the beneficiary in February and March 1981. The bill was for $175.

After reviewing the beneficiary's current needs and resources, the payee decided not to use any of the benefits to pay the doctor's bill. (Approximately $180 a month is required for the beneficiary's current monthly living expenses—rent, utilities, food, and insurance—and the beneficiary will need new shoes and a coat within the next few months.)

Based upon the above, the payee's decision not to pay the doctor's bill is consistent with our guidelines.

§ 416.641 Liability for misuse of benefit payments.

Our obligation to the beneficiary is completely discharged when we make a correct payment to a representative payee on behalf of the beneficiary. The payee personally, and not SSA, may be liable if the payee misuses the beneficiary's benefits.

§ 416.645 Conservation and investment of benefit payments.

(a) *General.* If payments are not needed for the beneficiary's current maintenance or reasonably foreseeable needs, they shall be conserved or invested on behalf of the beneficiary. Conserved funds should be invested in accordance with the rules followed by trustees. Any investment must show clearly that the payee holds the property in trust for the beneficiary.

Example: A State institution for mentally retarded children, which is receiving Medicaid funds, is representative payee for several beneficiaries. The checks the payee receives are deposited into one account which shows that the benefits are held in trust for the beneficiaries. The institution has supporting records which show the share each individual has in the account. Funds from this account are disbursed fairly quickly after receipt for the personal needs of the beneficiaries. However, not all those funds were disbursed for this purpose. As a result, several of the beneficiaries have significant accumulated resources in this account. For those beneficiaries whose benefits have accumulated over $150, the funds should be deposited in an interest-bearing account or invested relatively free of risk on behalf of the beneficiaries.

(b) *Preferred investments.* Preferred investments for excess funds are U.S. Savings Bonds and deposits in an interest or dividend paying account in a bank, trust company, credit union, or savings and loan association which is insured under either Federal or State law. The account must be in a form which shows clearly that the representative payee has only a fiduciary and not a personal interest in the funds. If the payee is the legally appointed guardian or fiduciary of the beneficiary, the account may be established to indicate this relationship. If the payee is not the legally appointed guardian or fiduciary, the accounts may be established as follows:

(1) For U.S. Savings Bonds—

———— (Name of beneficiary) ——— (Social Security Number), for whom ———— (Name of payee) is representative payee for Supplemental Security Income benefits;

(2) For interest or dividend paying accounts—

———— (Name of beneficiary) by ———— (Name of payee), representative payee.

(c) *Interest and dividend payments.* The interest and dividends which result from an investment are the property of the beneficiary and may not be considered to be the property of the payee.

§ 416.650 When a new representative payee will be selected.

When we learn that the interests of the beneficiary are not served by continuing payment to the present payee or that the present payee is no longer able to carry out the payee responsibilities, we try to find a new payee. We will select a new payee if we find a preferred payee or if the present payee—

(a) Has not used the benefit payments on the beneficiary's behalf in accordance with the guidelines in this subpart;

(b) Has not carried out the other responsibilities described in this subpart;

(c) Dies;

(d) No longer wishes to be payee;

(e) Is unable to manage the benefit payments; or

(f) Fails to cooperate, within a reasonable time, in providing evidence, accounting, or other information which we request.

§ 416.655 When representative payment will be stopped.

If a beneficiary receiving representative payment shows us that he or she is mentally and physically able to manage or direct the management of benefit payments, we will make direct payment. Information which the beneficiary may give us to support his or her request for direct payment include the following—

(a) A physician's statement regarding the beneficiary's condition, or a statement by a medical officer of the institution where the beneficiary is or was confined, showing that the beneficiary is able to manage or direct the management of his or her funds; or

(b) A certified copy of a court order restoring the beneficiary's rights in a case where a beneficiary was adjudged legally incompetent; or

(c) Other evidence which establishes the beneficiary's ability to manage or direct the management of benefits.

§ 416.660 Transfer of accumulated benefit payments.

A representative payee who has conserved or invested benefit payments shall transfer these funds, and the interest earned from the invested funds, to either a successor payee, or to us, as we will specify. If the funds and the earned interest are returned to us, we will recertify them to a successor representative payee or to the beneficiary.

§ 416.665 Accounting for benefit payments.

A representative payee is accountable for the use of benefits. We may require periodic written reports from representative payees. We may also, in certain situations, verify how a representative payee used the funds. A representative payee should keep records of what was done with the benefit payments in order to make accounting reports. We may ask the following questions—

(a) The amount of benefit payments on hand at the beginning of the accounting period;

(b) How the benefit payments were used;

(c) How much of the benefit payments were saved and how the savings were invested;

(d) Where the beneficiary lived during the accounting period; and

(e) The amount of the beneficiary's income from other sources during the accounting period. We ask for information about other funds to enable us to evaluate the use of benefit payments.

[FR Doc. 82-18998 Filed 7-13-82; 8:45 am]
BILLING CODE 4190-11-M

ENVIRONMENTAL PROTECTION AGENCY

21 CFR Part 193

[FAP 1H5322/R113; PH-FRL 2169-6]

Tolerances for Pesticides in Food Administered by the Environmental Protection Agency; Chlorpyrifos

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes a regulation to permit the combined residues of the insecticide chlorpyrifos and its metabolite in the commodity citrus oil. This regulation to establish the maximum permissible level for the residues of chlorpyrifos was requested by The Dow Chemical Co.

EFFECTIVE DATE: Effective on July 14, 1982.

ADDRESS: Written objections may be submitted to the: Hearing Clerk (A–110), Environmental Protection Agency, Rm. 3708, 401 M Street, SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Jay Ellenberger, Product Manager (PM) 12, Registration Division (TS–767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 202, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703–557–2386).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of December 16, 1981 (46 FR 61326) which announced that The Dow Chemical Company, P.O. Box 1706, Midland, MI 48640 had filed a food additive petition (1H5322) with EPA proposing that 21 CFR 193.85 be amended by the establishment of a regulation permitting the combined residues of the insecticide chlorpyrifos [*O,O*-diethyl, *C*-(3,5,6-trichloro-2-pyridyl) phosphorothioate] and its metabolite 3,5,6-trichloro-2-pyridinol in citrus oil at 25.0 parts per million (ppm).

No comments were received in response to the notice of filing.

The scientific data and other relevant material considered in support of this regulation are contained and discussed in a related document (PP 1F2575) that appears elsewhere in this issue of the **Federal Register.**

The insecticide is considered useful for the purpose for which the regulation is sought, and it is concluded that the insecticide may be safely used in accordance with the prescribed manner when such uses are in accordance with the label and labeling registered pursuant to FIFRA as amended, (86 Stat. 973, 89 Stat. 751, U.S.C. 135(a) *et seq.).* Therefore, the regulation is established as set forth below.

Any person adversely affected by this regulation may, on or before August 13, 1982, file written objections with the Hearing Clerk, at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this regulation from the requirements of section 3 of Executive Order 12291.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96–534, 94 Stat. 1164, 5 U.S.C. 601–612), the Administrator has determined that regulations establishing new food or feed additive levels, or conditions for safe use of additives, or raising such food and feed additive levels do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24945).

Effective on July 14, 1982.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 346a(c)(1)))

List of Subjects in 21 CFR Part 193

Food additives, Pesticides and pests.

Dated: July 6, 1982.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

PART 193—TOLERANCES FOR PESTICIDES IN FOOD ADMINISTERED BY THE ENVIRONMENTAL PROTECTION AGENCY

Therefore, 21 CFR 193.85 is revised to read as follows:

§ 193.85 Chlorpyrifos.

(a) Tolerances are established for the combined residues of the insecticide chlorpyrifos [*O,O*-diethyl *O*-(3,5,6-trichloro-2-pyridyl) phosphorothioate] and its metabolite 3,5,6-trichloro-2-pyridinol resulting from application of the insecticide to growing crops as follows:

Foods	Parts per million
Citrus oil	25.0
Corn oil	3.0
Mint oil	10.0
Peanut oil	1.5

(b) The additive chlorpyrifos [*O,O*-diethyl *O*-(3,5,6-trichloro-2-pyridyl) phosphorothioate] may be safely used in accordance with the following prescribed conditions.

(1) Application shall be limited solely to spot and/or crack and crevice treatment in food handling establishments where food and food products are held, processed, prepared or served. Contamination of food or food contact surfaces shall be avoided. Food must be removed or covered during treatment.

(2) Spray concentration for spot treatment shall be limited to a maximum of 0.5 percent of the active ingredient by weight. A course, low-pressure spray shall be used to avoid atomization or splashing of the spray.

(3) Paint-on application for spot treatment shall be limited to a maximum of 2 percent of the active ingredient by weight.

(4) Crack and crevice treatment shall be limited to a maximum of 2 percent of the active ingredient by weight. Equipment capable of delivering a pin-stream of insecticide shall be used.

(5) Application via adhesive strips shall contain a maximum of 10% by weight of the controlled-release product in food-handling establishments where food and food products are held, processed, prepared, or served. A maximum of 36 strips (or 5.15 grams of chlorpyrifos) is to be used per 100 square feet of floor space. The strips are not to be placed in exposed areas where direct contact with food, utensils, and food-contact surfaces would be likely to occur.

(6) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

(c) A tolerance of 3.0 parts per million is established for the combined residues of the insecticide chlorpyrifos [*O,O*-diethyl *O*-[3,5,6-trichloro-2-pyridyl] phosphorothioate] and its metabolite 3,5,6-trichloro-2-pyridinol in or on the milling fractions of wheat [except flour] in accordance with an experimental use permit.

[FR Doc. 82-19022 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

---

21 CFR Part 561

[FAP 8H5177/R114; PH-FRL-2164-1]

Tolerances for Pesticides in Animal Feeds Administered by the Environmental Protection Agency; Profenofos

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes a feed additive regulation to permit the combined residues of the insecticide profenofos and its metabolites in or on the commodities cottonseed hulls and soapstock resulting from application of the insecticide to the growing crop, cotton. This regulation to establish the maximum permissible level for residues

of the insecticide was requested by Ciba-Geigy Corporation.

EFFECTIVE DATE: Effective on July 14, 1982.

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

FOR FURTHER INFORMATION CONTACT: William H. Miller, Product Manager (PM) 16, Registration Division (TS–767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 211, CM #2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703–557–2600).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of April 18, 1978 (43 FR 16400) which announced that Ciba-Geigy Corp., P.O. Box 11422, Greensboro NC 27409, had submitted a feed additive petition (8H5177) to the EPA proposing that 21 CFR 561 be amended by establishing a regulation permitting combined residues of the insecticide profenofos [*O*-(4-bromo-2 chlorophenyl) *O*-ethyl *S*-propyl phosphorothioate] and its metabolites converted to 4-bromo-2-chlorophenyl and calculated as *O*-(4-bromo-2 chlorophenyl) *O*-ethyl) *S*-propyl phosphorothioate in cottonseed hulls with a tolerance limitation of 6.0 part per million (ppm) and soapstock at 9.0 ppm resulting from the application of the insecticide to growing cotton.

A notice was published in the **Federal Register** of September 24, 1980 (45 FR 58677) that the petitioner had amended to petition by increasing the proposed tolerance limitation for soapstock from 9.0 to 15.0 ppm.

No comments were received in response to these notices of filing.

The toxicological data considered in support of the tolerances have been evaluated and discussed in the related document [PP 8F2057/R462] establishing tolerances for residues of the subject insecticide in or on the raw agricultural commodities cottonseed; milk; eggs; and the meat, fat, and meat by-products of cattle, goats, hogs, horses, poultry and sheep which appears elsewhere in today's **Federal Register.**

Desirable data that are currently lacking and which the petitioner has agreed to provide and the projected dates for provision of these studies to the Agency are as follows:

1. A new rabbit teratology study not later than June 1, 1983.

2. A new neurotoxicity study not later than June 1, 1983.

3. A complete report on the previously submitted rabbit teratology study by July 1, 1982.

4. A new rat teratology study by August 1, 1982.

In the event that these studies are not submitted within the specified time or in the event that the new studies show any significant adverse effects, these tolerances will be subject to revocation and the registration subject to cancellation.

The insecticide is considered useful for the purpose for which the regulation is sought and it is concluded that the insecticide may be safely used in accordance with the prescribed manner when such uses are in accordance with the label and labeling registered persuant to FIFRA, as amended (86 Stat. 973, 89 Stat. 751, U.S.C. 135(a) *et seq.*). Therefore, the regulation is established as set forth below.

Any person adversely affected by this regulation may file written objections with the Hearing Clerk at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for a hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96–534, 94 Stat. 1164, 5 U.S.C. 601–612), the Administrator had determined that the regulations establishing new food or feed additive levels, or conditions for safe use of additives, or raising such food or feed additive levels do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24945).

Effective on July 14, 1982.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 346(c)(1)))

List of Subjects in 21 CFR Part 561

Animal feeds, Pesticides and pests.

Dated: June 28, 1982.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

PART 561—TOLERANCES FOR PESTICIDE IN ANIMAL FEEDS ADMINISTERED BY THE ENVIRONMENTAL PROTECTION AGENCY

Therefore, 21 CFR 561.53 is revised to read as follows:

§ 561.53 Profenofos.

A regulation is established permitting residues of the insecticide profenofos [*O*-(4-bromo-2-chlorophenyl)-*O*-ethyl-*S*-propyl phosphorothioate] and its metabolites converted to 4-bromo-2-chlorophenol and calculated as profenofos in cottonseed hulls at 6.0 ppm and in soapstock at 15.0 ppm resulting from the application of the insecticide to the growing crop, cotton.

[FR Doc. 82–18476 Filed 7–13–82; 8:45 am]

BILLING CODE 6560–50–M

---

21 CFR Part 561

[FAP 1H5322/R115; PH–FRL 2169–3]

Tolerances for Pesticides in Animal Feeds Administered by the Environmental Protection Agency; Chlorpyrifos

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes a regulation to permit the combined residues of the insecticide chlorpyrifos and its metabolite in or on the feed commodity dried citrus pulp. This regulation to establish the maximum permissible level for the residues of chlorpyrifos was requested by The Dow Chemical Co.

EFFECTIVE DATE: Effective on July 14, 1982.

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

FOR FURTHER INFORMATION CONTACT: Jay Ellenberger, Product Manager (PM) 12, Registration Division (TS–767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 202, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703–557–2386).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of December 16, 1981 (46 FR 61326) which announced that The Dow Chemical Co., P.O. Box 1706, Midland, MI 48640 had filed a feed additive petition (1H5322) with EPA proposing that 21 CFR 561.98 be amended by the establishment of a regulation permitting the combined residues of the insecticide chlorpyrifos [*O,O*-diethyl, *O*-(3,5,6-trichloro-2-pyridyl) phosphorothioate] and its metabolite 3,5,6-trichloro-2-pyridinol in dried citrus pulp at 5.0 parts per million (ppm).

No comments were received in response to the notice of filing.

The scientific data and other relevant material considered in support of this regulation are contained and discussed in a related document (PP 1F2575) that appears elsewhere in this issue of the **Federal Register.**

The insecticide is considered useful for the purpose for which the regulation is sought, and it is concluded that the insecticide may be safely used in accordance with the prescribed manner when such uses are in accordance with the label and labeling registered pursuant to FIFRA as amended, (86 Stat. 973, 89 Stat. 751, U.S.C. 135(a) *et seq.*). Therefore, the regulation is established as set forth below.

Any person adversely affected by this regulation may, on or before August 13, 1982, file written objections with the Hearing Clerk, at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this regulation from the requirements of section 3 of Executive Order 12291.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96–534, 94 Stat. 1164, 5 U.S.C. 601–612), the Administrator has determined that regulations establishing new food or feed additive levels, or conditions for safe use of additives, or raising such food and feed additive levels do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24945).

Effective on July 14, 1982.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 346a(c)(1)))

List of Subjects in 21 CFR Part 561

Animal feeds, Pesticides and pests.

Dated: July 6, 1982.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

PART 561—TOLERANCES FOR PESTICIDE IN ANIMAL FEEDS ADMINISTERED BY THE ENVIRONMENTAL PROTECTION AGENCY

Therefore, 21 CFR 561.98(a) is amended by adding the commodity citrus pulp to read as follows:

§ 561.98 Chlorpyrifos.

(a) * * *

Feeds	Parts per million
Citrus pulp, dried	5.0

* * * * *

[FR Doc. 82-19027 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF STATE

22 CFR Part 2

[Dept. Reg. 108.821]

Duration of Protection for Secretary of State

AGENCY: Department of State.

ACTION: Final rule.

SUMMARY: The Department of State, by this regulation, authorizes security officers designated under 22 CFR 2.1 to provide protection to the Secretary designate and the departing Secretary. The purpose of the regulation is to clarify the continuity of protection for individuals who serve as Secretary of State.

The regulation requires that the Under Secretary of State for Management determine that such protection is necessary and, in the case of a departing Secretary, limits authorization to a maximum of 30 days.

EFFECTIVE DATE: July 8, 1982.

ADDRESS: Send written comments to: The Assistant Legal Adviser for Management, Department of State, Washington, D.C. 20520.

FOR FURTHER INFORMATION CONTACT: K. E. Malmborg, Assistant Legal Adviser for Management (202) 632–2350.

SUPPLEMENTARY INFORMATION: A successor to the Secretary of State has been designated but confirmation hearings will not be held during the present recess of the Congress. This presents an immediate emergency situation to which this regulation responds, making it impracticable to follow the procedures of Executive Order 12291 (46 FR 34263) (exemption (8)(a)(1)). Similarly, on the basis of the present security emergency, the Department finds that notice and public procedure on this regulation are impracticable and contrary to the public interest. Because of the importance of the protection of the Secretary designate and departing Secretary to the conduct of foreign relations, the Department also finds that this regulation involves a foreign affairs function of the United States.

As required by 22 U.S.C. 2666, this regulation has been transmitted, prior to its effective date, to the Speaker of the House of Representatives and the Chairman of the Senate Foreign Relations Committee.

List of Subjects in 22 CFR Part 2

Foreign officials, Security measures.

PART 2—PROTECTION OF FOREIGN DIGNITARIES AND OTHER OFFICIAL PERSONNEL

Accordingly, 22 CFR 2.1 is amended by designating the introductory paragraph as paragraph (a) and the present paragraphs (a) and (b) as paragraphs (a)(1) and (a)(2) respectively, and by adding at the end thereof the new paragraph (b) set forth below.

§ 2.1 [Amended]

* * * * *

(b) When the Under Secretary of State for Management determines that it is necessary, persons designated under paragraph (a) shall be authorized to provide protection to an individual who has been designated by the President to serve as Secretary of State, prior to his appointment, or to a departing Secretary of State. In providing such protection, they are authorized to exercise the authorities described in paragraphs (1) and (2) of paragraph (a). Such protection shall be for the period or periods determined necessary by the Under Secretary of State for Management, except that in the case of a departing Secretary of State, the period of protection under this paragraph shall in no event exceed 30 calendar days from the date of termination of that individual's incumbency as Secretary of State.

Dated: July 8, 1982.

Richard T. Kennedy,

Under Secretary for Management.

[FR Doc. 82-19114 Filed 7-13-82; 8:45 am]

BILLING CODE 4710-08-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 60

[AD-FRL-2145-4]

Method 20—Determination of Nitrogen Oxides, Sulfur Dioxide, and Oxygen Emissions From Stationary Gas Turbines; Corrections; Appendix A—Reference Methods

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; Corrections.

SUMMARY: When the final version of Method 20, Appendix A of 40 CFR Part 60 was published in the September 10, 1979, **Federal Register** (45 FR 52801), certain inadvertent and typographical errors were made. The purpose of this action is to correct these errors and clarify some sections of the method.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Roger Shigehara, Emission Measurement Branch, Emission Standards and Engineering Division (MD–19), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone (919) 541–2237.

The following changes and corrections to Appendix A should be made in the **Federal Register** document 79–27993, Monday, September 10, 1979, appearing on pages 52801, 52802, 52803, 52804, 52805, 52806, and 52807:

1. Page 52801:

a. First column, paragraph 1.2, seventh line: change "OO_2" to "O_2."

b. Second column, paragraph 2.5, second and third lines: change "before and" to "from zero."

c. Second column, paragraph 2.6, second and third lines: change "before and" to "from the known concentration of the calibration gas."

d. Second column, paragraph 2.7: delete all of paragraph 2.7.

e. Second column, paragraph 2.8, first line: change "2.8" to "2.7."

f. Second column, paragraph 2.9, first line: change "2.9" to "2.8."

g. Second column, paragraph 3.3: delete all of paragraph 3.3.

h. Second column, paragraph 3.4, first line: change "3.4" to "3.3," and change "20" to "40;" second line: change "minutes" to "seconds."

i. Second column, paragraph 3.5, first line: change "3.5" to "3.4;" second line: after "* * * span value," add "over the period of each test run." The specification for zero drift should read, "Less than ±2 percent of the span value over the period of each test run."

j. Second column, paragraph 3.6, first line: change "3.6" to "3.5;" second line: after "* * * span value," add "over the period of each test run." The specification for calibration drift should read, "Less than ±2 percent of the span value over the period of each test run."

k. Third column, paragraph 4.1.2, second line: the line should read "* * * stainless steel or Teflon tubing to transport * * *."

l. Third column, paragraph 4.1.5, second line: between the words "condenser" and "designed," add the words "* * * or other type device * * *;" fourth line: after the words "sample gas," add "* * * while maintaining minimal contact between any condensate and the sample gas." The first sentence of paragraph "4.1.5 Moisture Removal Trap." should read "A refrigerator-type condenser or other type device designed to continuously remove condensate from the sample gas while maintaining minimal contact between any condensate and the sample gas."

m. Third column, paragraph 4.1.5, last line: add a period at the end of the line.

n. Third column, paragraph 4.1.8, fourth line: delete the words "* * * type 316 * * *."

o. Third column, paragraph 4.3, first line: change "Caliberation" to "Calibration;" second line: change "may" to "shall;" third line: change the comma following "* * * NO in N_2" to a period and delete the rest of the line. Delete lines 4, 5, and 6 and "* * * in N_2." of line 7. Paragraph 4.3 should read "NO_x Calibration Gases. The calibration gases for the NO_x analyzer shall be NO in N_2. Use four calibration gas mixtures as specified below:"

2. Page 52802:

a. First column, paragraph 4.4, first line: change "ambient air" to "purified air;" second line: add "O_2" after "percent;" fourth line: add "in N_2" after "O_2."

b. First column, paragraph 4.5: delete all of paragraph 4.5.

3. Page 52803:

a. Second column, paragraphs 5.5 and 5.5.1: delete paragraph heading "5.5 Residence and Response Time" and delete all of paragraph 5.5.1.

b. Second column, paragraph 5.5.2, first line: change "5.5.2" to "5.5 Response Time." The first line should read "5.5 Response Time. To determine response time, first * * *."

4. Page 52804:

a. First column, paragraph 5.6, first line: change "NO_2 NO * * *" to "NO_2 to NO * * *."

b. First column, paragraph 5.6: delete all the text of paragraph 5.6 from "Introduce to the * * *" through "* * * approval of the Administrator." Replace this text with the following: "5.6.1 Add gas from the mid-level NO in N_2 calibration gas cylinder to a clean, evacuated, leak-tight Tedlar bag. Dilute this gas approximately 1:1 with 20.9 percent O_2, purified air. Immediately attach the bag outlet to the calibration valve assembly and begin operation of the sampling system. Operate the sampling system, recording the NO_x response, for at least 30 minutes. If the NO_2 to NO conversion is 100 percent, the instrument response will be stable at the highest peak valve observed. If the response at the end of 30 minutes decreases more than 2.0 percent of the highest peak valve, the system is not acceptable and corrections must be made before repeating the check.

"5.6.2 Alternatively, the NO_2 to NO converter check described in Title 40 Part 86: Certification and Test Procedures for Heavy-Duty Engines for 1979 and Later Model Years may be used. Other alternative procedures may be used with approval of the Administrator."

c. Third column, paragraph 6.1.2.1, fourth line: change "* * * one sample point * * * " to "* * * eight plus one additional sample point * * *;" lines seven and eight: change "* * * one sample point for each 0.4 m^2 (4.4 ft^2) of area, * * *" to "* * * 49 sample points (48 for circular stacks) * * *."

d. Third column, paragraph 6.1.2.2, third line: change "O^2" to "O_2."

e. Third column, paragraph 6.1.2.3, first line: change "O^2" to "O_2;" fourth line: change "O^2" to "O_2;" ninth line: change "O^2" to "O_2."

f. Third column, paragraph 6.1.2.4, third line: change "O^2" to "O_2."

5. Page 52807:

a. First column, paragraph 6.2.3, last five lines: delete "Alternatively, the test * * * rate are used." and replace with "Alternatively, recalibrate the measurement system and recalculate the measurement data. Report the test results based on both the initial calibration and the recalibration data."

b. Third column, paragraph 8, first line: change "Citations" to "Bibliography."

c. Third column, paragraph 8.1: following paragraph 8.1, add a new paragraph as follows:

8.2 Sigsby, John E., F. M. Black, T. A. Bellar, and D. L. Klosterman. Chemiluminescent Method for Analysis of Nitrogen Compounds in Mobile Source Emissions (NO, NO_2, and NH_3). "Environmental Science and Technology," 7:51–54. January 1973.

Dated: July 7, 1982.

Anne M. Gorsuch,

Administrator.

[FR Doc. 82–19028 Filed 7–13–82; 8:45 am]

BILLING CODE 6560–50–M

---

40 CFR Part 85

[FRL–2127–3]

Control of Air Pollution From Motor Vehicles and Motor Vehicle Engines; Exclusion and Exemption

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This final rule simplifies the application requirements under which most manufacturers of new motor vehicles and new motor vehicle engines may obtain exemptions from the prohibitions of section 203(a) of the Clean Air Act. Section 203(a) prohibits, among other things, the introduction into commerce of new motor vehicles and new motor vehicle engines which are not covered by a certificate of conformity with Federal emission requirements. This section also prohibits manufacturers, dealers and others from removing or rendering inoperative emission controls installed on motor vehicles or motor vehicle engines either before or after sale to ultimate purchasers. Existing regulations allow any person to apply for a testing exemption from these prohibitions. In addition, manufacturers may obtain pre-certification exemptions to cover uncertified vehicles or engines that are not leased or sold. Much less information is required in an application for a pre-certification exemption than in an application for a testing exemption. Remarks from manufacturers have indicated that the existing application requirements for both types of exemptions are too burdensome. This final rule will eliminate much of that burden for most manufacturers and reduce the administrative cost for EPA.

EFFECTIVE DATE: August 13, 1982.

FOR FURTHER INFORMATION CONTACT: John Guy, Investigation/Imports Section, Manufacturers Operations Division (EN-340), Environmental Protection Agency, Washington, D.C. 20460, (202) 382-2504.

SUPPLEMENTARY INFORMATION: *OMB Control Number:* 2000-0226.

Under section 203(b)(1) of the Clean Air Act (Act), the Administrator of EPA is authorized to exempt motor vehicles and motor vehicle engines from the prohibitions of section 203(a) for purposes of "research, investigations, studies, demonstrations, or training, or for reasons of national security." The Administrator is given broad discretion to determine the "terms and conditions * * * necessary" to exempt vehicles and engines for these purposes. On September 10, 1974, 39 FR 32609, regulations were promulgated at 40 CFR Part 85, Subpart R, to provide for a program by which any manufacturer could apply for and receive exemptions to cover vehicles or engines used for the purposes mentioned above. These regulations were amended on March 3, 1980, 45 FR 13733, to extend the availability of exemptions under section 203(b)(1) to individuals and other non-manufacturers.

Manufacturers have typically been able to furnish all of the information required by the existing exemption regulations and to comply with the terms and conditions under which exemptions have been granted. However, some manufacturers have remarked that the existing regulations are excessively burdensome. It has also been stated that extensive procedures and controls are unnecessary in view of the civil penalties to which a manufacturer is subject for introducing into commerce uncertified vehicles or engines, or for removing emission controls from certified vehicles or engines.

This rule was discribed in the Notice of Intent published on April 13, 1981, 46 FR 21628, concerning EPA's efforts to reduce the regulatory burden on the motor vehicle industry.

EPA reviewed the exemption regulations in light of the manufacturers' remarks and determined that the amount of specific information required in an exemption application could be significantly reduced. As a result, an NPRM was published on July 15, 1981 (46 FR 36717) which proposed a number of revisions to reduce the information required of manufacturers desiring to obtain exemptions. This final rulemaking incorporates a number of comments that manufacturers submitted in response to the NPRM. These comments and EPA's responses are discussed later.

EPA believes that the changes implemented by this rulemaking will reduce the administrative burden of the exemption program on manufacturers by about two-thirds. This will save manufacturers, as a group, more than 1,000 work hours per year.

Amendments—Testing Exemptions

This rule greatly reduces the information that most manufacturers are required to submit to obtain testing exemptions. Manufacturers and other persons are currently required to provide substantial information about each planned testing activity in advance in order to obtain an exemption. A new provision, which is added at § 85.1705(f), will eliminate all of those requirements for most manufacturers except for those in paragraphs (a)(1) and (d)(2) which require information about the purpose of the test program and the maximum number of vehicles or engines involved. In lieu of providing the previously required information, most manufacturers will submit a brief description of the record-keeping and control procedures that will be employed to assure that the vehicles or engines are used for purposes consistent with section 203(b)(1) of the Act. EPA reserves the right to require additional information from some manufacturers, such as importers of uncertified vehicles for resale, when circumstances warrant such a request.

This rule does not change testing exemption requirements for non-manufacturers. Non-manufacturers have sought exemptions for purposes that are not consistent with those described in the Act, such as modifying engines to remove emission control components and systems for the sole purpose of improving performance and fuel economy. This has not been the case with requests received from manufacturers. Consequently, EPA believes it is reasonable to differentiate between manufacturers and non-manufacturers when establishing exemption requirements. Further, non-manufacturers typically operate one small test fleet and, therefore, can more easily provide the needed information than manufacturers who operate multiple fleets and frequently must exchange vehicles or engines from one fleet to another. No comments have been received concerning the burden of the existing regulations on non-manufacturers, although EPA's desire to receive and consider such comments was stated in the NPRM.

It is anticipated that under these new regulations, manufacturers will estimate the size of their test fleets for the next year and submit one testing exemption request each year. Testing exemptions for both manufacturers and non-manufacturers will continue to be granted subject to the terms and conditions of a Memorandum of Exemption as currently required under § 85.1708 (redesignated in this rulemaking as § 85.1710). Testing exemptions granted to manufacturers under the existing regulations will remain in effect until the expiration date listed in the applicable Memorandum of Exemption. However, manufacturers should include the number of vehicles or engines still on exempt status from those exemptions in their totals when they request their first comprehensive testing exemption under the amended requirements.

Amendments—Pre-Certification Exemption

The existing provision regarding pre-certification vehicle and engine exemptions (§ 85.1705(h)) is applicable only to manufacturers and requires the advance submittal of a minimal amount of information. Specifically,

manufacturers must provide a statement containing the number of vehicles or engines to be exempted, the nature of the fleet activities and the recordkeeping and control procedures that will be employed.

This rule will allow vehicles or engines used for pre-certification purposes (as defined by § 85.1702(a) (3) and (4)) by most manufacturers to be exempted without application to EPA, if the manufacturer complies with certain record-keeping and labeling conditions which are found in the Memorandum of Exemption that is currently issued when a pre-certification exemption is granted to a manufacturer. However, as with testing exemptions, EPA retains the right to require manufacturers involved with importing uncertified vehicles or engines for modification and subsequent resale to meet the existing application requirements in order to obtain pre-certification exemptions. Under the new provision, most manufacturers will no longer be required to sign a Memorandum of Exemption to cover pre-certification vehicles or engines.

Amendments—Miscellaneous

A number of minor changes in numbering, organization and referencing are included in this rulemaking.

Changes From NPRM

This final rule permits EPA to require some manufacturers to submit all the information presently required by 40 CFR 85.1705 in order to obtain testing and pre-certification exemptions. This change is necessary in order to scrutinize test programs by parties included within the term "manufacturer" (as defined in section 216(l) of the Act) who have not historically applied for testing or pre-certification exemptions, e.g., those individuals and businesses who import uncertified vehicles for subsequent resale. Since publication of the NPRM, EPA has received inquiries from a number of these manufacturers concerning the procedures for obtaining a certificate of conformity for such vehicles, and it is anticipated that they may also express interest in obtaining exemptions. Since the Agency has little experience with the types of test programs conducted by these manufacturers, it will likely be necessary to have additional information when considering their exemption requests. EPA does not expect it will be necessary to exercise its discretion to request this additional information from those manufacturers who have traditionally applied for exemptions under this section.

Several minor changes have been made in this final rule beyond those that were described in the NPRM. These changes act to reduce the burden of the regulations even further and provide greater flexibility to the regulated parties without impairing EPA's monitoring capability. The most notable of these changes involves the requirement to label exempt vehicles. The final rule allows a manufacturer to propose alternative methods to identify exempt vehicles besides labeling and allows the substitution on the label of the name of a person or office to contact in lieu of certain specific required items of information. Most of the changes made to the NPRM were implemented as a result of manufacturers' comments and are described in the *Discussion of Comments* section.

Discussion of Comments

Comments on the NPRM were received from five manufacturers: Ford Motor Company (Ford), General Motors Corporation (GM), Cummins Engine Company, Inc. (Cummins), American Motors Corporation (AMC) and Mack Trucks, Inc. (Mack). GM's comment merely expressed its agreement with the changes proposed in the NPRM.

AMC expressed its agreement with the intent of the proposal, but suggested that testing exemptions be granted for two years instead of one, since some test programs actually last longer than one year. AMC indicated that this comment was made because it believed that the NPRM would limit test programs to a maximum length of one year. It is not necessary to adopt this change, since test vehicles subject to an exemption in one year can be the subject of an application for subsequent years, as well. Each manufacturer need only adopt procedures whereby it will submit one comprehensive exemption request at about the same time each year.

AMC also suggested that the requirements to maintain vehicle identification information, purpose, and disposition of vehicles removed from exempt status be eliminated from the proposed precertification exemption provision. EPA believes that such information is necessary to afford it monitoring capabilities and is consistent with good fleet management practices. The Agency does not believe that this requirement poses a significant burden for manfacturers since they typically maintain such information for inventory control purposes for vehicles that are retained under company ownership.

AMC further requested that labeling requirements be eliminated from pre-certification vehicles and Ford suggested that, in some cases, labeling may not be the best way to identify exempt vehicles and engines. To allow more flexibility, EPA has amended the proposed labeling requirement in § 85.1706(a)(2) to indicate that it will consider requests to waive the labeling requirement or accommodate alternative methods of identifying exempt vehicles. Ford also requested that the information required on the labels be minimized to facilitate the use of pre-printed labels. Ford suggested that specific information such as model year and engine displacement is readily obtainable from other markings that most manufacturers put on their vehicles or engines and do not need to be put on the labels. Mack also requested that the model year requirement be deleted from the label since Mack believes such a requirement would be misleading in the case of certain pre-production or prototype vehicles or engines. To accommodate these requests, the final amendments allow the manufacturer to list either the prescribed information or a person or office to contact if further information about the vehicle or engine is desired.

Ford concurred with EPA's efforts to simplify the exemption regulations, but suggested that the requirement to apply for a testing exemption be eliminated as well. Vehicles and engines covered under a manufacturer's testing exemption(s) are not under the direct control of the manufacturer and are typically located throughout the U.S. Although the final amendments greatly reduce the application requirements for a manufacturer to obtain a testing exemption, EPA believes that maintaining the requirement for a manufacturer to review and sign a memorandum of the terms and conditions under which a testing exemption is granted will help insure that uncertified vehicles not involved in a manufacturer's testing program are not introduced into commerce and that those vehicles which participate in such a program will be returned to a certified configuration upon completion of the program. Further, the single annual testing exemption request should not pose a significant burden for a manufacturer.

In addition to the changes proposed in the NPRM, Cummins requested that the definition of "pre-certification vehicle engine" at § 85.1702(a)(4) be modified so that an engine owned by an engine manufacturer may clearly be operated under a pre-certification exemption in a vehicle that is not owned by the engine manufacturer. This comment was accepted and the definition at § 85.1702(a)(4) was revised accordingly. Two other minor comments from Cummins which improve the clarity of

the regulatory language were also incorporated into the final rule. Note: Section 3(b) of Executive Order 12291, 46 FR 13193 (February 19, 1981), requires EPA to determine whether any rule it intends to issue is a major rule and to prepare a Regulatory Impact Analysis (RIA) for every major rule. Section 1(b) of the Order defines a "major rule" as any "regulation" (as defined in the Executive Order) that is 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) 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.

EPA has determined that this action is not a "major rule" requiring preparation of an RIA. It will not have any detrimental effect on the economy, it will not cause any increase in prices and it will not have any adverse effects on competition, employment, investment, productivity, innovation, or the ability of U.S.-based enterprises to compete with foreign companies. The revision of exemption requirements as set forth in this rulemaking will reduce the affected industry's cost of compliance with Subpart R of 40 CFR Part 85 and significantly reduce the related paperwork.

Environmental Impact Statement

This regulation will have no adverse environmental effects. Accordingly, no environmental impact statement will be prepared.

Regulatory Flexibility Analysis

Under the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, EPA is required to determine whether a regulation will have a significant economic impact on a substantial number of small entities so as to require a regulatory flexibility analysis. The change implemented by this rulemaking will reduce the burden, including costs, of compliance with exemption requirements for small manufacturers. In any case, this rule will not affect a substantial number of small businesses because motor vehicle and motor vehicle engine manufacturers are nearly all large businesses. Therefore, pursuant to 5 U.S.C. 605(b), I hereby certify that this rule will not have a significant economic impact on a substantial number of small entities.

This regulation was submitted to the Office of Management and Budget (OMB) for review as required by Executive Order 12291. Information collection requirements contained in this regulation (§ 85.1705 *et seq.*) have been approved by OMB under the provisions of the Paperwork Reduction Act of 1980 U.S.C. 3501 *et. seq.* and have been assigned OMB control number 2000–0226.

Dated: July 7, 1982.

Anne M. Gorsuch,

Administrator.

List of Subjects in 40 CFR Part 85

Imports, Labeling, Motor vehicle pollution, Reporting and recordkeeping requirements, Research, Warranties.

Accordingly, 40 CFR Part 85, Subpart R is amended as follows:

PART 85—CONTROL OF AIR POLLUTION FROM MOTOR VEHICLES AND MOTOR VEHICLE ENGINES

1. In § 85.1702, paragraph (a)(4) is revised to read as follows:

§ 85.1702 Definitions.

(a) * * *

(4) "Pre-certification vehicle engine" means an uncertified heavy-duty engine owned by a manufacturer and used in a manner not involving lease or sale in a vehicle employed from year to year in the ordinary course of business for product development, production method assessment and market promotion purposes.

* * * * *

§ 85.1704 [Amended]

2. In § 85.1704, paragraphs (b) and (c) are revised to read as follows:

* * * * *

(b) Any manufacturer may request a national security exemption under § 85.1708.

(c) For manufacturers, vehicles or engines for export purposes are exempt without application, subject to the provisions of § 85.1709. For eligible manufacturers, as determined by § 85.1706, vehicles or engines for pre-certification purposes are exempt without application, subject to the provisions of § 85.1706(a).

3. In § 85.1705, paragraphs (d)(3) and (h) are removed; paragraph (g) is redesignated as § 85.1707—Display exemption; and paragraph (f) is revised to read as follows:

§ 85.1705 Testing exemption.

* * * * *

(d) * * *

(3) [Removed] * * *

(f) A manufacturer of new motor vehicles or new motor vehicle engines may request a testing exemption to cover any vehicles and/or engines intended for use in test programs planned or anticipated over the course of a subsequent one-year period. Unless otherwise required by the Director, Manufacturers Operations Division, a manufacturer requesting such an exemption need only furnish the information required by paragraphs (a)(1) and (d)(2) of this section along with a description of the recordkeeping and control procedures that will be employed to assure that the vehicles and/or engines are used for purposes consistent with section 203(b)(1).

* * * * *

(h) [Removed]

§§ 85.1706 and 85.1707 [Redesignated as §§ 85.1708 and 85.1709]

4. The existing §§ 85.1706 and 85.1707 are redesignated as §§ 85.1708 and 85.1709, respectively.

5. A new § 85.1706 is added to read as follows:

§ 85.1706 Pre-certification exemption.

(a) Except as provided in paragraph (b) of this section, any pre-certification vehicle or pre-certification vehicle engine, as defined by § 85.1702(a)(3) or (4), is exempt from section 203(a), without application, if the manufacturer complies with the following terms and conditions:

(1) The manufacturer shall create, maintain, and make available at reasonable times for review or copying by appropriate EPA employees records which provide each vehicle identification or engine serial number, indicate the use of the vehicle or engine on exempt status and indicate the final disposition of any vehicle or engine removed from exempt status; and

(2) Unless the requirement is waived or an alternative procedure is approved by the Director, Manufacturers Operations Division, the manufacturer shall permanently affix to each vehicle or engine on exempt status in a readily visible portion of the engine compartment (on a readily visible portion of a heavy-duty engine or in a readily accessible position on a motorcycle) a label which cannot be removed without destruction or defacement and which states in the English language, in block letters and numerals of a color that contrasts with the background of the label, the following information:

(i) The label heading: Emission Control Information;

(ii) Full corporate name and trademark of manufacturer;

(iii) Engine displacement, engine family identification and model year of

vehicle or engine; or person or office to be contacted for further information about the vehicle or engine;

(iv) The statement: THIS VEHICLE OR ENGINE IS EXEMPT FROM THE PROHIBITIONS OF SECTIONS 203(a)(1), (3) and (4) OF THE CLEAN AIR ACT, AS AMENDED.

(3) No provision of paragraph (a)(2) shall prevent a manufacturer from including any other information it desires on the label.

(b) Any manufacturer that desires a pre-certification exemption and is in the business of importing, modifying or testing uncertified vehicles for resale under the provisions of 40 CFR 85.1501, *et seq.*, must apply to the Director, Manufacturers Operations Division. The Director may require such manufacturers to submit information regarding the general nature of the fleet activities, the number of vehicles involved, and a demonstration that adequate record-keeping procedures for control purposes will be employed.

§ 85.1708 Redesignated as § 85.1710 and Amended.

6. § 85.1708 is redesignated as § 85.1710 and amended by inserting the words "as required by § 85.1705 and § 85.1708," after the word "request," in the first sentence.

§ 85.1709 Redesignated as § 85.1711 and Amended.

7. § 85.1709 is redesignated as § 85.1711 and amended by inserting the mail code "(EN-340)" at the end of the second line of the mailing address.

(Secs. 203(b)(1) and 301 of the Clean Air Act (42 U.S.C. 7522(b)(1) and 7601))

[FR Doc. 82-19072 Filed 7-13-82; 8:45 am]
BILLING CODE 6560-50-M

---

40 CFR Part 180

[PP 1F2575/R460; PH-FRL 2169-5]

Tolerances and Exemptions From Tolerances for Pesticide Chemicals In or On Raw Agricultural Commodities; Chlorpyrifos

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes a tolerance for the insecticide chlorpyrifos and its metabolite in or on the raw agricultural commodity citrus fruits. This regulation to establish the maximum permissible level for the combined residues of chlorpyrifos and its metabolite was requested by The Dow Chemical Company.

EFFECTIVE DATE: Effective on July 14, 1982.

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

FOR FURTHER INFORMATION CONTACT: Jay Ellenberger, Product Manager (PM) 12, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 202, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703-557-2386).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of December 16, 1981 (46 FR 61326) which announced that The Dow Chemical Company, P.O. Box 1706, Midland, MI 48640 had filed a pesticide petition (PP 1F2575) with EPA proposing that 40 CFR 180.342 be amended by establishing a tolerance for the combined residues of the insecticide chlorpyrifos [*O,O*-diethyl,*O*-(3,5,6-trichloro-2-pyridyl) phosphorothioate] and its metabolite 3,5,6-trichloro-2-pyridinol in or on the raw agricultural commodity citrus fruits at 1.0 part per million (ppm).

No comments were received in response to the notice of filing.

The data submitted in the petition and all other relevant material have been evaluated. The toxicological data considered in support of the proposed tolerance included a 2-year rat feeding/oncogenicity study and a dog feeding study with a no-observed-effect level (NOEL) of 0.1 milligram (mg)/kilogram (kg) of body weight (bw) per day based on RBC cholinesterase activity; a mouse oncogenicity study which was negative at 15 ppm (highest dose); and a mouse teratology study which was negative at 25.0 mg/kg. Studies on delayed neurotoxicity and reproduction showed negative potential. Based on the 2-year chronic rat feeding study with a NOEL of 0.1 mg/kg of bw/day, and using a safety factor of 10, the acceptable daily intake (ADI) for humans is 0.01 mg/kg of bw/day. The theoretical maximum residue contribution (TMRC) in the human diet from this tolerance and previously established tolerances for residues of chlorpyrifos on a variety of raw agricultural commodities at levels ranging from 0.01 ppm to 3.0 ppm does not exceed the ADI.

The metabolism of chlorpyrifos is adequately understood for this use, and an adequate analytical method (gas chromatography) is available for enforcement purposes. No regulatory actions are currently pending against continued registration of chlorpyrifos, nor are there any other relevant considerations involved in establishing this tolerance.

The existing meat and milk tolerances are adequate to cover any secondary residues resulting in these commodities from the proposed use.

Desirable data that are considered lacking from this petition include a 2-generation rat reproduction study and a teratology study in a second species. In a letter dated February 11, 1982, the petitioner indicated that these studies would be submitted to the Agency by June of 1983. The petitioner also agreed to voluntarily delete the use on citrus from the label should the studies be found to exceed the risk criteria for unreasonable adverse effects.

The pesticide is considered useful for the purpose for which the tolerance is sought, and it is concluded that the establishment of this tolerance will protect the public health. Therefore, the tolerance is established as set forth below. Related documents (FAP 1H5322) establishing food and feed additive regulations for the combined residues of chlorpyrifos and its metabolite in citrus oil and dried citrus pulp at 25.0 ppm and 5.0 ppm, respectively, appears elsewhere in this issue of the **Federal Register.**

Any person adversely affected by this regulation may, on or before August 13, 1982, file written objections with the Hearing Clerk, at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulations deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-534, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined the regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950). Effective on: July 14, 1982.

(Sec. 408(d)(2), 68 Stat. 512 (21 U.S.C. 34a(d)(2)))

List of Subjects in 40 CFR Part 180

Administrative practice and procedure, Raw agricultural commodities, Pesticides and pests.

Dated: July 6, 1982.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

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

Therefore, 40 CFR 180.342 is amended by adding and alphabetically inserting the raw agricultural commodity citrus to read as follows:

§ 180.342 Chlorpyrifos; tolerances for residues.

* * * * *

Commodities	Parts per million
* * * * *	
Citrus fruits	1.0
* * * * *	

[FR Doc. 82-19023 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 180

[PP 2F2589/R458; PH-FRL-2163-6]

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

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes tolerances for residues of the herbicide fluchloralin in or on certain raw agricultural commodities. This regulation to establish the maximum permissible level for residues of fluchloralin in or on the commodities was requested by BASF Wyandotte Corporation.

EFFECTIVE DATE: Effective on July 14, 1982.

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

FOR FURTHER INFORMATION CONTACT: Robert Taylor, Product Manager (PM) 25, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 245, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703-557-1800).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of January 13, 1982 (47 FR 1408) that BASF Wyandotte Corporation, 100 Cherry Hill Road, Parsippany, New Jersey 07054, had filed a pesticide petition (PP 2F2589) with the EPA. This petition proposed the establishment of tolerances for residues of the herbicide fluchloralin [*N*-2-chloroethyl)-alpha, alpha, alpha-trifluoro-2,6-dinitro-*N*-propyl-*p*-toluidine] in or on the raw agricultural commodities seed and pod vegetables (dry and succulent) at 0.05 part per million (ppm), sunflower seeds at 0.05 ppm, and forage and hay of seed and pod vegetables at 0.1 ppm.

No comments were received in response to the notice of filing.

The data submitted in the petition and other relevant material have been evaluated. The toxicology data evaluated included an acute oral LD_{50} 1,550 milligrams/kilogram (mg/kg) in the rat; a 90-day feeding study (rat) with a no-observed-effect level (NOEL) of 500 mg/kg/day; a 90-day oral study (dog) with a NOEL of 5.25 mg/kg/day; a 2-year feeding study (rat) with a NOEL of 4,400 ppm (no oncogenicity); a 3-generation reproduction study (rat) with a NOEL of 10,144 ppm; a teratology study (rabbit) with no-observed effects at 3,000 mg/kg; a dominant lethal mutagenicity study (rat) with no-observed effects at 500 mg/kg; a cytogenicity study (rat), negative at 10,144 ppm; and an 18-month feeding study (mouse) with a NOEL of 4,400 ppm (no oncogenicity).

Data currently lacking include a 6-month or longer dog feeding study, a teratology study on a second species, and mutagenicity data (multi-test evidence). The petitioner has been notified of the data deficiencies and has agreed to perform the required studies and to remove the use from the label should the results of the studies exceed the risk criteria for chronic toxicity as stated in 40 CFR 162.11.

Tolerances have previously been established for fluchloralin on cottonseed, soybeans, and peanuts at 0.05 ppm. The tolerances for seed and pod vegetables (0.05 pppm) and sunflower seeds (0.05 ppm) will contribute 0.00276 mg/day 1.5 kg to the current theoretical maximal residues contribution (TMRC) for a total of 0.0038 mg/day (1.5 kg). This will occupy 2.14 percent of the ADI (allowable daily intake). There are no other tolerances pending at this time.

There are no regulatory actions pending against continued registration of fluchloralin. The product contains a nitrosoamine at levels less than 1 ppm. Based on an Agency policy that was published in the **Federal Register** of June 15, 1980 (45 FR 42854), this level of nitrosoamine falls below the currently acceptable risk criteria. The metabolism of fluchloralin in plants and animals has been adequately delineated for the proposed uses. An adequate analytical method, gas chromatography using an electron capture detector, is available for enforcement purposes. There is no reasonable expectation of residues occurring in eggs, milk, meat, and meat byproducts of poultry and livestock, therefore, § 180.6(a)(3) applies. There are no other considerations in establishment of these tolerances. The pesticide is considered useful for the purpose for which the regulation is sought, and it is concluded that the tolerances will protect the public health.

Any person adversely affected by this regulation may, on or before August 13, 1982, file written objections with the Hearing Clerk at the address given above. Such objections should be submitted in triplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are legally sufficient to justify the relief sought.

The Office of Management and Budget (OMB) has exempted this regulation from the requirements of section 3 of Executive Order 12291.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-534, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

Effective on July 14, 1982.

(Sec. 408(d)(2), 68 Stat. 512, (21 U.S.C. 34a(d)(2)))

List of Subjects in 40 CFR Part 180

Administrative practice and procedure, Raw Agricultural commodities, Pesticides and pests.

Dated: June 28, 1982.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

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

Therefore, 40 CFR 180.363 is revised to read as follows:

§ 180.363 Fluchloralin: tolerances for residues.

Tolerances are established for residues of the herbicide fluchloralin [*N*-(2-chloroethyl)-1,alpha, alpha, alpha-trifluoro-2,6-dinitro-*N*-propyl-*p*-toluidine] in or on the following raw agricultural commodities:

Commodities	Parts, per million
Cottonseed	0.05
Peanuts	0.05
Peanut, forage	0.05
Peanut, hay	0.05
Peanut, hulls	0.1
Seed and pod vegetables (dry/succulent)	0.05
Seed and pod vegetables, forage	0.1
Seed and pod vegetables, hay	0.1
Soybeans	0.05
Sunflower seeds	0.05

[FR Doc. 82-18480 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 180

[PP 8F2057/R462; PH-FRL-2163-8]

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

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes tolerances for the combined residues of the insecticide profenofos and its metabolites in or on certain raw agricultural commodities. This regulation to establish the maximum permissible level for residues of the insecticide in or on the commodities was requested by Ciba-Geigy Corporation.

EFFECTIVE DATE: Effective on July 14, 1982.

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

FOR FURTHER INFORMATION CONTACT: William H. Miller, Product Manager (PM) 16, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 211, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703-557-2600).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of April 18, 1978, (43 FR 16400) which announced that Ciba-Geigy Corp., P.O. Box 18300, Greensboro, NC 27409, had filed a pesticide petition (8F 2057) with the EPA. This petition proposed that 40 CFR Part 180 be amended by establishing tolerances for residues of the insecticide profenofos [*O*-(4-bromo-2-chlorophenyl)-*O*-ethyl-*S*-propylphosphorothioate] and its metabolites converted to 4-bromo-2-cholorophenol and calculated as *O*-(4-bromo-2-chlorophenyl)-*O*-ethyl *S*-propyl phosphorothioate in or on the raw agricultural commodities cottonseed at 3.0 parts per million (ppm); meat, fat, and meat byproducts of cattle, goats, hogs, horses, poultry, and sheep at 0.05 ppm; and eggs and milk at 0.01 ppm.

A notice was published in the **Federal Register** of September 24, 1980 (45 FR 58677) that the petitioner had submitted and amendment to this petition to increase the proposed tolerance level for eggs from 0.01 ppm to 0.05 ppm. A related document [FAP 8H5177/R114] establishing feed additive tolerances for residues of the subject insecticide in cottonseed hulls and in soapstock appears elsewhere in today's **Federal Register.**

No comments were received in response to these notices of filing.

The toxicological data considered in support of the tolerances included rat, mouse, and rabbit acute oral LD_{50} studies; a rat acute dermal LD_{50} study; a rat acute inhalation LC_{50} study; a 24-month mouse carcinogenicity study with no observed effects at levels as high as 100 ppm (highest dose tested); a 6-month dog feeding study with a plasma and red bood cell (RBC) cholinergic (CHE) no-observed-effect level (NOEL) of 0.2 ppm (lowest dose tested); a 2-year rat chronic feeding and oncogenic study with plasma and RBC CHE NOEL of 0.3 ppm, and no observed oncogenicity at levels up to 100 ppm (highest dose tested); and IBT chicken delayed neurotoxicity study which, after validation, was classified as supplementary data by the Agency, and which indicated no apparent delayed neurotoxicity; a second chicken delayed neurotoxicity study which was also classified as supplementary data and which indicated no apparent delayed neurotoxicity; two mutagenicity studies (Salmonella/mammalian microsome and mouse dominant lethal) which were both negative; and an IBT 3-generation rat reproduction study which was classified as valid and which demonstrated a NOEL for reproductive effects at 20 ppm. Two teratology studies were submitted (rat and rabbit) both of which were classified as supplemental data. The petitioner has agreed to provide a complete report on the submitted rabbit teratology study including statistical analysis and individual animal data by July 1, 1982; to submit another rabbit teratology study by June 1, 1983; and to submit a new rat teratology study by August 1, 1982.

Desirable data that are currently lacking and which the petitioner has agreed to provide and the projected dates for provision of these studies to the Agency are as follows:

1. A new rabbit teratology study not later than June 1, 1983.
2. A new neurotoxicity study not later than June 1, 1983.
3. A complete report on the submitted rabbit teratology study by July 1, 1982.
4. A new rat teratology study by August 1, 1982.

In the event that these studies are not submitted within the specified time or in the event that the new studies show any significant adverse effects, these tolerances will be subject to revocation and the registration subject to cancellation.

The acceptable daily intake (ADI) for humans, based on the cholinergic NOEL of 0.2 ppm in the 6-month dog study and using a safety factor of 10, has been calculated to be 0.005 milligram (mg)/kilogram (kg) of body weight (bw) per day; the maximum permissible intake (MPI) is 0.0300 mg/day for a 60 kg human. The theoretical maximum residues contribution (TMRC) in the human diet from the tolerances is 0.0235 mg/day (1.5 kg). This value represents 78.35% of the ADI. (The 6-month dog study was used to establish the ADI because the dog study cholinergic effects were more sensitive than similar effects found in the 2-year rat chronic feeding study.)

The metabolism of profenofos in plants and animals is adequately understood and an adequate analytical method, gas chromatograph equipped with an electron capture detector, is available for enforcement purposes.

No permanent tolerances have been established for residues of the subject insecticide. Temporary tolerances have previously been established for combined residues of the insecticide and its metabolites converted to 4-bromo-2-chlorophenol and calculated as *O*-(4-bromo-2-chlorophenyl)-*O*-ethyl-*S*-propyl phosphorothioate in or on cottonseed at 3.0 ppm; in eggs and the meat, fat, and meat by-products of cattle, goats, hogs, horses, poultry, and sheep at 0.05 ppm;

and in milk at 0.01 ppm (July 1, 1978, 43 FR 33315) and have been renewed until June 29, 1982. A temporary feed additive regulation has previously been promulgated establishing permissible residue levels of the subject insecticide in cottonseed hulls at 6.0 ppm and in soapstock at 15.0 ppm (21 CFR 561.53) and has also been renewed until June 29, 1982. No actions are pending against registration of the insecticide and no other considerations are involved in establishing the tolerances.

The pesticide is considered useful for the purpose for which the tolerances are sought and it is concluded that establishment of the tolerances will protect the public health. Therefore, 40 CFR Part 180 is amended as set forth below.

Any person adversely affected by this regulation may file written objections with the Hearing Clerk at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for a hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96–534, 94 Stat. 1164, 5 U.S.C. 601–612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

Effective on July 14, 1982.

(Sec. 408(d)(2), 68 Stat. 512 (21 U.S.C. 346a(d)(2)))

List of Subjects in 40 CFR Part 180

Administrative practice and procedure, Agricultural commodities, Pesticides and pests.

Dated: June 28, 1982.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

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

Therefore, 40 CFR Part 180 is amended by adding a new § 180.404 to read as follows:

§ 180.404 Profenofos; tolerances for residues.

Tolerances are established for combined residues of the insecticide profenofos [*O*-(4-bromo-2-chlorophenyl)-*O*-ethyl-*S*-propyl phosphorothioate and its metabolites converted to 4-bromo-2-chlorophenyl and calculated as profenofos in or on the following raw agricultural commodities:

Commodities	Parts per million
Cattle, fat	0.05
Cattle, mbyp	0.05
Cattle, meat	0.05
Cottonseed	3.0
Eggs	0.05
Goats, fat	0.05
Goats, mbyp	0.05
Goats, meat	0.05
Hogs, fat	0.05
Hogs, mbyp	0.05
Hogs, meat	0.05
Horses, fat	0.05
Horses, mbyp	0.05
Horses, meat	0.05
Milk	0.01
Poultry, fat	0.05
Poultry, mbyp	0.05
Poultry, meat	0.05
Sheep, fat	0.05
Sheep, mbyp	0.05
Sheep, meat	0.05

[FR Doc. 82-18477 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 180

[OPP-300061A; PH-FRL 2168-8]

Tolerances and Exemptions From Tolerances for Pesticide Chemicals in or on Raw Agricultural Commodities; Alkyl (C_8-C_{18}) Sulfate

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule broadens the exemption from the requirement of a tolerance for alkyl (C_8-C_{18}) sulfate and its ammonium, calcium, magnesium, potassium, sodium, and zinc salts to include the isopropylamine salt. This action was requested by Alcolac, Inc.

EFFECTIVE DATE: Effective on July 14, 1982.

ADDRESS: Written objections may be submitted to the: Hearing Clerk, Environmental Protection Agency, Rm. 3708, 401 M St., SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Peter Gray, Process Coordination Branch, Registration Division (TS-67C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 716D, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703–557–7700).

SUPPLEMENTARY INFORMATION: EPA issued a notice of proposed rulemaking published in the **Federal Register** of June 9, 1982 (47 FR 25032), which announced that at the request of Alcolac, Inc., 3440 Fairchild Rd., Baltimore, MD 21226, the Administrator proposed to amend 40 CFR 180.1001(c) by broadening the exemption from the requirement of a tolerance for alkyl (C_8-C_{18}) sulfate and its ammonium, calcium, magnesium, potassium, sodium, and zinc salts to include the isopropylamine salt.

No comments or requests for referral to an advisory committee were received in response to this notice of proposed rulemaking.

The data and other relevant material have been evaluated and discussed in the notice of proposed rulemaking (47 FR 25032, June 9, 1982). The pesticide is considered useful for the purpose for which the exemption from the requirement of a tolerance is sought.

Based on the information considered by the Agency, it is concluded that this amendment to 40 CFR 180 will protect the public health. Therefore, the exemption from the requirement of a tolerance is established as set forth below.

Any person adversely affected by this regulation may, on or before August 13, 1982, file written objections with the Hearing Clerk, at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

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

List of Subjects in 40 CFR Part 180

Administrative practice and procedures, Agricultural commodities, Pesticides and pests.

Dated: July 1, 1982.

Louis P. True,

Acting Director, Office of Pesticide Programs.

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

Therefore, 40 CFR 180.1001(c) is amended by revising the entry for alkyl (C_8–C_{18}) sulfate and its ammonium, calcium, magnesium, potassium, sodium, and zinc salts to read as follows:

§ 180.1001 Exemption from the requirement of a tolerance.

* * * * *

(c) * * *

Inert ingredients	Limits	Uses
* * * * *		
Alkyl (C_8–C_{18}) sulfate and its ammonium, calcium, isopropylamine, magnesium, potassium, sodium, and zinc salts.		Surfactants.
* * * * *		

[FR Doc. 82-19025 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 180

[OPP-300062A; PH-FRL 2169-1]

Tolerances and Exemptions From Tolerances for Pesticide Chemicals in or on Raw Agricultural Commodities; Poly(Oxy-1,2-Ethanediyl), Alpha-(Carboxymethyl)-Omega-(Nonylphenoxy)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes an exemption from the requirement of a tolerance for poly(oxy-1,2-ethanediyl), alpha-(carboxymethyl)-omega-(nonylphenoxy) when used as an inert ingredient in pesticide formulations. This exemption was requested by Sandoz, Colors and Chemicals, Inc.

EFFECTIVE DATE: Effective on July 14, 1982.

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

FOR FURTHER INFORMATION CONTACT: Peter Gray, Process Coordination Branch, Registration Division, Office of Pesticide Programs, Environmental Protection Agency, Rm. 716D, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202 (703-557-7700).

SUPPLEMENTARY INFORMATION: EPA issued a notice of proposed rulemaking published in the **Federal Register** of June 9, 1982 (47 FR 25031), which announced that at the request of Sandoz, Colors and Chemicals, the Administrator proposed to amend 40 CFR 180.1001(c) by establishing an exemption from the requirement of a tolerance for poly(oxy-1,2-ethanediyl), alpha-(carboxymethyl)-omega-(nonylphenoxy) produced by the condensation of 1 mole of nonylphenol (nonyl group is a propylene trimer isomer) with an average of 4–14 or 30–90 moles of ethylene oxide.

No comments or requests for referral to an advisory committee were received in response to this notice of proposed rulemaking.

The data and other relevant material have been evaluated and discussed in the notice of proposed rulemaking (47 FR 25031, June 9, 1982). The pesticide is considered useful for the purpose for which the exemption from the requirement of a tolerance is sought.

Based on the information considered by the Agency, it is concluded that the amendment to 40 CFR Part 180 will protect the public health. Therefore, the exemption from the requirement of a tolerance is established as set forth below.

Any person adversely affected by this regulation may, on or before August 13, 1982, file written objections with the Hearing Clerk, at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

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

List of Subjects in 40 CFR Part 180

Administrative practice and procedure, Agricultural commodities, Pesticides and pests.

Dated: July 1, 1982.

Louis P. True,

Acting Director, Office of Pesticide Programs.

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

Therefore, 40 CFR 180.1001(c) is amended by adding and alphabetically inserting the inert ingredient poly (oxy-1,2-ethanediyl), alpha-(carboxymethyl)-omega-(nonylphenoxy) produced by the condensation of 1 mole of nonylphenol (nonyl group is a propylene trimer isomer) with an average of 4–14 or 30–90 moles of ethylene oxide to read as follows:

§ 180.1001 Exemptions from the requirement of a tolerance.

* * * * *

(c) * * *

Inert ingredients	Limits	Uses
* * * * * * *		
Poly(oxy-1,2-ethanediyl), alpha-(carboxymethyl)-omega-(nonylphenoxy) produced by the condensation of 1 mole of nonylphenol (nonyl group is a propylene trimer isomer) with an average of 4–14 or 30–90 moles of ethylene oxide. The molecular weight ranges are 454–894 and 1598–4238.	Surfactant	
* * * * * * *		

[FR Doc. 82-19026 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Part 19

[Circular No. 2506]

Wilderness Preservation; Removal of Provision Covering Wilderness Lands Administered by the Bureau of Land Management

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rulemaking.

SUMMARY: This final rulemaking removes Title 43, Part 19, Subpart B of the Code of Federal Regulations that provides for wilderness preservation of lands exclusively administered through the Bureau of Land Management. This regulation is based on the authority granted by the Classification and Multiple Use Act which has been replaced by authority in section 603 of the Federal Land Policy and

Management Act and is no longer needed.

EFFECTIVE DATE: August 13, 1982.

ADDRESS: Any suggestions or inquiries should be sent to: Director (340), Bureau of Land Management, 1800 C Street, NW., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: R. Gregg Berry, (202) 343–6064.

SUPPLEMENTARY INFORMATION: The Classification and Multiple Use Act of 1964 (43 U.S.C. 1411), provided authority for the Bureau of Land Management to manage lands under its administration for wilderness uses, among other uses. This authority was implemented in regulations in 43 CFR Part 19, Subpart B—Retention and Management of Certain Classes of Public Lands for Wilderness Preservation. Section 603 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1782) provides authority for the review and identification of potential wilderness areas within lands under the jurisdiction of the Bureau of Land Management. As a result of the expiration of the authority of the Classification and Multiple Use Act and the granting of new authority relating to wilderness in the Federal Land Policy and Management Act, the provisions of 43 CFR Part 19, Subpart B are no longer needed and are removed by this final rulemaking. This final rulemaking removing 43 CFR Part 19, Subpart B is an administrative action reflecting that the authority contained in the Classification and Multiple Use Act has expired and has been replaced by the authority in section 603 of the Federal Land Policy and Management Act. New regulations will be issued for the management of wilderness when lands under the administration of the Bureau of Land Management have been added to the National Wilderness Preservation System.

The principal author of this final rulemaking is R. Gregg Berry, Division of Recreation, Cultural and Wilderness Resources, Bureau of Land Management, assisted by the staff of the Office of Legislation and Regulatory Management, Bureau of Land Management.

It is hereby determined that this rulemaking does not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)) is required.

The Department of the Interior has determined that this document is not a major rule under Executive Order 12291 and that it will not have a significant effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.).

List of Subjects in 43 CFR Part 19

National Wilderness Preservation System, Wilderness areas.

Under the authority of section 605 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 782) and the Classification and Multiple Use Act of 1964 (43 U.S.C. 1411–1418), Part 19, Subtitle A, of Title 43 of the Code of Federal Regulations is amended as set forth below.

Frank A. Dubois,

Acting Assistant Secretary of the Interior.

June 18, 1982.

Subpart B (§ 19.25) [Removed]

1. Part 19 is amended by removing Subpart B which consists of § 19.25, in its entirety.

[FR Doc. 82–18922 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–84–M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA 6350]

Identification and Mapping of Special Flood Hazard Areas; Changes in Special Flood Hazard Areas Under the National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Interim rule.

SUMMARY: This rule lists those comunities where modification of the base (100-year) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base (100-year) elevations for new buildings and their contents and for second layer insurance on existing buildings and their contents.

DATES: These modified elevations are currently in effect and amend the Flood Insurance Rate Map (FIRM) in effect prior to this determination.

From the date of the second publication of notice of these changes in a prominent local newspaper, any person has ninety (90) days in which he can request through the community that the Associate Director, State and Local Programs and Support reconsider the changes. These modified elevations may be changed during the 90-day period.

ADDRESSES: The modified base (100-year) flood elevation determinations are available for inspection at the office of the Chief Executive Officer of the community, listed in the fifth column of the table. Send comments to that address also.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Office of State and Local Programs and Support, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287–0220.

SUPPLEMENTARY INFORMATION: The numerous changes made in the base (100-year) flood elevations on the Flood Insurance Rate Map(s) make it administratively infeasible to publish in this notice all of the modified base (100-year) flood elevations contained on the map. However, this rule includes the address of the Chief Executive Officer of the community where the modified base (100-year) flood elevation determinations are available for inspection. Any request for reconsideration must be based on knowledge of changed conditions, or new scientific or technical data.

These modifications are made pursuant to Section 206 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234) and are in accordance with the National Flood Insurance Act of 1968, as amended, (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 44 CFR Part 65.4.

For rating purposes, the revised community number is listed and must be used for all new policies and renewals.

These base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Progam (NFIP).

These elevations, together with the flood plain management measures required by § 60.3 of the program regulations are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time, enact stricter requirements on its own, or

pursuant to policies established by other Federal, State or regional entities.

The changes in the base (100-year) flood elevations listed below are in accordance with 44 CFR 65.4.

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modified flood insurance rate map	New community No.
Louisiana: Concordia Parish	Town of Vidalia	*Natchez Democrat*, April 12, 1982, and April 19, 1982.	Honorable Sidney A Murray, Jr., Mayor, Town of Vidalia; 409 Texas Street, Vidalia, LA 71343.	Jan. 5, 1982	220057C.
Washington: King	City of Redmond	*Sammamish Valley News*, April 28, 1982, and May 5, 1982.	Honorable Christine Himes, Mayor, City of Redmond, 15670 N.E. 85th Street, Redmond, WA 98052.	Jan. 19, 1982	530087C.
New Jersey: Camden	Collingswood (borough of)	*The Retrospect*, March 4, 1982, and March 18, 1982.	Hon. Michael G. Brennan, Mayor, Borough of Collingswood, 678 Haddon Avenue, Collingswood, New Jersey 08108.	Mar. 19, 1982	340131D.
New York: Monroe County	Village of Honeoye Falls	*Honeoye Falls Times*, April 8, 1982, and April 15, 1982.	The Honorable Mary Louise Bastian, Mayor, Village of Honeoye Falls, 5 East Street, Honeoye Falls, New York 14472.	Apr. 16, 1982	360421C.
Arizona: Nevada	City of Emmet	*Nevada County Picayune*, May 20, 1982, and May 27, 1982.	Honorable Dale Booker, Mayor, City of Emmet, P.O. Box 63, Emmet, AR 71835.	May 25, 1982	050411B.
Alaska:	Fairbanks North Star Borough	*Fairbanks Daily News-Miner*, May 14, 1982, and May 21, 1982.	Honorable John A. Carlson, Mayor, Fairbanks North Star Borough, P.O. Box 1267, Fairbanks, AK 99707.	May 3, 1982, 66-B LOMA.	025009E
Illinois: Cook and DuPage	Village of Elk Grove Village	*The Daily Herold*, May 6, 1982, and May 13, 1982.	Charles Zettek, Village President, Village of Elk Grove Village, 901 Wellington Avenue, Elk Grove Village, IL 60007.	May 14, 1982	170088C.
Tennessee: Loudon County	City of Loudon	*The News Herald*, April 28, 1982, and May 5, 1982.	Mr. Randy McGill	May 7, 1982	470110C.
Texas: Dallas	City of Irving	*Irving Daily News*, May 19, 1982, and May 26, 1982.	Honorable Bobby Joe Raper, Mayor, City of Irving, 825 West Irving Boulevard, Irving, TX 75060.	May 3, 1982, 66-B LOMA.	480180A.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 65

Flood insurance—flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; E.O. 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: June 16, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18767 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

---

44 CFR Part 65

Identification and Mapping of Special Flood Hazard Areas; Changes in Special Flood Hazard Areas Under the National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: The Associate Director, State and Local Programs and Support, after consultation with the Chief Executive Officer of each community listed, finds that modification of the proposed Special Flood Hazard Areas (SFHAs) for those communities is appropriate as a result of requests for changes in the interim and/or Proposed Rule.

DATES: These modified SFHAs are in effect as of the dates listed in the sixth column of the attached list and amend the Flood Insurance Rate Map(s) (FIRM) in effect for each listed community prior to this date.

ADDRESSES: The modified SFHA determinations for each community are available for inspection at the office of the Chief Executive Officer of the community, listed in the fifth column of the table.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Office of State and Local Programs and Support, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287–0230.

SUPPLEMENTARY INFORMATION: The Associate Director, State and Local Programs and Support has published a notification of the SFHAs in prominent local newspapers for the communities listed below. Ninety (90) days have elapsed since that publication, and the Associate Director has received appeals from the communities requesting changes in the proposed SFHA determinations.

The numerous changes made in the SFHAs on the Flood Insurance Rate Map for each community make it administratively infeasible to publish in this notice all of the SFHA changes contained on the maps. However, this notice includes the address of the Chief Executive Officer where the modified SFHA determinations are available for inspection.

The modifications are pursuant to Section 206 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234) and are in accordance with the National Flood Insurance Act of 1968, as amended (Title XIII of the Housing and Urban Development Act of 1968, (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 44 CFR Part 65.

For rating purposes, the revised community number is listed and must be used for all new policies and renewals.

These SFHAs are basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

These SFHAs together with the flood plain management measures required by § 60.3 of the program regulations are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities.

These modified SFHAs shall be used to calculate the appropriate flood insurance premium rates for new buildings and their contents.

List of Subjects in 44 CFR Part 65

Flood insurance, Flood plains.

The changes in the SFHAs listed below are in accordance with 44 CFR 65.4.

§ 65.4 List of Communities with detailed engineering data (FIRM's).

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modified flood insurance rate map	New community No.
Minnesota: Carver	City of Watertown, Docket No. FEMA 6242.	*Carver County News*, November 12, 1981, and November 19, 1981.	Gary Neumann, City Coordinator, City of Watertown, Box 278, Watertown, MN 55388.	Nov. 20, 1981	270056B.
Ohio: Butler	City of Hamilton, Docket No. FEMA 6242.	*The Journal News*, October 30, 1981, and November 6, 1981.	Honorable Robert L. Weigel; Mayor, City of Hamilton, Municipal Building, Room 204, Hamilton, Ohio 45011.	Nov. 6, 1981	390039C.
Illinois: Lake	Village of Round Lake Beach, Docket No. FEMA 6242.	*Round Lake News*, December 17, 1981, and December 24, 1981.	Honorable Rod Brenner, Village of Round Lake Beach, 1212 North Cedar Lake Road, Round Lake Beach, IL 60073.	Dec. 25, 1981	170389C.
Michigan:					
St. Clair	City of Algonac, Docket No. FEMA 6242.	*Courier Journal*, November 25, 1981, and December 2, 1981.	Gerald Tuznowski, City Manager, City of Algonac, Box 454, Algonac, MI 48001.	Dec. 4, 1981	260191C.
Wayne	City of Dearborn, Docket No. FEMA 6242.	*Dearborn Times Hearld*, December 15, 1981, and December 22, 1981.	Honorable John B. O'Reilly, City of Dearborn, 13615 Michigan Avenue, Dearborn, MI 48126.	Dec. 25, 1981	260220C.
Minnesota:					
Dakota and Washington	City of Hastings, Docket No. FEMA 6242.	*Hastings Star Gazette*, December 10, 1981, and December 17, 1981.	Honorable Low Sotoffel, City of Hastings, 100 Sibley Street, Hastings, MN 55033.	Dec. 18, 1981	270105D.
Houston	City of Houston, Docket No. FEMA 6242.	*Houston Gazette and Country Journal*, November 26, 1981, and December 3, 1981.	Honorable Richard Dittman, City of Houston, P.O. Box 667, Houston, MN 55943.	Dec. 4, 1981	270193C.
Roseau County	Unincorporated area, Docket No. FEMA 6242.	*Roseau Times Region*, November 24, 1981, and December 1, 1981.	Luke Hagan, County Engineer, Roseau County, County Highway Department, Route #1, Roseau, MN 56751.	Dec. 4, 1981	270663C.
North Carolina: Watauga	Town of Boone, Docket No. FEMA 6242.	*Watauga Democrat*, December 17, 1981, and December 24, 1981.	The Honorable Marvin Hoffman, Mayor, Town of Boone, P.O. Box Drawer 192, Boone, NC 28607.	Dec. 25, 1981	370253C.
Ohio: Cuyahoga	City of Brooklyn, Docket No. FEMA 6242.	*West Side Sun*, November 26, 1981, and December 3, 1981.	Honorable John Coyne, City of Brooklyn, 7619 Memphis Avenue, Brooklyn, OH 44144.	Dec. 4, 1981	390100C.
Pennsylvania: Dauphin	Borough of Highspire, Docket No. FEMA 6242.	*The Patriot*, December 4, 1981, and December 11, 1981.	James Brokenshire, Borough Manager, Borough of Highspire, 640 Eshleman Street, Highspire, PA 17034.	Dec. 11, 1981	420381B.
Virginia: Independent City	City of Galax, Docket No. FEMA 6242.	*The Gazette*, October 31, 1980, and November 7, 1980.	W. Harold Snead, City Manager, City of Galax, 123 North Main St., Galax, VA 24333.	Dec. 25, 1981	510066B.
Texas:					
Tom Green	City of San Angelo, Docket No. FEMA 6242.	*Standard-Times*, August 26, 1981, and August 27, 1981.	The Honorable Thomas R. Parrett, Mayor, City of San Angelo, P.O. Box 1751, San Angelo, TX 76902.	Apr. 13, 1982	480623C.
Dallas, Denton and Collin Counties.	City of Carrollton (Docket No. FEMA 6213).	*Carrollton Chronicle*, December 15, 1981, and December 16, 1981.	Honorable Leddie Taylor, Mayor, City of Carrollton, 1002 South Broadway, P.O. Box 535, Carrollton, TX 75006.	Apr. 13 1982 (LOMA).	480167B.
Minnesota: Blue Earth and Nicollet Counties.	City of Mankato (Docket No. FEMA 6200).	*The Free Press*, December 4, 1981, and December 11, 1981.	Honorable Herbert Mocol, Mayor, City of Mankato, 202 East Jackson Street, Mankato, Minnesota 56001.	July 16, 1982	275242C.
Colorado:					
Boulder	Town of Erie (Docket No. FEMA 6214).	*Farmer and Miner*, December 17, 1981, and December 24, 1981.	Honorable David Louis, Mayor, Town of Erie, 645 Holbrook, P.O. Box 100, Erie, CO 80516.	Sept. 14, 1982	080181C.
Weld	Unincorporated area (FEMA Docket No. 6132).	*Johnstown Breeze*, January 21, 1981, and January 28, 1982.	Mr. Brad Otis, County Commissioners, Weld County Courthouse, P.O. Box 758, Greeley, CO 80631.	Sept. 28, 1982	080266C.
Connecticut: New London County.	Norwich, city of (Docket No. FEMA 6219).	*Norwich Bulletin*, January 7, 1982, and January 14, 1982.	Mr. Charles C. Whitty, City Manager, City Hall, 100 Broadway, Norwich, CT 06360.	Sept. 10, 1982	090102C.
Georgia: Walker County	Walker County (FEMA Docket No. 6132).	*The Walker County Messenger*, January 13, 1982, and Janaury 20, 1982.	Mr. Roy Parrish, Jr., County Commissioner, Walker County, P.O. Box 445, LaFayette, Georgia 30728.	Oct. 8, 1982	130180C.
Pennsylvania:					
Lebanon	Borough of Myerstown (FEMA Docket No. 6235).	*Lebanon Daily News*, January 22, 1982, and January 29, 1982.	Edward Treat, Borough Manager, Borough of Myerstown, 515 South College Street, Myerstown, Pennsylvania 17067.	Sept. 10, 1982	420557B.
Lancaster	Township of West Hempfield (Docket No. FEMA 6241).	*Intelligencer Journal*, January 15, 1982, and January 22, 1982.	Joseph J. Neley, Sec./Treas., West Hempfield Township Supervisors, 3401 Marietta Avenue, Lancaster, Pennsylvania 17601.	Sept. 3, 1982	421789C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: June 24, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18934 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 67

National Flood Insurance Program; Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency

ACTION: Final rule.

SUMMARY: Final base (100-year) flood elevations are listed below for selected locations in the nation.

These base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

EFFECTIVE DATE: The date of issuance of the Flood Insurance Rate Map (FIRM) showing base (100-year) flood elevations, for the community. This date may be obtained by contacting the office where the maps are available for inspection indicated on the table below.

ADDRESSES: See table below.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Federal Emergency Management Agency, National Flood Insurance Program, (202) 287–0230, Washington, D.C. 20472.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency gives notice of the final determinations of flood elevations for each community listed.

This final rule is issued in accordance with Section 110 of the Flood Disaster Protection Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 448)), 42 U.S.C. 4001–4128, and 44 CFR Part 67. An opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided, and the Agency has resolved the appeals presented by the community.

The Agency has developed criteria for flood plain management in flood-prone areas in accordance with 44 CFR Part 60.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that the final flood elevation determinations, if promulgated, will not have a significant economic impact on a substantial number of small entities. A flood elevation determination under section 1363 forms the basis for new local ordinances, which, if adopted by a local community, will govern future construction within the flood plain area. The elevation determinations, however, impose no restriction unless and until the local community voluntarily adopts flood plain ordinances in accord with these elevations. Even if ordinances are adopted in compliance with Federal standards, the elevations prescribe how high to build in the flood plain and do not proscribe development. Thus, this action only forms the basis for future local actions. It imposes no new requirement; of itself it has no economic impact.

List of Subjects in 44 CFR Part 67

Flood insurance, Flood plains.

The final base (100-year) flood elevations for selected locations are:

FINAL BASE (100-YEAR) FLOOD ELEVATIONS

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
California	Fountain Valley (city), Orange County FEMA–5938	Santa Ana River	Intersection of San Diego Freeway and Brookhurst Street.	#2
			Palm Street	#3
			Azalea Avenue	#3
Maps available for inspection at City Hall, Fountain Valley, California.				
Connecticut	Groton Long Point Association, New London County (Docket No. FEMA–6196).	Fishers Island Sound	From north corporate limits, to approximately 770 feet north of cross street extended.	*13
			From approximately 770 feet north of Cross Street extended to approximately 240 feet west of Weston Road extended.	*15
			From approximately 240 feet south of Weston Road extended to approximately 720 feet south of confluence of Lower Lagoon.	*16
			From approximately 720 feet south of confluence of Lower Lagoon to approximately 520 feet south of confluence of Lower Lagoon.	*12
			From approximately 520 feet south of confluence of Lower Lagoon to Island Avenue extended.	*11
			From Island Avenue extended to northern corporate limits.	*10
Maps available for inspection at the Groton Long Point Association Community Center, Groton Long Point, Connecticut.				
Tennessee	City of Memphis, Shelby County (FEMA 6061)	Mississippi River	Just upstream of Shelby County line corporate limits	*222
			Just upstream of Interstate Highway 40	*233
		Wolf River	Just upstream of Interstate Highway 225	*234
			Just upstream of confluence of Harrington Creek	*240
			Just upstream of Germantown Road	*262
		Wolf River lateral A	At the confluence of Wolf River lateral AA	*258
		Wolf River lateral AA	Just upstream of Corsica Drive	*270
		Wolf River lateral M	Just upstream of Raleigh-LaGrange Road	*249
			Just upstream of Raleigh-Bartlett Road	*260
		Fletcher Creek	Just upstream of Bartlett Road	*247
			Just upstream of Raleigh-LaGrange Road	*259
		Fletcher Creek lateral B	Just upstream of corporate limits	*262
		Harrington Creek	Just upstream of Covington Pike	*240
			Just upstream of Raleigh-LaGrange Road	*244
			Just upstream of Louisville and Nashville Railroad	*262
		Harrington Creek lateral B	Just upstream of Stage Road	*266
		Cypress Creek	Just upstream of Mitchell Road	*229
			Just upstream of Raines Road	*239
			Just upstream of Neely Road	*255
		Nonconnah Creek	Just upstream of Highway 61	*228
			Just upstream of confluence of Hurricane Creek	*248

FINAL BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Just upstream of Ridgeway Road	*276
		Days Creek	Just upstream of Brooks Road	*242
			Just upstream of Raines Road	*259
		Hurricane Creek	Just upstream of Democrat Road	*249
			Just upstream of Christine Street	*266
		Tenmile Creek	Just upstream of Knight Arnold Road	*261
			Just upstream of Winchester Road	*278
			Just upstream of Pilot Road	*309
			Just downstream of Getwell Road	*337
		Tenmile Creek lateral A	Just upstream of Winchester Road	*285
		Johns Creek	Just upstream of Cottonwood Road	*269
			Just upstream of Winchester Road	*286
			Just downstream of Raines Road	*294
		Howard Road outfall	Just downstream of Quince Road	*283
			Just upstream of Messick Road	*298
			Just upstream of McVay Road	*306
		Loosahatchie River	Just downstream of Raleigh-Millington Road	*236
Maps available for inspection at City Hall, 125 North Main Street, Memphis, Tennessee 38103.				
Tennessee	Shelby County (unincorporated areas) (FEMA-6218)	Mississippi River	Just upstream of Pleasant View Road (extended)	*237
			Just upstream of River Road (extended)	*238
		Nonconnah Creek	Just upstream of Hacks Cross Road	*299
			Just upstream of Sycamore View Road	*351
		Ten Mile Creek	Just upstream of East Shelby Drive	*330
		Johns Creek	Just upstream of Hungerford Road	*300
			Just upstream of Holmes Road	*329
		Johns Creek lateral A	Just upstream of East Shelby Drive	*302
			Just upstream of Holmes Road	*315
		Johns Creek lateral AA	Just downstream of Crumpler Road	*346
		Johns Creek lateral AB	Just downstream of southernmost county limits (flooding affected by backwater from Johns Creek lateral A at this location).	*321
		Johns Creek lateral B	Just upstream of East Shelby Drive	*307
			Just downstream of Holmes Road	*324
		Nonconnah Creek lateral J	Just upstream of Oak Drive (extended)	*293
			Just downstream of Winchester Road	*303
		Nonconnah Creek lateral B	Just upstream of Shelby Drive	*322
			Just upstream of Holmes Road	*329
		Nonconnah Creek lateral BA	Just upstream of Shelby Road	*322
			Just upstream of Holmes Road	*328
		Wolf River	Just upstream of Houston Levee Road	*279
			Just upstream of Collierville-Arlington Road	*294
		Fletcher Creek	Just upstream of Appling Road	*276
			Just upstream of Interstate Highway 40	*282
			Just downstream of Germantown Road	*292
			Just downstream of U.S. Highway 64 and State Highway 15.	*362
		Fletcher Creek lateral B	Just downstream of Dexter Road	*272
			Just downstream of Macon Road	*298
		Fletcher Creek lateral BB	Just upstream of county road	*293
		Fletcher Creek tributary A	Just upstream of U.S. Highway 64/State Highway 15	*277
			Just upstream of Appling Road	*290
		Fletcher Creek tributary C	Just downstream of Ellis Road (extended)	*286
		Fletcher Creek tributary D	Just upstream of Liverpool Drive (extended)	*283
		Wolf River lateral F	Just upstream of Dogwood Road	*292
		Gray's Creek	Just downstream of Macon Road	*294
			Just upstream of Pigsah Road	*309
			Just upstream of Airline Road	*323
		Marys Creek	Just upstream of Hall Road	*282
			Just upstream of Pigsah Road	*294
			Just upstream of Reed Hooker Road	*314
		Wolf River lateral H	Just upstream of Frank Road	*304
			Just downstream of U.S. Highway 72	*329
		Wolf River lateral I	Just downstream of Shelton Road	*300
		Wolf River lateral IA	Just upstream of Shelton Road	*294
			Just downstream of Frank Road	*304
		Wolf River lateral J	Just upstream of Shelton Road	*292
		Wolf River lateral K	Just upstream of unnamed road	*294
			Just downstream of southernmost county limits	*296
		Loosahatchie River drainage canal	Just upstream of State Highway 14	*245
			Just upstream of Brunswick Road	*257
		Big Creek drainage canal	Just upstream of Ward Road	*241
			Just upstream of Sledge Road	*281
			Just upstream of Mudville Road	*313
		Big Creek lateral A	Just upstream of Independence Road	*252
			Just downstream of Woodstock-Cuba Road	*255
		Jakes Creek	Just upstream of Rankin Branch Road	*260
			Just downstream of Cuba-Millington Road	*268
		Bear Creek	Just upstream of County Road 1	*253
			Just upstream of West Union Road	*275
			Just upstream of Charles Bartlett Road	*297
		Bear Creek lateral	Just upstream of Chambers Road	*268
			Just downstream of Bass Road	*292
		Foyster Creek	Just upstream of Shelby Road	*260
			Just upstream of West Union Road	*274
		North Fork Road	Just upstream of U.S. Highway 51	*282
			Just upstream of Walker Road	*303

FINAL BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		North Fork Creek lateral A	Just upstream of Shipp Road	*288
			Just upstream of Mathews Road	*318
		Casper Creek	Just upstream of Navy Road	*284
			Just upstream of Aycock Road	*303
			Just downstream of Center College Road	*319
		Crooked Creek Drainage canal	Just upstream of State Highway 14	*291
			Just upstream of Mudville Road	*342
		Crooked Creek lateral A	Just upstream of Kerrville-Rosemark Road	*322
		Crooked Creek lateral B	Just upstream of State Highway 14	*338
		Cypress Creek	Just upstream of U.S. Highway 70	*267
			Approximately 1,600 feet upstream of Interstate Highway 40.	*274
			Just downstream of Collierville-Arlington Road	*288
		Beaver Creek	Just upstream of Galloway Levee Road	*271
			Just downstream of Turkey Road (extended)	*275
		West Beaver Creek	Just upstream of Arlington-Collierville Road	*287
			Just downstream of Moose Road	*302
		Wolf River lateral E	Just downstream of Dogwood Road	*289
			Just upstream of Poplar Pike	*317
		Wolf River lateral EA	Just upstream of Ashmont Drive if extended	*320

Maps available for inspection at Shelby County Office of Planning and Development, Memphis City Hall, 4th Floor, 125-Mid-America Mall and Shelby County Department of Roads and Public Works, 160 Mid-American Mall, Suite 660, Memphis, Tennessee 38103.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; E.O. 12127, 44 FR 19367; and delegation of authority to the Associate Director)

Issued: June 22, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18769 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 73, 74, 76, and 78

[BC Docket No. 78-253]

An Inquiry Into the Future Role of Low Power Television Broadcasting and Television Translators in the National Telecommunications System; Correction

AGENCY: Federal Communications Commission.

ACTION: Correction to Final Rule.

SUMMARY: In the Commission's *Order* amending the Commission's Rules to include a new low power television service, BC Docket No. 78–253, FCC 82–107, published in the **Federal Register** on May 18, 1982, at 47 FR 21468, various typographical errors are corrected.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Edythe Wise, (202) 632–6302.

SUPPLEMENTARY INFORMATION:

Released: July 7, 1982.

By the Commission.

The following corrections are made in the *Report and Order* in the above-captioned proceeding, 47 FR 21468 (released May 18, 1982):

1. In the Preamble (47 FR 21468, column 1), the paragraph entitled "**FOR FURTHER INFORMATION CONTACT** * * *" should read: **FOR FURTHER INFORMATION CONTACT:** Edythe Wise, Broadcast Bureau, (202) 632–6302.

2. The fifth sentence of paragraph 39 of the *Report and Order* (47 FR 21477, column 2) should read:

The frequency tolerance of a low power station operating with a specified offset will be ±1 kHz, the same as the full service TV station frequency tolerance.

3. The tenth sentence of paragraph 39 of the *Report and Order* (47 FR 21477, column 2) should read:

Comments indicate that manufacturers are capable of producing equipment meeting the ±1 kHz frequency tolerance.

4. The first sentence of paragraph 101 (47 FR 21490, column 2) of the *Report and Order* should read:

We shall require translator and low power licensees to conform to Sections 74.766 (b), (c) and (d) and also to measure the carrier frequencies of their output channels at least once a year and as often as necessary to assure compliance with frequency tolerance standards. *See* paragraph 39, *supra.*

5. Paragraph 121 (47 FR 21494, column 1) should read:

121. For further information concerning this proceeding, the contact person is Edythe Wise, Broadcast Bureau, (202) 632–6302.

6. Insert new paragraph 4(a) in Appendix A (47 FR 21494, column 2). Paragraph 4(a) should read:

4(a). Section 73.940 is amended by revising the introduction to read as follows:

§ 73.940 Encoder devices.

An encoder device shall be used by broadcast stations for the generation of the two-tone Attention Signal. Only noncommercial educational FM stations of 0.01 kW or less and low power TV stations are exempt from the requirement of installing the encoder device. The encoder device shall comply with the following requirements:

* * * * *

7. Paragraph 5 of Appendix A (47 FR 21494, column 2) should read:

5. Paragraph (c) of § 73.961 is revised to read:

§ 73.961 Tests of the Emergency Broadcast System procedures.

* * * * *

(c) *Weekly Transmission Tests of the Attention Signal and Test Script.* Except as provided in paragraph (d) of this Section, these tests shall be conducted by all AM, FM and TV stations a minimum of once a week at random days and times between the hours of 8:30 a.m. local time and local sunset.

These tests will be conducted in accordance with procedures set forth in the EBS Checklist furnished to all broadcast stations; however, Class D noncommercial educational FM stations authorized to operate with transmitter output powers of 0.01 kW or less and low power TV stations need not transmit the two-tone EBS Attention Signal.

8. Paragraph 7 of Appendix A (47 FR 21494, column 3) should read:

7. Section 73.1010 is amended by revising paragraph (e) to read as follows:

§ 73.1010 Cross reference to rules in other Parts.

* * * * *

(e) Part 74 (Volume III), "Experimental, Auxiliary and Special Broadcast, and Other Program Distributional Services" including subparts on the following stations: A, "Experimental Television—," B, "Experimental Fascimile—," C, "Developmental—," D, "Remote Pickup—," E, "Aural STL and Intercity Relay—," F, "Television Auxiliary—," G, "Low Power TV and TV Translator—," H, "Low Power Auxiliary—," I "Instructional TV Fixed Service—," L, "FM Translator and Booster—."

9. Paragraph 8 of Appendix A (47 FR 21494, column 3) should read:

8. Section 73.3500 table is amended by revising the titles for FCC Forms 346, 347, and 348 as follows:

* * * * *

346—Application for Authority to Construct or Make Changes in a Low Power TV, TV Translator, or FM Translator Station

347—Application for a Low Power TV, TV Translator, or FM Translator Station License

348—Application for Renewal of a Low Power TV, TV Translator, or FM Translator Station License

* * * * *

10. In paragraph 31 of Appendix A (47 FR 21499, column 2) §74.731(g)(3) should read:

§ 74.731 Purpose and permissible service.

* * * * *

(g)(3) For the transmission of subscription television broadcast (STV) programs, intended to be received in intelligible form by members of the public for a fee or charge, subject to the provisions of §§ 73.642(e) and (f)(3) and 73.644.

11. In paragraph 37 of Appendix A (47 FR 21500, column 3), § 74.750(d)(1) should read:

§ 74.750 Transmission system facilities.

* * * * *

(d) Low power TV and TV translator transmitting equipment using a modulation process for either program origination or rebroadcasting must meet the following requirements:

(1) The equipment shall meet the requirements of paragraph (a)(1), (a)(2), (a)(3), (b)(1), and (b)(7) of § 73.687.

12. In paragraph 40 of Appendix A (47 FR 21501, column 3), § 74.762(a) should read:

§ 74.762 Frequency measurements.

(a) The licensee of a low power TV station or a TV translator must measure the carrier frequencies of its output channel as often as necessary to ensure operation within the specified tolerances, and at least once each calendar year at intervals not exceeding 14 months.

* * * * *

13. Insert new paragraph 47(a) in Appendix A (47 FR 21502, column 2). New paragraph 47(a) should read:

47(a) Section 74.781 is amended by revising paragraph (a) to read as follows:

§ 74.781 Station records.

(a) The licensee of a low power TV or TV translator station shall maintain adequate station records, including the current instrument of authorization, official correspondence with the FCC, maintenance records, contracts, permission for rebroadcasts, and other pertinent documents.

* * * * *

14. In Appendix B, *Instructions for FCC Form 346,* (47 FR 21508, column 2) paragraph 2 of the portion of Section VII entitled *Attachment 1 to FCC Form 346* should read:

Attach as Exhibit No. ——— and allocation study utilizing topographic maps or an accurate full scale reproduction thereof and a full scale exhibit of the entire pertinent area to show the following:

* * * * *

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 82-19036 Filed 7-13-82; 8:45 am]

BILLING CODE 6712-01-M

Proposed Rules

Federal Register
Vol. 47, No. 135
Wednesday, July 14, 1982

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.

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 703

Investments and Deposits; Advance Notice of Proposed Rulemaking

AGENCY: National Credit Union Administration.

ACTION: Advance Notice of Proposed Rulemaking.

SUMMARY: During the summer of 1981, the National Credit Union Administration reviewed and substantially eliminated mandatory regulatory provisions governing the granting of loans by Federal credit unions. In late 1981, the National Credit Union Administration began a review of its regulations that govern the liability side of the Federal credit union balance sheet. Now, the National Credit Union Administration is soliciting comments on whether, and to what extent, it should modify its rules governing investments and deposits by Federal credit unions.

DATE: Comments must be received on or before August 20, 1982.

ADDRESS: Send comments to Robert Monheit, Regulatory Development Coordinator, National Credit Union Administration, 1776 G Street, NW., Washington, D.C. 20456.

FOR FURTHER INFORMATION CONTACT: Robert M. Fenner, Deputy General Counsel, Telephone: (202) 357–1030.

SUPPLEMENTARY INFORMATION: A comment that surfaced quite frequently during this Agency's recently culminated proposal to deregulate Federal credit union share accounts was that NCUA should give serious consideration to relieving regulatory restrictions on the asset side of the Federal credit union balance sheet as well. At the outset, it should be specifically noted that Part 703 of NCUA's regulations governs only the manner in which a Federal credit union may invest and deposit its funds. The Federal Credit Union Act itself sets out in detail the types of investments that Federal credit unions may make and the places in which they may maintain deposit accounts.

The Current Regulation

In its present format, Part 703 is subdivided into three essentially separate sections. The first, § 703.1, implements the statutory authority provided in sections 107(7)(D) and 107(8) of the Federal Credit Union Act (12 U.S.C. 1757(7)(D) and 1757(8)). These sections provide, respectively, the authority to invest in shares or accounts of federally insured mutual savings banks and savings and loan associations and the authority to make deposits in national banks, wherever located, and in state banks, trust companies and mutual savings banks that operate in accordance with the laws of the state in which the Federal credit union does business. Part 703.1 adds some restrictions to the breadth of these statutory authorizations and refines the geographic limitations that the statute contains.

The second of the regulation's three parts, § 703.2, implements the authority presently codified at § 107(7)(C) of the Federal Credit Union Act (12 U.S.C. 1757(7)(C)) which authorizes Federal credit unions to invest their funds in loans to other credit unions. It has been the NCUA's position that this statutory provision allows Federal credit unions to make advances to other, nonmember credit unions, and thus that it is not a reference to their authority to make loans or to extend lines of credit to member credit unions. Accordingly, § 703.2 first recites the statutorily imposed limitation that the aggregate of all loans and lines of credit extended to other (nonmember) credit unions may not exceed 25% of the lending credit union's paid-in and unimpaired capital and surplus. It imposes a one year maximum maturity limit for all loans and credit lines. Several other procedural requirements, all designed to reflect sound business policy, also are imposed.

The third subdivision of the rule, § 703.3, was added in mid-1979. It restricts or prohibits Federal credit unions from engaging in certain investment activities. The rule reflects NCUA's determination that the specified activities are either beyond the authority of credit unions or represent unsafe or unsound practices. The rule prohibits the use of standby commitments, adjusted trading and short sales, and sets forth limitations regarding cash forward agreements, repurchase and reverse repurchase transactions, and futures contracts. Specific limitations on the purchase and sale of securities are also set forth. The rule was prepared by NCUA in reaction to very specific, concrete examples of losses that credit unions were sustaining as a result of certain speculative activities in the government securities market. The authority for the promulgation of this rule is NCUA's general statutory rulemaking authority.

Request for Comments

The NCUA Board requests public comment concerning the course it should follow with respect to Part 703. That is, public comment is specifically requested on whether the Board should remove or modify any or all of the procedural restrictions presently in place governing the manner in which a Federal credit union may deposit or invest its funds. The Board requests that commenters identify specific provisions of Part 703 that either are unduly burdensome or otherwise unwarranted, or that continue to be justified, and the reasons therefore in either case. Again, it should be noted that provisions that govern exactly what types of investments and what types of deposits may be made, both of which are imposed by statute, will necessarily remain unchanged.

In an effort to provide some initial guidance to this process, staff at NCUA have identified several key issues concerning the regulation. The first subdivision of the regulation contains restrictions on the use of third party brokerage services in connection with the making of deposits. The restriction reflects NCUA's past experience with losses sustained by credit unions in dealing with institutions that utilize a broker to attract deposit money. Comment is sought on whether conditions still warrant this type of restriction and on what voluntary alternatives to the regulation should be employed by credit unions to prevent investment in weak financial institutions through third parties.

This same broad question is raised by the second subdivision of the regulation.

In view of the NCUA Board's action in 1981 substantially deregulating the area of lending in general, the question presented is whether the area of loans to other credit unions represents a risk that warrants a detailed and restrictive regulation. An additional question concerns the interplay of the aggregate 25% of paid in and unimpaired capital and surplus lending limitations contained in the present regulation and based on § 107(7)(C) of the Federal Credit Union Act with the 10% of unimpaired capital and surplus limitation on loans to members, based on section 105 of the Act. Presently, this interplay is dealt with by § 703.2's specific application to loans to nonmember credit unions only.

Quite clearly, the chief substance of Part 703 is contained in its third subdivision, which addresses investment activities. It has been the experience of the NCUA that problems involving investments have arisen not out of a particular type or class of investment, but rather with respect to the method or technique by which the investment is made. Moreover, it has been our experience that some credit union management personnel have been overwhelmed in dealing with sophisticated brokers and complex investment schemes. The third subdivision of the regulation reflects this experience. The existence of the regulation also provides a basis upon which administrative action against dishonest or unscrupulous brokers may be brought. Each of the substantive prohibitions and restrictions set forth in § 703.3 except (b)(5), which is permissive in nature, represents the Agency's view that the various specified transactions are either unsafe or unsound or should be otherwise prohibited. The activities which have been prohibited are standby commitments, loan-type repurchase transactions to parties not authorized by section 107(5) of the Act and futures contracts except as may be incidental to a credit union's operations. All other tansactions are considered to be unsafe and unsound beyond the limits imposed in the regulation. Standby commitments fall into this category also. The Board specifically solicits views and comments on whether any of these restrictions should be modified, strengthened, or eliminated and on what voluntary alternatives credit unions should employ to prevent unsafe and unsound investment activities. Whether additional practices should be addressed is also a concern to the Board. Commentors are advised to support their views with specific documentation and reasoning. Inasmuch as the regulation itself addresses specified, concrete examples of abuses and losses that were in fact occurring, unfocused, generalized comments will be accorded relatively less weight.

The NCUA prepared an Interpretive Ruling, IRPS No. 79-4, to accompany Part 703. Deregulation of Part 703 may result in a corresponding repeal of the Interpretive Ruling. It should be noted, however, that the substance of the Ruling will remain available, in the form of guidances set forth in NCUA's Accounting Manual for Federal Credit Unions.

By the National Credit Union Administration Board, July 7, 1982.

Rosemary Brady,

Secretary of the Board.

[FR Doc. 82-18993 Filed 7-13-82; 8:45 am]

BILLING CODE 7535-01-M

COMMODITY FUTURES TRADING COMMISSION

17 CFR Parts 1, 3, 4, 15, 16, 18, 21, 32, 33, 145, 147, 155, 170, and 180

Domestic Exchange-Traded Commodity Options; Expansion of Pilot Program Provisions

Correction

In FR Doc. 82-17678, appearing at page 28401 in the issue of Wednesday, June 30, 1982, make the following changes:

(1) On page 28422, middle column,

"§ 37.7 Disclosure."

should be changed to read

"§ 33.7 Disclosure."

(2) On page 28423, first column, second paragraph, first line, "option who has" should be changed to read "option who does not have".

(3) On page 28423, middle column, under "(5) PROFIT POTENTIAL OF AN OPTION POSITION.", eighth line, "above" should appear after "rise" and before "or".

BILLING CODE 1505-01-M

DEPARTMENT OF EDUCATION

34 CFR Part 5b

Privacy Act of 1974; Extension of Comment Period

AGENCY: Education Department.

ACTION: Notice of extended comment period.

SUMMARY: A notice of proposed rulemaking was published on May 17, 1982 in FR Vol. 47, No. 95, p. 21096 amending the Privacy Act regulations. The proposed amendment would permit the Office for Civil Rights (OCR) to exempt "Complaint Files and Log" system of records from certain provisions of the Privacy Act of 1974. The comment period on the proposed amendment was scheduled to end on June 16, 1982. The coment period is hereby extended to August 13, 1982.

FOR FURTHER INFORMATION CONTACT: Jean Peelen, (202) 245-0261.

Dated: June 7, 1982.

T. H. Bell,

Secretary of Education.

[FR Doc. 82-19019 Filed 7-13-82; 8:45 am]

BILLING CODE 4000-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 123

[SW-4-FRL 2170-3]

Hazardous Waste Management Program, South Carolina: Application for Interim Authorization, Phase II, Components A and B

AGENCY: Environmental Protection Agency.

ACTION: Notice of public comment period and of a public hearing.

SUMMARY: Today EPA is announcing the availability for public review of the South Carolina application for Phase II, Components A and B, Interim Authorization, Hazardous Waste Management Program, inviting public comment, and giving notice that if significant public interest is expressed, EPA will hold a public hearing on the application.

DATES: If significant public interest is expressed in holding a hearing, a public hearing is scheduled for August 26, 1982 at 7:00 p.m. EPA reserves the right to cancel the public hearing if significant public interest in holding a hearing is not communicated to EPA by telephone or in writing by August 15, 1982. EPA will determine by August 19, 1982, whether there is significant interest to hold the public hearing. All written comments on the South Carolina interim authorization application must be received by the close of business on August 15, 1982.

ADDRESSES: If significant public interest is expressed, EPA will hold a public hearing on South Carolina's application for interim authorization on August 26,

1982, at 7:00 p.m. at the Rutledge Building, Conference Room, Basement Floor, 1429 Senate Street, Columbia, South Carolina.

Written comments on the application and written or telephoned communication of interest in EPA's holding a public hearing on the South Carolina application must be sent to: James H. Scarbrough, Chief, Residuals Management Branch, U.S., EPA, 345 Courtland St., NE., Atlanta, Georgia 30365, 404/881–3016.

If you wish to find out whether or not EPA will hold a public hearing on the South Carolina application based upon EPA's decision that there was significant public interest in such a hearing, write or telephone after August 12, 1982, the EPA contact person listed below or telephone Mr. Robert E. Malpass, Chief, Bureau of Solid and Hazardous Waste Management, South Carolina Department of Health and Environment Control, 2600 Bull Street, Columbia, South Carolina 29201, 803/758–5681.

Copies of the South Carolina Phase II interim authorization application are available during normal business hours at the following addresses for inspection and copying:

South Carolina Department of Health and Environmental Control, Bureau of Solid and Hazardous Waste Management, 2600 Bull Street, Columbia, South Carolina 29201, 803/758–5681

Environmental Protection Agency, Regional Office Library, Room 121, 345 Courtland Street, NE., Atlanta, Georgia 30365, Telephone: 404/881–4216

Written comments should be sent to: James H. Scarbrough, Chief, Residuals Management Branch, U.S. Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365, Telephone: 404/881–3016.

The public hearing will be held at: Rutledge Building, Conference Room, Basement Floor, 1429 Senate Street, Columbia, South Carolina.

FOR FURTHER INFORMATION CONTACT: James H. Scarbrough, Chief, Residuals Management Branch, Environmental Protection Agency, 345 Courtland Street, NE., Telephone: 404/881–3016.

SUPPLEMENTARY INFORMATION: In the May 19, 1980 **Federal Register** (45 FR 33063) the Environmental Protection Agency promulgated regulations, pursuant to the Solid Waste Disposal Act as amended by the Resource Conservation and Recovery Act of 1976, as amended, to protect human health and the environment from the improper management of hazardous waste. These regulations included provisions under which EPA can authorize qualified State hazardous waste management programs to operate in lieu of the Federal program. The regulations provide for a transitional stage in which qualified State programs can be granted interim authorization. The interim authorization program is being implemented in two phases corresponding to the two stages in which the underlying Federal program will take effect.

The State of South Carolina received interim authorization for Phase I on February 25, 1981.

In the January 26, 1981 **Federal Register** (46 FR 7965), the Environmental Protection Agency announced the availability of portions or components of Phase II of interim authorization. Component A, published in the **Federal Register** January 12, 1981 (46 FR 2802), contains standards for permitting containers, tanks, surface impoundments and waste piles. Component B, published in the **Federal Register** January 23, 1981 (46 FR 7666), contains standards for permitting hazardous waste incinerators.

A full description of the requirements and procedures for State interim authorization is included in 40 CFR Part 123, Subpart F (45 FR 33479).

As noted in the May 19, 1980 **Federal Register**, copies of complete State submittals for Phase II interim authorization are to be made available for public inspection and comment. In addition, a public hearing is to be held on the submittal.

List of Subjects in 40 CFR Part 123

Hazardous materials, Indian lands, Reporting and recordkeeping requirements, Waste treatment and disposal, Water pollution control, Water supply, Intergovernmental relations, Penalties, Confidential business information.

Dated July 6, 1982.

Charles R. Jeter,

Regional Administrator.

[FR Doc. 82–19046 Filed 7–13–82; 8:45 am]

BILLING CODE 6560–50–M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Part 3100

Minerals Management and Oil and Gas Leasing; Amendments to the Regulations Covering Oil and Gas Leasing on Federal Lands; Correction

AGENCY: Bureau of Land Management, Interior.

ACTION: Proposed rulemaking; Correction.

SUMMARY: This document corrects proposed rulemaking that appeared at 47 FR 28550 on June 30, 1982. The proposed rulemaking revises existing regulations covering oil and gas leasing on Federal Lands. The correction relates to § 3103.3 Royalties, paragraphs (a) through (i). These paragraphs of § 3103.3 were inadvertently omitted during publication of the proposed rule.

DATE: Comments should be received by August 30, 1982.

ADDRESS: Comments or inquiries should be sent to: Director (140), Bureau of Land Management, 1800 C Street, NW., Washington, D.C. 20240.

FOR FURTHER INFORMATION CONTACT: Richard O. Miller, (202) 343–7753.

SUPPLEMENTARY INFORMATION: In **Federal Register** Document 82–17646 appearing in the June 30, 1982 issue at page 28559, § 3103.3 paragraphs (a) through (i) are inserted to complete the proposed rulemaking. These sections deal with royalty rates on production removed or sold from competitive and non-competitive oil and gas leases.

The following correction is made to **Federal Register** Document 82–17646 appearing in the June 30, 1982 issue at page 28559:

1. On page 28559 column 3 after the third line of paragraph (g) of § 3103.2–2, insert the following material to read as follows:

§ 3103.3 Royalties

Royalty on production shall be payable only on the mineral interest owned by the United States.

§ 3103.3–1 Royalty on production.

(a) The following royalty rates shall be paid on production removed or sold from leases:

(1) 12½ percent royalty on noncompetitive leases;

(2) Such rates as are prescribed in the notice of sale in the case of all leases issued by competitive bidding;

(3) From lands within exchange and renewal leases, the rate of royalty shall be identical to that prescribed in the prior leases, except that for a lease issued in exchange for or as a renewal of a lease carrying a flat royalty rate of 5 percent to the United States, the royalty rate shall be as follows:

(i) When the average production of oil for the calendar month in barrels per well per day is:

Not over 110, the royalty rate shall be 12½ percent:

Over 110, but not over 130, the royalty rate shall be 18 percent of all production.

David G. Houston,

Acting Assistant Secretary of the Interior.

July 8, 1982.

[FR Doc. 82-18923 Filed 7-13-82; 8:45 am]

BILLING CODE 4310-84-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

[Docket No. FEMA-6356]

National Flood Insurance Program; Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed rule.

SUMMARY: Technical information or comments are solicited on the proposed base (100-year) flood elevations listed below and proposed changes to base flood elevations for selected locations in the nation. These base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The period for comment will be ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

ADDRESSES: See table below.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., National Flood Insurance Program, (202) 287-0230, Federal Emergency Management Agency, Washington, D.C. 20472.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency gives notice of the proposed determinations of base (100-year) flood elevations for selected locations in the nation, in accordance with section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), 87 Stat. 980, which added section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90-448), 42 U.S.C. 4001-4128, and 44 CFR 67.4(a).

These elevations, together with the flood plain management measures required by § 60.3 of the program regulations, are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time enact stricter requirements on its own, or pursuant to policies established by other Federal, State, or Regional entities. These proposed elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and their contents.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that the proposed flood elevation determinations, if promulgated, will not have a significant economic impact on a substantial number of small entities. A flood elevation determination under section 1363 forms the basis for new local ordinances, which, if adopted by a local community, will govern future construction within the floodplain area. The elevation determinations, however, impose no restriction unless and until the local community voluntarily adopts floodplain ordinances in accord with these elevations. Even if ordinances are adopted in compliance with Federal standards, the elevations prescribe how high to build in the floodplain and do not proscribe development. Thus, this action only forms the basis for future local actions. It imposes no new requirement; of itself it has no economic impact.

List of Subjects in 44 CFR Part 67

Flood insurance, Floodplains.

The proposed base (100-year) flood elevations for selected locations are:

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
Arizona	Coconino County (unincorporated areas)	Cataract Creek	200 feet downstream from center of Interstate Highway 40.	*6,730
		Cataract Creek tributary	25 feet upstream of city park dam (city reservoir)	*6,980
		Clay Avenue Wash	25 feet upstream from center of Atchison, Topeka and Santa Fe Railroad.	*7,020
		Fanning Drive Wash	Intersection of Wash and Atchison, Topeka and Santa Fe Railroad.	*6,818
		Howard Draw Wash	1,100 feet upstream from confluence with Lower Lake Mary.	*6,807
		Munds Canyon Creek	100 feet upstream from confluence with Oak Creek	*4,570
		Munds Park Wash	Intersection of Walapai Road and Meadowview Road	*6,460
		Oak Creek	60 feet upstream from center of State Highway 179	*4,200
		Rio de Flag	75 feet upstream from center of Doney Park Road	*6,555
		Santa Fe Wash east	100 feet upstream from center of U.S. Highways 66 and 89.	*6,776
		Santa Fe Wash west	100 feet south from intersection of Quarterhouse Drive and Fairgrounds Road (intersection within City of Williams FIS panel 0002).	*6,737
		Sinclair Wash	Intersection of Sinclair Street and Palmer Avenue	*6,910
		Soldier Wash	Intersection of Ranger Road and Brewer Road	*4,211
		Switzer Canyon Wash	50 feet upstream from center of Atchison, Topeka and Santa Fe Railroad.	*6,857
		Mormon Lake	Intersection of Fulton Canyon Creek and Mormon Lake Road.	*7,117
		Stoneman Lake	Stoneman Lake	*6,734
Arizona	Sierra Vista (city), Cochise County	Soldier Creek	Intersection of Sycamore Drive and Langan Avenue	*4,575
		Fab Avenue drainage	100 feet upstream from center of Carmichael Avenue	#2
		Buena No. 3	Intersection of Valerie Lane and Sugler Street	#2

Maps available for inspection at Department of Community Development and Department of Engineering, 219 E. Cherry, Flagstaff, Arizona.

Send comments to the Honorable Tio A. Pachias, 219 E. Cherry, Flagstaff, Arizona 86001.

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Fry Boulevard City Park drainage	100 feet upstream from center of Fry Boulevard	#3
Maps available for inspection at Engineering Department, 2400 E. Tacoma, Sierra Vista, Arizona.				
Send comments to the Honorable Mike Schade, 2400 E. Tacoma, Sierra Vista, Arizona 85635.				
Arizona	Williams (city), Coconino County	Cataract Creek	Intersection of 3rd Street and Edison Avenue	#1
		Cataract Creek tributary	100 feet upstream from center of Upper Saginaw Dam	*6,895
		Santa Fe Wash east	Intersection of Quarterhorse Drive and Homestead Road.	*6,734
		Santa Fe Wash west	Intersection of Fulton Avenue and Plum Street	*6,739
		Cemetary Wash	100 feet upstream from center of U.S. Highways 66 and 89.	*6,779
Maps available for inspection at Office of Building Inspection, 113 South First Street, Williams, Arizona.				
Send comments to the Honorable Robert Eddingfield, 113 South First Street, Williams, Arizona 86046.				
Arkansas	City of Malvern, Hot Springs County	Rockport Creek	Just upstream of State Highway 270	*275
		Town Creek	Just upstream of Walco Road	*255
			Just upstream of Laurel Street	*272
			Just upstream of Banks Street	*281
		Chatman Creek	Just upstream of U.S. Highway 67	*275
			Just upstream of Dyer Street	*278
		Tributary to Chatman Creek	Just upstream of State Highway 9	*294
Maps available for inspection at City Hall, 305 Locust Street, Malvern, Arkansas 72104.				
Send comments to Mayor Bill Scrimshire of Mr. Herman Higdon, Building Inspector, City Hall, 305 Locust Street, Malvern, Arkansas 72104.				
California	Fresno County (unincorporated areas)	Alluvial drain	100 feet upstream from center of Temperance Avenue	*391
		Bullard Avenue drainage	100 feet upstream from center of Bethel Avenue	*399
		Central Canal	Intersection of Central Avenue and Cedar Avenue	*285
		Coalmine Canyon Creek	500 feet north along Monterey Avenue from its intersection with Cambridge Avenue.	#1
		Dog Creek	Intersection of Highland Avenue and Bullard Avenue	*399
		Dry Creek	Intersection of Behymer Avenue and Sunnyside Avenue.	*385
		Dry Creek Canal	200 feet upstream from center of California Avenue	*268
		Fancher Creek	Intersection of McKinley Avenue and Greenwood Avenue.	#2
		Fancher Creek Canal	Intersection of Belmont Avenue and Temperance Avenue.	#1
		Fresno Canal	100 feet upstream from center of McCall Avenue	*359
		Greenwood Park drainage	Intersection of Bethel Avenue and Almond Avenue	*356
		Herndon Canal	250 feet downstream from center of McKinley Avenue	*314
		Hog Creek	Approximately 3,000 feet upstream from center of Friant Kern Canal.	*468
		Hughes Creek	100 feet upstream from center of Pine Flat Road	*559
		Kings River	Intersection of river and Goodfellow Avenue	*329
		Kings River east branch	Approximately 70 feet upstream from confluence with Kings River.	*346
		Los Gatos Creek	Intersection of Tractor Avenue and Monterey Avenue	#2
		Mill Creek	Intersection of Live Oak Road and Chaparal Road	#1
		Mill ditch	Intersection of Brentwood Avenue and Kenmore Drive	*312
		Orange Cove drain	Intersection of South Avenue and Hill Avenue	*400
		Panoche Creek	Intersection of Barstow Avenue and San Diego Avenue.	*165
		Pup Creek	Intersection of Bullard Avenue and Armstrong Avenue	*369
		Redbank Creek	Intersection of Shields Avenue and Leonard Avenue	*359
		Redbank Creek tributary 1	Intersection of Bullard Avenue and creek	*408
		Redbank Creek tributary 2	100 feet upstream from center of Herndon Avenue	*438
		Redbank Creek tributary 3	100 feet upstream from center of Academy Avenue	*447
		Redbank Creek tributary 4	Intersection of Herndon Avenue and Academy Avenue	*433
		Redbank Creek tributary 5	Intersection of Sierra Avenue and Academy Avenue	*425
		San Joaquin River	300 feet upstream from center of Firebaugh-Madera Road.	*143
			200 feet upstream from center of Nork Fork Road	*311
		San Joaquin River B branch	Approximately 900 feet upstream from confluence with San Joaquin River.	*280
		Southern Pacific Railraod drainage	Intersection of J Street and North Avenue (within Sanger Corporate limits).	*363
		Tivy Valley Creek	Intersection of creek and Princeton Avenue	#3
		Warthan Creek	100 feet upstream from center of Alcalder Road	*725
		Weldon Creek	Intersection of Piedra Road and Weldon Avenue	#1
		Wooten Creek	Intersection of Sumner Avenue and Hill Avenue	#1
Maps available for inspection at Department of Resources and Development, 4499 E. Kings Canyon Road, Fresno, California.				
Send comments to the Honorable Harry Huey, 2281 Tulare Street, Hall of Records, Room 301, Fresno, California 93721.				
California	San Mateo County (unincorporated areas)	Colma Creek shallow folloding	200 feet southwest from center of intersection of El Camino Real and E Street.	#2
		Lomita Channel shallow flooding	500 feet northeast center of intersection of Cuardo Avenue and Corte Ana.	*4
		Montara Creek	50 feet upstream from center of State Highway 1	*70
			25 feet upstream from center of Drake Street	*240
		San Vicente Creek	Center of intersection of Nevada Avenue and North Lake Street.	*36
		Denniston Creek	50 feet upstream from center of State Highway 1	*44
		El Granada Creek	Center of intersection of Francisco Street and Alhambra Avenue.	*51

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Intersection of creek and San Carlos Avenue	*108
		Woodhams Creek	Center of intersection of Sueno Camino and Roquena Drive.	*584
			25 feet upstream from center of Esmeralda Terrace	*730
		La Honda Creek	50 feet upstream from center of Entrada Way	*397
		San Gregorio and Alpine Creeks	40 feet upstream from confluence with La Honda Creek.	*325
		Pescadero Creek	25 feet upstream from center of State Highway 1	*11
			50 feet upstream from center of Butano Cutoff	*49
		San Francisco Bay	Center of intersection of Pulgas Avenue and O'Conner Street.	*7
			Vicinity of San Francisco International Airport	*7
Maps available for inspection at Department of Public Works, County Government Center, Redwood City, California.				
Send comments to the Honorable Edward J. Bacciocco, Jr., County Government Center, Redwod City, California 94063.				
Colorado	Paonia (town), Delta County	Minnesota Creek	75 feet upstream from center of Minnesota Avenue	*5,700
		North fork Gunnison River	50 feet upstream from center of P Road	*5,621
Maps available for inspection at Town Hall, 226 Grand Avenue, Paonia, Colorado.				
Send comments to the Honorable Donald Wood, Box 460, Paonia, Colorado.				
Connecticut	East Haven, town, New Haven County	Long Island Sound	Entire shoreline within community	*15
Maps available for inspection at the Town Engineer's Office, 250 Main Street, East Haven, Connecticut.				
Send comments to the Honorable Anthony Proto, Jr., Mayor of East Haven, Town Hall, 250 Main Street, East Haven, Connecticut 06512.				
Connecticut	Milford, city, New Haven County	Long Island Sound	Entire shoreline from Oyster River to Housatonic River	*15
			Milford Harbor	*11
Maps available for inspection at the Office of Planning and Zoning, City Hall, Milford, Connecticut.				
Send comments to the Honorable Henry Povinelli, Mayor of Milford, City Hall, Milford, Connecticut 06460.				
Connecticut	Torrington, city, Litchfield County	Naugatuck River	Downstream corporate limits	*515
			Boque Road (upstream side)	*519
			Palmer Street (upstream side)	*525
			Confluence of east branch Naugatuck River and west branch Naugatuck River.	*532
		East branch Naugatuck River	Confluence with Naugatuck River	*532
			East Pearl Street (upstream side)	*557
			State Route 4 (upstream side)	*597
			Duggan Road (upstream side)	*656
			Approximately 2,565' upstream of Duggan Road	*718
			Approximately 1,030' downstream of east branch dam	*775
		West branch Naugatuck River	Confluence with Naugatuck River	*532
			Prospect Street (upstream side)	*554
			Church Street (upstream side)	*586
			Wolcott Avenue (upstream side)	*603
			Union Hardware Dam (upstream side)	*631
			Approximately 2,760' downstream of Hodges Hill Road	*675
			Confluence of Drake Pond Brook	*741
			Confluence of Hart Brooks	*786
			Hall Meadow Brook Dam (downstream side)	*843
		Still River	Downstream corporate limits	*709
			Greenwood Road (upstream side)	*717
			Harris Drive (upstream side)	*729
			Upstream of Winsted Road	*734
		Nickel Mine Brook	Confluence with west branch Naugatuck River	*641
			Crystal Pond Dam (upstream side)	*726
			Town farm road (upstream side)	*770
			Allen Dam (upstream side)	*787
		Gulf Stream	Confluence with Naugatuck River	*527
			Conrail (upstream side)	*568
			Bellview Avenue (upstream side)	*605
			U.S. Route 202 and State Route 25 (upstream side) (downstream crossing).	*641
			U.S. Route 202 and State Route 25 (upstream side) (upstream crossing).	*788
			Approximately 100' upstream of Peck Road	*860
Maps available for inspection at the Building Department, Municipal Building, Torrington, Connecticut.				
Send comments to Honorable Michael J. Conway, Mayor of Torrington, Municipal Building, Torrington, Connecticut 06790.				
Connecticut	West Haven, city, New Haven County	Long Island Sound	From West River to a point approximately 130 feet north of May Street (extended).	*13
			From a point approximately 130 feet north of May Street (extended) to a point approximately 1,360 feet south of Arlington Street (extended).	*14
			From a point approximately 1,360 feet south of Arlington Street (extended) to Ocean Avenue (Route 162).	*15
Maps available for inspection at the Planning and Zoning Commission Offices, City Hall, 355 Main Street, West Haven, Connecticut.				
Send comments to Honorable Robert A. Johnson, Mayor of West Haven, City Hall, 355 Main Street, West Haven, Connecticut 06516.				
Florida	Alachua County (unincorporated areas)	Hatchet Creek	50 feet upstream from center of State Highway 24	*116
		Hatchet Creek	50 feet upstream from center of State Highway 24	*122
		Hogtown Creek	50 feet upstream from center of Southwest 20th Avenue.	*60

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Hogtown Creek tributary 2	80 feet upstream from center of Northwest 43rd Avenue.	*166
		Little Hatchet Creek	Confluence with Little Hatchet Creek tributary 1	*82
		Little Hatchet Creek tributary 1	200 feet upstream of confluence with Little Hatchet Creek.	*83
		Newnans Lake tributary 1	100 feet upstream from center of Southeast 43rd Street.	*109
		Newnans Lake tributary 2	100 feet upstream from confluence with Newnans Lake tributary 1.	*71
		Newnans Lake tributary 3	Center of intersection of stream and East University Avenue.	*118
		Sweetwater Branch	60 feet southeast from center of intersection of stream and Southeast 11th Street.	*83
		Tumblin Creek	150 feet upstream from mouth	*67
Maps available for inspection at Planning Department, City Administration Building, Gainesville, Florida.				
Send comments to Honorable Ed Turlington, P.O. Drawer CC, Gainesville, Florida 32602.				
Georgia	City of Covington, Newton County	Dried Indian Creek	Just upstream of Clark Street	*701
			Just upstream of Interstate Highway 20	*722
		Dried Indian Creek tributary No. 1	Just upstream of Rebecca Street	*674
			Just upstream of Thompson Avenue	*723
		Dried Indian Creek tribuary No. 2	Approximately 100 feet downstream of Interstate Highway 20 (State Highway 402).	*720
		Yellow River tributary	Just downstream of State Highway 28	*659
Maps available for inspection at City Hall, 2111 Conyers Street, Covington, Georgia 30209.				
Send comments to Mayor W. L. Dobbs or Mr. Frank B. Turner, City Manager, City Hall, 2111 Conyers Street, Covington, Georgia 30209.				
Illinois	(V) London Mills, Fulton County	Spoon River	About 1,100 feet downstream of State Route 116	*532
			About 1,850 feet upstream of 2nd Street	*538
		Tributary to Swegle Creek	Just upstream of State Route 116	*533
			At upstream corporate limits (about 1,240 feet upstream of county boundary).	*539
Maps available for inspection at the Village Hall, P.O. Box 113, London Mills, Illinois.				
Send comments to Honorable Mary Lue Riley, Village President, Village of London Mills, Village Hall, P.O. Box 113, London Mills, Illinois 61544.				
Iowa	(C) Creston, Union County	Hurley Creek	Just upstream of Adams Street	*1,245
			Just downstream of Spruce Street	*1,254
			Just upstream of Spruce Street	*1,257
			Just upstream of Division Street	*1,260
			Just downstream of Townline Road Dam	*1,275
		Hurley Creek tributary	At confluence with Hurley Creek	*1,250
			Just upstream of Spencer Street	*1,256
			Just upstream of Prairie Street	*1,271
			About 880 feet upstream of Prairie Street	*1,274
		Lake McKinley	Shoreline	*1,244
		Hurley Creek Reservoir	Shoreline	*1,286
Maps available for inspection at the City Clerk's Office, City Hall, 116 West Adams, Creston, Iowa.				
Send comments to Honorable Terry Donahue, Mayor, City of Creston, City Hall, 116 West Adams, Creston, Iowa 50801.				
Iowa	(C) Elm Run Heights, Black Hawk County	Elk Run Creek	About 300 feet downstream of Lafayette Road	*838
			About 0.26 mile upstream of Gilbertville Road	*846
Maps available for inspection at the City Hall, 5042 Lafayette, Elk Run Heights, Iowa 50707.				
Send comments to Honorable William Henninger, Mayor pro tem, City of Elk Run Heights, City Hall, 5042 Lafayette, Elk Run Heights, Iowa.				
Iowa	(Uninc.) Pottawattamie County	Keg Creek	About 1.1 miles downstream of County Road L-66	*1,179
			About 0.38 mile upstream of County Road L-66	*1,186
		West Nishnabotna	About 1,300 feet upstream of U.S. Highway 6	*1,076
			About 2.7 miles upstream of U.S. Highway 6	*1,086
			About 0.5 mile downstream of County Road G30	*1,106
			About 1.4 miles upstream of County Road G30	*1,112
			About 0.5 mile downstream of State Highway 83	*1,130
			Just downstream of Interstate 80	*1,137
		East branch West Nishnabotna River.	About 0.9 mile downstream of State Highway 83	*1,134
			About 0.5 mile upstream of State Highway 83	*1,141
		Missouri River	At downstream county boundary	*972
			About 6,800 feet upstream of north county boundary	*1,002
		Pony Creek	About 800 feet upstream of confluence with Missouri River.	*975
			Just upstream of U.S. Highway 275	*1,003
			About 1.1 miles upstream of County Highway G66	*1,029
		Mosquito Creek	About 0.8 mile downstream of Chicago, Rock Island and Pacific Railroad.	*991
			Just upstream of Chicago, Rock Island and Pacific Railroad.	*998
			About 3 miles downstream of State Highway 191 (downstream crossing).	*1,021
			Just upstream of County Road G30	*1,057
			About 0.7 mile upstream of State Highway 191 (near City of Neola).	*1,099
		Mosquito Creek bypass	About 0.8 mile downstream of divergence with Mosquito Creek.	*1,066
			At divergence with Mosquito Creek	*1,068

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Neola Creek	Mouth at Mosquito Creek	*1,088
			About 0.8 mile upstream of mouth	*1,101
		Shallow flooding (overflow from Boyer River).	Intersection of County Road G14 and County Road L19.	#3
			Area just east of Boyer River and west of Interstate 29 and Interstate 80 Interchange.	#3
			Area just east of Interstate 29, west of Illinois Central Gulf Railroad and about 3,500 feet north of Interstate 80.	#3
			Area about 1,500 feet north of intersection between Illinois Central Gulf Railroad and Chicago and North Western Railroad.	#3
		Shallow flooding (overflow from Pigeon Creek).	At the Chicago and North Western Railroad crossing over.	#3

Maps available for inspection at the County Auditor's Office, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa.

Send comments to Honorable Hubert Houser, Chairman of the County Board of Supervisors, Pottawattamie County, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa 51501.

Kansas	(C) El Dorado, Butler County	Walnut River	Downstream corporate limit	*1,271
			Upstream corporate limit	*1,281
		Constant Creek	Just downstream Douglas Road	*1,276
			Just downstream Central Avenue	*1,313
			About 900 feet upstream Sixth Avenue	*1,328
		West branch Walnut River	Mouth at Walnut River	*1,280
			About 1.4 mile upstream confluence with tributary A	*1,297
		Tributary A	Mouth at west branch Walnut River	*1,292
			Just downstream Topeka Street	*1,297

Maps available for inspection at the City Hall, P.O. Box 762, El Dorado, Kansas.

Send comments to Honorable Max G. Main, Mayor, City of El Dorado, City Hall, P.O. Box 762, El Dorado, Kansas 67042.

Louisiana	City of Bossier City, Bossier Parish	Alligator Bayou	Just upstream of U.S. Highway 79–80 Westbound	*163
		Benoit Bayou	Approximately 400 feet downstream of Greenacres Boulevard.	*170
		Bossier City ditch	Just downstream of Bailey Drive	*165
			Just upstream of Airline Drive	*166
			Just upstream of Waller Avenue	*167
		Herndon ditch	Confluence of Herndon ditch and Macks Bayou segment B.	*158
		Lateral B–1	Just downstream of Illinois Central Gulf Railroad	*167
			Just upstream of Shed Road	*168
		Lateral B–4	Just downstream of Airline Drive	*168
		Lateral C–18	Gail Street extended	*168
		Macks Bayou segment A	Just upstream of Golden Meadow Drive	*157
		Macks Bayou segment B	Just downstream of Farm Road 1	*159
		Macks Bayou segment D	Just upstream of Third Street South	*164
			Just upstream of North Gale Road	*167
		Macks Bayou segment E	Just downstream of Industrial Drive Gate	*160
		Macks Bayou segment F	Just upstream of Industrial Drive	*161
			Just upstream of Westbound U.S. Highways 79–80	*164
			Just downstream of Swan Lake Road	*165
		Macks Bayou segment G	Just upstream of Profit Lane Bridge	*166
		Macks Bayou segment H	Just upstream of Interstate Highway 220	*166
		Macks Bayou lateral	Golden Meadow Drive extended	*159
		New High School ditch	Just downstream of Benton Road	*169
		Red Chute Bayou (upstream)	Just upstream of Illinois Central Gulf Railroad	*161
			Just downstream of Kansas City Southern Railroad	*163
		Red River	Just downstream of Long-Allen Bridge (Texas Street)	*166
		Shady Grove ditch and Macks Bayou segment C.	Just upstream of Shady Grove Drive	*159
		Shallow flooding	Intersection of Malvern Street and Shiloh Lane	*167
			Intersection of Belle Grove Drive and North Side Drive	*168

Maps available for inspection at City Hall, 635 Barksdale Boulevard, Bossier City, Louisiana 71111.

Send comments to Mayor Marvin Anding or Mr. Dean Holt, Director, Metropolitan Planning Division, City Hall, P.O. Box 5337, Bossier City, Louisiana 71111.

Louisiana	Unincorporated areas of Bossier Parish	Benoit Bayou	Just upstream of Swan Lake Road	*167
			Just upstream of Brownlee Road	*173
		Fifi Bayou	Just downstream of U.S. Highways 79 and 80	*168
			Just upstream of Smith Chapel-Princeton Road	*177
		Flat River (middle)	Approximately 3,000 feet upstream of Coy Road	*166
		Flat River (drainage canal)	Just downstream of Vanceville-Linton Road	*172
		Flat River (downstream)	Approximately 140 feet upstream of State Highway 612.	*156
		Lateral B–4	Approximately 700 feet downstream of private road	*167
		Herndon ditch	Approximately 1,200 feet upstream of Farm Road	*157
		Macks Bayou segment A	Just downstream of U.S. Highway 71	*157
		Macks Bayou segment H	Approximately 750 feet upstream of the confluence of Benoit Bayou.	*166
		Macks Bayou lateral	Approximately 1,700 feet upstream of confluence with Macks Bayou segment A.	*158
		Red Chute Bayou (downstream)	Approximately 2,000 feet upstream of Smith Road	*154
		Red Chute Bayou (upstream)	Approximately 650 feet downstream of Kansas City Southern Railroad.	*163
		Red River	Approximately 200 feet downstream of Kings Highway Bridge.	*163

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Shady Grove ditch and Macks Bayou segment C.	Approximately 650 feet downstream of Bayou Road	*158
		Willow Chute segment A	Just upstream of Modica Lane	*170
		Willow Chute segment B	Just upstream of Kingston Deans Point Road	*173
		Willow Chute segment C	Just downstream of Kingston Deans Point Road	*173
		Willow Chute segment D	Just downstream of Dukedale Road	*175
Maps available for inspection at Bossier Parish Courthouse, Benton, Louisiana 71006.				
Louisiana	Town of Delcambre, Vermilion and Iberia Parishes	Vermilion Bay/Delcambre Canal	Just upstream of Southern Pacific Railroad	*12
Maps available for inspection at Town Hall, 107 North Railroad, Delcambre, Louisiana 70528.				
Send comments to Mayor L. P. Mayard or A Trahan, Mayor Pro-tem, Town Hall, 107 North Railroad, Delcambre, Louisiana 70528.				
Louisiana	Town of Erath, Vermilion Parish	Vermilion Bay/Tigre Bay	At the intersection of Broadway (Highway 685) and Highway 14.	*11
Maps available for inspection at Town Hall, 115 West Edwards, Erath, Louisiana 70533.				
Send comments to Mayor Leroy Suire or Nelwyn G. Lee, Town Clerk, Town Hall, 115 West Edwards, Erath, Louisiana 70533.				
Louisiana	Town of Madisonville, St. Tammany Parish	Lake Pontchartrain	Intersection of drainage canal and State Highway 1077.	*17
			Intersection of Main Street and Jahncke Street	*11
			Intersection of Ponchatoula Avenue and 8th Street	*11
Maps available for inspection at Town Hall, P.O. Box K, Madisonville, Louisiana 70447.				
Send comments to Mayor Peter Gitz or Mitzi Pitton, Town Clerk, Town Hall, P.O. Box K, Madisonville, Louisiana 70447.				
Louisiana	Town of Mandeville, St. Tammany Parish	Lake Pontchartrain	Along the seawall	*16
			Along Illinois Central Gulf Railroad	*12
Maps available for inspection at Town Hall, 3101 East Causeway Approach, Mandeville, Louisiana 70448.				
Send comments to Mayor Ray Foil or Delia Hagan, Town Clerk, 3101 East Causeway Approach, Mandeville, Louisiana 70448.				
Louisiana	Town of Scott, Lafayette Parish	Lateral F2	Approximately 650 feet upstream from Provost Drive	*33
		Lateral F	Approximately 310 feet downstream from GL Landry Road.	*36
		West Coulee Mine	At the intersection of Wheat Circle and Mills Street	*38
Maps available for inspection at Town Hall, Lions Club Road, Scott, Louisiana 70583.				
Send comments to Mayor Eddy Richard, Town Hall, P.O. Box 144, Scott, Louisiana 70583.				
Louisiana	City of Shreveport, Caddo Parish	Red River	Just downstream of 70th Street	*162
			Just upstream of the Long Allen Bridge	*166
		Cross Bayou	Approximately 1,400 feet downstream of Hearne Avenue (LA Highway 3094).	*168
			Just upstream of the Texas and Pacific Railroad	*169
		Twelve Mile Bayou	Approximately 4,800 feet upstream of State Highway 3094.	*169
			Just upstream of U.S. Highway 71	*170
		Cross Bayou lateral	Just downstream of Holzman Street	*172
			Just upstream of Abbie Street	*175
		McCain Creek	Just downstream of Private Bridge	*179
			Just downstream of Pine Hill Road	*181
		County Club lateral	Just downstream of Lake Shore Drive	*176
			Just upstream of Hassett Avenue extended	*185
		Galaxy lateral	Just upstream of Jefferson Paige Road	*196
		Bickham Bayou	Just upstream of Jefferson Paige Road	*187
			Just downstream of Pines Road	*213
		Boggy Bayou	Just downstream of U.S. Highway 171	*168
			Just downstream of Southern and Pacific Railroad (abandoned).	*174
		Gilmer Bayou	Approximately 400 feet upstream of Colquitt Road	*172
			Just upstream of Flournoy-Lucas Road	*182
			Just downstream of corporate limits which is Broadacres Road extended.	*210
			Just downstream of Buncombe Road	*218
		Southwood High lateral	Just upstream of Cana Drive extended	*189
			Just upstream of Dean Road extended	*192
		Industrial Park lateral	Just upstream of Southern Pacific Railroad (abandoned).	*177
			Just upstream of Buncombe Road	*206
			Just upstream of Industrial Loop Expressway	*208
			Just upstream of Woolworth Road	*215
		Francis Shirley lateral	Just upstream of Woolworth Road	*213
		Lincoln Memorial Park lateral	Just downstream of Industrial Loop Expressway	*201
			Just upstream of Buncombe Road	*206
			Just downstream of Texas and Pacific Railroad	*211
		Brush Bayou	Just upstream of U.S. Highway 171	*186
			Just upstream of West 70th Street	*192
			At Meadow Avenue	*198
		Brookwood lateral	Just upstream of Kingston Road	*170
			Just upstream of Acacia Lane	*176
		75th Street drainage	Just upstream of Wyngate Circle	*184
			Just upstream of Wallace Avenue	*190
		Airport ditch	Just downstream of Southern Pacific Railroad	*186
			At Jewella Road	*194
			Just upstream of Texas and Pacific Railroad	*204

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Just upstream of Meriwether Road	*230
		Hollywood lateral	Just upstream of West 70th Street	*200
			Just upstream of Powell-Broadway Street	*209
			Just downstream of Kennedy Street	*213
		Werner Park lateral	Just upstream of Waggoner Street	*201
			Just downstream of Bibb Street	*211
		Southern Hills lateral	Just upstream of Darlington Court extended	*172
			Just downstream of Southern Pacific Railroad	*184
		Bayou Pierre	Just upstream of Flourney Lucas Road	*160
			Just upstream of Ockley Drive	*166
			Just upstream of King's Highway	*169
		Bayou Pierre lateral (Gilbert Atch)	Approximately 100 feet upstream of Radcliff Street	*168
			Approximately 80 feet upsteam of Wilder Street	*173
		Ockley ditch	Just upstream of Line Avenue	*173
			Just upstream of Kansas City Southern Railroad	*190
		Sand Beach Bayou	Just downstream of Industrial Loop Expressway	*160
		South Broadmoor lateral	Just upstream of Village Green Drive extended	*160
			Just upstream of State Highway 1	*160
		Old River	Just upstream of State Highway 1	*162
			Just downstream of East 70th Street	*167
Maps available for inspection at City Engineer's Office, City Hall Annex, 1237 Murphy Avenue, Shreveport, Louisiana 71130.				
Maryland	Cecil County	Chesapeake Bay	Shoreline from confluence of the Sassafras River to Rocky Point.	*11
			Shoreline from Rocky Point to confluence of the Susquehanna River.	*12
		Northeast River	Entire shoreline within corporate limits	*12
		Elk River	Shoreline from Turkey Point to Greenbush Point	*11
			Shoreline from Stony Point to confluence of Little Elk Creek.	*12
		Bohemia River	Entire shoreline within corporate limits	*12
		Back Creek	Entire shoreline within corporate limits	*12
		Susquehanna River	Shoreline from confluence with Chesapeake Bay to State Route 276 (extended).	*12
			Town of Port Deposit northern corporate limits (extended).	*15
			Canal Road (extended)	*18
			Private Road (extended)	*27
			Confluence of Octoraro Creek	*30
			Conowingo Road (downstream side)	*38
		Big Elk Creek	Town of Elkton northern corporate limits	*27
			State Route 279 (upstream side)	*36
			Ricketts Mill Road (upstream side)	*41
			Private Road (extended)	*52
			Interstate Route 95 (downstream side)	*64
		Northeast Creek	Town of Northeast northern corporate limits	*17
			Confluence of Little Northeast Creek	*37
			U.S. Route 40 (downstream side)	*38
			Chessie System (downstream side)	*72
		Little Northeast Creek	Confluence with Northeast Creek	*37
			Mechanics Valley Road (upstream side)	*52
			Chessie System (downstream side)	*80
		Little Elk Creek	From confluence with the Elk River to CONRAIL (upstream side).	*12
			Wood Trestle Bridge (upstream side)	*16
			Confluence of Dogwood Run	*22
		Stone Run tributary 1	Confluence with Stone Run	*275
			Mount Street (upstream side)	*303
			Town of Rising Sun downstream corporate limits	*316
			State Route 273 (downstream side)	*340
		Mill Creek	Town of Perryville corporate limits	*74
			U.S. Route 40 (upstream side)	*105
			Reservoir Road (upstream side)	*163
			Jackson Station Road (upstream side)	*222
			Pricipio Road (upstream side)	*284
		West branch	State boundary	*107
			Chestnut Drive (upstream side)	*125
			Chessie System (upstream side)	*153
		Stone Run tributary 2	Confluence with Stone Run	*275
			State Route 273 (upstream side)	*311
Maps available for inspection at the Cecil County Courthouse, Room 210, Elkton, Maryland.				
Send comments to Honorable Robert Adams, President of the Cecil County Board of Commissioners, County Courthouse, Room 210, Elkton, Maryland 21921.				
Massachusetts	Hull, town, Plymouth County	Hull Bay	South shore Peddocks Island to Highland Avenue extended into Hull Bay.	*11
			Highland Avenue extended into Hull Bay to approximately 900 feet south of Lewis Street extended into Hull Bay.	*10
			Approximately 900 feet south of Lewis Street extended into Hull Bay of the confluence of the Weir River.	*11
		Weir River	Confluence with Hull Bay to George Washington Boulevard.	*11
			George Washington Boulevard to Hull Street	*12
			Hull Street to confluence of Straits Pond	*9
		Straits Pond	Entire shoreline	*9

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Massachusetts Bay	Hull-Hingham-Conhasset corporate limits to approximately 1,900 feet west of Summit Avenue along Massachusestts Bay shoreline.	*20
			Approximately 2,700 feet west of Summit Avenue along Massachusetts Bay shoreline to Gun Rock.	*25
			Phillips Road extended into Massachusetts Bay to Warren Street extended into Massachusetts Bay.	*19
			Warren Street extended in Massachusetts Bay to Point Allerton.	*17
			Point Allerton to Peddocks Island	*20

Maps available for inspection at the Office of the Building Commissioner, Town Offices, Hull, Massachusetts.

Send comments to Honorable Reno Constantinites, Chairman of the Hull Board of Selectmen, Town Offices, Hull, Massachusetts 02045.

Michigan	(C) Battle Creek, Calhoun County	Kalamazoo River	At downstream corporate limits	*804
			About 1,200 feet upstream of Kendall Street	*812
			About 2,650 feet downstream of Columbia Avenue	*832
			About 8,475 feet upstream of Columbia Avenue	*837
		Battle Creek River	At confluence with Kalamazoo River	*812
			Just upstream of Conrail (near Division Street)	*825
			Just upstream of Verona Dam	*828
			At upstream corporate limits	*830
		Sperry drain	At mouth	*808
			Just downstream of Michigan Avenue	*811
			Just upstream of Michigan Avenue	*819
			Just upstream of Limit Street	*824
			Just upstream of Waubascon Road	*849
			At upstream corporate limit	*850
		Sperry drain-west channel	At mouth	*807
			At divergence with Sperry drain	*810
		Waubascon Creek	At downstream corporate limit	*812
			At upstream corporate limit	*818

Maps available for inspection at the City Hall, East Michigan Avenue at East Division Street, Battle Creek, Michigan.

Send comments to Honorable Floyd Oglesby, Mayor, City of Battle Creek, City Hall, East Michigan Avenue at East Division Street, P.O. Box 1717, Battle Creek, Michigan 49014.

Michigan	(Twp.) Battle Creek, Calhoun County	Minges Brook	Just upstream of Interstate 94	*864
			About 50 feet upstream of Riverside Drive	*873
			About 50 feet upstream of Capitol Avenue, S.W.	*888
			Just downstream of S. Minges Road	*906
			Just upstream of S. Minges Road	*912
			Just downstream of Watkins Road	*921
		Goguac Lake	Shoreline	*912

Maps available for inspection at the Town Hall, 359 W. Territorial Road, Battle Creek, Michigan.

Send comments to Honorable Richard Wentworth, Supervisor, Township of Battle Creek, Town Hall, 359 W. Territorial Road, Battle Creek, Michigan 49015.

Nebraska	(V) Yutan, Saunders County	Clear Creek	About 400 feet downstream of county road (at southern extraterritorial limit).	*1,141
			Just downstream of State Highway 92	*1,146
			Just upstream of State Highway 792	*1,152
			Just upstream of Union Pacific Railroad	*1,163
			Just downstream of county road (at western extraterritorial limit).	*1,180
		Upper Clear Creek	At mouth	*1,143
			Just upstream of Burlington Northern Railroad	*1,148
			Just downstream of County Road (at northern extraterritorial limit).	*1,173
		Platte River (riverward of levee)	Just south of Hillside Avenue at eastern extraterritorial limit.	*1,126
			About 3,000 feet north of Hillside Avenue at eastern extraterritorial limit.	*1,130
		Platte River (landward of levee)	About 300 feet north of Hillside Avenue at eastern extraterritorial limit.	*1,130
			Just south of County Road at north eastern extraterritorial limit.	*1,132

Maps available for inspection at the City Hall, Yutan, Nebraska.

Send comments to Honorable Steve Hayes, Mayor, Village of Yutan, City Hall, Yutan, Nebraska 68073.

Nevada	Mineral County (unincorporated areas)	Cottonwood Creek alluvial fan flooding.	Intersection of Kenneth Drive and Cottonwood Drive	#3
		Shallow flooding	80 feet west from center of intersection of Randal Street and U.S. Highway 95.	*4,085
		Corey, Powell, and Little Squaw Creeks alluvial fan flooding.	Intersection of 1st Street and State Highway 31	#1
		Luning area alluvial fan flooding	1.3 miles south of intersection of State Highway 23 and U.S. Highway 95.	#1

Maps available for inspection at County Clerk and County Treasurer's Office, 1st and A Streets, Hawthorne, Nevada.

Send comments to the Honorable Harry L. Poe, P.O. Box 1457, Hawthorne, Nevada.

New Hampshire	Hancock, town, Hillsborough County	Contoocook River	Downstream corporate limits	*683
			At Forest Road	*685
		Moose Brook	Approximately 100' downstream of dirt road	*824
			Upstream of Longview Road	*835
			Approximately 3,000' upstream of Longview Road	*836
		Ferguson Brook	Approximately 7,600' downstream of State Route 137	*724

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Hosley Brook	Downstream of State Route 137 (Sand Hill Road)	*737
			Approximately 700' upstream of State Route 137	*753
			Approximately 1,200' downstream of Hunts Pond Road	*1,169
			Upstream Hunts Pond Road	*1,194
			Approximately 900' upstream of Hunts Pond Road	*1,198

Maps available for inspection at the Selectmen's Office, Hancock, New Hampshire.

Send comments to Honorable Robert Kierstead, Chairman of the Hancock Board of Selectmen, School Street, Box 6, Hancock, New Hampshire 03449.

New Jersey	Bass River, township, Burlington County	Great Bay	Mullica River shoreline	*9

Maps available for inspection at the Municipal Building, New Gretna, New Jersey.

Send comments to Honorable Floyd West, Mayor of Burlington Township, P.O. Box 135, New Gretna, New Jersey 08224.

New Jersey	East Windsor, township, Mercer County	Millstone River	Downstream corporate limits	*72
			Upstream Old Cranbury Road (Old York Road)	*81
			Upstream New Jersey Turnpike	*91
			Upstream corporate limits	*98
		Rocky Brook	At confluence with Millstone River	*78
			Upstream of Ward Street	*90
			Upstream of ETRA Lake Dam	*99
			Upstream of Disbrow Hill Road	*108
		Bear Creek	Downstream corporate limits	*88
			At upstream corporate limits	*94
		Big Bear Brook	Downstream corporate limits	*83
			At Dutch Neck Road	*92
			Upstream of Oak Creek Drive	*97
			Upstream of U.S. Route 130	*108

Maps available for inspection at the Office of the Township Clerk, Municipal Building, Ward Street, East Windsor, New Jersey.

Send comments to Honorable Leonard J. Millner, Mayor of East Windsor, Municipal Building, Ward Street, East Windsor, New Jersey 08520.

New Jersey	Middletown, township, Monmouth County	Swimming River	Downstream Newman Springs Road	*9
			Downstream northbound Lane Garden State Parkway	*12
			Downstream Normandy Road	*13
			Downstream Swimming River Road	*23
		Claypit Creek	Upstream Locust Avenue	*9
			Upstream Lakeside Avenue	*12
		McClees Creek	Upstream Cooper Road	*9
			Upstream Whipporwill Valley Road	*19
			Downstream Chapel Hill Road	*29
			Upstream Sleepy Hollow Road	*40
		Poricy Brook	Downstream Conrail	*9
			At Navesink River Road	*25
			Downstream Normandy Road	*45
			Approximately 900 feet upstream of Middletown-Lincroft Road.	*64
		Nut Swamp Brook	Upstream private drive	*17
			Downstream Garden State Parkway	*27
			Upstream Middletown-Lincroft Road	*50
		Jumping Brook	Downstream West Front Street	*18
			Upstream Leedsville Drive	*40
			Approximately 1,150 feet upstream Middletown-Lincroft Road.	*46
		Mahoras Brook	Downstream corporate limits	*38
			Downstream Holland Road	*76
			Upstream corporate limits	*104
		Waackaack Creek	Downstream corporate limits	*22
			Downstream Cherry Tree Farm Road	*35
		Comptons Creek	Upstream Campbell Avenue	*12
			Downstream Leonardville Road	*14
		Town Brook	Downstream Park Avenue	*17
			Upstream Swartzel Drive	*31
			Downstream Spruce Drive	*48
		Raritan Bay	Entire shoreline within community	*18
		Navesink River	Shoreline from confluence with Shrewsbury River to Conover Lane extended.	*12
			Shoreline from Conover Lane extended to State Route 35.	*10
		Shrewsbury River	Entire shoreline within community	*12

Maps available for inspection at the Town Hall, One Kings Highway, Middletown, New Jersey.

Send comments to Honorable Frank A. Self, Mayor of Middletown Township, One Kings Highway, Middletown, New Jersey 07748.

New Jersey	Newton, town, Sussex County	Moore's Brook	Downstream corporate limits	*561
			East Clinton Street (downstream side)	*574
			Lake Avenue (downstream side)	*612
			Upstream corporate limits	*633
		Mill Street tributary	Confluence with Moore's Brook	*588
			Clinton Street (upstream side)	*591
			Mill Street (upstream side)	*596

Maps available for inspection at the Town Hall, 39 Trinity Street, Newton, New Jersey.

Send comments to Honorable John Iliff, Mayor of Newton, 39 Trinity Street, Newton, New Jersey 07860.

New Jersey	South Hackensack, township, Bergen County	Hackensack River	In southern portion of community in vicinity of U.S. Route 46.	*9
		Saddle River	Downstream corporate limits	*18

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		West Riser ditch	Upstream corporate limits	*20
			Interstate Route 80 (downstream side)	*5
Maps available for inspection at the Municipal Building, 227 Phillips Avenue, South Hackensack, New Jersey.				
Send comments to Honorable Anne Kennis, Mayor of South Hackensack Township, 227 Phillips Avenue, South Hackensack, New Jersey 07606.				
New Mexico	City of Alamogordo, Otero County	Flow path 1	Just downstream of 24th Street	*4,380
			Just upstream of Fairgrounds Road	*4,413
		Flow path 2	Just upstream of Scenic Drive	*4,590
			Just upstream of State Highway 200	*4,595
		Flow path 3	Just upstream of Southern Pacific Railroad	*4,359
			Just upstream of Washinmgton Avenue	*4,410
			Just upstream of Scenic Drive	*4,573
		Flow path 4	Just upstream of the culvert inlet on Mountain View Avenue.	*4,386
			Just downstream of 18th Street	*4,408
		Flow path 5	Approximately 60 feet upstream of Southern Pacific Railroad.	*4,310
			Just upstream of the culvert inlet on White Sands Boulevard.	*4,320
			Just upstream of Abbott Avenue	*4,412
		Flow path 6	Just upstream of 10th Street	*4,509
			Approximately 80 feet upstream of the culvert inlet on Shawnee Trail.	*4,580
		Flow path 7	Just downstream of Bellamah Drive	*4,405
			Just downstream of Sunshine drive	*4,511
		Flow path 8	Just upstream of Washington Avenue	*4,387
			Just downstream of Del Norte Drive	*4,418
		Flow path 9	Approximately 100 feet upstream of Southern Pacific Railroad.	*4,320
			Approximately 120 feet upstream of the culvert inlet on U.S. Highway 54 and 70 (White Sands Boulevard).	*4,323
		Flow path 10	Approximately 70 feet upstream of Southern Pacific Railroad.	*4,311
			Just upstream of the culvert inlet on U.S. Highway 54 and 70 (White Sands Boulevard).	*4,320
		Flow path 11	Just downstream of West 1st Street	*4,317
			Just downstream of Southern Pacific Railroad	*4,319
		Flow path 12	Just upstream of South Florida Avenue	*4,373
			Just upstream of Canyon Road	*4,543
		Flow path 13	Just upstream of 24th Street	*4,379
			Just downstream of Hawaii Avenue	*4,405
		Flow path 14	Just upstream of Canal Street	*4,361
		Flow path 15	Just upstream of confluence with flow path 8	*4,420
			Just upstream of confluence of flow path 28	*4,430
		Flow path 16	Just upstream of South Florida Avenue	*4,380
			Just upstream of Canyon Road	*4,557
		Flow path 17	Just downstream of Collins Avenue	*4,219
			Just downstream of Southern Pacific Railroad	*4,300
		Flow path 18	Just downstream of Airport Road	*4,169
			Just downstream of Mescalero Street	*4,221
		Flow path 19	Just downstream of New York Avenue	*4,328
			Just upstream of Cuba Avenue	*4,374
		Flow path 20	Just downstream of New York Avenue	*4,330
			Just upstream of Utah Avenue	*4,378
		Flow path 21	Just upstream of Virginia Avenue	*4,347
			Just upstream of Oregon Avenue	*4,388
		Flow path 22	Just downstream of 14th Street	*4,345
			Just downstream of Utah Avenue	*4,392
		Flow path 23	Just downstream of New York Avenue	*4,330
			Just downstream of Alaska Avenue	*4,355
		Flow path 25	Just downstream of Adams Avenue	*4,419
			Just downstream of Juniper Avenue	*4,462
		Flow path 26	Just downstream of McKinley Avenue	*4,469
			Just upstream of Scenic Drive	*4,492
		Flow path 27	Just downstream of Sunbeam Avenue	*4,592
			Just upstream of Abbott Avenue	*4,644
		Flow path 28	Just upstream of the confluence with flow path 15	*4,430
			Just downstream of the eastern corporate limits	*4,491
		Flow path 29	Approximately 100 feet downstream of Alamo Avenue	*4,358
			Just downstream of Hawaii Avenue	*4,384
		Flow path 30	Just downstream of Airport Road	*4,158
			Just downstream of Municipal Avenue	*4,243
		Flow path 31	Just upstream of 1st Street	*4,312
			Just upstream of Eddy Drive	*4,322
		Flow path 32	Just upstream of the southern corporate limits	*4,137
		Flow path 33	Just downstream of La-Velle Road	*4,265
			Just downstream of Southern Pacific Railroad	*4,304
Maps available for inspection at City Hall, 511 Tenth Street, Alamogordo, New Mexico 88310.				
Send comments to Mayor Henry P. Pacelli or Mr. Dan Malone, City Manager, City Hall, 511 Tenth Street, Alamogordo, New Mexico 88310.				
New Mexico	Village of Bosque Farms, Valencia County	Rio Grande (east overbank)	Approximately 450 feet south of the intersection of Cottonwood and West Bosque loop.	*4,861
			Approximately 100 feet north of the intersection of West Bosque loop and Willow Trail.	*4,865

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Approximately 100 feet north of the intersection of Otero drain and North Bosque loop.	*4,867

Maps available for inspection at Village Hall, 1455 West Bosque loop, Bosque Farms, New Mexico 87042.

Send comments to Mayor Sharon Eastman or Ms. Shirley Fay, Village Clerk, Bosque Farms Village Hall, P.O. Box 658, Peralta, New Mexico 87042.

New Mexico	Village of Ruidoso, Lincoln County	Brady Canyon	Just downstream of Oak Drive	*6,880
			Just downstream of Ash Drive	*6,907
		Cedar Creek	Just downstream of Cree Meadows Road	*6,798
			Just upstream of Cree Meadows Road	*6,802
			Just downstream of Starlite Drive	*6,716
		Cherokee Bill Canyon	Just upstream of Cliff Drive	*6,525
			Just upstream of Pinecrest Drive	*6,583
		Carrizo Creek	Just upstream of Sand and Gravel Road	*6,568
			Just upstream of Lower Tomahawk Trail	*6,599
		Rio Ruidoso	Just downstream of Cedar Creek Road	*6,517
			Just downstream of Chamber of Commerce Road	*6,548
			Just upstream of Willow Road River Trail	*6,596

Maps available for inspection at Village Hall, Cree Meadows Drive, Ruidoso, New Mexico 88345.

Send comments to Mayor George White or Mr. James L. Hine, Village Manager, Village Hall, P.O. Drawer 69, Ruidoso, New Mexico 88345.

New York	Bath, town, Steuben County	Cohocton River	Approximately 2,800' downstream of State Route 11	*1,083
			At downstream Village of Bath/Town of Bath corporate limits.	*1,095
			At upstream Village of Bath/Town of Bath corporate limits.	*1,115
			Upstream State Route 15	*1,130
			Upstream corporate limits	*1,152
		Five Mile Creek	Confluence with Cohocton River	*1,143
			Upstream of State Route 17 Westbound	*1,159
			Upstream corporate limits	*1,172

Maps available for inspection at the Office of the Town Clerk, 110 Liberty Street, Bath, New York.

Send comments to Honorable William Tobin, Supervisor of the Town of Bath, 110 Liberty Street, P.O. Box 327, Bath, New York 14810.

New York	Bath, village, Steuben County	Cohocton River	Downstream corporate limits	*1,095
			Upstream Cameron Street (County Route 10)	*1,102
			Upstream corporate limits	*1,115

Maps available for inspection at the Office of the Village Clerk, Municipal Building, 110 Liberty Street, Bath, New York.

Send comments to Honorable Warren Hopkins, Mayor of the Village of Bath, 110 Liberty Street, P.O. Box 668, Bath, New York 14810.

New York	Belle Terre, village, Suffolk County	Long Island Sound	Entire shoreline	*16
		Port Jefferson Harbor	Entire shoreline	*11

Maps available for inspection at the Village Hall, Belle Terre, New York.

Send comments to the Honorable Vincent Bove, Mayor of Belle Terre, 16 Soundview Drive, Belle Terre, New York 11777.

New York	Dolgeville, village, Herkimer County	East Canada Creek	Downstream corporate limits	*710
			Upstream High Falls Dam	*744
			Upstream D. Green Company dam	*791
			Upstream State Route 29	*795
			Approximately 3,700' upstream of State Route 29	*822
		Beaver Brook	Confluence with East Canada Creek	*750
			Upstream South Helmer Avenue	*804
			Downstream abandoned railroad	*831
			Upstream corporate limits	*850

Maps available for inspection at the Village Hall, 41 North Main Street, Dolgeville, New York.

Send comments to the Honorable Sidney Darling, Mayor of Dolgeville, 41 North Main Street, Dolgeville, New York 13329.

New York	East Hampton, town, Suffolk County	Atlantic Ocean	From western corporate limits to Montauk Point	*14
		Gardiners Bay and Block Island Sound.	From Montauk Point to a point 1,780 feet west of Montauk Point.	*13
			From a point 1,780 feet west of Montauk Point to False Point.	*12
			From False Point to Lake Montauk	*11
			Lake Montauk, entire shoreline	*10
			From Lake Montauk to Napeague Harbor	*11
			Napeague Harbor, entire shoreline	*10
			From Napeague Harbor to Acabonack Harbor	*11
			Acabonack Harbor, entire shoreline	*9
			From Acabonack Harbor to Three Mile Harbor	*11
			Three Mile Harbor, entire shoreline	*10
			From Three Mile Harbor to western corporate limits including entire shoreline of Northwest Harbor and Sag Harbor Bay.	*11
			Gardiners Island, south from Chrry Hill Point to a point 2,200 feet north of confluence with Great Pond.	*10
			Gardiners Island, from a point 2,200 feet north of confluence with Great Pond north along shoreline to Cherry Hill Point.	*11

Maps available for inspection at the Office of the Town Clerk, Town Hall, 159 Pantigo Road, East Hampton, New York.

Send comments to the Honorable Mary Fallon, Supervisor of East Hampton, 159 Pantigo Road, East Hampton, New York 11937.

New York	Esperance, town, Schoharie County	Schoharie Creek	At downstream corporate limits	*532

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			At most downstream town/village of Esperance corporate limits.	*574
			At most upstream town/village corporate limits	*582
		Fly Creek	At upstream corporate limits	*594
			At confluence with Schoharie Creek	*586
			Upstream of U.S. Route 20	*673

Maps available for inspection at the Office of the Town Clerk, Sloansville, New York.

Send comments to the Honorable Robert Lang, Supervisor of Esperance, R.D. 1, Sloansville, New York 12160.

New York	Little Falls, city, Herkimer County	Mohawk River	At downstream corporate limits	*330
			Downstream of dam	*339
			Upstream of South Ann Street	*360
			Upstream corporate limits	*373
			Approximately 4,000' upstream of upstream corporate limits.	*374
		Right channel of Mohawk River	At downstream confluence with Mohawk River	*364
			Upstream confluence with Mohawk River	*373
		Nydot Canal	At lock 17E	*368
			Confluence with Mohawk River	*373

Maps available for inspection at City Hall, East Main Street, Little Falls, New York.

Send comments to the Honorable Theodore S. Wind, Mayor of Little Falls, East Main Street, Little Falls, New York 13329.

New York	Village of Lloyd Harbor, Suffolk County	Long Island Sound	From Watch Way extended to northeast of Lloyd Point Drive.	*17
			From northeast of Lloyd Point Drive to east of the intersection of Pheasant Lane and Target Rock Road.	*16
			From east of the intersection of Pheasant Lane and Target Rock Road to southeast of Lighthouse Point.	*15
			At Fresh Pond	*13

Maps are available for inspection at the Village Hall, Village of Lloyd Harbor, 32 Middle Hollow Road, Huntington, New York.

Send comments to: Honorable William A. McAneny, Mayor, Village of Lloyd Harbor, 32 Middle Hollow Road, Huntington, New York 11743.

New York	Lyons, village, Wayne County	New York State barge canal	At downstream corporate limits	*396
			Upstream of State Route 14	*398
			At upstream corporate limits	*400
		Ganargua Creek	Confluence with New York State barge canal	*399
			At upstream corporate limits	*403

Maps available for inspection at the Village Office, 76 William Street, Lyons, New York.

Send comments to Honorable John J. Dashney, Mayor of Lyons, 76 William Street, Lyons, New York 14489.

New York	Niagara Falls, city, Niagara County	Gill Creek	Corporate limits upstream	*585
			Porter Road upstream	*578
			Robbin Drive upstream	*576
			Niagara Street upstream	*571
			Confluence with Niagara River	*562
		Niagara River	Corporate limits upstream	*569
			Approximately 4,500 feet downstream of upstream confluence of Little Niagara River.	*568
		Cayuga Creek	Upstream corporate limits	*571
			Approximately 700 feet upstream Lindbergh Avenue	*570
			Confluence with Little Niagara River	*569
		Bergholtz Creek	Upstream corporate limits	*573
			91st Street upstream	*572
			Confluence with Cayuga Creek	*571

Maps available for inspection at the City Hall, 745 Main Street, Niagara Falls, New York.

Send comments to Honorable Michael C. O'Laughlin, City Hall, Mayor of Niagara Falls, 745 Main Street, Niagara Falls New York 14302.

New York	Ossining, town, Westchester County	Croton River	Upstream of U.S. Route 9	*8
			Approximately 4,560 feet upstream of U.S. Route 9	*9
		Hudson River	Entire shoreline within community	*8

Maps available for inspection at the Office of the Town Engineer, Municipal Building, 16 Croton Avenue, Ossining, New York.

Send comments to Honorable Richard Wishnie, Supervisor of Ossining, 16 Croton Avenue, Ossining, New York 10562.

New York	Oyster Bay, town, Nassau County	Oyster Bay Harbor	Shoreline within community	*15
		Mill Neck Creek	Shoreline within community	*12
		Beaver Lake	Shoreline within community	*14
		Long Island Sound	Shoreline within community	*17
		Hempstead Harbor	Shoreline within community	*14
		Atlantic Ocean	Shoreline within community	*14
			Shoreline of Great South Bay within community	*9

Maps available for inspection at the Town Hall Complex, West Building, Audrey Avenue, Oyster Bay, New York.

Send comments to Honorable Joseph Colby, Town Supervisor of Oyster Bay, Town Hall, Audrey Avenue, Oyster Bay, New York 11743.

New York	Walworth, town, Wayne County	Black Creek	Downstream corporate limits	*456
			Corporate limits 2nd crossing	*461
			Corporate limits 3rd crossing	*472
			Upstream Wiedrick Road	*480
			Upstream Lincoln Road	*487
			Downstream Penfield Road	*493
		Tributary No. 1	Downstream corporate limits	*460

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Upstream Walworth-Marion Road	*467
			Upstream Walworth-Ontario Road	*477
		Tributary No. 2	Confluence with Black Creek	*457
			Upstream Walworth-Ontario Road	*462
			Upstream Walworth-Penfield Road	*465
		Tributary No. 3	Confluence with Black Creek	*477
			Approximately 1,400' downstream Walworth-Penfield Road.	*484
			Upstream Walworth-Penfield Road	*494
		Tributary No. 4	Confluence with Black Creek	*480
			Upstream Canandaigua Road	*491
			Upstream Walworth-Penfield Road	*493
		Tributary No. 5	Confluence with Black Creek	*487
			Approximately 350' downstream West Road	*491
			Upstream West Road	*496

Maps available for inspection at the Town Hall, 2248 Marion Road, Walworth, New York.

Send comments to Honorable Frank Guelli, Supervisor of Walwoth, 2248 Marion Road, Walworth, New York 14568.

New York	Waverly, village, Tioga County	Cayuta Creek	State Route 17 (downstream)	*800
			Ithaca Street (upstream)	*813
			Upstream corporate limits	*818
		Dry Brook	Downstream corporate limits	*837
			Chemung Street (upstream)	*860
			Pine Street (upstream)	*884
			Clinton Street	*906
			Approximately 800' upstream from Moore Street (2nd footbridge).	*945
			Approximately 2,000' upstream from Moore Street (4th footbridge).	*981
		Chemung River	State Route 17 (downstream)	*778
			Upstream corporate limits (extended)	*781

Maps available for inspection at the Village Hall, 362 Broad Street, Waverly, New York.

Send comments to Honorable John Winkleman, Mayor of Waverly, P.O. Box 149, Waverly, New York 14892.

New York	Westhampton Beach, village, Suffolk County	Atlantic Ocean	Entire shoreline within community	*14

Maps available for inspection at the Village Hall, Sunset Avenue, Westhampton Beach, New York.

Send comments to Honorable Stewart Tobin, Mayor of Westhampton Beach, Village Hall, Sunset Avenue, Westhampton Beach, New York 11978.

New York	Westmoreland, town, Oneida County	Deans Creek	Downstream corporate limits	*482
			Upstream of Stop Seven Road	*504
			Upstream of State Route 233	*523
			Upstream of Creaser Road	*543
			Upstream of Station Hill Road	*581
			Upstream of abandoned railroad	*607
			Upstream of Deans Highway	*633
			Upstream corporate limits	*651
		Sucker Brook	Confluence with Deans Creek	*514
			Downstream of New York State Route 90	*525
		Tributary A to Oriskany Creek	Confluence with Oriskany Creek	*499
			Upstream of Stop Seven Road	*521
			Approximately 900' upstream of State Route 233	*534
		Oriskany Creek	Downstream corporate limits	*481
			Upstream corporate limits	*509

Maps available for inspection at the Town Barn, Station Hill Road, Westmoreland, New York.

Send comments to Honorable Edward Morris, Supervisor of Westmoreland, 26 Tindall Drive, Clinton, New York 13323.

North Carolina	Unincorporated areas of Forsyth County	Abbotts Creek	Just upstream of U.S. Highway 311	*808
			Just upstream of Watkins Ford Road (SR 2624)	*824
			Just upstream of Ogden Road	*851
			Just upstream of Old Salem Road	*865
		Bear Creek	Just downstream of Walker Road	*803
			Just downstream of upper dam	*826
			Just upstream of upper dam	*838
		Bill branch	Just upstream of Spicewood Drive (North Carolina State Road 1434).	*732
		Canstaff branch	Just upstream of Whitemore Drive	*890
		Cuddybum branch	Just upstream of U.S. Highway 311	*816
		Fairway 14 branch	Just upstream of uppermost golf cart path	*875
		Fairway 7 branch	Glenview Drive extended	*863
		Fiddlers Creek	Just downstream of Teague Road	*751
			Just downstream of Oak Grove Road	*841
			Just upstream of Lake Valley Drive	*873
		Fiddlers Creek tributary	Approximately 150 feet upstream of confluence with Fiddlers Creek.	*817
		Frazier Creek	Largo Drive extended	*865
		Grassy Creek	Just upstream of North Carolina State Road 1669 (Ziglar Road).	*818
			Just upstream of U.S. Highway 52 (northbound lanes)	*837
			Summit Street extended	*967
		Harmon Mill Creek	Just upstream of Farm Road	*840
			Just upstream of I-40	*855
			Just upstream of U.S. Highway 150	*875
		Idlewild Road branch	Approximately 300 feet upstream of new U.S. Highway 311 bypass.	*828

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Approximately 100 feet downstream of Watkins Ford Road.	*841
			Approximately 100 feet upstream of Watkins Ford Road.	*856
		James branch	Just upstream of Hilltop Drive	*777
		Johnson Creek	Approximately 100 feet upstream of Tanglewood Park Road (State Road 3003).	*692
			Schaefer Court extended	*700
		Johnson Creek	Tanglebrook Trail extended	*694
		Kerners Mill Creek	Just upstream of Hopkins Road	*873
		Knights Road branch	State Road 2830 extended	*888
		Leak Creek	Just upstream of State Road 150	*725
			Just upstream of U.S. Highway 52 (northbound lanes)	*754
		Little Creek	Just upstream of Jonestown Road	*711
		Lowery Mill Creek	Approximately 200 feet upstream of U.S. Highway 158	*853
			Swain Lake Drive extended	*877
		Martin Mill Creek	Ches Lane extended	*863
		Mill Creek	Just upstream of Shattalon Road (flooding at this location is affected by backwater from Muddy Creek).	*749
			Just upstream of Old Rural Hall Road	*823
			Just upstream of Baux Mountain Road	*844
			Just upstream of Davis Road	*872
		Mill Creek No. 3	Approximately 50 feet upstream of High Cliffs Road (State Road 1794).	*796
			Just upstream of Bowens Road (State Road 1625)	*843
		Millhaven Creek	Just downstream of dam	*756
			Just upstream of dam	*767
		Muddy Creek	Just downstream of Cooper Road	*692
			Just upstream of U.S. Highway 158 (Clemmons Road)	*706
			Just upstream of Robinhood Road	*747
			Just upstream of Yadkinville Road (State Road 1525)	*764
			Just upstream of North Carolina State Road 65	*784
			Just upstream of Jeff Trail	*805
			Just upstream of Griffin Road (State Road 1632)	*847
			Just upstream of Tobaccoville Road	*878
			Just downstream of Booze Road	*915
		Oil Mill Branch	Just upstream of Spicewood Road (North Carolina State Road 1434).	*764
		Parkers Creek	Approximately 150 feet upstream of Griffin Road (State Road 1632).	*853
		Petree Creek	Approximately 80 feet downstream of Petree Road	*752
			Just upstream of Petree Road	*764
		Pinetree Branch	Just downstream of Teague Road (North Carolina State Road 2680).	*838
			Just downstream of Middle Dam	*871
			Just upstream of Middle Dam	*882
		Reynolds Creek	Approximately 100 feet downstream of Lewisville-Clemmons Road.	*736
			Approximately 150 feet upstream of Lewisville-Clemmons Road.	746
		Rich fork	Just upstream of U.S. Highway 311	*831
			Approximately 200 feet upstream of new U.S. Highway 311 (under construction).	*863
		Robindale branch	Just upstream of Robbin Road (North Carolina State Road 2677).	*815
			Jayson Lane extended	*839
		St. Delight branch	Approximately 750 feet downstream of Townsend Road.	*890
		Salem Creek	Approximately 100 feet upstream of Fraternity Church Road.	*696
			Just downstream of Clemmonsville Road	*708
		Sawmill branch	Just upstream of Sawmill Road	*805
		Silas Creek	Approximately 200 feet upstream of Interstate Highway 40.	*716
			Approximately 150 feet upstream of Robinhood Road	*817
			Just upstream of Partridge Lane	*826
			Approximately 150 feet upstream of Reynolds Road	*850
			Just downstream of Reynolds estate dam	*868
		Soakas Creek	Just upstream of Southern Railway	*747
		South Fork Muddy Creek	Approximately 100 feet upstream of Ebert Road	*704
			Just downstream of North Carolina State Road 3011	*716
			Just upstream of North Carolina State Road 150	*721
			Just upstream of Winston-Salem Southbound Railroad	*738
			Just downstream of North Carolina State Road 2743 (Old Lexington Road).	*747
			Just downstream of State Road 109	*774
			Just upstream of Union Cross Road	*789
			Just upstream of New U.S. Highway 311	*815
			Rash Drive extended	*870
		Swain Creek	Just upstream of Old U.S. Highway 311	*824
			Parnell Road extended	*866
		Tomahawk Branch	Chickasha Road extended	*701
		Vernon Branch	Approximately 100 feet upstream of Fox Meadow Lane.	*766
			Langden Road extended	*776

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		West Fork Deep River	Just upstream of North Carolina State Road 2602	*866
			Just upstream of North Carolina State Road 2603	*887

Maps available for inspection at Office of the Director of Planning, City-County Planning Board, Winston-Salem City Hall, 101 North Main Street, Winston-Salem, North Carolina 27102.
Send comments to Mr. John A. Donnelly, Director of Planning, City-County Planning Board, P.O. Box 2511, Winston-Salem, North Carolina 27102.

North Carolina	City of Winston-Salem, Forsyth County	Ardmore School branch	Just downstream of Revere Road	*789
			Just upstream of Revere Road	*801
			Just upstream of Kenwood Street	*807
			Just upstream of Martin Street	*847
		Berry branch	Just upstream of upstreammost golf cart path	*780
		Bethabara branch	Just upstream of Bethabara Road	*789
		Botton Branch Creek	Just upstream of Silas Creek Parkway	*780
			Just downstream of Westover Drive	*815
			Just upstream of Westover Drive	*821
		Bowen Boulevard branch	Approximately 130 feet downstream of Attucks Street	*822
			Approximately 100 feet downstream of 25th Street	*845
			Just upstream of 25th Street	*858
		Brenner Lake branch	Wood Valley Road extended	*784
			Just downstream of Petree Road extended (Winston-Salem southern corporate limits).	*855
		Brush Fork branch	Just upstream of U.S. Highway 311	*838
			Just upstream of Butterfield Drive	*878
		Brushy Fork Creek	Just upstream of Southern Railway	*781
			Just upstream of Old Greensboro Road	*790
			Just upstream of U.S. Highway 311	*797
			Just upstream of Teresa Avenue	*827
		Buena Vista branch	Just upstream of Pine Valley Road	*827
			Rugby Road extended	*840
		Burke Creek	Just upstream of Burke Mill Road	*745
			Woodworth Drive extended	*758
		Cloverleaf branch	Just upstream of Stadium Drive	*774
		Dunagun branch	Just downstream of Fire Road	*804
			Gilbert Street extended	*813
		Fiddlers Creek	Just downstream of Teague Road	*751
			Just upstream of Thomasville Road	*770
			Just upstream of Cole Road	*795
			Just upstream of U.S. Highway 311	*808
		Fishers branch	Just upstream of Sedge Garden Road	*836
		Fivemile branch	Tekoa Lane extended	*854
		Frazier Creek	Just upstream of Waterworks Road	*792
			Approximately 50 feet upstream of Winston Lake Park Road.	*818
			Just upstream of Beeson Dairy Road	*849
		Grassy Creek	Just upstream of Becks Church Road	*790
		Hanes Park branch	Just upstream of Northwest Boulevard	*792
			Just upstream of Buena Vista Road	*814
		Hines Lake branch	Approximately 50 feet downstream of Roseann Drive	*759
			Ferndale Avenue extended	*833
		Kerners Mill	Just downstream of Linville Road	*798
			Just upstream of Linville Road	*805
			Just downstream of Interstate 40	*810
		Knollwood Street branch	Just upstream of Hawthorne Road	*793
			Just downstream of Maplewood Drive	*800
			Approximately 60 feet upstream of Patricia Lane	*857
		Leak fork	Just upstream of University Parkway	*796
			Just upstream of U.S. Highway 52	*822
			Just upstream of Motor Road	*845
			Just upstream of Patterson Avenue extension	*869
		Little Creek	Just upstream of U.S. Highway 421	*768
			Just upstream of Silas Creek Parkway	*815
		Lowery Mill Creek	Just upstream of Old Goldsboro Road (flooding at this location is affected by backwater from Kerners Mill Creek).	*798
			Richards Avenue extended	*814
		Martin Mill Creek	Just upstream of Walkertown Road	*825
		Mill Creek	Just upstream of Valley Road	*768
			Just downstream of Bethania Road	*780
			Just downstream of Shattalon Drive	*787
			Just upstream of University Parkway	*797
			Just upstream of Germanton Road	*809
		Mill Creek tributary	Confluence with Mill Creek (flooding at this location is affected by backwater from Mill Creek).	*803
		Milhaven Creek	Approximately 40 feet upstream of Milhaven Road (North Carolina State Road 1358).	*777
			Tallison Drive extended	*837
		Monarcus Creek	Just upstream of Old Town Road (Indiana Avenue extended).	*794
			Just upstream of Bethabara Road	*808
			Approximately 150 feet upstream of Linn Station Road	*860
		Muddy Creek	Just upstream of U.S. Highway 421	*728
			Just upstream of Lewisville Road (State Road 1001)	*734
		Muddy Creek tributary	Gatewood Drive extended	*740
		North School branch	Just upstream of Trade Street	*841
		Parkway branch	Just upstream of Salisbury Road	*743
			Just upstream of South Main Street	*821
		Peters Creek	Just upstream of Link Road	*745
			Just upstream of Glade Street	*784
			Just downstream of Northwest Boulevard	*802
		Petree Creek	Just upstream of Huntingreen Road	*865

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		St. Delight branch	Jamar Drive extended	*817
		Salem Creek	Just upstream of Ebert Street	*728
			Just upstream of Silas Creek Parkway	*743
			Just upstream of Vargrave Street	*770
			Just upstream of Reynolds Park Road	*772
		Silas Creek	Just upstream of Country Club road	*771
		Soakas Creek	Just upstream of Barnes Road	*742
		South fork Muddy Creek	Just upstream of State Road 8 (Main Street)	*731
			Just upstream of Winston-Salem Southbound Railroad	*738
			Just downstream of North Carolina State Road 2743	*747
		Stadium branch	Just upstream of Diggs Boulevard	*790
		Terry Road branch	Just upstream of Fire Road	*805
			Approximately 30 feet downstream of private dam	*842
			Just upstream of private dam	*852
	Maps available for inspection at City Hall, Room 27, 101 North Main Street, Winston-Salem, North Carolina 27102. Send comments to Mayor Wayne Corpening or Mr. John A. Donnelly, Director of Planning, City Hall, P.O. Box 2511, Winston-Salem, North Carolina 27102.			
North Dakota	Flasher (city), Morton County	Louse Creek	Intersection of College Street and 1st Street	*1,906
	Maps available for inspection at City Hall, Flasher, North Dakota. Send comments to the Honorable Jerry Rhome, Jr., Box 245, Flasher, North Dakota 58535.			
Ohio	(Uninc.) Stark County	Tuscarawas River	About 700 feet downstream of Blough Avenue	*919
			About 1,500 feet upstream of Wooster Street	*924
			Just downstream of Highmill Avenue	*939
			About 1,300 feet upstream of confluence of Nimisila Creek.	*947
			Just upstream of Pontius Street	*1,115
		Nimishillen Creek	About 0.8 mile upstream of Mogadore Avenue	*1,126
			About 300 feet downstream of Chessi System	*982
		East branch Nimishillen Creek	About 200 feet downstream of Mill Street	*1,003
			Just upstream of Conrail (about 1.1 miles downstream of Trump Avenue).	*1,050
			Just upstream of Conrail (about 0.9 mile downstream of Trump Avenue).	*1,054
			Just upstream of Beck Avenue	*1,083
			About 1,500 feet upstream of State Route 44	*1,107
			Just downstream of County Highway 179	*1,120
		Plum Creek	About 0.7 mile upstream of Leaver Road	*947
			About 0.8 mile upstream of Strausser Street	*975
			Just downstream of State Route 236	*1,015
		Beech Creek	Just upstream of Vine Street	*1,052
			Just downstream of Beeson Street	*1,065
		West branch Nimishillen Creek	About 800 feet downstream of Interstate 77	*1,043
			About 400 feet downstream of Interstate 77	*1,044
			About 150 feet upstream of 38th Street Northeast	*1,052
			Just upstream of Schneider Street	*1,086
			Just upstream of Mr. Pleasant Street	*1,099
			Just downstream of Midway Street	*1,127
		Chatham ditch	About 1,050 feet downstream of Marquardt Avenue	*1,090
			Just upstream of 7th Street Northeast	*1,100
			About 400 feet upstream of 7th Street Northeast	*1,101
		Tributary No. 1	Within community	*1,054
		Hayden ditch	At mouth at Sherrick Run	*1,050
			About 150 feet downstream of State Route 43	*1,051
			Just upstream of State Route 43	*1,056
			About 2,000 feet upstream of State Route 43	*1,057
		Black Run	About 1,100 feet downstream of Lincoln Street	*1,063
			About 400 feet upstream of Robertsville Avenue	*1,083
		Reemsynder ditch	At mouth at McDowell Ditch	*1,048
			Just upstream of Hiram Road	*1,051
			About 1,500 feet downstream of Whipple Avenue	*1,051
			Just downstream of Whipple Avenue	*1,059
		Sandy Creek	Just downstream of dam	*960
			About 3,500 feet upstream of Waynesburg Drive	*967
			About 2,400 feet downstream of State Highway 183	*1,058
		Indian Run	At mouth at Sandy Creek	*963
			Just upstream of Goodland Road	*969
		Little Sandy Creek	At mouth at Sandy Creek	*965
			Just downstream of Minerva Road	*966
		Sherrick Run	Just upstream of Allen Ford Avenue	*1,005
			About 150 feet upstream of Cherry Avenue Southeast	*1,030
			About 1,600 feet upstream of confluence of Hayden ditch.	*1,054
		McDowell ditch	At mouth at west branch Nimishillen Creek	*1,043
			Just upstream of Everhard Road	*1,059
			At confluence of Zimmer ditch	*1,062
		McDowell ditch diversion channel	At confluence with McDowell ditch	*1,048
			Just downstream of Interstate 77	*10,050
			Just upstream of Interstate 77	*1,055
			At divergence with McDowell ditch	*1,055
		Middle branch Nimishillen Creek	About 1,800 feet downstream of Spangler Street Northeast.	*1,048
			Just upstream of middle branch Avenue Northeast	*1,060
			Just downstream of Diamond Street	*1,103
		Zimber ditch	Just upstream of Chessie System	*1,064
			Just downstream of Mount Pleasant Street	*1,086

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Firestone ditch	At mouth at middle branch Nimishillen Creek	*1,078
			Just upstream of Amsel Avenue	*1,086
			Just downstream of Norfolk and Western Railway	*1,095
			Just upstream of Norfolk and Western Railway	*1,110
			Just downstream of Applegrove Street	*1,101
		Sippo Creek	Just upstream of Hankins Street	*1,016
			At confluence of Johney ditch	*1,031
		Johney ditch	Just upstream of Briardale Drive	*1,035
			Just upstream of Roanoke Street	*1,039
			Just downstream of Perry Drive	*1,034
		Fairhope ditch	At mouth at east branch Nimishillen Creek	*1,072
			Just upstream of Conrail (upstream crossing)	*1,078
			About 300 feet downstream of Atlantic Boulevard	*1,095
			Just upstream of Atlantic Boulevard	*1,101
			About 2,100 feet upstream of Broadview Avenue	*1,109

Maps available for inspection at the Subdivision Engineer's Office, Stark County Office Building, Canton, Ohio.

Send comments to Honorable Jerry Patrick, President of the County Commissioners, Stark County, Stark County Office Building, Canton, Ohio 44702.

Pennsylvania	Altoona, city, Blair County	Burgoon Run	Downstream corporate limits	*1,080
			58th Street (upstream side)	*1,106
			Upstream corporate limits	*1,131
		Mill Run	Downstream corporate limits	*1,053
			Coleridge Avenue (upstream side)	*1,072
			Downstream crossing of Union Avenue (upstream side).	*1,080
			Upstream crossing of Union Avenue (upstream side)	*1,112
			6th Avenue and 31st Street (upstream side)	*1,139
			West Chestnut Avenue (upstream side)	*1,166
		Spring Run	Downstream corporate limits	*1,157
			14th Avenue (upstream side	*1,185
			Approximately 50' upstream of East Penn Avenue	*1,224
			Upstream corporate limits	*1,238
		Brush Run	Downstream corporate limits	*1,097
			14th Street (upsteam side)	*1,125
			Approximately 120' downstream of 7th Street	*1,146

Maps available for inspection at the City Engineer's Office, City Hall, Altooona, Pennsylvania.

Send comments to Honorable Allan G. Hancock, Mayor of Altoona, City Hall, Altoona, Pennsylvania 16603.

Pennsylvania	Manheim, township, York County	Codorus Creek	Confluence with west branch Codorus Creek	*520
			Legislative Route 66154 (upstream)	*529
			Sinsheim Road (upstream)	*542
			Kitzmiller Road (upstream)	*553
			Pentland Road (2nd crossing) (upstream)	*576
			Snyder Mill Road (upstream)	*598
			Pennsylvania Route 216	*649
			Wool Mill Road (upstream)	*663
			Glenville Road (upstream)	*692
			Wolfgang School Road (upstream)	*709
		Tributary No. 1	Confluence with Codorus Creek	*656
			Farm Road (upstream)	*674
			Approximately 1,550' downstream of Wool Mill Road	*700
			Wool Mill Road (upstream)	*728

Maps available for inspection at the Township Municipal Building, Manheim, Pennsylvania.

Send comments to Honoralbe Kenneth Smith, Chairman of the Manheim Board of Supervisors, R.D. 1, Glen Rock, Pennsylvania 17327.

Rhode Island	Portsmouth, town, Newport County	Narragansett Bay	Entire shoreline of Patience Island	*18
			Prudence Island, western shoreline from Providence Point south to approximately 0.5 mile south of Middle Road (extended).	*18
			Prudence Island, eastern shoreline from approximately 0.2 mile north of Madison Avenue (extended) to Providence Point.	*18
			Shoreline from southern corporate limits to Mount Hope Bridge.	*17
			Entire shoreline of Hog Island	*17
		Mount Hope Bay	Mount Hope Bridge to common fence point	*17
		Sakonnet River	Common fence point to Conrail bridge	*17
			Conrail bridge to approximately 0.1 mile north of Child Street (extended).	*20
			Approximately 0.1 mile north of Child Street (extended) to southern corporate limits.	*17

Maps available for inspection at the Office of the Building Official, Town Hall, 2200 East Main Road, Portsmouth, Rhode Island.

Send comments to Honorable L. Paul Poirier, President of the Portsmouth Town Council, Town Hall, 2200 East Main Road, Portsmouth, Rhode Island 02871.

South Carolina	Town of Atlantic Beach, Horry County	Atlantic Ocean	Approximately 150 feet seaward of intersection of 1st Avenue and 31st Avenue South along 31st Avenue South.	*16
			Approximately 50 feet seaward of intersection of 1st	*14

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Avenue and 31st Avenue South along 31st Avenue South.	

Maps available for inspection at Town Hall, 701 30th Avenue South, Atlantic Beach, South Carolina.

Send comments to Mayor Cleveland Stevens, or Mr. Isaac Parmley, Building Inspector, Atlantic Beach Town Hall, P.O. Box 1425, North Myrtle Beach, South Carolina 29582.

South Carolina	Town of Briarcliff Acres, Horry County	Atlantic Ocean	Intersection of Ocean View Drive and Cabana Drive	*13

Maps available for inspection at Mayor Turner's home at 30 Center Drive or Councilman Richard Rolses' home at 152 Pinetree Lane, Briarcliff Acres, South Carolina.

Send comments to Mayor B. L. Turner, 30 Center Drive or Councilman Richard Rolses, 152 Pinetree Lane, c/o Town of Briarcliff Acres, Myrtle Beach, South Carolina 29577.

South Carolina	City of Myrtle Beach, Horry County	Atlantic Ocean	Intersection of 3rd Avenue South and Ocean Boulevard.	*13
			Intersection of 72nd Avenue North and Ocean Boulevard.	*13

Maps available for inspection at City Hall, Tenth and Broadway Avenues, Myrtle Beach, South Carolina 29577.

Send comments to Mayor Erik B. Ficken, or Mr. Carey F. Smith, City Manager or Mr. Gary Williams, Building Inspector, City Hall, P.O. Box 2468, Myrtle Beach, South Carolina 29577.

South Carolina	Town of North Myrtle Beach, Horry County	Atlantic Ocean	Intersection of 55th Avenue North and Nixon Street	*15
			Intersection of 27th Avenue North and Nixon Street	*15
			Intersection of Main Street and Ocean Boulevard	*14
			Intersection of 21st Avenue South and Ocean Boulevard South.	*14
			Intersection of 46th Avenue South and Ocean Boulevard.	*14

Maps available for inspection at Town Hall, 1801 Highway 17 South, North Myrtle Beach, South Carolina 29582.

Send comments to Mayor Joseph J. Saleeby or Mr. Jack Ethredge, Town Manager, Town Hall, P.O. Box 1038, North Myrtle Beach, South Carolina 29582.

South Carolina	Town of Surfside Beach, Horry County	Atlantic Ocean	Intersection of Surfside Drive and Ocean Boulevard	*16
			Intersection of Pinewood Drive and Surfside Drive	*15
			Intersection of Myrtle Drive and Juniper Drive	*14

Maps available for inspection at Town Hall, Highway 17 South, Surfside Beach, South Carolina 29577.

Send comments to Mayor H. B. Huckabee or Mr. Dan Thomas, Building Inspector, Town Hall, Highway 17 South, Surfside Beach, South Carolina 29577.

Texas	City of Clear Lake Shores, Galveston County	Clear Lake	At intersection of Ivy Road and Clear Lake Road	*11
			20 feet west of intersection of Forest Road and Oak Road.	*11
			At intersection of Maple Road and Ivy Road	*11

Maps available for inspection at City Hall, 931 Cedar Street, Clear Lake Shores, Texas 77565.

Send comments to Mayor Joe E. Lee or Jean Rothwell, City Secretary, City Hall, P.O. Box 75, Clear Lake Shores, Texas 77565.

Texas	City of Dallas, Dallas, Denton, Collin, Rockwall, and Kaufman Counties.	Trinity River	Just downstream of I-635	*397
			Just downstream of Central Expressway	*407
			Just upstream of Houston Street	*414
			Just downstream of Texas Pacific Railroad	*415
			Just upstream of Hampton Road	*420
		West fork of Trinity River	Just upstream of confluence with Trinity River	*423
			Just downstream of corporate limits	*424
		Elm fork of Trinity River	Just downstream of Empire Freeway	*424
			Just upstream of State Highway 348	*427
			Just downstream of Royal Lane	*429
			Just upstream of Valley View Lane	*434
		Hickory Creek	Just upstream of Edd Road	*415
			Just upstream of Ravenview Road	*435
		Stream 4C3	Just downstream of Kleberg Road	*404
			Just upstream of Woody Road	*441
		Stream 4C6	Just about 150 feet from the corporate limits	*452
		Stream 4C1	Just about 335 feet from the corporate limits	*393
		Prairie Creek	Just upstream of Fireside Drive	*412
			Just upstream of Elam Road	*437
			Just downstream of Bruton Road	*472
			Just downstream of Prairie Creek Road	*480
			Just downstream of Military Parkway	*505
			Just upstream of Southern Pacific Railroad	*529
		Hatfield branch	Just upstream of Fireside Drive	*418
			Just downstream of St. Augustine Drive	*452
			Just downstream of Lake June Road	*493
		Rylie branch	Just upstream of St. Augustine Road	*420
			Just upstream of Seagoville Road	*452
			Just downstream of Acres Drive	*464
		Pleasant branch	Just upstream of Prairie Road	*472
			Just downstream of Bruton Road	*477
		Lake June	Just upstream of branch Lake June Road	*465
			Just upstream of St. Augustine Road	*469
		Estes branch	Just upstream of Bluff Creek Drive	*483
		Cypress branch	Just downstream of Jennie Lee Lane	*481
		Town East	Approximately 800 Branch feet upstream of the confluence with Prairie Creek.	*510
		Elam Creek	Just downstream of Gayglen Drive	*399
			Just downstream of Elam Road	*426
			Just downstream of Southern Railway	*441
			Just downstream of Lake June Road	*465
			Just downstream of Tillman Street	*484
		Stream 4B5	Just upstream of East Bound Loop 12	*417
		Fivemile Creek	Just upstream of Simpson Stuart Road	*409

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Just upstream of Bonnie View Road	*429
			Just upstream of Lancaster Road	*447
			Just downstream of Marsalis Avenue	*470
			Just downstream of Interstate Highway 35	*481
			Just downstream of Polk Street	*502
			Just downstream of Rugged Drive	*518
			Just downstream of West Kiest Boulevard	*529
			Just downstream of Spring Valley Lane	*558
			Just upstream of Coombs Creek Drive	*566
			Just upstream of Ledbetter Bridge	*580
			Just upstream of West Keist Boulevard	*595
			Just downstream of Ledbetter Drive	*653
		Newton Creek	Just downstream of Highway 45	*404
			Just downstream of Bonnie View Road	*453
		Wilson branch	Just upstream of J.J. Lemon Road	*425
			Just downstream of Tioga Street	*440
		Memory branch	Just upsteam of confluence with Wilson branch	*448
		Whites Creek	Just downstream of Langdon Drive	*441
			Just downstream of Cleveland Road	*470
		Moreland branch	Just downstream of Cleveland Road	*472
		Sheppard branch	Just downstream of Langdon Drive	*467
			Just downstream of Cleveland Road	*492
		Santa Rosa branch	Approximately 800 feet upstream of confluence with Floyd branch.	*472
		Stream 5A1	Just upstream of Barnabus Drive	*477
		Alta Mesa branch	Just upstream of Persimmon Road	*441
			Just downstream of Simpson Stuart Road	*470
		Ricketts branch	Approximately 200 feet upstream of Houston School Road.	*489
			Just upstream of Wheatland Road	*598
		Runyon Springs branch	Just downstream of Crouch Road	*463
			Approximately 350 feet upstream of the confluence of Barney branch.	*499
		Barney branch	Just downstream of Wheatland Road	*525
		Parrish branch	Just upstream of Wheatland Road	*593
		Herring branch	Just downstream of Greenspan Avenue	*579
			Just downstream of Cleardale Drive	*592
		Lisbon branch	Just upstream of Ledbetter Drive	*455
			Just upstream of Adelaide Drive	*467
		Alice branch	Just downstream of Ann Arbor Avenue	*477
		Red Bird branch	Just upstream of Lake Placid Road	*591
			Just upstream of Reynoldston Road	*568
		South prong of Fivemile Creek	Just downstream of Hampton Road	*562
			Just downstream of Boulder Drive	*599
			Just downstream of Westmoreland Road	*622
			Just downstream of Camp Wisdom Road	*682
		Brooklawn branch	Just upstream of Chaucer Place	*605
			Just downstream of Camp Wisdom Road	*593
		Boulder branch	Just downstream of Camp Wisdom Road	*619
		Ranchita branch	Just downstream of Cockrell Hill Road	*668
		Corral branch	Just upstream of Cockrell Hill Road	*658
		Adams branch	Just upstream of confluence with Fivemile Creek	*498
		Red Bud Branch	Just downstream of West Kiest Boulevard	*541
			Just downstream of Nokomis Avenue	*529
		Crow Creek	Just upstream of Hampton Road	*538
			Just downstream of Westmoreland Avenue	*561
			Just downstream of Ledbetter Drive	*632
		Old Hickory branch	Just downstream of Ledbetter Drive	*567
			Just downstream of Boulder Drive	*595
		Hardin branch	Just downstream of Kiest Boulevard	*565
			Just downstream of Kiest Crest Drive	*593
		Stream 5A3	Just downstream of Atchison Topeka and Santa Fe Railroad.	*596
			Just downstream of Cooms Creek Drive	*660
		Ledbetter branch	Just upstream of Duncanville Road	*639
			Just downstream of Cockreel Hill Road	*588
		Kenwood branch	Just upstream of Wisteria Drive	*633
			Just upstream of La Rue Street	*638
		Honey Springs branch	Just upstream of Central Expressway	*412
			Just upstream of Overton Road	*488
			Just upstream of Sunnyvale Street	*505
		White Rock Creek	Just upstream of Scyene Road	*406
			Just upstream of Missouri Pacific Railroad	*417
			Just upstream of Mockingbird Lane	*466
			Just upstream of Abrams Road	*480
			Just upstream of Forest Lane	*508
			Just upstream of Alpha Road	*544
			Just upstream of Beltline Raod	*561
			Just upstream of West Grove Road	*578
			Just upstream of Frankford Road	*595
		Stream 5B1	Just upstream of Jim Miller Road	*421
			Just upstream of Scyene Road	*448
		Stream 5B2	Just upstream of Loganwood Street	*453
			Just upstream of NcNeil Street	*479
		Stream 5B3	150 feet upstream of confluence with stream 5B1	*433
		Stream 5B38	Just upstream of Hatcher Street	*406
			Just downstream of Reed Lane	*407
		Peaks branch	Just upstream of Hatcher Street	*410

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Just upstream of Frank Street	*419
		Forney branch	Just upstream of Military Parkway	*445
			Just upstream of Forney Road	*447
			Just upstream of Jim Miller Road	*482
		Stream 5B5	Just upstream of Samuel Boulevard	*424
			Just downstream of Highland Road	*458
			Just upstream of Hunnicut Road	*490
		Stream 5B6	Just upstream of Thornton Freeway	*478
			Just upstream of Jim Miller Road	*514
		Stream 5B9	Just upstream of Grand Avenue	*459
			Just downstream of Lindsley Avenue	*465
		Ash Creek	Just upstream of Highland Road	*435
			Just downstream of Lakeland Drive	*451
			Just downstream of Buckner Boulevard	*472
		South fork of Ash Creek	Just upstream of Ferguson Road	*468
			Just upstream of King Edward Place	*485
		Stream 5B7	Just upstream of Peavy Road	*504
		McComas branch	Just upstream of Meadow Lake Drive	*470
			Just downstream of Sperry Street	*480
			Just upstream of Sperry Street	*487
		Beards branch	Just downstream of Wendover Road	*488
			Just upstream of Wendover Road	*499
		Rush Creek	Just upstream of Lawther Drive	*465
			Just upstream of Santa Barbara Drive	*506
			Just upstream of Trammel Drive	*535
		Williamson branch	Just upstream of Southern Pacific Railroad	*475
			Just upstream of Sperry Street	*497
			Just upstream of Mockingbird Lane	*519
			Just downstream of Abrams Road	*537
			Just upstream of Abrams Road	*546
			Just upstream of Norris Street	*562
		Dixon branch	Just upstream of Buckner Boulevard	*467
			Just downstream of Easton Road	*487
			Just upstream of Northwest Highway	*507
			Just downstream of L.B.J. Freeway	*560
		Stream 5B8	Just upstream of Buckner Boulevard	*500
			Just upstream of Peavy Road	*535
		Stream 5B10	Just upstream of Dixfield Road	*492
			Just downstream of Lochwood Road	*509
			Just upstream of Lochwood Road	*522
		Park branch	Just upstream of Bel-Air Drive	*501
		East prong of Dixon branch	Just upstream of Mediterranean Road	*526
			Just downstream of Rolling Rock Road	*531
			Just upstream of Rolling Rock Road	*538
		Jackson branch	Just downstream of Kingsley Road	*487
			Just downstream of L.B.J. Freeway	*528
			Just downstream of L.B.J. Freeway	*534
			Just downstream of Chimney Hill Road	*561
			Just upstream of Chimney Hill Road	*566
		McCree branch	Just upstream of Missouri-Kansas-Texas Railroad	*477
			Just upstream of Chiswell Road	*478
			Just downstream of Fieldcrest Drive	*486
		Audelia branch	Just downstream of L.B.J. Freeway	*528
			Just upstream of L.B.J. Freeway	*533
			Just upstream of Forest Lane	*552
			Just upstream of Shadow Way	*581
		Caruth Creek	Just upstream of Eastridge Drive	*495
			Just downstream of Hemlock Lane	*536
		Skillman branch	Just downstream of Northwest Highway	*516
			Just upstream of Northwest Highway	*526
			Just downstream of Southwestern Boulevard	*535
		Jenkins branch	Just upstream of Greenville Avenue	*501
			Approximately 100 feet downstream of Boedecker Street.	*572
		Richardson branch	Just upstream of Golf Cart Bridge	*494
			Just downstream of Whitehurst Drive	*534
			Just upstream of Whitehurst Drive	*545
		Royal branch	Just upstream of Central Expressway	*512
			Just upstream of Boedecker Road	*546
			Just upstream of Barrywood Drive	*562
		Cottonwood Creek of White Rock Creek.	Just downstream of Forest Lane	*506
			Just downstream of Road to Texas Instruments	*538
			Just downstream of Spring Valley Road	*561
		Floyd branch of White Rock Creek	Just upstream of Southern Pacific Railroad	*510
			Just upstream of Forrest Lane	*515
			Just downstream of L.B.J. Freeway (Interstate Highway 635).	*541
			Just upstream of L.B.J. Freeway (Interstate Highway 635).	*549
		Hunt branch	Just downstream of Spring Valley Road	*562
		Buffalo Creek	Just upstream of Forest Lane	*519
			Just upstream of Hillcrest Road	*536
		King of Glory branch	Just upstream of Wander Lane	*543
			Just upstream of Forest Lane	*558
		Arapaho branch	Just upstream of Meadow Creek	*553
			Just upstream of Hillcrest Road	*585
			Just upstream of Round Rock Road	*609

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Kiowa branch	Just downstream of Alexis Drive	*553
			Just downstream of La Cosa Drive	*583
			Just downstream of Meadering Way	*647
		McKamy branch	Just upstream of Mapleshade Lane	*674
			Just upstream of private drive	*652
			Just upstream of Shady Lane	*637
			Just downstream of Shady Lane	*629
			Just downstream of Davenport Road	*586
		Osage branch	Just downstream of Davenport Road	*602
			Just upstream of Davenport Road	*607
			Just downstream of Dickerson Street	*657
			Just upstream of Coit Road	*680
		Stream 5B13	Just upstream of Davenport Road	*626
			Just downstream of Shady Lane	*648
			Just upstream of private road	*671
		Stream 5B14	Just upstream of Shady Lane	*645
		Keller Springs branch	Just upstream of Keller Springs Road	*572
			Just downstream of dirt road and dam	*578
			Just upstream of dirt road and dam	*595
		Hall branch	Just upstream of Club Hill Lane	*585
			Just upstream of Hilton Head Road	*613
			Just upstream of Addison Road	*632
		Stream 5B15	Approximately 300 feet upstream of North Forty Place	*597
		Stream 5B16	Just upstream of dirt road	*634
		Stream 5B17	Just downstream of private bridge	*636
		Long branch of Duck Creek	Just upstream of Centerville Road	*533
		Cedar Creek	Just downstream of Corinth Street	*414
			Just upstream of Moore Street	*421
			Just downstream of Clarendon Drive	*443
			Just downstream of Zangs Boulevard	*479
			Just upstream of Tyler Street	*516
			Just upstream of Montclair Avenue	*542
		Little Cedar Creek	Just upstream of Morrell Avenue	*428
			Just upstream of confluence of King's branch	*449
			Just upstream of Stella Avenue	*489
			Just upstream of Iowa Avenue	*519
			Just downstream of Louisiana Avenue	*535
		Kings branch	Just downstream of Denley Drive	*470
			Just downstream of Woodin Boulevard	*535
			Just downstream of Montana Avenue	549
		Cedar Crest branch	Just downstream of Southerland Avenue	*525
			Just upstream of Ozona Street	*548
		Beckley Club branch	Just downstream of Iowa Avenue	*491
			Just downstream of Elmore Avenue	*546
			Just upstream of Hobson Avenue	*563
		South branch of Cedar Creek	Just upstream of Beckley Avenue	*477
			Just downstream of Louisiana Avenue	*504
			Just upstream of Illinois Avenue	*526
		Zang's branch	Just upstream of confluence with south branch of Cedar Creek.	*498
		Elmwood branch	Just downstream of Tyler Street and Vernon Avenue	*515
			Just upstream of Edgefield Avenue	*533
			Just downstream of Hampton Road	*574
			Just upstream of Melbourne Avenue	*595
		Rugged branch	Just downstream of Elmwood Boulevard	*538
			Just downstream of Berkley Avenue	*558
		Coombs Creek	Just upstream of Edgefield Avenue	*448
			Just upstream of Colorado Boulevard	*466
			Just upstream of Hampton Road	*494
			Just downstream of Davis Street	*519
			Just downstream of the intersection of Jefferson Boulevard and Westmoreland Road.	*549
			Just downstream of Clarendon Drive	*590
		Turtle Creek	Just upstream of Dallas North Tollway	*413
			Just upstream of Bowen Road	*443
			Just upstream of Blackburn Street	*453
			Just downstream of Avondale Avenue	*461
		Cedar Springs branch	Just upstream of Lucas Street	*413
			Just upstream of Maple Avenue	*440
			Just downstream of King Road	*465
		Knights branch	Just downstream of Harry Hines Boulevard	*418
			Just downstream of Missouri-Kansas-Texas Railroad	*460
			Just upstream of Missouri-Kansas-Texas Railroad	*467
		West fork of Knights branch	Just downstream of Mockingbird Lane	*448
			Just upstream of Maple Avenue	*456
		Chalk Hill branch	Just upstream of Bernal Drive	*421
			Just upstream of Texas and Pacific Railroad	*433
			Just upstream of Ft. Worth-Dallas Turnpike Ramp	*449
			Just upstream of Hale Street	*491
			Just upstream of Jefferson Boulevard	*592
		Fish Creek	Just upstream of Fish Creek Road	*469
		Stream 8C1	Just upstream of confluence with Mountain Creek	*435
			Just downstream of Jefferson Boulevard	*445
		O'Guinn Creek	Just upstream of Florena Road	*466
			Just upstream of West Kiest Boulevard	*499
			Just upstream of spur 408 northbound service road	*561
			Just upstream of private road	*582
			Just downstream of Cedar Ridge Road	*625

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Mountain Creek	Just upstream of confluence of stream 8C1	*435
			Just upstream of Texas and Pacific Railroad	*458
			Just downstream of I-20	*471
			Just upstream of Camp-Wisdon	*475
		Bachman branch	Just upstream of Harry Hines Boulevard	*425
			Just downstream of Midway Road	*466
			Just dupstream of Royal Lane	*549
			Just downstream of Willow Lane	*588
		Browning branch	Just upstream of Park Lane	*500
			Just upstream of Lake Hill Court	*519
			Just upstream of Walnut Hill Lane	*534
		Slaughter branch	Just upstream of Northwest Highway	*494
			Just upstream of Inwood Road	*500
		Joes Creek	Just upstream of Willowbrook Road	*431
			Just downstream of Brockbank Drive	*440
			Just upstream of Lombardy Lane	*450
			Just upstream of Shady Oak Lane	*490
			Just upstream of Northaven Road	*540
		East fork of Joes Creek	Just upstream of Dam	*515
		West fork of Joes Creek	Just downstream of Manana Drive	*430
			Just upstream of Walnut Hill Lane	*435
			Just downstream of Denton Drive	*451
		Farmers branch	Just upstream of I-635 north access road	*439
		Stream 6D3	Just upstream of Marsh Lane	*614
			Just downstream of Old Trinity Mills Road (approximately 2,000 feet east of the intersection of Kelly Springfield Boulevard and old Trinity Mills Road).	*585
			Just upstream of Old Trinity Mills Road (approximately 1,100 feet east of the intersection of Kelly Spring-Boulevard and Old Trinity Mills Road).	*572
		Stream 6E1	Just upstream of Marsh Lane	*596
			Just downstream of Marsh Lane	*590
			Just upstream of Kelly Springfield Road	*550
			Just upstream of the St. Louis-San Francisco Railway	*534
		Duck Creek	Just upstream of limit of detailed study	*410
			Approximately 1,300 feet downstream of East Fork Road.	*412
		Rowlett Creek	Just upstream of Rowlett Road	*437
			Just upstream of Miller Road	*444
			Just upstream of Missouri-Kansas-Texas Railroad	*451
		Long branch of Rowlett Creek	Approximately 100 feet downstream of Kirby Road	*438
		Stream 2D1	Just downstream of dam	*446
			Just upstream of dam	*447
		Stream 2E10	Approximately 550 feet downstream of Chiesa Road	*441
		Muddy Creek	Just downstream of Liberty Grove Road	*442
		Stream 2E9	Approximately 850 feet downstream of Edgewater Road.	*440
		Stream 2E2	Approximately 2,200 feet downstream of Liberty Grove Road.	*440
		Stream 2A5	Just downstream of Dalrock Road	*440
			Just upstream of Dalrock Road	*446
		Stream 2A4	Just downstream of Dalrock Road	*439
			Just upstream of Dalrock Road	*444
		Stream 2A3	Just downstream of dirt road	*439
			Just upstream of dirt road	*444
		Cottonwood Creek (east fort—Trinity River.	Just downstream of Liberty Grove Road (flooding controlled by backwater from Lake Ray Hubbard).	*437
			Just upstream of Liberty Grove Road	*445
		Lake Ray Hubbard	Entire shoreline	*437
		Eagle Ford sump	Entire sump area	*416
		Eagle Ford No. 3 sump	Entire sump area	*413
		Trinity-Portland sump	Entire sump area	*413
		Francis Street sump	Entire sump area	*410
		Westmoreland-Hampton sump	Entire sump area	*407
		Pavaho sump	Entire sump area	*409
		Pumping Plant "C" sump	Entire sump area	*404
		Corinth Street sump	Entire sump area	*400
		Hampton-Oaklawn sump	Entire sump area	*405
		Nobles branch sump	Entire sump area	*408
		Record crossing sump	Entire sump area	*404
		Pumping plant "A" sump	Entire sump area	*393
		Beckley Avenue sump	Entire sump area	*430
		Grapevine Creek	Just downstream of Beltline Road	*458
			Just downstream of Moore Road	*466

Maps available for inspection at Public Works Department, 1500 West Mockingbird Lane, Room C24, Dallas, Texas 75235.

Send comments to Ms. Tommie McPherson, Director of Public Works, 1500 West Mockingbird Lane, Room C24, Dallas, Texas 75235.

Texas	City of Hitchcock, Galveston County	Lower Highland Bayou	Just upstream of Fairwood Road	*12
			Just upstream of Delaney Road	*12
		Upper Highland Bayou (flooding on this stream due to Galveston Bay).	Just upstream of Rural Road	*12
		Marchand Bayou	Just upstream of Main Street	*12
		Unnamed tributary 3	Just upstream of Delaney Road	*12
			Approximately 160 feet downstream of Temple Drive	*13

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
Maps available for inspection at City Hall, 7423 Highway 6, Hitchcock, Texas 77563.				
Send comments to Mayor Harry W. Robinson or Mr. Robert Freeman, Building Inspector, City Hall, 7423 Highway 6, Hitchcock, Texas 77563.				
Texas	Village of Jamaica Beach, Galveston County	Gulf of Mexico	Intersection of Beach Comber Road and Jamaica Beach Road.	*16
			Intersection of San Luis Pass Road and Buccaneer Drive.	*15
			Intersection of John Davis Road and Buccaneer Drive	*14
			Intersection of Jamaica Cove Road and Bahama Way	*13
			Intersection of Tortuga Way and Spanish Main	*12
Maps available for inspection at Village Hall, 16628 San Luis Pass Road, Jamaica Beach, Texas 77551.				
Send comments to Mayor Charles O. Koch or Ms. Joan S. Walstead, Village Administrator, Village Hall, P.O. Box 5264, Galveston, Texas 77551.				
Texas	City of Kemah, Galveston County	Galveston Bay	At corner of Kipp and East 3rd Street	*13
			At corner of Bradford and East 6th Street	*11
		Clear Lake	At Harbor Lane extension and Clear Creek	*13
Maps available for inspection at City Hall, 602 Bradford Street, Kemah, Texas 77565.				
Vermont	Highgate, town, Franklin County	Lake Champlain	Flooding affecting the Missisquoi River	*102
		Missisquoi River	At Missisquoi National Wildlife Refuge boundary	*102
			Approximately 6,800' upstream Missisquoi National Wildlife Refuge boundary.	*107
			At confluence of Hungerford Brook	*124
			Downstream New County Route 2	*150
			Upstream Highgate Falls dam	*181
			Approximately 5,000' upstream Highgate Falls dam	*182
			Approximately 10,000' upstream Highgate Falls dam	*192
			Approximately 10,000' upstream Highgate Falls dam	*195
			Upstream County Route 6	*212
			Approximately 5,000' upstream County Route 6	*217
			At upstream corporate limits	*219
Maps available for inspection at the Town Clerk's Office, Municipal Building, R.F.D. 1, Highgate, Vermont.				
Send comments to Honorable Hyacinthe Beaulieu, Chairman of the Highgate Board of Selectmen, Municipal Building, R.F.D. 1, Highgate, Vermont 05459.				
Vermont	Swanton, town, Franklin County	Missisquoi River	At Missisquoi National Wildlife Refuge boundary	*102
			Downstream corporate limits	*107
			Approximately 5,500' upstream corporate limits	*110
			Downstream Village of Swanton corporate limits	*111
			Abandoned covered railroad bridge	*119
			Central Vermont Railroad	*121
			Upstream U.S. Route 7 bridge	*123
			Upstream corporate limits	*124
Maps available for inspection at the Town Clerk's Office, Academy Street, Swanton, Vermont.				
Send comments to Honorable Gordon Campbell, Chairman of the Swanton Board of Selectmen, Town of Swanton, P.O. Box G, Swanton, Vermont 05488.				
Vermont	Swanton, village, Franklin County	Missisquoi River	Downstream corporate limits (extended)	*110
			Downstream corporate limits	*111
			Downstream Swanton Village dam	*113
			Upstream corporate limits (extended)	*119
Maps available for inspection at the Village Offices, First and Elm Streets, Swanton, Vermont.				
Send comments to Honorable Leon Babie, Village President of Swanton, Village Offices, First and Elm Streets, Swanton, Vermont 05488.				
Virginia	Chesterfield County	James River	Confluence of Kingsland Creek	22
			Downstream of the city of Richmond (downstream county boundary).	*27
			Second downstream county boundary extended	*138
			Upstream county boundary extended	*145
		Falling Creek	Confluence with the James River	*25
			Upstream of U.S. Routes 1 and 301	*39
			Upstream of State Route 150 (downstream crossing Chippenham Parkway).	*43
			Upstream of Cogbill Road	*56
			Upstream of Hopkins Road	*93
			Upstream of State Route 150 (upstream crossing Chippenham Parkway).	*109
			Upstream of State Secondary Route 643 (Turner Road).	*140
			Upstream of State Secondary Route 651 (Belmont Road).	*149
			Upstream of State Secondary Route 649 (Newbys Bridge Road.	*161
			Upstream Gregorys Dam	*174
			Upstream of State Secondary Route 653 (Courthouse Road).	*187
			Upstream Lucks Lane	*212
			Upstream of U.S. Route 60 (Midlothian Highway)	*242
			Upstream of Old Buckingham Road	*249
		Pocoshock Creek	Confluence with Falling Creek	*107
			Upstream of dam	*128
			Upstream of State Route 150 (Chippenham Parkway)	*139
			Upstream of State Secondary Route 650 (Turner Road).	*152

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Downstream of State Secondary Route 647 (Walmsley Boulevard).	*163
			Upstream of U.S. Route 360	*179
			Upstream of Twilight Lane	*201
			Upstream of Providence Road	*207
			Upstream of South Arch Road	*225
			Upstream of Sturbridge Drive	*281
		Proctors Creek	Confluence with the James River	*19
			Upstream of Seaboard Coast Line Railway (downstream crossing).	*25
			Upstream of Interstate Route 95	*46
			Upstream of U.S. Route 1-301	*68
			Upstream of State Route 145 (Chester Road)	*103
			Upstream of Seaboard Coast Line Railway (3rd crossing).	*120
			Upstream of confluence of Crooked branch	*126
			Upstream of Salem Church Road	*148
		Great branch	Confluence with Proctors Creek	*103
			Upstream of State Route 145 (Chester Road)	*114
			Upstream of Seaboard Coast Line Railway	*126
			Upstream State Secondary Route 632	*145
		Great branch tributary	Confluence wih Great branch	*126
			Approximately 2,450 feet upstream of confluence of Great branch.	*132
		Redwater Creek	Confluence with Proctors Creek	*19
			Upstream of Coxendale Road	*48
			Downstream of Osborne Road	*65
			Approximately 4,800 feet upstream of Osborne Road	*106
		Crooked branch	Confluence with Proctors Creek	*126
			Upstream of Centralia Road	*147
			Approximately 8,100 feet upstream of Centralia Road (approximately 100 feet downstream of Hollyberry Drive).	*172
		Kingsland Creek	Confluence with the James River	*22
			Upstream of Seaboard Coast Line Railway spur	*55
			Upstream of Interstate Route 95	*63
			Upstream of U.S. Route 1-301	*76
			Upstream of Seaboard Coast Line Railway (downstream crossing).	*88
			Upstream of Seaboard Coast Line Railway (upstream crossing).	*107
			Upstream of confluence with Reedy Creek	*115
			Upstream of State Secondary Route 641 (Beulah Road).	*131
			Upstream of State Route 10	*182
		Johnson Creek	Confluence with the James River	*8
			Upstream Allied Chemical Road	*14
			Upstream of Spruce Avenue	*23
			Upstream of North Enon Church Road (State Secondary Route 746.	*45
			Upstream of Seaboard Coast Line Railway	*57
			Upstream of Kingston Avenue	*76
			Downstream of Inge Road	*99
			Upstream of Old Bermuda Hundred Road	*112
		Appomattox River	Downstream county boundary	*8
			Upstream of Chesterfield Avenue	*28
			Upstream of Seaboard Coast Line Railway	*41
			Upstream of Pickett Avenue	*87
			Upstream of upstream Vepco dam	*121
			Downstream of Brasfield Dam	*132
		Swift Creek	At confluence with the Appomattox River	*8
			Upstream of Interstate Route 95	*13
			Upstream of Seaboard Coast Line Railway	*26
			Upstream of State Secondary Route 625 (Brander's Bridge Road).	*69
			At confluence of Franks branch	*90
			Upstream of State Secondary Route 631 (Bradley Bridge Road).	*104
			Upstream of State Secondary Route 655 (Beach Road).	*128
			Upstream of Pocahontas State Park dam	*141
			Upstream of State Secondary Route 653 (Qualla Road).	*149
			Upstream of State Secondary Route 654 (Bailey Bridge Road).	*156
			Upstream of U.S. Route 360	*175
		Licking Creek	At Confluence with Swift Creek	*109
			At Confluence first branch	*129
			Upstream of State Secondary Route 636 (Nash Road)	*144
		Timsberry Creek	Confluence with Swift Creek	*13
			Upstream of Seaboard Coast Line Railway	*67
			Approximately 7,900 feet upstream of Tipton Hill Street (downstream of State Route 144).	*96
		Timsberry Creek tributary	Confluence with Timsberry Creek	*68
			Upstream of State Route 144	*83
		Nuttree branch	Confluence with Swift Creek	*160
			Upstream of dam	*164
			Upstream of Hull Street (U.S. Route 360)	*187

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
		Ashton Creek	Confluence with the Appomattox River	*8
			Upstream of State Secondary Route 746	*20
			Upstream of State Secondary Route 620	*45
			Upstream of Interstate Route 95	*56
			Upstream of Seaboard Coast Line Railway	*93
			Downstream of State Route 144	*106
		Oldtown Creek	Upstream of Seaboard Coast Line Railway (downstream crossing.	*68
			Downstream of Branders Bridge Road	*73
			Downstream of Woodpecker Road	*82
			Upstream of Hickory Road (State Secondary Route 628).	*94
			Downstream of Warren Avenue	*108
			Downstream of Halloway Avenue	*120
			Downstream of Matoaca Road	*142
		Oldtown Creek tributary	Confluence with Oldtown Creek	*124
			Upstream of Matoaca Road	*131
		Tomahawk Creek	Confluence with Swift Creek Reservoir	*183
			Upstream of State Secondary Route 652 (Old Hundred Road).	*204
			Upstream of Otterdale Road	*224
			Downstream of Southern Railway	*271
		Little Tomahawk	Confluence with Swift Creek Reservoir	*183
			Upstream of State Secondary Route 652	*199

Maps available for inspection at the County Courthouse, Chesterfield, Virginia.

Send comments to Honorable Richard L. Hendrick, Chesterfield County Administrator, County Courthouse, Chesterfield, Virginia 23832.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended (42 U.S.C. 4001–4128); Executive Order 12127, 44 FR 19367; and delegation of authority to the Associate Director)

Issued: June 22, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18672 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

---

44 CFR Part 67

[Docket No. FEMA-6333]

National Flood Insurance Program; Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed rule: Revision.

SUMMARY: Technical information or comments are solicited on the proposed base (100-year) flood elevations listed below for selected locations in the City of Port Arthur, Jefferson County, Texas.

Due to recent engineering analysis, this proposed rule revises the proposed determinations of base (100-year) flood elevations published in 47 FR 24370 on June 4, 1982, and in the *Port Arthur News* on April 29, and May 6, 1982, and hence supersedes those previously published rules.

DATES: The period for comment will be ninety (90) days following the second publication of this notice in a newspaper of local circulation in the above-named community.

ADDRESSES: Maps and other information showing the detailed outlines of the flood-prone areas and the proposed flood elevations are available for inspection at City Hall, 444 Fourth Street, Port Arthur, Texas 77640.

Send comments to: Mayor Bernis Sadler or Mr. Ross White, City Planner, City Hall, P.O. Box 1089, Port Arthur, Texas 77640.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., National Flood Insurance Program, (202) 287–0230, Federal Emergency Management Agency, Washington, D.D. 20472.

SUPPLEMENTARY INFORMATION: Proposed base (100-year) flood elevations are listed below for selected locations in the City of Port Arthur in accordance with section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 State. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 44 CFR 67.4(A).

These base (100-year) flood elevations are the basis for the floodplain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and their contents.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, to whom authority has been delegated by the Director, Federal Emergency Mangement Agency, hereby certifies that the proposed flood elevation determinations, if promulgated, will not have a significant economic impact on a substantial number of small entities. A flood elevation determination under section 1363 forms the basis for new local ordinances, which, if adopted by a local community, will govern future construction within the floodplain area. The elevation determinations, however, impose no restriction unless and until the local community voluntarily adopts floodplain ordinances in accord with these elevations. Even if ordinances are adopted in compliance with Federal standards, the elevations prescribe how high to build in the floodplain and do not proscribe development. Thus, this action only forms the basis for future

local actions. It imposes no new requirement; of itself it has no economic impact.

List of Subjects in 44 CFR Part 67

Flood insurance, Floodplains.

The proposed base (100-year) flood elevations are:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
Texas	City of Port Arthur, Jefferson County	Rhodair Gully	Just upstream of Port Arthur Road	*10
			Just downstream of U.S. Highway 69	*15
		Alligator Gully	At the intersection of Memorial Freeway and Main "B" Canal.	*3
		Port Acres	At the intersection of State Highway 365 and Wilson Avenue.	*3
		Lakeside	Along Bayou Drive and Cashmere Drive	*1
		Crane Bayou	At the intersection of Main Avenue and 15th Street	*3
		Sabine Pass	At the entrance to Sabine Pass	*21
			Just south of Texas Point at mouth of Texas Bayou	*16
			At the Coast Guard Station at shore side	*13
			At Sabine Pass side	*14
			At Sabine Pass community at intersection of State Highway 87 and Broadway Street.	*12
			At Sabine Pass just upstream of U.S. Highway 82	*12
			At the crossing of State Highway 87 over the Intra-coastal Waterway.	*12
			At Gulf Gate Bridge at Sabine/Neches Canal	*10
			At Main Avenue extended outside of the Levee	*8
			Southwest of the community of Sabine Pass, at the intersection of State Highway 87 and a dirt road located 1.75 miles southwest of South 14th Avenue.	*15
		Neches River	At State Highway 87 (under the control of Wave Height Action).	*9
			At mouth of Molasses Bayou (affected by Wave Height Surge).	*8

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effectively January 28, 1969 (33 FR 17804, November 28, 1968), as amended (42 U.S.C. 4001–4128); Executive Order 12127, 44 FR 19367; and delegation of authority to the Associate Director)

Issued: June 30, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18930 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

---

44 CFR Part 67

[Docket No. FEMA-6333]

National Flood Insurance Program; Proposed Flood Elevation Determinations; Correction

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed rule; correction.

SUMMARY: This document corrects a Notice of Proposed Determinations of base (100-year) flood elevations for selected locations in the Town of Pine Forest, Orange County, Texas.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, National Flood Insurance Program, (202) 287–0230, Federal Emergency Management Agency, Washington, D.C. 20472.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency gives notice of the correction to the Notice of Proposed Determinations of base (100-year) flood elevations for selected locations in the Town of Pine Forest, Orange County, Texas.

These elevations, together with the flood plain management measures required by § 60.3 of the program regulations, are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time enact stricter requirements on its own, or pursuant to policies established by other Federal, State, or Regional entities. These proposed elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and their contents.

Previous publication of proposed base (100-year) flood elevations for the Town of Pine Forest appeared in the *Vidor Vidorian* on April 29 and May 6, 1982. This notice will serve to supersede those previous publications.

Under the source of flooding of Ten Mile Creek, the first location incorrectly reads "Approximately 300 feet upstream of Lake View Road at 15 feet NGVD". This location should correctly read "Approximately 300 feet upstream of Sugar Hill Road at 15 feet NGVD".

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that the (proposed) (final) flood elevation determinations, if promulgated, will not have a significant economic impact on a substantial number of small entities. A flood elevation determination under section 1363 forms the basis for new local ordinances, which, if adopted by a local community, will govern future construction within the floodplain area. The elevation determinations, however, impose no restriction unless and until the local community voluntarily adopts floodplain ordinances in accord with these elevations. Even if ordinances are adopted in compliance with Federal standards, the elevations prescribe how high to build in the floodplain and do not proscribe development. Thus, this action only forms the basis for future local actions. It imposes no new

requirement; of itself it has no economic impact.

List of Subjects in 44 CFR Part 67

Flood insurance, Floodplains.

The location and elevation have been corrected to read as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD).
Texas	Town of Pine Forest, Orange County	Ten Mile Creek	Approximately 300 feet upstream of Sugar Hill Road	*15

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended (42 U.S.C. 4001–4128); Executive Order 12127, 44 FR 19367; and delegation of authority to the Associate Director)

Issued: June 28, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18932 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 67

[Docket No. FEMA-6358]

National Flood Insurance Program; Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed rule.

SUMMARY: Technical information or comments are solicited on the proposed base (100-year) flood elevations listed below and proposed changes to base flood elevations for selected locations in the nation. These base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The period for comment will be ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

ADDRESSES: See table below.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., National Flood Insurance Program, (202) 287–0230, Federal Emergency Management Agency, Washington, D.C. 20472.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency gives notice of the proposed determinations of base (100-year) flood elevations for selected locations in the nation, in accordance with section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 44 CFR 67.4(a).

These elevations, together with the flood plain management measures required by § 60.3 of the program regulations, are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time enact stricter requirements on its own, or pursuant to policies established by other Federal, State, or Regional entities. These proposed elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and their contents.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that the proposed flood elevation determinations, if promulgated, will not have a significant economic impact on a substantial number of small entities. A flood elevation determination under Section 1363 forms the basis for new local ordinances, which, if adopted by a local community, will govern future construction within the floodplain area. The elevation determinations, however, impose no restriction unless and until the local community voluntarily adopts floodplain ordinances in accord with these elevations. Even if ordinances are adopted in compliance with Federal standards, the elevations prescribe how high to build in the floodplain and do not proscribe development. Thus, this action only forms the basis for future local actions. It imposes no new requirement; of itself it has no economic impact.

List of Subjects in 44 CFR Part 67

Flood insurance, Floodplains.

The proposed base (100-year) flood elevations for selected locations are:

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
Louisiana	Unincorporated areas of Terrebonne Parish	Gulf of Mexico	Immaculate Conception Church, located on State Highway 315.	*13
			Dulac School, located approximately 1000 feet west of State Highway 57.	*12

PROPOSED BASE (100-YEAR) FLOOD ELEVATIONS—Continued

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
			Little Caillou Church just east of State Highway 56	*10
			St. Joseph School, located approximately 900 feet west of State Highway 56.	*9

Maps available for inspection at Terrebonne Parish Permit Chief's Office, Parish Courthouse, 500 School Street, Houma, Louisiana 70361.

Send comments to Mr. Calvin Bodden, President, Terrebonne Parish Police Jury or Mr. Pat Gordon, Parish Permit Chief, Terrebonne Parish Courthouse, P.O. Box 2768, Houma, Louisiana 70361.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended (42 U.S.C. 4001–4128); Executive Order 12127, 44 FR 19367; and delegation of authority to the Associate Director)

Issued: June 28, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-18933 Filed 7-13-82; 8:45 am]

BILLING CODE 6718-03-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[BC Docket No. 82-194; RM-3998, RM-4027]

FM Broadcast Station in Monterey, Byrdstown and Lebanon, Tennessee; Order Extending Time for Filing Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; extension for filing reply comments.

SUMMARY: This action extends the time for filing reply comments in a proceeding involving a proposed channel allocation to either Monterey or Byrdstown, Tennessee, in response to a request from counsel for R. Gene Cravens. Counsel states that additional time is needed to prepare an informed response to comments in support of the Byrdstown proposal.

DATE: Reply comments must be filed on or before June 25, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Nancy V. Joyner, Broadcast Bureau, (202) 632–7792.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Order Extending Time for Filing Reply Comments

Adopted: June 9, 1982.

Released: June 15, 1982.

1. On April 2, 1982, the Commission adopted a Notice of Proposed Rule Making and Order to Show Cause, 47 FR 16809, published April 20, 1982, in the above-referenced proceeding. Comments have been filed and reply comments were due June 8, 1982.

2. We now have before us for consideration a request for extension of time for filing reply comments to and including June 25, 1982, submitted by counsel for R. Gene Cravens, the Monterey, Tennessee, proponent. Counsel acknowledges that the request is late pursuant to the requirements of § 1.46(b) of the Commission's rules. Counsel states that in response to the Notice, he timely filed comments in support of its proposal and effectuated service on Robert W. Gallaher, Drew Huffines and Edward M. Johnson (RM–4027), which seeks the conflicting assignment of Channel 296A to Byrdstown, Tennessee.

3. Counsel advises it has recently been apprised that comments were filed by the Byrdstown proponents. Yet it states that contrary to the requirements of § 1.420(a) of the Commission's rules, it was not served with such filing. In view of this oversight, counsel seeks additional time in which to secure and review such filings, and to enable it to prepare an informed response.

4. Although counsel does not indicate the consent of other parties regarding the extension, he states that they have been served with a copy of the request.

5. We are of the view that under the circumstances recited, additional time is warranted. Counsel has provided good cause for waiver of § 1.46(b) since he did not have notice of the comments filed in support of the Byrdstown proposal. Such extension will assure development of a sound and comprehensive record on which to base a decision in this proceeding.

6. Accordingly, it is ordered, that the request for extension of time filed on behalf of R. Gene Cravens, is granted, and the time for filing reply comments in BC Docket No. 82–194 (RM–3998 and RM–4027), is extended to and including June 25, 1982.

7. 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 §§ 0.204(b) and 0.281 of the Commission's rules.

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 82-19030 Filed 7-13-82; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 80-201, RM-3249, RM-3710, BC Docket No. 80-211, RM-3579, BC Docket No. 80-213, RM-3406, RM-3718, 3719, BC Docket No. 81-171, RM-3518, RM-3556, RM-3613, RM-3666, RM-3771]

FM Broadcast Station in North Charleston, Eastover, and Ravenel, South Carolina, FM Broadcast Station Elloree, South Carolina, FM Broadcast Station Mount Pleasant, Parris Island, Batesburg, South Carolina), FM Broadcast Station in Johnston, Leesville, Winnsboro Mills, Saluda, Union, and Batesburg, South Carolina; Order Extending Time for Filing Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; extension for filing reply comments.

SUMMARY: Action taken herein extends the time for filing reply comments to the oppositions filed in a proceeding involving FM channel assignments to various communities in South Carolina, in response to a request from counsel for William G. Dudley, III.

DATE: Reply comments to any or all oppositions filed herein must be filed on or before June 7, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Nancy V. Joyner, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Order Extending Time for Filing Replies to Oppositions to Petitions for Reconsideration

Adopted: May 21, 1982.

Released: May 27, 1982.

In the Matter of Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (North Charleston, Eastover, and Ravenel, South Carolina, BC Docket No. 80-201, RM-3249, RM-3710; Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Elloree, South Carolina), BC Docket No. 80-211, RM-3579; Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Mount Pleasant, Parris Island, Batesburg, South Carolina), BC Docket No. 80-213, RM-3406, RM-3718, RM-3719; and Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Johnston, Leesville, Winnsboro Mills, Saluda, Union, and Batesburg, South Carolina), BC Docket No. 81-171, RM-3518, RM-3556, RM-3613, RM-3666, RM-3771.

1. Five petitions for reconsideration have been filed in the above proceeding, notification of which has been published in the **Federal Register** as they were received, *i.e.*, 47 FR 13403, on March 30, 1982, 47 FR 17335, on April 22, 1982, and 47 FR 20185 on May 11, 1982. Oppositions have been filed with respect to the first two Notices, and replies thereto were due on April 26, and May 17, 1982, respectively.

2. On May 13, 1982, counsel for William G. Dudley, III, a petitioner herein, filed a motion for extension of time to file replies with respect to all oppositions submitted thus far to the five petitions for reconsideration. The extension is sought up to and including the date set for replies in the last notice, to wit, June 7, 1982. In support of its request, counsel states that additional time is needed to review the numerous oppositions and to formulate a proper response.

3. Counsel does not indicate he has received the consent of the other parties to this proceeding, although they were served with the request. We believe the five petitions are sufficiently interrelated that comments and replies on the latter two petitions may address the previously filed petitions. In this way, a sound and comprehensive record on which to base a decision herein can be developed.

4. In accordance with § 1.429(g) of the Commission's rules, it is ordered, That the time for filing replies to any or all of the oppositions filed in this proceeding is extended to and including June 7, 1982.

5. This action is taken pursuant to authority contained in §§ 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and §§ 0204(b) and 0.281 of the Commission's rules.

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 82-19029 Filed 7-13-82; 8:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

Proposed Regulations Governing the Gray Wolf in Minnesota

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule.

SUMMARY: The Service proposes to amend the regulations under which the gray wolf in Minnesota is conserved. The amendment, which would have the effect of returning a great measure of wolf management to the Minnesota Department of Natural Resources, would authorize the State of Minnesota to permit a sport harvest of Gray wolves, and would permit the sale in interstate and international commerce of wolves and wolf pelts lawfully taken in that harvest, provided that the State's tagging requirements were observed and the provisions of the Convention on International Trade in Endangered and Threatened Species were met. The harvest would take place primarily in areas where wolves have repeatedly preyed on livestock, and would be limited by the wolf density figures established in the Fish and Wildlife Service's Eastern Timber Wolf Recovery Plan.

DATES: Comment from the public on this proposed rule must be received September 13, 1982, to be assured consideration. A hearing in Twin Cities, Minnesota will be held on August 4, 1982, at 10 A.M. A hearing in International Falls, Minnesota, will be held on August 11, 1982, at 7 P.M.

ADDRESSES: Submit written comments to the Regional Director (SE), U.S. Fish and Wildlife Service, U.S. Department of the Interior, Bishop Henry Whipple Federal Building, Fort Snelling, Twin Cities, Minnesota 55111. Comments and materials received in response to this proposal will be available for public inspection during normal working hours at the Service's Endangered Species office, Bishop Henry Whipple Federal Building, Fort Snelling, Twin Cities, Minnesota 55111.

The August 4 hearing will be held at: Bishop Henry Whipple Federal Building, Room 568, Fort Snelling, Twin Cities, Minnesota.

The August 11 hearing will be held at: Rainy River Community College, Humanities Building, Room #126, International Falls, Minnesota.

FOR FURTHER INFORMATION CONTACT: Mr. James M. Engel, Senior Staff Biologist, Endangered Species, U.S. Fish and Wildlife Service, Bishop Henry Whipple Federal Building, Fort Snelling, Twin Cities, Minnesota, (612) 725-3596.

SUPPLEMENTARY INFORMATION: The proposed rulemaking is prompted by the Service's view that in certain areas in Minnesota, it may not be necessary to protect the gray wolf from all sport hunting and trapping.

Background

The History of the Species and Its Treatment

The taxonomy of the Gray wolf species can be debated, but it is clear that before North America was settled one or another subspecies of the Gray wolf occurred in most of Canada, the conterminous 48 states, and Mexico. In Canada, the species still occurs in fairly large numbers. The species' range south of Canada has been radically reduced as a consequence of the extensive habitat destruction and human persecution that accompanied the continent's settlement. The Gray wolf population in northern Minnesota is the last large surviving segment of the species south of Canada.

In Minnesota, Gray wolves at one time inhabited nearly all of the State. By 1918, however, the species had been eliminated from the southern two-thirds of the State; but since that time, the numbers of wolves in the State has been relatively stable, and probably has increased somewhat in recent years. The most notable change that the Minnesota wolf population has undergone in recent years has been connected with the areas where the

population is most concentrated. A decade ago, the numbers of wolves in the Superior National Forest, in the northeastern part of the state, was greater than it is at present. With the cessation of timber cutting in the forest, and the consequent maturation of the forest and deterioration of deer habitat, the wolf density in the forest has decreased, and wolves have tended to disperse to the south and west—into the areas identified as zones 2, 3 and 4, as they are delineated on the map appearing at 50 CFR 17.40(d)(1) (1981). In recent years the wolf also has appeared again in northern Wisconsin, where it previously was believed to be extirpated. And in 1981, an estimated 10 to 15 wolves were believed to have made their way into zone 5 in the far western part of Minnesota, where farming and livestock raising are the perdominant land uses.

The stability of the wolf's numbers in Minnesota over recent decades is noteworthy, in light of the wide variations in the treatment which the law has afforded the species. From 1948 to 1965, it was legal for private citizens to hunt wolves. During much of that period, wolves could be hunted from airplanes, on areas outside the Boundary Waters Canoe Area (BWCA) in northeastern Minnesota. In addition, until 1965 the State of Minnesota paid a bounty of wolves, and under the bounty system, from the years 1952 to 1965, the average annual take was 188 wolves. Further, until 1956, the state of Minnesota used its own employees to kill wolves, resulting in an average additional take of from 70 to 150 wolves. When the bounty system and other wolf hunting were eliminated in 1965, it was replaced by a "directed predator control program", under which the state maintained the list of predator "controllers", who could trap in areas where the state determined that predators were causing damage. These persons received $50.00 for each wolf they killed, and were allowed to keep the pelts. During and after the pendency of this program, charges were made that controllers took more wolves than was necessary, and did not confine their trapping efforts to the state-designated areas.

The first Federal protection which the wolf received was indirect: In 1948 all flights under 4,000 feet were prohibited in the BWCA. The effective result was that aerial wolf hunting in the BWCA was stopped as of that year.

The first direct Federal action that concerned wolves occurred in 1967. The Eastern timber wolf (*Canis lupus lycaon*)—a subspecies of wolf that formerly existed from Georgia to Maine and from the east coast to the great plains, and that therefore includes the wolves of Minnesota—was listed as an "endangered species" under the Endangered Species Act of 1967, Publ. L. No. 89–667, 80 Stat. 926. But that Act contained no mechanism for recognizing that a species' status might vary from State to State, and also contained no mechanism for directly protecting any listed species.

In 1967, the Eastern timber wolf was also included in a list of endangered species covered by the Pan American Convention on Nature Protection and Wildlife Preservation in the Western Hemisphere, 56 Stat. 1354. Under that Convention, which was signed in 1942, each contracting government agreed that it would adopt measures to protect any species appearing on the list which the Convention created.

The Endangered Species Act of 1969, Pub. L. No. 91-135, 83 Stat. 275 ("the 1969 Act") authorized the Secretary of the Interior to acquire lands that would be useful as habitat for endangered species, and created Federal penalties both for the unpermitted importation of endangered species and for transporting endangered wildlife in interstate or international commerce if the laws of a state or foreign country were violated. Again, however, no direct protection against taking was afforded to any domestic species, and no provision was made for recognizing that a species might merit different degrees of protection in differenct portions of its range.

In 1970, the Supervisor of the Superior National Forest—which includes the BWCA—prohibited the taking of timber wolves on Federal lands within the Forest, excepting only one district.

Then, on December 28, 1973, Congress repealed the 1969 Act and replaced it with the Endangered Species Act of 1973, 16 U.S.C. 1531–1543 (1976) ("the 1973 Act"). The 1973 Act directed the Secretary of the Interior to review the status of all species that might be facing extinction, and to decide whether such species merited the classification of "endangered" or the less restrictive classification of "threatened" (see 16 U.S.C. 1533 (1976)). It also authorized the Secretary to protect the same species differently in different places, if the species was in greter jeopardy in some places than in others. To ensure that after the passage of the Act there was no hiatus during which no protection was afforded to any species, Congress afforded the full protections of the "endangered" classification to all species which had been listed as endangered under the 1969 Act, (16 U.S.C. 1533(c)(3) [1976]), so the taking of any such species was prohibited. (16 U.S.C. 1538(a)(1)(B) [1976]). Thus, suddenly the wolf in Minnesota was the subject of a panoply of Federal protections, including a very stringent prohibition against taking.

On October 4, 1974, the Minnesota Department of Natural Resources petitioned the Fish and Wildlife Service to exclude the State of Minnesota from the range over which the Eastern timber wolf was considered to be "endangered" under the 1973 Act. In response, the Service issued a Notice of Review in the **Federal Register** of November 21, 1974 (39 FR 40877). Public comment was received, but the Service decided to withhold making any final decision on the state's petition pending formulation of recommendations by the Eastern Timber Wolf Recovery Team, which had been assembled under the provisions of the 1973 Act. After receiving the recommendations of that Team, on June 9, 1977 the Service issued a proposed rulemaking with respect to all members of the Gray wolf species in the United States, including the Eastern timber wolf in Minnesota (42 FR 29527); and after receiving and considering extensive public comment on that proposal, the Service published a final rulemaking on March 9, 1978 (43 FR 9607), which classified all members of the Gray wolf species in the United States as "endangered", except for the Minnesota population, which was classified as "threatened".

The 1973 Act directs the Secretary of the Interior to adopt such protective regulations "as he deems necessary and advisable to provide for the conservation of such species" (16 U.S.C. 1533(d)(1976)). Hence, the Service's final rulemaking in 1978 included the provisions that presently appear at 50 CFR 17.40(d)(1981). Those provisions prohibit the taking of wolves in Minnesota, but provide exceptions for taking in aid of human life, taking to rescue injured or orphaned wolves, taking to dispose of dead specimens, and taking by Government employees or agents of wolves that are committing significant depredations on lawfully present domestic animals.

The Present Regulations: Impact on Depredation

The regulations' exception concerning depredation was adopted in an attempt to deal with the fact that, while the causes and extent of the wolf depredation problem in Minnesota might be debated, it is clear that some wolves prey on domestic livestock. Thus, when

in 1974 the realization dawned in Minnesota that the 1973 Act forbade the taking of all wolves, including even depredating wolves, the Fish and Wildlife Service instituted a wolf trapping program. Under this program, in the years from 1974 through 1977, the wolves trapped by the Service in response to depredations in Minnesota were not killed; instead, because the killing of a species listed as "endangered" was deemed to be inappropriate, they were "translocated" to fairly remote areas within the Superior National Forest, in the northeastern corner of Minnesota.

But, as has been noted above, the wolf carrying capacity of the Superior National Forest was declining during this period, and translocated wolves (which were tagged, and in some instances radio-collared, before release) commonly moved westward out of the Forest, sometimes returning to the exact area from whence they had been trapped. Thus, virtually everyone with an opinion on the subject program considered the translocation program to be unsatisfactory. One farmer went so far as to file a lawsuit, claiming that the Endangered Species Act unconstitutionally deprived him of his property. This lawsuit subsequently was dismissed on the United States' motion (see *Brzoznowski v. Andrus,* Civil No. 5–77–19 [filed June 1, 1981]), and, paradoxically, the United States District Court, in *Fund for Animals v. Andrus,* Civil No. 5–78–66 (filed July 25, 1978; supplementary decision filed August 31, 1978), expressed the view that, in response to these complaints and this lawsuit, the Service had trapped and translocated far too many wolves. Meanwhile, the State of Minnesota had begun paying farmers for livestock lost to wolves.

The Service's response to this problem, in the 1978 regulations, was to authorize the trapping and killing of depredating wolves. Short after this authorization went into effect, it was the subject of litigation in the United States District Court for the District of Minnesota in *Fund for Animals v. Andrus,* cited above. At issue in that case was an Interior Department argument to the effect that its 1978 regulations permitted trapping in advance of depredation, in instances where historic depredation patterns were clear and where large numbers of wolves were present. The Court rejected that argument, and expressed the view that the language of the Service's regulation was very poorly conceived and that an amendment, giving greater latitude to persons charged with controlling depredations, might be in order. During the *Fund for Animals* litigation, the Service had proposed a rulemaking that would have provided such latitude (see 43 F.R. 29019 [July 5, 1978], but ultimately elected not to adopt the amendment, and instead to work within the framework of the regulations as they had been interpreted by the Court.

In the *Fund for Animals* case, the Court read the 1978 regulations to authorize the trapping of wolves within one-quarter mile of a farm at which a depredation had occurred; and since 1978, the Department has employed trappers who have operated within those limits, and who have also experimented with various techniques aimed at preventing depredation without trapping. During the three and one-half years of this program, the Service believes that it has proved to be a basically sound and effective approach, with two exceptions that are noted below.

The statistics gathered by the Service employees who have been conducting depredation control in Minnesota indicate that when the numbers of cattle or sheep available to wolves in Minnesota is considered, depredation has not been a widespread problem. Until 1981, wolf depredation in the State either was stable or declining slightly; and in 1981, when depredation increased, a major contributing factor to the increase was the new presence of wolves in zone 5, where there is almost no wolf habitat, and where therefore the wolf population apparently was obliged to depend to a great extent on livestock for survival.

The statistics also indicate that, when it occurs, wolf depredation is concentrated. The Service's research is summarized in a paper by Dr. Stephen H. Fritts, who has been the Fish and Wildlife Service employee directly responsible for the Service's wolf depredation control and research program in Minnesota. (Dr. Fritts' paper is an attachment to the Service's environmental assessment which addresses this proposed rulemaking.) The paper indicates that two farmers in Minnesota have received nearly 50% of the total payments made by the State under its program for compensating farmers for livestock losses caused by wolves. Further, a relatively small number of farmers made up the bulk of the remaining recipients of such payments.

With respect to the areas subject to depredation, it appears that until 1981, virtually all losses were experienced by farmers whose operations were located in zone 4. In 1981, however, a number of the losses were experienced by farmers in zone 5; but concentrated areas in zone 4, including particularly an area adjacent to the southern boundary of zone 3, in the vicinity of Northome, Minnesota, continued to experience depredation.

The chronic nature of wolf depredation problems in certain areas probably results at least in part from adult wolves learning to depend on livestock for part of their diet (perhaps, in some cases, as a result of poor livestock husbandry practices) and then passing this knowledge on to their pups. When those pups reach maturity, they too probably will commit depredation and, in turn, pass on their knowledge to the next generation.

This problem is one which cannot be dealt with conclusively, under the Service's 1978 regulations, because those regulations, as were interpreted in the *Fund for Animals* case, prohibit the killing of pups. The Service has attempted to solve the problem by using "taste aversion" techniques, in which the Service trapper places beef and cattle hair in the pup's mouth and then gives the wolf lithium chloride to make the animal violently ill; and it may be that this technique has had some effect, but the extent does not appear to be conclusive.

Hence, one of the two aforementioned problems with the Service's present regulations concerning depredation is this treatment of pups: it seems quite likely that more effective long-term depredation control would be afforded by permitting the killing of pups that are trapped near confirmed depredations. This position has been urged by conservation officers of the State of Minnesota, and it is supported by the Service employes engaged in depredation control.

The second problem which the present regulations pose, in the context of depredation, has to do with the distance limitations imposed on trapping in response to depredations. The Service is of the view that some distance limitations clearly are warranted.

In the *Fund for Animals* case, the Court expressed the view that too many wolves—wolves that clearly could have neither killed cattle nor eaten cattle carcasses—were taken during the Service's first attempts, in 1975 through 1978, to respond to depredation. The Court was of the view that these excesses were in part a product of the large distances from depredations the trapping had been permitted: occasionally, traps have been set from five to ten miles away from depredation.

The Service agrees that some distance limitations are warranted, but it has found, since 1978, that the one-quarter mile distance restriction which was established as a result of the *Fund for Animals* decision is too confining. The Service and the State therefore have recommended expansion of the limit to one-half a mile, which would give trappers needed leeway, while still ensuring that the trapping program wasn't abused.

The Present Regulations: What Prohibitions Are "Necessary" To Conserve the Wolf?

In addition to matters concerning depredation there exists in the present regulations a fundamental question concerning the role of the Service's regulations in wolf conservation. All experts on the subject agree that the wolf population in Minnesota is stable, and that it probably will remain that way absent either immense habitat modifications or an all-out systematic "war on wolves". Hence, the question is: What regulations are "necessary and advisable to provide for the conservation" of the wolf, as that phrase is used in the Endangered Species Act?

Put another way, the question is whether it is necessary or even desirable for the conservation of the wolf to prohibit all public taking of wolves (except taking in defense of human life) or whether limited public taking can be consistent with, and in fact foster, a stable wolf population in Minnesota.

This question has been central to discussions on wolf regulations since 1974. The State of Minnesota has repeatedly expressed the view that such a limitation is not necessary; and it has indicated that it will not devote substantial resources to a wolf management plan, unless the plan contained the flexibility to permit a carefully controlled taking of wolves by the public. Similarly, the Service's Eastern Timber Wolf Recovery Team in 1977 recommended, *inter alia*, that in the wolf's peripheral range in Minnesota where the species comes in conflict with humans, the species would best be served by "maintenance of wolf population densities at prescribed levels * * * through a combination of protections and regulated taking". (Wolf Recovery Team Report, at 5.) But in its reclassification of the wolf in 1978, the Service elected not to follow that recommendation of the Recovery Team. The Service said that—

"[f]or the time being, the Service sees no justification for allowing the take of nondepredating wolves. The Service could, however, continue to monitor the situation, as recommended by the team, and would propose new regulations whenever warranted." (42 FR 19528; June 9, 1977.)

The Service also initially rejected the State's management plan for the wolf, in part because the State proposed to authorize a limited public taking of wolves in zones 3 and 4. The Service expressed the view that although such a taking would not hurt the species, neither would it help.

Subsequently, the State has indicated that the public taking which it contemplates in zone 4 would be primarily targeted at areas where wolf depredation on livestock has been recurrent; that the public taking in zone 3 would be limited to the zone's periphery in areas where depredation has been chronic; and that no such public taking would be permitted in either zone if the Minnesota Department of Natural Resources, using generally accepted wildlife census techniques, determined that the average wolf population density in the zone had dropped below the levels which the Service's Wolf Recovery Plan recommended.

In other words, the State of Minnesota now proposes essentially to adopt the Wolf Recovery Plan's approach to managing wolves in the State of Minnesota. Under these circumstances, the Service is of the view that new regulations providing a framework within which the Recovery Team's recommendations and the State's plan—as it has been thus modified to provide for a targeted public harvest of wolves,—would better serve the species in Minnesota than do the Service's present regulations.

Several things have led the Service to this view. First, wolves appear to be at or near the carrying capacity of their habitat in their peripheral range. Thus, a thinning of their numbers, in areas where depredations have been recurring, would increase the amount of prey available to the wolves that remain, and might well inhibit future depredation. Second, wolves in the peripheral areas of their range appear to have become less wary of humans since they have been protected from public taking. Several incidents have occurred in which wolves have shown little or no fear of humans in human habitation. Such fearlessness can only increase the apprehension with which the public regards the species, and the contempt in which all taking regulations are held. Third, it clearly is to the species' advantage to have the State of Minnesota more directly involved in its conservation, given the manpower and resources of the State's Department of Natural Resources. Fourth, a public taking, targeted in the manner which the State intends, coupled with a maintenance of minimum wolf densities recommended in the Recovery Plan, would be consistent with the species' recolonization of appropriate habitat recommended by the Recovery Plan.

Accordingly, the Service has decided to propose amendments to its regulations which would accomplish the changes in depredation control discussed above, and would also permit the limited public taking as outlined in the Minnesota management plan and recommended in the Eastern Timber Wolf Recovery Plan.

Effects of the Rulemaking

Pursuant to the proposed regulation, the Gray wolf will be managed so that acceptable wolf densities are maintained. To achieve this, the proposed rule facilitates management techniques including attention to habitat, prey species and research. In addition, the rule allows four types of taking:

1. Taking by authorized State and Federal officials or agents for limited purposes, such as to aid injured, sick or orphaned specimens, when in the course of official duties.

2. Taking in zones 2 through 5 to control in direct response to particular depredations. This taking must be by certain individuals and must be both in response to depredation and within one-half mile of where the depredation occurred.

3. Regulated public taking is permitted in zones 3, 4, and 5. The extent of this taking cannot cause wolf populations to fall below specified densities for zones 3 and 4, and is primarily in areas where depredations have been recurring—thus tending to produce the effects discussed above. Several other restrictions on this taking are also proposed.

4. Taking by authorized Federal and State employees or agents when the extent of public taking allowed by the State of Minnesota did not, in the preceding season, reach the total allowed by the State. Such taking would give those agencies the flexibility to deal with the possibility that areas may exist where depredation has been recurring and where, because of the difficulty of the terrain or other factors, public taking has been ineffective in reducing the population's density to the desired level. Such taking by Government employees or agents cannot reduce the wolf populations below that specified in the regulation for particular zones.

In addition, any person can take a Gray wolf in Minnesota in self-defense

or the lives of others. Take for scientific research or conservation programs by specified persons is also allowed.

The rule contains restrictions on the sale and transportation of Gray wolves. Persons lawfully taking Gray wolves under the provisions allowing public taking can sell the wolves as long as tagging requirements are met. Such wolves can be exported if the requirements of the Convention on International Trade in Endangered Species of Fauna and Flora are met.

National Environmental Policy Act

A draft environmental assessment has been prepard in conjunction with the proposal. It is on file in the Service's Office of Endangered Species, U.S. Fish and Wildlife Service, Bishop Henry Whipple Federal Building, Fort Snelling, Twin Cities, Minnesota 55111, and may be examined during regular business hours. A determination will be made at the time of final rulemaking as to whether this is a major Federal action which would significantly affect the quality of the human environment within the meaning of section 102(2)(C) of the National Environmental Policy Act of 1969.

Author

This proposed rulemaking is issued under the authority contained in the Endangered Species Act 16 U.S.C. 1531–1543. It was prepared principally by James Engel, Endangered Species Coordinator, Region 3, United States Fish and Wildlife Service; Dr. L. David Mech, Research Biologist, Patuxent Wildlife Research Center, North Central Forest Experiment Station, St. Paul, Minnesota; and John E. Jacobson, Attorney-Advisor, Office of the Field Solicitor, U.S. Department of the Interior, Twin Cities.

Note.—The Department of the Interior has determined that this document is not a major rule under E.O. 12291 and certifies that this document will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). This rule does not contain information collection requirements subject to Office of Management and Budget review under the Paperwork Reduction Act of 1980.

The only entity directly effected by the rule would be the State of Minnesota. This revision would give the State discretionary authority to manage wolf depredation control problems and to conduct regulated harvests. The course of action which the major entity of Minnesota chooses to take when given this discretionary authority is outlined in the Minnesota Timber Wolf Management Plan of 1980. Any economic effect upon small entities will directly result from the wishes of the sovereign State of Minnesota but will indirectly result from this regulation.

There is not expected to be an impact on the number of licensed trappers in Minnesota due to this rulemaking.

The fur industry of Minnesota effected by this rule could experience an increase in income from public take of wolves that has been previously prohibited. Because of the diversity of the impact to trappers, tanners, wholesalers, and furriers it is presently difficult to trace a speculative increase in business. In 1980 over 1.5 million pelts were available to the Minnesota fur industry. These included 1,419,000 muskrat, 42,000 red fox, 4,000 coyote, and 96,000 mink. The impact of 50 additional wolf pelts, although probably beneficial, would be minimal.

Local farmers may experience a decrease in the number of livestock loss to predation, since the sport harvest may effectively reduce the number of depredating animals. All effects are expected to be beneficial.

It is expected that the cost of wolf nuisance control will diminish in Minnesota if the State initiates the proposed management plan. Administration of harvests would require surveys, computation of removal rates, tag allocation, and law enforcement monitoring of harvests. The Minnesota Department of Natural Resources would have to support this additional workload to comply with the wolf management and recovery plans. The biological and enforcement staffs would be available for handling this increased workload.

The State has paid approximately $22,000 compensation for Fiscal Year 1981 to landowners due to loss of property by depredating wolves. It is not known if cost of administrating this management program by the State will offset any revenue gained by removal of nuisance animals.

This finding is the result of staff discussions and the analysis of data provided by FWS Regional Office, Minneapolis and the Minnesota Department of Natural Resources.

Literature Cited

Recovery Plan for the Eastern Timber Wolf, 1978 Minnesota Timber Wolf Management Plan, 1980

List of Subjects in 50 CFR Part 17

Endangered and threatened wildlife, Fish, Marine mammals, Plants (agriculture).

Regulation Promulgation

PART 17—ENDANGERED AND THREATENED WILDLIFE AND PLANTS

Section 17.40(d)(2) of Title 50 of the Code of Federal Regulations is proposed to be revised to read as follows:

§ 17.40 [Amended]

* * * * *

(d) * * *

(2) *Prohibitions.* The following prohibitions apply to the Gray wolf in Minnesota.

(i) *Taking.* Except as provided in this paragraph (d)(2)(i) of this section, no person may take a Gray wolf in Minnesota.

(A) Any person may take a Gray wolf in Minnesota in defense of his own life or the lives of others.

(B) Any employee or agent of the Service, any other Federal land management agency, or the Minnesota Department of Natural Resources, who is designated by his agency for such purposes, may, when acting in the course of his/her official duties, take a Gray wolf in Minnesota without a permit if such action is necessary to:

(1) Aid a sick, injured, or orphaned specimen; or

(2) Dispose of a dead specimen; or

(3) Salvage a dead specimen which may be useful for scientific study.

(4) Designated employees or agents of the Service of the Minnesota Department of Natural Resources may take Gray wolves without a permit in Minnesota, in zones 2, 3, 4, and 5, as delineated in paragraph (d)(1) of this section, in response to depredations by Gray wolves on lawfully present domestic animals; *provided*, that such taking must occur within one-half mile from the place where such depredation occurred.

(C) The Minnesota Department of Natural Resources may permit persons to take Gray wolves in zones 3, 4, and 5, as delineated in paragraph (d)(1) of this section, provided that—

(1) Such taking shall be permitted not more than 5 miles inside the boundary of zone 3, in areas of recurring wolf depredation on lawfully present domestic animals; and the extent of such taking shall be adjusted periodically to maintain an average population density of not less than 1 wolf per ten square miles. The Minnesota Department of Natural Resources may determine population density on the basis of generally accepted wildlife census techniques;

(2) In zone 4, such taking shall be permitted primarily in areas of recurring depredation, and the extent of such taking shall be adjusted periodically to maintain an average population density in the zone of not less than 1 wolf per 50 square miles. The Minnesota Department of Natural Resources may determine population density on the basis of generally accepted census techniques.

(3) During the first year after the effective date of these regulations, not more than 50 Gray wolves may be taken by the public in zone 4.

(D) Any employee or agent of the Service, any other Federal land management agency, or the Minnesota Department of Natural Resources who is designated by his/her agency for such purposes, may, when acting in the

course of his official duties, take a Gray wolf in Minnesota without a permit in any area within which the Minnesota Department of Natural Resources has authorized taking under paragraph (2)(i)(C) of this section, if during the season immediately preceding the taking the persons participating in the season have not taken the number of wolves which the State has permitted to be taken, and such taking by an employee or agent of the Service, any other Federal land management agency or the Minnesota Department of Natural Resources would not reduce the density in the zone in which taking occurs below that specified in paragraph (2)(i)(C) of this section.

(E) Any employee or agent of the Service or the Minnesota Department of Natural Resources, when operating under a Cooperative Agreement with the Service signed in accordance with section 6(c) of the Endangered Species Act of 1973, who is designated by the Service or the Minnesota Department of Natural Resouces for such purposes, may, when acting in the courts of his or her official duties, take a Gray wolf in Minnesota to carry out scientific research or conservation programs.

(ii) *Expert and Commercial Transactions.* (A) Except as provided in paragraph (d)(2)(ii)(B) of this section, or as provided in § 17.32 of this Title, no person may sell or offer for sale in interstate commerce, or export, or in the course of a commercial activity transport, ship, carry, deliver, or receive any Minnesota Gray wolf.

(B) Gray wolves taken in accordance with the provisions of paragraph (d)(2)(i)(C) of this section, and tagged with a locking seal in accordance with the regulations of the Minnesota Department of Natural Resources, may be exported if the requirements of the Convention on International Trade in Endangered Species of Fauna and Flora (see 50 CFR Part 23) are met; and Gray wolves taken and tagged in such manner may be transported, shipped, carried, delivered, or received in interstate commerce in the course of a commercial or noncommercial activity, and may be sold or offered for sale in interstate commerce.

(iii) *Unlawfully taken wolves.* No person may possess, sell, deliver, carry, transport, or ship, by any means whatsoever, a Gray wolf taken unlawfully in Minnesota, except that an employee or agent of the Service, or any other Federal land management agency, or the Minnesota Department of Natural Resources, who is designated by his agency for such purposes, may, when acting in the course of his official duties, possess, deliver, carry, transport or ship a Gray wolf taken unlawfully in Minnesota.

Dated: June 17, 1982.

G. Ray Arnett,

Assistant Secretary for Fish and Wildlife and Parks.

[FR Doc. 82-18988 Filed 7-13-82; 8:45 am]

BILLING CODE 4310-55-M

Notices

Federal Register
Vol. 47, No. 135
Wednesday, July 14, 1982

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

DEPARTMENT OF AGRICULTURE

Forms Under Review by Office of Management and Budget

July 9, 1982.

The Department of Agriculture has submitted to OMB for review the following proposals for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35) since the last list published. This list is grouped into new proposals, revisions, extensions, or reinstatements. Each entry contains the following information:

(1) Agency proposing the information collection; (2) Title of the information collection; (3) Form number(s), if applicable; (4) How often the information is requested; (5) Who will be required or asked to report; (6) An estimate of the number of responses; (7) An estimate of the total number of hours needed to provide the information; (8) An indication of whether section 3504(h) of P.L. 96–511 applies; (9) Name and telephone number of the agency contact person.

Comments and questions about the items in the listing should be directed to the agency person named at the end of each entry. If you anticipate commenting on a form but find that preparation time will prevent you from submitting comments promptly, you should advise the agency person of your intent as early as possible.

Copies of the proposed forms and supporting documents may be obtained from: Richard J. Schrimper, Statistical Clearance Officer, (202) 447–6201.

New

• Food and Nutrition Service
Multi-Commodity Food Requisition
FNS–53
On occasion
State or local governments: 600 responses; 1,800 hours; not applicable under 3504(h)
Barbara Batts, (703) 756–3360

• Rural Electrification Administration
Personal Experience Record of Applications for Position as Manager
REA Form 328
On occasion
Businesses or other institutions: 100 responses; 75 hours; not applicable under 3504(h)
Milton E. Wright, (202) 382–1936

Revised

• Food and Nutrition Service
Food Requisition
FNS–52
On occasion
State or local governments: 8,736 responses; 17,472 hours; not applicable under 3504(h)
Barbara Batts, (703) 756–3660

Richard J. Schrimper,
Statistical Clearance Officer.

[FR Doc. 82–18951 Filed 7–13–82; 8:45 am]
BILLING CODE 3410–01–M

Office of the Secretary

[Docket No. 82–013N]

National Advisory Committee on Meat and Poultry Inspection; Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92–463), notice is hereby given that a meeting of the National Advisory Committee on Meat and Poultry Inspection will be held on July 29 (beginning at 1:00 p.m.) and July 30, 1982, (beginning at 9:00 a.m.) in the Comstock Room of the Sheraton-Palace Hotel at 639 Market Street, San Francisco, California.

The purpose of the Committee is to advise the Secretary of Agriculture regarding certain issues pertaining to the meat and poultry products inspection program, pursuant to sections 7(c), 24, 205, and 301(a)(4) of the Federal meat Inspection Act (21 U.S.C. 607(c), 624, 645, and 661(a)(4) and sections 5(a)(4), 8(b), and 11(e) of the Poultry Products Inspection Act (21 U.S.C. 454(a)(4), 457(b), and 460(e)). The meeting will include a discussion of the following topics:

1. Margarine Standard
2. Prior Labeling Approval
3. Discretionary Processing Inspection Legislation
4. Sodium Labeling
5. Import Inspection
6. Food Safety Legislation
7. Food Safety Poster Contest

The meeting is open to the public on a space available basis. Comments of interested persons may be filed with the Committee before or after the meeting, by sending them to Linda Wood, Director, Executive Secretariat, Room 335–E, Administration Building, U.S. Department of Agriculture, 14th and Independence Avenue, SW., Washington, DC 20250, (202) 447–3002.

Done at Washington, DC, on: July 9, 1982.

Donald L. Houston,
Vice Chairman.

[FR Doc. 82–19001 Filed 7–13–82; 8:45 am]
BILLING CODE 3410–DM–M

CIVIL AERONAUTICS BOARD

[Docket 40822; Order 82–7–18]

Air Carrier Rules Governing Failure To Operate on Schedule or Failure To Carry; Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 8th day of July, 1982.

Most U.S. certificated air carriers subscribe to Rule 240 in the domestic passenger rules tariffs, CAB No. 352, which sets forth the responsibilities of the carriers in the event they fail to operate as scheduled. Rule 240(G) sets forth the basic amenities, such as meals, telephone calls, or lodging, and related services that may be provided under certain circumstances to passengers affected by schedule irregularities. Several major carriers have recently amended their amenities rules so that the carriers will have no obligation to a passenger whose flight is diverted from the destination airport designated on the passenger's ticket to another airport in the same general vicinity or metropolitan area, not even for ground transportation to the destination airport.[1] For example, United Air Lines'

[1] United Air Lines and other carriers have amended their amenities rules in stages. In this respect, in the past, while there was an exception to providing general amenities such as hotel accommodations or meals to passengers whose flights were diverted to another airport in the same metropolitan area, carrier rules still made clear that ground transportation would be provided. As explained further below, however, the most recent amendments to carrier amenities rules removes any reference to their obligation to provide onward transportation.

Rule 240(G)(23)(a), Exception (ii) eliminates the carrier's obligation to ensure that a passenger is transported to the destination airport designated on the passenger's ticket as follows:

(ii) When the destination designated on the passenger's ticket is:.	And the flight on which the passenger is being transported is diverted to:
Baltimore, MD	Washington, DC (Dulles Airport).
Baltimore, MD	Washington, DC (National Airport).
Ft. Lauderdale, FL	Miami, FL.
Los Angeles, CA	Ontario, CA.
Miami, FL	Ft. Lauderdale, FL.
Newark, NJ	New York, NY.
New York, NY	Newark, NJ.
Oakland, CA	San Francisco, CA.
Ontario, CA	Los Angeles, CA.
San Francisco, CA	Oakland, CA.
San Francisco, CA	San Jose, CA.
Washington, DC (Dulles Airport)	Baltimore, MD.
Washington, DC (Dulles Airport)	Washington, DC (National Airport).
Washington, DC (National Airport)	Baltimore, MD.
Washington, DC (National Airport)	Washington, DC (Dulles Airport).

Similar rules for domestic travel have been filed by Continental Air Lines, Braniff Airways, Pan American World Airways, Trans World Airlines, New York Air, Western Air Lines, American Airlines, and Northwest Airlines. In addition, most of these carriers have such provisions applying to U.S. airports in international rules tariffs on file with the Board. *See* Appendix to this order. This order is intended to apply to all of them and to any similar rules found in other tariffs on file with the Board. For the reasons discussed in this order, the Board has tentatively decided that such tariff provisions are unjust, unreasonable and unlawful, and we are ordering all interested parties to show cause why they should not be cancelled.

The Board has for several years encouraged carriers to offer a wide range of price and service options to the public, relying on the marketplace to influence carrier management in their decisions. Response to this flexibility has produced significant changes in the services offered passengers. In the past in the event of a schedule irregularity, most carriers provided passengers food, lodging, communications facilities, and local transportation regardless of the nature of the schedule irregularity. This general industry practice changed when many carriers filed tariffs limiting their responsibilities to passengers to situations where an enroute flight is diverted to an unscheduled point, and limiting the amenities provided in such circumstances to lodging and ground transportation. In addition, several of these carriers further limited their responsibilities to passengers through an exception to the above amenities rules that provided, in essence, that the carrier would not bear the expense of overnight accommodations if the airport to which a passenger's flight is diverted is located in the same general metropolitan area as the airport to which the flight was originally scheduled to operate.[2] Even so, the tariffs still made clear that carriers would provide ground transportation between airports to a passenger whose flight was diverted from one airport to another in the same metropolitan area.[3]

Several carriers have now amended their tariffs by deleting provisions requiring them to assume expenses for ground transportation between airports in the same metropolitan area in cases where their flights are diverted. Thus, these recent amendments allow carriers to divert passengers to an airport many miles from that at which they expected to arrive and to leave them not only to fend for themselves, but to bear any additional expense incurred in reaching their actual destination. These tariff rules effectively allow a carrier to excuse itself from the basic bargain it has made with a passenger—to carry the passenger to a particular point for a particular price. We think it inherently misleading for the tariff to negate what the ticket has promised. The Board has tentatively decided that tariff provisions that exculpate carriers from any obligation to transport a passenger to the destination airport designated on his or her ticket if the flight is diverted to another airport in the same general vicinity or metropolitan area are unjust and unreasonable and therefore unlawful. In the absence of these tariff provisions, consumers will be able to seek redress from carriers which fail to carry them to their destination. We therefore direct all interested parties to show cause why these tariff rules should not be cancelled.

Section 403(a) of the Federal Aviation Act requires carriers to file tariffs with the Board that describe in detail their fares, and, to the extent required by the Board, their services and practices. These tariffs, along with certain notices printed on tickets, constitute the contract between carriers and their passengers. Although the Board may suspend, reject, or cancel a tariff rule, once a particular tariff rule is effective a passenger is deemed to have constructive notice of its terms, whether or not the passenger was given actual notice thereof.

The Board has in the past taken steps to correct the inequities that may result from a passenger being bound, through tariff filings, to contractual terms of which he or she had no actual notice, especially where those terms are inconsistent with reasonable passenger expectations and may affect the basis of the bargain between the airline and the passenger. For example, in Order 79–12–98, the Board cancelled an industry-wide rule that allowed carriers to disclaim liability for any statements made by their agents or employees that were contrary to the applicable tariffs.[4] In addition, the Board has refused to allow carriers exempted from Part 250 to exculpate themselves, through tariff filings, from liability under customary contract and tort law.[5]

We are tentatively of the opinion that provisions such as United's Rule 240(G)(23)(a), Exception (ii) described herein and any similar rules found in other tariffs on file with the Board, including those listed in the attached appendix, are unlawful and should be removed from the tariffs. As in our other actions in cancelling tariff rules or not allowing rules to be filed, such as those described above, we do not mean to imply that carriers may not through normal methods establish such contractual terms. The terms and conditions of carriage in the circumstances here at issue are best left to agreement between the parties subject to review by the courts. By taking this action we would eliminate the constructive notice which attaches to tariff matter. In doing so we wish to make clear that such terms do not carry the imprimatur of the government.

Accordingly:

1. The Board directs all interested parties to show cause why we should not issue an order making final the tentative findings and conclusions stated here;

2. Any interested party objecting to the issuance of such an order shall, no later than August 12, 1982, file with the Board a statement of objection which shall set forth in detail any facts, economic or statistical data, and other evidence relied upon in support of the

[2] Thus, for example, no lodging would be provided to a passenger whose ticket shows a destination of Baltimore Washington International Airport and whose flight is diverted to Dulles International Airport. Other examples involve the following points: Ft. Lauderdale/Miami; Los Angeles/Ontario; New York/Newark; San Francisco/Oakland or San Jose.

[3] *See, e.g.*, United Air Lines' Rule 240(G)(23)(a), Exception (ii), 9th Revised Page 258, cancelled by 10th Revised Page 258, effective December 5, 1981.

[4] *See, e.g.*, former Rule 1(G) of CAB No. 352.

[5] Order 80–5–9, May 1, 1980. *Accord*, Order 81–6–41, June 5, 1981 (exempting People Express Airlines from Part 250 and the Board's baggage rules and refusing to allow carrier to file tariffs with respect to its practices in these areas).

objection. Answers to objections shall be filed no later than August 26, 1982;

3. Parties requesting an evidentiary on-the-record hearing in this matter shall set forth in detail the reasons why a hearing is needed, including a statement of the facts they intend to develop in a hearing and the reasons why such facts cannot otherwise be presented;

4. If timely and properly supported objections are filed, we will consider fully the matters or issues they raise before taking further action; and

5. If no objections are filed, all further procedural steps will be deemed to have been waived, and the matter will be submitted to the Board for final action.

This order shall be served on all U.S. certificated air carriers and foreign air carriers and shall be published in the **Federal Register.**

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

Appendix

Airline Tariff Publishing Company, Agent:

CAB No. 352:
- Rule 240(G)(1)(b)(i), Exception (bb)
- Rule 240(G)(5)(a), Exception (ii)
- Rule 240(G)(6)(a), Exception (ii)
- Rule 240(G)(8)(b)(i), Exception (bb)
- Rule 240(G)(9)(a), Exception (i)
- Rule 240(G)(10)(a), Exception (ii)
- Rule 240(G)(12)(a), Exception (b)
- Rule 240(G)(18)(a), Exception (ii)
- Rule 240(G)(23)(a), Exception (ii)
- Rule 240(G)(27)(a), Exception (ii)

CAB No. 376:
- Rule 95(A)(1)(a), Exception (ii)
- Rule 95(A)(9)(a), Exception (2)
- Rule 95(A)(11)(a), Exception (b)
- Rule 95(A)(12)(a), Exception (b)
- Rule 95(A)(13)(a), Exception (b)

Air Tariffs Corporation, Agent:

CAB No. 55:
- Exception to rule 43(H)(l)

[FR Doc. 82-19016 Filed 7-13-82; 8:45 am]

BILLING CODE 6320-01-M

[Order No. 82-7-32]

Application of Aer Turas Teoranta; Order To Show Cause

AGENCY: Civil Aeronautics Board.

ACTION: Notice of order to show cause; order 82-7-32.

SUMMARY: The Board proposes to approve the following application.

Applicant: Aer Turas Teoranta.

Application Date: October 28, 1981.

Docket: 40190.

Authority Sought: Cargo charter operations between the United States and the Republic of Ireland.

OBJECTIONS: All interested persons having objections to the Board's tentative findings and conclusions that this authority should be granted, as described in the order cited above, shall, no later than August 4, 1982, file a statement of such objections with the Civil Aeronautics Board (20 copies) and mail copies to the applicant, the Department of Transportation, the Department of State, and the Ambassador of the Republic of Ireland. A statement of objections must cite the docket number and must include a summary of testimony, statistical data, or other such supporting evidence.

If no objections are filed, the Secretary of the Board will enter an order which will, subject to disapproval by the President, make final the Board's tentative findings and conclusions and issue the proposed permit.

ADDRESSES FOR OBJECTIONS:

Docket 40190, Docket Section, Civil Aeronautics Board, Washington, D.C. 20428.

Aer Turas Teoranta, c/o Jerry W. Ryan, Crowell and Moring, Suite 1200, 1100 Connecticut Avenue, NW., Washington, D.C. 20036.

To get a copy of the complete order, request it from the C.A.B. Distribution Section, Room 100, 1825 Connecticut Avenue, NW., Washington, D.C. 20428. Persons outside the Washington metropolitan area may send a postcard request.

FOR FURTHER INFORMATION, CONTACT:

Agnes M. Trainor, Bureau of International Aviation, Civil Aeronautics Board; (202) 673-5878.

By the Civil Aeronautics Board: July 8, 1982.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 82-19013 Filed 7-13-82; 8:45 am]

BILLING CODE 6320-01-M

[Order 82-7-29]

Blue Bell Inc.; Order To Show Cause

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order to Show Cause 82-7-29.

SUMMARY: The Board has tentatively decided to issue a certificate to Blue Bell, Inc. authorizing it to engage in overseas and foreign charter air transportation of cargo.

OBJECTIONS: All interested persons having objections to the Board's tentative findings and conclusions that this action be taken as described in the order cited above, shall NO LATER THAN August 3, 1982, file a statement of such objections with the Civil Aeronautics Board (20 copies, addressed to Docket 40206, Dockets Section, Civil Aeronautics Board, Washington, D.C. 20428) and mail copies to Blue Bell, Inc. and the Departments of State and Transportation. A statement of objections must cite the docket number and must include a summary of testimony, statistical data or other such supporting evidence.

If no objections are filed, the Secretary of the Board will enter an order which will make final the Board's tentative findings and conclusions and issue a certificate authorizing Blue Bell, Inc. to engage in overseas and foreign charter air transportation of cargo.

To get a copy of the complete order, request it from the Civil Aeronautics Board, Distribution Section, Room 100, 1825 Connecticut Avenue, NW., Washington, D.C. 20428. Persons outside the Washington Metropolitan area may send a postcard request.

FOR FURTHER INFORMATION CONTACT:

Don Hainbach (202) 673-5035, Legal Division, Bureau of International Aviation, Civil Aeronautics Board, Washington, D.C. 20428.

By the Civil Aeronautics Board: July 8, 1982.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 82-19015 Filed 7-13-82; 8:45 am]

BILLING CODE 6320-01-M

[Order No. 82-7-31; Docket No. 40828]

Central Zone—Caracas/Maracaibo, Venezuela Service Case; Order Instituting Investigation

AGENCY: Civil Aeronautics Board.

ACTION: Notice of order instituting investigation; Order 82-7-31, Docket 40828.

SUMMARY: The Board is instituting the *Central Zone-Caracas/Maracaibo, Venezuela Service Case* to consider the joint application of Braniff Airways and Eastern Air Lines to transfer Braniff's U.S.-Venezuela authority to Eastern and to select a primary and back-up carrier to provide scheduled service between points in the United States Central Zone (area west of the Mississippi River, including New Orleans, to the Rocky Mountains) and Caracas and Maracaibo, Venezuela. The complete text of Order 82-7-31 is available as noted below.

DATES: Applications, motions to consolidate applications conforming to the scope of this proceeding, petitions from interested parties, and petitions for

reconsideration shall be filed by July 19, 1982.

ADDRESSES: All pleadings should be filed in the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428 in Docket 40828, *Central Zone-Caracas/Maracaibo, Venezuela Service Case.*

FOR FURTHER INFORMATION CONTACT: Ronald A Brown, Bureau of International Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue, NW., Washington, D.C. 20428, (202) 673–5203.

SUPPLEMENTARY INFORMATION: The complete text of Order 82–7–31 is available from our Distribution Section, Room 100, 1825 Connecticut Avenue, NW., Washington, D.C. 20428.

By the Civil Aeronautics Board, July 8, 1982.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 82–19014 Filed 7–13–82; 8:45 am]

BILLING CODE 6320–01–M

[Order 82–7–30; Docket 40827]

Order Instituting Dallas/Fort Worth-London Case

AGENCY: Civil Aeronautics Board.

ACTION: Notice of order instituting investigation: Order 82–7–30, Docket 40827.

SUMMARY: The Board is instituting the *Dallas/Ft. Worth-London Case* to select a primary and back-up carrier to provide scheduled nonstop service between Dallas/Ft. Worth, Texas and London, England. The complete text of Order 82–7–30 is available as noted below.

DATES: Applications, motions to consolidate applications conforming to the scope of this proceeding, petitions from interested parties, and petitions for reconsideration shall be filed by July 19, 1982.

ADDRESSES: All pleadings should be filed in the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428 in Docket 40827, *Dallas/Ft. Worth-London Case.*

FOR FURTHER INFORMATION CONTACT: Jeffrey B. Gaynes, Bureau of International Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue, NW., Washington, D.C. 20428, (202) 673–5035.

SUPPLEMENTARY INFORMATION: The complete text of Order 82–7–30 is available from our Distribution Section, Room 100, 1825 Connecticut Avenue, NW., Washington, D.C. 20428.

By the Civil Aeronautics Board: July 8, 1982.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 82–19005 Filed 7–13–82; 8:45 am]

BILLING CODE 6320–01–M

[Docket 40580]

Samoa, Inc., d.b.a. Samoa Airlines, Inc., Fitness Investigation; Postponement of Hearing

Notice is hereby given that a hearing in the above-mentioned matter scheduled to be held on July 9, 1982 is hereby postponed until July 21, 1982, at 10:00 a.m. (local time), in Room 1012, 1825 Connecticut Avenue, NW., Washington, D.C. 20428, before the undersigned administrative law judge.

Dated at Washington, D.C., July 8, 1982.

John M. Vittone,

Administrative Law Judge.

[FR Doc. 82–19006 Filed 7–13–82; 8:45 am]

BILLING CODE 6320–01–M

DEPARTMENT OF COMMERCE

International Trade Administration

Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89–651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230, on or before August 3, 1982.

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

A copy of each application is on file, and may be examined between 8:30 a.m. and 5:00 p.m., Monday through Friday, in Room 2097 of the Department of Commerce Building, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

Docket No. 82–00124. Applicant: Yale University, 272 Whitney Avenue, P.O. Box 6666, New Haven, CT 06511. Article: Large-Solid-Angle Split-Pole Magnetic Spectrograph. Manufacturer: ANAC, Inc., New Zealand. Intended use of article: The article will be used in conjunction with a MP-tandem Van de Graaff nuclear accelerator in a wide variety of nuclear physics experiments to make high precision measurements of the energy and momentum of particles produced in nuclear reactions. In many of these experiments coincidence measurements will be made which necessitate the large solid-angle feature of this new design. The overall objective of these experiments is to advance the understanding of the structure of excited nuclear states, including the degree to which it is possible to identify and study complex cluster configurations in such states. Most of the research will be carried out in collaboration with physics graduate students as part of their training for the Ph. D. degree. Application received by Commissioner of Customs: February 22, 1982.

Docket No. 82–00229. Applicant: University of Wisconsin-Parkside, P.O. Box 2000, Kenosha, WI 53141. Article: Counter Current Distribution Apparatus. Manufacturer: Chemical Center Workshop, Univ. of Lund, Sweden. Intended use of article: The article is intended to be used to examine *physarum polycephalum* amoebae cells that have been exposed to weak 60 Hz electromagnetic fields. The cells will partition between two aqueous polymer phases of poly (ethylene glycol) and dextran, in a way that depends upon the membrane surface properties. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00230. Applicant: University of California, San Diego, Receiving Dept., 3175 Miramar Road, Bldg. 509, La Jolla, CA 92093. Article: Extracellular Patch Clamp System with Pipette Holder. Manufacturer: List Electronics, West Germany. Intended use of article: The article is intended to be used for studies of biological membranes, primarily from the retina and from muscles. The experiments to be conducted will involve conductance measurements at a constant applied voltage and voltage measurements at constant applied current. The activity of the channels will be induced by illumination, in the case of the retina cells, or by the introduction of specific chemical ligands that bind to the acetylcholine receptor in the muscle cells. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00232. Applicant: University of California, Berkeley, Purchasing Department, 2405 Bowditch Street, Berkeley, CA 04720. Article: Excimer Pumped Dye Laser, Model FL 2002. Manufacturer: Lambda Physik GMBH & Co., West Germany. Intended

use of article: The article is intended to be used to study a variety of organic molecules in the gas phase, liquid phase, solid state, and chemisorbed or physisorbed on surfaces. The objective of these studies is to unveil new chemical and physical properties of material and to develop novel laser devices. The system will allow innovative long shots and high risk experiments to be performed in an efficient way. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00234. Applicant: Jet Propulsion Laboratory, 4800 Grove Drive, Pasadena, California 91109. Article: Carcinotron Power Supply, Model TH20200. Manufacturer: Siemel Corp., France. Intended Use of Article: The article is intended to be used for radio astronomical and atmospheric investigations of cosmic sources of molecular line emission. Investigations will be conducted to determine physical conditions, such as molecular abundance, temperature, and density in the three medicums observed: the Earth's atmosphere, the Jovian atmosphere, and interstellar molecular clouds. Application reveived by Commisioner of Customs: June 2, 1982.

Docket No. 82–00235. Applicant: President and Fellows of Harvard College, Office for Sponsored Research, Holyoke Center 458, Cambridge, MA 02138. Article: Excimer Laser, EMG 101. Manufacturer: Lambda Physik GmbH, West Germany. Intended use of article: The article will be used to pump a tunable dye laser which will thereby allow the study of non-linear coherent interactions of resonant laser radiation and matter in both the vapor and solid state. The coherent radiation caused to be emitted by the materials will serve as a probe of fundamental relaxation and energy transfer processes in the materials. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00236. Applicant: Yale University, 272 Whitney Avenue, P.O. Box 6666, New Haven, CT 06511. Article: NMR Control Unit-Magnetic Spectrograph. Manufacturer: ANAC, Inc., New Zealand. Intended use of article: The article will be used in connection with a MP-tandem Van de Graaff nuclear accelerator in a wide variety of nuclear physics experiments to make high precision measurements of the energy and momentum of particles producted in nuclear reactions. In many of these experiments coincidence measurements will be made which necessitate the large solid-angle feature of this new design. The overall objective of these experiments is to advance the understanding of the structure of excited nuclear states including the degree to which it is possible to identify and study complex cluster configurations in such states. Most of the research will be carried out in collaboration with physics graduate students as part of their training for the Ph.D. degree. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00237. Applicant: Brookhaven National Laboratory, Upton, New York 11973. Article: Toroidal Diffraction Gratings. Manufacturer: Astron Developments, Ltd., United Kingdom. Intended use of article: The article is intended to be used in studies of the electronic geometric structure using photoemission and surface EXAFS of molecules absorbed onto single crystal surfaces in order to understand catalytic reactions. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00238. Applicant: University of Chicago, Operator of Argonne National Laboratory, 9700 So. Cass Avenue, Argonne, IL 60439. Article: Klystron Tube. Manufacturer: Thomson—CSF, France. Intended use of article: The article is intended to be used in the Argonne National Laboratory high current Electron-Linear Accelerator Facility to produce the electro-magnetic waves in the waveguides that accelerate the electrons to the required energy for the experimental purposes. The Linac facility is used to conduct basic research in two areas:

(1) Photoneutron experiments in which neutron spectra near threshold are observed with high resolution, thus enabling a better understanding of neutron-nuclei interactions with applications directed toward reactor physics, radiological physics and physics in general.

(2) Pulse radiolysis experiments, utilizing fast pulse domain of less than 50 picoseconds to study fast reactions related to reaction kinetics, free radical and unstable ion chemistry, reaction chemistry, radiation biology, photosynthesis, combustion, and pollution and atmospheric chemistry.

Application recieved by Commissioner of Customs: June 2, 1982.

Docket No. 82–00240. Applicant: University of Massachusetts, Department of Civil Engineering, Marston Hall, Room 30, Amherst, MA 01003. Article: Electronic Hydraulic Controller, Triaxial Cell. Manufacturer: Geotechnical Digital, United Kingdom. Intended use of article: The article is intended to be used for research being conducted to obtain a better understanding of soil behavior when subjected to a variety of cyclic stress states. The stresses, volume changes and strains are determined at all times during the test, and the results used to evaluate the soil behavior. The article will also be used in the graduate course in geotechnical engineering, "Sheer Strength of Soil," in which the behavior of soil under a variety of loading states is studied. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00241. Applicant: Iowa State University, Purchasing Department, 2nd Floor Physical Plant Bldg., Ames, IA 50011. Article: Diffraction Grating for Soft-x-ray Region. Manufacturer: Astron Developments, Ltd., United Kingdom. Intended use of article: The article is intended to be used in the construction of a monochromator which will be used to provide monochromatic soft-x-rays that will be used to study photoemission of electrons from solids. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00242. Applicant: Jet Propulsion Laboratory, 4800 Oak Grove Drive, Pasadena, CA 91109. Article: Millimeter Wavelength Carcinotron. Manufacturer: Thomson CSF, France. Intended use of article: The article is intended to be used for radio astronomical and atmospheric investigations of cosmic sources of molecular line emission. Investigations will be conducted to determine physical conditions such as molecular abundance, temperature, and density in the three mediums observed: the Earth's atmosphere, the Jovian atmosphere, and interstellar molecular clouds. The observations will be obtained in either the total power or beam differencing mode. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00243. Applicant: Washington University, Purchasing Dept., Lindell & Skinker Blvd., St. Louis, MO 63130. Article: Two Analyser Sections, One GS 61 and One GS 98 Ion Sources with Spare Filaments and Holder. Manufacturer: Institut fur Kristallographie und Petrographie, Switzerland. Intended use of article: The article is intended to be used for studies of noble gas mass spectrometry on minute samples of lunar, terrestrial, stratospheric dust, and meteoritic samples. Istopic ratios of He, Ne, Ar, Kr, and Xe are measured and from them is gained knowledge of the history of the early solar system, information to identify the source of cosmic dust, and data to study the early formative processes of the moon. The article will also be used in the training of graduate students in physics who learn state-of-

the-art mass spectroscopy in the laboratory. Application received by Commissioner of Customs: June 2, 1982.

Docket No. 82–00258. Applicant: Albion College, 611 East Porter, Albion, MI 49224. Article: Electron Microscope, Model JEM–100S with Accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used in examing various biological materials which have been prepared according to routine TEM methods, including embedding in plastic resins for ultramicrotomy and dispersion of bacterial and virae suspensions for negative stain preparations.

The projects include: (1) Wall formation in *Neurospora;* (2) plant symbioses; (3) stimulation of heterocyst formation in *Nostoc punctiforme;* (4) *Xylaria* spore development. The article will also be used for educational purposes in the courses Electron Microscope Techniques, Directed Study and Seminar in Ultrastructure. Application received by Commissioner of Customs: November 20, 1981.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 82–19020 Filed 7–13–82; 8:45 am]

BILLING CODE 3510–25–M

Carbon Steel Wire Rod From Argentina; Preliminary Affirmative Countervailing Duty Determination

AGENCY: International Trade Administration, Commerce.

ACTION: Preliminary Affirmative Countervailing Duty Determination.

SUMMARY: We preliminary determine that certain benefits which constitute bounties or grants within the meaning of the countervailing duty law are being provided to manufacturers, producers, or exporters in Argentina of carbon steel wire rod. The estimated net bounty or grant is indicated in the "Suspension of Liquidation" section of this notice. Therefore, we are directing the U.S. Customs Service to suspend liquidation of all entries of carbon steel wire rod from Argentina which are entered, or withdrawn from warehouse, for consumption, and to require a cash deposit or bond on this product in the amount equal to the estimated net bounty or grant.

If this investigation proceeds normally, we will make our final determination by September 21, 1982.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Paul J. McGarr, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230, telephone: (202) 377–1167.

SUPPLEMENTARY INFORMATION:

Preliminary Determination

Based upon our investigation, we preliminarily determine there is reason to believe or suspect that certain benefits which constitute bounties or grants within the meaning of section 303 of the Tariff Act of 1930, as amended (the "Act"), are being provided to manufacturers, producers, or exporters in Argentina of carbon steel wire rod. For purposes of this investigation, the following programs are preliminarily found to confer bounties or grants:

- "Reembolso"—tax rebate on exports
- Pre-financing of exports through dollar-indexed pesos

We estimate the net bounty or grant to be the amount indicated in the "Suspension of Liquidation" section of this notice.

Case History

On February 8, 1982, we received a petition from counsel for Atlantic Steel Corporation, Georgetown Steel Corporation, Georgetown Texas Steel Corporation, Keystone Consolidated Incorporated, Korf Industries Incorporated, Penn-Dixie Steel Corporation, and Raritan River Steel Corporation, filed on behalf of the U.S. industry producing carbon steel wire rod. The petition alleged that certain benefits which constitute bounties or grants within the meaning of section 303 of the Act are being provided, directly or indirectly, to the manufacturers, producers, or exporters in Argentina of carbon steel wire rod.

We found the petition to contain sufficient grounds upon which to initiate a countervailing duty investigation, and on March 4, 1982, we initiated a countervailing duty investigation (47 FR 9260). We stated that we expected to issue a preliminary determination by May 4, 1982. We subsequently determined that the investigation is "extraordinarily complicated," as defined in section 703(c) of the Act, and postponed our preliminary determination for 65 days until July 8, 1982 (47 FR 17319).

Since Argentina is not a "country under the Agreement" within the meaning of section 701(b) of the Act, and the carbon steel wire rod at issue here is dutiable, the domestic industry is not required to allege that, and the U.S. International Trade Commission is not required to determine whether, imports of this merchandise cause or threaten material injury to the U.S. industry in question.

We presented a questionnaire concerning the allegations to the government of Argentina in Washington, D.C. On May 7, 1982, we received the response to that questionnaire.

Scope of the Investigation

For the purpose of this investigation, the term "carbon steel wire rod" covers a coiled, semi-finished, hot-rolled carbon steel product of approximately round solid cross section, not under 0.02 inch nor over 0.74 inch in diameter, not tempered, not treated, and not partly manufactured, and valued over 4 cents per pound, as currently provided for in item 607.17 of the *Tariff Schedules of the United States.*

Industria Argentina de Aceros, S.A. ("ACINDAR") is the only known producer in Argentina of carbon steel wire rod that exports to the United States. The period for which we are measuring bounties or grants is calendar year 1981.

Analysis of Programs

In its response, the government of Argentina provided data for the applicable period. Based upon our analysis to date of the petition and the response to our questionnaire, we preliminarily determine the following.

I. Programs Preliminarily Determined to be Bounties or Grants

We preliminarily determine that bounties or grants are being provided to manufacturers, producers, or exporters in Argentina of carbon steel wire rod under the following programs.

A. "Reembolso"—Tax Rebate on Exports

The reembolso program was established in 1971. It authorized a refund, by cash payment on export, of taxes "that bear directly or indirectly" on exported products and/or their component raw materials for the purpose of promoting exports. The amount of the reimbursement is equal to a fixed percentage of the f.o.b. value of the exported merchandise. This percentage varies by product.

Under U.S. countervailing duty law, the non-excessive rebate of indirect taxes levied at the final stage and prior stage cumulative indirect taxes borne by inputs that are physically incorporated into the final product is not considered a subsidy. With respect to such non-VAT rebates, in order to determine whether a cash payment on export is a *bona fide*

rebate of indirect taxes, we look to see whether: (1) The program involved operates for the purpose of rebating indirect taxes; (2) whether there is a clear link between eligibility for payments on exports and indirect taxes paid; and (3) whether the government has reasonably calculated and documented the actual tax incidence borne by the product concerned and has demonstrated a clear link between such tax incidence and the amount paid on export.

The reembolso program is designed to refund taxes that "bear directly or indirectly on export products." Generally, we view taxes borne by a product as indirect, and taxes on, for example, income and labor as direct.

Based on our review of the total tax incidence which the reembolso is designed to rebate, we are satisfied that the reembolso operates "for the purpose of rebating indirect taxes" and therefore meets our first test.

Following a general reorganization of the reembolso program in 1976, the rate of reembolso on carbon steel wire rod was set at 5 percent. At the time, the government of Argentina analyzed the steps of production and value added at each stage for each major sector of Argentine industry. The reembolso rate for each sector was then based on the estimated tax incidence derived from the analysis. This procedure provided the government of Argentina only a general model upon which the tax incidence for specific sectors could be estimated. Without more precise evidence of the indirect taxes levied on carbon steel wire rod, we would not find that the requisite link exists between indirect taxes actually paid and the reembolso payments, the second prerequisite for a showing of linkage.

As part of the reembolso program, a procedure was established under which an industry could petition for a rate increase if that industry beieved that the reembolso rate for its product was too low. A study conducted by the government of Argentina under this procedure in 1978 resulted in a modification of the reembolso on carbon steel wire rod, increasing the rate to 15 percent of the f.o.b. value. A further study done at the request of the government in 1980, following the establishment of a national value-added tax that eliminated some of the taxes rebated by the reembolso, resulted in no change in the reembolso on this merchandise. These detailed reviews of specific taxes levied on carbon steel wire rod, when considered in conjunction with the more general 1976 study, provide a sufficient basis for our preliminary determining that the reembolso program meets the second test and does involve a *bona fide* tax rebate.

In the questionnaire response, the government of Argentina provided us with data from its most recent analysis, as of January 31, 1982, of the tax incidence on carbon steel wire rod, This analysis shows that the taxes levied on carbon steel wire rod, which the reembolso is designed to rebate, total 18.80% of the f.o.b. value. Included in this calculation is the rebate of salary taxes and taxes on various indirect expenditures of 1.97% which do not meet our physical incorporation standard. We preliminarily determine that our third test is met to the extent of 3.66% and that this amount, therfore, is not countervailable. The 3.66% is based on the following taxes that occur at the final stage: A 1.5% municipal tax, a 0.6% tax on foreign currency sales, a 1.0% export contract stamp tax and 0.56% miscellaneous excise and insurance taxes.

Taxes on raw materials and other inputs, both domestic and imported, constitute the bulk of the taxes claimed to be rebated by the reembolso. Some of these inputs, such as electricity and natural gas, do not meet our physical incorporation standard. However, many of these inputs clearly do meet that standard but the tax incidence is not adequately documented at this time. We have received a total percentage value of the tax incidence on each input, but the particular taxes involved are not identified. Numerous taxes are identified only by name; the rate of each tax and the amount of its incidence on each input are not separately calculated. In the absence of sufficient documentation, we preliminarily determine that these rebates are countervailable.

Thus, of the total 18.80% tax incidence claimed by the government of Argentina on carbon steel wire rod, we have allowed 3.66% and disallowed 15.14%. While we recognize that the reembolso is a program to rebate indirect taxes, we have also preliminarily determined that as its applies to carbon steel wire rod it currently involves a subsidy element because the reembolso payment exceeds the amount of the indirect taxes, the rebate of which we find to be allowable.

The reembolso rate of 15 percent on carbon steel wire rod, established in 1978, remained in effect until December 23, 1981, when Resolution No. 2/81 of the ministry of Economy set the maximum general level of reembolso at 10 percent. This action was recently superseded by Resolution No. 437 of May 5, 1982, when the Ministry of Economy raised the reembolso for many export products including carbon steel wire rod to 14 percent of the f.o.b. value.

In addition to the normal reembolso, the petitioners alleged the existence of bounties or grants under two other features of this program. First, Decree No. 2863/72 permits an additional 5 percent reembolso, lasting for one year, for products being exported to new markets. In 1981, ACINDAR made a request for such a benefit on exports of carbon steel wire rod to the United States. Resolution 699/81 of the Ministry of Economy denied that request.

Second, Decree No. 1691 established an additional reembolso of 15 percent for certain products in October 1981. This program was a temporary measure for six months and expired on April 24, 1982. The government of Argentina states that ACINDAR did not use this program for exports of carbon steel wire rod.

The 14 percent reembolso reflects ACINDAR's current eligibility. Based upon Commerce Department policy, the subsidy element is the amount by which the reembolso payment exceeds the total allowable indirect taxes. Therefore, we have calculated an *ad valorem* export subsidy of 10.44 percent.

B. Pre-Financing of Exports Through Dollar-Indexed Pesos

This program makes available to exporters pre-export funds at an intereste rate of one percent on peso loans denominated in U.S. dollars. The funds are provided by the Central Bank of Argentina and are lent by private commercial banks to individual corporate borrowers. The Central Bank limits its financial participation to a percentage of the export's f.o.b. value. For carbon steel wire rod, the percentage is currently 60 percent. The maximum length of the loan is 120 days, but repayment must take place no later than 60 days from the effective export date. Prior to August 1981, the loans could be for 40 percent of the export's f.o.b. value and for up to 90 days.

The loans, originally granted in pesos but denominated in U.S. dollars by the banks at the exchange rate prevailing at the time of the loan, must be repaid in pesos, but in an equivalent amount of dollars at the then current exchange rate. Consequently, we consider these loans to be essentially dollar loans and are comparing them to commercially-available rates for dollar loans.

The government of Argentina states that ACINDAR began exporting carbon steel wire rod to the United States in August 1981 and began using this program to finance these exports in July 1981. The government has identified

several loans to ACINDAR under this program, but we have not received sufficient information on the loans or the total value of exports to the United States to determine the actual percentage of these exports that received such financing. Thus, we must assume that the maximum amount was borrowed for the maximum term on all shipments to the United States.

To determine the benefit of this financing program, we have used as the national average commercial rate of interest on dollars the average 90-day LIBOR (London Interbank Offered Rate) of 16.8 percent for 1981, plus the 1.25 percent spread which prevailed in Argentina during the latter half of 1981. Comparing the 1.0 percent rate on the preferential loans to the 18.05 percent national average commercial rate, we calculated in interest differential of 17.05 percent. Multiplying this differential by the maximum terms of 60 percent financing for 120 days, we calculate an *ad valorem* export subsidy of 3.36 percent.

II. Programs Preliminarily Determined Not To Be Utilized

We preliminarily determine that the following programs, alleged by the petitioners to confer bounties or grants, were not utilized by the manufacturers, producers, or exporters in Argentina of carbon steel wire rod.

A. Regional Development Incentives

The government of Argentina states that producers of carbon steel wire rod do not receive benefits from programs for regional development.

B. Capital Grants

The government of Argentina states that ACINDAR has not received grants from either the government or government-sponsored institutions.

III. Program Preliminarily Determined To Be No Longer in Existence

We preliminarily determine that the following program, alleged by the petitioners to confer bounties or grants, is no longer in existence.

Income Tax Exemption Benefit

This program, which allowed a company to deduct 10 percent of the f.o.b. vaule of its exports from taxable income, expired on June 30, 1980.

IV. Program for Which Additional Information Is Needed

The provision of long-term loans to ACINDAR has been alleged by the petitioners to be a bounty or grant.

The government of Argentina states that ACINDAR received a substantial loan from the National Development Bank in 1976 at an annual interest rate of 7 percent over the inflation rate. At this time, we lack sufficient information to determine whether this loan, or others, provides ACINDAR benefits which constitute bounties or grants within the meaning of the countervailing duty law. We will seek additional information regarding such loans before reaching a final determination.

Verification

In accordance with section 776(a) of the Act, we will verify data used in making our final determination.

Suspension of Liquidation

In accordance with section 703(d) of the Act, we are directing the U.S. Customs Service to suspend liquidation of all entries of carbon steel wire rod from Argentina which are entered, or withdrawn from warehouse, for consumption, on or after July 14, 1982 and to require a cash deposit or bond for each such entry of this merchandise in the amount of 13.80 percent *ad valorem*. This suspension will remain in effect until further notice.

Public Comment

In accordance with section 355.35 of the Commerce Department Regulations, if requested, we will hold a public hearing to afford interested parties an opportunity to comment on this preliminatry determination at 10:00 A.M. on August 12, 1982, at the U.S. Department of Commerce, Room 6802, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230. Individuals who wish to participate in the hearing must submit a request to the Deputy Assistant Secretary for Import Administration, Room 3099B, at the above address on or before July 26, 1982.

Requests 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 August 5, 1982. Oral presentations will be limited to issues raised in the briefs.

All written views should be filed in accordance with 19 CFR 355.34, on or before August 13, 1982, at the above address and in at least ten copies.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

July 8, 1982.

[FR Doc. 82-18989 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-25-M

Carbon Steel Wire Rod From Belgium; Preliminary Affirmative Countervailing Duty Determination

AGENCY: International Trade Administration, Commerce.

ACTION: Preliminary Affirmative Countervailing Duty Determination.

SUMMARY: We preliminarily determine certain benefits which constitute subsidies within the meaning of the countervailing duty law are being provided to manufacturers, producers, or exporters in Belgium of carbon steel wire rod, as described in the "Scope of the Investigation" section of this notice. The estimated net subsidy is indicated under the "Summary of Preliminary Subsidies" section of this notice. Therefore, we are directing the U.S. Customs Service to suspend liquidation of all entries of the product subject to this determination which are entered, or withdrawn from warehouse, for consumption, and to require a cash deposit or bond on this product in the amount equal to the estimated net subsidy. We will make our final determination by September 21, 1982.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Michael J. Altier, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230, telephone: (202) 377-1785.

SUPPLEMENTARY INFORMATION:

Preliminary Determination

Based upon our investigation, we preliminarily determine that there is reason to believe or suspect certain benefits which constitute subsidies within the meaning of section 701 of the Tariff Act of 1930, as amended ("the Act"), are being provided to manufacturers, producers, or exporters in Belgium of carbon steel wire rod, and described in the "Scope of the Investigation" section of this notice. For purposes of this investigation, the following programs are preliminarily found to be subsidies: "interest rebates," capital grants, loan guarantees, exemptions from real property tax, exemptions from capital registration tax, loans to uncreditworthy companies, equity participation by the government of Belgiun ("GOB"), assumption of financing costs, labor assistance, preferential loans, industrial investment loans from the European Coal and Steel community ("ECSC"), and research and development aid. We estimate the net subsidy to be the amount indicated in

the "Suspension of Liquidation" section of this notice.

Case History. On February 8, 1982, we received petition from counsel for Atlantic Steel Corp., Georgetown Steel Corp., Georgetown Texas Steel Corp., Keystone Consolidated, Inc., Korf Industries, Inc., Penn-Dixie Steel Corp., and Raritan River Steel Co. filed on behalf of the U.S. industry producing carbon steel wire rod. The petition alleged that certain benefits which constitute subsidies within the meaning of section 701 of the Act are being provided, directly or indirectly, to the manufacturers, producers, or exporters in Belgium of carbon steel wire rod. The petition also alleged that "critical circumstances" exist, as defined in section 703(e) of the Act.

We found the petition to contain sufficient grounds upon which to initiate a countervailing duty investigation, and on March 1, 1982, we initiated such an investigation (47 FR 9261). We stated that we expected to issue a preliminary determination by May 1, 1982. We subsequently determined that the investigation was "extraordinarily complicated," as defined in section 703(c) of the Act, and postponed our preliminary determination for 65 days until July 8, 1982 (47 FR 17319).

Since Belgium is a "country under the Agreement" within the meaning of section 701(b) of the Act, an injury determination is required for this investigation. Therefore, we notified the U.S. International Trade Commission ("ITC") of our initiation. On March 25, 1982, the ITC preliminarily determined that there is a reasonable indication that these imports are materially injuring a U.S. industry.

We presented questionnaires concerning the allegations to the Delegation of the Commission of the European Communities and to the government of Belgium at its embassy in Washington, DC. On May 7, 1982 we received responses to the questionnaires.

Scope of the Investigation. The product covered by this investigation is carbon steel wire rod. The product is fully described in Appendix A, which follows this notice.

Cockerill Sambre ("Cockerill") is the only known producer and exporter in Belgium of the subject product which was exported to the United States in 1981.

Cockerill was formed by them erger in June 1981 of the former Cockerill company, which itself is a merger of several steel mills, and Hainaut-Sambre. Hainaut-Sambre was composed of three major components: Carlam, a flat products mill built in 1976; Thy-Marcinelle et Providence ("TMP"), which resulted from a merger of a Providence mill of the former Cockerill company with Thy-Marcinelle et Monceau in 1979; and the old Hainaut-Sambre Company. TMP merged with Hainaut-Sambre in 1980.

The period for which we are measuring subsidization for Cockerill is the calendar year 1981.

Analysis of Programs. In their responses, the GOB and the Delegation of the Commission of the European Communities provided data for the applicable periods. Additionally, we received information from Cockerill.

Throughout this notice, general principles applied by the Department of Commerce to the facts of the current investigation concerning carbon steel wire rod are described in detail in Appendix B, which follows this notice. Appendix C, which also follows this notice, is a description of programs administered by organizations of the European Communities. Appendices B and C are identical to Appendices B and C published on June 17, 1982, with our notice of "Preliminary Affirmative Countervailing Duty Determinations, Certain Steel Products from Belgium" (47 FR 26300). Based upon our analysis to date of the petition and responses to our questionnaires, we preliminarily determine the following.

I. Programs Preliminarily Determined To Be Subsidies

We preliminarily determine subsidies are being provided to manufacturers, producers, or exporters in Belgium of carbon steel wire rod and under the programs listed below.

A. Programs Administered Under the Law of December 30, 1970 on Economic Expansion

The Law of December 30, 1970 on economic expansion (the "1970 law") provided for regional assistance to companies located in certain development areas to promote activities which contribute to the establishment, expansion, conversion or modernization of industrial enterprises. We preliminarily determine that the benefits provided under this law are countervailable because they are targeted to companies in specific areas.

1. *"Interest Rebates".* "Interest rebate" programs are administered by the Ministry of Economic Affairs. The rebates may be given on investment loans for tangible and intangible assets. The law also provides for "interest rebates" on interest payable by the companies to holders of bonds and convertible debentures. Rebates are variable depending upon the degree to which the investment projects meet the objectives of the 1970 law.

Cockerill responded that "interest rebates" received under this program benefited a division not involved in the production of steel. We will seek additional information.

2. *Capital Grants.* Where investments are financed by "at least" 50 percent of a company's own funds, a grant may be given which totally or partially replaces the "interest rebate" for which the investment is otherwise eligible. The methodology for calculating the subsidy value of grants is described in Appendix B. The benefits are allocated over the average useful life of capital assets in the steel industry, 15 years, and are applied to the value of total steel production of the company.

Cockerill received several grants for less than $50 million. The grants received amounted to a subsidy rate of 0.127 percent *ad valorem.*

3. *Loan Guarantees.* The Belgian government may guarantee total or partial repayment of loans and debentures. When the loan or debenture is not granted by a public institution, the guarantee may not exceed 75 percent of the difference between the amount of the loan outstanding and the value of any collateral offered by the borrower. Companies must pay fees of 0.75 percent of the principal for guarantees of capital investment loans and 1.5 percent for guarantees of working capital loans. The fees are paid into a fund managed by the Ministry of Finance. Government loan guarantees benefit the loan recipients when they enable them to obtain loans at lower rates, including fees, than might otherwise be available for comparable commercial loans.

Cockerill received loan guarantees under this program. Since these guaranteed loans were subject to payment holidays (moratoria) and in some cases were provided to the company after it was determined to be uncreditworthy, our calculations of the subsidies from this program are subsumed in the sections entitled "Loans to Uncreditworthy Companies" and "Assumption of Financing Costs."

4. *Exemptions from Real Property Tax.* Qualifying investments may be granted an exemption from the real property tax levied by the state, province, or local community on the estimated rental income from fixed assets. The exemption may be granted for a period of up to five years, depending on the degree to which the investment program achieves the objectives of the 1970 law. The tax is levied at an average rate of 1.25 percent by the state, 4.46 percent by the

province and 17.38 percent by the local community. Exemptions received by companies were treated as grants. We allocated the benefits solely to the year of grant receipt and applied the benefits to the value of total steel production of the company.

The subsidy rate for Cockerill under this program amounts to 0.074 percent *ad valorem.*

5. *Exemptions from Capital Registration Tax.* Assets transferred to a company through investments assisted by the 1970 law may be exempted from the one percent capital registration tax. Exemptions under this program were treated as grants. We allocated the benefits solely to the year of grant receipt and applied the benefits to the value of total steel production of the company.

Cockerill received exemptions amounting to a subsidy rate of 0.474 percent *ad valorem.*

B. Restructuring Plan Programs

The GOB has mandated a reorganization of the steel industry in Belgium under the following enactments and agreements:

- The Reorganization Plan of 1978 (Hanzinelle agreement)
- Council of Ministers decision of November 23, 1978
- Royal Decree of December 15, 1978
- Council of Ministers decision of May 15, 1981
- Related agreements between the government and individual steel companies

These are intended to assist the modernization of the steel industry. Specific programs include loans to uncreditworthy companies, equity participation by the GOB, assumption of financing costs and labor assistance. We find these programs to provide countervailable benefits.

1. *Loans to Uncreditworthy Companies.* Petitioners allege that Cockerill and Hainaut-Sambre (now merged with Cockerill) were uncreditworthy at the time loans were made to them.

We preliminarily determine Cockerill to be uncreditworthy from 1978 on. First, the company sustained net losses ranging from 2.4 to 7.0 billion Belgian francs ("BF") in each of the last four years prior to its merger with Hainaut-Sambre in 1981. Second, certain financial ratios for this company indicate an uncreditworthy situation. Third, Cockerill apparently lost access to loans from independent commercial sources. Fourth, the government-directed moratorium on Cockerill's debt service is a further indication of uncreditworthiness, as is the amount, timing and nature of some of the government equity participation.

Since Cockerill received a private loan in 1977, we will, for purposes of these preliminary determinations, consider the company as creditworthy in that year. We will seek additional information concerning this loan to see if it was made without government direction and on commercial terms.

We preliminarily determine Hainaut-Sambre to be uncreditworthy from 1977 on. First, the company sustained net losses ranging from 2.7 to 5.5 billion BF in three out of the last five years (and smaller losses in the other two), preceding its merger with Cockerill in 1981. Second, certain financial ratios for this company indicate an uncreditworthy situation. Third, the government-directed moratorium on Hainaut-Sambre's debt service is a further indication of uncreditworthiness, as is the timing amounts, and nature of some of the government equity participation.

Because we consider Cockerill (and before its acquisition, Hainaut-Sambre) to have been uncreditworthy, loans and loan guarantees issued by the GOB during the period of uncreditworthiness are treated essentially as equity investments. Under the equity methodology for loans to uncreditworthy companies in Appendix B, we compared the national rate of return on equity in Belgium to the rate realized by the GOB in Cockerill for 1981. To prevent countervailing a higher subsidy amount than if the loan had been an outright grant to the company, we limited the 1981 benefit under this methodology to the result that would be found if the loans were treted as grants under the grant methodology in Appendix B. The countervailable benefit from each loan was allocated over the value of total steel production of the company. Loans actually converted to equity or convertible debentures are treated separately under the section entitled "Equity Participation by the GOB."

The benefit to Cockerill under this program amounted to a subsidy rate of 7.405 percent *ad valorem.*

2. *Equity Participation by the GOB.* The GOB has purchased equity in Cockerill and has converted "medium" and long-term debt to equity. Equity infusions by the GOB took place as follows:

- Cockerill
  - 1979—Conversion of debt to equity and convertible debentures
  - 1981—Conversion of debt to equity and convertible debentures; purchases of equity to cover "cash drains"
- Hainaut-Sambre
  - 1979—Conversion of debt to equity and convertible debentures
- TMP
  - 1979—Conversion of debt to equity and convertible debentures

As indicated in Appendix B, equity participation by the government is not a subsidy *per se.* Petitioners allege, however, that government infusions of equity in Belgian steel companies were made at times when these infusions did not represent sound commercial investments. Under the methodology described in Appendix B, the treatment of government equity in a company hinges essentially on analysis of the soundness of the investment. If such an investment was not reasonably sound at the time made, we will consider it as potentially giving rise to a subsidy.

The companies listed above recorded substantial and persistent losses over the last several years. Cockerill sustained losses for the last five years. Hainaut-Sambre sustained losses in each of the five years prior to its merger with Cockerill, and TMP incurred losses in each of the three years prior to its merger with Hainaut-Sambre.

Under normal business or financial criteria, companies exhibiting a pattern of deep or significant continuing losses would not be regarded as sound investments. In view of these histories of losses and other factors already considered in the preceding section entitled "Loans to Uncreditworthy Companies," we do not regard these Belgian steel companies as representing sound commercial investments at the time the GOB acquired equity positions in them. Therefore, we preliminarily determine that the equity infusions are inconsistent with commercial considerations.

Since the stocks of Cockerill, Hainaut-Sambre and TMP were traded on Belgian markets during the time span covering the government's equity infusions (see equity section in Appendix B), we looked to the market to determine the value of the benefit by comparing the market value of these stocks at the beginning of the month in which the equity infusions took place to the actual value of the equity infusions paid by the government. If the value paid by the GOB was greater than the market value, we found the difference to be a grant and allocated it over the average useful life of capital assets, 15 years (see grants methodology in Appendix B).

In 1979 and 1981, the GOB entered into arrangements with Cockerill whereby it converted the company's debt into convertible debentures. Because these debentures are repayable

only at such time as the company makes sufficient profits to overcome its present heavy debt burden, we treated these conversions as tantamount to purchases of equity in amounts equal to the value of the debentures. Convertible debentures obtained through this arrangement in 1979, and apparently converted to equity in 1981 were treated as equity purchases in the latter year.

In addition, Cockerill received an advance payment on a pending equity purchase by the GOB to cover 1981 "cash drains." This payment was also treated as an equity purchase. Since the terms of this transaction did not permit identification of a per-share price, we used the per-share price for the previous 1981 GOB purchase of Cockerill's equity as the best information available for comparison in our calculations.

Allocated over the value of Cockerill's total steel production, the benefit for equity purchases amounted to a subsidy rate of 8.651 percent *ad valorem.*

3. *Assumption of Financing Costs.* For the years 1979–83, the GOB has assumed all of Cockerill's financing costs for "medium" and long-term borrowing. This assumption took the form of issuance of convertible debentures in the amount of interest payable and the postponement of principal repayments. We calculated the benefit from those deferred principal and assumed interest payments as loan holidays (moratoria) in accordance with the methodology described in Appendix B. Where the original loans or guaranteed loans were provided at preferential rates, these benefits were included in our calculation of benefits stemming from the moratoria.

To determine whether respondent's loans were preferential, we compared the interest rates for loans and guaranteed loans with "benchmark" rates. For benchmark rates, we used the lending rates of the Societe Nationale de Credit a l'Industrie ("SNCI") for capital investment loans exceeding five years in maturity which is a generally available commercial rate. We added 0.25 percent to our benchmark rate. This represents the fee that is often charged by lending banks to borrowers.

The information provided by Cockerill on certain loans subject to moratoria was incomplete. This necessitated our making the following assumptions based on the best information available. Where the term of the loan was missing, we assumed a 20-year life, the average life of those loans for which complete information was provided. We increased the estimated loan life to 25 years for loans that should have expired before the moratoria, but which in fact were still outstanding when the moratoria occurred. Where the original loan amount was missing, we calculated an estimated amount based on the 1981 balance and assumed constant repayment of principal. The benefit to Cockerill under this program, allocated over the value of its total steel production, amounted to a subsidy rate of 2.523 percent *ad valorem.*

4. *Labor Assistance.* In order to avoid a massive lay-off of surplus workers because of the government-mandated restructuring of the steel industry, companies entered into agreements with their unions for the early retirement of certain workers. The government has assumed portions of the costs for this program. We preliminarily determine that this government assumption of an obligation of the companies is a countervailable benefit. The assistance given to the companies is in the form of government-guaranteed loans with deferred interest and principal payments for the first five years. The loans to Cockerill were treated essentially as equity because they were provided at a time after the company had become uncreditworthy. We applied the equity methodology for loans and loan guarantees to uncreditworthy companies as described above and in Appendix B and allocated the benefits over the value of total steel production of the company.

The subsidy rate to Cockerill for this program was 0.493 percent *ad valorem.*

C. Preferential Loans

These loans were given by the SNCI at interest rates which apparently were lower than those commercially available. Therefore, we preliminarily determine a subsidy was provided to the loan recipient. To calculate the subsidy rate, we applied the methodology outlined in Appendix B, using the national commercial rate as our benchmark.

Cockerill failed to provide complete information on certain loans. Where the year of loan receipt was missing, we considered it to be a loan received in 1980 because the response indicated that the loans had been received by the beginning of 1981. Where the term of the loan was missing, we assumed it to be 20 years, as explained in the section entitled "Assumption of Financing Costs." Where no interest rate was provided, we assumed it to be equal to the lowest preferential interest rate of any loan in the response.

The benefits of this program to Cockerill were allocated over the value of total steel production and amounted to a subsidy rate of 0.082 percent *ad valorem.*

D. Industrial Investment Loans From the ECSC (Article 54)

For the reasons described in Appendix C, we preliminarily determine that ECSC industrial investment loans (under Article 54 of the Treaty of Paris) provide countervailable benefits. Using the appropriate methodoligy described in Appendix B, we calculated the benefits from these loans made to Cockerill and included the amounts in the sections entitled "Assumptions of Financing Costs" to "Loans to Uncreditworthy Companies."

E. Research and Development ("R&D") Aid From the Institute for Scientific Research in Industry and Agriculture ("IRSIA") and the Center for Metallurgical Research ("CRM")

The GOB provides funds for applied research conducted by IRSIA and the CRM. Both organizations perform research that benefits the iron and steel industry. The results apparently remain property of these organizations and are not generally available.

Under these circumstances, we preliminarily determine government assistance for R&D is countervailable. We treated assistance received by Cockerill as a grant in the year received. We used the methodology described in Appendix B and allocated the benefit over the value of total steel production of the company.

Cockerill reported funding for certain research projects from IRSIA but provided no detail on the terms or use. We countervailed these funds in their full amount as grants allocated in the year received. We will seek additional information as to whether additional research projects that benefited Cockerill but were not included in the response were conducted by the CRM and IRSIA. The subsidy rate to Cockerill from this program is 0.076 percent *qd valorem.*

II. Programs Preliminarily Determined Not To Be Subsidies

We preliminarily determine subsidies are not being provided to manufacturers, producers, or exporters in Belgium of carbon steel wire rod under the following programs.

A. Environmental Incentives

The GOB provides funding for environmental projects. Once a company's request for an environmental grant is approved, the company arranges for a loan in the amount of the grant. The grant is not paid directly to the company but is used to pay the interest and principal payments on behalf of the company. Cockerill received relatively

small grants under this program. The GOB responded that benefits under this program are available to all industries on equal terms. Therefore, we preliminarily determine that this program does not provide subsidies to the steel industry. We will seek additional information to determine whether or not the program provides benefits to "a specific enterprise or industry or group of enterprises or industries" (section 771(5)(B) of the Act).

B. Employment Premiums for New Workers and Trainees

The "De Wulf Plan" (Royal Decree of October 15, 1979) grants employment premiums of 62,500 BF for each new permanent worker hired under certain conditions. Under a separate government plan, 30,000 BF may be paid for each trainee in excess of a number equaling one percent of the workforce of a company. We preliminarily determine that these programs are not countervailable since they do not benefit "a specific enterprise or industry, or group of enterprises or industries."

C. Reimbursement of Worker Training Costs

The National Employment Office in Belgium reimburses firms for various in-plant and outside professional training costs.

Cockerill, a recipient of these grants, claims that these benefits are available to all Belgian industries on equal terms. We preliminarily determine that this program is not countervailable since it does not benefit "a specific enterprise or industry, or group of enterprises or industries."

D. Assistance to the Coal Industry

We requested information from the GOB and the steel companies in order to determine whether or not aid given to the coal industry could be considered an indirect subsidy to the steel industry.

Most of the aid serves to bring the cost of Belgian coal down to but not lower than competitive prices. Belgium does not restrict the importation of coal, and the steel industry purchases more than half of its coal from sources outside Belgium, including the United States. The assistance to the coal industry at most only equalizes the prices of domestic and foreign coal, putting them both on the same commercial level.

The Belgian government provides assistance to producers of all types of coal, not just that used by the steel industry, and thus does not, through assistance to coal producers, provide to the Belgian steel producers a subsidy "provided * * * to a specific enterprise or industry, or group of enterprises or industries."

Regarding the allegation that the Belgian steel industry benefits from government assistance provided to the coal industry in the Federal Republic of Germany, we preliminarily do not consider such assistance to confer a countervailable benefit on the Belgian steel industry for the reasons outlined in Appendix B.

The ECSC provides various production and marketing grants to EC coal and coke producers; however, we preliminarily do not consider this assistance to confer a countervailable benefit on the Belgian steel industry for the reasons described in Appendix C.

E. Reduction of Capital Gains Tax

Capital gains on the sales of tangible property may be exempt from corporate taxes for a minimum of five years, if receipts are reinvested in Belgium within three years. The provision is contained in the Belgian Income Tax Code, and we believe that it is generally available on equal terms to all companies in Belgium.

We therefore preliminarily determine that this program does not provide a subsidy to the steel industry. We will seek additional information concerning the applicability of this program.

F. Programs Contained in the Law of July 17, 1959 for Economic Expansion

The Law of July 17, 1959 (the "1959 law") for economic expansion contains programs which are designed to promote economic expansion and modernization. The 1959 law provides for interest rebates, grants for capital investments, government loan guarantees, exemptions from property taxes on investments approved under the law and grants for R&D. We preliminarily determine that the programs contained in the 1959 law are not countervailable, since they are generally available and do not benefit "a specific enterprise or industry, or group of enterprises or industries." We will seek additional information concerning the application of the 1959 law.

G. ECSC Interest Rebates and R&D Grants

We preliminarily determine that ECSC interest rebates and R&D grants to the Belgian steel industry are not countervailable benefits. For our treatment of these programs in general, see Appendix C.

III. Programs Preliminarily Determined Not To Be Utilized

We preliminarily determine that the following programs alleged by petitioners to provide countervailable benefits are not used by the manufacturers, producers, or exporters in Belgium of carbon steel wire rod.

A. Accelerated Depreciation

Companies that receive investment benefits provided for by the 1970 law may take twice the normal annual straight-line depreciation for assets acquired as the result of the investment. The benefit of such a program is reduced taxable income. Cockerill stated that it did not participate in the program.

B. Employment Premiums

Article 14 of the 1970 law provides for employment premiums for investments that create new jobs. The assistance may be given for new enterprises or for the expansion of existing enterprises. Nonrepayable premiums may be paid for as long as five years, depending on the rate at which new jobs are created and filled. Cockerill stated that it did not participate in this program.

C. Exemption From Income Tax on Capital Grants

Grants provided under the 1970 law are exempted from income taxes. In calculating depreciation, the amount of such grants is deducted from the cost of value of the financed investments. Cockerill stated that it did not participate in this program.

D. Contractual Aid

The 1970 law provides for aid in realizing specific objectives related to certain long-term, large scale investments. The government and an enterprise negotiate the specific terms of the program and enter into a "progress contract." Under "management contracts" the government may grant interest-free aid, to be repaid within three years, for up to 75 percent of management advisory fees. The response states that Cockerill did not receive any aid under this program. We will seek additional information.

E. Export Assistance

Certain export assistance programs, such as export financing and commercial risk guarantees, are provided by the Office National du Ducroire. Cockerill stated that it received no assistance under this program.

F. The European Regional Development Fund ("ERDF")

We preliminarily determine that Cockerill did not receive ERDF funds (see Appendix C).

G. European Investment Bank ("EIB")

Cockerill stated that it had no loans outstanding from the EIB in 1981 (see Appendix C).

H. Loan Guarantees From the ECSC

Cockerill has indicated that it has not used this program (see Appendix C).

IV. Programs for Which Additional Information Is Needed

The following programs were alleged by the petitioners to be subsidies: readaptation and retraining assistance and GOB advances for R. & D. At this time, we do not have sufficient information upon which to determine whether these programs are providing manufacturers, producers, or exporters in Belgium of carbon steel wire rod with benefits which constitute subsidies within the meaning of the countervailing duty law. We will seek additional information regarding these programs before reaching a final determination.

A. Readaptation and Retraining Assistance

The GOB finances a portion of readaptation and retraining assistance to laid-off employees under Article 56 of the ECSC Treaty. It is unclear at this time whether or not this program provides countervailable benefits to the steel industry. We will seek additional information concerning the obligations of the steel companies to laid-off workers. If the government assumes a portion of the obligation of the steel companies, the assistance may constitute a subsidy. In addition, we are seeking information concerning the types of training and readaptation being performed. If laid-off workers or potentially laid-off workers are being retrained to assume jobs in the steel industry (to take the place of early retirees, for instance), then the assistance may well be a subsidy to steel companies. If, however, the government is assuming the cost of training a laid-off worker for a non-steel industry job (and the government was not assuming a portion of the steel company's mandated obligations to workers), then the assistance may not be a subsidy to the steel industry.

B. GOB Advances for R&D

Interest-free advances can be provided under the 1970 law up to a maximum of 80 percent of the expense incurred for the R&D of prototypes. The advances are repayable if the research leads to a profitable industrial or commercial activity. The results of the research become the property of the recipient companies. Under such circumstances, the assistance may convey a subsidy. The GOB responded that during 1980–81 it has provided aid to steel companies under this program. We are unable to determine from the company response if Cockerill received such aid. We are seeking additional information concerning this program to resolve this discrepancy and to determine the type of research, the recipients and the amount of aid in order to determine whether such aid constitutes a subsidy.

Negative Determination of Critical Circumstances. The petition alleged that imports of carbon steel wire rod from Belgium present "critical circumstances." Under section 703(e)(1) of the Act, critical circumstances exist when the alleged subsidy is inconsistent with the Subsidies Code of the General Agreement on Tariffs and Trade *and* "there have been massive imports of the class or kind of merchandise which is the subject of the investigation over a relatively short period."

Since these investigations were initiated, U.S. imports of carbon steel wire rod from Belgium/Luxembourg totaled 543 net tons in March, 331 net tons in April and 968 net tons in May (import statistics available to the Department of Commerce are combined for Belgium/Luxembourg). In the context of this industry, this product has not recently been massively imported from Belgium/Luxembourg over a relatively short period of time. Therefore, critical circumstances do not exist for carbon steel wire rod from Belgium.

Verification. In accordance with section 776(a) of the Act, we will verify data used in making our final determination.

Suspension of Liquidation. In accordance with section 703 of the Act, we are directing the U.S. Customs Service to suspend the liquidation of all entries of carbon steel wire rod which are entered, or withdrawn from warehouse, for consumption, on or after July 14, 1982 and to require a cash deposit or bond for each such entry of the merchandise in the amounts indicated below:

SUMMARY OF PRELIMINARY SUBSIDIES

Manufacturer/producer/exporter	Ad valorem rate (percent)
Name: Cockerill Sambre, carbon steel wire rod	19.905
All other manufacturers/producers/exporters: Carbon steel wire rod	19.905

This suspension will remain in effect until further notice.

ITC Notifications

In accordance with section 703(f) of the Act, we will notify the ITC of our determination. In addition, we are making available to the ITC 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 the ITC 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

In accordance with § 355.35 of the Commerce Department Regulations, if requested, we will hold a public hearing to afford interested parties an opportunity to comment on this preliminary determination at 10:00 a.m. on August 11, 1982 at the U.S. Department of Commerce, Room 6802, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230. Individuals who wish to participate in the hearing must submit a request to the Deputy Assistant Secretary for Import Administration, Room 3099B, at the above address within ten days of this notice's publication. Requests 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 August 4, 1982. Oral presentations will be limited to issues raised in the briefs. All written views should be filed in accordance with 19 CFR 355.34, on or before August 13, 1982, at the above address and in at least ten copies.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

July 8, 1982.

Appendix A.—Description of Product

For the purpose of this investigation in the term *"carbon steel wire rod"* covers a coiled, semi-finished, hot-rolled carbon steel product of approximately round solid cross section, not under 0.20 inch nor over 0.74 inch in diameter, not tempered, not treated, not partly manufactured; and valued over 4 cents per pound, as currently provided for in item 607.17 of the *Tariff Schedules of the United States.*

Appendix B

Several basic issues are common to many of the countervailing duty investigations of carbon steel wire rod, initiated by the Department of Commerce (the "Department") on March 1, 1982; *e.g.*, government assistance through grants, loans, equity infusions, and research and development projects. This Appendix describes in some detail the

general principles applied by the Department when dealing with these issues as they arise within the factual contexts of these cases.

Grants

Petitioners allege that respondent foreign steel companies have received numerous grants for various purposes. Under section 771(5)(B) of the Tariff Act of 1930, as amended ("the Act") (19 U.S.C. 1677(5)(B)), domestic subsidies are countervailable where they are "provided or required by government action to a *specific* enterprise or industry, or group of enterprises or industries" (emphasis added).

The legislative history of Title VII of the Act states that where a grant is "tied" to—that is, bestowed expressly to purchase—costly pieces of capital equipment, the benefit flowing from the grant should be allocated over the useful life of that equipment. A subsidy for capital equipment should also be "front loaded" in these circumstances; that is, allocated more heavily to the earlier years of the equipment's useful life, reflecting its greater commercial impact and benefit in those years.

In the past we have allocated the face value of the grant, in equal increments, over the appropriate time period. For large capital equipment, we used a period of half the useful life of the equipment purchased with the grant. In each year we countervailed only that year's allocated portion of the total grant. For example, a hypothetical grant of $100 million used to purchase a machine with a 20-year life would have been countervailed at a rate of $10 million per year (allocated over the appropriate product group) for 10 years, beginning in the year of receipt.

This allocation technique has often been criticized for not capturing the entire subsidy by ignoring the time value of money. It has been argued that $100 million today is much more valuable to a grant recipient than $10 million per year for the next 10 years, since the present value of the latter is considerably less than $100 million. We agree, and are now changing our methodology of grant subsidy calculation to reflect this agreement. So long as the present value (in the year of grant receipt) of the amounts allocated over time does not exceed the face value of the grant, we are consistent with both our domestic law and international obligations because the amount countervailed will not exceed the total net subsidy.

Present value is calculated using a discount rate. We considered using each company's weighted cost of capital at the time of the grant receipt as the appropriate measure of the time value of its funds. However, we lacked sufficent information to do so for these preliminary determinations. Instead we used the national cost of long-term corporate debt as a substitute measure of a company's discount rate. We welcome additional information or comments on this estimate between the preliminary and final determinations.

For costly pieces of capital equipment, we believe that the appropriate time period over which to allocate the subsidy is its entire useful life. In the past, we allocated the subsidy over only half the useful life in order to front load the countervailing duties in order to comply with the legislative intent of the Act. However, so long as we allocate the subsidy in equal nominal increments over the entire useful life, it will still be effectively front loaded in real terms since money tomorrow is less valuable than money today.

For these steel investigations we have allocated a grant over the useful life of equipment purchased with it when the value of that grant was large (in these investigations, greater than $50 million), and specifically "tied" to pieces of capital equipment.

Where the grant was small (less than one percent of the company's gross revenues or, where we do not know gross revenues, less than one percent of the company's total value of 1981 steel production) and "tied" to items generally expensed in the year purchased (*e.g.* wages, purchases of materials), we have allocated the subsidy solely to the year of the grant receipt.

All other grants—the vast majority of those involved in these investigations—will be allocated over 15 years, a period of time reflecting the average life of capital assets in integrated steel mills in the U.S. The 15-year figure is based on Internal Revenue Service studies of actual experience in integrated mills in the U.S. Furthermore, we understand that a 15-year period is also used in some of the countries involved in these investigations. We are using this time period as the best available estimate of the average steel asset life worldwide. We could not calculate the average life of capital assets on a company-by-company basis, since different accounting principles, extraordinary write-offs, and corporate reorganizations yielded extremely inconsistent results. For example, the average life of one steel company's assets, as indicated on its books, increased from 3 years to 22 years within 3 years.

We do not distinguish grants bestowed expressly to cover operating losses from other "untied" grants. Since grants used to cover operating losses often keep the company in business and are frequently quite large, their real effects extend for a considerable period of time. It is appropriate to allocate them over a number of years.

Loans and Loan Guarantees for Companies Considered Creditworthy

In these investigations, various loan activities give rise to subsidies. The most common practice is the extension of a loan at a preferential interest rate where the government is either the actual lender or directs a private bank to lend at a preferential rate. The subsidy is computed by comparing what a company would pay a normal commercial lender in principal and interest in any given year with what the company actually pays on the preferential loan in that year. We determine what a company would pay a normal commercial lender by constructing a comparable commercial loan at the appropriate market rate (the "benchmark"). If the preferential loan is part of a broad, national lending program, we use a national average commercial interest rate as our benchmark. If the loan program is not generally available—like most large loans to respondent steel companies—the benchmark used instead, where available, is the company's actual commercial credit experience (*e.g.*, a contemporaneous loan to the company from a private commercial lender). If there were no similar loans, the national commercial rate is used as a second-best alternative.

For loans denominated in a currency other than the currency of the country concerned in an investigation, the benchmark is selected from interest rates (either national or company-specific, as appropriate) applicable to loans denominated in the same currency as the loan under consideration.

After calculating the payment differential in each year of the loan, we then calculate the present value of this stream of benefits in the year the loan was made, using a national cost of long-term corporate debt in that year as the discount rate. In other words, we determine the subsidy value of a preferential loan as if the benefits had been bestowed as a lump-sum grant in the year the loan was given. We determine how much less valuable money tomorrow is than money today by applying a discount rate. We are using the national cost of long-term corporate debt for the year in which the loan was given as this discount rate. This amount is then allocated evenly over the life of the loan, with one exception. Where the loan was given expressly for the purchase of a costly piece of capital equipment, the present value of the payment differentials is allocated over the useful life of the capital equipment concerned.

For loans not tied to capital equipment with mortgage-type repayment schedules, this methodology results in annual subsidies equivalent to those calculated under the previous Department policy of considering the difference in total repayments in each year of a loan's lifetime to be the subsidy *in that year*. For loans with constant principal repayments (*i.e.*, declining total repayments), loans with deferral of repayments, and loans for costly capital equipment, the present value method results in even allocations of the subsidy over the relevant period. This effectively front loads countervailing duties on these loan benefits in the same manner as grants are front loaded.

A loan guarantee by the government constitutes a subsidy to the extent the guarantee assures more favorable loan terms than for an unguaranteed loan. The subsidy amount is guantified in the same manner as for a preferential loan.

If a borrowing company preferentially received a payment holiday from a government lending institution or from a private lender at government direction, an additional subsidy arises that is separate from and in addition to the preferential interest rate benefit. The subsidy value of the payment holiday is measured in the same manner as for preferential loans, by comparing what the company pays verus what it would pay on a normal commerical loan in any given year. A payment holiday early in the life of a loan can result in such large loan payments near the end of its term that during the final years the loan recipient's annual payments on the subsidized loan may be greater than they would have been on an unsubsidized loan. By reallocating the benefit

over the entire life of the loan through the present value methodology described above, we avoid imposing countervailing duties in excess of the net subsidy.

Loans and Loan Guarantees for Companies Considered Uncreditworthy

In a number of cases petitioners have alleged that certain respondent steel companies were uncreditworthy at the time they received preferential loans or guarantees, and that they could not have obtained any commercial loan without government intervention.

Where the company under investigation has a history of deep or significant continuing losses, and diminishing (if any) access to private lenders, we generally agree with petitioners. In these situations neither national nor company-specific market interest rates provide an appropriate benchmark since, by definition, an uncreditworthy company could not receive loans on these terms without government intervention. Nor have we been able to find any reasonable and practical basis for selecting a risk premium to be added to a national interest rate in order to establish an appropriate benchmark for companies considered uncreditworthy. Therefore, we have treated loans to an uncreditworthy company as an equity infusion by the government. We believe this treatment is justified by the great risks, very junior status, and low probability of repayment of these loans. To the extent that principal and/or interest is actually paid these loans, however, the subsidy (which is calculated using our equity methodology, *infra*) is reduced dollar for dollar in the year of repayment. Moreover, in no case do we countervail a loan subsidy to a creditworthy or uncreditworthy company more than if the government gave the principal as an outright grant.

Equity

Petitioners allege that government purchases of equity in respondent steel companies constitute a countervailable subsidy equal to the entire amount of the equity purchased. Many respondents claim that such equity purchases are investments on commerical terms, and thus are not subsidies to these companies.

It is well settled that government equity ownership *per se* is not a subsidy. Such ownership is a subsidy only when it is on terms inconsistent with commerical considerations. An equity subsidy potentially arises when the government makes equity infusions into a company which is sustaining deep or significnat continuing losses. If such losses have been incurred, then we consider from whom the equity was purchased and at what price.

If the government buys previously issued shares on the market and not directly from the company, there is no subsidy to the company. This is true no matter what price the government pays, since any overpayment benefits only the prior shareholders and not the company.

If the government buys shares directly from the company (either a new issue or corporate treasury stock) and similar shares are traded in a market, a subsidy arises if the government pays more than the prevailing market price. To avoid any effect on the market price resulting from the government's purchase or speculation in anticipation of such purchase, we used for comparison a market price on a date sufficiently preceding the government's action. Any amount of overpayment is treated as a grant to the company.

It is more difficult to judge the possible subsidy effects of direct government infusions of equity where there is no market price for the shares since they were untraded (as where, for example, the government is already sole owner of the company). As a matter of principle, government equity participation can be a legitimate commercial venture. Often, however, as in many of these steel cases, equity infusions follow massive or sustained losses and are part of national government programs to sustain or rationalize an industry which otherwise would be noncompetitive. We respect the government's characterization of its infusion as equity in a commercial venture. However, to the extent in any year that the government realizes a rate of return on its equity investment less than the average rate of return on equity investment for the country as a whole (thus including returns on both successful and unsuccessful investments), its equity infusion is considered a subsidy. Under no circumstances do we countervail an amount greater than that which is calculated treating the government's equity infusion as an outright grant.

Forgiveness of Debt

Where we have found that the government has forgiven an outstanding debt obligation, we have treated this as a grant to the company equal to the outstanding principal at the time of forgiveness. Where outstanding debt has been converted into equity (*i.e.*, the government receives shares in the company in return for eliminating debt obligations of the company), a subsidy may result. The existence and extent of such subsidies are determined by treating the conversions as an equity infusion in the amount of the remaining principal of the debt. We then calculate the value of the subsidy by using our equity methodology, *supra*.

Coal Assistance.

Petitioners alleged that respondent steel companies outside the Federal Republic of Germany that buy German coal benefit from assistance given by the German government to German producers of coking coal. The issue of indirect subsidization of German steelmakers through the German government's assistance to German coking coal is considered separately in the "Notice of Preliminary Affirmative Countervailing Duty Determinations; Certain Steel Products from the Federal Republic of Germany," appearing in this issue of the **Federal Register.**

In the absence of special circumstances, a party receiving a benefit on the production of its merchandise is not assumed to share that benefit with an unrelated purchaser. It is in the commercial interest of a firm receiving a subsidy not to share the benefits with customers, but rather to pass it on to its shareholders in the form of greater net earnings. This view has previously been expressed by the Department in the "Preliminary Affirmative Countervailing Duty Determination; Sodium Gluconate from the European Economic Community" (46 FR 45975).

Moreover, the German government's assistance to its coking coal industry does not reduce the price of German coking coal *below* the world price. So long as non-German coal can be purchased more cheaply, we see no measurable benefit to non-German steelmakers who purchase German coal, whether or not it is subsidized.

Petitioners argue that German assistance to its coking coal industry exerts downward pressure on the price of coal in all markets in which German coking coal is sold. If so, we believe that such downward pressure would affect the price of coal worldwide, and thus benefit all steelmakers everywhere. Similarly, if the German coking coal assistance were eliminated and if German coal mine operations consequently were reduced or ceased, any consequent rise in the price of coking coal would likely have worldwide effects and thus affect steelmakers everywhere. Therefore we do not accept petitioners' contention that the FRG's assistance to its coking coal industry during 1981 had a significant downward effect on the price of coking coal which preferentially benefited steelmakers purchasing German coal.

Research and Development Grants and Loans

Grants and preferential loans awarded by a government to finance research that has broad application and yields results which are made publicly available are not subsidies. Programs of organizations or institutions established to finance research on problems affecting only a particular industry or group of industries (*e.g.*, metallurgical testing to find ways to make cold-rolled sheet easier to galvanize) and which yield results that are available only to producers in that country (or a limited number of countries) confer a subsidy on the products which benefit from the results of the research and development ("R&D"). On the other hand, programs which provide funds for R&D in a wide range of industries are not countervailable even when a portion of the funds is provided to the steel sector.

Once we determine that a particular program is countervailable, we calculate the value of the subsidy by reference to the form in which the R&D was funded. An R&D grant is treated as an "untied" grant; a loan for R&D is treated as any other preferential loan.

Labor Subsidies

To be countervailable, a benefit program for workers must give preferential benefits to workers in a particular industry or in a particular region. Whether or not the program benefits specifically some workers and not others is determined by looking at both program eligibility and participation. Even where provided to workers in specific industries, social welfare programs are countervailable only to the extent that they relieve the firm of costs it would ordinarily incur—for example, the government's

assumption of a firm's obligation partially to fund worker pensions.

Labor-related subsidies are generally conferred in the form of grants and are treated as untied grants for purposes of subsidy calculation. Where they are quite small and expensed by the company in the year received, we likewise allocated them only to the year received. However, where they were more than one percent of gross revenues (or, where we do not know gross revenues, one percent of the value of 1981 steel production), we allocated them over five years.

Appendix C.—Programs Administered by Organizations of the European Communities

I. The ECSC

On April 8, 1965, the three separate European communities—the European Coal and Steel Community ("ECSC"), the European Economic Community ("EEC"), and the European Atomic Energy Community ("EURATOM")—signed a treaty to merge into the European Communities ("EC"). Article 9 of the merger treaty established the Commission of the European Communities as the High Authority of each of the formerly independent institutions. The merger became effective in 1967.

The ECSC itself was established by the Treaty of Paris in 1951 to modernize production, improve quality, and assure a supply of coal and steel to the member countries. The Treaty of Paris governs all programs intended directly to affect the steel industry. Funds for these programs flow from two sources: (1) ECSC borrowings on international capital markets, and (2) the ECSC budget, substantially derived from producer-generated funds.

A. ECSC Programs Preliminarily Determined To Be Subsidies

With respect to ECSC borrowings, the ECSC enjoys a very high credit rating because of its quasi-governmental nature. It is therefore able to raise funds at interest rates lower than those which would be available to European steel companies. When the ECSC re-lends these borrowed funds to a company without increasing the interest rate, any difference between the lower interest rate passed on and the rate otherwise available to the steel company in the commercial financial market (the "benchmark") is a benefit to the company. For this reason we preliminarily determine that ECSC loans raised through capital market funding are counteravailable insofar as they offer preferential interest rates to steel companies.

Consequently any loan involving ECSC funds borrowed on international capital markets, provided under an ECSC assistance program, confers countervailable benefits if the loan is at a preferential interest rate.

1. *ECSC Industrial Investment Loans.* Article 54 of the Treaty of Paris authorizes the ECSC to provide loans to steel companies in member countries for reducing production costs, increasing production, or facilitating product marketing. Loans provided under this program are funded exclusively from ECSC borrowings on world capital markets. For the reasons discussed above, we preliminarily determine that this program confers countervailable benefits to loan recipients to the extent that the interest rates are preferential (as determined using the appropriate loan methodology described in Appendix B).

2. *ECSC Housing Loans for Workers.* Article 54(2) of the Treaty of Paris authorizes the ECSC to provide loans for residential housing for steel workers. In some cases these loans are provided directly to steel companies. In other cases, they are administered through financial institutions or housing authorities. These loans for the construction or purchase of homes are at highly concessionary one percent interest rates.

The preferential ECSC housing loans provide benefits directly to steel workers. We believe they also indirectly benefit the employer steel companies by relieving them of certain labor wage costs. That is, if steel workers were unable to obtain housing loans at these highly advantageous rates, the companies which employ them would be required to pay higher wages.

Our information to date indicates that ECSC funding for housing loans derives from both its budget and funds borrowed on international capital markets. To the extent that the loans derive from the budget, we preliminarily determine that they are not countervailable for the reasons indicated below in section B of this Appendix. To the extent they derive from ECSC borrowings on world capital markets, they confer a subsidy if the loan recipient could not have obtained a commercial loan on comparable terms. The proportion of total ECSC housing loans funded from borrowed money rather than from the budget in a given year is considered the preferential housing loan amount received in that year.

In 1980, the most recent year for which data are available, the portion of new ECSC housing loans financed by borrowings amounted to 42.24 percent. In 1979 the same portion was 17.94 percent; in 1978, 7.8 percent; and in 1977, 13.95 percent. For 1981 we are using as the best information available the 1980 information. Where these loans are not given directly to a steel company or are given to a steel company which merely serves as a disbursing agent, they yield a benefit to steel workers to the extent that the workers need not obtain a mortgage at the going commercial rate. The subsidy in these cases is the difference between what the workers pay on the ECSC housing loans and what they would have paid on a non-subsidized loan. In the absence of country-specific information on unsubsidized mortgage rates, we are estimating this rate by using as our benchmark the national long-term corporate debt rate. We believe this entire benefit is a subsidy on all steel production of the employer firm, allocated as described in Appendix B for labor subsidies.

On the other hand, where these loans are given directly to a company which disburses only a small portion of them, the subsidy value is calculated using the appropriate methodology for preferential loans as described in Appendix B.

3. *ECSC Loan Guarantees.* Under Article 54 of the Treaty of Paris, the ECSC is authorized to guarantee loans from commercial lenders to coal and steel companies. Since these guarantees are intended specifically for the steel industry, we find the resulting benefits to be countervailable. The countervailable benefit is based on the difference between the interest rate charged by private lenders to commercial customers in the ordinary course of business and the rates available with an ECSC loan guarantee.

B. ECSC Programs Preliminarily Determined Not To Be Subsidies

The ECSC budget for assistance to coal and steel producers is funded by levies on coal and steel producers within the ECSC member states. We examined the ECSC financial statements for 1971–1980, inclusive, and found that, for those years, the amount of funds generated by levies on producers exceeded the total amount of ECSC assistance provided through budget-funded programs. Therefore, we preliminary determine that any ECSC assistance provided from the ECSC budget does not provide a countervailable benefit. We will seek further information concerning the extent to which producer-generated funds are appropriately earmarked for these forms of program assistance.

1. *ECSC Industrial Reconversion Loans.* Under Article 56 of the Treaty of Paris, the ECSC provides loans to companies or public authorities for investments in new non-steel ventures in regions of declining steel industry activity. The goal of the loan program is to provide employment for former steel workers in new industries. This program does not appear to benefit steel companies. Therefore, we preliminarily determine that it does not confer subsidies on steel.

2. *ECSC Labor Assistance and Rehabilitation Aids.* Under Article 56 of the Treaty of Paris, the ECSC provides matching grants to member states for programs that assist former steelworkers presently unemployed or in training for a new trade. The program must be aimed specifically at steel industry workers, and at least 50 percent of its funding must be provided by the member state. The ECSC portion of the program is funded from its budget. For the reasons discussed above, we preliminarily determine that this program does not confer countervailable benefits.

3. *ECSC R&D Grants.* Article 55 of the Treaty of Paris provides funding in the form of grants for up to 60 percent of an R&D project's cost. The projects must be for improvements in the production and use of coal and steel. The results of the project become the property of the ECSC and are made available to all members.

These grants are funded exclusively from the ECSC budget. Therefore, for the reasons discussed above, we preliminarily determine that this program does not confer countervailable benefits.

4. *ECSC Interest Rebates.* Certain Article 54 loans qualify for further interest reductions depending on whether they are for environmental projects, removal of industrial bottlenecks, promotion of steel industry competitiveness, or stabilization of coal production. The rebates generally reduce the

interest expense for the first five years of the loan repayment schedule by three percentage points. The interest rebates are paid out of the ECSC's budget. For the reasons discussed above with respect to all budget-financed programs, we preliminarily determine that this program does not confer countervailable benefits.

5. *ECSC Coal and Coke Aids.* Petitioners have alleged that ECSC assistance to coal producers in EC countries constitutes an indirect benefit to steel producers purchasing that coal. However, the ECSC coal aids are bestowed on all types of coal. Therefore the ECSC aids on coal cannot be intended to benefit, and do not benefit, the steel industry in particular. Under section 771(5)(B) of the Act, there is no subsidy to steel in these circumstances, even though steel producers in EC countries purchase some ECSC coal.

In addition, we have found that non-repayable coal and coke aids from the ECSC are paid out of the ECSC's budget. For the reasons discussed above, they are therefore not considered to confer countervailable benefits.

C. ECSC Programs for Which Additional Information Is Needed

1. *ESCS Research and Development ("R&D") Loans.* R&D loans confer countervailable benefits on recipients if: (1) The research benefits a product under investigation; (2) the funding source is countervailable (*e.g.*, from ECSC borrowings on capital markets rather than from the ECSC budget); (3) the results are not generally available; and (4) the recipient could not have obtained a commercial loan on comparable terms without government intervention.

Based upon information available to date, it is unclear how widely available the results of research are, and from which source the funds derive. We will seek more information upon which to base a determination.

II. The European Investment Bank

The European Investment Bank ("EIB") was created by the Treaty of Rome establishing the EEC to fund projects that serve regional needs in Europe. Article 130 of the Treaty of Rome authorizes the EIB to make loans and guarantee finance projects in all sectors of the economy. These projects include the provision of funds to further the development of low income regions. Funds are drawn from debt instruments floated on world capital markets and from investment earnings. Because EIB loans are designed by charter to serve regional needs, we find them to be countervailable where the interest rate is less than the rate which would have been available commercially from a private lender without government intervention.

The EIB also provides loan guarantees to companies in EC member countries. Again, because this guarantee was available in some but not all regions, it is regarded as a countervailable benefit.

III. The European Regional Development Fund

The European Regional Development Fund was established by the EEC to provide funding in the form of low-interest loans for industrial projects designed to correct regional imbalances within the EEC. The fund also awards interest subsidies on EIB loans.

We preliminarily determine that this program was not utilized by any of the manufacturers, producers or exporters for any of the products from countries under investigation.

[FR Doc. 82-18902 Filed 7-13-82; 8:45 am]
BILLING CODE 3510-25-M

Carbon Steel Wire Rod From Brazil; Preliminary Affirmative Countervailing Duty Determination

AGENCY: International Trade Administration, Commerce.

ACTION: Preliminary affirmative countervailing duty determination.

SUMMARY: We preliminarily determine that certain benefits which constitute subsidies within the meaning of the countervailing duty law are being provided to manufacturers, producers, or exporters in Brazil of carbon steel wire rod. The estimated net subsidy is indicated in the "Suspension of Liquidation" section of this notice. Therefore, we are directing the U.S. Customs Service to suspend liquidation of all entries of carbon steel wire rod from Brazil which are entered, or withdrawn from warehouse, for consumption, and to require a cash deposit or bond on this product in the amount equal to the estimated net subsidy.

If this investigation proceeds normally, we will make our final determination by September 21, 1982.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Paul J. McGarr, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230; telephone (202) 377-1167.

SUPPLEMENTARY INFORMATION:

Preliminary Determination

Based upon our investigation, we preliminarily determine there is reason to believe or suspect that certain benefits which constitute subsidies within the meaning of section 701 of the Tariff Act of 1930, as amended (the "Act"), are being provided to manufacturers, producers, or exporters in Brazil of carbon steel wire rod. For purposes of this investigation, the following programs are preliminarily found to confer subsidies:

- IPI rebates for capital investment.
- IPI export credit premium.
- Preferential working capital financing for exports.
- Income tax exemption for export earnings.
- Industrial Development Council ("CDI") program.
- Accelerated depreciation for capital goods manufactured in Brazil.

We estimate the net subsidy to be the amount indicated in the "Suspension of Liquidation" section of this notice.

Case History

On February 8, 1982, we received a petition from counsel for Atlantic Steel Corporation, Georgetown Steel Corporation, Georgetown Texas Steel Corporation, Keystone Consolidated Incorporated, Korf Industries Incorporated, Penn-Dixie Steel Corporation, and Raritan River Steel Corporation, filed on behalf of the U.S. industry producing carbon steel wire rod. The petition alleged that certain benefits which constitute subsidies within the meaning of section 701 of the Act are being provided, directly or indirectly, to the manufacturers, producers, or exporters in Brazil of carbon steel wire rod. Counsel for the petitioners also alleged that "critical circumstances" exist, as defined in section 703(e) of the Act.

We found the petition to contain sufficient grounds upon which to initiate a countervailing duty investigation, and on March 1, 1982, we initiated a countervailing duty investigation (47 FR 9261). We stated that we expected to issue a preliminary determination by May 4, 1982. We subsequently determined that the investigation is "extraordinarily complicated," as defined in section 703(c) of the Act, and postponed our preliminary determination for 65 days until July 8, 1982 (47 FR 17319).

Since Brazil is a "country under the Agreement" within the meaning of section 701(b) of the Act, an injury determination is required for this investigation. Therefore, we notified the U.S. International Trade Commission ("ITC") of our initiation. On March 25, 1982, the ITC preliminary determined that there is a reasonable indication that these imports are materially injuring a U.S. industry.

We presented a questionnaire concerning the allegations to the government of Brazil in Washington, D.C. On May 24, 1982, we received the response to that questionnaire.

Scope of the Investigation

For the purpose of this investigation, the term "carbon steel wire rod" covers a coiled, semi-finished, hot-rolled carbon steel product of approximately round solid cross section, not under 0.02 inch nor over 0.74 inch in diameter, not tempered, not treated, and not partly

manufactured, and valued over 4 cents per pound, as currently provided for in item 607.17 of the *Tariff Schedules of the United States.*

Companhia Siderurgica Belgo-Mineira ("Belgo-Mineira") and Companhia Siderurgica Da Guanabara ("COSIGUA") are the only known exporters in Brazil of carbon steel wire rod to the United States. The period for which we are measuring subsidization is calendar year 1981.

Analysis of Programs

In its response, the government of Brazil provided data for the applicable periods. Throughout this notice, general principles applied by the Department of Commerce to the facts of the current investigation concerning carbon steel wire rod are described in detail in Appendix B which appears with the notice of "Preliminary Affirmative Countervailing Duty Determination, Carbon Steel Wire Rod from Belgium," in this issue of the **Federal Register** (hereinafter Appendix B). Appendix B is identical to Appendix B published on June 17, 1982, with our notice of "Preliminary Affirmative Countervailing Duty Determinations, Certain Steel Products from Belgium" (47 FR 26300). Based upon our analysis to date of the petition and the response to our questionnaire, we preliminarily determine the following.

I. Programs Preliminarily Determined To Be Subsidies

We preliminarily determine that subsidies are being provided to manufacturers, producers, or exporters in Brazil of carbon steel wire rod under the following programs.

A. *IPI Rebates for Capital Investment.* Decree Law 1547 (April 1977) provides funding for the expansion of the Brazilian steel industry through a rebate of the Industrialized Products Tax ("IPI"), the Brazilian federal excise tax. Under this tax system, a company determines its liability for the tax at the end of each month. The net tax owed is calculated as the difference between the total IPI the company paid on purchases and the total IPI it collected on domestic sales. Normally, within five months after the end of each month, a company must pay the amount of the net tax owed directly to the Brazilian government. This net IPI tax is the basis for calculating the rebate for investment. A Brazilian steel company may deposit 95 percent of the net IPI tax in a special account with the Banco do Brasil. The amounts deposited are to be applied to steel expansion projects, and when rebated to the firms constitute tax-free capital reserves which must eventually be converted into subscribed capital. We consider the amount rebated each year as an untied grant received in that year. As such, we have applied the appropriate methodology for grants described in Appendix B. The grants were allocated over 15 years, the average useful life of capital assets in the steel industry, and the total benefit for 1981 was divided by each company's total sales for 1981. The *ad valorem* benefit of this subsidy is 1.77 percent.

B. *IPI Export Credit Premium.* The IPI export credit premium has been found to be a subsidy in previous countervailing duty investigations involving Brazilian products. After having suspended this program in December 1979, the government of Brazil reinstated it on April 1, 1981. Currently, the program is scheduled to be phased out in several steps, ending on April 1, 1983.

Exporters of carbon steel wire rod are eligible for the maximum IPI export credit premium. During the applicable period, 15 percent of the "adjusted" f.o.b. invoice price of the exported merchandise was reimbursed in cash to the exporter through the bank involved in the export transaction.

In calculating the amount the exporter is to receive, several deductions are made to the invoice price to obtain the "adjusted" f.o.b. value. These adjustments include: any agent commissions, rebates or refunds resulting from quality deficiencies or damage during transit, contractual penalties, and the value of imported inputs. In order to receive the maximum export credit premium, the exported product must consist of a minimum of 75 percent value added in Brazil. If this minimum limit is not met, there is a specific calculation to reduce the f.o.b. invoice price when calculating the base upon which the IPI export credit premium is paid.

To calculate the *ad valorem* subsidy, we relied on information provided by the government of Brazil. It provided us with the amount of the IPI credit received by Belgo-Mineira and COSIGUA for the period July 1, 1981 to March 31, 1982 (dating from when the companies began to receive payments), as well as the value of exports of carbon steel wire rod for the same time period. By dividing the IPI credits received by the value of their exports, we calculated an *ad valorem* export subsidy of 10.63 percent.

The *ad valorem* benefit is based on the experience of COSIGUA during this period. Although both Belgo-Mineira and COSIGUA are eligible for the same level of IPI credits, there was a considerable discrepancy in the *ad valorem* benefit reported for each company. We believe that the benefits received by Belgo-Mineira during this period do not accurately reflect its recent experience, because of some administrative problems. Consequently, we are relying on the value of the benefit to COSIGUA as the best information available on the receipt of this benefit by Belgo-Mineira.

This *ad valorem* rate is premised on an IPI export credit premium of 15 percent. The government of Brazil reduced the benefit on March 31, 1982, to 14 percent and again on June 30, 1982, to 12.5 percent. Accordingly, the Brazilian government asserts that a downward adjustment in the rate for this program is appropriate to reflect the current availability of the benefit.

We have not made such an adjustment because we must still resolve one matter. The receipt of the IPI credit occurs sometime after the merchandise is exported; therefore, the figures we relied on in making our calculation may understate the benefit. Exports reported for the first part of 1982 probably do not completely correspond to the IPI credits for those exports in the 1982 figures we received. If this is so, we will adjust the rate accordingly.

C. *Preferential Working Capital Financing For Exports: Resolution 674.* Under this program, companies are declared eligible to receive working capital loans by CACEX (the Department of Foreign Commerce of the Banco Central do Brasil). These loans may have a duration of up to one year. Firms in the steel industry can obtain this preferential financing for up to 20 percent of the net f.o.b. value of the previous year's exports. We preliminarily determine that such financing is an export subsidy.

The net export value is calculated by taking numerous deductions from the export value of the merchandise, including agent commissions, contractual penalties or refunds, exports denominated in cruzeiros, imported inputs over 20 percent of the export value, and a deduction for the company's trade deficit as a percentage of the value of its exports. In addition, any growth in the cruzeiro value of exports over the previous year will reduce the value of the benefit as a percentage of the current year's exports.

To determine the value of loans in existence under this program during 1981, we prorated any loans that straddled other years. For loans taken out in 1980, only that portion extending into 1981 was included in our calculation. Any 1981 loans extending into 1982 were similarly adjusted. We then divided the total value of these

loans by the total value of exports for these two companies in 1981 to calculate the amount of preferential financing they received as a percentage of exports.

As in previous Brazilian countervailing duty cases, we are looking to the rate established by the Banco do Brasil for discounting sales of accounts receivable as the commercial rate for the acquisition of short-term working capital. Although we are comparing the terms of a loan with the terms of sale of an asset, we have used this comparison because information provided by the government of Brazil indicates that, within the Brazilian financial system, working capital is normally raised through the sale of accounts receivable. Currently, the rate for discounting sales of accounts receivable is 59.6 percent plus a 6.9 percent tax on financial transactions ("IOF"). The subsidy is the difference between the interest rate available under Resolution 674 and the commercial rate.

The interest rate on loans under Resolution 674 is 40 percent, with interest payable semiannually and the principal fully payable on the due date of the loan. The effective rate of interest for these loans is 44 percent. These loans are also exempt from the IOF. Therefore, the differential between these two types of financing is 22.5 percent. When multiplying this differential by the amount of preferential financing received as a percent of exports, we calculated an *ad valorem* export subsidy of 1.31 percent.

D. *Income Tax Exemption For Export Earnings.* Exporters of carbon steel wire rod are eligible to participate in this program, under which the percentage of their profit attributable to export revenue is exempt from income tax. To arrive at this percentage, export revenue is divided by total revenue. The amount of profit exempt from the income tax is then multiplied by the 35 percent corporate income tax rate to determine the amount of the benefit.

In a program of this kind, benefits cannot be determined with finality until the books are closed sometime in the following year. Therefore, we must look at fiscal year 1980 to determine if any benefit was received in fiscal year 1981. Both Belgo-Mineira and COSIGUA received benefits under this program in 1981. By dividing the benefit received by the value of exports, we calculated an *ad valorem* export subsidy of 0.34 percent.

E. *Industrial Development Council ("CDI") Program.* This program allowed an exemption of 80 percent of the customs duties and 80 percent of the IPI tax on certain imported machinery for projects approved by the CDI.

Decree Law 1726 repealed this program in 1979 and no new projects are eligible for these benefits. However, companies with projects approved prior to repeal may still receive those benefits pending the completion of the project. The government of Brazil states that COSIGUA received such benefits during 1981. By dividing the benefit received by the total value of sales, we calculated a weighted-average *ad valorem* benefit of this subsidy to be 0.08 percent.

F. *Accelerated Depreciation For Capital Goods Manufactured In Brazil.* This program allows companies that purchase Brazilian-made capital equipment as part of an approved CDI expansion project to depreciate this equipment at twice the rate normally permitted under tax laws. However, once the asset has been fully depreciated at this accelerated rate, it is then appreciated (adding to taxable income) in order to repay the benefit received earlier. This is accomplished by keeping a record of both the amount depreciated and the amount appreciated, with the yearly balances adjusted by the indexing factor. As with the income tax exemption for export earnings, the tax benefit received under this program in a particular fiscal year equals the amount by which total depreciation exceeds appreciation in the prior fiscal year. The government of Brazil states that both Belgo-Mineira and COSIGUA utilized the accelerated depreciation provisions for fiscal year 1980, but only Belgo-Mineira enjoyed a tax benefit in 1981. By dividing the benefit received by the total value of sales, we calculated a weighted-average *ad valorem* benefit of 0.18 percent.

II. Programs Preliminarily Determined Not To Be Subsidies

We preliminarily determine subsidies are not being provided to manufacturers, producers, or exporters in Brazil of carbon steel wire rod under the following programs.

A. *Export Financing Under Communication 331.* Communication 331 is a set of rules and regulations established by the Brazilian government to govern foreign exchange contracts for export transactions. Beyond establishing these rules, the government has no further involvement. Banks that act as intermediaries in export transactions operate under these rules but are free to choose whether they will discount an account receivable denominated in foreign currency, the type of transaction at issue in this program.

The government of Brazil states that it provides no resources to banks to enable them to perform these operations nor does it establish the discount rates. The rate of discount reflects commercial considerations such as the bank's relationship with its customer, its own circumstances, and market rates of interest, which generally track the London Interbank Offered Rate (LIBOR). As such, we preliminarily determine that the discounting of foreign exchange accounts receivable under these conditions is not a subsidy.

B. *Transportation Subsidies.* The Brazilian government, in its response to our questionnaire, states that Belgo-Mineira and COSIGUA receive no preferential rates when using railroads and ports. We have no evidence that any programs exist which give preferential freight rates to steel exporters.

III. Programs Preliminarily Determined Not To Be Utilized

We preliminarily determine that the following programs, alleged by the petitioners to confer subsidies, were not utilized by the manufacturers, producers, or exporters in Brazil or carbon steel wire rod.

A. *The Commission For The Granting Of Fiscal Benefits For Special Export Programs ("BEFIEX").* BEFIEX grants several types of benefits to companies that are part of certain targeted industries and that sign contracts that include specific export commitments. These benefits include the following: A reduction of between 70 percent and 90 percent of the import duties and the IPI tax on the import of machinery, equipment, apparatus, instruments, accessories and tools necessary to meet the approved export commitment; an extension of the period for carrying tax losses forward from four to six years, provided no dividends are paid during that time; and amortization of pre-operational expenses of BEFIEX projects at the discretion of the company rather than the normal straight-line amortization over ten years. As a general rule, companies that sign BEFIEX contracts guaranteeing these and any other benefits must make an export commitment that over the life of the project it will generate export earnings of at least three times the value of imports for the project. The government of Brazil states that the steel industy in Brazil has been developed primarily to supply the domestic market. Since Belgo-Mineira and COSIGUA export only a small portion of their production, they are not in a position to make the required export commitments. Neither Belgo-Mineira nor

COSIGUA received any benefits from this program in 1981.

B. *Preferential Financing For The Storage Of Merchansdise Destined For Export: Resolution 330.* This program provides financing for up to 80 percent of the value of merchandise placed in a warehouse and destined for export. Interest rates for such loans are 40 percent per annum, with interest payable semiannually. The government of Brazil states that neither Belgo-Mineira nor COSIGUA used this program, since both companies' exports are manufactured to order and there is no need to warehouse their merchandise.

C. *Export Financing Under Resolution 68.* This program provides financing for the export of Brazilian goods for a period of 181 days up to one year. Such financing is granted on a transaction-by-transaction basis and may cover up to 85 percent of the f.o.b. invoice price of the merchandise (plus freight and insurance). To be eligible, the exporter must show that the foreign purchaser has prepaid 15 percent of the invoice price. Neither Belgo-Mineira nor COSIGUA used Resolution 68 to finance exports of carbon steel wire rod to the United States in 1981.

IV. Program Preliminarily Determined To Be No Longer in Existence

We preliminarily determine that the following program, alleged by the petitioners to confer subsidies, is no longer in existence.

Merchandise Circulation Tax (ICM) Export Credit Premium

This program, which provided Brazilian companies an overrebate of a state value-added tax on goods destined for export, was eliminated by Convention 01–79, published January 12, 1979.

V. Program for Which Additional Information is Needed

The provision of long-term loans at preferential rates to Belgo-Mineira and COSIGUA was alleged by the petitioners to be a subsidy.

Belgo-Mineira and COSIGUA have long-term loans from various sources in both domestic and foreign currencies. The loans in foreign currencies come from numerous foreign banks, with interest rates ranging from 6.5 percent to 2.25 percent above LIBOR. The government of Brazil states that long-term financing in cruzeiros is generally available only through government-controlled financial institutions. Both companies have received loans from FINAME, a program of the government-controlled National development Bank ("BNDE"), for the purchase of capital equipment. These loans have real interest rates ranging from 7 to 11 percent, with the principal fully adjusted by the indexing factor.

At this time, we do not have sufficient information upon which to determine whether these loans are providing manufacturers, producers, or exporters in Brazil of carbon steel wire rod benefits which constitute subsidies within the meaning of the countervailing duty law. We will seek additional information regarding these loans before reaching a final determination.

Negative Determination of "Critical Circumstances"

Counsel for the petitioners alleged that imports of carbon steel wire rod from Brazil present "critical circumstances." Under section 703(e)(1) of the Act, critical circumstances exist when the alleged subsidy is inconsistent with the Subsidies Code of the General Agreement on Tariffs and Trade and "there have been massive imports of the class or kind of merchandise which is the subject of the investigation over a relatively short period."

Since this investigation was initiated, U.S. imports of carbon steel wire rod from Brazil amounted to 13,385 net tons in March, 8 net tons in April, and 3,512 net tons in May, the most recent month for which import statistics are available. In the context of this industry, this product has not recently been massively imported from Brazil over a relatively short period of time. Therefore, critical circumstances do not exist for carbon steel wire rod.

Verification

In accordance with section 776(a) of the Act, we will verify data used in making our final determination.

Suspension of Liquidation

In accordance with section 703(d) of the Act, we are directing the U.S. Customs Service to suspend liquidation of all entries of carbon steel wire rod from Brazil which are entered, or withdrawn from warehouse, for consumption, on or after the date of publication of this notice in the Federal Register and to require a cash deposit or bond for each such entry of this merchandise in the amount of 14.31 percent *ad valorem.* This suspension will remain in effect until further notice.

ITC Notification

In accordance with section 703(f) of the Act, we will notify the ITC of our determination. In addition, we are making available to the ITC 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 the ITC 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

In accordance with section 355.35 of the Commerce Department Regulations, if requested, we will hold a public hearing to afford interested parties an opportunity to comment on this preliminary determination at 2:00 p.m. on August 12, 1982, at the U.S. Department of Commerce, Room 6802, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230. Individuals who wish to participate in the hearing must submit a request to the Deputy Assistant Secretary for Import Administration, Room 3099B, at the above address within ten days of this notice's publication. Requests 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 August 5, 1982. Oral presentations will be limited to issues raised in the briefs. All written views should be filed in accordance with 19 CFR 355.34, on or before August 13, 1982 at the above address and in at least ten copies.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

July 8, 1982.

[FR Doc. 82-18987 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-25-M

Carbon Steel Wire Rod From France; Preliminary Affirmative Countervailing Duty Determination

AGENCY: International Trade Administration, Commerce.

ACTION: Preliminary affirmative countervailing duty determination.

SUMMARY: We preliminarily determine that certain benefits which constitute subsidies within the meaning of the countervailing duty law are being provided to manufacturers, producers, or exporters in France of carbon steel wire rod, as described in the "Scope of the Investigation" section of this notice. The estimated net subsidy for each firm is indicated in the "Suspension of

Liquidation" section of this notice. Therefore, we are directing the U.S. Customs Service to suspend liquidation of all entries of the product subject to this determination which are entered, or withdrawn from warehouse, for consumption, and to require a cash deposit or bond on this product in the amount equal to the estimated net subsidy. If this investigation proceeds normally, we will make our final determination by September 21, 1982.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Nicholas C. Tolerico, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230; telephone 202–377–4036.

SUPPLEMENTARY INFORMATION:

Preliminary Determination

Based upon our investigation, we preliminarily determine that there is reason to believe or suspect that certain benefits which constitute subsidies within the meaning of section 701 of the Tariff Act of 1930, as amended ("the Act"), are being provided to manufacturers, producers, or exporters in France of carbon steel wire rod, as described in the "Scope of the Investigation" section of this notice. For purposes of this investigation, the following programs are preliminarily found to be subsidies:

- Export credit insurance;
- Preferential financing including equity infusions;
- Grants;
- Regional development incentives;
- Certain labor-related aid;
- ECSC worker housing loans;
- Assistance to iron ore suppliers;
- Research and development.

We estimate the net subsidy to be the amount indicated for each firm in the "Suspension of Liquidation" section of this notice.

Case History

On February 8, 1982 we received a petition from counsel for Atlantic Steel Corp., Georgetown Steel Corp., Georgetown Texas Steel Corp., Keystone Consolidated, Inc., Korf Industries, Inc., Penn-Dixie Steel Corp., and Raritan River Steel Co., filed on behalf of the U.S. industry producing carbon steel wire rod. The petition alleged that certain benefits which constitute subsidies within the meaning of section 701 of the Act are being provided, directly or indirectly, to the manufacturers, producers, or exporters in France of carbon steel wire rod. Counsel for petitioners also alleged that "critical circumstances" exist, as defined in section 703(e) of the Act.

We reviewed the petition, and on March 1, 1982, determined that an investigation should be initiated (47 FR 9262). In our notice we stated that we expected to issue a preliminary determination by May 1, 1982. We subsequently determined that the investigation was "extraordinarily complicated," as defined in section 703(c) of the Act, and postponed our preliminary determination to no later than July 8, 1982 (47 FR 17319).

Since France is a "country under the Agreement" within the meaning of section 701(b) of the Act, an injury determination is required for this investigation. Therefore, we notified the U.S. International Trade Commission ("ITC") of our initiation. On March 25, 1982, the ITC preliminarily determined that there is a reasonable indication that these imports are materially injuring or threatening material injury to a U.S. industry.

We presented questionnaires concerning the allegations to the Delegation of the Commission of the European Communities and to the government of France at its embassy in Washington, D.C. On May 7, 1982 we received the responses to the questionnaires. A supplemental response was received on May 25, 1982.

Scope of the Investigation

For the purpose of this investigation, the term "carbon steel wire rod" covers a coiled, semi-finished, hot-rolled carbon steel product of approximately round solid cross section, not under 0.02 inch nor over 0.74 inch in diameter, not tempered, not treated, and not partly manufactured, and valued over 4 cents per pound, as currently provided for in item 607.17 of the *Tariff Schedules of the United States.*

Societe des Acieries et Laminoirs de Lorraine ("Sacilor"), Societe Metallurgique de Normandie ("Normandie"), and Union Siderurgique du Nord et de l'Est de la France ("Usinor") are the only known producers in France of the subject product exported to the United States. The period for which we are measuring subsidization is the 1981 calendar year.

Analysis of Programs

In their responses, the government of France and the Delegation of the Commission of the European Communities provided data for the applicable periods. Additionally, we received information from Sacilor and Normandie, which produced and exported carbon steel wire rod to the United States in 1981. Sacilor is an integrated steel producer and a holding company for subsidiaries producing both steel and non-steel products. Of this group, only Sacilor is known to produce carbon steel wire rod. For purposes of this determination, we have treated benefits to Sacilor as benefits to all steel production. Therefore, for each program preliminarily determined to be a subsidy to Sacilor, we allocated the subsidy over the total value of Sacilor's steel production, and the production of its two known steel-producing subsidiaries, Societe Lorraine de Laminage Connu ("Sollac") and Societe Lorraine et Meridionale de Laminage Continu ("Solmer"). Subsequent references to "Sacilor's total value of production" throughout this notice refer to the total value of Sacilor's Solmer's and Sollac's steel production. We allocated the benefits from the programs preliminarily determined to be subsidies to Normandie over the total value of Normandie's steel production. Usinor did not export carbon steel wire rod to the United States in 1981, and therefore was not sent a questionnaire.

Throughout this notice, general principles applied by the Department of Commerce to the facts of the current investigation concerning carbon steel wire rod are described in detail in Appendix B, which appears with the notice of "Preliminary Affirmative Countervailing Duty Determination, Carbon Steel Wire Rod from Belgium", in this issue of the Federal Register (hereinafter, Appendix B). Appendix C, which also appears with the above cited Belgium Federal Register notice, is a description of programs administered by organizations of the European Communities ("EC") (hereinafter, Appendix C). Appendices B and C are identical to Appendices B and C published on June 17, 1982, with our notice of "Preliminary Affirmative Countervailing Duty Determinations," Certain Steel Products from Belgium (47 FR 26300). Based upon our analysis to date of the petition and responses to our questionnaires, we preliminarily determine the following.

I. Programs Preliminarily Determined To Be Subsidies

We preliminarily determine that subsidies are being provided to manufacturers, producers, or exporters in France of carbon steel wire rod under the programs listed below.

A. *Export Credit Insurance.* The Compagnie Francaise d'Assurance pour le Commerce Exterieur ("COFACE") is a government corporation that provides export insurance to cover commercial,

political, exchange rate and inflation risks. In reviewing the 1980 annual report (the most recent report available), we found that, while the company showed an overall profit, its insurance activities operated at a deficit. Revenues from financial and real estate investments allowed COFACE to offset the operating deficit on insurance. Our preliminary review of the annual reports for 1976–1979 revealed a pattern of yearly operating deficits on insurance activities that were offset by revenues from investments. This pattern of operating deficits on insurance activities indicates that COFACE does not charge premiums sufficient to cover long-term operating costs and losses. We preliminarily determine that this is an export subsidy within the meaning of the countervailing duty law.

Based on the information currently available, Normandie is the only company in this investigation insuring its exports to the U.S. through COFACE. A portion of Normandie's U.S. accounts receivable is insured against commercial risk. From data contained in COFACE's 1980 profit and loss statement, we calculated the 1980 operating deficit on COFACE's insurance activities as a percentage of net premiums received. By applying this percentage to the premiums paid by Normandie to COFACE on shipments to the United States in 1980, we calculated the total benefit to Normandie on insured exports to the United States. We found a subsidy of 0.124 percent *ad valorem* on carbon steel wire rod exports to the United States by allocating the total benefit received by Normandie over the total value of its exports to the United States in 1980. We used this 1980-based figure as the best available information for the benefit of this subsidy to Normandie in 1981.

B. *Preferential Financing Including Equity Infusions.* Petitioners alleged preferential financing in the form of low-interest loans and loan guarantees, and the conversion of accumulated debt.

A number of French government and EC organizations have issued loans and/or loan guarantees to the French steel industry. The majority of these loans were provided by the following institutions:

• *Fonds de Developpement Economique et Social ("FDES").* Created by Parliament in 1955, FDES lends funds to government-owned and privately held corporations for industrial development or relocation of facilities to further the government's regional development objectives. Loan applications are filed with the Ministry of the Economy and Finance, but the decision to issue a loan rests with the FDES Board, which is composed of government ministers whose agencies are involved in economic policy. Usually, loans are secured by a mortgage or a pledge. The source of FDES loan funds is a line item in the national budget. Because FDES provides loans on a regional basis, we consider these loans to be subsidies within the meaning of the countervailing duty law.

• *Credit National.* Credit National is a government credit institution with special legal status, which issues loans to the French industry, particularly the steel industry. Loan funds are raised by offering bonds in the public marketplace. Credit National also acted as the conduit through which FDES loans were granted to the steel industry. In addition, the French government, either directly or through Credit National, guarantees some loans to the steel companies. Until 1979, a yearly guarantee fee averaging 0.5 percent of the principal was paid by the company receiving a loan guarantee. The current charge is 0.25 percent of the principal of the loan. Because Credit National loans and loan guarantees are industry-specific, they are considered to be subsidies within the meaning of the countervailing duty law.

• *European Coal and Steel Community ("ECSC") and European Investment Bank ("EIB") Loans and Loan Guarantees.* A description of ECSC and EIB loans and loan guarantees, and the reasons we consider them countervailable, are presented in Appendix C.

Both Normandie and Sacilor received loans and loan guarantees through these institutions. Each company's unique circumstances are addressed below.

1. Normandie The subsidy amounts for loans made by FDES, Credit National and the ECSC to Normandie, at rates below the commercial benchmark for a comparable loan in the year of issuance and still outstanding in 1981, are calculated according to the methodology outlined in Appendix B in the section dealing with preferential loans and loan guarantees for creditworthy companies. We compared what Normandie would have paid normal commercial lenders in 1981 with what the company actually paid on preferential loans in that year. To determine what Normandie would have paid normal commercial lenders, we used as the commercial benchmark the average annual yield to maturity of newly issued corporate bonds on the Paris securities market. Accordingly, we found a subsidy of 0.428 *ad valorem.*

2. Sacilor Petitioners alleged that Sacilor is uncreditworthy. Based on information in the responses and our analyses of Sacilor's financial statements, we preliminarily conclude that by the end of 1975, Sacilor was uncreditworthy. Sacilor has recorded significant operating losses in each year since 1975 (from a low of FF 1.1 billion in 1979 to a high of FF 2.4 billion in 1977), and has had increasingly higher debt/equity ratios in each year since 1975. Significant and persistent operating losses, coupled with high debt/equity ratios, are indicative of an uncreditworthy situation. Although Sacilor has received some loans from commercial banks since 1975, the majority of commercial banking institutions in France have been nationalized since the late 1940s. Consequently, it would be difficult to consider these loans as conclusive proof of the creditworthiness of the company. Beginning in 1978, the government of France instituted a major recapitalization and restructuring program for the steel industry, hereinafter referred to as the "Rescue Plan." Sacilor participated in this plan, but Normandie was not included. Under this plan, the government converted loans made by the institutions identified above, as well as loans from other sources, into Loans of Special Characteristics (Prets a Caracteristiques Speciales or "PACS"). The government also granted new loans and loan guarantees through FDES, Credit National and other government agencies. Additionally, the government made a series of equity infusions in Sacilor through which it became a shareholder.

Sacilor's preferential loans and loan guarantees, PACS, and equity infusions have been treated in the following four ways:

a. *Preferential Loans and Loan Guarantees Issued Prior to the End of 1975.* The subsidies resulting from preferential rates for loans and loan guarantees made prior to 1975 by FDES, Credit National, the ECSC and the EIB to Sacilor at rates below the commercial benchmark for a comparable loan in the year of issuance and for which principal was still outstanding in 1981, are calculated according to the general methodology outlined in Appendix B in the section dealing with loans and loan guarantees for creditworthy companies. Using this methodology, we compared what Sacilor would have paid normal commercial lenders in 1981 with what the company actually paid on preferential loans in that year. To determine what Sacilor would have paid normal commercial lenders, we used the benchmark described above.

Accordingly, we computed a subsidy of .033 percent *ad valorem* for Sacilor.

b. *Preferential Loans and Loan Guarantees Made After 1975.* Because we consider Sacilor uncreditworthy after 1975, loans and loan guarantees issued since then by French government organizations, the ECSC, and the EIB, with principal still outstanding during 1981, are treated as loans and loan guarantees to companies considered uncreditworthy. For the reasons described in Appendix B, we treated these loans as equity investments and compared Sacilor's rate of return on investment in 1981 with the average rate of return on investment in France less the 1981 principal and/or interest payments made by Sacilor on these loans. The average rate of return on investment in France was based on the annual average yield to maturity of newly issued bonds on the Paris market. We will not countervail a loan subsidy to a creditworthy or uncreditworthy company for more than if the government gave the principal as an outright grant. Where the equity methodology produced a higher amount, we included in our calculation the subsidy which would exist if the equity were treaty as a grant. (Both methodologies are described in Appendix B in the sections dealing with grants and loans and loan guarantees to uncreditworthy companies). Accordingly, we found a subsidy of 5.082 percent *ad valorem* for Sacilor.

c. *Loans and Loan Guarantees Converted Into Loans of Special Characteristics (PACS).* By 1978, the debt of Sacilor to FDES, Credit National, the ECSC, the EIB, the Groupement de l'Industrie Siderurgique ("GIS"), other specialized financial institutions such as Groupement Interprofessionnel Financier Antipollution ("GIFIAP"), and banks had become quite large. The companies, stockholders, government and other creditors agreed that the burden of servicing this debt had to be reduced. The result was the Rescue Plan described above. Most of the debt owed by Sacilor to government agencies and specialized financial institutions was converted into PACS, which carry an interest rate of 0.1 percent, with no obligation to repay principal unless the company becomes profitable again. In addition to the initial 1978 conversions, PACS were also issued to Sacilor between 1978 and 1981. The benefits of these PACS were calculated using the equity methodology for loans to uncreditworthy companies as described above. We calculated a subsidy of 4.386 percent *ad valorem* for Sacilor. In calculating the benefit of the loans that were converted into PACS, we did not include those PACS that were subsequently cancelled in exchange for stock. These are discussed in part (d) below.

d. *Equity Infusions.* Between 1978 and 1981, the government of France made the following equity infusions in Sacilor:

- Investment of capital in Sacilor in exchange for shares of stock,
- Advances of capital to Sacilor in 1979 and 1981, and
- Cancellation of PACS at the end of 1981 in exchange for additional shares.

At the end of this period, the government's share of ownership in Sacilor reached approximately 90 percent. As stated above, Sacilor recorded significant and persistent losses in each year since 1975, ranging from FF 1.1 billion of FF 2.4 billion. Therefore, it is doubtful that the government's equity infusions were consistent with commercial considerations.

Since Sacilor's stock was traded on the Paris Bourse during the time span covering the government's equity infusions (see equity section in Appendix B), we calculated average stock prices for the period preceding each of the government's actions. We then compared the market value of the new stock issued to the government with the actual value to the company of the government's equity infusions. If the actual value was greater than the market value, we found the difference to be a grant and allocated it over 15 years, the average useful life of capital assets in the steel industry (See the grant section in Appendix B). This figure in turn was allocated over Sacilor's total steel production. Accordingly, we computed an *ad valorem subsidy of 8.998 percent.*

C. *Grants.* There is evidence that under the Rescue Plan, Sacilor also received refunds from the government for interest on loans that were not converted into PACS. Because this interest was refunded, it was not captured in our subsidy calculations on loans and loan guarantees. Such refunds are considered to be grants to a specific company and are therefore countervailable. The subsidy rate was calculated using 15 years, the average useful life of capital assets in the steel industry, according to the methodology outlined in Appendix B in the section dealing with grants. As was the case in certain steel products from France (47 FR 26315), Sacilor did not provide us with the annual amounts of these refunds. Therefore, for purposes of this preliminary determination, we are using as best information available the subsidy rate attributable to these refunds for Usinor in certain steel products from France. Accordingly, we find Sacilor's *ad valorem* subsidy for these refunds to be .222 percent.

In 1980, the French government authorized a grant to Normandie which was apparently tied to the industrial use of a LBE process converter. Funds were received by Normandie in 1981. As explained in Appendix B, we allocated this grant over 15 years, the average useful life of capital assets in the steel industry. This figure in turn is allocated over Normandie's total steel production. Accordingly, we found an *ad valorem* subsidy of .001 percent.

D. *Regional Development Incentives.* The government of France provides a series of tax and non-tax regional incentives to French and foreign businesses to establish new, or to expand existing, businesses in certain French regions. The Delegation a l'Amenagement du Territoire et a l'Action Regionale ("DATAR") coordinates the programs of various government agencies and ministries. For incentive purposes, France is divided into four zones. Each zone, or part of a zone, is eligible for different types of assistance. The assistance includes development grants, non-industrial grants, research and development grants, decentralization indemnities and job training subsidies. Job training assistance is provided through individual agreements with the Fonds National de l'Emploi ("FNE"). These agreements are available to reimburse training expenses for establishing facilities in certain zones and for converting declining facilities.

We consider the regional incentives provided through these programs to be subsidies within the meaning of the U.S. countervailing duty law because each zone is eligible for only certain types of assistance.

Based on information currently available, the only regional incentive program utilized was labor assistance provided through FNE and AFOREST, a regional training organization. Sacilor received grants from FNE and AFOREST for worker training and retraining. We were not informed as to the types of jobs for which workers were retrained. For purposes of this preliminary determination, we assume they were for jobs within the steel industry. Therefore, we consider them to be subsidies. We are seeking additional information as to the types of jobs for which workers were retrained.

The ECSC contributed a portion of the FNE grants to Sacilor. That portion,

where known, has been factored out of the allocation of net benefits received in 1981 by Sacilor. (For a discussion of ECSC grants for labor assistance, see Appendix C.)

We treated the payments received by Sacilor from FNE and AFOREST in 1981 as a grant generally expensed in one year and allocated it over the total value of Sacilor's steel production. (See the section dealing with grants in Appendix B.) Accordingly, we calculated a subsidy rate of .035 percent *ad valorem.*

E. *Certain Labor-Related Aid.* French corporations have statutory and contractual obligations to their employees in case of interruption or cessation of employment. The government has provided assistance to relieve the steel companies of labor-related obligations under the law. We prelimarily find this to be a subsidy under the countervailing duty law. At this time, we are not fully aware of the extent or duration of the companies' responsibilities under the law. We are seeking more complete information on the companies' legal obligations. The aid received by each company is discussed below.

1. Sacilor Under the Rescue Plan, the government and Sacilor concluded an agreement through which Sacilor is reimbursed by the government after compensating laid-off workers and implementing early retirement programs. We preliminarily determine this reimbursement to be a grant to the company. We allocated this grant over five years because that was the projected length of time of the Rescue Plan. We then allocated the 1981 benefit over the total value of Sacilor's 1981 steel production to arrive at a subsidy of 1.125 percent *ad valorem.*

2. Normandie The government of France does not permit Normandie to fire workers, and requires specific approval for layoffs. When such layoffs do occur, Normandie is obligated by law to pay the affected workers 50 percent of their normal salary. The government, acting through FNE, reimburse Normandie for at least 50 percent of that amount. We preliminarily find this reimbursement to be a countervailable grant to the company. Because the reimbursement was less than one percent of the total value of production and was used for items which would normally be expensed in one year (see Appendix B), we allocated the grant amount over the total value of Normandie's 1981 steel production. (See section in Appendix B dealing with labor subsidies and grants.) Using this method, the subsidy is 0.510 percent *ad valorem.*

F. *ECSC Worker Housing Loans.* Labor-related aid was also provided to Sacilor and Normandie by the ECSC. Both companies were allocated loans for the housing of workers. Based on current information, it appears that Sacilor received the loan and then passed a portion on to its employees; Normandie indicated that its employees received such loans directly from the ECSC. Our reasons for preliminarily determining that the ECSC assistance for worker housing loans constitutes a subsidy are presented in Appendix C. The aid provided to each company is discussed below.

1. Sacilor Based on information contained in its response, it has been preliminarily determined that Sacilor received the housing loan allocation directly, and then passed it on to employees. However, the monies actually passed on to its employees in 1981 were less than one percent of the loan amount. As we do not know the percentage of the ECSC 1981 budget financed by borrowings (See section dealing with ECSC housing loans in Appendix C), we applied the 1980 percentage, as the best information available, to Sacilor's 1981 loan in order to derive that portion of the ECSC housing loan that is countervailable. Where such loans are given directly to a company which disburses only a small portion of the loan, we calculate the subsidy using the appropriate methodology for preferential loans to the company. This loan was made after 1975, the year we concluded that Sacilor became uncreditworthy. Therefore, the appropriate methodology to calculate the benefit of this loan was the equity methodology described above and outlined in Appendix B in the section dealing with loans and loan guarantees to uncreditworthy companies. Accordingly, we found an *ad valorem* subsidy of .001 percent.

2. Normandie In 1975, Normandie received two worker housing loans from the ECSC. Based on current information, Normandie merely acted as a conduit for the loan funds which the ECSC provided directly to the workers. As explained in Appendix C, we compute the subsidy conveyed by this type of program using the methodology described in the labor subsidies' section of Appendix B. Since the two loans totaled less than one percent of the total value of steel production, we consider them expensed in the year received. Therefore, we found no subsidy accruing to Normandie in 1981 from these loans.

G. *Research and Development ("R&D").* Research and development directed at the French steel industry is provided through the Institut de Recherches de la Siderurgie Francaise ("IRSID"). IRSID was established by the French steel companies which underwrite a major portion of IRSID's budget. However, the government contributes at least three percent of IRSID's yearly budget.

Because IRSID's research is industry-specific and because there is no evidence at this time that the results of the research are publicly available, we find that portion of IRSID's budget funded by the government to be countervailable. However, we have insufficient information both on IRSID's budget and on R&D assistance that may have been provided to the companies on this and other products to calculate an *ad valorem* subsidy rate. We have asked for additional information regarding IRSID.

II. Programs Preliminarily Determined Not To Be Subsidies

We preliminarily determine that subsidies are not being provided to manufacturers, producers, or exporters in France of carbon steel wire rod under the following program.

Assistance to Coal Suppliers

The government of France, which directly or indirectly owns all French coal producers, makes available to Charbonnages de France ("CDF") such assistance as may be necessary to equalize the selling price of coal produced in France with the world market price for each type of coal. Even though the French coal industry appears to be subsidized, we do not consider this assistance to confer a countervailable benefit on the French steel industry for the following reasons. The apparently subsidized coal companies are unrelated to the steel companies, and their coal transactions are conducted at arm's length. Moreover, the French steel companies purchase coal at similar or even lower prices without regard to French government assistance to the coal industry. Over 75 percent of the French steel industry's coal requirements during 1981 were supplied by non-French sources, including the United States, which accounted for 25 percent of all coking coal and coke utilized.

With regard to allegations that Sacilor indirectly benefited from German federal and state assistance to coal producers in Germany, refer to Appendix B. ECSC provides various production and marketing grants to EC coal and coke producers; however, we do not consider this assistance to confer a countervailable benefit on the French

steel industry for the reasons given in Appendix C.

III. Programs Preliminarily Determined Not To Be Utilized

We preliminarily determine that the following programs which petitioners alleged to convey subsidies are not utilized by the manufacturers, producers, or exporters in France of carbon steel wire rod.

A. *Export Financing.* In France, exports may be financed or guaranteed through the Commission Interministerielle des Garanties et du Credit au Commerce Exterieur and the Banque Francaise du Commerce Exterieur ("BFCE"). At this time, we have no evidence that Sacilor or Normandie availed themselves of these programs.

B. *Special Fund for Industrial Adaptation.* Petitioners alleged that French steel companies received grants and preferential loans through the Fonds Special d'Adaptation Industrielle ("FSAI"). FSAI was established in 1978 to promote job creation and industrial diversification in the steel, textile, shipbuilding and coal regions of France. Respondents state that they received no benefits from FSAI.

C. *Loan Guarantees from the ECSC.* Respondents state that they received no ECSC loan guarantees. This program is described in Appendix C.

D. *European Regional Development Funds ("ERDF").* This program is explained in Appendix C. Responents state analysis that they received no ERDF funds.

E. *Research and Development Grants from the ECSC.* This program is described in Appendix C. Sacilor and Normandie state that they received no R&D grants from the ECSC.

IV. Programs for Which Additional Information Is Needed

The programs listed below were alleged by the petitioners to be subsidies. At this time, we do not have sufficient information upon which to determine whether these programs are providing manufacturers, producers, or exporters in France of carbon steel wire rod, benefits which constitute subsidies within the meaning of the countervailing duty law. We will seek additional information regarding these programs before reaching a final determination.

A. *Research and Development Assistance.* A government organization, Direction Generale de la Recherche Scientifique et Technique, provided a small amount of research and development funding to Sacilor. We are seeking additional information because we are not aware of whether this program is industry- or sector-specific, and whether the results of this assistance are publicly available (see Appendix B).

B. *Energy Assistance.* Both Sacilor and Normandie received a few small grants from the Agence pour les Economies d'Energie ("AEE"). The AEE is a government agency created in 1974 to provide grants for fostering energy efficiency. Grants received from the agency may to be repayable if target efficiency levels are not met. Since it is not clear that this organization provides benefits on other than a country-wide basis, we will seek additional information before making a determination.

C. *Regional Development/Regional Anti-Pollution Agencies.* Created by Law No. 64–1245 of 1964, these regional agencies provide incentives for the installation of anti-pollution devices. The agencies collect dues for their operation and in return award "bonuses" and loans to combat pollution. Normandie and Soumont have received a few small grants and loans from such agencies.

Due to insufficient information both on the availability of this assistance within and across regions, and on the operating income and expenses of these agencies, we are unable to determine at this time if the grants and loans received under this program are countervailable.

D. *Caisse des Depots et Consignations ("CDC").* CDC is a government agency that invests funds deposited in the Caisses d'Epargne (the French savings banks). CDC makes both short- and long-term loans to various industries, including steel. Any loans made by CDC to Sacilor after 1975 that were converted into PACS or cancelled have been included in parts 2 (b), (c), and (d) of the preferential financing section. For CDC loans made to Normandie, and for CDC loans made to Sacilor prior to the end of 1975 with principal still outstanding during 1981, we will seek additional information.

E. *Housing Assistance.* Two organizations, UNICAL and Banque Federative du Credit Mutuel, have provided a few small loans to Soumont (Normandie). At this time we have insufficient information to determine whether this assistance constitutes a subsidy.

F. *French Government Assistance to Iron Ore Suppliers.* Petitioners alleged that French manufacturers of carbon steel wire rod benefit from government subsidies to iron mines. The situations of the respondents are discussed below.

1. Normandie Mines de Soumont (Soumont) is Normandie's wholly-owned iron-mining subsidiary. Loans and grants were provided to Soumont by a number of organizations. We have preliminarily determined that Soumont received countervailable assistance in the form of a preferential loan from Credit National. We will seek additional information on the other sources of Soumont's loans and grants. We will also seek information to determine if Normandie is receiving a benefit which constitutes a subsidy as a result of its transactions with Soumont.

2. Sacilor Sacilor indicated that its iron-mining subsidiary received no grants or other assistance from the government of France. It indicated further that it purchased iron ore from unrelated sources in other countries at world market prices.

Sacilor claims that French or foreign corporations may purchase iron ore from French producers at the same price as the French steel producers, but does not state at what price. We will seek additional information as to whether government assistance is provided to Sacilor through French iron ore suppliers.

Negative Determination of Critical Circumstances

Counsel for the petitioners alleged that imports of the product under investigation present "critical circumstances." Under section 703(e)(1) of the Act, critical circumstances exist when the alleged subsidy is inconsistent with the Subsidies Code of the General Agreement on Tariffs and Trade *and* "there have been massive imports of the class or kind of merchandise which is the subject of the investigation over a relatively short period."

Since this investigation was initiated, U.S. imports of carbon steel wire rod totaled 1,326 net tons in February, 4,878 net tons in March, 4,631 net tons in April and 11,507 net tons in May, the most recent month for which import statistics are available.

In the context of this industry, this product has not recently been massively imported from France over a relatively short period of time. Therefore, critical circumstances do not exist for carbon steel wire rod.

Verification

In accordance with section 776(a) of the Act, we will verify all the information used in making our final determination.

Suspension of Liquidation

In accordance with section 703 of the Act, we are directing the U.S. Customs Service to suspend liquidation of all entries of carbon steel wire rod which

are entered, or withdrawn from warehouse, for consumption, on or after the date of publication of this notice in the **Federal Register**, and to require a cash deposit or bond, for each such entry of the merchandise in the amounts indicated below:

Manufacturer/producer/exporter	Ad valorem rate (percent)
Sacilor	19.882
Normandie	1.063
All Others	19.882

This suspension will remain in effect until further notice.

ITC Notification

In accordance with section 703(f) of the Act, we will notify the ITC of our determination. In addition, we are making available to the ITC 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 the ITC 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

In accordance with section 355.35 of the Commerce Department Regulations, if requested, we will hold a public hearing to afford interested parties an opportunity to comment on this preliminary determination at 10:00 a.m. on August 10, 1982 at the U.S. Department of Commerce, Room 6802, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230. Individuals who wish to participate in the hearing must submit a request to the Deputy Assistant Secretary for Import Administration, Room 3099B, at the above address within ten days of this notice's publication. Requests 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 August 3, 1982. Oral presentations will be limited to issues raised in the briefs. All written views should be filed in accordance with 19 CFR 355.34, on or before August 13, 1982, at the above address and in at least ten copies.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

July 8, 1982.

[FR Doc. 82-18991 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-25-M

Carbon Steel Wire Rod From South Africa; Preliminary Affirmative Countervailing Duty Determination

AGENCY: International Trade Administration, Commerce.

ACTION: Preliminary affirmative countervailing duty determination.

SUMMARY: We preliminarily determine certain benefits which constitute bounties or grants within the meaning of the countervailing duty law are being provided to manufacturers, producers, or exporters in South Africa of carbon steel wire rod, as described in the "Scope of Investigation" section of this notice. The estimated net bounties or grants are indicated in the "Suspension of Liquidation" section of this notice. Therefore, we are directing the U.S. Customs Service to suspend liquidation of all entries of the product subject to this determination which are entered, or withdraw from warehouse, for consumption and to require a cash deposit or bond on this product in the amount equal to the estimated net bounty or grant.

If this investigation proceeds normally, we will make our final determination by September 21, 1982.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Joseph A. Black, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230; telephone (202) 377-1774.

SUPPLEMENTARY INFORMATION:

Preliminary Determination

Based upon our investigation, we preliminarily determine there is reason to believe or suspect certain benefits which constitute bounties or grants within the meaning of section 303 of the Tariff Act of 1930, as amended ("the Act"), are being provided to manufacturers, producers, or exporters in South Africa of carbon steel wire rod, as described in the "Scope of Investigation" section of this notice. For the purpose of this investigation, the following propgrams are preliminarily found to be bounties or grants:

- Railroad Rate Differential;
- Government Equity Participation;
- Assumption of Finance Charges;
- Preferential Loans and Loan Guarantees.

We estimate the net bounties or grants to be the amount indicated in the "Suspension of Liquidation" section of this notice.

Case History

On February 8, 1982, we received a petition from counsel for Atlantic Steel Corporation, Georgetown Steel Coporation, Georgetown-Texas Steel Corporation, Keystone Consolidated Incorporated, Korf Industries Incorporated, Penn-Dixie Steel Corporation and Raritan River Steel Corporation, on behalf of the U.S. industry producing carbon steel wire rod. The petition alleged that certain benefits which constitute bounties or grants within the meaning of section 303 of the Act are being provided, directly or indirectly, to the manufacturers, producers, or exporters in South Africa of carbon steel wire rod.

We found the petition to contain sufficient grounds upon which to initiate a countervailing duty investigation, and on March 1, 1982, we initiated a countervailing duty investigation (47 FR 5751). We stated that we expected to issue preliminary determinations by May 4, 1982. We subsequently determined that the investigation is "extraordinarily complicated," as defined in section 703(c) of the Act, and postponed our preliminary determinatons for 65 days until July 8, 1982 (47 FR 17319).

Since South Africa is not a "country under the Agreement" within the meaning of section 701(b) of the Act, and the carbon steel wire rod at issue here is dutiable, the domestic industry is not required to allege that, and the U.S. International Trade Commission ("ITC") is not required to determine whether, imports of this product cause or threaten material injury to the U.S. industry in question.

We presented a questionnaire concerning the allegations to the government of South Africa in Washington, D.C. on March 18, 1982. On April 27, 1982 we received the response to the questionnaire.

Scope of the Investigation

For the purpose of this investigation, the term "carbaon steel wire rod" covers a coiled, semi-finished, hot-rolled carbon steel product of approximately round solid cross section, not under 0.02 inch nor over 0.74 inch in diameter, not tempered, not treated, and not partly manufactured, and valued over 4 cents

per pound, as currently provided for in item 607.17 of the *Tariff Schedules of the United States.*

The South African Iron and Steel Industrial Corporation ("ISCOR") is the only known producer and exporter in South Africa of the subject product to the United States.

The period for which we are measuring subsidization is the corporate fiscal year 1981, which runs from July 1, 1980 through June 30, 1981.

Analysis of Programs

In its response, the government of South Africa provided data for the applicable periods. Additionallly, we received information from ISCOR, which produced and exported carbon steel wire rod to the United States during 1981. Throughout this notice, general principles applied by the Department of Commerce to the facts of the current investigation concening carbon steel wire rod are described in detail in Appendix B, which appears with the notice of "Preliminary Affirmative Countervailing Duty Determination, Carbon Steel Wire Rod from Belgium", in this issue of the **Federal Register** (hereinafter "Appendix B"). Appendix B is identical to Appendix B published on June 17, 1982 with our notice of "Preliminary Affirmative Countervailing Duty Determinations, Certain Steel Products from Belgium" (47 F.R. 26300). Based upon our analysis to date of the petition and responses to our questionaire, we have preliminarily determined the following.

I. Programs Preliminarily Determined To Be Bounties or Grants

We preliminarily determine bounties or grants are being provided to manufacturers, producers, or exporters in South Africa of carbon steel wire rod under the programs listed below.

A. *Railroad Rate Differential.* The South African Transport Services ("SATS"), a government-owned corporation, maintains a rate schedule that generally provides preferential railroad rates for shipments destined for export. SATS publishes a tariff book with 15 rates for various merchandise. SATS rates depend both on distance railed and on whether the merchandise is intended for export or domestic destinations. We find that the export rate is approximately 50 percent of the domestic rate. ISCOR benefits from this program.

ISCOR provided figures for the c&f value and volume of its exports of the subject merchandise to the United States. ISCOR estimated the shipping costs to be 11 percent of the stated value. Therefore, we reduced the average price per ton for ISCOR's exports by 11 percent to obtain an estimate of the f.o.b. price per ton.

The resulting estimated f.o.b. value was then divided into the rate differential. The quotient is the bounty or grant. We find the bounty or grant for carbon steel wire rod to be 5 percent *ad valorem* for the product under inventigation.

SATS maintains that its export rail rates are cost justified, and that the difference between the domestic and export rates reflects the difference in the cost of handling the two types of traffic. We will examine SATS' claim, and may adjust our calculation of the *ad valorem* benefit if the rail rates reflect different cost experience rather than export preference; provided that any such differential does not result from discriminatory regulation of export rail carriage.

B. *Government Equity Participation.* The government of South Africa owns over 99 percent of the outstanding shares of ISCOR. The remaining shares are not publicly traded. The petitioners have alleged that the purchase of equity by the government represents a bounty or grant. The firm did not make a profit from 1974 to 1979. It has noit paid taxes since 1972, nor has it paid dividends on the government's shares since 1972. ISCOR had significant growth during that period which was financed by debt and infusions of equity through share purchases by the government. In view of this history, we find that the government infusioin of equity from 1974 to the present is inconsistent with commercial considerations and may result in a bounty or grant. Based on our methodology, described in Appendix B, we find that the governmment's equity participation in ISCOR since 1974 results in a bounty or grant equal to 3.7 percent *ad valorem* for the product under investigation. We calculated this rate by multiplying the government equity infusion since 1974 by the difference between ISCOR's rate of return in 1981 and the national average rate of return on equity in South Africa during 1981.

C. *Assumption of Finance Charges.* In 1977 the government of South Africa assumed 70 million rand of ISCOR's finance charges, for which it received no consideration. We treated this assumption as a grant under our methodology (see Appendix B) and allocated the amount over the estimated average useful life of assets in the steel industry, 15 years. The resulting value for 1981 was then allocated over total sales. The benefit of this grant to ISCOR is 0.5 percent *ad valorem* for the product under investigation.

D. *Preferential Loans and Loan Guarantees.* the petitioners have also alleged that the South African government's ownership of ISCOR allows the company to receive loans at rates lower than those available to comparable privately held corporations. The law which governs the operations of ISCOR provides that the government "may a * * * gurantee due performance by (ISCOR) of any contractual obligation incurred by (ISCOR) * * *" ISCOR has been unwilling to provide the Department with all the loan information necessary to analyze this allegation properly.

ISCOR gave us what it characterized as the weighted-average interest rate for all new loans over the last five years. Therefore, based on the best information available, the ISCOR-provided rate and the corporate loan security rate in South Africa in 1981, we have assumed that the government has guaranteed loans resulting in a lower interest rate. We have found the benefit to be 1.9 percent *ad valorem* for the product under investigation. Our estimate of the benefit was found by multiplying the difference between the ISCOR-suppled rate and the commercial rate in 1981 by the outstanding loan balance in 1981. The result was allocated by total sales.

II. Programs Preliminarily Determined Not To Be Bounties or Grants

Based upon the responses received in this investigation, and our verification conducted during the recent countervailing duty investigation of prestressed concrete steel wire strand from South Africa (47 FR 16060), we preliminarily determine bounties or grants are not being provided to manufacturers, producers, or exporters in South Africa of carbon steel wire rod under the following programs.

A. *Export Credit Insurance.* The Credit Guarantee Insurance Company ("CGIC") offers export credit insurance to qualifying export companies. No other insurance company is known to provide similar coverage. According to its annual reports, CGIC's insurance premium rates appear to cover the longterm operating costs and losses of the program. Therefore, we find that the program does not constitute a bounty or grant.

B. *Employee Training Programs.* The South African Department of Manpower certifies training programs to the taxing authority which allows businesses to deduct 200 percent of qualified training expenses. The Department of Manpower has demonstrated that all qualified training programs are available to all companies and industries and that they

are neither restricted to certain sectors of the economy nor preferential to exporters. Therefore, we find the tax benefits from the training programs not to be bounties or grants.

C. *Reduced Ocean Freight Rates.* The petitions alleged that South African shippers benefited from reduced ocean freight rates. We could find no evidence of such a program. We did find evidence of rate negotiation between shippers and carriers; however, this does not constitute a bounty or grant under the Act.

III. Programs Preliminarily Determined Not To Be Utilized

We preliminarily determine that the following programs, which were alleged by the petitioners to confer bounties or grants, are not utilized by the manufacturers, producers, or exporters in South Africa of carbon steel wire rod.

A. *Pre- and Post-Shipment Financing.* The Industrial Development Corporation ("IDC") is a state-owned corporation that extends loans at reduced rates to domestic manufacturers and producers. IDC also finances, at reduced rates, expansion programs aimed at increasing foreign exchange earnings. We have found no evidence to indicate that ISCOR utilized this program during fiscal year 1981.

B. *Export Incentive Program—Category A, B and D.* Category A is a tax deduction for 50 percent of the import tariffs applying to inputs used for exports. Category B is a tax deduction equal to 10 percent of the value-added component of export goods. Category D is a tax deduction for export market development expenses. Since ISCOR paid no taxes during 1981, it did not use these programs.

C. *Beneficiation Allowances for Base Mineral Processing.* Businesses processing or reprocessing base minerals for export are eligible to receive a maximum investment allowance of 20 percent on plant and equipment. Recouped allowances are alleged not to be subject to taxation. ISCOR is not eligible for this benefit under the terms of the program since it does not export beneficiated minerals.

D. *Homeland Development.* Under South African tax laws, businesses may apply for income tax deductions for conducting operations in certain development areas. ISCOR has no facilities manufacturing the product under investigation in any of the development areas.

E. *Iron/Steel Export Promotion Scheme.* Through the Iron/Steel Export Promotion Scheme, a fixed percentage of the f.o.b. value of exports containing rolled, drawn, or forged steel is rebated if the product meets a value-added criterion. By its terms, this program does not apply to the exports of merchandise subject to this investigation.

IV. Programs Preliminarily Determined To Be No Longer in Existence

We preliminarily determine that the following programs, which were alleged by the petitioners to confer bounties or grants, are no longer in existence.

A. *Export Incentive Program—Category C (Finance Charges Aid Scheme).* The South African government provided for a tax-free rebate to certain firms increasing the value of their exports of manufactured goods. The rebate was equal to 25 percent of the interest costs for financing exports. This program was terminated on April 1, 1982.

B. *Central Government Rebate.* The government of South Africa offered an additional "Central Government Rebate" of up to 25 percent of the railroad charges on products shipped in open railway cars for export. This program was terminated on April 1, 1982.

Verification

In accordance with section 776(a) of the Act, data used in making our final determination will be verified.

Suspension of Liquidation

In accordance with section 703 of the Act, we are directing the U.S. Customs Service to suspend liquidation of all entries of carbon steel wire rod which are entered, or withdrawn from warehouse, for consumption, on or after the date of publication of this notice in the **Federal Register** and to require a cash deposit or bond on this product in the amount of 11.1 percent *ad valorem* for the product under investigation.

This suspension will remain in effect until further notice.

Public Comment

In accordance with § 355.35 of the Commerce Department Regulations, if requested, we will hold a public hearing to afford interested parties an opportunity to comment on these preliminary determinations at 1:00 p.m. on August 13, 1982, at the U.S. Department of Commerce, Room 6802, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230. Individuals who wish to participate in the hearing must submit a request to the Deputy Assistant Secretary for Import Administration, Room 3099B, at the above address within ten days of this notice's publication. Requests 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 August 6, 1982. Oral presentations will be limited to issues raised in the briefs.

All written views should be filed in accordance with 19 CFR 355.34, on or before August 13, 1982 at the above address and in at least ten copies.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

July 8, 1982.

[FR Doc. 82-18990 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-25-M

Texas A&M University; Decision on Application for Duty-Free Entry of Scientific Article

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

A copy of the record pertaining to this decision is available for public review between 8:30 A.M. and 5:00 P.M. in Room 2097 of the Department of Commerce Building, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No.: 81-00327. Applicant: Texas A&M University, (Department of Agricultural Engineering), College Station, Texas 77843. Article: Fermentation Ethanol Distillery. Manufacturer: Coulter Cooper & Brass, Ltd., Canada. Intended use of article: See Notice on page 43729 in the **Federal Register** of August 31, 1981.

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

Reasons: An instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. This application is a resubmission of Docket Number 80-00375 which was denied without prejudice to resubmission on April 22, 1981 for informational deficiencies. In response to Question 8 the applicant alleges that the foreign article provides certain features which are pertinent to the purposes for which the foreign article is intended to be used that are unmatched in comparable domestic instruments. However, the National Bureau of Standards (NBS) in its memoranda dated January 12, 1981,

January 25, 1982 and May 25, 1982, advises that these features are either not pertinent, within the meaning of §301.2(n) of the regulations, or were matched by the features bid by Arlon Industries, Inc. ("Arlon"), a domestic supplier. A discussion of each feature that the applicant claimed pertinent follows.

1. Size of fermenter tanks.—The foreign article has a 360 gallon tank, while domestic fermenters have 1,000 gallon tanks. The applicant states it requires the foreign article's 360 gallon capacity for two reasons: (1) It is large enough to be representative of a small-scale plant and (2) it is still small enough to require a minimum amount of grain per operation. The applicant also believed that a tank should be completely filled for accurate and reliable results. The 1,000 gallon fermenter tanks offered by Arlon meet the first requirement. The second requirement is related to cost and size and, therefore, is not pertinent, within the meaning of §301.2(n) of the regulations. NBS advises that the size of the tank offered by the domestic manufacturer meets the applicant's minimum requirements and that a [partially] controlled input would ensure the accuracy of results in replication of the steps in the process of ethanol production. NBS advises that the Arlon system is scientifically equivalent to the foreign article with respect to fermentation tank size.

2. Stainless Steel Construction for the Cooker and Fermenter.—Arlon offered to meet the applicant's requirements for stainless steel construction in its bid (April 18, 1980, page two). NBS advises that the materials of construction specified by the applicant were offered as options in Arlon's bid responses. We find, therefore, that the Arlon product satisfies the stainless steel construction feature of the foreign article.

3. Height of distillation columns.—The applicant's request for quotation called for two twenty-foot stainless steel distillation columns. In response to question 8c(3)(c), the applicant states that the capability of high proof production and efficiency of production is related to the height of the distillation columns. The foreign article provides 10 gallons of 190 proof ethanol per hour. Arlon quoted two 17 foot stainless steel columns with a minimum capacity of 15 gallons per hour of 190 proof ethanol. Thus Arlon provides the same high proof with better efficiency than the foreign article. The height of the distillation column is not the only critical factor for high proof and efficient production, as shown by the domestic manufacturer's capability of providing a minimum of 15 gallons per hour of 190 proof ethanol with 17 foot columns, which exceeds the minimum capacity of 10 gallons per hour with 20 foot columns specified by the applicant and provided by the foreign article. We find, therefore, that the domestic apparatus provides the capability conferred by the article's 20 foot columns. Based on the foregoing considerations, NBS advice, our own review of the record, as well as other information in our possession (specifications, textbooks, etc.), we find that the domestic apparatus manufactured by Arlon Industries, Inc. is of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

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

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

[FR Doc. 82-19018 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-25-M

National Bureau of Standards

National Bureau of Standards' Visiting Committee; Meeting

Pursuant to the Federal Advisory Committee Act, 5 U.S.C. App., notice is hereby given that the National Bureau of Standards' Visiting Committee will meet on Wednesday, July 28, 1982, from 8:30 a.m. to 5:30 p.m. in Lecture Room B, Administration building, National Bureau of Standards, Gaithersburg, Maryland, and on Thursday, July 29, 1982, from 8:30 a.m. to 9:00 a.m. in Room 5859, Department of Commerce, Washington, D.C.

The NBS Visiting Committee is composed of five members prominent in the fields of science and technology and appointed by the Secretary of Commerce.

The purpose of the meeting is to review the efficiency of the Bureau's scientific work and the condition of its equipment in order to assist the Committee in reporting to the Secretary of Commerce as required by law.

The public is invited to attend, and the Chairman will entertain comments or questions at an appropriate time during the meeting. Any person wishing to attend the meeting should inform Mrs. Carolyn Goodfellow, Office of the Director, National Bureau of Standards, Washington, D.C. 20234, telephone (301) 921-2226.

Dated: July 9, 1982.

Ernest Ambler,

Director.

[FR Doc. 82-190177 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-13-M

Approval of Federal Information Processing Standard 93, Parallel Recorded Magnetic Tape Cartridge for Information Interchange, 4-Track, 6.30 mm (¼ in), 63bpmm (1600 bpi), Phase Encoded

Correction

In FR Doc. 82-17515 appearing on page 28121 in the issue of Tuesday, June 29, 1982 make the following corrections:

On page 28122, first column, the fourteenth line from the bottom of the page, the first word reading "services" should read "series".

On page 28122, second column, tenth line from the bottom of the page reading "causes:" should read "cases:".

BILLING CODE 1505-01-M

National Oceanic and Atmospheric Administration

Modification of Permit No. 346(P6F)

On June 2, 1982, Notice was published in the **Federal Register** (47 FR 23967) that a modification to Permit No. 346 issued to the National Zoological Park, Smithsonian Institution was requested.

Notice is hereby given that on July 7, 1982, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service modified Permit No. 346 as follows:

Section A.1. was amended to read:

"A.1. Up to three hundred and thirty (330) California sea lions (*Zalophus californianus*) of any age and of either sex may be taken over a three year period as described in the application and documents submitted in the modification request."

The Permit and documents pertaining to the modification are available for review in the following offices:

Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, NW., Washington, D.C.;

Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930; and

Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731.

Dated: July 7, 1982.

Richard B. Roe,

Acting Director, Office of Marine Mammals and Endangered Species, National Marine Fisheries Service.

[FR Doc. 82-19038 Filed 7-13-82; 8:45 am]

BILLING CODE 3510-22-M

DEPARTMENT OF DEFENSE

Department of the Air Force

Acceptance of Cadets, Massachusetts and New York Nautical Schools, World War I Application Under Pub. L. 95-202 and DODD 1000.20

Under the provisions of Section 401 of Pub. L. 95-202 and DODD 1000.20, the DOD Civilian/Military Service Review Board has accepted an application on behalf of Cadets, Massachusetts and New York Nautical Schools, World War I. Persons with information or documentation pertinent to the determination of whether the service of this group was equivalent to active military service are encouraged to submit such information or documentation within 60 days to the DOD Civilian/Military Service Review Board, Secretary of the Air Force (SAF/MIPC), Washington, D.C. 20330. For further information contact Mrs. Simard, Telephone No. 694-5074.

Winnibel F. Holmes,

Air Force Federal Register Liaison Officer.

[FR Doc. 82-18986 Filed 7-13-82; 8:45 am]

BILLING CODE 3910-01-M

Office of the Secretary

Defense Intelligence Agency Advisory Committee; Closed Meeting

Pursuant to the provisions of subsection (d) of section 10 of Pub. L. 92-463, as amended by section 5 of Pub. L. 94-409, notice is hereby given that a closed meeting of a Panel of the DIA Advisory Committee has been rescheduled from 14 July as follows:

Thursday, 5 August 1982, Plaza West, Rosslyn, Virginia. The entire meeting, commencing at 0900 hours is devoted to the discussion of classified information as defined in section 552b(c)(1), Title 5 of the U.S. Code and therefore will be closed to the public. Subject matter will be used in a special study on the REIS program.

M. S. Healy,

OSD Federal Register Liaison Officer, Department of Defense.

July 9, 1982.

[FR Doc. 82-18931 Filed 7-13-82; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF ENERGY

Floodplain/Wetlands Notice for L-Reactor Resumption of Operation, Savannah River Plant, Aiken, S.C.

AGENCY: Energy Department.

ACTION: Floodplain/Wetlands Notice.

DESCRIPTION: The Department of Energy (DOE) is considering the resumption of operation of the L-Reactor at its Savannah River Plant, Aiken, South Carolina. The L-Reactor previously operated from 1954 to 1968 when it was placed in official standby status. The resumption of operation of the reactor will impact floodplain/wetlands adjacent to the Savannah River and a tributary (Steel Creek) located on the Savannah River Plant site. Any comments regarding the proposed floodplain/wetlands action may be submitted to DOE at the address provided below.

DATE: Comments received on or before July 29, 1982.

ADDRESS: John J. Jicha, Jr., Director of Production Operations, DP-131, Office of the Assistant Secretary for Defense Programs, U.S. Department of Energy, Washington, D.C. 20545 (301-353-3782).

Issued in Washington, D.C., July 8, 1982.

William A. Vaughan,

Assistant Secretary, Environmental Protection, Safety and Emergency Preparedness.

[FR Doc. 82-19034 Filed 7-13-82; 8:45 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

Conoco, Inc.; Proposed Consent Order

AGENCY: Energy Department (DOE).

ACTION: Notice of Proposed Consent Order and Opportunity for Public Comment.

SUMMARY: The Office of Special Counsel (OSC) hereby gives the notice required by 10 CFR 205.199J that it has entered into a Consent Order with Conoco Inc. (Conoco). The Consent Order resolves all issues of compliance with the DOE Petroleum Price and Allocation Regulations, with the exceptions noted in the Consent Order, for the period January 1, 1973 through January 27, 1981, when crude oil and petroleum products were decontrolled by Executive Order 12287, 46 FR 9909 (January 30, 1981). To remedy any violations that may have occurred during the period, Conoco has agreed to remedies totalling $14 million.

As required by the regulation cited above, OSC will receive comments on the Consent Order for a period of not less than 30 days following publication of this notice. OSC will consider any comments received before determining whether to make the Consent Order final. Although the Consent Order has been signed and accepted by the parties, the OSC may after the expiration of the comment period, withdraw its acceptance of the Consent Order and attempt to obtain a modification of the Consent Order or, if appropriate, issue the Consent Order as proposed.

COMMENTS: To be considered, comments must be received by 5:00 p.m. on August 13, 1982.

Address comments to: Conoco Consent Order Comments, Department of Energy, RG-30, 1200 Pennsylvania Avenue, NW., Washington, D.C. 20461.

FOR FURTHER INFORMATION CONTACT: Leslie Wm. Adams, Deputy Solicitor, Economic Regulatory Administration, Department of Energy, 1200 Pennsylvania Avenue, NW., Washington, D.C. 20461, (202) 633-9165.

Copies of the Consent Order may be received free of charge by written request to: Conoco Consent Order Request, Department of Energy, RG-30, 1200 Pennsylvnia Avenue, NW., Room 5109, Washington, D.C. 20461.

Copies may also be obtained in person at the same address or at the Freedom of Information Reading Room, Forrestal Building, 1000 Independence Avenue, SW., Room 1E-190, Washington, D.C.

SUPPLEMENTARY INFORMATION: Conoco is a petroleum refiner subject to the audit jurisdiction of OSC to determine compliance with the DOE Petroleum Price and Allocation Regulations (Regulations). During the period covered by the Consent Order, Conoco engaged in, among other things, the production, refining, processing, reselling and marketing of crude oil and refined petroleum products. An audit conducted by OSC included a review of Conoco's records relating to its compliance with the Regulations during the period January 1, 1973 through January 27, 1981 (the audit period). During the audit, questions and issues were raised and enforcement documents were issued. Except for the matters excluded from the settlement in the Consent Order, this Consent Order resolves all civil issues not previously resolved concerning the allocation and sale of covered products during the audit period, whether or not raised in a previous enforcement action.

Conclusion of OSC Audit

The Consent Order addresses all aspects of Conoco's compliance with the applicable Regulations; however, the Consent Order does not cover or affect

Conoco's entitlements obligations for January 1981 or pursuant to 10 CFR 211.69, any claim by either Conoco or DOE under a Consent Order between McAlester Fuel Company and the Federal Energy Administration, and two matters in litigation, one concerning the Entitlements Program and the other concerning the stripper well exemption. OSC's audit reviewed Conoco's pricing and allocation policies and procedures and the manner in which Conoco applied the Regulations with respect to, among other things, its production, refining, processing, reselling and marketing of crude oil and refined petroleum products during the audit period.

At the conclusion of the audit, OSC raised certain issues with respect to Conoco's compliance with the Regulations. Notwithstanding DOE's position to the contrary, Conoco maintains that it has correctly construed, and operated in accordance with, the Regulations. The parties desire, however, to resolve the issues raised without resort to complex, lengthy and expensive compliance actions. OSC believes that the Consent Order provides a satisfactory resolution of disputed issues and an appropriate conclusion of its audit of Conoco and that the Consent Order is in the public interest.

Terms and Conditions of the Consent Order

To resolve the issues raised by OSC's audit of Conoco and to remedy any violations that may have occurred during the audit period, Conoco has agreed to remedies, described more fully below, totalling $14 million. Conoco has previously made various adjustments, including price reductions, refunds, and payments to the U.S. Treasury, of approximately $14.6 million in order to correct errors or resolve questions arising out of Conoco's compliance with the Regulations during the audit period.

The $14 million in remedies consists of two elements. First, within thirty days after the Consent Order becomes effective, Conoco will pay $3 million to DOE. DOE will determine the appropriate distribution of those funds. Second, within twelve months of the effective date of the Consent Order, Conoco will deliver crude oil valued at $11 million to the Strategic Petroleum Reserve (SPR) or, if for any reason Conoco does not deliver the crude oil, pay $11 million to DOE. If the latter occurs, DOE will determine the appropriate disposition of the $11 million.

The delivery of crude oil to the SPR reflects OSC's conclusion concerning an appropriate remedy for Conoco's alleged violations of the crude oil producer price regulations. Because of the operation of the Entitlements Program, the effects of crude oil pricing violations on the prices of refined products are dispersed by the purchase and sale of entitlements and the opportunity to pass through the cost of the entitlements and the cost of crude oil. Because of the ability of a refiner to bank, allocate and pass through those costs under the refiner price regulations, it is virtually impossible to identify in what time period, to what product and to which purchasers the effects of crude oil violations were channeled. Under these circumstances, delivery of crude oil to the SPR, which is the equivalent of depositing the funds in the U.S. Treasury as miscellaneous receipts, is an appropriate remedy.

The Consent Order also provides details concerning the conclusion of the audit, the dismissal of pending litigation, confidentiality of audit data, recordkeeping and procedures concerning enforcement of the provisions of the Consent Order. Among other things, DOE reserves the right to initiate enforcement proceedings and to seek appropriate penalties for any newly discovered regulatory violations committed by Conoco, but only if Conoco knowingly concealed such violations. Thus, DOE would be free to institute enforcement proceedings where, for example, Conoco had misled DOE during the course of an audit. This provision would not warrant subsequent enforcement proceedings merely because the company had inadvertently failed affirmatively to disclose certain material during the course of the audit.

Upon becoming final after consideration of public comments, the Order will be a final order of DOE to which Conoco has waived its right to administrative or judicial review. The Consent Order does not constitute an admission by Conoco or a finding by OSC of a violation of any federal petroleum price and allocation statutes or regulations.

Submission of Written Comments

Interested persons are invited to submit written comments concerning this Consent Order to the address noted above. All comments received by 5:00 p.m. on the thirtieth day following publication of this notice will be considered by OSC before determining whether to adopt the Consent Order as a final order. Modifications of the Consent Order that, in the opinion of OSC, significantly change the terms or impact of the Consent Order will be published for comment. If, after considering the comments it has received, DOE determines to issue the Consent Order as a final order, the Consent Order will be made final and effective by actual notice to that effect to Conoco. Pursuant to 10 CFR 205.199J(c), DOE will thereafter promptly publish in the Federal Register notice of the action taken on this Consent Order and an appropriate explanation of that action.

Any information or data considered confidential by the person submitting it must be identified as such in accordance with the procedures of 10 CFR 205.9(f).

Issued in Washington, D.C., July 8, 1982.

Milton C. Lorenz,

Special Counsel, Economic Regulatory Administration.

[FR Doc. 82-19031 Filed 7-13-82; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket No. ER81-577-006]

Arkansas Power & Light Co.; Order Denying Application for Rehearing, Granting Reconsideration, Staying Prior Order, Establishing Procedures, and Consolidating Proceedings

July 6, 1982.

On June 4, 1982, the Cities of Thayer and Campbell, Missouri (Missouri Cities) filed an application for rehearing of the Commission's order issued on May 5, 1982 in Docket No. ER81-577-005 (19 FERC 61,115). The Commission's order of May 5, 1982 denied Missouri Cities' motion to accept a late-filed petition for rehearing of an earlier Commission order issued in this proceeding on March 3, 1982 (18 FERC 61,210). For the reasons stated below, the Commission shall deny the instant application for rehearing, and grant reconsideration of the Commission's order of March 3, 1982.

The Commission's order of March 3, 1982 denied a motion filed by Missouri Cities on December 30, 1981 requesting that the Commission reject Arkansas Power & Light Company's (AP&L) rate filing in this proceeding [1] on *Mobile-Sierra* grounds.[2] On April 5, 1982,

[1] On June 30, 1981, AP&L filed revised rates for firm service to its wholesale customers which were accepted for filing and suspended by Commission order issued August 28, 1981 (16 FERC 61,150). In its December 30, 1981 motion, Missouri Cities requested that the Commission modify its order of August 28, 1981.

[2] *United Gas Pipe Line Co.* v. *Mobile Gas Service Corp.*, 350 U.S. 332 (1956); *FPC* v. *Sierra Pacific Power Co.*, 350 U.S. 348 (1956).

Missouri Cities submitted a late-filed application for rehearing of the Commission's order of March 3, 1982.

Also on April 5, 1982, Missouri Cities filed a motion which stated that the application was filed late due to the breakdown of a word processor and requested that the Commission (1) accept the late-filed application for rehearing as timely filed, or in the alternative, (2) grant a one-day extension of time for the filing of the application, or in the alternative, (3) grant reconsideration of its March 3, 1982 order, and (4) grant a stay of the March 3, 1982 order pending a hearing regarding the parties intent with respect to the *Mobile-Sierra* contract question. The Commission denied Missouri Cities' motion by order issued May 5, 1982 which gave rise to Missouri Cities' instant application for rehearing.

In its instant applicatioin for rehearing, Missouri Cities restates the four requests for relief set forth in its motion of April 5, 1982.

Discussion

As the Commission has previously stated, the time period for filing an application for rehearing of a Commission order is statutorily established at thirty days by section 313(a) of the Federal Power Act. (16 U.S.C. 8251(a)). In denying Missouri Cities's requests for acceptance of its late-filed application for rehearing, we expressed the view that the Commission has neither the authority to waive the statutory requirement nor any inclination to employ a legal artifice to circumvent it. (May 5, 1982 order at 2, *see also Southern California Edison Company*, 18 FERC 61,024, issued January 13, 1982). We continue to hold this view, particularly in a case such as this where the excluse offered for the delay is in the nature of an office failure. Accordingly, we shall deny rehearing of our May 5, 1982 order.

However, in reaching our conclusion also to deny reconsideration based on Missouri Cities' contentions regarding the *Mobile-Sierra* issue, the Commission was aware of only one of the two pleadings filed by Missouri Cities on April 5, 1982. Thus, the Commission ruled on the four requests submitted in Missouri Cities' motion, but did not consider the late-filed pleading entitled "Missouri Cities Application For Rehearing Of Commission's Order Denying Motion To Reject." Accordingly, the Commission shall treat Missouri Cities' late-filed pleading as a motion for reconsideration of the Commission's order of March 3, 1982.

In its pleading, Missouri cities disagrees with the Commission's interpretation of relevant precedent on the *Mobile-Sierra* contract question, rejects the distinction drawn by the Commission between party-initiated and Commission-initiated rate changes, and opposes the Commission's interpretation of the contract language at issue. After fully considering Missouri Cities' late-filed application for rehearing, the Commission adheres to its view that the plain language of Missouri Cities contract with AP&L appears to permit unilateral rate changes under section 205 of the Federal Power Act.

However, Missouri Cities states that notwithstanding the Commission's interpretation of the "plain language" of the contract, the Commission should consider extrinsic evidence of the parties' intent with respect to the contract provisions at issue. (April 5, 1982 Application for Rehearing at 13). In support of this contention Missouri Cities cite *Pennzoil* v. *FERC*, 645 F.2d 360, 388 (5th Cir. 1981). Accordingly, Missouri Cities requests that the Commission stay its order of March 3, 1982 and provide Missouri Cities and opportunity to present extrinsic evidence of the parties' contractual intent.

In the *Pennzoil* case, the Court in deciding a *Mobile-Sierra* contract issue, was faced with the question of whether the parol evidence rule precluded consideration of extrinsic evidence of the parties' intent where the contract language was found to be plain and unambiguous. The Court concluded that such a finding would not preclude consideration of extrinsic evidence of the commercial or regulatory context of the contract's execution or performance to prove a meaning to which the contract language is reasonably susceptible.[3] (*Pennzoil* v. *FERC*, at 388). The Court further stated that the parol evidence rule would exclude evidence offered to vary or contradict, rather than explain or interpret, the terms of an integrated contract.[4]

As the Commission previously noted in its order of March 3, 1982, consideration of Missouri Cities' conduct in the regulatory context may cut against its position inasmuch as Missouri Cities failed to object to AP&L's unilateral rate change at the outset of this proceeding or in AP&L's prior rate proceeding in Docket No. ER78-489. (March 3, 1982 order at 3). Under the principles of *Pennzoil*, such conduct would be relevant in determining the parties' contractual intent.

Nevertheless, considering the specific circumstances of this case, the Commission shall permit Missouri Cities to present other relevant extrinsic evidence offered to explain or interpret the contract terms at issue. Accordingly, the Commissions shall order a stay of its order of March 3, 1982 pending hearing and decision on the issue of the parties' intent with respect to the contract terms bearing on the *Mobile-Sierra* question. In addition, the Commission shall consolidate Docket Nos. ER81-577-006 and ER81-577-000 for the purpose of hearing and decision.

The Commission Orders:

(A) Missouri Cities' application for rehearing of the Commission's order of May 5, 1982 is hereby denied.

(B) The Commission hereby grants reconsideration of its order issued in this proceeding on March 3, 1982.

(C) Upon reconsideration of the Commission's order of March 3, 1982 in this proceeding, the Commission hereby stays the effectiveness of that order pending hearing and decision on the issue of the parties intent with respect to the terms of the Missouri Cities-AP&L contract which bear on the question of whether such contract permits unilateral rate changes under section 205 of the Federal Power Act.

(D) Docket Nos. ER81-577-006 and ER81-577-000 are hereby consolidated for the purposes of hearing and decision.

(E) The Secretary shall promptly publish this order in the **Federal Register.**

By the Commission.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19073 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-625-000]

Boston Edison Co.; Filing

July 7, 1982.

The filing Company submits the following:

Take notice that Boston Edison Company (Edison) on June 25, 1982, tendered for filing revised Exhibit B's, designated as Rate S-7, to its rate schedules for its three total requirements wholesale for resale customers. Those customers and their FERC rate schedules are as follows:

[3] The Court cited U.C.C 1.205, Official Comment 1, § 2-202 Official Comment 1(b) and (c), and *Lucie v. Kleen-Leen, Inc.*, 499 F.2d 220, 221 (7th Cir. 1974).

[4] *Pennzoil* v. *FERC*, *supra* at 388; *see also Lucie* v. *Kleen-Leen, Inc.*, *id.* at 221, n. *; *Appalachian Power Co.* v. *FPC*, 529 F.2d 342 (D.C. Cir. 1976).

	FERC rate schedule No.
Town of Concord	47
Town of Norwood	48
Town of Wellesley	51

Edison also tendered for filing a revised Exhibit B to its Contract Demand tariff under which partial requirements service is furnished to the Town of Reading.

Edison requests that the S–7 and the Contract Demand rates be granted an effective date of August 24, 1982, sixty days after the filing date.

According to Edison, the proposed All-Requirements Rate S–7 schedule will increase revenues from the three affected total requirements wholesale customers by $6,396,471 for the test year, the twelve-month period beginning October 1, 1982. Edison also states that the proposed Contract Demand rate schedule will increase revenues by $1,659,142, on the same test year basis.

Edison states that it has filed the rate increases in order to recover its increased costs of providing electric service and to earn a fair return on its investment dedicated to the public service. Edison further states that a copy of the filing has been posted as required by the Commission's regulations, and a copy has been mailed to each of the customers affected by the proposed changes and to the Massachusetts Department of Public Utilities. All of the affected customers are located in the Commonwealth of Massachusetts.

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 the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 19, 1982. 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. 82–19074 Filed 7–13–82; 8:45 am]

BILLING CODE 6717–01–M

[Project No. 6371–000]

Cedar Draw Falls Generating Co.; Application for Preliminary Permit

July 6, 1982.

Take notice that Cedar Draw Falls Generating Company (Applicant) filed on May 26, 1982, an application for preliminary permit (pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)) for Project No. 6371 to be known as the Cedar Draw Hydroelectric Project located on Cedar Draw Creek in Twin Falls 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. L. R. Bylund, President, Cedar Draw Falls Generating Company, P.O. Box 109, Buhl, Idaho 83316.

Project Description—The proposed project would consist of Alternative No. 1 or Alternative No. 2. Alternative No. 1 would consist of: (1) a 6-foot-high, 30-foot-long diversion structure; (2) two 54-inch-diameter, 200-foot-long penstocks; (3) a powerhouse containing two generating units with a combined rate capacity of 1,500 kW; and (4) appurtenant facilities. Alternative No. 2 would consist of: (1) a 6-foot-high, 30-foot-long diversion structure; (2) a 54-inch-diameter, 750-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 1,550 kW; and (4) appurtenant facilities. The Applicant estimates in Alternative No. 1 and Alternative No. 2 a 10,249,200 kWh and 10,590,840 kWh average annual energy production, respectively.

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, and geological, environmental, and economic feasibility studies. The cost of forementioned activities along with preparation of an environmental impact report, obtaining agreements with Federal, State, and local agencies, and preparing a license application is estimated by the Applicant to be $27,500. Power would be sold to Idaho Power Company.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must submit to the Commission, on or before September 17, 1982, the competing application itself, or a notice of intent to file such an application (see: 18 CFR 4.30 et seq. (1981); and Docket No. RM81–15, issued October 29, 1981, 46 FR 55245, November 9, 1981.)

The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before September 17, 1982, and should specify the type of application forthcoming. Any application for license or exemption from licensing must be filed in accordance with the Commission's regulations (see: 18 CFR 4.30 et seq. or 4.101 et seq. (1981), as appropriate).

Submission of a timely notice of intent to file an application for preliminary permit, allows an interested person to file an acceptable competing application for preliminary permit no later than November 16, 1982.

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 September 17, 1982.

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. 82-19075 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-621-000]

Central Telephone & Utilities Corp.; Filing

July 7, 1982.

The filing Company submits the following:

Take notice that on June 11, 1982, Central Telephone & Utilities Corporation (Central) tendered for filing Appendix No. 1 to Service Schedule J (Displacement Power Service) to become a part of the Electric Interconnection and Interchange Agreement between Central and Sunflower Electric Cooperative, Inc., dated April 9, 1980.

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). All such petitions or protests should be filed on or before July 19, 1982. 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. 82-19076 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. RP80-145-000 and 146-000]

Columbia Gulf Transmission Co. and Columbia Gas Transmission Corp.; Settlement Conference

July 8, 1982.

Take notice that on August 3, 1982, at 10:00 a.m., there will be a settlement conference on liquids and liquefiables in this proceeding. On the day of the conference, the conference room number will be posted by 9:30 a.m. on the second floor bulletin board of the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426.

Customers and other interested persons will be permitted to attend, but if such persons have not previously been permitted to intervene in this matter by order of the Commission, attendance will not be deemed to authorize intervention as a party in these proceedings.

All parties will be expected to come fully prepared to discuss the merits of the issues arising in these proceedings and to make commitments with respect to such issues and to any offers of settlement or stipulation discussed at the conference.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19089 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6370-000]

Crystal Springs Ranch; Application for Preliminary Permit

July 6, 1982.

Take notice that Crystal Springs Ranch (Applicant) filed on May 26, 1982, an application for preliminary permit (pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)) for Project No. 6370 to be known as the Cedar Draw Hydroelectric Project located on Cedar Draw Creek in Twin Falls 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. L. R. Bylund, President, Crystal Springs Ranch, Buhl, Idaho 83316.

Project Description—The proposed project would consist of: (1) a 6-foot-high, 30-foot-long diversion structure; (2) a 60-inch-diameter, 2,500-foot-long conduit; (3) a 54-inch-diameter, 150-foot-long penstock; (4) a powerhouse containing a generating unit with a rated capacity of 600 kW; and (5) appurtenant facilities. The Applicant estimates a 4,099,680 kWh average annual energy production.

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, and geological, environmental, and economic feasibility studies. The cost of forementioned activities along with preparation of an environmental impact report, obtaining agreements with Federal, State, and local agencies, and preparing a license application is estimated by the Applicant to be $49,500. Power would be sold to Idaho Power Company.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must submit to the Commission, on or before September 17, 1982, the competing application itself, or a notice of intent to file such an application (see: 18 CFR 4.30 et seq. (1981); and Docket No. RM81-15, issued October 29, 1981, 46 FR 55245, November 9, 1981.)

The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before September 17, 1982, and should specify the type of application forthcoming. Any application for license or exemption from licensing must be filed in accordance with the Commission's regulations (see: 18 CFR 4.30 et seq. or 4.101 et seq. (1981), as appropriate).

Submission of a timely notice of intent to file an application for preliminary permit, allows an interested person to file an acceptable competing application for preliminary permit no later than November 16, 1982.

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 acency 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 September 17, 1982.

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. 82-19077 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. GP82-4-001]

Dorchester Gas Producing Co.; Petition for Clarification and/or Waiver of NGPA Section 108 Stripper Well Regulations

Issued: July 8, 1982.

Take notice that on April 13, 1982, Dorchester Gas Producing Company (Dorchester), 5735 Pineland Drive, Dallas, Texas 75231, pursuant to § 1.7 of the Commission's Rules of Practice and Procedure, filed a petition for clarification and, if necessary, waiver of the Commission's regulations at 18 CFR 271.805 implementing section 108 of the Natural Gas Policy Act of 1978 (NGPA), 15 U.S.C. 3318 (Supp. IV 1980).

Dorchester produces gas from the Wilson-Hart No. 1 well in the West Panhandle Field, Texas. Dorchester states that the subject well was granted final determination as a stripper well pursuant to NGPA section 108 on March 20, 1982. Dorchester states that production from the subject well was in excess of 60 Mcf per day during the 90 day production period ending December 31, 1981. Dorchester also states that daily production from the subject well during January and February 1982 averaged 20 and 35 Mcf respectively. Based upon the production data for these two months in 1982 and based upon the production data for the 24 months prior to that time, Dorchester, pursuant to § 271.804(d) of the Commission's regulations, has requested that the Railroad Commission of Texas (RRC) designate the subject well as seasonally affected.

Dorchester requests that the Commission confirm it may charge and collect the NGPA section 108 rate for production from the subject well after December 31, 1981 based upon Dorchester's filing with the RRC its Notice of Increased Production and Petition for Seasonally Affected Well.

In support of this request, Dorchester incorporates, *mutatis mutandis*, its petition filed October 20, 1981 in Docket No. GP82-4-000.[1] The question raised in that petition is whether the relevant notices and petitions were timely filed with the RRC pursuant to § 271.805, and the impact, if any, of any untimely filing upon Dorchester's entitlement to collect NGPA section 108 rates.

Dorchester therefore requests, by incorporation via reference, that (1) the Commission confirm it may charge and collect NGPA section 108 rates for gas produced from the subject well from the date the original application under section 108 was filed to the present; (2) that, if necessary, a waiver of the NGPA section 108 implementing regulations be granted to achieve the requested result; and (3) if the Commission will not confirm this interpretation or waive its regulations, the Commission confirm that Dorchester need not requalify the subject well as a stripper well prior to obtaining a determination that excess production is due to seasonal fluctuations (or recognized enhanced recovery techniques), and on that basis is entitled to the section 108 maximum lawful price commencing with the date of filing its Notice of Increased Production and Petition for Seasonally Affected Well with the RRC.

Any person desiring to be heard or to protest this petition must file a petition to intervene or a protest in accordance with § 1.8 or 1.10. All petitions or protests shall be filed with the Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 on or before July 29, 1982. 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 this proceeding. Any person desiring to become a party must file a petition to intervene. Copies of the filing in this docket are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19090 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-10-M

---

[1] See "Notice of Petition for Clarification of Stripper Well Regulations", Dorchester Gas Producing Company, Docket No. GP82-4-000, issued November 6, 1981, 46 FR 56029 (November 13, 1981). Dorchester's October 20, 1981 Petition requested clarification (or waiver) of the Commission's stripper well regulations with respect to six wells in Carson and Gray Counties, Texas. The April 13, 1982 filing, which is the subject of the instant notice, simply adds the Wilson-Hart No. 1 well to the group of wells for which the request for clarification is made.

[Docket Nos. RP81-53-000 and 55-000]

East Tennessee Natural Gas Co.; Informal Settlement Conference

July 2, 1982.

Take notice that an informal settlement conference in the above-captioned dockets will commence at 10:00 a.m., on July 14, 1982. The conference will be held at the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Customers and other interested persons will be permitted to attend but if such persons have not previously been permitted to intervene by order of the Commission, attendance will not be deemed to authorize intervention as a party in this proceeding.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19084 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. CP82-179-000, 222-000, and 232-000]

El Paso Natural Gas Co. et al.; Informal Technical Conference

July 2, 1982.

Take notice that on July 28, 1982, at 10:00 a.m. an informal technical conference will be convened of all interested parties to discuss the application of El Paso Natural Gas Company (El Paso) in Docket No. CP82-179-000 to expand further its Panoma Pipeline System and the related applications of Natural Gas Pipeline Company of America and Northern Natural Gas Company, Division of InterNorth, Inc. in Docket Nos. CP82-222-000 and CP82-232-000, respectively. All parties should be prepared to discuss (1) the effect, if any, of attachment of additional gas reserves in the Anadarko Basin area upon El Paso's average cost of gas and California markets; (2) El Paso's need for the additional gas reserves to be obtained through the proposed facilities; and, (3) other related matters.

Customers and other interested parties are invited to attend, but if such persons have not previously been permitted to intervene by order of the Commission, attendance will not be deemed to authorize intervention as a party in this proceeding.

The conference will be held in a hearing room at the office of the Federal Energy Regulatory Commission, 825

North Capitol Street, NE., Washington, D.C. 20426.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19065 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6404-000]

Energenics Systems, Inc.; Application for Preliminary Permit

July 8, 1982.

Take notice that ENERGENICS SYSTEMS, INC. (Applicant) filed on June 3, 1982, an application for preliminary permit (pursuant to the Federal Power Act, 16 U.S.C.791(a)-825(r)) for Project No. 6404 to be known as the Lavon Lake Project located on the East Fork of the Trinity River in Collins County, Texas. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Granville J. Smith II, Energenics Systems, Inc., 1717 K Street NW., Washington, D.C. 20006.

Project Description—The proposed project would utilize the existing Corps of Engineers Lavon Lake Dam and would consist of: (1) A new powerhouse containing one generating unit having a rated capacity of 1.8 MW; (2) two miles of 138-kV transmission line; and (3) appurtenant facilities. The Applicant estimates that the average annual energy output would be 7.2 GWh. The most likely market for the energy derived at the proposed project would be the Texas Power and Light Company.

Proposed Scope of Studies under Permit—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit is 36 months. 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 $30,000.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must submit to the Commission, on or before October 18, 1982, the competing application itself (see: 18 CFR 4.30 et seq. (1981)). A notice of intent to file a competing application for preliminary permit will not be accepted for filing.

The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before September 17, 1982, and should specify the type of application forthcoming. Applications for licensing or exemption from licensing must be filed in accordance with the Commission's regulations (see: 18 CFR 4.30 et seq. or 4.101 et seq. (1981), as appropriate).

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 September 17, 1982.

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. 82-19091 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 4767-001]

Energenics Systems, Inc.; Surrender of Preliminary Permit

July 6, 1982.

Take notice that Energenics Systems, Inc., Permittee for the proposed Long Lake Dam Canal Project No. 4767, has requested that its preliminary permit be terminated. The permit was issued on January 29, 1982, and would have expired on December 31, 1983. The project would have been located on the Long Lake Dam Canal in Lincoln County, Washington.

The Permittee filed its request on June 23, 1982, and the surrender of the preliminary permit for Project No. 4767 is deemed accepted as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19066 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-624-000]

Florida Power & Light Co.; Filing

July 7, 1982.

The filing Company submits the following:

Take notice that Florida Power & Light Company (FPL), on June 25, 1982, tendered for filing documents entitled Amendment Number Two and Amendment Number Three to Agreement to Provide Specified Transmission Service Between Florida Power & Light Company and Florida Power Corporation.

FPL states that under Amendment Number Two FPL will transmit power and energy for Florida Power Corporation (Corporation) as is required by Corporation in the implementation of its interchange agreement with the City of Vero Beach.

Amendment Number Three updates the rates for transmission service provided by FPL, bringing them in accord with the increased rates filed by the Commission on July 1, 1981, in *Florida Power & Light Company*, Docket No. ER81-588-000.

FPL requests that waiver of Section 35.3 of the Commission's Regulations be granted and that the proposed Amendments be made effective

immediately. FPL states that copies of the filing were served on the Staff Engineer, System Operations for Florida Power Corporation.

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 Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 19, 1982. 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. 82-19078 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 5399-002]

Gardiner Water District; Application for Exemption for Small Hydroelectric Power Project Under 5 MW Capacity

July 6, 1982.

Take notice that on May 20, 1982, Gardiner Water District (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. 5399) would be located on the Cobbosseecontee stream in the city of Gardiner, Kennebec County, Maine. Correspondence with the Applicant should be directed to: Donald Tracy, Gardiner Water District, 246 Water Street, P.O. Box 536, Gardiner, Maine 04345.

Project Description—The proposed project would consist of: (1) An existing Applicant owned 7-foot-high, 100-foot-long concrete and rock dam with 3.5-foot-high flashboards; (2) an existing 1,456-acre reservoir with a usable storage capacity of approximately 2,900 acre-feet at two feet of drawdown from elevation 135 feet M.S.L.; (3) an existing forebay; (4) an existing powerhouse containing two existing turbines to be connected to two new generators with a total rated capacity of 116 kW; (4) a 50-foot-long, 12-kV transmission line; and (5) appurtenant facilities. The project would generate up to 600,000 kWh annually. Energy produced at the project would be sold to the local utility.

Purpose of Exemption—An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

Agency Comments—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the Maine Department of Inland Fisheries and Wildlife or the Department of Marine Resources 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 August 27, 1982, 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 received on or before August 27, 1982.

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. 82-19067 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP81-18-000]

High Island Offshore System; Settlement Conference

July 8, 1982.

Take notice that on July 22, 1982, at 10:00 a.m., a settlement conference of all interested parties will be convened concerning the issues involved in the above-referenced proceeding. All parties should come prepared to define any and all remaining issues in this proceeding and to establish a procedural schedule for the taking of evidence. The conference will be held in a room to be designated for such purposes at the Federal Energy Regulatory Commission,

825 North Capitol Street, NE., Washington, D.C. 20426.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19092 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6362-000]

Duane Hutton; Application for Preliminary Permit

July 6, 1982.

Take notice that Duane Hutton (Applicant) filed on May 24, 1982, an application for preliminary permit (pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)) for Project No. 6362 to be known as the Phillips Ditch Project located on Phillips Ditch, partially on Department of the Interior, Bureau of Land Management's land in Baker County, Oregon. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. J. David Coughlin, 1933 Court Street, Baker, Oregon 97814.

Project Description—The proposed project would consist of: (1) A 10-foot-high, 200-foot-long diversion structure; (2) two impoundment ponds with a gross storage capacity of 5-acre-feet each; (3) a 24-inch-diameter, 3,000-foot-long penstock; (4) a powerhouse containing a generating unit with a rated capacity of 500 kW; and (5) appurtenant facilities. Applicant estimates a 2,160,000 kWh average annual energy production.

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, and geological, environmental, and economic feasibility studies. The cost of forementioned activities along with preparation of an environmental impact report, obtaining agreements with Federal, State, and local agencies, and preparing a license application is estimated to be $20,000. Power would be sold to Idaho Power Company.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must submit to the Commission, on or before September 20, 1982, the competing application itself, or a notice of intent to file such an application (see: 18 CFR 4.30 et. seq. (1981); and Docket No. RM81-15, issued October 29, 1981, 46 FR 55245, November 9, 1981.)

The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before September 20, 1982, and should specify the type of application forthcoming. Any application for license or exemption from licensing must be filed in accordance with the Commission's regulations (see: 18 CFR 4.30 et. seq. or 4.101 et. seq. (1981), as appropriate).

Submission of a timely notice of intent to file an application for preliminary permit, allows an interested person to file an acceptable competing application for preliminary permit no later than November 19, 1982.

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 September 20, 1982.

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. 19068 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-622-000]

Idaho Power Co.;

Filing July 7, 1982.

The filing Company submits the following:

Take Notice that on June 24, 1982, Idaho Power Company (Idaho), tendered for filing a revised Appendix 1 as required by Exhibit C for retail sales in the State of Idaho, together with the Bonneville Power Administration's Average System Cost Report in which Bonneville determined the Average System Cost for the Idaho residential jurisdiction in accordance with the provisions of the Residential Purchase and Sale Agreement (Agreement) between Idaho and the Bonneville Power Administration (BPA). Idaho also submitted its agreement with and/or objections to BPA's Average System Cost Adjustments.

The Agreement was entered into pursuant to the Pacific Northwest Electric Power Planning and Conservation Act, Pub. L. 96-501. The Agreement provides for the exchange of electric power between Idaho and BPA for the benefit of Idaho's residential and farm customers.

A copy of the filing was served upon BPA and all parties that made comment on Idaho's Appendix 1 Filings.

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., 20406, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 19, 1982. 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. 82-19079 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6385-000]

Michael Jennings and Larry O. Oftedahl; Application for Preliminary Permit

July 6, 1982.

Take notice that Michael Jennings and Larry O. Oftedahl (Applicant) filed on June 1, 1982, an application for preliminary permit (pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)) for Project No. 6385 to be known as the Wind River Water Power Project located on Wind River, near Carson, in Skamania 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. Michael Jennings, Rt. 1, Box 221, Centerville, Washington 98613.

Project Description—The proposed project would consist of: (1) An existing 20-foot-high, 460-foot-long concrete fishway structure which is owned by the State of Washington, Department of Fisheries; (2) an existing 460-foot-long, 36-inch-diameter penstock; (3) a proposed powerhouse containing one generating unit with installed capacity of 200 kW; (4) a proposed 500-foot-long transmission line from the powerhouse to an existing 1400-foot-long Skamania County PUD transmission line which would be upgraded. The Applicant estimates that the average annual energy production would be 1.73 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 24 months during which it would conduct technical, environmental and economic studies; and prepare an FERC license application. No new roads would be required for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $5,000.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must submit to the Commission, on or before October 18, 1982, the competing application itself (see: 18 CFR 4.30 et. seq. (1981)). A notice of intent to file a competing application for preliminary permit will not be accepted for filing.

The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before September 20, 1982, and should specify the type of application forthcoming. Applications for licensing or exemption from licensing must be filed in accordance with the Commission's regulations (see: 18 CFR 4.30 et seq. or 4.101 et seq. (1981), as appropriate).

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 September 20, 1982.

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. 82-19070 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. QF82-158-000]

Wilbur Johnson, M.D.; Application for Commission Certification of Qualifying Status of a Small Power Production Facility

July 8, 1982.

On May 7, 1982, Dr. Wilbur Johnson, M.D., Inc. located at RR2, Elkader, Iowa 52043 filed with the Federal Energy Regulatory Commission (Commission) an application for certification of a facility as a qualifying small power production facility pursuant to § 292.207 of the Commission's rules.

The facility will be a 10 kW wind installation located in Elkader, Iowa. There are no other such facilities located at the same site. No electric utility, electric utility holding company or any combination thereof has any ownership interest in the facility.

Any person desiring to be heard or objecting to the granting of qualifying status 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. All such petitions or protests must be filed on or before August 13, 1982 and must be served on the applicant. 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. 82-19093 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-412-000]

Kansas Gas and Electric Co.; Order Interpreting Rate Schedule

Issued: July 8, 1982.

By order of May 28, 1982, in this proceeding, we accepted for filing revised rates proposed by Kansas Gas and Electric Company (KG&E).[1] In that

[1] *Kansas Gas and Electric Company*, "Order Accepting for Filing and Suspending Revised Rates and Proposed Cancellation of Transmission Service Schedule, Granting Interventions, Denying Motions for Rejection and Summary Disposition and Establishing Hearing and Price Squeeze Procedures," Docket No. ER82-412-000 (May 28, 1982), 19 FERC 61,210.

order we noted that KG&E's municipal customers had alleged that the language of KG&E's contracts with the cities of Neodesha and Mulvane, Kansas, preclude any change in rates to those cities prior to judicial review of a final Commission order. The issue was deferred to allow for further consideration.

The language in question is found in Article X of KG&E's contracts with Neodesha and Mulvane (Rate Schedule Nos. 131 and 132, respectively). It reads as follows:

> This Agreement and all obligations hereunder are subordinate to, subject to and conditioned upon the valid orders (including but not necessarily limited to orders fixing or approving rates and/or standards and conditions of service) of, and the granting of approval and authorization by any Commission or other regulatory body having rate making and/or other jurisdiction or whose approval or authorization may be required by law including any judicial review thereof.

This language has been interpreted previously in a related context. In an order issued on February 1, 1978, we held:

> This provision indicates that the parties have bargained for and obtained the right to request a rate change pursuant to section 206 (of the Federal Power Act). Our interpretation is underpinned by the parenthetical provision that explicitly includes orders fixing or approving rates. Accordingly, we reject KG&E's filing as to these Cities and we shall institute a section 206 proceeding applying the just and reasonable standard. The proposed rates will be prospective in application.[2]

Drawing upon the same contractual provision, the intervenors now content that not only is a final Commission order required to effect any change in rates, but also that no such order is valid for that purpose until any judicial review is complete. While the Cities' pleading is somewhat unclear, they rely primarily on the fact that the contract states that it is "subject to * * * the valid orders * * * of, and authorization by any Commission * * * including judicial review thereof." In support of their position, the intervenors cite *City of Kaukauna* v. *FERC*, 581 F.2d 993 (D.C. Cir. 1978), in which the court determined that the language of Kaukauna's contract with the Wisconsin Michigan Power Company, while permitting a unilateral rate filing by the utility, prohibited a rate increase until any judicial review was complete.

[2] *Kansas Gas and Electric Company*, "Order Granting in Part and Denying in Part Motion to Reject, Instituting Section 206 Proceedings and Denying Petition for Rehearing," Docket No. ER77-578 (February 1, 1978), *mimeo* at 11.

In its answer to the intervenors' pleading, KG&E states that the phrase "including judicial review" merely restates the truism that all Commission actions are subject to appropriate judicial review. In this connection, it notes that section 313(c) of the Federal Power Act provides that the commencement of proceedings seeking judicial review is not effective as a stay of a Commission order absent a specific order by the court. It then asserts that the contracting parties must be regarded as having formulated the contract with knowledge of section 313. Under these circumstances, KG&E concludes that had "the parties intended judicial review to constitute a stay of the effectiveness of the Commission order, they should have specifically so provided." KG&E seeks to distinguish *City of Kaukauna* on the basis that the contract language there at issue explicitly provided that the customer would accept changed rates only if "ultimately made effective through * * * (Commission) proceedings and (judicial) review."

We are unable to concur with KG&E's argument. As noted above, the Commission has already interpreted the relevant contract provision in the order of February 2, 1978. Therein, the Commission found that the provision was not mere boilerplate, but was intended specifically to convey the substance of an agreement between the parties concerning the method by which rates may be changed. So too with the reference to judicial review. Given the fact that all Commission actions are subject to appropriate judicial review, the reference to judicial review would be mere surplusage if it had the meaning proposed by KG&E. In light of the clear purposefulness of the provision in its other aspect, we cannot accept such an interpretation. The only reasonable conclusion is that the provision explicitly, if inartfully, also states that the intervenors' obligation to pay changed rates pursuant to a proceeding under section 206 arises only after completion of judicial review. KG&E's argument based on section 313 of the Federal Power Act is off the mark. It makes no difference whether or not the Commission's order determining just and reasonable rates is stayed by judicial review because the parties have made a permissible bargain that, in any event, changed rates may take effect only after judicial review is completed.

City of Kaukauna has no precedential value here. Our decision is based on the plain meaning and logical interpretation of the words of the contract at issue.

The Commission orders:

(A) Revised or changed rates to Nedesha and Mulvane under KG&E's Rate Schedule Nos. 131 and 132 may take effect only upon completion of any applicable judicial review of a Commission order setting such rates.

(B) The Secretary shall promptly publish this order in the **Federal Register.**

By the Commission.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19094 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ID-1939-002]

John F. Kaslow; Application

July 8, 1982.

The filing individual submits the following:

Take notice that on April 5, 1982, John F. Kaslow filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Director: Conn. Yankee Atomic Power Company
Director: Maine Yankee Atomic Power Company
President and Director: New England Power Company
Director: Vermont Yankee Nuclear Power Company
Director: Yankee Atomic Electric Company

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 Section 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 23, 1982. 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. 82-19056 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ID-1896-001]

Richard J. Kelly; Errata Notice

July 8, 1982.

Richard J. Kelly seeks authorization to hold, rather than the positions described earlier, the positions of:

Director and Executive Vice President: Georgia Power Company
Director: Southern Electric Generating Company

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19095 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6378-000]

Monterey County Flood Control and Water Conservation District; Application for Preliminary Permit

July 6, 1982.

Take notice that Monterey County Flood Control and Water Conservation District (Applicant) filed on June 1, 1982, an application for preliminary permit (pursuant to the Federal Power Act, 16 U.S.C. 791(a) 825(r) for Project No. 6378 to be known as the Nacimiento Hydroelectric Project located on Nacimiento River, near Paso Robles in San Louis Obispo 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 L. Binder, Acting District Engineer, Monterey County Flood Control and Water Conservation District, P.O. Box 930, 855-E, Laurel Dr., Salinas, California 93902.

Project Description—The project would consist of: (1) An existing 210-foot-high, 1630-foot-long Nacimiento Dam which is owned and operated by the Applicant; (2) an existing reservoir with 470,000 acre-feet total capacity which is proposed to be increased to 497,200 acre-feet by rasing the spillway crest by 6.5 feet; (3) a proposed 1250-foot-long, 96-inch-diameter lined tunnel; (4) a proposed 100-foot-long, 84-inch-diameter penstock; (5) a proposed powerhouse containing one generating unit with an installed capacity of 4.0 MW and (6) a proposed 3.5-mile-long transmission line from the powerhouse to an existing PG&E company transmission line. The Applicant estimates that the average annual energy production would be 14.24 million kWh.

Proposed Scope of Studies under Permit—A preliminary permit, if issued, does nto authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 36 months during which it would conduct technical, environmental and economic studies and prepare an FERC license application. No new roads would be required for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be $45,000.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must submit to the Commission, on or before October 18, 1982, the competing application itself (see: 18 CFR 4.30 et. seq. (1981)). A notice of intent to file a competing application for preliminary permit will not be accepted for filing.

The Commission will accept applications for license or exemption from licensing, or a notice of intent to submit such an application in response to this notice. A notice of intent to file an application for license or exemption must be submitted to the Commission on or before September 17, 1982, and should specify the type of application forthcoming. Applications for licensing or exemption from licensing must be filed in accordance with the Commission's regulations (see: 18 CFR 4.30 et. seq. or 4.101 et. seq. (1981), as appropriate).

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 September 17, 1982.

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. 82-19088 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP82-113-000]

Northern Natural Gas Co.; Petition for Authority for Specified Accounting and Rate Treatment for Nonrecoverable Advance Payments Made to B P Alaska, Inc.

July 7, 1982.

Take Notice that on June 24, 1982, Northern Natural Gas Company, Division of InterNorth, Inc. (Northern), 2223 Dodge Street, Omaha, Nebraska 68102, filed a petition pursuant to Section 1.7 of the Commission's Rules of Practice and Procedure and Paragraph H of Account No. 166 of the Commission's Uniform System of Accounts requesting the Commission to issue an order authorizing Northern, *first*, to amortize from Account No. 166, Advances for Gas Exploration, Development and Production, to Account No. 813, Operation and Maintenance Expense—Other Gas Supply Expenses, over a five-year period, commencing on the effectuation date of Northern's rate increase in Docket No. RP82-71-000, $16 million of advance payments made by Northern to B P Alaska, Inc. (BPA) pursuant to a Joint Venture Agreement dated January 1, 1972; *second*, to include such annual amortization in Northern's jurisdictional cost of service for rate purposes for each year of the five-year period commencing on such effectuation date; and *third*, to continue to receive rate base treatment for the unamortized portion of each advance payment to BPA, as contemplated and permitted by the Commission in its orders dated June 22, 1978 and July 31, 1979, in Docket Nos. RP71-107 (Phase II) and RP72-127.

As more fully set forth in the petition, Northern states that pursuant to the above Joint Venture Agreement, it advanced BPA $20 million during the period from January 1, 1972 through December 31, 1981 to conduct an exploration program in the offshore

Alaska and Atlantic Coast areas. In return for the amount advanced, Northern was to receive a first call on all gas found in the area of interest; the right to participate at its option, on a working interest basis, in up to 20% of BPA's interest in lease acquisitions and exploration and development thereof; and the right to recover 80% of its advances from production to the extent net revenues were realized by BPA. The Commission authorized rate base treatment for 80% of Northern's advances in Orders issued January 4, 1974; June 22, 1978; and July 31, 1979, in Docket Nos. RP71–107 (Phase II) and RP72–127. The July 31, 1979 Order permitted such rate base treatment for a ten-year period from the date each advance was initially included in Northern's rate base.

The exploration program conducted by BPA was completed in December, 1981 with Northern having made advance payments of $20 million in accordance with the Joint Venture Agreement. The agreement terminated on December 31, 1981. This exploration program was unsuccessful in that no hydrocarbon reserves were discovered. Therefore, there will be no production from which to recover Northern's advance payments to BPA.

Northern, therefore, is filing this petition to request authority to amortize to operating expense over a five-year period, commencing on the effectuation date of Northern's rate increase in Docket No. RP82–71–000, $16 million of such advances; to reflect such amortization in its rates during this period; and to continue to receive rate base treatment for the unamortized portion of each advance payment to BPA. The $16 million represents the 80% portion of the total $20 million of advances to BPA that would have been recovered from production to the extent that production had occurred as a result of this program.

Northern states that copies of the filing have been mailed to each of its Gas Utility customers and interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE, Washington, DC 20426, in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such petitions or protests must be filed on or before July 13, 1982. Protests 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. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82–19097 Filed 7–13–82; 8:45 am]

BILLING CODE 6717–01–M

[Docket Nos. RP82–20–002, et al.]

North Penn Gas Co., et al.; Filing of Pipeline Refund Reports and Refund Plans

July 7, 1982.

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 July 21, 1982. Copies of the respective filings are on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

APPENDIX

Filing date	Company	Docket No.	Type filing
June 15, 1982	North Penn Gas Co	RP82–20–002	LFUT report.
June 17, 1982	Alabama-Tennessee Natural Gas Co.	RP81–128–009	Do.
Do	Equitable Gas Co.	RP80–40–003	Do.
Do	Granite State Gas Transmission, Inc.	RP82–18–003	Do.
Do	Lawrenceburg Gas Transmission Corp.	RP82–29–002	Do.
June 18, 1982	Michigan Wisconsin Pipe Line Co.	RP81–123–003	Do.
Do	South Georgia Natural Gas Co.	RP82–21–002	Do.
June 21, 1982	South Georgia Natural Gas Co.	RP81–69–003	Report.
June 22, 1982	Consolidated Gas Supply Corp.	RP72–157–053	Do.
June 23, 1982	Algonquin Gas Transmission Co.	RP82–112–000	LFUT report.

[FR Doc. 82–19096 Filed 7–13–82; 8:45 am]

BILLING CODE 6717–01–M

[Project No. 2105–008]

Pacific Gas & Electric Co.; Application for Amendment of License

July 8, 1982.

Take notice that Pacific Gas and Electric Company (Applicant) filed on November 2, 1981, on application (pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)) to amend its license for the North Fork Feather River Project No. 2105 to permit the construction and operation of the Yellow Creek Diversion in the Plumas National Forest in Plumas County, California. Correspondence with the Applicant should be directed to: Mr. W. M. Gallavan, Vice President, Rates and Valuation, Pacific Gas and Electric Company, 77 Beale Street, San Francisco, California 94106.

Project Description—The proposed diversion would consist of: (1) A 46-foot-high, 55-foot-long, concrete dam located on Yellow Creek 300 feet upstream of its confluence with Squirrel Creek; (2) a pond formed by the dam with a surface area of 1.35 acres and a usable storage capacity of 19 acre-feet at normal water surface elevation 2,986.2 feet; (3) a 9,584-foot-long, 12-foot-high, concrete-lined tunnel; and (4) a 7.5-foot-diameter, 502-foot-long, surface pipe connecting the tunnel to the existing Belden Siphon. Flows diverted from Yellow Creek would pass through the existing Belden Powerhouse increasing generation by approximately 54,100 MWh annually. Applicant estimates construction costs to be 37,547,000 in 1986 dollars.

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 August 30, 1982.

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. 82-19098 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. ER82-492-000, ER81-679-000, and ER82-271-000]

Pacific Gas & Electric Co.; Order Accepting for Filing and Suspending Revised Rates, Granting Intervention, Incorporating Cost Support by Reference, and Terminating Docket

July 2, 1982.

On May 3, 1982, Pacific Gas and Electric Company (PG&E) filed a request under section 35.17 of the Commission's regulations for permission to reduce the level of a previously filed rate increase during the suspension period established by Commission order in Docket No. ER82-271-000. On February 1, 1982, PG&E submitted for filing in Docket No. ER82-271-000 a proposed two-step increase in wholesale rates for supplemental service to the City of San Francisco, California. By order dated March 30, 1982, the Commission suspended PG&E's proposed step-one and step-two increases to become effective, subject to refund, on April 3, 1982, and September 5, 1982, respectively. The proposed step-two rates were based on a cost of service which included costs associated with the Diablo Canyon Nuclear Unit No. 1, originally schedueld for commercial operation during August of the calendar 1982 test period.

In its present filing,[1] PG&E seeks to reduce its step-two rate increase based on the fact that the company is no longer able to estimate with precision the date on which the Diablo Canyon unit will become commercially operational. The reduced step-two rates reflect complete exclusion of Diablo Canyon costs from the test period and would produce revenues about $1.8 million below the originally proposed step-two rates. PG&E requests that its reduced rates become effective on September 5, 1982, in lieu of the originally filed step-two rates.

Notice of PG&E's filing was issued with responses due on or before May 28, 1982. Timely petitions to intervene were filed by the City and County of San Francisco (San Francisco), Norris-Ni Industries (Norris), Modesto Irrigation District (Modesto), and Turlock Irrigation District (Turlock). Turlock requests that the Commission consolidate this proceeding with Docket No. ER82-271-000, that the proposed increase in this docket be suspended until September 5, 1982, and that the step-two increase previously filed in Docket No. ER82-271-000 be cancelled. The remaining petitioners have requested no specific Commission action.

Discussion

Initially, we find that participation in this proceeding by Turlock, Norris-Ni, San Francisco, and Modesto is in the public interest and we shall therefore grant their petitions to intervene.

In view of the substantial slippage and uncertainty as to the Diablo Canyon in-service date, we agree that PG&E's reduction in its proposed step-two rate level is appropriate and we find that good cause exists to permit the rate substitution under section 35.17 of the regulations. However, our preliminary review indicates that the rates as revised have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful. We shall therefore accept PG&E's reduced rates for filing and suspend them as ordered below.

We recently addressed the considerations underlying our suspension policy in *West Texas Utilities*, Docket No. ER82-23-000 (February 26, 1982). We state that where, as in this case, our preliminary examination indicates that increased rates may be substantially excessive (as described in *West Texas*), we shall suspend the rates for the maximum period, unless extraordinary circumstances dictate a shorter suspension. As noted, PG&E's originally filed step-two rates were previously suspended for five months. PG&E's filing represents a substantial reduction in proposed revenue level. Under these circumstances, it appears unnecessary to impose an additional suspension period beyond September 5, 1982. Therefore, we shall accept PG&E's reduced step-two rates for filing and suspend them to become effective on September 5, 1982, subject to refund.

We shall also order that the cost support statements submitted by PG&E in the instant docket be incorporated into the ongoing proceeding in consolidated Docket Nos. ER81-679-000 and ER82-271-000 and that Docket No. ER82-492-000 be terminated. Since we are terminating this docket, it is unnecessary to rule on Turlock's motion for consolidation.

The Commission orders:

(A) PG&E's request for waiver of the prohibition on changes in suspended rate schedules under section 35.17 of the regulations is hereby granted for good cause shown.

(B) PG&E's reduced step-two rates are hereby accepted for filing and suspended, to become effective on September 5, 1982, subject to refund.

(C) The petitions to intervene in this proceeding are hereby granted subject to the Commission's Rules of Practice and Procedure and the regulations under the Federal Power Act; *Provided, however,* that participation by such intervenors shall be limited to the matters set forth in their petitions to intervene; and *provided, further,* that the admission of such intervenors shall not be construed as recognition that they might be aggrieved by any order of the Commission in this proceeding.

(D) The cost support statements submitted by PG&E in the instant docket are hereby incorporated into the ongoing proceedings in consolidated Docket Nos. ER81-679-000 and ER82-271-000.

(E) Docket No. ER82-492-000 is hereby terminated.

(F) The Commission staff shall serve top sheets in this proceeding on or before July 12, 1982.

(G) The Secretary shall promptly publish this order in the **Federal Register.**

By the Commission.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19071 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-623-000]

Pacific Gas & Electric Co.; Filing

July 7, 1982.

The filing Company submits the following:

Take notice that Pacific Gas and Electric Company (PGandE) on June 25, 1982, tendered for filing a signed letter agreement dated June 14, 1982 stipulating to an amendment to the United States Power Contract No. 14-06-200-2948A (Contract) between the Western Area Power Administration (Western) and PGandE dated July 31, 1967. (FPC Volume No. 4)

[1] Designated as: Pacific Gas and Electric Company, Supplement No. 10 to Rate Schedule FPC No. 53 (Supersedes Supplemental No. 9).

The letter agreement further defers review of certain rates and charges pursuant to Article 32 of the Contract from July 1, 1982 to December 31, 1982. Review of these rates was first deferred from April 1, 1981, to July 1, 1981, pursuant to a letter agreement dated January 27, 1981; from July 1, 1981 to December 31, 1981, pursuant to a letter agreement dated June 25, 1981; and from December 31, 1981 to July 1, 1982 pursuant to a letter agreement dated December 21, 1981.

The January 27, 1981, June 25, 1981, and December 21, 1981 letter agreements were filed with and accepted by FERC in FERC Docket Nos. ER81-245-000, ER81-584-000, and ER82-191-000, respectively. The rates and charges, review of which is deferred by the June 14, 1982, letter agreement, are provided under the following articles:

Article 22(c)(1)(i)—Sales from Capacity Account, Article 22(c)(2)(ii)—Sales from Energy Account No. 2, Article 28(b)(1), 28(b)(2), 28(b)(3)—Meter Rental.

The parties have agreed to further deferment of the April 1, 1981, rate review date to allow the parties sufficient time to complete their joint review of the rates in a more thorough manner.

The proposed effective date for the June 14, 1982, letter agreement is the date of filing hereof. Pacific requests a waiver of the notice requirements in order to avoid a possible hiatus in the effective rate review period agreed upon by the parties.

Copies of the filing have been served upon Western and the California Public Utilities 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, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 19, 1982. 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. 82-19081 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. ER82-294-000, 295-000, and 318-001]

Philadelphia Electric Co;. and Philadelphia Electric Power Co.; The Susquehanna Electric Co.; and The Susquehanna Power Co., Order Vacating Prior Letter Order in Part, Granting Rehearing, and Consolidating Dockets

Issued: July 8, 1982.

On February 17, 1982, three wholly-owned subsidiaries ("Companies")[1] of Philadelphia Electric Company (PE) submitted for filing in Docket No. ER82-318-000 revisions to their agreements for the sale of Conowingo Project power to PE. The proposed change modifies existing cost of service tariffs by substituting a variable rate of return for the previously established fixed rate of return. On March 12, 1982, the Office of Peoples' Counsel for the State of Maryland ("MPC") filed a timely petition to intervene.

On April 12, 1982, the Comission's Secretary, acting by direction of the Commission, issued a letter order stating that the submittals had been accepted for filing to become effective April 19, 1982, as requested. The letter order noted that the submittal specifically provided that the cost rate for common equity would be subject to appropriate reduction and refund to reflect the return on equity approved by this Commission for PE'S service to the Borough of Lansdale ("Lansdale") and to the Conowingo Power Company ("Conowingo")[2] and that refunds would be computed in accordance with applicable Commission regulations.[3] The letter order granted intervenor status to MPC and terminated the proceedings in Docket No. ER82-318-000.

On May 12, 1982, MPC petitioned for rehearing. MPC's petition alleges that the Commission erred procedurally in terminating Docket No. ER82-318-000. In support of its allegation MPC states that while the Commission granted intervenor status, it did not provide MPC a "meaningful opportunity to participate." MPC's petition for rehearing also raises a specific substantive issue for the first time. It alleges that basic flaws exist in the capital structure and the computation of the overall rate of return proposed for the Conowingo rates which are inconsistent with the particular circumstances of the Conowingo Project financing, contrary to sound financial theory, and therefore unreasonable. MPC states that if its petition for rehearing is granted, it will be prepared to present testimony to support its position that the proposed overall rate of return in improperly inflated.

Discussion

MPC had "a meaningful opportunity to participate" at the time it filed its petition to intervene on March 12, 1982. Section 1.8(c) of the Commission's Rules of Practice and Procedure, 18 CFR 1.8(c), specifically provides that petitions to intervene "shall set out clearly and concisely * * * the grounds of the proposed intervention, and the position of the petitioner in the proceeding, so as fully and completely to advise the parties and the Commission as to the specific issues of fact or law to be raised or controverted, by admitting, denying or otherwise answering, specifically and in detail, each material allegation of fact or law asserted in the proceeding, and citing by appropriate reference the statutory provisions or other authority relied on * * *." The Commission evaluated the instant filing, as it must necessarily do, on the basis of the information and pleadings available at the time of initial action. MPC's application for rehearing offers no explanation for the delay in expressing substantive objections and we perceive no procedural error in "failing to address" an unstated concern.

Nonetheless, in its petition for rehearing, MPC has raised a substantive issue of fact and law which we believe warrants further inquiry at hearing. The capitalization and rate of return questions presented are sufficiently complex that they cannot be resolved on the basis of the initial pleadings and should be considered on the basis of an evidentiary record. Accordingly we shall grant rehearing by vacating that portion of the letter order issued April 12, 1982, which terminated Docket No. ER82-318-000. We note that the Conowingo rates are reflected as purchased power costs in PE's cost of service currently at issue in Docket Nos. ER82-294-000 and ER82-295-000. In addition, the Companies have agreed to adjust the equity return applicable to the Conowingo rates to reflect the equity cost approved in those pending dockets. Because the capitalization and rate of return issues in these proceedings may be integrally related, we shall consolidate Docket No. ER82-318-000 with Docket Nos. ER82-

[1] Philadelphia Electric Power Company, The Susquehana Electric Company, and The Susquehanna Power Company.

[2] Conowingo is another subsidiary of PE which provides electric service to retail customers within the State of Maryland.

[3] Revised rates for service to Lansdale and Conowingo are presently subject to proceedings in Docket Nos. ER82-294-000 and ER82-295-000. *See, Philadelphia Electric Company*, 19 FERC 61,107 (1982).

294–000 and ER82–295–000 to allow for consideration of the matters raised by MPC. In addition to the return on equity, the appropriate Conowingo capital structure and overall rate of return shall be subject to the outcome of the consolidated hearing. One possible result from the hearing on the capital structure issue is that the Conowingo overall rate of return may be lowered. Since this issue was not raised until after the rates proposed in Docket No. ER82–318–000 went into effect, any hearing on the capital structure and overall rate of return will not result in refunds unless the Companies voluntarily agree to such a result.

The Commission orders:

(A) The portion of the letter order dated April 12, 1982, which terminated Docket No. ER82–318–000 is hereby vacated.

(B) MPC's petition for rehearing is granted to the extent described in this order.

(C) Docket No. ER82–318–000 is hereby consolidated with the proceedings in Docket Nos. ER82–294–000 and ER82–295–000 for purposes of hearing and decision. The appropriate Conowingo capital structure and overall return shall be subject to the outcome of the consolidated hearing with refunds as discussed above.

(D) The Secretary shall promptly publish this order in the **Federal Register.**

By the Commission.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82–19099 Filed 7–13–82; 8:45 am]

BILLING CODE 6717–01–M

[Docket Nos. ER82–493–000 and 494–000]

Pennsylvania Power & Light Co.; Order Accepting for Filing and Suspending Revised Rates, Granting Waiver of Fuel Adjustment Clause Regulations, Granting Intervention, Establishing Hearing and Price Squeeze Procedures, and Consolidating Proceedings

Issued: July 2, 1982.

On May 3, 1982, in Docket No. ER82–494–000, Pennsylvania Power & Light Company (PP&L) tendered for filing increased rates for firm power service to fifteen customers.[1] The proposed rates would result in increased revenues of approximately $3.3 million (17.6 percent) for the calendar year 1982 test period. PP&L requests that the revised rates be made effective on July 2, 1982.

PP&L concurrently submitted, in Docket No. ER82–493–000, a petition for waiver of § 35.14 of the Commission's regulations, to permit PP&L to modify the fuel adjustment clause in its wholesale rate schedules. With respect to nuclear generating units at the testing stage, PP&L suggests that it would be inequitable to require that the associated energy savings (some $32 million during Period II) be passed through automatically to wholesale customers who will not contribute related capital costs until the units are transferred from construction work in progress (CWIP) to plant in service. Under the modification proposed by PP&L, the fuel adjustment charges would be determined as though energy produced by facilities undergoing testing operations was not available to the PP&L system for supply to the wholesale customers. PP&L requests that this modification be permitted to take effect on July 2, 1982.

Notices of the filings were issued on May 17, 1982, with responses due on or before May 28, 1982. On May 28, 1982, Citizens Electric Company of Lewisburg, Pennsylvania (Citizens Electric) filed a petition to intervene in Docket No. ER82–494–000 and a petition to intervene and response to the petition for waiver in Docket No. ER82–494–000. Citizens Electric raises no substantive issues regarding the wholesale rate increase but requests that the increase be suspended for at least one day and set for hearing. Citizens Electric requests that the fuel clause modification be suspended for five months and set for hearing, noting that the anticipated testing may not begin for some time.

On June 1, 1982, thirteen of the fourteen Pennsylvania boroughs affected by the filings (Boroughs)[2] filed petitions to intervene in the two dockets and motions for permission to file their petitions out of time. On June 10, 1982, Boroughs filed a further motion to consolidate the two dockets. As grounds for their untimely intervention, Boroughs state that their petitions were timely served on counsel for PP&L, that their filing was delayed by a breakdown in word processing equipment, that the petitions were filed at the beginning of the following business day, that acceptance of the petitions would not pejudice any party, that the proposed filings will have a substantial impact on the Boroughs, and that counsel for PP&L does not object to their intervention. Boroughs request that PP&L's rate increase be suspended for five months. Boroughs raise various cost of service issues, such as the inclusion of expenses related to test power in PP&L's cost of service, overstatement of operation and maintenance expenses and of cash working capital, the forecast of interchange sales, and excess reserve capacity. In addition, Boroughs allege price squeeze.

Boroughs request that the proposed fuel clause modification be rejected, or, in the alternative, that it be suspended for five months and be placed into effect subject to refund. Boroughs assert that the modification would improperly permit PP&L to avoid passing on savings in its average fuel costs to its customers on a current basis and would allow the company to retain the current savings for its own use. Boroughs argue that this practice would violate section 35.14 of the Commission's regulations, that the impact on the customers would be substantial, and that conforming to the requirements of the regulations would not impose "an undue burden" on PP&L such as would justify a waiver of the regulations. Boroughs contend that the expenses involved in producing test power should be capitalized and recovered after the units are in service.

In addition to the pleadings mentioned, a number of letters have been received from residents of the Borough of Leighton, Pennsylvania, opposing PP&L's submittals.

On June 8, 1982, PP&L filed a motion for extension of time to permit the company to file one answer addressing the pleadings of Boroughs and Citizens Electric simultaneously. The motion was granted on June 11, 1982, and PP&L filed its response on June 6, 1982. On June 22, 1982, PP&L filed an answer to the Boroughs' motion for consolidation.

Discussion

The Commission finds that participation in this proceeding by each of the petitioners is in the public interest. Considering the matters asserted by Boroughs, we further find that good cause exists to grant their motion to intervene out of time. The Boroughs are municipal systems, which may be substantially affected by the outcome of these proceedings. Thus, they have a legitimate interest which may not be adequately represented by any other party. The delay in filing was not substantial and intervention at this early stage of the proceedings will not prejudice other parties or delay the proceedings. Therefore, each of the petitions to intervene will be granted.

PP&L argues that the fuel clause modification and the waiver of section 35.14 are necessary because flowing

[1] *See* Attachment A for customers and rate schedule designations.

[2] The Borough of Mifflinburg did not join in the petitions.

through the savings resulting from the generation of test power would produce a result inconsistent with the accounting treatment prescribed for a power plant undergoing test operation. PP&L further argues that the Commission should waive section 35.14 to permit the company's wholesale rates to approximate the treatment of test power approved in its retail rates, citing *Arkansas Power & Light Company*, Docket No. ER81-577-000, order issued August 28, 1981, 16 FERC 61,150. With regard to the latter argument, we note that the Commission in *Arkansas* granted the requested waiver in order to facilitate a settlement and expressly declined to extend the waiver to the rates charged to customers not affected by the settlement. Nevertheless, we believe that PP&L in the present case has presented circumstances justifying a departure from our fuel clause regulations.

The question of test energy presented by PP&L is one which was not specifically addressed when the fuel clause regulations were established. further, it appears that PP&L has devised a method of accounting for test energy that may be reasonable. Accordingly, we shall grant waiver of § 35.14 insofar as it is required to accept the proposed modification for filing, and shall suspend it for one day from sixty days after filing, to become effective subject to refund on July 4, 1982.[3] The reasonableness of the method chosen by PP&L may be addressed during the hearing in these proceedings. In the meantime, we feel that making the operation of the modification subject to refund will provide adequate protection to the interests of the intervenors.

Our preliminary review of the instant rate filing and the pleadings of the intervenors indicates that the rates proposed by PP&L have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful. Accordingly, we shall accept the rates for filing and suspend them as ordered below.

In *West Texas Utilities Company*, Docket No. ER82-23-000 (February 26, 1982), we explained the Commission's suspension policy and noted that rate filings would ordinarily be suspended for one day where preliminary review indicates that the proposed rates may be unjust and unreasonable but may not generate substantially excessive revenues, as defined in *West Texas*. In the instant proceeding, our examination suggests that the proposed rates may not produce excessive revenues. Accordingly, we shall suspend the proposed rates for one day from 60 days after filing, to become effective subject to refund on July 4, 1982.

We find that common question of law and fact may be presented in Docket No. ER82-493-000 and Docket No. ER82-494-000. As a result, we shall consolidate these dockets for purposes of hearing and decision.

In accordance with the Commission's policy and procedures established in *Arkansas Power & Light Company*, Docket No. ER79-339 (August 6, 1979), we shall phase the price squeeze issue raised by Boroughs.

The Commission orders:

(A) PP&L's petition for waiver of § 35.14 is hereby granted as discussed above. The proposed modification to the fuel clause is hereby accepted for filing and suspended for one day from sixty days after filing to become effective, subject to refund, on July 4, 1982.

(B) PP&L's proposed rates in Docket No. ER82-494-000 are hereby accepted for filing and suspended for one day from 60 days after filing, to become effective, subject to refund, on July 4, 1982.

(C) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by section 402(a) of the Department of Energy Organization Act and by the Federal Power Act, particularly sections 205 and 206 thereof, and pursuant to the Commission's Rules of Practice and Procedure and the regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held concerning the justness and reasonableness of PP&L's rates and its proposal to modify its fuel adjustment clause.

(D) Docket No. ER82-493-000 is hereby consolidated with Docket No. ER82-494-000 for purposes of hearing and decision.

(E) Petitioners are hereby permitted to intervene in this proceeding subject to the Commission's Rules of Practice and Procedure and the regulations under Federal Power Act; *Provided, however,* that participation by petitioners shall be limited to the matters set forth in their petitions to intervene; and *provided, further,* that the admission of petitioners shall not be construed as recognition by the Commission that they might be aggrieved by any order or orders entered by the Commission in this proceeding.

(F) The Commission staff shall serve top sheets in this proceeding on or before July 12, 1982.

(G) A presiding administrative law judge, to be designated by the Chief Administrative Law Judge, shall convene a conference in this proceeding to be held within approximately fifteen (15) days of the service of top sheets in a hearing room of the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426. The presiding judge is authorized to establish procedural dates and to rule on all motions (except motions to consolidate or sever and motions to dismiss) as provided in the Commission's Rules of Practice and Procedure.

(H) The Commission hereby orders initiation of price squeeze procedures and further orders that this proceeding be phased so that the price squeeze procedures begin after issuance of a Commission opinion establishing the rate which, but for consideration of price squeeze, would be just and reasonable. The presiding judge may modify this schedule for good cause shown. The price squeeze portion of this case shall be governed by the procedures set forth in § 2.17 of the Commission's regulations as they may be modified prior to the initiation of the price squeeze phase of this proceeding.

(I) The Secretary shall promptly publish this order in the **Federal Register.**

By the Commission.

Kenneth F. Plumb,

Secretary.

PENNSYLVANIA POWER & LIGHT CO.

(Docket No. ER82-494-000; Filed: May 3, 1982)

Designations	Other party
(1) Supplement No. 1 to Supplement No. 13 to Rate Schedule FPC No. 28.	Borough of Watsontown.
(2) Supplement No. 1 to Supplement No. 13 to Rate Schedule FPC No. 32.	Borough of Duncannon.
(3) Supplement No. 1 to Supplement No. 11 to Rate Schedule FPC No. 45.	Borough of Blakely.
(4) Supplement No. 1 to Supplement No. 11 to Rate Schedule FPC No. 50.	Borough of Weatherly.
(5) Supplement No. 1 to Supplement No. 11 to Rate Schedule FRC No. 51.	Borough of Schuylkill Haven.
(6) Supplement No. 1 to Supplement No. 9 to Rate Schedule FPC No. 54.	Borough of Perkasie.
(7) Supplement No. 1 to Supplement No. 9 to Rate Schedule FPC No. 56.	Borough of St. Clair.
(8) Supplement No. 1 to Supplement No. 9 to Rate Schedule FPC No. 57.	Borough of Catawissa.
(9) Supplement No. 1 to Supplement No. 9 to Rate Schedule FPC No. 58.	Borough of Epharata.
(10) Supplement No. 1 to Supplement No. 9 to Rate Schedule FPC No. 61.	Citizens Electric Co. of Lewisburg.

[3] We note that the modification will have no impact until PP&L begins testing its units, which is scheduled as of this writing for September 1982 at the earliest.

PENNSYLVANIA POWER & LIGHT CO.—Continued

[Docket No. ER82-494-000; Filed: May 3, 1982]

Designations	Other party
(11) Supplement No. 1 to Supplement No. 10 to Rate Schedule FPC No. 63.	Borough of Lehighton.
(12) Supplement No. 1 to Supplement No. 5 to Rate Schedule FPC No. 65.	Borough of Olyphant.
(13) Supplement No. 1 to Supplement No. 3 to Rate Schedule FERC No. 69.	Borough of Hatfield.
(14) Supplement No. 1 to Supplement No. 3 to Rate Schedule FERC No. 70.	Borough of Mifflinburg.
(15) Supplement No. 1 to Supplement No. 3 to Rate Schedule FERC No. 71.	Borough of Quakertown.

[FR Doc.82-19082 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6348-000]

Rainsong Company; Application for License (5 MW or Less)

July 8, 1982.

Take notice that Rainsong Company (Applicant) filed on May 20, 1982, an application for license (pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)) for construction and operation of a water power project to be known as Harlan Creek Water Power Project No. 6348. The project would be located on Harlan Creek, near Skykomish, within the Mt. Baker-Snoqualmie National Forest, in King County, Washington. Correspondence with the Applicant should be directed to: Mr. Jerry L. Johnson, P.O. Box 485, 208 Third Street, Lynden, Washington 98264.

Project Description—The proposed project would consist of: (1) A 6-foot-high, 50–foot-long concrete diversion structure impounding a reservior with less than one acre-foot surface area and no active storage capacity; (2) a 4400-foot-long, 24-inch-diameter pipeline: (3) a 1300-foot-long, 24-inch-diameter steel penstock; (4) a powerhouse containing one generating unit with an installed capacity of 2.0 MW; (5) a 4.5-mile-long, 12-kV transmission line from the powerhouse to an existing Puget Sound Power and Light Company transmission line. The Applicant estimates that the average annual energy production would be 12 million kWh.

Purpose of Project—The power produced by the proposed project would be sold to Puget Sound Power and Light Company.

Agency Comments—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are requested to provide comments pursuant to the Federal Power Act, the Fish and Wildlife Coordination Act, the Endangered Species Act, the National Historic Preservation Act, the Historical and Archeological Preservation Act, the National Environmental Policy Act, Pub. L. No. 88–29, and other applicable statutes. No other formal requests for comments will be made.

Comments should be confined to substantive issues relevant to the issuance of a license. A copy of the application maybe obtained directly from the Applicant. If an agency does not file comments within the time set below, it will be presumed to have no comments.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before September 17, 1982, either the competing application itself (See 18 CFR 4.33(a) and (d)) or a notice of intent (See 18 CFR 4.33(b) and (c)) 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) or §4.101 et. seq. (1981).

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 September 17, 1982.

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. 82-19100 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6384-000]

Redwood Trails; Application for Exemption for Small Hydroelectric Power Project Under 5 MW Capacity

July 8, 1982.

Take notice that on June 1, 1982, Redwood Trails (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 proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project (Project No. 6384) would be located on McBrindle Creek near Orick in Humboldt County, California. Correspondence with the Applicant should be directed to: Mr. Robert Brindle, Redwood Trails, Star Route Box 280, Stone Lagoon, California 95570.

Project Description—The project would consist of: (1) A 7-foot-high, 30-foot long weir; (2) an 1,100-foot-long, 15-inch-diameter penstock; (3) a powerhouse to contain two generating units with a total rated capacity of 160 kW; and a 100-foot-long, 37-kV tap line to an existing Pacific Gas and Electric Company line. Estimated annual generation is 2.5 million kWhs.

Purpose of Exemption—An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

Agency Comments—The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the California 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 Application—Any qualified license applicant desiring to file a competing application must submit to the Commission, on or before August 27, 1982 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 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 August 27, 1982.

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, 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 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. 82-19059 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. EL82-19-000]

St. Joe Minerals Corp.; Filing

July 8, 1982.

Take notice that on June 21, 1982, St. Joe Mineral Corporation (St. Joe) filed a petition for a declaratory order or, alternatively, for a wavier of the Commission's regulations. The first proposal is that the Commission declare that it will not assume jurisdiction over St. Joe as a public utility under the Federal power Act. In the alternative, St. Joe proposes that the Commission explicitly waive, insofar as they might apply to St. Joe, all reporting, filing, accounting, notice and approval regualtions under the Act.

Electricity produced at St. Joe's Monaca, Pennsylvania, powerplant which is not used in its smelting operations there is sold to Duquesne Light Company and CPU Service Corporation.

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). All such petitions or protests should be filed on or before July 28, 1982. 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. 82-19055 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP82-373-000]

Southern Natural Gas Co.; Application

July 2, 1982.

Take notice that on June 11, 1982, Southern Natural Gas Company (Applicant), P.O. Box 2563, Birmingham, Alabama 35202, filed in Docket No. CP82-737-000 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the purchase of certain compression and dehydration facilities located on the producer's Platform C in Main Pass Block 133, Main Pass area, offshore Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant asserts that pursuant to a gas purchase contract between Applicant and Chevron, U.S.A., Inc. (Chevron) dated May 15, 1978, as amended, Applicant acquired a right to purchase certain reserves underlying Main Pass Blocks 120, 122, 133, 236, and 237, Main Pass area, offshore Louisiana. It is further asserted that pursuant to a letter agreement with Chevron of the same date Applicant agreed to acquire from Chevron certain compression and dehydration facilities at Chevron's actual capital cost subject to a specified cost ceiling.

Applicant proposes herein to acquire from Chevron four 1,100 horsepower turbine-driven compressor units, one 600 horsepower reciprocating unit and appurtenant dehydration facilities located on the producer's Platform C in Main Pass Block 133, Main Pass area, offshore Louisiana.

Pursuant to the May 15,1978, letter agreement Applicant also seeks to acquire certain appurtenant dehydration facilities currently being used to dehydrate the gas produced at Chevron's production platform in Main Pass Block 133, its production CA platform in Main Pass Block 120, and its Main Pass Block 133 B platform in Main Pass Block 236.

It is asserted that pursuant to the May 15, 1978, letter agreement, Applicant requests authorization to acquire the aforementioned compression and dehydration facilities for an amount equal to $3,066,000. Applicant asserts it would finance such costs by short-term financing and/or cash from current operations and ultimately from permanent financing.

It is asserted that the proposed facilities would enable Applicant to maintain an adequate and reliable natural gas service to its customers.

Any person desiring to be heard or to make any protest with reference to said

application should on or before July 27, 1982, 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 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 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. 82-19088 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. RM79-34 and ST82-241]

Transportation Certificates for Natural Gas Displacement of Fuel Oil and Michigan Wisconsin Pipe Line Corp.; Self-Implementing Transactions

July 8, 1982.

Take notice that the following transactions have been reported to the Commission as being implemented pursuant to Part 284 of the Commission's Regulations and sections 311 and 312 of the Natural Gas Policy Act of 1978 (NGPA). The "Recipient" column in the following table indicates the entity receiving or purchasing the natural gas in each transaction.

The "Part 284 Subpart" column in the following table indicates the type of transaction. A "B" indicates transportation by an interstate pipeline pursuant to section 284.102 of the Commission's Regulations.

A "C" indicates transportation by an intrastate pipeline pursuant to § 284.122 of the Commission's Regulations. In those cases where Commission approval of a transportation rate is sought pursuant to § 284.123(b)(2), the table lists the proposed rate and expiration date for the 150-day period for staff action. Any person seeking to participate in the proceeding to approve a rate listed in the table should file a petition to intervene with the Secretary of the Commission.

A "D" indicates a sale by an intrastate pipeline pursuant to § 284.142 of the Commission's Regulations and section 311(b) of the NGPA. Any interested person may file a complaint concerning such sales pursuant to §284.147(d) of the Commission's Regulations.

An "E" indicates an assignment by an intrastate pipeline pursuant to § 284.163 of the Commission's Regulations and section 312 of the NGPA.

An "F" indicates a fuel oil displacement transaction implemented pursuant to § 284.202 of the Commission's Regulations. Any interested persons may file a complaint concerning such transaction pursuant to §284.205(d) of the Commission's Regulations.

A "G" indicates transportation by an interstate pipeline on behalf of another interstate pipeline pursuant to a blanket certificate issued under §284.221 of the Commission's Regulations.

A "G (HT)" or "G (HS)" indicates transportation, sales or assignments by a Hinshaw Pipeline pursuant to a blanket certificate issued under §284.222 of the Commission's Regulations.

Kenneth F. Plumb,

Secretary.

Docket No.	Transporter/seller	Recipient	Date filed	Part 284 subpart	Expiration date [1]	Transportation rate (C/MMBTU)
ST82-290	Michigan Wisconsin Pipe Line Corp	Richie Gas System	May 3, 1982	B		
ST82-291	Oklahoma Natural Gas Co	Mid Louisiana Gas Co	May 4, 1982	D		
ST82-292	El Paso Natural Gas Co	Delhi Gas Pipeline Corp	May 5, 1982	B		
ST82-293	Mountain Fuel Supply Co	Northwest Pipeline Corp	May 10, 1982	G		
ST82-294	Mountain Fuel Supply Co	Northwest Pipeline Corp	do	G(HT)		
ST82-295	Northern Natural Gas Co	Tennessee Gas Pipeline Co	do	G		
ST82-296	Shreveport Intrastate Gas Trans. Ltd	United Gas Pipe Line Co	do	C	Oct. 7, 1982	25.00
ST82-297	Cities Service Gas Co	Colorado Interstate Gas Co	do	G		
ST82-298	Pacific Gas Transmission Co	Pacific Interstate Transmission Co	May 12, 1982	G		
ST82-299	Panhandle Eastern Pipe Line Co	Southern Natural Gas Co	May 13, 1982	G		
ST82-300	Transcontinental Gas Pipe Line Corp	Sugar Bowl Gas Corp	May 17, 1982	B		
ST82-301	Natural Gas Pipeline Co. of America	Tennessee Gas Pipeline Co	May 19, 1982	G		
ST82-302	Florida Gas Transmission Co	Tenngasco Gas Gathering	May 17, 1982	B		
ST82-303	Tennesse Gas Pipeline Co	United Gas Pipe Line Co	May 21, 1982	G		
ST82-304	Transcontinental Gas Pipe Line Corp	Southern Natural Gas Co	May 24, 1982	G		
ST82-305	Western Slope Gas Co	Northwest Pipeline Corp	May 25, 1982	G(HS)		
ST82-306	Delta Natural Gas Co	Columbia Gas Transmission Corp	May 26, 1982	G(HT)		42.00
ST82-307	SW Pipeline Co	Northwest Pipeline Corp	May 28, 1982	D	Oct. 25, 1982	42.00
ST82-308	SW Pipeline Co	Panhandle Eastern Pipe Line Co	do	C	do	
ST82-309	Natural Gas Pipeline Co. of America	El Paso Natural Gas Co	do	G		

[1] The Intrastate Pipeline has sought Commission approval of its transportation rate pursuant to Section 284.123(B)(2) of the Commission's Regulations (18 CFR 284.123(B)(2)). Such rates are deemed fair and equitable if the Commission does not take action by the date indicated.

[FR Doc. 82-19054 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ID-2000-000]

Joseph P. Tyrrell; Application

July 8, 1982.

Take notice that on April 6, 1982, Joseph P. Tyrrell filed an application pursuant to section 305(b) of the Federal Power Act to hold the following positions:

Senior Vice President and Director: Boston Edison Company
Director: Conn. Yankee Atomic Power Co.
Director: Yankee Atomic Power Company

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, 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 July 23, 1982. 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. 82-19057 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ST80-322-001]

United Texas Transmission Co.; Extension Reports

July 8, 1982.

The companies listed below have filed extension reports pursuant to section 311 of the Natural Gas Policy Act of 1978 (NGPA) and Part 284 of the Commission's regulations giving notice of their intention to continue transportation and sales of natural gas for an additional term of up to 2 years. These transactions commenced on a self-implementing basis without case-by-case Commission authorization. The Commission's regulations provide that the transportation or sales may continue for an additional term if the Commission does not act to disapprove or modify the proposed extension during the 90 days preceding the effective date of the requested extension.

The table below lists the name and addresses of each company selling or transporting pursuant to Part 284; the party receiving the gas; the date that the extension report was filed; and the effective date of the extension. A letter "B" in the Part 284 column indicates a transportation by an interstate pipeline which is extended under § 284.105. A letter "C" indicates transportation by an intrastate pipeline extended under § 284.125. A "D" indicates a sale by an intrastate pipeline extended under § 284.146.

Any person desiring to be heard or to make any protest with reference to said extension report should on or before July 29, 1982 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). 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.

Kenneth F. Plumb,

Secretary.

Docket No.	Transporter/seller	Recipient	Date filed	Part 284 subpart	Effective date
ST80-322-001.	United Texas Transmission Co., P.O. Box 1478, Houston, TX 77001.	United Gas Pipe Line Co	June 9, 1982	C	Sept. 10, 1982.
ST80-323-001.	Northern Natural Gas Co., 2223 Dodge Street, Omaha, NE 68102.	United Gas Pipe Line Co	June 1, 1982	G	Sept. 8, 1982.
ST80-324-001.	Texas Eastern Transmission Corp., P.O. Box 2521, Houston, TX 77001.	Mid Louisiana Gas Co	June 7, 1982	G	Sept. 4, 1982.
ST80-336-001.	Sugar Bowl Gas Corp.,	Southern Natural Gas Co	June 15, 1982	C	Sept. 20, 1982.
ST80-338-001.	Northern Natural Gas Co., 2223 Dodge Street, Omaha, NE 68102.	West Texas Gas, Inc	June 1, 1982	B	Sept. 19, 1982.
ST80-339-001.	United Gas Pipe Line Co., P.O. Box 1478, Houston, TX 77001	Louisiana Resources Co	June 2, 1982	B	Sept. 26, 1982.
ST81-5-001	Southern Natural Gas Co., P.O. Box 2563, Birmingham, AL 35202.	Monterey Pipeline Co	June 3, 1982	B	Sept. 5, 1982.
ST81-10-001	Tenngasco Gas Gathering Co., P.O. Box 2511, Houston, TX 77001.	Texas Eastern Transmission Corp	June 9, 1982	C	Sept. 8, 1982.
ST81-13-001	United Gas Pipe Line Co., P.O. Box 1478, Houston, TX 77001	Tennessee Gas Pipeline Co	June 2, 1982	G	Sept. 18, 1982.
ST81-87-001	United Gas Pipe Line Co., P.O. Box 1478, Houston, TX 77001	United Texas Transmission Co	June 2, 1982	B	Nov. 25, 1982.
ST81-314-001.	Channel Industries Gas Co., P.O. Box 2511, Houston, TX 77001.	Energy Gathering, Inc	June 11, 1982	C	July 23, 1982.

[FR Doc. 82-9061 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-423-001]

Virginia Electric & Power Co.; Compliance Filing

July 7, 1982.

Take notice that on June 28, 1982, Virginia Electric and Power Company filed revised rates and cost statements pursuant to the Commission's order of May 28, 1982.

Any person desiring to be heard or to protest this filing should file comments with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, on or before July 19, 1982. Comments will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19083 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ID-2001-000]

N. P. Wagner; Application

July 8, 1982.

Take notice that on April 6, 1982 N. P. Wagner filed an application pursuant to section 305(b) of the Federal Power Act to hold the following positions:

Director: Ohio Valley Electric Corp.
Director: Ind. Kentucky Electric Corp.
President, Chief Executive Officer, and Director: Southern Ind. Gas and Electric Company

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, N.W., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedures (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 23, 1982. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestant 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. 82-19060 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. CS82-66-000]

Applications for "Small Producer" Certificates [1]

July 2, 1982.

Take notice that each of the Applicants listed herein has filed an application pursuant to Section 7(c) of the Natural Gas Act and Section 157.40 of the Regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before July 20, 1982, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). 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. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions 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 on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where 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 Applicants to appear or to be represented at the hearing.

Kenneth F. Plumb,

Secretary.

Docket No.	Date filed	Applicant
CS82-66-000	May 21, 1982	Lake Petroleum Inc., 1108 Commercial National Bank Building, Shreveport, Louisiana 71101.
CS82-67-000	May 28, 1982	Cheyenne Exploration, Inc., P.O. Box 1754, Enid, Oklahoma 73702.
CS82-68-000	June 14, 1982[1]	Sherman A. Wengerd, 1040 Stanford Drive NE., Albuquerque, New Mexico 87106.
CS82-69-000	June 14, 1982	Elmer S. Parson, Jr., 3120 East 5th Street, Casper, Wyoming 82601.
CS82-70-000	June 11, 1982	James A. Masterson, 6666 South Poplar Street, Casper, Wyoming 82601.
CS82-71-000	June 14, 1982	Clifford P. Hickok, Room One Professional Building, Tarrytown, New York 10591.
CS82-72-000	June 18, 1982	Tidelands Exploration Co., Inc., 637 Farmington Place, Gretna, Louisiana 70053.
CS82-73-000	June 22, 1982	Lewis Exploration Inc., 2621 Lackland Road, Suite 318, Fort Worth, Texas 76116.
CS82-74-000	June 25, 1982	Agate Petroleum Inc., 2301 Fourth National Bank Building, Tulsa, Oklahoma 74119.
CS81-122-001	May 14, 1982[2]	Pacific Petroleums, Inc., P.O. Box 4240, Houston, Texas 77001.

[1] Additional information filed June 18, 1982.
[2] Letter received dated May 13, 1982 advising the Commission of the loss of small producer status and the fact that it was acquired by Zapata Exploration Company, a large producer.

[FR Doc. 82-19069 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-M

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

[Docket Nos. G-10083-002, et al.]

Applications for Certificates, Abandoment of Service and Petitions To Amend Certificates [1]

July 8, 1982.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before July 22, 1982, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). 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. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions 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 on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where 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 Applicants to appear or to be represented at the hearing.

Kenneth F. Plumb,

Secretary.

Docket No. and date filed	Applicant	Purchaser and location	Price per Mcf	Pressure base
G-10083-992, D, June 14, 1982	Texaco Inc., (Operator) P.O. Box 2420, Tulsa, Okla. 74102.	Northern Natural Gas Co., Hugoton Field, Finney County, Kans.	(1)	
G-12710-000, D, June 24, 1982	Texaco Inc., P.O. Box 2420, Tulsa, Okla	Colorado Interstate Gas Co., Adams Ranch Field, Meade County, Kans.	(2)	
G-15700-002, D, June 24, 1982	Shell Offshore Inc. (succ. in interest to Shell Oil Co., One Shell Plaza, P.O. Box 2463, Houston, Tex. 77001.	Tennessee Gas Pipeline Co., Eugene Island Block 18 Field, St. Mary Parish, offshore Louisiana.	(3)	
C182-312-000, A, June 30, 1982	Amerada Hess Corp., 1200 Milam, 6th Floor, Houston, Tex. 77002.	Texas Eastern Transmission Corp., West Delta Field, 86, offshore Louisiana.	(20)	15.025
C164-1301-000, D, June 21, 1982.	Conoco Inc., P.O. Box 2197, Houston, Tex. 77252	El Paso Natural Gas Co., Aneth, Bluff, and Boundary Butte Fields, San Juan County, Utah.	(5)	
C173-44-001, D, June 23, 1982	Conoco Inc., P.O. Box 2197, Houston, Tex. 77252	Michigan Wisconsin Pipe Line Co., Eugene Island Area, offshore Louisiana.	(6)	
C175-245-001, D, June 23, 1982	Sun Exploration and Production Co. (formerly Sun Oil Co.) P.O. Box 20, Dallas, Tex. 75221.	Arkansas Louisiana Gas Co., Lacy and River Areas, Blaine and Kingfisher Counties, Okla.	(7)	
C176-688-003, June 21, 1982	Getty Oil Co., P.O. Box 1440, Houston, Tex. 77001	Tennessee Gas Pipeline Co., Grand Isle Block 48 W/2 Field, offshore Louisiana.	(8)	15.025
C180-257-001, C, June 22, 1982	Phillips Petroleum Co., 336 Home Savings and Loan Bldg., Bartlesville, Okla. 74004.	El Paso Natural Gas Co., Yates Formation, Lea County, N. Mex.	(9)	14.65
C181-178-001, C, June 21, 1982	Exxon Corp., P.O. Box 2180, Houston, Tex. 77001	Southern Natural Gas Co., Matagorda Island Blocks 632, 656, and 657, offshore Texas.	(10)	14.73
C181-450-001, June 28, 1882	The Louisiana Land and Exploration Co., 225 Baronne Street, Post Office Box 60350, New Orleans, La 70160.	Texas Eastern Transmission Corp., Marathon's West Delta Receiving Station NW/4 SE/4, Section 35, T21S, R30E, Plaquemines Parish, La.	(11)	15.025
C182-300-000, F, June 16, 1982	Amoco Production Co. (par. succ. in interest to R. H. Hedge), P.O. Box 50879, New Orleans, La. 70150.	Texas Gas Transmission Corp., North Shongaloo-Red Rock Field, Webster Parish, La.	(12)	14.73
C182-301-000, E, June 16, 1982[13].	Anadarko Production Co., (succ. in interest to Trunkline Gas Co.), P.O. Box 1330, Houston, Tex. 77251.	Tennessee Gas Transmission Co., Grosse Isle Field, Vermilion Parish, La.	(4)	14.73
C182-302-000, A, June 16, 1982	Cities Service Co., P.O. Box 300, Tulsa, Okla. 74102	Northern Natural Gas Co., Hugoton Field, Texas County, Okla.	(14)	14.73
C182-303-000, A, June 16, 1982	Aminoil USA, Inc., Golden Center One, 2800 North Loop West, Post Office Box 94193, Houston, Tex. 77018.	Trunkline Gas Co., South Pelto Block 12, offshore Louisiana.	(15)	15.025
C182-304-000 (G-15512), B, June 16, 1982.	Exxon Corp., P.O. Box 2180, Houston, Tex. 77001	El Paso Hydrocarbons Co., Nena Lucia Field, Nolan County, Tex.	(16)	
C182-305-000, A, June 28, 1982	The Louisiana Land and Exploration Co., 225 Baronne Street, Post Office Box 60350, New Orleans, La. 70160.	Texas Eastern Transmission Corp., Blocks 85 and 86, West Delta Area, offshore Louisiana.	(17)	15.025
C182-306-000, A, June 23, 1982	Sun Exploration & Production Co., P.O. Box 20, Dallas, Tex. 75221.	Trunkline Gas Co., High Island SA Block 542, offshore Texas.	(18)	14.73
C182-307-000, A, June 25, 1982	Zapata Exploration Co., P.O. Box 4240, Houston, Tex. 77001.	Northern Natural Gas Co., West Delta Blocks 137 and 138, "A" Platform, offshore Louisiana.	(19)	15.025
C182-308-000, A, June 28, 1982	Pogo Producing Co., Post Office Box 2504, Houston, Tex. 77001.	United Gas Pipe Line Co., High Island Blocks A-563, A-564, and A-582, offshore Texas.	(20)	14.73
C182-309-000, A, June 28, 1982	Amerada Hess Corp., 1200 Milam, 6th Floor, Houston, Tex. 77002.	Texas Eastern Transmission Corp., South Pass Block 89, offshore Louisiana.	(20)	14.73
C165-199-000, D, June 26, 1982	Texaco Inc., P.O. Box 2100, Denver, Colo. 80201	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	(21)	
C170-1075-000, D, June 28, 1982.	Conoco Inc., P.O. Box 2197, Houston, Tex. 77001	Michigan Wisconsin Pipe Line Co., Eugene Island Area, offshore Louisiana.	(6)	
C173-44-000, D, June 28, 1982	Conoco Inc., P.O. Box 2197, Houston, Tex. 77001	Michigan Wisconsin Pipe Line Co., Eugene Island Area, offshore Louisiana.	(6)	
C178-607-003, C, June 28, 1982	Mobil Producing Texas and New Mexico Inc., Nine Greenway Plaza, Suite 2700, Houston, Tex. 77046.	Michigan Wisconsin Pipe Line Co., High Island Blocks A-302, A-303, A-318, offshore Texas, Federal Domain.	(22)	14.73
C180-278-002, C, June 22, 1982	The Superior Oil Co., P.O. Box 1521, Houston, Tex. 77001.	Natural Gas Pipe Line Co., Block 9, Sabine Pass Area, offshore Louisiana.	(23)	15.025
C180-278-000, C, June 29, 1982	The Superior Oil Co., P.O. Box 1521, Houston, Tex. 77001.	Natural Gas Pipe Line Co., Block 9, Sabine Pass Area, offshore Louisiana.	(24)	15.025
C182-310-000, A, June 29, 1982	Aminoil USA, Inc., Golden Center One, 2800 North Loop West, Post Office Box 94193, Houston, Tex. 77018.	Texas Eastern Transmission Corp., Blocks 85 and 86, West Delta Area, offshore Louisiana.	(25)	15.025

Filing Code: A—Initial Service; B—Abandonment; C—Amendment to add acreage; D—Amendment to delete acreage; E—Total Succession; F—Partial Succession.

[1] Fuel to Lessor for Agricultural Irrigation and Home Heating.

[2] Leases were released.

[3] No wells have been drilled in the surrendered acreage. Based upon geologic interpretation and upon information gained from nearby drilling, Shell Offshore Inc. plans no drilling in the surrendered area.

[4] Applicant is filing under Gas Purchase and Sales Agreement and agreed to January 6, 1982 between Tennessee and Anadarko and Applicant requests it be issued a Certificate of Public Convenience and Necessity effective as of the effective date of assignment, January 1, 1981.

[5] Expiration or assignment of leases subject to RS #275.

[6] Expiration of Federal leases.

[7] Leases have expired.

[8] Applicant is filing under Gas Purchase and Sales Agreement dated June 7, 1976, amended by amendatory agreement dated April 2, 1982.

[9] Applicant is filing under Supplemental Gas Purchase and Amendatory Agreement dated January 22, 1982.

[10] Applicant agrees to accept a permanent Certificate of Public Convenience and Necessity covering the subject sale conditioned in accordance with the Natural Gas Policy Act of 1978 and the Commission's Regulations under said Act.
[11] Applicant is filing to add an additional delivery point.
[12] Applicant is filing under Gas Purchase Contract dated October 29, 1969, ratified by letter agreement dated July 23, 1981.
[13] By assignment effective January 1, 1981, Applicant acquired all of Trunkline's interest in Sections 15, 16, 17, 20, 21 and 11, Township 12 South, Range 4 East, Grosse Isle Field, Vermilion Parish, Louisiana, dedicated under a contract dated April 14, 1960.
[14] Applicant is filing under Gas Purchase Contract dated June 28, 1954, ratified by agreement dated July 19, 1954.
[15] Applicant is filing under Gas Purchase Contract dated March 25, 1982.
[16] The contract has expired and arrangements have been made to sell this gas to Sun Gas Company under the provisions of a percentage of proceeds contract. Residue gas deliveries will continue to be made to El Paso Natural Gas Company, the present purchaser of residue gas delivered by El Paso Hydrocarbons Company and attributable to Exxon's properties in the Nena Lucia Field.
[17] Applicant is filing under Gas Purchase Contract dated May 24, 1982.
[18] Applicant is filing under Gas Purchase Contract dated April 29, 1982.
[19] Applicant is filing under Gas Purchase Contract dated November 6, 1979, as amended on August 3, 1981.
[20] Applicant is willing to accept a certificate of public convenience and necessity conditioned in price to the applicable ceiling rates as established by the Natural Gas Act
[21] Purchaser has refused to connect the well due to economic reasons.
[22] Applicant is filing under Gas Sales Agreement dated March 7, 1978, as amended, amended by amendment dated April 16, 1982.
[23] Applicant is filing under Gas Purchase Contract dated April 1, 1980, amended by Amendatory Agreement dated February 8, 1982.
[24] Applicant is filing under Gas Purchase Contract dated April 1, 1980, amended by Amendatory Agreement dated June 9, 1982.
[25] Applicant is filing under Gas Purchase Contract dated May 28, 1982.

[FR Doc. 82-19058 Filed 7-13-82; 8:45 am]
BILLING CODE 6717-01-M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: July 2, 1982.

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
CALIFORNIA DEPARTMENT OF CONSERVATION									
-QUINTANA PETROLEUM CORP				RECEIVED:	06/15/82	JA: CA			
8238451	82-2-0002	0403700000		102-4		"N L & F" 1-21	DEL VALLE SOUTH	300.0	UNION OIL CO OF C
-SANTA FE ENERGY PRODUCTS CO				RECEIVED:	06/15/82	JA: CA			
8238452	82-2-0001	0411121124		103		ARCO 14	OJAI	60.0	ARCO OIL & GAS CO
-TENNECO OIL COMPANY				RECEIVED:	06/15/82	JA: CA			
8238450	82-4-0082	0402964092		102-4		PALOMA 25X-32	PALOMA	182.0	PACIFIC LIGHTING
8238454	82-4-0088	0402965150		102-4		PALOMA 32X-31	PALOMA	183.0	PACIFIC LIGHTING
8238453	82-4-0083	0402965967		102-4		PALOMA 73X-31	PALOMA	73.0	PACIFIC LIGHTING
COLORADO OIL & GAS COMMISSION									
-AMOCO PRODUCTION CO				RECEIVED:	06/14/82	JA: CO			
8238412	79-522(B)	0506706667		108-ER		CRAIG GAS UNIT #1	DAKOTA	0.0	EL PASO NATURAL G
8238329	81-356	0500107499		103		UPRR 23 PAN AM "M" #2	UNNAMED	150.0	PANHANDLE EASTERN
-ARCO OIL AND GAS COMPANY				RECEIVED:	06/14/82	JA: CO			
8238330	81-341	0506706367		103		SOUTHERN UTE 4-1 32-10 (MV)	IGNACIO BLANCO (MV)	355.0	WESTERN SLOPE GAS
-CHAMPLIN PETROLEUM COMPANY				RECEIVED:	06/14/82	JA: CO			
8238331	81-451	0500107770		103		CARLSON 42-33 #1	RADAR	0.0	PANHANDLE EASTERN
8238332	81-452	0500107689		103		CAVENDER 41-11 #2	KRAUTHEAD	91.0	COLORADO INTERSTA
8238333	81-416	0500506462		103		REEVES 42-21	QUILL	120.0	
-CHANDLER & ASSOCIATES INC				RECEIVED:	06/14/82	JA: CO			
8238362	81-401	0507782050		107-TF		BARNARD 6-22	PLATEAU	219.0	NORTHWEST PIPELIN
8238363	81-399	0507708217		107-TF		BRUTON 5-17	PLATEAU	58.0	NORTHWEST PIPELIN
8238364	81-516	0507708328		107-TF		CURRIER 14-16	PLATEAU	139.0	NORTHWEST PIPELIN
8238365	81-515	0507708206		107-TF		KUEHN 15-17	PLATEAU	28.0	NORTHWEST PIPELIN
8238366	81-398	0507708320		107-TF		STITES 12-3	PLATEAU	147.0	NORTHWEST PIPELIN
8238367	81-397	0507708292		107-TF		TUPPER 13-13	PLATEAU	35.0	NORTHWEST PIPELIN
8238368	81-400	0507708220		107-TF		WALCK 1-5	PLATEAU	187.0	NORTHWEST PIPELIN
8238369	81-396	0507708283		107-TF		WEBB 11-4	PLATEAU	64.0	NORTHWEST PIPELIN
8238370	81-514	0507708321		107-TF		WOODRING 8-16	PLATEAU	135.0	NORTHWEST PIPELIN
-COLTON & COLTON				RECEIVED:	06/14/82	JA: CO			
8238334	81-357	0512300000		103		BROWN-MONFORT #1	HAMBERT	0.0	PANHANDLE EASTERN
8238371	81-100	0512310078		107-TF		BROWN-MONFORT #1	HAMBERT	0.0	PANHANDLE EASTERN
-CONTINENTAL GAS TRANSMISSION				RECEIVED:	06/14/82	JA: CO			
8238335	81-349	0500107795		103		ATWATER 34-24	PORTER	112.0	PANHANDLE EASTERN
8238336	81-350	0500107808		103		MEYER 32-14	PORTER	140.0	PANHANDLE EASTERN
8238337	81-380	0500107819		103		MITCHEM 42-26	ZENITH	170.0	PANHANDLE EASTERN
-COORS ENERGY CO				RECEIVED:	06/14/82	JA: CO			
8238372	81-434	0507708116		107-TF		ACCO - WOOD 1-32	PLATEAU FIELD SEC 32	54.3	NORTHERN NATURAL
8238373	81-435	0507708258		107-TF		BEVANS 1-29	PLATEAU FIELD SECTION	100.1	NORTHERN NATURAL
8238374	81-430	0507708269		107-TF		BIG CREEK CATTLE CO #2-7	PLATEAU FIELD SEC 7 T	39.9	NORTHERN NATURAL

VOLUME 682 PAGE 002

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238375	81-438	0507708237		107-TF		BOREN 1-7	PLATEAU FIELD SEC 7 T	17.6	NORTHERN NATURAL
8238376	81-433	0507700000		107-TF		DAVIS 1-24	PLATEAU FIELD SEC 24	21.1	NORTHERN NATURAL
8238377	81-427	0507708253		107-TF		FETTERS 1-18	PLATEAU FIELD SEC 18	20.7	NORTHERN NATURAL
8238378	81-425	0507708133		107-TF		FETTERS 1-19	PLATEAU FIELD SEC 19	61.8	NORTHERN NATURAL
8238379	81-437	0507708137		107-TF		FETTERS 2-19	PLATEAU FIELD SEC 19	46.8	NORTHERN NATURAL
8238380	81-436	0507708257		107-TF		FETTERS 3-19	PLATEAU FIELD SEC 19	41.5	NORTHERN NATURAL
8238381	81-439	0507708109		107-TF		LONG 1-3	PLATEAU FIELD SEC 3 T	12.0	NORTHERN NATURAL
8238382	81-429	0507708127		107-TF		MEADOR 1-24	PLATEAU FIELD SEC 24	3.7	NORTHERN NATURAL
8238383	81-426	0507708099		107-TF		NICHOLS 1-31	PLATEAU FIELD SEC 31	30.1	NORTHERN NATURAL
8238384	81-443	0507708261		107-TF		NYSTROM 2-18	PLATEAU FIELD SEC 18	19.1	NORTHERN NATURAL
8238385	81-440	0507708298		107-TF		SHEPARD 3-20	PLATEAU FIELD SEC 20	104.8	NORTHERN NATURAL
8238386	81-428	0507708108		107-TF		TRAHERN 1-20	PLATEAU FIELD SECTION	25.1	NORTHERN NATURAL
8238388	81-442	0507708242		107-TF		UTE #4-17	PLATEAU FIELD SEC 17	54.5	NORTHERN NATURAL
8238387	81-432	0507708119		107-TF		UTE 1-20	PLATEAU FIELD SEC 20	13.2	NORTHERN NATURAL
8238389	81-431	0507708300		107-TF		WILSON 2-29	PLATEAU FIELD - SEC 2	262.8	NORTHERN NATURAL
8238390	81-441	0507708326		107-TF		WOOD 2-32	PLATEAU FIELD - SEC 3	90.7	NORTHERN NATURAL
-DAMSON OIL CORPORATION				RECEIVED:		06/14/82 JA: CO			
8238338	81-410	0508106436		103		BIG GULCH #1	BIG GULCH	0.0	MOUNTAIN FUEL SUP
-DAVIS DRLG INC				RECEIVED:		06/14/82 JA: CO			
8238399	81-510	0500900000		108		R B HOLT 1-3	WALSH	4.8	GEODYNE RESOURCES
-ENERGETICS INC				RECEIVED:		06/14/82 JA: CO			
8238400	81-832	0508707562		108		DUCK FARMS 41-29	ROULETTE	15.0	JUBILEE PIPELINE
-ENERGY MINERALS CORPORATION				RECEIVED:		06/14/82 JA: CO			
8238401	82-230	0512309887		108		ANNA #1	WAITE LAKE	17.0	PANTERA ENERGY CO
8238339	81-351	0512310166		103		DAVID #1	SPINDLE	21.6	PANHANDLE EASTERN
8238402	82-229	0512309713		108		KINGSBURY #1	WAITE LAKE	16.0	CRYSTAL OIL CO
8238403	81-389	0512309477		108		SAYA #1	ROGGEN	20.5	PHILLIPS PETROLEU
-ENERGY OIL INC				RECEIVED:		06/14/82 JA: CO			
8238340	81-387	0512310105		103		KRAUSE #1	HAMBERT	50.0	PANHANDLE EASTERN
-ESTATE OF ROY L COOK				RECEIVED:		06/14/82 JA: CO			
8238398	82-242	0506700000		108		SUTTON #1	IGNACIO BLANCO	14.3	EL PASO NATURAL G
-GULF ENERGY CORP				RECEIVED:		06/14/82 JA: CO			
8238350	81-337	0500107694		103		B W TRUPP #3	RADAR	90.0	COLORADO INTERSTA
8238351	81-338	0500107788		103		B W TRUPP #4	RADAR	110.0	COLORADO INTERSTA
8238341	81-652	0500107740		103		BULLARD #26-13	RADAR	36.0	COLORADO INTERSTA
8238346	81-1007	0500107981		103		C LISCO #14-21	SONAR	50.0	COLORADO INTERSTA
8238347	81-679	0500107876		103		C LISCO #14-32	SONAR	75.0	COLORADO INTERSTA
8238342	81-334	0500107672		103		FARM RANCH EXPLORATION #2	RADAR	60.0	COLORADO INTERSTA
8238343	81-680	0500107888		103		FARM RANCH EXPLORATION #3	RADAR	75.0	COLORADO INTERSTA
8238344	81-335	0500107789		103		FARM RANCH EXPLORATION #5	WATTENBERG	146.0	COLORADO INTERSTA
8238345	81-982	0500107957		103		FARM RANCH EXPLORATION #6	RADAR	37.0	COLORADO INTERSTA
8238348	81-336	0500107654		103		PILAND-TUPPS-LISCO #1	MARIA	36.0	COLORADO INTERSTA
8238349	81-736	0500107889		103		PILAND-TUPPS-LISCO #2	MARIA	57.0	COLORADO INTERSTA
-HOMESTEAD OIL INCORPORATED				RECEIVED:		06/14/82 JA: CO			
8238391	82-64	0512300000		107-TF		MARGUERIKE H SKATLER #1	HAMBERT	12.0	PANHANDLE EASTERN
-J-W OPERATING COMPANY				RECEIVED:		06/14/82 JA: CO			
8238313	81-444	0512506499		102-2		H CHAPMAN #1-34	WAGES	72.3	KANSAS-NEBRASKA N
8238312	81-0445	0512506547		102-2		J BROPHY #6-34	WILDCAT	397.0	KANSAS-NEBRASKA N
8238314	81-407	0512506484		102-2		WHITE STAR FARMS #1-19	WAVERLY	211.0	KANSAS-NEBRASKA N
-KANSAS-NEBRASKA NATURAL GAS CO INC				RECEIVED:		06/14/82 JA: CO			
8238404	81-497	0512506422		108		BRAND 11-3	SHOUT	15.0	
8238405	81-496	0512506073		108		BRUDER 1-8	BEECHER ISLAND	22.0	
8238315	81-450	0512506328		102-2		MEADE 2-32	SCHRAMM	38.0	KANSAS-NEBRASKA N

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238352	81-352	0512506543		103		THOMAS 1-34X	REPUBLICAN	70.0	
-MACEY & MERSHON OIL INC				RECEIVED:	06/14/82	JA: CO			
8238393	81-368	0512309981		107-TF		ABRAMS #1	WATTENBERG	64.0	PANHANDLE EASTERN
8238394	81-424	0512309951		107-TF		FLANIGAN #1	WATTENBERG "J"	70.0	PANHANDLE EASTERN
8238354	81-369	0512300000		103		HURT #1	WATTENBERG	100.0	PANHANDLE EASTERN
8238355	81-370	0512310087		103		JOHNSON #1	WATTENBERG	170.0	PANHANDLE EASTERN
-MADERA ROYALTY & ENERGY INC				RECEIVED:	06/14/82	JA: CO			
8238356	81-344	0500100000		103		RUTH #1	MANILA	9.1	PANHANDLE EASTERN
-MARTIN EXPLORATION MGMT CORP				RECEIVED:	06/14/82	JA: CO			
8238406	81-780	0501306023		108		CULVER #1	BOULDER VALLEY	0.0	PANHANDLE EASTERN
8238407	81-779	0507708268		108		FEDERAL #6-2	SHIRE GULCH	0.0	NORTHWEST PIPELIN
8238408	81-778	0501306017		108		THRONDSON #1	SPINDLE	0.0	PANHANDLE EASTERN
-MGF OIL CORP				RECEIVED:	06/14/82	JA: CO			
8238316	81-404	0512310245		103		HENDERSON #41-22	NE RIVERSIDE II	73.1	CRYSTAL OIL CO
8238353	81-403	0512310245		102-2		HENDERSON #41-22	NE RIVERSIDE II	73.1	CRYSTAL OIL CO
8238392	81-402	0512310244		107-TF		RUSCH 34-15X	WATTENBERG	830.8	PANHANDLE EASTERN
-MIDLANDS GAS CORPORATION				RECEIVED:	06/14/82	JA: CO			
8238357	81-347	0512506541		103		BRUEGGEMAN 1-6X	VERNON	148.0	KANSAS-NEBRASKA N
8238317	81-346	0512506526		102-2		GIAUQUE 1-9	BUCKBOARD	53.9	KANSAS-NEBRASKA N
8238318	81-348	0512506504		102-2		ROGERS 1-19	MILDRED	36.0	KANSAS-NEBRASKA N
8238395	81-422	0512506562		107-TF		WOOLERY/ROUNDTREE 1-34	WILDCAT	114.0	KANSAS-NEBRASKA N
-NORTHWEST EXPLORATION COMPANY				RECEIVED:	06/14/82	JA: CO			
8238409	81-637	0504506241		108		CLOUGH #126	RULISON WASATCH	28.8	NORTHWEST PIPELIN
-PUCKETT-WARREN-WALKER-CRABTREE				RECEIVED:	06/14/82	JA: CO			
8238396	81-415	0512506540		107-TF		KORF 1-25	ROCK CREEK	180.0	CITIES SERVICE GA
-SAMUEL GARY OIL PRODUCER				RECEIVED:	06/14/82	JA: CO			
8238311	81-448	0500107747		102-4		8-16 TRUPP	BENNETT	274.0	PANHANDLE EASTERN
-SANDLIN OIL CORP				RECEIVED:	06/14/82	JA: CO			
8238358	81-453	0500107622		103		TURECEK #1	TRIGGER	16.0	KOCH OIL CO
-STELBAR OIL CORP INC				RECEIVED:	06/14/82	JA: CO			
8238320	81-421	0512109664		102-2		GREEN #1-6	DENOVA	50.0	NATURAL GAS PIPEL
8238321	81-420	0512109665		102-2		GREEN #2-6	DENOVA	30.0	NATURAL GAS PIPEL
8238322	81-419	0512109663		102-2		PRICE #1-20	DENOVA	30.0	NATURAL GAS PIPEL
-STREAM INC				RECEIVED:	06/14/82	JA: CO			
8238359	81-339	0507508891		103		RAINDROP - STATE #1	RAINDROP	180.0	KANSAS NEBRASKA N
8238360	81-953	0507508949		103		SCHMIDT #1	RAINDROP	180.0	KANSAS NEBRASKA N
-SUPERIOR OIL CO				RECEIVED:	06/14/82	JA: CO			
8238410	81-731	0504506034		108		JUHAN 34-94	RULISON	0.0	WESTERN SLOPE GAS
-TENNECO OIL COMPANY				RECEIVED:	06/14/82	JA: CO			
8238397	81-376	0510308308		107-TF		KIRBY ROBERTSON 2M-25-4-102	FOUNDATION CREEK	70.0	NORTHWEST PIPELIN
-TEXAS OIL & GAS CORP				RECEIVED:	06/14/82	JA: CO			
8238361	81-417	0506706512		103		TIFFANY "C" #2	IGNACIO	73.0	EL PASO NATURAL G
-VESSELS OIL & GAS CO				RECEIVED:	06/14/82	JA: CO			
8238323	81-379	0500506444		102-2		AINSWORTH #1	FAIRWAY	103.0	FAIRWAY GAS PROCE
8238324	81-377	0500506784		102-2		EYMAN #1	FAIRWAY	55.0	FAIRWAY GAS PROCE
8238325	81-378	0500506445		102-2		FRIEND & MEYER #1	FAIRWAY	0.0	VESSLES GAS PROCE
8238411	82-181	0512307149		108		WHITESIDE #1	WATTENBERG	13.2	PANHANDLE EASTERN
-W R MURFIN D/B/A MURFIN DRILLING CO				RECEIVED:	06/14/82	JA: CO			
8238319	81-454	0509906135		102-2		SCHMIDT #1-15X	WILDCAT	365.0	PEOPLES NATURAL G
-WILLIAM E ZAJIC				RECEIVED:	06/14/82	JA: CO			
8238326	81-392	0509906121		102-2		STATE 2-9	CLYDE	175.0	PEOPLES NATURAL G
8238327	81-488	0509906131		102-2		STATE 3-8	CLYDE	275.0	PEOPLES NATURAL G
8238328	81-540	0509906150		102-2		STATE 4-9	CLYDE	36.0	PEOPLES NATURAL G

VOLUME 682 PAGE 004

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROL	PURCHASER
KANSAS CORPORATION COMMISSION									
-GERALD W ZORGER				RECEIVED:	06/14/82	JA: KS			
8238416	K 82-0084	1509520658	103			WESTERMAN #1	SPIVEY-GRABBS	110.0	PEOPLE'S NATURAL
-K R M PETROLEUM CORPORATION				RECEIVED:	05/19/82	JA: KS			
8238455	K-82-0119	1503320473	102-4			SELZER #6-2	COLLIER FLATS SOUTH	87.5	NORTHERN NATURAL
-WALLACE OIL & GAS INC				RECEIVED:	06/14/82	JA: KS			
8238414	82-0032	1509320652	103			RICE #1	KANSAS HUGOTON	20.5	COLORADO INTERSTA
8238413	K 82-0035	1509320650	103			VAN DOREN #1	KANSAS HUGOTON	29.1	COLORADO INTERSTA
-WELLS ENERGY CORP				RECEIVED:	06/14/82	JA: KS			
8238415	K-82-0053	1511920534	102-4			WIENS #1	MCKINNEY	60.0	
LOUISIANA OFFICE OF CONSERVATION									
-ARKLA EXPLORATION COMPANY				RECEIVED:	06/14/82	JA: LA			
8238273	81-2524	1707522836	102-4			STATE LEASE 8565 WELL #1	LAKE PETIT	1500.0	ARKANSAS LOUISIAN
-DESCO OIL CO				RECEIVED:	06/14/82	JA: LA			
8238275	81-1393	1702321491	102-4			MIAMI CORP #1	NORTH GRAND CHENIERE	1080.0	LOUISIANA INTRAST
-EDWIN L COX				RECEIVED:	06/14/82	JA: LA			
8238276	81-2523	1705721762	102-4			S L #328#2	LAKE LONG	876.0	COLUMBIA GAS TRAN
-FLYNN ENERGY CORP				RECEIVED:	06/14/82	JA: LA			
8238271	81-2265	1705721662	102-4			EXXON FEE #1	LAKE	0.0	UNITED GAS PIPELI
-GULF OIL CORPORATION				RECEIVED:	06/14/82	JA: LA			
8238274	81-3004	1707522860	102-4			S L 7332 #6	QUARANTINE BAY FIELD	170.0	UNITED GAS PIPELI
-HOGAN DRILLING COMPANY INC				RECEIVED:	06/14/82	JA: LA			
8238267	81-2079	1712720918	102-4			PARDEE #1	NORTHEAST HICKORY VAL	75.0	UNITED GAS PIPE L
-J M HUBER CORPORATION				RECEIVED:	06/14/82	JA: LA			
8238268	81-2521	1709320188	102-4			VUA PELTO FEE #1	HESTER	365.0	UNITED GAS PIPE L
-KERR-MCGEE CORPORATION				RECEIVED:	06/14/82	JA: LA			
8238270	81-2264	1772620157	102-4			S L 1230 #3	BRETON SOUND BLOCK 36	912.0	SOUTHERN NATURAL
-PENNZOIL PRODUCING COMPANY				RECEIVED:	06/14/82	JA: LA			
8238266	81-2435	1705721559	102-4			M R FEE 852 #1	BAYOU DES ALLEMANDS	100.0	UNITED GAS PIPE L
-TEXACO INC				RECEIVED:	06/14/82	JA: LA			
8238269	81-2233	1710922404	102-4			SL 301 TERREBONNE BAY #358	CAILLOU ISLAND	100.0	KAISER ALUMINUM &
8238272	81-2434	1705120580	102-4			SL 356 MARRERO UA #22 VUC	LAFITTE	533.0	KAISER ALUMINUM &
8238277	81-2433	1705120573	102-4			SL 356 MARRERO UA #23 VUC	LAFITTE	36.0	KAISER ALUMINUM &
MONTANA BOARD OF OIL & GAS CONSERVATION									
-ADOBE OIL & GAS CORPORATION				RECEIVED:	06/14/82	JA: MT			
8238279	6-81-116	2510121994	102-2			GRANT #1-19	WILDCAT	54.0	
-SECTOR RESOURCES LTD				RECEIVED:	06/14/82	JA: MT			
8238280	5-82-132	2504122212	102-4			DION 12-30-T32N-R17E	TIGER RIDGE	66.2	NORTHERN NATURAL
8238281	5-82-131	2504122211	102-4			TURNER 4-31-T32N-R17E	TIGER RIDGE	360.0	NORTHERN NATURAL
NEW MEXICO DEPARTMENT OF ENERGY & MINERALS									
-ALAN J ANTWEIL				RECEIVED:	06/14/82	JA: NM			
8238286		3002527725	103			HERMAN #2 2-K-8-20S-38E	WEST NADINE BLINEBRY	36.0	WARREN PETROLEUM
-ARCO OIL AND GAS COMPANY				RECEIVED:	06/14/82	JA: NM			
8238294		3002500000	108-ER			R L BRUNSON #5	DRINKARD	0.0	WARREN PETROLEUM
-C & E OPERATORS INC				RECEIVED:	06/11/82	JA: NM			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238092		3004500000		108-PB		LARCHER #3	BLANCO P C	0.0	EL PASO NATURAL G
-EL PASO NATURAL GAS COMPANY				RECEIVED:	06/11/82	JA: NM			
8238169		3003920684		108		SAN JUAN 28-7 UNIT #172 PC & CH	SOUTH BLANCO-PICTURED	24.0	EL PASO NATURAL G
-EL PASO NATURAL GAS COMPANY				RECEIVED:	06/14/82	JA: NM			
8238293		3003906257		108		SOUTHERN PET STATE #3 PC & CH	SOUTH BLANCO-PICTURED	24.0	EL PASO NATURAL G
-ENSERCH EXPLORATION INC				RECEIVED:	06/11/82	JA: NM			
8238093		3000500000		103		J G OBRIEN #4	SOUTH ELKINS	80.0	MAPCO PRODUCTION
-HNG OIL COMPANY				RECEIVED:	06/11/82	JA: NM			
8238095		3002527677		103		MADERA "32" STATE COM #1	UNDESIGNATED MORROW	427.1	TRANSWESTERN PIPE
8238172		3001500000		103		SMITH "10" #1	UNDESIGNATED MORROW	328.5	LLANO INC
-J M HUBER CORPORATION				RECEIVED:	05/17/82	JA: NM			
8238278		3002527237		103		JAMES O'NEILL STATE #1	MORTON (WOLFCAMP)	75.0	WARREN PETROLEUM
-MARBOB ENERGY CORPORATION				RECEIVED:	06/11/82	JA: NM			
8238170		3001523863		103		GILLESPIE ST #1	RED LAKE QUEEN GRAYBU	66.0	PHILLIPS PETROLEU
-MOBIL PRDG TEXAS & NEW MEXICO INC				RECEIVED:	06/14/82	JA: NM			
8238296		3002503021		108-SA		STATE M #6	VACUUM YATES	17.7	PHILLIPS PETROLEU
-MTS LIMITED PARTNERSHIP				RECEIVED:	06/11/82	JA: NM			
8238168		3000561335		102-2	107-TF	HORSE CREEK COM #2	PECOS SLOPE ABO	36.0	
-MWJ PRODUCING CO				RECEIVED:	06/11/82	JA: NM			
8238173		3002500000		103		BAUM 18 STATE #1	BAUM (UPPER PENN)	84.0	WARREN PETROLEUM
-PHILLIPS PETROLEUM COMPANY				RECEIVED:	06/11/82	JA: NM			
8238162		3002502920		108		E VAC GB/SA U TR 2819 #001	VACUUM GB/SA	9.0	EL PASO NATURAL G
8238163		3002502845		108		E VAC GB/SA UNIT TR 2155 #084	VACUUM GB/SA	7.0	EL PASO NATURAL G
-PHILLIPS PETROLEUM COMPANY				RECEIVED:	06/14/82	JA: NM			
8238288		3002502834		108		E VAC GB/SA TRACT 1912 #002	VACUUM GB/SA	1.0	EL PASO NATURAL G
8238287		3002502832		108		E VAC GB/SA UNIT TR 1943 #056	VACUUM GB/SA	1.0	EL PASO NATURAL G
8238291		3003502835		108		E VAC GB/SA UNIT TR 2054-#001	VACUUM GB/SA	1.0	EL PASO NATURAL G
8238292		3002502850		108		E VAC GB/SA UNIT TR 2175-#003	VACUUM GB/SA	1.0	EL PASO NATURAL G
8238290		3002502921		108		E VAC GB/SA UNIT TR 2819 #002	VACUUM GB/SA	1.0	EL PASO NATURAL G
8238289		3002526228		108		EAST VACUUM GB/SA 3202-033	EAST VACUUM GB/SA 320	5.0	EL PASO NATURAL G
-QUANAH PETROLEUM INC				RECEIVED:	06/14/82	JA: NM			
8238295		3002527643		103		WILLIAMS #2	BISHOP CANYON	0.0	PHILLIPS PETROLEU
-SHELL OIL CO				RECEIVED:	06/14/82	JA: NM			
8238283		3002500000		108		N HOBBS (G-SA) UNIT SEC 13 #121	HOBBS (G-SA)	7.5	PHILLIPS PETROLEU
8238284		3002500000		108		N HOBBS (G-SA) UNIT SEC 13 #221	HOBBS (G-SA)	5.4	PHILLIPS PETROLEU
8238285		3002500000		108		N HOBBS (G-SA) UNIT SEC 20 #111	HOBBS (G-SA)	2.2	PHILLIPS PETROLEU
8238297		3002500000		108		STATE SEC 2 #17	BLINEBRY OIL & GAS	7.6	GETTY OIL CO
8238282		3002500000		108		STATE SEC 2 #19	BLINEBRY OIL & GAS	20.5	GETTY OIL CO
-SUPERIOR OIL CO				RECEIVED:	06/11/82	JA: NM			
8238167		3002527466		102-2		STATE 7 SST #1	BOOTLEG RIDGE (MORROW	0.0	
-THRESHOLD DEVELOPMENT CO				RECEIVED:	06/11/82	JA: NM			
8238097		3001523931		103		CONOCO "7" STATE #8	E MILLMAN QUEEN GRAYB	14.0	CONOCO INC
8238096		3001523932		103		CONOCO "7" STATE #9	E MILLMAN QUEEN GRAYB	18.0	CONOCO INC
-VIKING PETROLEUM CORP				RECEIVED:	06/11/82	JA: NM			
8238164		3000500000		107-TF		MCDERMETT 30 "COM" #1	PECOS SLOPE ABO GAS	0.0	TRANSWESTERN PIPE
-YATES PETROLEUM CORPORATION				RECEIVED:	06/11/82	JA: NM			
8238100		3000561167		107-TF		DEE "OQ" STATE #3	PECOS SLOPE - ABO GAS	0.0	TRANSWESTERN PIPE
8238099		3000561342		102-2	107-TF	KILGORE "SO" #1	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8238171		3001523668		103		NIX "PK" #2	ATOKA YESO	0.0	TRANSWESTERN PIPE
8238165		3000561464		102-2	107-TF	REDMAN "OY" ST #5	UNDESIG PECOS SLOPE-A	0.0	TRANSWESTERN PIPE
8238166		3000561337		102-2	107-TF	REDMAN "OY" STATE #2	UNDES PECOS SLOPE-ABO	0.0	TRANSWESTERN PIPE
8238094		3001524073		103		SHERRELL "SR" COM #1	UND EAGLE CREEK ATOKA	0.0	TRANSWESTERN PIPE
8238098		3000561298		102-2	107-TF	SQUIRREL "SL" STATE #1	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION									
-BEREA OIL AND GAS CORPORATION			RECEIVED: 06/11/82 JA: NY						
8238161	2572	3101315362		107-TF		CLAUDE HALLER UNIT #2	WILDCAT	0.0	COLUMBIA GAS TRAN
OKLAHOMA CORPORATION COMMISSION									
-AGOIL INC			RECEIVED: 06/10/82 JA: OK						
8238251	17399	3514722391		102-2		FENTON #1	WILDCAT (NO FIELD)	18.0	MARION PIPELINE C
-ANADARKO LAND & EXPLORATION CO			RECEIVED: 06/11/82 JA: OK						
8238183	15384	3514920184		103	107-TF	SALLASKA #1	COLONY	500.0	EL PASO NATURAL G
-APOLLO PRODUCTION LTD			RECEIVED: 06/11/82 JA: OK						
8238180	17404	3507323552		102-4	103	DORA #15-6	M E OKARCHE	357.0	SID RICHARDSON CA
-ATLAS OIL INC			RECEIVED: 06/10/82 JA: OK						
8238265	16737	3508321998		102-2		HOPKINS 1-34	WEST GUTHRIE	27.5	EASON OIL CO
-BOBBY J DARNELL			RECEIVED: 06/11/82 JA: OK						
8238186	14941	3508321832		103		YANCY # 2	N W GUTHRIE	36.5	EASON OIL CO
-CITIES SERVICE COMPANY			RECEIVED: 06/10/82 JA: OK						
8238257	14847	3502520489		103		GOWDY A #2	N E SAMPSEL	66.0	PANHANDLE EASTERN
-CLEMENTS ENERGY INC			RECEIVED: 06/11/82 JA: OK						
8238184	14947	3510320978		103		DAY #1	N ORLANDO	292.0	AMINOIL USA INC
-COQUINA OIL CORPORATION			RECEIVED: 06/10/82 JA: OK						
8238245	14891	3510321409		103		HOFFMAN #1	UNDESIGNATED	73.0	ARCO OIL & GAS CO
-COTTON PETROLEUM CORPORATION			RECEIVED: 06/11/82 JA: OK						
8238179	18978	3505121178		107-DP		BAKER "A" #1	S E VERDEN	0.0	
-D & D PRODUCTION CO			RECEIVED: 06/10/82 JA: OK						
8238243	14875	3511168920		103		BAILEY #1	MORRIS	6.0	PHILLIPS PETROLEU
-DAVIS OIL COMPANY			RECEIVED: 06/10/82 JA: OK						
8238250	17396	3507322930		102-2		WHITTROCK #1	TIPPERARY	0.0	PHILLIPS PETROLEU
-DYCO PETROLEUM CORPORATION			RECEIVED: 06/10/82 JA: OK						
8238254	14550	3512920291		103		ALLEN UNIT #1-34		15.0	TRANSWESTERN PIPE
8238255	14551	3512920306		103		BACHMAN UNIT #1-28	NOT DESIGNATED	15.0	TRANSWESTERN PIPE
-DYCO PETROLEUM CORPORATION			RECEIVED: 06/14/82 JA: OK						
8238160	00785	3512120213		103		SANDERS #1-22	ULAN SOUTH	160.0	ARKANSAS LOUISIAN
-EASON OIL COMPANY			RECEIVED: 06/10/82 JA: OK						
8238261	14865	3508720602		103		ISABELL SMITH #2-12		43.0	SUN GAS CO
-ECC OIL CO			RECEIVED: 06/11/82 JA: OK						
8238174	14636	3514721995		108		PEARSON #2 C NW/4 NW/4 20-25N-14E	OGLESBY GAS FIELD	15.4	OKAN GAS CO
-F C D OIL CORP			RECEIVED: 06/11/82 JA: OK						
8238187	14930	3507370412		103		CARLSON 1-5	SOONER TREND	73.0	CONOCO INC
-HANOVER MANAGEMENT CO			RECEIVED: 06/10/82 JA: OK						
8238252	14243	3515300000		103		KELSO #1		90.0	MICHIGAN-WISCONSI
-HARPER OIL COMPANY			RECEIVED: 06/10/82 JA: OK						
8238263	14870	3507323334		103		BODINE #2	E KINGFISHER	27.0	EXXON CORP
-HAZELWOOD PRODUCTION & EXPLORATION			RECEIVED: 06/11/82 JA: OK						
8238181	17360	3507122354		102-4		SINDELAR #1	DILWORTH	36.5	CITIES SERVICE GA
8238182	17359	3507122354		102-4		SINDELAR #1	DILWORTH	130.3	CITIES SERVICE GA
-INEXCO OIL COMPANY			RECEIVED: 06/11/82 JA: OK						
8238177	19065	3503920644		107-DP		FOURTNER #1-22	UNDESIGNATED	1000.0	PANHANDLE EASTERN
-JAMES W WISE			RECEIVED: 06/10/82 JA: OK						
8238262	14866	3511123105		103		KECK #1	EAST OKMULGEE	35.0	PHILLIPS PETROLEU
-JOHNSON-GIPSON OIL CO			RECEIVED: 06/10/82 JA: OK						

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME
8238260	14850	3512520929		103		LISA #1
8238259	14849	3512520930		103		SUSAN #1
-LILES OIL & GAS CO				RECEIVED:		06/10/82 JA: OK
8238240	14798	3501722113		103		ROTHER #1
-NATIONAL OIL COMPANY				RECEIVED:		06/10/82 JA: OK
8238258	14848	3507322673		103		DICKERSON 673-65352
-NFC PETROLEUM CORP				RECEIVED:		06/10/82 JA: OK
8238246	14892	3512120478		103		CITY OF ASHLAND 2-5
8238247	14893	3512100000		103		CUNNINGHAM 1-24
-OKLA OIL & GAS ROYALTIES INC				RECEIVED:		06/11/82 JA: OK
8238176	14144	3503320358		103		GLASSCOCK #1
-PETRO-DAVIS INC				RECEIVED:		06/10/82 JA: OK
8238239	14795	3508300000		103		CARMA #1
-PHILLIPS PETROLEUM COMPANY				RECEIVED:		06/10/82 JA: OK
8238253	14534	3501721974		103		COFFEY "A" #1
8238241	14863	3515321250		103		HIGHFILL A #1
-PORTS OF CALL OIL CO				RECEIVED:		06/10/82 JA: OK
8238244	14887	3515321211		103		NELSON #21-1
-SAMEDAN OIL CORPORATION				RECEIVED:		06/11/82 JA: OK
8238178	19002	3504300000		107-PE		ENGLISH #1
-SENECA OIL COMPANY				RECEIVED:		06/11/82 JA: OK
8238175	14507	3501721968		103		LENA MC #1-32-
-SOUTHWEST ENERGY DEVELOPMENT CO INC				RECEIVED:		06/11/82 JA: OK
8238188	14912	3513321687		103		HYDE #1
-SPECTRA ENERGY CORP				RECEIVED:		06/14/82 JA: OK
8238159	09269	3504720579		103		MIESNER #1
-THE WIL-MC OIL CORP				RECEIVED:		06/10/82 JA: OK
8238242	14868	3510321303		103		FISHER #1
8238256	14793	3505320705		103		HOLDEN #1
-UNIT DRILLING & EXPLORATION CO				RECEIVED:		06/10/82 JA: OK
8238264	14872	3504520961		103		BERRYMAN 2-28
-W S WELL SERVICE				RECEIVED:		06/10/82 JA: OK
8238248	14911	3513321598		103		RAINWATER B-1A
-WILLIAM J ZUHONE JR				RECEIVED:		06/11/82 JA: OK
8238185	14944	3507121618		103		MCGORGARY #1
-WOODS PETROLEUM CORPORATION				RECEIVED:		06/10/82 JA: OK
8238249	17390	3500320898		102-4	103	DAILEY #33-1

****

PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL RESOURCES

****

-ADOBE OIL & GAS CORPORATION				RECEIVED:		06/11/82 JA: PA
8238101	11725	3706326700		103		CAROLINE BORK #1
-CABOT OIL & GAS CORP				RECEIVED:		06/11/82 JA: PA
8238102	11806	3703921508		102-2		RICHARD YOUNKINS #1
8238103	11805	3703921508		107-TF		RICHARD YOUNKINS #1
-CONSOLIDATED GAS SUPPLY CORPORATION				RECEIVED:		06/11/82 JA: PA
8238109	11736	3704700000		108		EDITH C HEIDRICK WN-498
8238105	11732	3706320825		108		FLORENCE BODEN #1 WN-522
8238108	11735	3700500000		108		HARRY B HENDERSON #1 WN-562
8238111	11738	3706320059		108		HARRY L GEORGE WN-551
8238112	11739	3704720014		108		HARRY MASTERS WN-555
8238106	11733	3703300000		108		JOHN HAYES #1 WN-465
8238104	11731	3710500000		108		JOSEPH TOROK #1 WN-133

FIELD NAME	PROD	PURCHASER
ST LOUIS	25.0	ARCO OIL & GAS CO
ST LOUIS	0.0	ARCO OIL & GAS CO
NORTH CONCHO	146.0	PHILLIPS PETROLEU
S REEDING	131.4	CONOCO INC
ASHLAND	62.2	OKLAHOMA GAS & EL
ASHLAND	998.0	OKLAHOMA GAS & EL
	18.0	LONE STAR GAS CO
	0.0	EASON OIL CO
WATONGA	0.0	
NORTH BOILING SPRINGS	0.0	
WOODWARD PROSPECT	136.0	PANHANDLE EASTERN
NOBSCOTT	600.0	OKLAHOMA GAS & EL
PIEDMONT	19.4	
	67.0	SEDCO GAS CO
SOONER TREND	100.0	GRACE PETROLEUM C
EAST LIBERTY	108.0	AMINOIL U S A INC
WAKITA	72.0	EL GRANDE PIPELIN
S E ARNETT	35.0	PANHANDLE EASTERN
	137.0	SEDCO GAS CO
CENTER OF SE/4 SE/4 -	9.2	KAY PIPELINE CORP
S DACOMA	73.0	PANHANDLE EASTERN
BRUSH VALLEY	22.0	COLUMBIA GAS TRAN
WAYNE	50.0	TENNESSEE GAS PIP
WAYNE	50.0	TENNESSEE GAS PIP
BENEZETTE	2.0	GENERAL SYSTEM PU
ARMSTRONG	17.0	GENERAL SYSTEM PU
SOUTH BEND	3.0	GENERAL SYSTEM PU
ARMSTRONG	21.0	GENERAL SYSTEM PU
HORTON	2.0	GENERAL SYSTEM PU
BRADY	9.0	GENERAL SYSTEM PU
ULYSSES	13.0	GENERAL SYSTEM PU

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238110	11737	3706300000		108		ORVILLE M WATSON WN-553	ARMSTRONG	14.0	GENERAL SYSTEM PU
8238107	11734	3704700000		108		STATE OF PA TR 33#8 WN-396	BENEZETTE	15.0	GENERAL SYSTEM PU
-DOC-NCC SERVICE CO				RECEIVED:		06/11/82 JA: PA			
8238113	11747	3712921917		103		CHARLES M PETERSON 1554-1	EAST HUNTINGDON	30.0	TEXAS EASTERN TRA
8238114	11748	3712922014		103		JAMES G SCHENCK 1254-2	EAST HUNTINGDON	30.0	TEXAS EASTERN TRA
-DORSO ENERGY				RECEIVED:		06/11/82 JA: PA			
8238115	11682	3712922009		103		DONALD WILSON #1 #171	SALTSBURG	30.0	T W PHILLIPS GAS
-EARL M RICHARDS				RECEIVED:		06/11/82 JA: PA			
8238149	11786	3700520330		108		EDNA R SOWERS #1	BLANCO	0.0	APOLLO GAS CO
8238146	11780	3712900000		108		GEORGE #1	MARKEL	0.0	APOLLO GAS CO
8238147	11782	3700500000		108		KING #1	METEER	0.0	APOLLO GAS CO
8238150	11787	3712920042		108		MCCUTCHEON #1	WASHINGTON TOWNSHIP	1.8	APOLLO GAS CO
8238145	11779	3712900000		108		ROBERT GEORGE #2	MARKEL	0.0	APOLLO GAS CO
8238144	11778	3712900000		108		TOM MARTIN #1	NORTH WASHINGTON	0.0	APOLLO GAS CO
8238148	11783	3700500000		108		VERNON BOYER #1	BLANCO	1.8	APOLLO GAS CO
-G & G GAS INC				RECEIVED:		06/11/82 JA: PA			
8238118	11393	3703121015		103		H L SMITH #2	REDBANK	24.0	COLUMBIA GAS TRAN
-KEYSTONE ENERGY OIL & GAS PRODUCTIO				RECEIVED:		06/11/82 JA: PA			
8238119	11628	3706522365		103		BUFFINGTON #1	CLIFFORD BUFFINGTON	35.1	T W PHILLIPS GAS
8238120	11803	3706522319		103		BUFFINGTON #2	JOHN L BUFFINGTON	34.6	T W PHILLIPS GAS
8238121	11804	3706326681		103		SWASY #2	NORA D SWASY	83.1	COLUMBIA GAS TRAN
-MERIDIAN EXPLORATION CORP				RECEIVED:		06/11/82 JA: PA			
8238122	11629	3704921371	D	107-TF		D TROYER #581-1	WATERFORD	30.0	NATIONAL FUEL GAS
-MERIDIAN OIL & GAS ENT INC				RECEIVED:		06/11/82 JA: PA			
8238125	11746	3703920840		107-TF		FRANK W NEAL #1	CONNEAUT	7.5	NATL FUEL GAS DIS
8238123	11744	3703920839		107-TF		JOSEPH L VERGARA #1	BEAVER	10.0	NATL FUEL GAS DIS
8238124	11745	3703920844		107-TF		SELMA K HACKWORTH #1-A	CONNEAUT	15.0	NATL FUEL GAS DIS
-MID-EAST OIL CO				RECEIVED:		06/11/82 JA: PA			
8238126	11791	3706326017		103		DALE SHAFFER #2	CLYMER	13.0	T W PHILLIPS GAS
8238133	11800	3706522187		103		HARRY R HIBBARD #1	PUNXSUTAWNEY	17.0	CONSOLIDATED GAS
8238134	11801	3706522195		103		JAMES S FENNELL #1	VALIER	14.0	CONSOLIDATED GAS
8238128	11794	3706522250		103		LOUIS L HOETZLEIN #1	PUNXSUTAWNEY	14.0	T W PHILLIPS GAS
8238129	11795	3706522249		103		LOUIS L HOETZLEIN #2	PUNXSUTAWNEY	17.0	T W PHILLIPS GAS
8238135	11802	3706522175		103		RONALD YOUNG #1	REYNOLDSVILLE	15.0	CONSOLIDATED GAS
8238130	11796	3706522160		103		SAMUEL J ISHMAN #1	PUNXSUTAWNEY	15.0	CONSOLIDATED GAS
8238131	11797	3706522161		103		SAMUEL J ISHMAN #2	PUNXSUTAWNEY	15.0	CONSOLIDATED GAS
8238132	11798	3706522162		103		SAMUEL J ISHMAN #3	PUNXSUTAWNEY	15.0	CONSOLIDATED GAS
8238127	11793	3706325930		103		WAYNE W MCFARLAND #1	CLYMER	15.0	T W PHILLIPS GAS
-NEA CROSS CO				RECEIVED:		06/11/82 JA: PA			
8238137	11587	3704921718		102-2		BROWDER/CODY #1	UNNAMED	15.0	NATIONAL FUEL GAS
8238139	11588	3704921718		107-TF		BROWDER/CODY #1	UNNAMED	15.0	NATIONAL FUEL GAS
8238138	11590	3704921699		102-2		KONDZIELSKI #1	UNNAMED	15.0	NATIONAL FUEL GAS
8238140	11589	3704921699		107-TF		KONDZIELSKI #1	UNNAMED	15.0	NATIONAL FUEL GAS
8238136	11585	3704921705		102-2		MORASKI/WEBSTER #1	UNNAMED	15.0	NATIONAL FUEL GAS
-RANUFF OIL & GAS				RECEIVED:		06/11/82 JA: PA			
8238141	11788	3712500000		108		BELLE KELSEY #1	AMWELL TOWNSHIP	3.0	CARNEGIE NATURAL
8238142	11789	3712500000		108		W L WINNETT #1	MORRIS TOWNSHIP	6.0	CARNEGIE NATURAL
8238143	11790	3712500000		108		W L WINNETT #2	AMWELL TOWNSHIP	1.0	CARNEGIE NATURAL
-UNION DRILLING INC				RECEIVED:		06/11/82 JA: PA			
8238151	11514	3706324947		108		ALBERT HARTMAN #1 0659	RAYNE TOWNSHIP	35.0	COLUMBIA GAS TRAN
8238152	11518	3706324747		108		EVA LONGWELL #1 0629	RAYNE TOWNSHIP	22.0	PEOPLES NATURAL G
8238153	11519	3706324742		108		MURRAY C BRAUGHLER #1 0624	RAYNE TOWNSHIP	14.0	COLUMBIA GAS TRAN
-WAINOCO OIL & GAS CO				RECEIVED:		06/11/82 JA: PA			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238156	11602	3708520273		107-TF		CARL BURROWS #1 (MC-15)	GREENVILLE	0.0	TENNESSEE GAS PIP
8238157	11603	3708520230		107-TF		JOHN A BELL III #1 (MC-1)	GREENVILLE	0.0	TENNESSEE GAS PIP
8238154	11750	3708520244		102-2		JOHN A BELL III #2 (MC-8)	GREENVILLE	15.0	TENNESSEE GAS PIP
8238158	11751	3708520244		107-TF		JOHN A BELL III #2 (MC-8)	GREENVILLE	15.0	TENNESSEE GAS PIP
8238155	11600	3708520246		107-TF		MARVIN KLEINHANS #3 (MC-7)	GREENVILLE	0.0	TENNESSEE GAS PIP
-4-R INVESTMENT PARTNERSHIP		RECEIVED: 06/11/82 JA: PA							
8238116	11434	3704921575		102-2		GARY RENAUD #1	EDINBORO	25.0	NATIONAL FUEL GAS
8238117	11435	3704421575		107-TF		GARY RENAUD #1	EDINBORO	25.0	NATIONAL FUEL GAS
UTAH DIVISION OF OIL,GAS, & MINING									
-GEORGE P POST DBA POST PETROLEUM CO		RECEIVED: 06/11/82 JA: UT							
8238091	K-144-1	4304700000		103		UTE #1-19	BLUEBELL	0.0	GARY ENERGY CORP
WEST VIRGINIA DEPARTMENT OF MINES									
-ASHLAND EXPLORATION INC		RECEIVED: 06/11/82 JA: WV							
8238196		4701900459		107-DV		BEDFORD LAND CO #18 - 091802	PAINT CREEK	99.0	
-BEREA OIL AND GAS CORPORATION		RECEIVED: 06/14/82 JA: WV							
*8238436		4700121627		103		D GOODWIN #1	BARKER	36.0	CONSOLIDATED GAS
*8238435		4700121621		103		D P HANEY #1	VALLEY	51.0	CONSOLIDATED GAS
*8238425		4700121459		103		MCCLAIN #2	VALLEY	75.0	CONSOLIDATED GAS
-BRAXTON OIL AND GAS CORP		RECEIVED: 06/11/82 JA: WV							
8238207		4702103560		108		R J STOUT HEIRS #1	BURNSVILLE	10.0	CONSOLIDATED GAS
-CABOT OIL & GAS CORP		RECEIVED: 06/14/82 JA: WV							
8238426		4703903727		103		C LIVELY #1	JEFFERSON	15.0	TENNESSEE GAS PIP
-CONSOLIDATED GAS SUPPLY CORPORATION		RECEIVED: 06/11/82 JA: WV							
8238232		4700101601		102-2		HAYWARD D MARSH 12719	GLADE DISTRICT	20.0	GENERAL SYSTEM PU
8238231		4700101608		103		PAUL PICKENS 12697	ELK DISTRICT	201.0	GENERAL SYSTEM PU
8238221		4710900847		103		POCAHONTAS LAND I-22 12711	BARKERS RIDGE DISTRIC	20.0	GENERAL SYSTEM PU
8238222		4710900851		103		POCAHONTAS LAND I-27 12712	BARKERS RIDGE DISTRIC	41.0	GENERAL SYSTEM PU
8238230		4704103086		103		WALTER R SIMMONS 12701	FREEMANS CREEK DISTRI	8.0	GENERAL SYSTEM PU
-EASTERN AMERICAN ENERGY CORPORATION		RECEIVED: 06/14/82 JA: WV							
8238431		4702103048		108		A F PETERS #2	GLENVILLE	110.0	EQUITABLE GAS CO
8238417		4704103104		107-DV		ASPINALL #1	GLENVILLE	15.0	
8238440		4704100000		103		ASPINALL #1	GLENVILLE	15.0	
8238423		4702103379		108		C H MILES #1	GLENVILLE	75.0	EQUITABLE GAS CO
8238439		4704103107		103		COX #1	GLENVILLE	10.0	
8238448		4704103107		107-DV		COX #1	GLENVILLE	10.0	
8238422		4702103376		108		E D FULTON #7	GLENVILLE	110.0	EQUITABLE GAS CO
8238430		4702103374		108		G COLLINS #4	GLENVILLE	75.0	EQUITABLE GAS CO
8238424		4702103382		108		H L SIMMONS #3	GLENVILLE	80.0	EQUITABLE GAS CO
8238428		4702103540		108		J W KEITH #4	GLENVILLE	40.0	EQUITABLE GAS CO
8238441		4704103117		103		JACOB #1	GLENVILLE	20.0	
8238447		4704103117		107-DV		JACOB #1	GLENVILLE	20.0	
8238432		4702103012		108		L B BONNETT #1	GLENVILLE	70.0	EQUITABLE GAS CO
8238427		4702133910		108		L RADCLIFF #2	GLENVILLE	40.0	EQUITABLE GAS CO
8238433		4702102995		108		M E SNIDER #1	GLENVILLE	0.0	EQUITABLE GAS CO
8238420		4704103061		107-DV		MCLAUGHLIN #2	GLENVILLE	20.0	
8238421		4704103061		103		MCLAUGHLIN #2	GLENVILLE	20.0	
8238438		4704103106		103		MULLOOLY #5	GLENVILLE	30.0	
8238449		4704103106		107-DV		MULLOOLY #5	GLENVILLE	30.0	
8238434		4702102943		108		OPHA WOLFE #1	GLENVILLE	70.0	EQUITABLE GAS CO

VOLUME 682 PAGE 010

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238437		4704103127		103		PIANTA #1	GLENVILLE	15.0	
8238446		4704103127		107-DV		PIANTA #1	GLENVILLE	15.0	
-FOX DRILLING CO INC				RECEIVED:	06/11/82	JA: WV			
8238236		4700101263		107-DV		C POE #D-1	BELINGTON	5.0	COLUMBIA GAS TRAN
8238209		4700101132		107-DV		C POE #1-A	BELINGTON FIELD	1.0	COLUMBIA GAS TRAN
8238210		4700101255		107-DV		C POE #1-C	BELINGTON	45.0	COLUMBIA GAS TRAN
8238227		4700101235		107-DV		E LOAR #1	BELINGTON	10.0	COLUMBIA GAS TRAN
8238211		4700101267		107-DV		H POLING #3	BELINGTON	15.0	COLUMBIA GAS TRAN
8238229		4700101122		107-DV		JONES #1	BELINGTON	20.0	COLUMBIA GAS TRAN
8238237		4700101221		107-DV		KITTLE #1	BELINGTON	15.0	COLUMBIA GAS TRAN
8238212		4700101313		107-DV		LANTZ #1	BELINGTON	10.0	COLUMBIA GAS TRAN
8238226		4700101336		107-DV		LANTZ #2	BELINGTON	20.0	COLUMBIA GAS TRAN
8238233		4700101205		107-DV		O HATHAWAY #1	BELINGTON	15.0	COLUMBIA GAS TRAN
8238234		4700101288		107-DV		O'NEAL #2	BELINGTON	30.0	COLUMBIA GAS TRAN
8238238		4700101230		107-DV		RANDOLPH #1	BELINGTON	5.0	COLUMBIA GAS TRAN
8238235		4700101280		107-DV		WAGNER #2	BELINGTON	10.0	COLUMBIA GAS TRAN
8238228		4700101220		107-DV		WILLSON #2	BELINGTON	25.0	COLUMBIA GAS TRAN
-INLAND EXPLORATION INC				RECEIVED:	06/11/82	JA: WV			
8238220		4707301225		107-DV		ROBEY #2-229		25.0	INLAND EXPLORATIO
-JAMES F SCOTT				RECEIVED:	06/11/82	JA: WV			
8238214		4703302444		108		JEWELL HAYHURST S-289	EAGLE DISTRICT	18.0	CONSOLIDATED GAS
8238213		4703302486		108		ROBERT DOUGLASS S-324	UNION	25.0	CONSOLIDATED GAS
8238215		4704102985		108		SARA WITTE S-336	HACKERS CREEK	36.0	CONSOLIDATED GAS
-JOHNSON EXPLORATION CO				RECEIVED:	06/11/82	JA: WV			
8238208		4708505350		103		E V COOKRO #2-N	MURPHY DISTRICT	19.8	CONSOLIDATED GAS
-KAISER ENERGY INC				RECEIVED:	06/11/82	JA: WV			
8238195		4703501617		107-DV		EDRA SIMMONS SUMMERS KEM #112	ELK/POCA	29.0	ROARING FORK GAS
8238197		4703501559		107-DV		ESTEL E SIMMONS KEM #80	ELK/POCA	36.5	ROARING FORK GAS
8238200		4703501592		107-DV		ESTEL E SIMMONS KEM #82	ELK/POCA	29.0	ROARING FORK GAS
8238203		4703501529		103		ESTEL SIMMONS KEM #46	ELK/POCA	22.0	ROARING FORK GAS
8238205		4707901063		107-DV		JOANN PAXTON SUMMERS KEM #124	MIDWAY EXTRA	29.2	ROARING FORK GAS
8238204		4703501606		107-DV		JOHN JOHNSTON KEM #128	ELK/POCA	29.0	ROARING FORK GAS
8238193		4703501607		107-DV		JOHN JOHNSTON KEM #129	ELK/POCA	29.0	ROARING FORK GAS
8238198		4703501568		107-DV		JOHN JOHNSTON KEM #81	ELK/POCA	36.5	ROARING FORK GAS
8238199		4703501569		107-DV		JOHN JOHNSTON KEM #87	ELK/POCA	36.5	ROARING FORK GAS
8238201		4707901060		107-DV		MICHAEL COREY KEM #125	MIDWAY EXTRA	27.0	ROARING FORK GAS
8238206		4707901038		107-DV		MICHAEL COREY KEM #99	MIDWAY EXTRA	36.5	ROARING FORK GAS
8238194		4707901066		107-DV		PAUL JACKSON KEM #140	MIDWAY EXTRA	29.0	ROARING FORK GAS
-KAISER ENERGY INC				RECEIVED:	06/14/82	JA: WV			
8238419		4707901033		107-DV		MICHAEL COREY KEM #69	MIDWAY EXTRA	27.0	ROARING FORK GAS
-KEITH CRIHFIELD				RECEIVED:	06/11/82	JA: WV			
8238219		4701302870		108		JOE CONLEY #3	CHLOE	5.0	CONSOLIDATED GAS
-PACIFIC STATES GAS & OIL INC				RECEIVED:	06/14/82	JA: WV			
8238445		4702102875		108		A C LYNCH #1	GLENVILLE	35.0	EQUITABLE GAS CO
8238429		4702102816		108		L DAVIS #2	GLENVILLE	32.0	EQUITABLE GAS CO
8238442		4702103214		108		O F WOLFE #1	GLENVILLE	33.4	EQUITABLE GAS CO
8238443		4702103036		108		R E HINEY #1	GLENVILLE	38.0	EQUITABLE GAS CO
8238444		4702102996		108		W P BRANNON #1	GLENVILLE	6.0	EQUITABLE GAS CO
-RUSSELL V JOHNSON JR				RECEIVED:	06/14/82	JA: WV			
8238418		4702103847		107-DV		DAVIDSON #1	BIG RUN OF LEADING CR	13.1	COLUMBIA GAS TRAN
-STONEWALL GAS CO INC				RECEIVED:	06/11/82	JA: WV			
8238225		4704900699		103		AMOS #2 88-S	MANNINGTON DISTRICT	11.0	
8238223		4703302668		103		CORDER #2-A 96-S	UNION DISTRICT	2.0	

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238224		4703302591		103		CUMBERLEDGE #1A 77-S	UNION	25.0	
8238216		4704103089		103		RINEHART #1 84-S	HACKERS CREEK DISTRIC	21.0	CONSOLIDATED GAS
-SWIFT ENERGY CO				RECEIVED:	06/11/82	JA: WV			
8238192		4702103819		107-DV		CLARK #1	GLENVILLE NORTH	50.0	
8238190		4702103808		107-DV		WELCH #1	GLENVILLE NORTH	50.0	
8238189		4702103805		107-DV		WELCH #3	GLENVILLE NORTH	50.0	
8238191		4702103810		107-DV		WELCH #5	GLENVILLE NORTH	50.0	
-TEXAS INTERNATIONAL PET CORP				RECEIVED:	06/11/82	JA: WV			
8238202		4706700576		103		FEDERAL COAL #38	TWENTY MILE CREEK	19.0	CABOT CORP
-THE BENATTY CORPORATION				RECEIVED:	06/11/82	JA: WV			
8238218		4708505322		107-DV		GOLDIN #2	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
-UNION DRILLING INC				RECEIVED:	06/11/82	JA: WV			
8238217		4709701946		102-2		WILLIAM F OSBURN #2 1488	BANKS DISTRICT	23.0	COLUMBIA GAS TRAN
** BUREAU OF INDIAN AFFAIRS, OSAGE AGENCY, PAWHUSKA,OK									
-BROOKS OIL CO				RECEIVED:	06/14/82	JA: OK 8			
8238308		3511300000		108		BLUESTEM #6		19.0	PHILLIPS PETROLEU
8238306		3511300000		108		DYCO #3		18.0	PHILLIPS PETROLEU
8238307		3511300000		108		MARSHALL #1		23.0	PHILLIPS PETROLEU
-DOAK-ASHER CORP				RECEIVED:	06/14/82	JA: OK 8			
8238299		3511300000		103		BETTY 1-L	SOUTH BARNSDALL 330'	45.6	PHILLIPS PETROLEU
-NADEL & GUSSMAN				RECEIVED:	06/14/82	JA: OK 8			
8238300		3511300000		103		CLAREMORE #1-A	PENN CREEK	5.0	PHILLIPS PETROLEU
8238301		3511300000		103		CLAREMORE #2-A	PENN CREEK	6.0	PHILLIPS PETROLEU
8238302		3511300000		103		CLAREMORE #3-A	PENN CREEK	8.0	PHILLIPS PETROLEU
8238303		3511300000		103		CLAREMORE #4-A	PENN CREEK	7.0	PHILLIPS PETROLEU
8238304		3511300000		103		CLAREMORE #5-A	PENN CREEK	10.0	PHILLIPS PETROLEU
-TAURUS OIL CORP				RECEIVED:	06/14/82	JA: OK 8			
8238309		3511300000		103		EAST ADAMS RANCH 2A	WILDCAT	82.0	
8238310		3511300000		108		POTTER #1B	HICKORY CREEK LEASE	10.4	AJAX OIL & GAS CO
-THOR ENERGY CORP				RECEIVED:	06/14/82	JA: OK 8			
8238298		3511300000		103		BURRIS 4-B	QUAPAW	50.0	CITIES SERVICE GA
-TRACY OIL & GAS CO				RECEIVED:	06/14/82	JA: OK 8			
8238305		3511300000		103		YARBOROUGH #1-B	MADELENE	65.0	PHILLIPS PETROLEU

OTHER PURCHASERS VOLUME NO :682

8238425 BROOKLYN UNION GAS CO
8238435 BROOKLYN UNION GAS CO
8238436 BROOKLYN UNION GAS CO

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19084 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-C

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: July 2, 1982.

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
					CALIFORNIA DEPARTMENT OF CONSERVATION			
-HAMILTON BROTHERS OIL CO			RECEIVED:	06/17/82	JA: CA			
8238536	82-6-[illegible]007	0409520476	102-4		WINSHIP #1-15 U AND L	MAINE PRAIRIE GAS	495.0	PACIFIC GAS & ELE
					LOUISIANA OFFICE OF CONSERVATION			
-AMERICAN QUASAR PETROLEUM CO			RECEIVED:	06/16/82	JA: LA			
8238498	81-2396	1711321077	102-4		FIRST NATIONAL FARMS #2	RICEVILLE	0.0	CONOCO INC
-BORDEN INC			RECEIVED:	06/16/82	JA: LA			
8238499	81-2608	1710121216	102-4		J J BAILEY III #1	BALDWIN	1440.0	
-FORMAN EXPLORATION COMPANY			RECEIVED:	06/16/82	JA: LA			
8238501	82-451	1709920902	102-4		S L 2810 #1	SIMON PASS	788.0	TEXAS GAS TRANSMI
-LGS EXPLORATION INC			RECEIVED:	06/16/82	JA: LA			
8238500	81-3001	1704720635	102-4		LGS FOLSE #1	LAUREL RIDGE	0.0	
-MAYNARD OIL COMPANY			RECEIVED:	06/16/82	JA: LA			
8238502	82-3298	17[illegible]	102-4		STATE LEASE 8902 #1	WILLOW GLEN	547.5	SUGAR BOWL GAS CO
					MISSISSIPPI OIL & GAS BOARD			
-LOUISIANA LAND & EXPLORATION CO			RECEIVED:	05/20/82	JA: MS			
8238656	4-82-480(2)	2301720024	102-2		LILLIAN P FARNED #1	BACON	135.0	TEXAS EASTERN TRA
					NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION			
-AMERICAN PENN ENERGY INC			RECEIVED:	06/15/82	JA: NY			
8238473	2601	3101315538	107-TF		STATE REFORESTATION AREA #1296	WILDCAT	10.0	COLUMBIA GAS TRAN
8238477	2597	3101315540	107-TF		STATE REFORESTATION AREA 2 #1290	WILDCAT	10.0	COLUMBIA GAS TRAN
8238476	2598	3101315536	107-TF		STATE REFORESTATION AREA 2 #1291	WILDCAT	10.0	COLUMBIA GAS TRAN
8238475	2599	3101315537	107-TF		STATE REFORESTATION AREA 2 #1294	WILDCAT	10.0	COLUMBIA GAS TRAN
8238474	2600	3101315539	107-TF		STATE REFORESTATION AREA 2 #1295	WILDCAT	10.0	COLUMBIA GAS TRAN
-ARROWHEAD GAS PRODUCERS INC			RECEIVED:	06/15/82	JA: NY			
8238491	1658	3101315828	107-TF		G NELSON #2	ELLICOTT	60.0	COLUMBIA GAS TRAN
8238492	1657	3101315886	107-TF		G SALISBURY #1	GERRY	60.0	COLUMBIA GAS TRAN
8238493	1659	3101315885	107-TF		R SWANSON #1	ELLICOTT	60.0	COLUMBIA GAS TRAN
-BEREA OIL AND GAS CORPORATION			RECEIVED:	06/15/82	JA: NY			
8238465	2704	3101316[illegible]84	107-TF		G F BOARDMAN UNIT #2	RIPLEY-MINA	25.0	COLUMBIA GAS TRAN
8238497	2590	3101316708	107-TF		L FORBES UNIT #2	GERRY	21.0	COLUMBIA GAS TRAN
8238467	2664	3101316217	107-TF		N Y S REF AREA #10 - WELL #4	GERRY	30.0	COLUMBIA GAS TRAN
8238464	2668	3101315353	107-TF		N Y S REFORESTATION #10 - WELL #1	GERRY	10.0	COLUMBIA GAS TRAN
8238461	2671	3101315356	107-TF		N Y S REFORESTATION #10 - WELL #5	GERRY	10.0	COLUMBIA GAS TRAN
8238460	2672	31[illegible]315357	107-TF		N Y S REFORESTATION #10 - WELL #6	GERRY	10.0	COLUMBIA GAS TRAN
8238466	2663	3101316259	107-TF		NEWTON BROTHERS #3	WILDCAT	20.0	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238462	2670	3101315355	107-TF		NYS REFORESTATION AREA #10 WELL #3	GERRY	10.0	COLUMBIA GAS TRAN
8238463	2669	3101315354	107-TF		NYS REFORESTATION AREA 10 WELL #2	GERRY	10.0	COLUMBIA GAS TRAN
8238494	2569	3101315360	107-TF		ROBERT BARGER #1	WILDCAT	0.0	COLUMBIA GAS TRAN
8238490	2556	3101316063	107-TF		T REARICK UNIT #2	GERRY	0.1	COLUMBIA GAS TRAN
-DESERT GAS EXPLORATION CO INC			RECEIVED:	06/15/82	JA: NY			
8238471	2979	3101312717	103		SZPAK #1	FREDONIA REEF	5.0	NATIONAL FUEL GAS
-ENVIROGAS INC			RECEIVED:	06/15/82	JA: NY			
8238495	2392	3101315204	107-TF		D HITTL #2	LAKESHORE	18.0	NATIONAL FUEL GAS
8238472	2752	3101316059	107-TF		O BROEME #1	WILDCAT	18.0	COLUMBIA GAS TRAN
8238496	2455	3101316572	107-TF		S KURGAN #1	LAKESHORE	18.0	NATIONAL FUEL GAS
-OILMARK & CO INC			RECEIVED:	06/15/82	JA: NY			
8238468	2436	3101314474	107-TF		DECK #1	LAKESHORE	20.0	COLUMBIA GAS TRAN
8238470	2426	3101316035	107-TF		G WINCH #1	LAKESHORE	20.0	COLUMBIA GAS TRAN
8238469	2450	3101314628	107-TF		SMITH #1	STEBBINS CORNERS	25.0	COLUMBIA GAS TRAN
-ROBERT D CHARLEBOIS			RECEIVED:	06/15/82	JA: NY			
8238483	1963	3101315266	107-TF		WESTFIELD WATERSHED 31-013 15266	LAKESHORE	44.0	COLUMBIA GAS TRAN
8238489	1968	3101314785	107-TF		WESTFIELD WATERSHED 31-013-14785	LAKESHORE	44.5	COLUMBIA GAS TRAN
8238488	1967	3101314806	107-TF		WESTFIELD WATERSHED 31-013-14806	LAKESHORE	54.8	COLUMBIA GAS TRAN
8238487	1952	3101314899	107-TF		WESTFIELD WATERSHED 31-013-14899	LAKESHORE	44.0	COLUMBIA GAS TRAN
8238484	1964	3101315038	107-TF		WESTFIELD WATERSHED 31-013-15038	LAKESHORE	60.0	COLUMBIA GAS TRAN
8238485	1965	3101315193	107-TF		WESTFIELD WATERSHED 31-013-15193	LAKESHORE	44.0	COLUMBIA GAS TRAN
8238486	1966	3101315247	107-TF		WESTFIELD WATERSHED 31-013-15247	LAKESHORE	44.0	COLUMBIA GAS TRAN
-TEEPEE PETROLEUMS INC			RECEIVED:	06/15/82	JA: NY			
8238482	2655	3101315483	107-TF		HOSTETTLER #1	MAYVILLE	18.0	COLUMBIA GAS TRAN
8238478	2654	3101315481	107-TF		HOUGHTON #2	MAYVILLE	18.0	COLUMBIA GAS TRAN
8238480	2652	3101315478	107-TF		KENNETH KEULH #1	MAYVILLE	18.0	COLUMBIA GAS TRAN
8238481	2651	3101315484	107-TF		SMISTEK #1	MAYVILLE	18.0	COLUMBIA GAS TRAN
8238479	2653	3101314569	107-TF		WM PARKER #2	MAYVILLE	18.0	COLUMBIA GAS TRAN
-TEMPLETON ENERGY INC			RECEIVED:	06/15/82	JA: NY			
8238458	3033	3101313768	107-TF		A SWANSON UNIT #560	LAKESHORE	12.0	COLUMBIA GAS TRAN
8238456	3028	3101313763	107-TF		MAYVILLE CONS CLUB UNIT #555	LAKESHORE	21.0	COLUMBIA GAS TRAN
8238457	3142	3101313782	107-TF		P BECK UNIT #578	LAKESHORE	185.0	COLUMBIA GAS TRAN
8238459	3046	3101314547	107-TF		R MANSFIELD UNIT #584	LAKESHORE	12.0	COLUMBIA GAS TRAN

****

DKLAHOMA CORPORATION COMMISSION

****

-AMOCO PRODUCTION CO			RECEIVED:	06/16/82	JA: OK			
8238585	19157	3501521303	107-DP		MCCLAIN UNIT #1	SPRINGER-BRITT	0.0	SOUTHERN NATURAL
-ANADARKO PRODUCTION COMPANY			RECEIVED:	06/14/82	JA: OK			
8238524	17460	3500722232	102-4		DORMAN "B" #1	FLORIS	55.0	PANHANDLE EASTERN
-ANDOVER OIL COMPANY			RECEIVED:	06/16/82	JA: OK			
8238600	17520	3501122091	102-2	103	ROTHER #3-2		180.0	DELHI GAS PIPELIN
-ARAPAHO PETROLEUM INCORPORATED			RECEIVED:	06/14/82	JA: OK			
8238527	14375	3507322860	103		STORM 1-23	SOONER TREND	41.0	PHILLIPS PETROLEU
-B & H EXPLORATION CO			RECEIVED:	06/16/82	JA: OK			
8238615	14979	3514321371	102-2		COHEA #1	UNNAMED	2.3	DIAMOND S GAS SYS
-BEARD OIL COMPANY			RECEIVED:	06/16/82	JA: OK			
8238626	14938	3507322946	103		FRANCES #1	SOONER TREND-DOVER EA	40.0	PHILLIPS PETROLEU
8238627	14937	3507323040	103		HOBBS "A" #1	SOONER TREND-DOVER EA	50.0	CITIES SERVICE GA
-BETTIS BOYLE & STOVALL			RECEIVED:	06/16/82	JA: OK			
8238563	15326	3501500000	108		NANNIE RIGNEY #1	E CEMENT	13.7	OKLAHOMA NATURAL
-BILLINGS & PARRISH PRODUCTION CO			RECEIVED:	06/14/82	JA: OK			
8238525	13946	3503320502	103		PETTY #1	HULEN	25.0	LONE STAR GAS CO

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238526	13947	3503320471	103		URICE #2	HULEN	200.0	LONE STAR GAS CO
-BOGERT OIL CO			RECEIVED:	06/15/82	JA: OK			
8238555	14855	3507323244	103		JAMES #1-26	SOONER TREND	30.0	EASON OIL CO
8238554	14858	3507323245	103		JAMES #2-26	SOONER TREND	30.0	EASON OIL CO
-BOGERT OIL CO			RECEIVED:	06/16/82	JA: OK			
8238566	13876	3507323143	103		CHLOUBER 3-16	SOONER TREND	300.0	PHILLIPS PETROLEU
-BRAXTON OIL AND GAS CORP			RECEIVED:	06/14/82	JA: OK			
8238509	14961	3507123337	103		OKLAHOMA #1	EAST VERNON	10.0	CHASE GATHERING S
-BROWN & BORELLI INC			RECEIVED:	06/14/82	JA: OK			
8238534	13576	3507323103	103		ALIG #1	NORTH OKARCHE	164.3	CONOCO INC
8238521	14705	3501722131	103		KRUGER #36-1	S E RICHLAND	91.3	CONOCO INC
8238533	13575	3507322982	103		ONEILL #1	S W OF DOVER	58.4	PANHANDLE EASTERN
-C J CASSELMAN			RECEIVED:	06/14/82	JA: OK			
8238514	14879	3511123336	103		BELISLE #1B	MORRIS	0.0	
-C J CASSELMAN			RECEIVED:	06/15/82	JA: OK			
8238557	14878	3511123340	103		BELISLE #2B	MORRIS	18.3	
8238558	14880	3511123388	103		DONEGHY #1A	MORRIS	18.3	
8238559	14881	3511123389	103		DONEGHY #2A	MORRIS	18.3	PHILLIPS PETROLEU
-CHAMPLIN PETROLEUM COMPANY			RECEIVED:	06/14/82	JA: OK			
8238528	14552	3508300000	103		ABERDEEN #5	CASHION	19.0	CITIES SERVICE GA
-CHAMPLIN PETROLEUM COMPANY			RECEIVED:	06/16/82	JA: OK			
8238567	13878	3505900000	108		GONSER #3	LAVERNE	20.0	MICHIGAN WISCONSI
-CIMARRON EXPLORATION CO			RECEIVED:	06/14/82	JA: OK			
8238519	14797	3511721268	103		WARD #1-8	HALLETT	11.0	
-CITIES SERVICE COMPANY			RECEIVED:	06/16/82	JA: OK			
8238603	19149	3505121093	107-OP		MCKENNA "A" #1	WEST BRADLEY	75.0	
-CLARK RESOURCES INC			RECEIVED:	06/15/82	JA: OK			
*8238547	15533	3504722840	103		TABORSKY VANCE 11-3	SOONER TREND	57.0	PANHANDLE EASTERN
8238544	14948	3507323362	103		YEOMAN 19-1	SOONER TREND	104.0	CONOCO INC
-CLIFFORD RESOURCES INC			RECEIVED:	06/16/82	JA: OK			
8238628	14939	3509300000	103		AUDREY #1-28	MENO	36.0	UNION OF TEXAS PE
-COTTON PETROLEUM CORPORATION			RECEIVED:	06/15/82	JA: OK			
8238550	17423	3501521230	102-2		VIOLA CONSTIEN #1	HINTON S W	200.0	
-DALCO PETROLEUM INC			RECEIVED:	06/16/82	JA: OK			
8238582	15004	3507322420	103		GARMS #1	SOONER TREND	91.3	CITIES SERVICE GA
8238581	15005	3507322480	103		HUGHES #1	SOONER TREND	91.3	CITIES SERVICE GA
8238583	15003	3507322738	103		KEITH #1	SOONER TREND	91.3	CITIES SERVICE GA
8238562	15002	3507322416	103		KING #1	SOONER TREND	91.3	CITIES SERVICE GA
8238594	15001	3507322483	103		MAJOR #1	SOONER TREND	91.3	CITIES SERVICE GA
8238595	15000	3507322447	103		NANCY #1	SOONER TREND	91.3	CITIES SERVICE GA
8238586	14999	3507322477	103		NELLE #2	SOONER TREND	91.3	CITIES SERVICE GA
8238588	14997	3507322863	103		PAUL #1-A	SOONER TREND	91.3	DALCO PETROLEUM U
8238587	14998	3507322481	103		WALTER #1	SOONER TREND	0.0	CITIES SERVICE GA
-DAVIS OIL COMPANY			RECEIVED:	06/16/82	JA: OK			
8238592	15030	3509520395	103		O'BANION #1	MADILL	0.0	PIONEER GAS PROD
8238591	15029	3501721927	103		STROUD #1	KARNES	0.0	DELHI GAS PIPELIN
-DLB ENERGY CORP			RECEIVED:	06/16/82	JA: OK			
8238584	15034	3507323359	103		GAYLE #1	SOONER TREND	350.0	PHILLIPS PETROLEU
-EARLSBORO OIL AND GAS CO INC			RECEIVED:	06/15/82	JA: OK			
8238561	14895	3509322206	103		GIFFORD #1-8	RINGWOOD	146.0	AMINOIL USA INC
8238560	14894	3515121188	103		PARKER #1-2	OAKDALE	110.0	AMINOIL USA INC
-EARLSBORO OIL AND GAS CO INC			RECEIVED:	06/16/82	JA: OK			
8238613	14896	3509322303	103		BOUDREAU #1-18	RINGWOOD	150.0	AMINOIL U S A INC

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME
-EL PASO NATURAL GAS COMPANY			RECEIVED:	06/16/82	JA: OK
8238596	165 5	3514920140	102-4	103	PARKS MELVIN #1
-ENSERCH EXPLORATION INC			RECEIVED:	06/16/82	JA: OK
8238587	14963	3514910[illegible]	108		R G JOHNSON #1
-EXXON CORPORATION			RECEIVED:	06/16/82	JA: OK
8238602	19148	3512925518	107-DR		SAYRE RANCH "CM" #1
-FOREST OIL CORPORATION			RECEIVED:	06/14/82	JA: OK
8238503	19129	3512926638	107-DR		ARMSTRONG #1
-GETTY OIL COMPANY			RECEIVED:	06/14/82	JA: OK
*8238508	14983	3513722773	103		RINGER #3 (HUNTON)
*8238507	14984	3513722773	103		RINGER #3 (SYCAMORE)
-GRAND RESOURCES INC			RECEIVED:	06/14/82	JA: OK
8238532	12750	35 252 474	103		SPENCER #1-25
-HAMM PRODUCTION CO			RECEIVED:	06/16/82	JA: OK
8238564	9153	35 7320155	108		TAYLOR #1
-HAZELWOOD PRODUCTION & EXPLORATION			RECEIVED:	06/15/82	JA: OK
8238552	17591	35 7121449	102-4	103	AVERY #1
-HUNGERFORD OIL & GAS INC			RECEIVED:	06/14/82	JA: OK
8238511	14967	35 4722256	103		BAKER #2
-J L THOMAS ENGINEERING INC			RECEIVED:	06/15/82	JA: OK
8238538	14910	35 9322267	103		STEVENS #1
-JAKE L HAMON			RECEIVED:	06/15/82	JA: OK
8238556	14869	3510722004	103		CASE #1
-JET OIL COMPANY			RECEIVED:	06/14/82	JA: OK
8238514	14992	35 7121844	103		SOVO #1
-JOHN A TAYLOR			RECEIVED:	06/16/82	JA: OK
8238593	15033	35 4921528	103		SMITH #1
-JONES & PELLOW OIL CO			RECEIVED:	06/14/82	JA: OK
8238529	14836	3511921859	108		BRIMER 21-1
-JONES & PELLOW OIL CO			RECEIVED:	06/16/82	JA: OK
8238610	14958	3515320282	108		CATLETT #1
8238564	14828	35 7301000	108		CORBIN #1
8238570	14829	35 7321575	108		FRANKLIN MATTI #1
8238568	14827	35 8700000	108		HAHN #1
8238609	14859	35 1500000	108		HALL A #1
8238575	14835	35 4520308	108		HAMAKER 26-1
8238571	14830	35 9321003	108		OLIVER WHARTON #1
8238617	14837	35 9320464	108		PRICE 8-1
8238577	14833	35 1720247	108		ROBBERSON 10-3
8238573	14832	35 1720341	108		ROBBERSON 10-8
8238608	14847	35 1720243	108		ROBBERSON 33-1
8238572	14831	35 7320000	108		SLOAN #1
8238576	14834	35 4520264	108		SUTTER #1
-KAISER-FRANCIS OIL COMPANY			RECEIVED:	06/16/82	JA: OK
8238579	14907	3515120545	108		JONES #1
-LOGOS OIL INC			RECEIVED:	06/15/82	JA: OK
8238545	14951	3510720551	103		STAFFORD 1-A
-LOGOS OIL INC			RECEIVED:	06/16/82	JA: OK
8238614	14958	3510720547	103		MATTHEWS 1-A
8238624	14957	3510720546	108		MATTHEWS 2-A
8238605	14955	3510720550	103		MATTHEWS 4-A
8238606	14954	3510720641	103		PHAROAH 1-A
8238619	14953	3510720642	108		PHAROAH 2-A

FIELD NAME	PROD	PURCHASER
ELK CITY GRANITE WASH	300.0	EL PASO NATURAL G
BURNS FLAT	21.0	NATURAL GAS PIPEL
REYDON S W (UPPER MOR	82.0	EL PASO NATURAL G
SOUTH CHEYENNE	700.0	EL PASO NATURAL G
SHO-VEL-TUM	106.0	OKLAHOMA NATURAL
SHO-VEL-TUM	250.0	OKLAHOMA NATURAL
KEYES	300.0	PANHANDLE EASTERN
SOONER TREND	10.0	CITIES SERVICE GA
DILWORTH	45.6	CITIES SERVICE GA
NORTHEAST ELKHORN	0.0	AMINOIL USA INC
SOONER TREND	63.0	PANHANDLE EASTERN
UNASSIGNED	124.0	PHILLIPS PETROLEU
STERLING	451.0	CITIES SERVICE GA
GOLDEN TREND	0.0	WARREN PETROLEUM
S E JOINER	4.0	AMINOIL USA INC
CEDERDALE N E	4.0	NORTHERN NATURAL
SOONER TREND	15.0	CONOCO INC
SOONER TREND	11.0	PHILLIPS PETROLEU
DIBBLE NORTH	10.0	SUN OIL CO
N E ALDEN	13.0	NATURAL GAS PIPEL
GAGE	3.0	NORTHERN NATURAL
RINGWOOD	6.0	AMINOIL USA INC
SW LAMBERT	14.0	AMINOIL USA INC
MUSTANG	7.0	PARTNERSHIP PROPE
MUSTANG	2.0	PARTNERSHIP PROPE
MUSTANG	9.0	PARTNERSHIP PROPE
SOONER TREND	14.0	CONOCO INC
GAGE	10.0	NORTHERN NATURAL
WILDCAT	2.0	DELHI GAS PIPELIN
NORTH PHAROAH	185.4	SWAB CORP
PHAROAH	26.3	SWAB CORP
PHAROAH	7.5	SWAB CORP
PHAROAH	42.1	SWAB CORP
PHAROAH	43.9	SWAB CORP
PHAROAH	5.6	SWAB CORP

VOLUME 683 PAGE 005

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-LUBELL OIL CO				RECEIVED:	06/16/82	JA: OK			
8238590	15014	3506321516		103		LUBELL #1-25 KEY	WILDCAT-YEAGER AREA	200.0	
-MAGIC CIRCLE ENERGY CORP				RECEIVED:	06/14/82	JA: OK			
8238520	14737	3509322134		103		NEWTON #2	CLEO SPRINGS	0.0	OKLAHOMA NATURAL
-MAJOR OIL CORP				RECEIVED:	06/16/82	JA: OK			
8238612	14876	3509322197		103		REA #2-18 LTD (REA-MARRS #1 LTD)	MENO	75.0	PIONEER GAS PRODU
-MARLIN OIL CORPORATION				RECEIVED:	06/14/82	JA: OK			
8238531	12256	3500700000		108		ADAMS #1	MOCHANE-LAVERNE	13.0	NORTHERN NATURAL
-NATURAL GAS ANADARKO INC				RECEIVED:	06/16/82	JA: OK			
8238601	17521	3500722211		102-4		MILLIKAN TRUST 2-24	MARMATON	90.0	MICHIGAN-WISCONSI
-OK-TEX OIL & GAS INC				RECEIVED:	06/15/82	JA: OK			
8238548	17322	3513723066		102-4	103	HANSON OK-TEX #1	SHO-VEL-TUM	182.0	MOBIL OIL CORP
-ONEOK EXPLORATION CO				RECEIVED:	06/14/82	JA: OK			
8238512	14943	3501700000		103		SCHEIN #1	NORTH YUKON	50.0	PHILLIPS PETROLEU
-P-T LTD 81				RECEIVED:	06/14/82	JA: OK			
8238510	14980	3504722764		103		KENNEDY 22-1	SOONER TREND	35.0	WELLHEAD ENTERPRI
-PETRO-DAVIS INC				RECEIVED:	06/16/82	JA: OK			
8238611	14873	3508300000		103		MARGIE #1		0.0	EASON OIL CO
-PETROMARK EXPLORATION INC				RECEIVED:	06/14/82	JA: OK			
*8238515	14812	3507323259		103		MCCANN 30-1	SOONER TREND	75.0	EXXON CO
8238516	14811	3509322360		103		ZORRO 16-2	RINGWOOD	75.0	CITIES SERVICE GA
-PHILLIPS PETROLEUM COMPANY				RECEIVED:	06/14/82	JA: OK			
8238517	14809	3501521228		103		EAST BINGER UNIT #44-2	MARCHAND	0.0	OKLAHOMA NATURAL
-PHOENIX RESOURCES COMPANY				RECEIVED:	06/16/82	JA: OK			
8238620	14910	3509322149		103		BARNES 2-35	WOODWARD AREA	108.0	MICHIGAN WISCONSI
-R & R EXPLORATION CO INC				RECEIVED:	06/14/82	JA: OK			
8238518	14799	3515121163		103		BLISS #2-17 (UNASSIGNED)	NE LOVEDALE	90.0	EL GRANDE PIPE LI
-RALPH E PLOTNER OIL & GAS INVEST			IN	RECEIVED:	06/14/82	JA: OK			
8238513	14899	3501722051		103		KREMEIER #1	WEST PIEDMONT	27.0	PHILLIPS PETROLEU
-RICKS EXPLORATION CO				RECEIVED:	06/14/82	JA: OK			
8238522	12144	3507322631		102-4		LOOSEN 32A	WEST OKARCHE	431.0	PHILLIPS PETROLEU
-RICKS EXPLORATION CO				RECEIVED:	06/15/82	JA: OK			
8238546	15123	3502720574		103		HANSMEYER #15-A	N W NORMAN	67.0	SUN GAS CO
-RICKS EXPLORATION CO				RECEIVED:	06/16/82	JA: OK			
8238589	15007	3515321239		103		BAIRD 27A	WEST SHARON	32.0	PHILLIPS PETROLEU
-SADDLEBACK OIL CO				RECEIVED:	06/15/82	JA: OK			
8238549	17346	3514700000		102-2		MOSES #2		18.0	MARION PIPELINE C
-SAMEDAN OIL CORPORATION				RECEIVED:	06/16/82	JA: OK			
8238618	14994	3501722089		103		CROWLEY #2	NO NAME	20.0	PHILLIPS PETROLEU
8238616	14996	3501721930		103		LORENZEN #1	NO NAME	140.0	PHILLIPS PETROLEU
8238617	14995	3501722066		103		MCDONALD #1-12	NO NAME	180.0	PHILLIPS PETROLEU
-SAMSON RESOURCES COMPANY				RECEIVED:	06/14/82	JA: OK			
8238523	13489	3507920413		102-4	103	BLACKMAN #1	POCOLA	346.8	ARKANSAS LOUISIAN
-SAMSON RESOURCES COMPANY				RECEIVED:	06/16/82	JA: OK			
8238597	16982	3512120896		102-4	103	BOARDWALK #1	SAVANNA	1186.2	ARKANSAS LOUISIAN
-SANCHEZ-OBRIEN OIL & GAS CORP				RECEIVED:	06/16/82	JA: OK			
8238574	14814	3510321225		103		BRIDAL #1 API NO 35 103 21225	N W PERRY (SANDY DOLO	500.0	ATLANTIC RICHFIEL
-SANTA FE ENERGY PRODUCTS CO				RECEIVED:	06/16/82	JA: OK			
8238598	17513	3512920564		102-2		CALVERT #1-23	E CHEYENNE	200.0	EL PASO NATURAL G
-SAXON OIL COMPANY				RECEIVED:	06/16/82	JA: OK			
8238565	11119	3503120676		107-DP		TEN BEARS #1		0.0	MICHIGAN-WISCONSI
-SOLO OIL INC				RECEIVED:	06/16/82	JA: OK			
8238595	17516	3511721416		102-2		AKERS #14-2	WEST SKEEDEE	75.0	COLORADO GAS COMP

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-SOUTHFORK OIL CO			RECEIVED: 06/15/82		JA: OK			
8238540	14902	3514321183	103		GAZALSKI #1	WILDCAT	38.3	PHILLIPS PETROLEU
8238539	14901	3514321243	103		GAZALSKI #2	WILDCAT	91.3	PHILLIPS PETROLEU
-ST JOE PETROLEUM (US) CORP			RECEIVED: 06/14/82		JA: OK			
8238506	14986	3510321424	103		MALZAHN #2	UNDESIGNATED	109.5	ARCO OIL & GAS CO
-SUNDANCE ENERGY CORP			RECEIVED: 06/16/82		JA: OK			
8238621	14914	3504721678	103		GUNGOLL #1	N E ENID	27.0	PANHANDLE EASTERN
-TENNECO OIL COMPANY			RECEIVED: 06/14/82		JA: OK			
8238505	14987	3500722148	103		RATZLAFF #3-8	DOMBEY	36.0	KANSAS NEBRASKA N
-TEXACO INC			RECEIVED: 06/16/82		JA: OK			
8238578	14906	3507100000	108		E B CORNEIL #1	BLACKWELL WEST	8.6	ARKANSAS LOUISIAN
-TEXAS INTERNATIONAL PET CORP			RECEIVED: 06/15/82		JA: OK			
8238551	19082	3504321382	107-DP		DEAN #1-A	WILDCAT	0.0	
-TEXLAND PETROLEUM INC			RECEIVED: 06/15/82		JA: OK			
8238537	17508	3512120827	102-4	103	STEVE SHIELDS #1	KIOWA SOUTHWEST	365.0	ARKANSAS LOUISIAN
-THE WIL-MC OIL CORP			RECEIVED: 06/15/82		JA: OK			
8238541	14903	3510320970	103		BEZDICEK #1	SOUTH LONE ELM	54.0	AMINOIL USA INC
8238542	14935	3510321451	103		GOTTSCHALK #1	SOUTH LONE ELM	18.0	AMINOIL USA INC
8238543	14936	3510321421	103		MILLER #2	EAST POLO	18.0	EL GRANDE PIPELIN
-UNIVERSAL RESOURCES CORPORATION			RECEIVED: 06/16/82		JA: OK			
8238622	14929	3509322219	103		KIRKENDALL 1-7		0.0	PHILLIPS PETROLEU
8238623	14940	3507323382	103		PAT 1-13		0.0	PHILLIPS PETROLEU
-W T FAIL			RECEIVED: 06/14/82		JA: OK			
8238535	14108	3505920263	108		BLACKWELL #1	N E BUFFALO	6.4	
-WESSELY ENERGY CORPORATION			RECEIVED: 06/16/82		JA: OK			
8238624	14931	3509321184	108		FLAMING #1	DANE	8.0	DELHI GAS PIPELIN
8238625	14932	3504320636	108		SARKEYS #1	WEST WEBB	9.0	DELHI GAS PIPELIN
-WHEATLAND OIL CO			RECEIVED: 06/15/82		JA: OK			
8238553	14842	3504722500	103		WILMOT #1		1.1	ARCO OIL & GAS CO
-WORLD OIL INC			RECEIVED: 06/14/82		JA: OK			
8238530	03717	3511920727	108		MILLS #1	MARCH	18.0	SUN GAS CO
**********								
UTAH DIVISION OF OIL,GAS, & MINING								
**********								
-PAGE PETROLEUM INC			RECEIVED: 06/18/82		JA: UT			
8238655	K 141-2	4301330550	103		UNIT #2-20C5	ALTAMONT	0.0	KOCH HYDROCARBON
**********								
WEST VIRGINIA DEPARTMENT OF MINES								
**********								
-ALLEGHENY & WESTERN ENERGY CORP			RECEIVED: 06/16/82		JA: WV			
8238646		4708703474	103		D S PAINTER #1	WALTON DISTRICT	0.0	COLUMBIA GAS TRAN
8238647		4708703474	107-DV		D S PAINTER #1	WALTON DISTRICT	0.0	COLUMBIA GAS TRAN
8238648		4703903766	103		L ASHBY #1	POCA DISTRICT	0.0	ROARING FORK GAS
8238650		4703903766	107-DV		L ASHBY #1	POCA DISTRICT	0.0	ROARING FORK GAS
8238649		4703903774	103		L ASHBY #2	POCA DISTRICT	36.0	ROARING FORK GAS
8238651		4703903774	107-DV		L ASHBY #2	POCA DISTRICT	36.0	ROARING FORK GAS
-BORE INC			RECEIVED: 06/16/82		JA: WV			
8238644		4707301301	107-DV		BARKWILL #1	ST MARYS	44.0	COLUMBIA GAS TRAN
-CARSON PETROLEUM CORP			RECEIVED: 06/17/82		JA: WV			
8238654		4702123426	108		FIDDLER #1	ELLIS RUN	35.0	CONSOLIDATED GAS
-CONSOLIDATED GAS SUPPLY CORPORATION			RECEIVED: 06/16/82		JA: WV			
8238639		4703302618	103		ERNEST E SAPP WN-12696	CLAY	1.7	GENERAL SYSTEM PU
8238642		4715903853	103		POCAHONTAS LAND CORP WN-12721	BARKERS RIDGE	7.3	GENERAL SYSTEM PU

VOLUME 683 PAGE 007

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238640		4710900823	103		POCAHONTAS LAND CORP WN-12722	BARKERS RIDGE	9.3	GENERAL SYSTEM PU
8238641		4710900848	103		WN-12695	BARKERS RIDGE	2.2	GENERAL SYSTEM PU
-ENERGY UNLIMITED INC			RECEIVED:	06/16/82	JA: WV			
8238636		4710721153	103		BAYLES-CORBIN #3	UNION	5.0	CONSOLIDATED GAS
8238637		4710721154	103		BAYLES-CORBIN #4	UNION DISTRICT	5.0	CONSOLIDATED GAS
8238638		4707321211	103		C ROGERS #1	GRANT DISTRICT	5.0	CONSOLIDATED GAS
8238632		4707320920	103		J W ELLIOTT #2	GRANT	5.0	CONSOLIDATED GAS
8238631		4707320919	103		LAMBERT-ELLIOTT UNIT #1	GRANT	10.0	CONSOLIDATED GAS
8238633		4707320921	103		NORRIS #1	GRANT	4.0	CONSOLIDATED GAS
8238634		4707320974	103		ROBERT HARTLEBEN #1	GRANT	5.0	CONSOLIDATED GAS
8238635		4710721092	103		STEPHENS-ROBINSON UNIT #1	UNION DISTRICT	5.0	CONSOLIDATED GAS
-FMF OIL & GAS PROPERTIES			RECEIVED:	06/16/82	JA: WV			
8238653		47 8300394	102-4		ANDERSON #1	ROARING CREEK DISTRIC	30.0	COLUMBIA GAS TRAN
8238630		4708300395	102-4		RICOTILLI #1	ROARING CREEK	45.0	COLUMBIA GAS TRAN
-GULF OIL CORPORATION			RECEIVED:	06/16/82	JA: WV			
8238629		4704121244	108		BAILEY #1	VADIS	6.2	EQUITABLE GAS CO
8238643		4702103227	108		BAILEY "B" #1	WEST GLENVILLE	5.0	CONSOLIDATED GAS
-L & M PETROLEUM INC			RECEIVED:	06/16/82	JA: WV			
8238652		4707321226	107-DV		HIRAM HALL #2	UNION	12.0	COLUMBIA GAS TRAN
-THE BENATTY CORPORATION			RECEIVED:	06/16/82	JA: WV			
8238645		4708505322	103		GOLDIN #2	MURPHY DISTRICT	0.0	CONSOLIDATED GAS

OTHER PURCHASERS. VOLUME NO :683

8238507	LONE STAR GAS CO
8238508	LONE STAR GAS CO
8238515	PANHANDLE EASTERN P L CO
8238547	UNION TEXAS NATURAL GAS CORP

BILLING CODE 6717-01-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 July 29, 1982.

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–CB: 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. 82–19085 Filed 7–13–82; 8:45 am]
BILLING CODE 6717–01–M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: July 2, 1982.

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
OHIO DEPARTMENT OF NATURAL RESOURCES									
-AMERICAN WELL MANAGEMENT COMPANY		RECEIVED: 06/21/82		JA: OH					
8238657		3405922842	103	107-TF		D O HALL #1	JACKSON	18.0	
-ATHA-RICHEY ENERGY GROUP INC		RECEIVED: 06/21/82		JA: OH					
8238661		3400922466	103	107-TF		JAMES D HAYES "C" #1	STEWART	14.0	
-BEREA OIL AND GAS CORPORATION		RECEIVED: 06/21/82		JA: OH					
8238663		3415522079	103	107-TF		R CALDWELL #2	HARTFORD	0.0	COLUMBIA GAS TRAN
-BILL BLAIR INCORPORATED		RECEIVED: 06/21/82		JA: OH					
8238664		3402920856	103	107-TF		FRANK #3	HOMEWORTH	14.0	EAST OHIO GAS CO
8238665		3402920867	103	107-TF		SANOR #2	HOMEWORTH	16.0	EAST OHIO GAS CO
8238666		3402920869	103	107-TF		SANOR #4	HOMEWORTH	16.0	EAST OHIO GAS CO
-BKK PROSPECTING LTD		RECEIVED: 06/21/82		JA: OH					
8238662		3412122181	107-DV			RALPH BETTINGER #4	ELK	30.0	COLUMBIA GAS TRAN
-BLAZE OIL AND GAS INC		RECEIVED: 06/21/82		JA: OH					
8238667		3416922779	107-TF			A C D C (ST OF OH) #2	APPLE	24.6	COLUMBIA GAS TRAN
-BUCKHORN OIL COMPANY INC		RECEIVED: 06/21/82		JA: OH					
8238672		3407523383	103	107-TF		CONNER #4	RICHLAND	20.0	COLUMBIA GAS TRAN
-COASTAL PETROLEUM CORP		RECEIVED: 06/21/82		JA: OH					
8238853		3410322942	107-TF			WESTERN RESERVE #2	WADSWORTH	9.0	COLUMBIA GAS TRAN
-COLUMBIA GAS TRANSMISSION CORP		RECEIVED: 06/21/82		JA: OH					
8238697		3400920009	108			ADAH RUTH SUTTON 706112	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238678		3400500023	108			AGNES L MCKINLEY 705828	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238791		3410320333	108			ALBERT F MEYER 706889	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238744		3409300006	108			ALEX MARTIN 702045	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238754		3409300028	108			ALVIN COGHLAN 703409	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238811		3410520012	108			AUDREY O BREWER 706122	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238763		3409320150	108			BAKER FUNERAL HOME 706873	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238727		3407520066	108			BEATRICE STARNER 706772	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238844		3416721313	108			BERNARD P MURDOCK 706564	SOUTHERN DIST STE OF	0.7	COLUMBIA GAS TRAN
8238819		3411500549	108			C MARSHALL LOWE 705557	SOUTHERN DIST STE OF	0.3	COLUMBIA GAS TRAN
8238699		3400920299	108			CARL PENNINGTON 706636	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238731		3407520245	108			CAROL R STITZLEIN 706765	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238842		3416720655	108			CARROLL J BARRETT 702709	SOUTHERN DIST STE OF	0.2	COLUMBIA GAS TRAN
8238770		3410300019	108			CHARLES A WARNER 702980	NORTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238783		3410320058	108			CHARLES D GECKLER 705961	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238835		3416300170	108			CHARLES KRUGER 701604	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238705		3405300033	108			CHARLES L HIVELY 703231	SOUTHERN DIST STE OF	0.9	COLUMBIA GAS TRAN
8238758		3409300054	108			CHESTER GIERLOCH 706088	NORTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238767		3410300016	108			CLARE JAMISON 700557	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238850		3416900116	108			CLIFFORD D JOHNSON 705205	NORTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238676		3400500004	108			CLIFFORD FINK 700823	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238824		3412100596	108			CONSOLIDATION COAL 702357	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238723		3407520043		108		COYLA G ALLISON 706585	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238735		3407900276		108		CRESSIE BOOTE 733144	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238782		3410320054		108		CYNTHIA S WILDMAN 703001	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238690		3400900516		108		D G JONES 705169	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238715		3407500390		108		DANIEL M KURTZ 703329	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238732		3407520248		108		DONALD L BRYSACZ 706875	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238769		3410300018		108		DONALD L FRANK 702652	NORTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238780		3410300017		108		DONALD W GOTTLICK 705806	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238717		3407500482		108		DONALD W WEARY 705956	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238733		3407500303		108		DOYLE F STITZLEIN 705855	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238847		3416900075		108		DUANE KLINE 702943	NORTHERN DIST STE OF	1.0	
8238822		3411900384		108		DUNZWEILER DEYER INC 704839	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238713		3407500333		108		E D KINSEY 703189	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238805		3410500464		108		E E BREWER 705957	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238837		3416300349		108		EARL L MATTESON 705651	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238821		3411900334		108		EDWARD C LACY 702253	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238766		3410300015		108		EDWARD C SCHULTZ 706509	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238679		3400520046		108		ELDON E SIGRIST 706050	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238712		3407500323		108		ELI D WENGERD 702482	SOUTHERN DIST STE OF	0.1	COLUMBIA GAS TRAN
8238804		3410500449		108		ELZA LARKINS ETAL 705938	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238771		3410300020		108		EMMA GIGGS 702985	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238701		3403100184		108		ERNEST FRY 702912	SOUTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238806		3410500481		108		ESTHER DANIELL ETAL 705989	SOUTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238802		3410500441		108		ESTHER PRICE 705894	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238816		3411500428		108		ETHEL & ADDIE REMY 705170	SOUTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238683		3400900180		108		ETHEL L LAVELLE 702350	SOUTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238677		3400500006		108		ETHEL M AUSTIN 701935	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238841		3416700785		108		ETSEL E THOMPSON 702538	NORTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238759		3409320099		108		EVELYN B BURRER 706393	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238740		3408300024		108		EVERETT M BECKLEY 705861	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238674		3400500002		108		FARMERS HOME ADM 705330	NORTHERNDIST STE OF 0	1.0	COLUMBIA GAS TRAN
8238719		3407500500		108		FLOYD WACHTEL ETAL 701533	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238752		3409300016		108		FRANK MALACHOWSKI 705733	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238694		3400900630		108		GENEVRA GUENTHR ETAL 705759	SOUTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238810		3410500593		108		GEORGIA RARDIN ETAL	SOUTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238792		3410300537		108		GERL REALTY DEV CO 705804	NORTHERN DIST STE OF	9.0	COLUMBIA GAS TRAN
8238781		3410320024		108		GERL REALTY DEV CO 705918	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238673		3400500001		108		GLEN D CROSS 705043	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238789		3410320323		108		GLEN D CROSS 706880	NORTHERN DIST STE OF	0.2	COLUMBIA GAS TRAN
8238777		3410300034		108		HAROLD A DEEKS ETAL 705195	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238787		3410320232		108		HARRY J KLEIN 706574	NORTHERN DIST STE OF	0.7	COLUMBIA GAS TRAN
8238730		3407520086		108		HARVEY D SNOW 706894	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238728		3407520067		108		HAZEL ASHER 706776	SOUTHERN DIST STE OF	0.7	COLUMBIA GAS TRAN
8238834		3416300163		108		HELEN M HOLCOMB 700813	SOUTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238818		3411500525		108		HENRY BANTA 705515	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238734		3407900275		108		HENRY E CAMINK ETAL 701787	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238827		3412700831		108		HENRY MILLER 705100	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238793		3410500011		108		HOMER H BANKS 700519	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238825		3412720238		108		HOMER R COTTERMAN 706795	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238687		3400900501		108		HOWARD A JOHNSON 705000	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238775		3410300029		108		HOWARD MANDLEY ETAL 702387	NORTHERN DIST STE OF	0.3	COLUMBIA GAS TRAN
8238693		3400900584		108		HOWARD STOUT 705607	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238681		3400522066		108		HOYLAND B AUSTIN 706794	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN

VOLUME 684 PAGE 003

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238680		3400520134		108		HOYLAND B AUSTIN 706870	NORTHERN DIST STE OF	0.3	COLUMBIA GAS TRAN
8238807		3410500485		108		HUBERT M PRICE 701613	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238794		3410500348		108		HUBERT M PRICE 705784	SOUTHERN	2.0	COLUMBIA GAS TRAN
8238851		3416920197		108		IRMA R HINER 706073	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238702		3403500014		108		J D LAND CO 705569	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238813		3410520086		108		J DILLON CROSS ETAL 706361	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238706		3405900292		108		J O & B L MEHAFFEY 702153	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238703		3403500015		108		J RICHARD HOLMAN 715744	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238765		3410300011		108		JACK L BARNES 705156	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238785		3410320128		108		JACK L BARNES 706107	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238714		3407500366		108		JACOB J KEIM 703178	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238746		3409300008		108		JAMES COY CARPENTER 702264	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238830		3416300023		108		JAMES D SPEER 700624	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238796		3410500263		108		JAMES E GRUESER 705079	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238798		3410500281		108		JAMES E LUCAS 705243	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238845		3416900073		108		JAMES G EWING 706664	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238829		3416300012		108		JAMES H NIPLE 700764	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238795		3410500257		108		JAMES RANDALL NEAL 705157	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238760		3409320102		108		JAMES SCHEAFER ADM 706334	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238836		3416300324		108		JANE BROWN ETAL 701976	SOUTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238710		3407500175		108		JERRY UHL 702451	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238711		3407500282		108		JOE J C MILLER 702448	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238698		3400920254		108		JOHN H ROBINSON 706585	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238720		3407500502		108		JOHN J C MILLER 702506	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238750		3409300014		108		JOHN LONTOR 705538	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238726		3407520061		108		JOSEPH L YODER 706757	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238747		3409300009		108		JOSEPH MADAK ETAL 702299	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238790		3419320331		108		JOY L DOWMAN 706888	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238757		3409300032		108		JUNE PATTISON ETAL 705578	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238739		3408300010		108		K NEIL STANTS ET AL 702028	SOUTHERN DIST STE OF	0.9	COLUMBIA GAS TRAN
8238695		3400900666		108		KENNETH E CONRAD 705004	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238707		3405900427		108		KENNETH GEESE 702273	SOUTHERN DIST STE OF	4.0	COLUMBIA GAS TRAN
8238820		3411500681		108		KENNETH NESSELROAD 705433	SOUTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238685		3400900491		108		LEONARD A SMITH 704925	SOUTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238784		3419320096		108		LEONARD J HECKLER 706019	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238692		3400900565		108		LOIS M HAYES 705298	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238772		3410300024		108		MABEL L COLBURN 705268	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238786		3410320192		108		MACK GORDON JR 706332	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238704		3405300018		108		MANNING C PRIEST 702802	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238852		3416920227		108		MARGARET GRUTER 706729	NORTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238799		3410500288		108		MARGARET TITUS 705230	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238788		3410320311		108		MARIBY JOHNSON 706825	NORTHERN DIST STE OF	0.2	COLUMBIA GAS TRAN
8238718		3407500499		108		MARION FRANK 705126	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238831		3416300031		108		MARVIN T ROWLAND 700558	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238838		3416300428		108		MARY P VERKAMP 701422	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238774		3410300027		108		MEDINA COUNTY HOME 700657	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238761		3409320104		108		METRO PARK DIST COMM 706349	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238846		3416900074		108		MICHAEL D SLATER 702921	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238675		3400500003		108		MINA F KEENER 705638	NORTHERN DIST STE OF	0.3	COLUMBIA GAS TRAN
8238722		3407520024		108		MRS WESLEY GUY ETAL 706351	SOUTHERN DIST STE OF	0.2	COLUMBIA GAS TRAN
8238741		3408700114		108		MYLO CO 705714	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238797		3410500274		108		NORA JORDAN ETAL 705150	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238736		3407900277		108		OHIO DIV OF FORESTRY 705160	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238682		3400900139		108		OLIVE V EDDY TRUSTEE 702378	SOUTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238696		3400900800		108		OLIVE V EDDY TRUSTEE 704860	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238684		3400900380		108		OLIVE V EDDY TRUSTEE 704969	SOUTHERN DIST STE OF	0.3	COLUMBIA GAS TRAN
8238808		3410500502		108		ORVILLE RHODES 706001	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238742		3408920380		108		PAUL B BROWN 706635	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238817		3411500435		108		PAUL P SMITH 705199	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238745		3409300007		108		PUTT RICHARDS 702099	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238768		3410300017		108		QUILLIN BROS CONSTR 701571	NORTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238689		3400900511		108		RALPH L MCKINLEY 705283	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238832		3416300051		108		RAYMOND & ROY KRUGER 700584	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238709		3407300198		108		RAYMOND C AMERINE 700762	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238688		3400900505		108		REUBEN W YOUNG 705215	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238708		3405900433		108		RHODA PROUDFIT 702280	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238749		3409300013		108		RICHARD FLOCKENZIER 705311	NORTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238738		3408300007		108		RICHARD HARSTINE 702764	SOUTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238748		3409300010		108		RICHARD MCCLAIN 702300	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238773		3410300026		108		RICHARD SHEEHAN ETAL 705248	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238833		3416300069		108		ROBERT B WILL AGENT 700597	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238700		3400921078		108		ROBERT DISHONG ETAL 705967	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238823		3411900554		108		ROBERT SEBAUGH TRUSTEE 705562	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238724		3407520058		108		ROBERTA BERNER AGT 706699	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238716		3407500392		108		ROMAN A RABER 703311	SOUTHERN DIST STE OF	0.1	COLUMBIA GAS TRAN
8238776		3410300030		108		RONALD J FIFE 702528	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238826		3412700638		108		ROSEMARY DODSON AGT 702238	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238843		3416721312		108		ROY M GOUDY 706568	SOUTHERN DIST STE OF	0.5	COLUMBIA GAS TRAN
8238800		3410500377		108		RUDA & FANNIE DURST 705591	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238812		3410520038		108		RUTH L MCCOY ETAL 706142	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238779		3410300040		108		SOUTHWEST CUYAHOGA 702416	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238764		3410300005		108		STANLEY D LEWIS 700866	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238737		3407900278		108		THEODORE R OGIER 705984	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238721		3407520009		108		THOMAS BERG 706154	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238762		3409320132		108		THOMAS M KELLY 706713	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238809		3410500592		108		THORA RUTH 705038	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238848		3416900076		108		TRIPLE S INVESTMENTS 703175	NORTHERN DIST STE OF	6.0	COLUMBIA GAS TRAN
8238755		3409300030		108		URBAN C KINZEL 705360	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238839		3416700077		108		URBAN J BAUER 703261	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238803		3410500442		108		VICTOR WOLFE ETAL 705910	SOUTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238751		3409300015		108		VIOLA GARRISON 705573	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238649		3416900084		108		W ROBERT GESSNER 704886	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238691		3400900547		108		WADE STORER 705372	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238725		3407520059		108		WALTER F MOSER 706704	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238729		3407520074		108		WALTER F MOSER 706793	SOUTHERN DIST STE OF	3.0	COLUMBIA GAS TRAN
8238756		3409300031		108		WALTER ZMUGINSKY ETAL 705405	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238743		3408922187		108		WARREN & HELEN SHAW 706859	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN
8238814		3410520313		108		WARREN ELLIOTT 706871	SOUTHERN DIST STE OF	0.4	COLUMBIA GAS TRAN
8238753		3409300020		108		WEARNER ARMENAT 703136	NORTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238840		3416700557		108		WILBERT F OWENS 705819	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238686		3400900499		108		WILLIAM A CLUMM 704970	SOUTHERN DIST STE OF	0.8	COLUMBIA GAS TRAN
8238828		3412723625		108		WILLIAM BATES ETAL 701581	SOUTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238778		3410300035		108		WILLIAM SNYDER ETAL 705351	NORTHERN DIST STE OF	1.0	COLUMBIA GAS TRAN
8238801		3410500382		108		WILMA LE MAY ETAL 705643	SOUTHERN DIST STE OF	2.0	COLUMBIA GAS TRAN
8238815		3411500315		108		WOODROW FERRELL 702483	SOUTHERN DIST STE OF	0.6	COLUMBIA GAS TRAN

-CUYAHOGA EXPLORATION & DEVELOPMENT RECEIVED: 06/21/82 JA: OH

VOLUME 684 PAGE 005

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238854		3416727083		103		DELMAR HENDERSHOT #7	DALZELL	23.7	
-DOLPHA ANDERSON				RECEIVED:	06/21/82	JA: OH			
8238660		3416724064		108		MARGUERITE WOODRUFF #1	WATERTOWN	7.6	GAS TRANSPORT INC
8238658		3416723663		108		MOYER #1	BARLOW	0.0	GAS TRANSPORT INC
8238659		3416723935		108		WAYNE WOODRUFF #1	WATERTOWN	34.1	GAS TRANSPORT INC
-DOME DRILLING CO				RECEIVED:	06/21/82	JA: OH			
8238855		3416923089		103		FRANCHESTER #1	W SALEM	54.7	COLUMBIA GAS TRAN
-R GENE BRASEL DBA BRASEL & BRASEL				RECEIVED:	06/21/82	JA: OH			
8238671		3405320563		107-TF		DALE MULFORD #1	CHESHIRE	2.0	COLUMBIA GAS TRAN
8238670		3405320546		107-TF		HURST ARROWOOD #1	ADDISON	3.0	COLUMBIA GAS TRAN
8238669		3405320542		107-TF		JOSEPH D WILLS #1	CHESHIRE	2.0	COLUMBIA GAS TRAN
8238668		3405320400		107-TF		ROBERT J FREEMAN #1	CHESHIRE	1.0	COLUMBIA GAS TRAN

BILLING CODE 6717-01-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 July 29, 1982.

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. 82–19086 Filed 7–13–82; 8:45 am]
BILLING CODE 6717–01–M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: July 2, 1982.

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
OHIO DEPARTMENT OF NATURAL RESOURCES									
-BERMAN J SHAFER				RECEIVED:	06/21/82	JA: OH			
8239000		3407522998		107-TF		ALVIN BEACHY #1	PAINT	7.5	COLUMBIA GAS TRAN
8239012		3410322645		107-TF		BEATRICE BRYSON #1	WESTFIELD	7.5	COLUMBIA GAS TRAN
8239004		3410322349		107-TF		DALLAS THOMPSON #1	SPENCER	10.0	COLUMBIA GAS TRAN
8239010		3410322542		107-TF		E & M LARKEY #1	SPENCER	7.5	COLUMBIA GAS TRAN
8239002		3410322275		107-TF		JULIA DEWAR #1	SPENCER	83.0	COLUMBIA GAS TRAN
8239005		3410322350		107-TF		JULIA DEWAR #2	SPENCER	83.0	COLUMBIA GAS TRAN
8239007		3410322378		107-TF		JULIA DEWAR #3	SPENCER	83.0	COLUMBIA GAS TRAN
8239001		3410322211		107-TF		LOREN MANTZ #1	SPENCER	7.3	COLUMBIA GAS TRAN
8239003		3410322276		107-TF		LOREN MANTZ #2	SPENCER	26.0	COLUMBIA GAS TRAN
8239006		3410322351		107-TF		MEDINA SOD FARMS INC #1	WESTFIELD	25.0	COLUMBIA GAS TRAN
8239009		3410322541		107-TF		MEDINA SOD FARMS INC #2	WESTFIELD	25.0	COLUMBIA GAS TRAN
8239008		3410322540		107-TF		MEDINA SOD FARMS INC #3	WESTFIELD	25.0	COLUMBIA GAS TRAN
8238999		3407522495		107-TF		S & E KEIM #1	PAINT	7.5	COLUMBIA GAS TRAN
8239011		3410322546		107-TF		W & B JARVIS #1	WESTFIELD	7.5	COLUMBIA GAS TRAN
-CARL E SMITH PETROLEUM INC				RECEIVED:	06/21/82	JA: OH			
8239014		3410522102		107-DV		DIV OF FORESTRY STATE OF OHIO 227	OLIVE	16.0	COLUMBIA GAS TRAN
8239015		3410522149		107-DV		ELBERFELD FARM INC #232	ORANGE	20.0	COLUMBIA GAS TRAN
-CLARENCE SHERMAN				RECEIVED:	06/21/82	JA: OH			
8239013		3415723716		103	107-TF	RICHARD ZIMMERMAN #1-A	AUBURN	15.0	EAST OHIO GAS CO
-DONNELLY GAS & OIL CORP				RECEIVED:	06/21/82	JA: OH			
8238859		3405922497		108		FOURMONT #1 (WEBER #4)		14.0	NATIONAL PETROLEU
8238857		3405922448		108		HAZLETT #1		3.0	NATIONAL PETROLEU
8238858		3405922460		108		JONES #1		2.0	NATIONAL PETROLEU
8238860		3405922498		108		ROSE #1		3.0	NATIONAL PETROLEU
8238856		3405922167		108		WEBER #2		8.0	EAST OHIO GAS CO
-EDCO DRILLING & PRODUCING INC				RECEIVED:	06/21/82	JA: OH			
8238861		3407522243		108		RICHARDS SM-1A		18.0	COLUMBIA GAS TRAN
8238862		3416922107		108		ROLLASON UNIT MO-1A		18.0	COLUMBIA GAS TRAN
-FRANK W HOOVER PROD				RECEIVED:	06/21/82	JA: OH			
8238940		3416923231		103		DWAIN D MASSIE #2	NEW PITTSBURG	0.0	COLUMBIA GAS TRAN
-GASEARCH INC				RECEIVED:	06/21/82	JA: OH			
8238931		3415522084		103	107-TF	CARMEL #1	BRISTOL	20.0	AMERICAN ENERGY S
8238932		3415522085		103	107-TF	CARMEL #2	BRISTOL	20.0	AMERICAN ENERGY S
8238929		3413322853		103	107-TF	ENGLISH REALTY #1	HIRAM	20.0	AMERICAN ENERGY S
8238930		3413322854		103	107-TF	ENGLISH REALTY UNIT #2	HIRAM	20.0	AMERICAN ENERGY S
8238928		3413323031		103	107-TF	MORRIS-POLING #2A	SHARON	20.0	COLUMBIA GAS OF O
-GNC ENERGY CORP				RECEIVED:	06/21/82	JA: OH			
8238924		3411522597		103	107-TF	CHARLES & THEA NICHOLS #1	RINGGOLD	15.0	
8238925		3411522598		103	107-TF	CHARLES & THEA NICHOLS #2	RINGGOLD	15.0	
8238912		3411522492		107-TF		DAVID & EVELYN GERSPER #1	RINGGOLD	15.0	

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238920		3411522563		107-TF		DAVID & EVELYN GERSPER #2	UNION	15.0	
8238881		3411522374		107-TF		DAVID & PATRICIA SHANER #1	UNION	15.0	
8238911		3411522482		103	107-TF	DENVER & THERESA HAMBEL #1	RINGGOLD	0.0	
8238871		3411522135		107-TF		DON & CHARLOTTE SOUTHALL #1	MALTA	15.0	
8238868		3411522122		107-TF		DON & CHARLOTTE SOUTHALL #4	MALTA	15.0	
8238926		3411522614		107-TF		DON & LINDA DRAKE #1	RINGGOLD	15.0	
8238885		3411522391		107-TF		DON & LOUISE MURPHY #1	MALTA	15.0	
8238869		3411522132		107-TF		DON & SARAH ABER #1	MALTA	15.0	
8238922		3411522566		107-TF		EDGAR & WINIFRED DAVIS #1	UNION	15.0	
8238904		3411522439		103	107-TF	ELEANOR MASSEY #3	ROKEBY LOCK	15.0	
8238902		3411522437		107-TF		ELEANOR MASSEY ET AL #1	ROKEBY LOCK	15.0	
8238903		3411522438		107-TF		ELEANOR MASSEY ET AL #2	ROKEBY LOCK	15.0	
8238905		3411522440		103	107-TF	ELEANOR MASSEY ET AL #4	RINGGOLD	15.0	
8238906		3411522442		103	107-TF	ELEANOR MASSEY ET AL #6	ROKEBY LOCK	15.0	
8238907		3411522443		107-TF		ELEANOR MASSEY ET AL #7	RINGGOLD	15.0	
8238923		3411522567		107-TF		FRANCES ROSS #1	MALTA	15.0	
8238888		3411522414		103	107-TF	FRANK & ELLA HARRISON #1	RINGGOLD	15.0	
8238887		3411522405		103	107-TF	FRANK & ELLA HARRISON #3	RINGGOLD	15.0	
8238921		3411522564		107-TF		GEORGE & FLORENCE ECHELBARGER #1	MALTA	15.0	
8238919		3411522562		103	107-TF	GEORGE & OPAL MATSON #1	UNION	15.0	
8238896		3411522429		107-TF		GEORGE & ROSENE ZAROS #1	MALTA	15.0	
8238927		3411522617		107-TF		HAROLD DON & LINDA DRAKE "B" #1	RINGGOLD	15.0	
8238914		3411522530		103	107-TF	HAZEL W PARSONS #1	UNION	15.0	
8238915		3411522531		103	107-TF	HAZEL W PARSONS #2	UNION	15.0	
8238897		3411522432		103	107-TF	HERBERT & GLORIA SCOTT #1	RINGGOLD	15.0	
8238898		3411522433		107-TF		HERBERT & GLORIA SCOTT #2	RINGGOLD	15.0	
8238900		3411522435		107-TF		HERBERT & GLORIA SCOTT #4	RINGGOLD	15.0	
8238901		3411522436		107-TF		HERBERT & GLORIA SCOTT #5	RINGGOLD	15.0	
8238908		3411522461		107-TF		JAMES & JANICE MCCONKEY #6	UNION	15.0	
8238909		3411522462		107-TF		JAMES & JANICE MCCONKEY #7	RINGGOLD	15.0	
8238892		3411522425		107-TF		JAMES JANICE MARY MCCONKEY #2	UNION	15.0	
8238893		3411522426		107-TF		JAMES JANICE MARY MCCONKEY #3	UNION	15.0	
8238894		3411522427		103	107-TF	JAMES JANICE MARY MCCONKEY #4	ROKEBY LOCK	15.0	
8238870		3411522133		107-TF		JOHN & AILEEN CLEMENS #1	MALTA	15.0	
8238913		3411522529		107-TF		JONAS & BENA MILLER #1	MALTA	15.0	
8238910		3411522480		107-TF		JONAS & BENA MILLER 2	MALTA	15.0	
8238866		3411522120		107-TF		K D & MAXINE MORIN #3	MALTA	15.0	
8238865		3411522119		107-TF		K D & MAXINE MORIN #4	MALTA	15.0	
8238876		3411522195		107-TF		KENNEBEC INC (CHRISTIE) #1	MALTA	15.0	
8238877		3411522196		107-TF		KENNEBEC INC (CHRISTIE) #2	ROKEBY LOCK	15.0	
8238878		3411522197		107-TF		KENNEBEC INC (CHRISTIE) #3	MALTA	15.0	
8238886		3411522402		103	107-TF	M E/M L GLADDEN #2	RINGGOLD	15.0	
8238889		3411522422		107-TF		M L & CAROL GLADDEN "A" #1	UNION	15.0	
8238890		3411522423		107-TF		M L & CAROL GLADDEN "A" #2	UNION	15.0	
8238895		3411522428		107-TF		MARY MCCONKEY #5	UNION	15.0	
8238891		3411522424		107-TF		MCCONKEY JAMES JANICE & MARY #1	RINGGOLD	15.0	
8238916		3411522541		107-TF		RALPH W KENNEY #1	DEERFIELD	15.0	
8238883		3411522381		107-TF		RICHARD & DIANA ROSS #1	MORGAN	15.0	
8238918		3411522561		107-TF		RICHARD JR & HELEN FERGUSON #1	MALTA	15.0	
8238917		3411522543		107-TF		ROBERT & ADA BLACKBURN #2	MALTA	15.0	
8238882		3411522378		107-TF		ROBERT & ROSALIE BROCK #1	MALTA	15.0	
8238884		3411522382		107-TF		ROBERT & ROSALIE BROCK #2	MALTA	15.0	
8238899		3411522434		107-TF		SCOTT HERBERT & GLORIA #3	RINGGOLD	15.0	

VOLUME 685 PAGE 003

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238880		3411522367		107-TF		SHIRLEY SANDS #1	UNION	15.0	
8238879		3411522363		107-TF		SHIRLEY SANDS #2	UNION	15.0	
8238874		3411522193		107-TF		WAYNE & DOROTHY RAY #1	MALTA	15.0	
8238867		3411522121		107-TF		WAYNE & DOROTHY RAY #4	MALTA	15.0	
8238872		3411522143		107-TF		WILBUR & EDITH WRIGHT #1	MALTA	15.0	
8238873		3411522144		107-TF		WILBUR & EDITH WRIGHT #4	MALTA	15.0	
8238863		3411522111		107-TF		WILLIAM & ELIZABETH BYLER #1	MALTA	15.0	
8238864		3411522112		107-TF		WILLIAM & ELIZABETH BYLER #3	MALTA	15.0	
8238875		3411522194		107-TF		WM & CARROLL MOORE ET AL #1	MALTA	15.0	
-HADDAD & BROOKS INC				RECEIVED:	06/21/82	JA: OH			
8239016		3416726959		103	107-TF	E MAYLE #1	WESLEY	30.0	
-HERALD OIL & GAS CO				RECEIVED:	06/21/82	JA: OH			
8238935		3410522355		107-TF		ALVIN WAGGONER #1	SCIPIO	0.0	COLUMBIA GAS TRAN
8238933		3410522201		107-TF		CARL NICHOLS #1	SALISBURY	0.0	COLUMBIA GAS TRAN
8238938		3410522402		107-TF		MARY ANNE WHITT DANNER #1	SHADE	0.0	COLUMBIA GAS TRAN
8238937		3410532368		107-TF		ROBERT ALKIRE #1	ALBANY	0.0	COLUMBIA GAS TRAN
8238934		3410522354		107-TF		ROGER BROWN #1	SALISBURY	0.0	COLUMBIA GAS TRAN
8238936		3410522366		107-TF		SHERMAN BASHAM #1	RUTLAND	0.0	COLUMBIA GAS TRAN
-HOPEWELL OIL AND GAS DEVELOPMENT CO				RECEIVED:	06/21/82	JA: OH			
8238942		3411924655		107-RT		E MOCK #1	SALT CREEK	6.0	NATIONAL GAS & OI
8238941		3411522217		107-TF		EARL CAMPBELL #1	DEERFIELD	12.0	COLUMBIA GAS TRAN
8238943		3411924656		107-RT		H SHEPPARD #1	NEWTON	10.0	NATIONAL GAS & OI
8238946		3411925175		107-TF		LARRY PAUL #1	WAYNE	6.0	NATIONAL GAS & OI
8238945		3411924679	D	107-RT		R RUCKER #1	NEWTON	15.0	NATIONAL GAS & OI
8238944		3411924677		103	107-RT	ROBERT HARROP #4	HARRISON	3.0	NATIONAL GAS & OI
-IRVIN PRODUCING COMPANY				RECEIVED:	06/21/82	JA: OH			
8238951		3412724860		108		GAXEL TOKIE #2		1.0	COLUMBIA GAS TRAN
8238952		3412724861		108		GAZEL TOKIE #3		1.0	COLUMBIA GAS TRAN
8238948		3412724515		108		WALTER PETTET #3		1.0	COLUMBIA GAS TRAN
8238947		3412724514		108		WALTER PETTET #4		1.0	COLUMBIA GAS TRAN
8238949		3412724516		108		WALTER PETTET #5		1.0	COLUMBIA GAS TRAN
8238950		3412724517		108		WALTER PETTET #6		1.0	COLUMBIA GAS TRAN
-JERRY MOORE INC				RECEIVED:	06/21/82	JA: OH			
8238977		3406720183		103		ROY BIRNEY #1	CADIZ	2.0	COLUMBIA GAS TRAN
-JOE L SCHRIMSHER				RECEIVED:	06/21/82	JA: OH			
8238998		3403123536		103	107-RT	ARCHIE WILLIAMSON #4	CLARK	20.0	COLUMBIA GAS TRAN
-K S T OIL & GAS CO INC				RECEIVED:	06/21/82	JA: OH			
8238957		3415320733		103	107-TF	BLOSSOM #1	NORTHAMPTON	0.0	EAST OHIO GAS CO
8238956		3415320677		103	107-TF	CARR-ARMINGTON #1	NORTHAMPTON	0.0	REPUBLIC STEEL CO
8238953		3413322243		103	107-TF	CRANO #1	EDINBURGH	0.0	
8238954		3413322244		103	107-TF	CRANO #2	EDINBURGH	0.0	
8238966		3415320986		103	107-TF	CROWN POINT #2	BATH	0.0	EAST OHIO GAS CO
8238964		3415320863		103	107-TF	CUNNINGHAM #4	HUDSON	0.0	
8238970		3415723516		103	107-TF	H BREYER #6	YORK	0.0	
8238955		3415320629		103	107-TF	J D & M E BELL #1	NORTHAMPTON	0.0	
8238969		3415723412		103	107-TF	MARY L WARNER #1	YORK	0.0	
8238958		3415320774		103	107-TF	QUICK #2	BOSTON	0.0	
8238959		3415320775		103	107-TF	QUICK-ARMINGTON #1	BOSTON	0.0	
8238961		3415320806		103	107-TF	REED #1	NORTHAMPTON	0.0	
8238965		3415320943		103	107-TF	REVERE SCHOOL #2	BATH	0.0	EAST OHIO GAS CO
8238963		3415320813		103	107-TF	SOMMERS #2	NORTHAMPTON	0.0	
8238962		3415320807		103	107-TF	SWAIN #2	NORTHAMPTON	0.0	
8238967		3415321046		103	107-TF	UNDERWOOD #3	NORTHAMPTON	0.0	

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8238968		3415321086		103	107-TF	UNDERWOOD #4	NORTHAMPTON	0.0	
8238960		3415320783		103	107-TF	W MYERS #1	NORTHAMPTON	0.0	
-KENOIL				RECEIVED:	06/21/82	JA: OH			
8238971		3408322377		108		HARLEY FRAZEE 1		1.0	COLUMBIA GAS TRAN
-LEADER EQUITIES INC				RECEIVED:	06/21/82	JA: OH			
8238975		3411924658		108		H CASTOR #2		15.0	
8238974		3411924603		108		MATCHETT #1		15.0	
8238972		3411923877		108		ROSS #2		15.0	
8238973		3411924559		108		STEWART KLEIN #1		15.0	
-LOMAK PETROLEUM INC				RECEIVED:	06/21/82	JA: OH			
8238976		3405520340		107-TF		T HESS #1	BURTON	24.0	EAST OHIO GAS CO
-NEIL T TRAVES				RECEIVED:	06/21/82	JA: OH			
8239021		3410322574		103	107-TF	ROMILY AND PATSY TRAVES #1	LODI	22.0	
-NEW FRONTIER EXPLORATION INC				RECEIVED:	06/21/82	JA: OH			
8238978		3405923232		107-TF		BERNICE TEDRICK #1	CAMBRIDGE	20.0	
8238979		3410322579		107-TF		J KOCSIS #2	WADSWORTH	18.0	AMERICAN ENERGY S
8238981		3416923120		107-TF		MAUER UNIT #1	WASHINGTON	0.0	AMERICAN ENERGY S
8238980		3415123664		107-TF		WATSON-LLOYD UNIT #1	WADSWORTH	23.0	
-NUCORP ENERGY COMPANY				RECEIVED:	06/21/82	JA: OH			
8238982		3400721349		103	107-TF	HATCHETTE #1	DENMARK	54.0	OHIO GAS CO
-OXFORD OIL CO				RECEIVED:	06/21/82	JA: OH			
8238983		3411522750		103	107-TF	ELDA HILL #1	DEAVERTOWN	11.0	
8238985		3411926091		103	107-TF	ILIFF CUNNINGHAM #1	NORWICH	10.0	
8238986		3411926249		103	107-TF	JAMES GRUNDY #1	SPRINGFIELD	11.0	
8238984		3411925960		103	107-TF	LEWIS CARR #1	CROOKSVILLE	10.0	
-PEPPER OIL CO				RECEIVED:	06/21/82	JA: OH			
8238989		3411925419		107-TF		DURST #1	NEWTON	6.0	COLUMBIA GAS TRAN
-PINE TOP ESTATES PARTNERSHIP				RECEIVED:	06/21/82	JA: OH			
8238990		3415321047		103	107-TF	R & N N MALOYAN #1	FAIRLAWN	25.5	EAST OHIO GAS CO
-POI ENERGY INC				RECEIVED:	06/21/82	JA: OH			
8238991		3400721649		103	107-TF	BONDS #1	NEW LYME	26.0	
8238992		3400721782		103	107-TF	H & M FULLER #1	WINDSOR	22.0	
8238993		3400721925		103	107-TF	HENSON #1	NEW LYME	20.0	EAST OHIO GAS CO
8238994		3413322670		103	107-TF	SPERRY #4	STREETSBORO	34.0	
-POWER RESOURCES INC				RECEIVED:	06/21/82	JA: OH			
8238995		3415723674		107-TF		CONOTTON LAND CO #4	WARREN	0.0	M B OPERATING CO
-PREMIER ENERGY CORP				RECEIVED:	06/21/82	JA: OH			
8238996		3416922416		107-TF		ALVIN STEINER #1	MILTON	0.0	EAST OHIO GAS CO
-RELIABLE EXPLORATION & DRILLING CO				RECEIVED:	06/21/82	JA: OH			
8238997		3411926797		103		USA CHRISTMAN-WELL #1	GRANDVIEW TOWNSHIP	500.0	
-TIGER OIL INC				RECEIVED:	06/21/82	JA: OH			
8239017		3411122848	D	107-TF		BRADFIELD #3	JACKSON	0.0	RIVER GAS CO
8239018		3416727138	D	107-TF		G LAUER #1	SALEM	0.0	COLUMBIA GAS TRAN
8239019		3416727140	D	107-TF		MARTHA SUDER #1	SALEM	0.0	COLUMBUS GAS TRAN
-TITAN ENERGY CORP				RECEIVED:	06/21/82	JA: OH			
8239020		3411522534		103	107-TF	PHILLIPS & MASEL JOHNSON #1	MEIGSVILLE	20.0	COLUMBIA GAS TRAN
-TOWNER PETROLEUM CO				RECEIVED:	06/21/82	JA: OH			
8239034		3406720520		103	107-TF	A CROSIER #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239030		3405923211		103	107-TF	A SMITH #1	EAST GUERNSEY	0.0	TENNESSEE GAS PIP
8239024		3405923092		103	107-TF	BLACKWOOD #5	EAST GUERNSEY	0.0	TENNESSEE GAS PIP
8239032		3405923213		103	107-TF	BLACKWOOD #7	EAST GUERNSEY	0.0	TENNESSEE GAS PIP
8239036		3406720530		103	107-TF	C CARPENTER/G MALLARNEE #1	FREEPORT	0.0	TENNESSEE GAS PIP
8239025		3405923130		103	107-TF	DEIOMA #2	GUERNSEY	0.0	TENNESSEE GAS PIP

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239022		3402920849		103	107-TF	E COY #2	SALEM	0.0	COLUMBIA GAS OF O
8239027		3405923174		103	107-TF	E PORTER #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239033		3405923278		103	107-TF	GRAY/BRUBAKER/MCELWAIN #1	EAST GUERNSEY	0.0	TENNESSEE GAS PIP
8239037		3406720531		103	107-TF	HARVEY L & SHIRLEY DUNLAP #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239028		3405923175		103	107-TF	HAYES/SHEPPARD #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239039		3406720538		103	107-TF	HENRY & IRENE LUKAS #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239029		3405923197		103	107-TF	HYDE/HATFIELD #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239023		3402920851		103	107-TF	J COY #2	SALEM	0.0	COLUMBIA GAS OF O
8239038		3406720533		103	107-TF	O PLOTTS/A MURRAY #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239035		3406720529		103	107-TF	RAYMOND HOUSEHOLDER #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239026		3405923172		103	107-TF	SHEPPARD/FORD #1	GUERNSEY	0.0	TENNESSEE GAS PIP
8239031		3405923212		103	107-TF	V JOHNSON #1	EAST GUERNSEY	0.0	TENNESSEE GAS PIP
-UNIVERSAL MINERALS INC				RECEIVED:	06/21/82	JA: OH			
8239041		3416726930		103		CALDWELL #3	WARREN	0.5	
8239040		3416725759		103		WAGNER #1	WARREN	0.5	
-W H PATTON DRILLING CO				RECEIVED:	06/21/82	JA: OH			
8238988		3407523088	D	107-TF		ALLEN & MIRIAM CASEY #1	HARDY	4.5	
8238987		3407522900	D	107-TF		LILONEL & EILEEN DYE #1	HARDY	5.0	
-WILLIAM F HILL				RECEIVED:	06/21/82	JA: OH			
8238939		3407523712		103 -TF		ANNA WEAVER #1	PRAIRIE	8.0	

BILLING CODE 6717-01-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 July 29, 1982.

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. 82–19087 Filed 7–13–82; 8:45 am]
BILLING CODE 6717–01–M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: July 8, 1982.

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
						TEXAS RAILROAD COMMISSION			
-A L SAUDER JR				RECEIVED:	06/17/82	JA: TX			
8239283	F-09-051778	4249700000		102-4		VAUGHT USA #1 (L-2) RRC #21769	AUDABON (6300)	0.0	NATURAL GAS PIPEL
-ADA OIL EXPLORATION CORP				RECEIVED:	06/17/82	JA: TX			
8239134	F-03-046567	4228700000		102-2		JOHN NEWMAN #4	GIDDINGS	18.5	PHILLIPS PETROLEU
-ADOBE OIL & GAS CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239412	F-8A-052347	4244531052		103		CLARE #9	PRENTICE (6700)	11.0	AMOCO PRODUCTION
8239384	F-7B-052221	4213333738		102-4		SNEED "E" #2	MANGUM NORTH (3200)	47.0	ODESSA NATURAL CO
-AKERS AND FULTZ INC				RECEIVED:	06/17/82	JA: TX			
8239207	F-09-050309	4250335519		102-2		ANN PRICE #3 RRC #21903	PRICE (MARBLE FALLS C	360.0	LONE STAR GAS CO
-ALFRED C GLASSELL JR				RECEIVED:	06/17/82	JA: TX			
8239129	F-06-046065	4236500000		103	107-TF	DUNAWAY #8	CARTHAGE	365.0	ARKANSAS-LOUISIAN
-ALPS OIL CO				RECEIVED:	06/17/82	JA: TX			
8239288	F-08-051899	4210332823		103		M B MCKNIGHT "B" #5	SAND HILLS (MCKNIGHT)	23.7	WARREN PETROLEUM
-AMERICAN PETROFINA COMPANY OF TEXAS				RECEIVED:	06/17/82	JA: TX			
8239253	F-02-051355	4217500000		108		IDEUS UNIT #2	SLICK EAST (2-7600')	15.0	UNITED GAS PIPE L
-AMERICAN QUASAR PETROLEUM CO				RECEIVED:	06/17/82	JA: TX			
8239227	F-8A-050842	4244531027		103		RAMSEUR #1-92-L	SEC 92 BLK T D & W RR	0.0	
8239158	F-7C-048024	4243532537		103	107-TF	SHURLEY 1-36	SHURLEY RANCH (CANYON	0.0	EL PASO NATURAL G
-AMOCO PRODUCTION CO				RECEIVED:	06/17/82	JA: TX			
8239431	F-03-052432	4205131848		102-4		A B CHILDERS JR #1	CALDWELL(AUSTIN CHALK	36.3	FERGUSON CROSSING
8239321	F-8A-052038	4218930324		103		ANTON - IRISH CLEARFORK UNIT #435	ANTON-IRISH	6.2	PIONEER CORP
8239430	F-03-052431	4205131423		102-4		BOX-KELLY UNIT #1	CALDWELL (AUSTIN CHAL	50.0	FERGUSON CROSSING
8239159	F-06-048079	4220330788		103		CALDWELL GAS UNIT #2	WOODLAWN/TRAVIS PEAK/	184.0	EAST TEXAS INDUST
8239428	F-03-052423	4205131431		102-4		DON DILLON ET AL #1	STONE CITY(AUSTIN CHA	31.0	FERGUSON CROSSING
8239432	F-02-052433	4229731717		102-4		DUTY GAS UNIT #4	MAXINE EAST(10,600)	76.7	NATURAL GAS PIPEL
8239427	F-03-052422	4205131974		102-4		EDWARD VERWOLD #1	CALDWELL/AUSTIN CHALK	40.2	FERGUSON CROSSING
8239429	F-03-052430	4205132050		102-4		HAZEL J CHACHERE "A" #1	STONE CITY(AUSTIN CHA	47.1	FERGUSON CROSSING
-ANDERSON PETROLEUM INC				RECEIVED:	06/17/82	JA: TX			
8239116	F-7C-044463	4210533651		103	107-TF	AUSTIN C MILLSPAUGH "B" 2-18	OZONA (CANYON SAND)	50.0	ANDERSON PIPELINE
8239138	F-7C-046811	4210532173		108		CARSON MILLSPAUGH "A" 3-46	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239141	F-7C-046830	4210531067		108		CRYSTELLE CHILDRESS "A" 2-6	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239140	F-7C-046821	4210531991		108		ELMER HOOVER HATTON ESTATE "D" 1-12	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239136	F-7C-046799	4210532178		108		IRA CARSON "C" 3-1	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239137	F-7C-046809	4210531704		108		IRA CARSON "L" 2-46	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239142	F-7C-046831	4210532337		108		LAURA HOOVER ESTATE "H" 2-40	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239135	F-7C-046793	4210531920		108		MOODY MINERALS "A" 2-11	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8239139	F-7C-046817	4210532199		108		W K WARREN FOUNDATION 4-24	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
-ARCO OIL AND GAS COMPANY				RECEIVED:	06/17/82	JA: TX			
8239123	F-04-045674	4221500000		102-4		J M MORIN #1	DONNA (MONTGOMERY)	24.0	TENNESSEE GAS PIP
*8239372	F-8A-052160	4250132094		103		WILLARD UNIT #137-C	WASSON	36.0	COLTEXO CORP
*8239373	F-8A-052161	4250132088		103		WILLARD UNIT #155-C	WASSON	7.0	COLTEXO CORP

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
*8239371	F-8A-052159	4250132085	103		WILLARD UNIT #178-C	WASSON	13.0	COLTEXO CORP
-ARIES PETROLEUM INC			RECEIVED:	06/17/82	JA: TX			
8239365	F-7B-052143	4205933366	102-4		F WINDHAM #1 (17947)	JESSICA (MISS)	54.0	UNION TEXAS PETRO
8239364	F-7B-052142	4205933384	102-4		F WINDHAM #2 (17802)	POINDEXTER (CROSS PLA	15.0	UNION TEXAS PETRO
8239363	F-7B-052141	4205933385	102-4		F WINDHAM #3 (17802)	POINDEXTER (CROSS PLA	15.0	UNION TEXAS PETRO
8239362	F-7B-052139	4205933514	102-4		F WINDHAM #4 (17802)	POINDEXTER (CROSS PLA	16.0	UNION TEXAS PETRO
8239361	F-7B-052138	4205933514	102-4		F WINDHAM #5 (17802)	POINDEXTER (CROSS PLA	17.0	UNION TEXAS PETRO
8239360	F-7B-052137	4205933567	102-4		F WINDHAM #6 (17802)	POINDEXTER (CROSS PLA	14.0	UNION TEXAS PETRO
8239359	F-7B-052136	4205933516	102-4		F WINDHAM "A" #2 (18145)	POINDEXTER (CROSS PLA	15.0	UNION TEXAS PETRO
-ASPEN PETROLEUM INC			RECEIVED:	06/17/82	JA: TX			
8239319	F-10-052017	4217930873	103		BELL #1 04890			
8239318	F-10-052016	4217930871	103		BELL #3 04890	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239343	F-10-052085	4217930886	103		JONES #3 04889	PANHANDLE GRAY COUNTY	72.3	NORTHERN NATURAL
8239344	F-10-052086	4217930887	103		JONES #4 04889	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239345	F-10-052087	4217931061	103		JONES #5 04889	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239346	F-10-052088	4217930966	103		JONES #6 04889	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239317	F-10-052015	4217930946	103		SHEPHERD #1 05010	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239316	F-10-052014	4217930946	103		SHEPHERD #2 05010	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239315	F-10-052013	4206530924	103		SHEPHERD #3 05010	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
8239314	F-10-052012	4206530925	103		SHEPHERD #4 05010	PANHANDLE GRAY COUNTY	72.0	NORTHERN NATURAL
-AUGUSTA OIL & GAS			RECEIVED:	06/17/82	JA: TX			
8239370	F-7B-052157	4226332113	102-4		BAILEY #280 1-A (18317)	CULLERS & BAILEY (CAN	129.0	CONOCO INC
-B J GIERHART INC			RECEIVED:	06/17/82	JA: TX			
8239871	F-04-037702	4213134477	103		PALACIOS-CABALLERO GAS UNIT #1	BUENA SUERTE N (TINNE	73.0	VALLEY GAS TRANSM
-BANDERA ENERGY CO			RECEIVED:	06/17/82	JA: TX			
8239231	F-08-051118	4213500000	103		EDWARDS ESTATE 1-32	DOUBLE H (GRAYBURG)	3.6	PHILLIPS PETROLEU
-BASS ENTERPRISES PRODUCTION CO			RECEIVED:	06/17/82	JA: TX			
8239216	F-08-050527	4210931551	103		GEORGE FRASER "5" #1	GERALDINE (DELAWARE A	21.9	
-BEACH OIL & GAS INC			RECEIVED:	06/17/82	JA: TX			
8239302	F-10-051976	4208730180	103		HAWKINS (5) #1 RRC ID #098545	PANHANDLE EAST	94.9	HI PLAINS NATURAL
8239299	F-10-051972	4248330926	103		LINKEY (106) #1 RRC ID#098546	PANHANDLE EAST	292.3	HI PLAINS NATURAL
8239303	F-10-051977	4248331001	103		LINKEY (106) #2 RRC ID #098549	PANHANDLE EAST FIELD	17.5	HI PLAINS NATURAL
8239300	F-10-051973	4248330928	103		LINKEY (129) #1 RRC ID #098547	PANHANDLE EAST	2.6	HI PLAINS NATURAL
8239301	F-10-051975	4248330986	103		PAKAN (127) #1 RRC ID #098544	PANHANDLE EAST FIELD	15.3	HI PLAINS NATURAL
-BEAL OPERATING			RECEIVED:	06/17/82	JA: TX			
8239295	F-7B-051966	4208332863	102-4		CARL STOUP #3 (098303)	STOUP (CAMP COLORADO)	14.0	ODESSA NATURAL CO
-BELCO PETROLEUM CORPORATION			RECEIVED:	06/17/82	JA: TX			
8239184	F-7C-043561	4210328235	103		UNIVERSITY 4-13	INGHAM QUEENS	0.0	EL PASO NATURAL G
-BERRY BROTHERS PETROLEUM INC			RECEIVED:	06/17/82	JA: TX			
8239167	F-03-348527	4205100000	102-2		WENDLER #1	GIDDINGS (AUSTIN CHAL	360.0	CLAJON GAS CO
-BERRY EXPLORATION CORP			RECEIVED:	06/17/82	JA: TX			
8239232	F-09-051125	4233700000	103		BASHE 1-171	CLINGINGSMITH (CADDO	26.0	J L DAVIS
-BLUESKY OIL & GAS INC			RECEIVED:	06/17/82	JA: TX			
8239145	F-03-047087	4214930703	102-2		ARNIM "K" UNIT #1	GIDDINGS (AUSTIN CHAL	0.0	CLAJON GAS CO
-BORDER EXPLORATION CO			RECEIVED:	06/17/82	JA: TX			
8239161	F-04-048198	4221531191	102-4		YTURRIA #1	JEFFRESS W (VICKSBURG	985.0	VALERO TRANSMISSI
-BRAZOS PETROLEUM CO			RECEIVED:	06/17/82	JA: TX			
8239404	F-7C-052297	4238331875	103		SUGG #3	CALVIN (DEAN)	15.0	UNION TEXAS PETRO
-BRIDWELL OIL CO			RECEIVED:	06/17/82	JA: TX			
8239174	F-7B-049023	4213300000	103		CHARLES SPICER #1	MANGUM SOUTH (V MARBL	36.0	ODESSA NATURAL GA
8239408	F-09-052312	4207731719	103		HALSELL "B" #8	AUSTIN-BRIXEY	10.0	CORONADO GAS SYST
8239418	F-09-052361	4223733969	103		RICHARDS RANCH #6	LUNA-MAG	10.0	TEXAS UTILITIES F
-BTA OIL PRODUCERS			RECEIVED:	06/17/82	JA: TX			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239260	F-8A-051471	4211531626		103		WELCH S E (SPRABERRY) UNIT #1-10	WELCH S E (SPRABERRY)	16.0	PHILLIPS PETROLEU
-C F LAWRENCE & ASSOC INC				RECEIVED:	06/17/82	JA: TX			
8239402	F-7C-052276	4210500000		103		TODD "O" #3	TODD S W (SAN ANDRES	8.0	APACHE GAS CORP
8239403	F-7C-052279	4210500000		103		TODD "P" #1	TODD W (SAN ANDRES)	0.0	APACHE GAS CORP
-CASSELL OIL CO				RECEIVED:	06/17/82	JA: TX			
8239060	F-7B-034386	4204931879		102-4 103		MURDOCH #2	JETT (DUFFER)	82.1	ODESSA NATURAL CO
8239061	F-7B-034555	4204900000		102-4 103		QUAIL HOLLOW #2	JETT (DUFFER)	333.3	ODESSA NATURAL CO
-CHAMPLIN PETROLEUM COMPANY				RECEIVED:	06/17/82	JA: TX			
8239119	F-06-044931	4236500000		103	107-TF	CARTHAGE GAS UNIT 1 #4	CARTHAGE (COTTON VALL	0.0	TENNESSEE GAS PIP
8239068	F-06-037256	4236500000		103	107-TF	CARTHAGE GAS UNIT 6 #5	CARTHAGE	0.0	TENNESSEE GAS PIP
8239156	F-03-047969	4205100000		102-2 103		JOHN W HEINE #3	GIDDINGS (AUSTIN CHAL	0.0	FERGUSON CROSSING
-CHAPMAN OIL CO				RECEIVED:	06/17/82	JA: TX			
8239262	F-7B-051490	4205900000		102-4		WILLIE HENRY #1 (74760)	CLEAR CREEK (CADDO)	15.0	UNION TEXAS PETRO
-CHARLES HALE				RECEIVED:	06/17/82	JA: TX			
8239237	F-7B-051201	4205932877		103		LEDBETTER #1	CALLAHAN COUNTY REGUL	20.0	BENGAL GAS TRANSM
-CHARLES L WALKER				RECEIVED:	06/17/82	JA: TX			
8239407	F-08-052311	4200333039		103		FISHER "12" #3	SHAFTER LAKE (SAN AND	8.3	PHILLIPS PETROLEU
-CITIES SERVICE COMPANY				RECEIVED:	06/17/82	JA: TX			
8239252	F-04-051318	4240931438		103		CRITES "A" #2	MIDWAY SOUTH (FRIO DE	1445.0	VALERO TRANSMISSI
-CLARION RESOURCES INC				RECEIVED:	06/17/82	JA: TX			
8239107	F-7B-043954	4222100000		102-4 103		SOSEBEE A-1	WORLEY (STRAWN)	0.0	NORTHERN GAS PROD
8239108	F-7B-043959	4222130580		102-4 103		SOSEBEE B-1 RC #097751	WORLEY (STRAWN)	20.0	NORTHERN GAS PROD
-CLAYTON W WILLIAMS JR				RECEIVED:	06/17/82	JA: TX			
8239147	F-08-047208	4247500000		103		SCOTT STATE #1-L	SCOTT (CHERRY CANYON)	0.0	TRANSWESTERN PIPE
-CLEAR FORK GAS CO				RECEIVED:	06/17/82	JA: TX			
8239172	F-7B-048936	4244732294		102-2		CARPENTER #3	THROCKMORTON COUNTY R	0.0	LONE STAR GAS CO
-CLEMENTS ENERGY INC				RECEIVED:	06/17/82	JA: TX			
8239291	F-08-051913	4249531451		103		VEST RANCH 5-1 #1	HOLLIJACK (STRAWN DET	136.0	PHILLIPS PETROLEU
-COATES ENERGY TRUST				RECEIVED:	06/17/82	JA: TX			
8239349	F-01-052095	4212732284		102-4		JOHN H MARSHALL #1 (RRC #07627)	BLAKEWAY (DIXON SAND)	33.0	VALERO TRANSMISSI
-COBRA OIL AND GAS CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239229	F-09-051055	4207732086		103		W I HOLT "AB #4-C-S (RRC #19427)	JOY N W (MARBLE FALLS	27.0	SANFORD P FAGADAU
8239230	F-09-051058	4200731646		103		W I HOLT "AB" #2-C-S (RRC #19427)	JOY N W (MARBLE FALLS	27.0	SANFORD P FAGADAU
-COLUMBIA GAS DEVELOPMENT CORP				RECEIVED:	06/17/82	JA: TX			
8239264	F-03-051532	4205132098		102-2		FRANK KRISTOF #1	GIDDINGS (AUSTIN CHAL	33.0	FERGUSON CROSSING
-CONOCO INC				RECEIVED:	06/17/82	JA: TX			
8239313	F-08-052007	4249531472		103		BROWN ALTMAN #10 ID #07716	WEINER/COLBY/	1.0	PHILLIPS PETROLEU
8239312	F-7B-052006	4243331400		103		GUEST/CANYON SAND #50 ID #10855	GUEST/CANYON SAND/	11.3	CITIES SERVICE CO
-CONSOLIDATED OIL & GAS INC				RECEIVED:	06/17/82	JA: TX			
8239284	F-04-051828	4247932022		107-TF		D S MARTINEZ #1	LAREDO (NAVARRO)	142.0	VALERO TRANSMISSI
-COTTON PETROLEUM CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239164	F-06-048428	4205530124		102-4		CONNER #1	RED LAND NORTH	0.0	UNITED GAS PIPELI
-DALECO RESOURCES				RECEIVED:	06/17/82	JA: TX			
8239117	F-03-044925	4205100000		102-2		ENGLEMAN #1	CALDWELL (AUSTIN CHAL	0.0	CLAJON GAS CO
8239118	F-03-044929	4205100000		102-2		LOEHR UNIT #1	GIDDINGS (AUSTIN CHAL	0.0	CLAJON GAS CO
-DAMSON OIL CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239220	F-03-050653	4219931588		102-4		KIRBY-SANTA FE #2-T	LONG STATION (10170)	360.0	HOUSTON PIPELINE
8239221	F-04-050655	4247933160		103		O S PETTY #4-2	DOS HERMANOS W (OLMOS	73.0	DELHI GAS PIPELIN
-DANIELS ENERGY CO				RECEIVED:	06/17/82	JA: TX			
8239268	F-10-051556	4217931089		103		MCKNIGHT	PANHANDLE GRAY	1.0	CABOT PIPELINE CO
-DAWSON EXPLORATION INC				RECEIVED:	06/17/82	JA: TX			
8239188	F-03-049548	4224500000		102-4 103		BURRELL #2	HILDEBRANDT BAYOU S E	0.0	UNITED TEXAS TRAN
-DELTA DRILLING CO				RECEIVED:	06/17/82	JA: TX			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239153	F-06-047730	4236500000		103	107-TF	COOKE #3	CARTHAGE	0.0	UNITED GAS PIPE L
-DELTA OIL & GAS CO				RECEIVED:	06/17/82	JA: TX			
8239192	F-7B-049671	4242900000		108		C W BROWN RRC #75734	STEPHENS COUNTY REGUL	4.8	DELHI GAS PIPELIN
8239219	F-7B-050588	4242900000		108		P B STEPHENS 1-14 RRC #93056	TULLOS (CADDO)	2.4	PETROLEUM CORP OF
-DESCO OIL CO				RECEIVED:	06/17/82	JA: TX			
8239251	F-03-051296	4224531544		103		ROBERT BAUER #1 (ID NO PENDING)	BAUER RANCH (NODOSARI	365.0	WINNIE PIPELINE C
-DIAMOND SHAMROCK CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239043	F-10-0-05489	4234100000		108-ER		ANDERSON #1	PANHANDLE WEST	8.0	NORTHERN NATURAL
8239411	F-10-052325	4229531085		103		HOLLENE PEERY "A" 374 #2	LIPSCOMB SW	0.0	
8239410	F-10-052324	4229531064		103		HUGH D BARTON 465 #2	HORSE CREEK NW	109.0	
8239155	F-10-047944	4229531000		103		JAY D BARTON "F" #1	LIPSCOMB	34.0	
8239409	F-10-052323	4229531068		103		PERCY E HILL 464 #2	HORSE CREEK NW (CLEVE	275.0	
-DISCOVERY OPERATING INC				RECEIVED:	06/17/82	JA: TX			
8239168	F-8A-048624	4222732397		103		DOSIER #1	ACKERLY (DEAN SAND)	18.9	TEXACO INC
-DORCHESTER EXPLORATION INC				RECEIVED:	06/17/82	JA: TX			
8239289	F-08-051901	4243131089		103		REYNOLDS 3	CONGER (PENN)	222.7	ESPERANZA PIPELIN
-DUNIGAN OPERATING CO INC				RECEIVED:	06/17/82	JA: TX			
8239223	F-8A-050768	4207900000		108		MASTEN (63220) #3-A	LEVELLAND (SAN ANDRES	23.0	EL PASO NATURAL G
8239222	F-8A-050767	4207900000		108		MASTEN (63220) #4	LEVELLAND (SAN ANDRES	23.0	EL PASO NATURAL G
-EGAN-WILSON PETROLEUM INC				RECEIVED:	06/17/82	JA: TX			
8239098	F-04-042879	4224900000		103		RENKEN UNIT #1	DUNN (LOU ELLA)	45.0	TRUNKLINE GAS CO
-ENERGY RESOURCES OIL & GAS CORP				RECEIVED:	06/17/82	JA: TX			
8239381	F-8A-052218	4203330552		103		CLAYTON #1	LUCK POT (CANYON REEF	15.0	GETTY OIL CO
-ENERGY-AGRI PRODUCTS INC				RECEIVED:	06/17/82	JA: TX			
8239421	F-10-052402	4206500000		103		MONEY #2 (ID #05040)	PANHANDLE CARSON	0.0	GETTY OIL CO
-ENRE CORP				RECEIVED:	06/17/82	JA: TX			
8239395	F-7B-052257	4213333667		102-4		MITCHAM "G" #4 (16301)	D R S (CONGL)	106.0	BENGAL GAS TRANSM
-ENSERCH EXPLORATION INC				RECEIVED:	06/17/82	JA: TX			
8239073	F-02-037873	4228531431		107-TF		ALBERT SMOLIK #2	WORD N	2129.0	VALERO TRANSMISSI
8239072	F-02-037872	4228531457		107-TF		H A POHL #2	WORD N	562.0	VALERO TRANSMISSI
8239124	F-01-045730	4201300000		103		J L TOM "A" UNIT 3 #2-LT	FASHING	465.0	NATURAL GAS PIPEL
-ENSOURCE INC				RECEIVED:	06/17/82	JA: TX			
8239062	F-7B-035814	4214330530		103		D P SWANNER "A" #1	DIAZ (STRAWN)	0.0	SOUTHWESTERN GAS
8239102	F-7C-043085	4246100000		103		HALAMICEK "43" #2	SPRABERRY (TREND AREA	0.0	PHILLIPS PETROLEU
8239101	F-7C-043078	4246131694		103		HALFF "47" #3	SPRABERRY (TREND AREA	8.0	PHILLIPS PETROLEU
-ESTATE OF WM D MCBEE				RECEIVED:	06/17/82	JA: TX			
8239273	F-06-051603	4245930506		103	107-TF	W E RAY GAS UNIT #1 WELL #2	ROSEWOOD (COTTON VALL	710.0	WESTERN GAS CORP
-EXXON CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239255	F-03-051380	4201530500		103		A A SANDERS #13	RACCOON BEND (MIOCENE	3.3	TEXAS SOUTHEASTER
8239419	F-03-052363	4205131379		102-2		BILLIE EHLERT #3	GIDDINGS (AUSTIN CHAL	30.0	FERGUSON CROSSING
8239197	F-02-049937	4229732609		102-4		CHARLES L MCCASLIN #18F	RAMIRENA SW (YEGUA 7	778.0	NATURAL GAS PIPEL
8239417	F-03-052359	4207131201		103		GALVESTON BAY STATE "A" #183	RED FISH REEF S (FRIO	365.0	HOUSTON PIPELINE
8239200	F-08-049983	4210332673		103		J C TUBB A/C 1 249L	SAND HILLS (TUBB)	6.0	EL PASO NATURAL G
*8239331	F-04-052051	4227331366		103		K R ALAZAN 336 (86380)	ALAZAN (I-83)	900.0	ARMCO STEEL CORP
*8239330	F-04-052050	4227331197		103		K R CHILTIPIN 57 (09019)	LOBO SE (F-70)	50.0	ARMCO STEEL CORP
8239310	F-04-051990	4224700000		108		MRS A M K BASS "B" 2-F (075249)	KELSEY DEEP (17-A SEG	12.0	TRUNKLINE GAS CO
8239292	F-04-051935	4224700000		108		MRS A M K BASS 33-T (091169)	KELSEY DEEP (22-E NW)	11.0	TRUNKLINE GAS CO
*8239414	F-03-052356	4215731166		102-4		PECAN GROVE ASSOCIATES #2-U	PECAN GROVE (7700)	200.0	ARMCO STEEL CORP
*8239274	F-04-051632	4204730683		103		RJK JR TR BARROSA PAST 16-D #79068	PITA NW (H-43)	300.0	ARMCO STEEL CORP
8239294	F-03-051952	4220131339		103		WEBSTER FIELD UNIT #1323	WEBSTER	128.0	HOUSTON PIPELINE
-F WILLIAM CARR				RECEIVED:	06/17/82	JA: TX			
8239069	F-02-037315	4229700000		108-ER		GEORGE WEST ESTATE NO 1	WEST GEORGE WEST (750	5.0	TEXAS EASTERN TRA
-FAGADAU ENERGY CORP				RECEIVED:	06/17/82	JA: TX			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME
8239311	F-09-051991	4207732433		103		SCALING RANCH "C" #1 RRC #22058
-FAIR OIL CO				RECEIVED: 06/17/82 JA: TX		
8239236	F-06-051192	4249930998		102-4		J F JOHNSON EST UNIT #2 WELL #3
-FRANK CASS				RECEIVED: 06/17/82 JA: TX		
8239182	F-7C-049417	4243532597		103	107-TF	ALLISON-MIERS 1301 RRC #098340
8239181	F-7C-049387	4243532623		103	107-TF	ALLISON-MIERS 1302
8239180	F-7C-049331	4243532600		103	107-TF	ALLISON-MIERS 7901 RRC #098338
-G & M OPERATING CORP				RECEIVED: 06/17/82 JA: TX		
8239286	F-02-051880	4229700000		102-4		ROBERT E MATULA #1
-G A HAWKINS				RECEIVED: 06/17/82 JA: TX		
8239396	F-09-052258	4250332769		108		SPIVEY #1 (077732)
-GENERAL PRODUCTION CORP				RECEIVED: 06/17/82 JA: TX		
8239115	F-03-044416	4205131807		103		EUGENE ARLEDGE "A" #1
-GETTY OIL COMPANY				RECEIVED: 06/17/82 JA: TX		
8239254	F-7B-051368	4243331413		103		FLOWERS CANYON SAND UNIT #215
-GO OIL CORP				RECEIVED: 06/17/82 JA: TX		
8239176	F-7B-049161	4236732020		102-4		MYERS #1 (ID NO 95869)
-GOLDKING PRODUCTION COMPANY				RECEIVED: 06/17/82 JA: TX		
8239052	F-04-030211	4235531646		103		HINZE-NAUMANN G U #1
-GRACE PETROLEUM CORPORATION				RECEIVED: 06/17/82 JA: TX		
8239175	F-06-049095	4234730490		102-4		BEN IRWIN #1
-GULF OIL CORPORATION				RECEIVED: 06/17/82 JA: TX		
8239350	F-08-052101	4247532442		103		HUTCHINGS STOCK ASSN #1147
8239099	F-10-042946	4221131290		107-DP		L P HUMPHREYS #3
8239351	F-10-052103	4239330832		103		MARION OSBORNE NO 4-26
8239269	F-09-051567	4223700000		108		NORTH RIGGS #1
8239424	F-7C-052417	4223531850		102-2		STATE "YK" #1
8239425	F-08-052418	4200333093		103		TRIPLE-N/GRAYBURG/CONS A15M
8239426	F-08-052419	4200333082		103		TRIPLE-N/GRAYBURG/CONS B70
-H L BROWN JR				RECEIVED: 06/17/82 JA: TX		
8239282	F-08-051728	4231700000		103		SLAUGHTER-TRICE #5
-H-M OIL CO				RECEIVED: 06/17/82 JA: TX		
8239166	F-04-048503	4240931576		102-4		E R & PARODA DEITCH #1
-HAMILTON BROTHERS OIL CO				RECEIVED: 06/17/82 JA: TX		
8239150	F-04-047351	4213135405		102-4		MARSHAL STATE #1
-HARRISON INTERESTS LTD				RECEIVED: 06/17/82 JA: TX		
8239233	F-7C-051125	4210533731		103	107-TF	JOHN W HENDERSON III "I" #24
-HILL INTERNATIONAL PRODUCTION CO				RECEIVED: 06/17/82 JA: TX		
8239089	F-06-041923	4240100000		103	107-TF	EUNICE B STEPHENS #4
8239088	F-06-041921	4240100000		103	107-TF	JOHN G MINOR #3
-HILL PRODUCTION CO				RECEIVED: 06/17/82 JA: TX		
8239070	F-06-037539	4240100000		102-4		COLEMAN HEIRS #1
-HINTON PRODUCTION COMPANY				RECEIVED: 06/17/82 JA: TX		
8239270	F-05-051578	4246730505		102-4		BOB LOHR #1
8239271	F-35-051579	4246730520		102-4		J W BASS #2
-HNG OIL COMPANY				RECEIVED: 06/17/82 JA: TX		
8239165	F-10-048485	4248300000		102-4	103	LEGG "7" #1
8239151	F-04-047362	4247900000		103	107-TF	VAQUILLAS RANCH "1646" #1
-HOUSTON OIL & MINERALS CORPORATION				RECEIVED: 06/17/82 JA: TX		
8239169	F-08-048727	4231732393		103		NAIL D-11 #2
-HUGHES & HUGHES				RECEIVED: 06/17/82 JA: TX		
8239085	F-04-041628	4247932960		102-4	107-TF	LINCOLN ESTATE #2 WELL
-HUMBLE EXPLORATION CO INC				RECEIVED: 06/17/82 JA: TX		

FIELD NAME	PROD	PURCHASER
CASS (CADDO)	120.0	BLUEGROVE GASOLIN
B-J (GLOYD)	72.0	ARKANSAS LOUISIAN
SAWYER (CANYON)	300.0	EL PASO NATURAL G
SAWYER (CANYON)	300.0	EL PASO NATURAL G
SAWYER (CANYON)	300.0	EL PASO NATURAL G
MAXINE EAST (MATULA)	0.0	UNITED TEXAS TRAN
YOUNG COUNTY REGULAR	12.0	SOUTHWESTERN GAS
WILLARD (NAVARRO)	0.0	FERGUSON CROSSING
FLOWERS (CANYON SAND)	23.0	CITIES SERVICE CO
PEASTER SE (MARBLE FA	0.0	NATURAL GAS PIPEL
ROBSTOWN (5300')	217.0	HOUSTON PIPELINE
GARRISON (PETTIT LO)	0.0	UNITED GAS PIPELI
WARD-ESTES NORTH	29.0	CABOT CORP
MATHERS RANCH	0.0	TRANSWESTERN PIPE
RED DEER	858.0	TRANSWESTERN PIPE
BOONSVILLE BEND (CONG	15.0	SOUTHWESTERN GAS
IRION 163 (ELLENBURGE	14.0	J L DAVIS
TRIPLE-N (GRAYBURG)	29.0	PHILLIPS PETROLEU
TRIPLE-N (GRAYBURG)	25.0	PHILLIPS PETROLEU
SULPHUR DRAW (DEAN 87	25.2	GETTY OIL CO
MORGAN (5940 FRIO)	0.0	UNITED GAS PIPELI
HERMANAS SIETE (14500	1825.0	VALERO TRANSMISSI
OZONA (CANYON SAND)	40.0	INTRATEX GAS CO
OAK HILL (COTTON VALL	0.0	DELHI GAS PIPELIN
OAK HILL (COTTON VALL	0.0	DELHI GAS PIPELIN
REDWINE (TRAVIS PEAK)	64.0	DELHI GAS PIPELIN
MARTINS MILL W (RODES	200.0	LONE STAR GAS CO
MARTINS MILL W (RODES	75.0	LONE STAR GAS CO
ALLISON BRITT (12350)	0.0	PALO DURO PIPELIN
CARR (LOBO)	0.0	HOUSTON PIPE LINE
SPRABERRY (TREND AREA	0.0	ADOBE OIL & GAS C
BELLE JEFFERS (8600)	75.0	HOUSTON PIPE LINE

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	FROD	PURCHASER
8239105	F-03-043591	4214900000	102-2	103	GARDNER BOONE #1	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
-HUNT OIL COMPANY			RECEIVED: 06/17/82 JA: TX					
8239234	F-7C-050182	4246131787	102-4		AMACKER-HALFF 81 #5	AMACKER-TIPPETT SW (W	130.0	EL PASO NATURAL G
8239205	F-7C-050197	4246131767	102-4		W T AMACKER 76 #4	AMACKER-TIPPETT SW (9	8.0	EL PASO NATURAL G
-INDEPENDENT EXPLORATION CO			RECEIVED: 06/17/82 JA: TX					
8239081	F-02-041401	4228531581	102-4		CARROLL-BELLINGER #2C	HOPE MIOCENE 2300	195.0	VALERO TRANSMISSI
8239080	F-02-041323	4228531535	102-4		SWANEY-BELLINGER #1-C	HOPE MIOCENE 2300	341.0	VALERO TRANSMISSI
-INDIAN WELLS OIL CO			RECEIVED: 06/17/82 JA: TX					
8239433	F-7C-052462	4210533972	103	107-TF	HENDERSON 6-1	OZONA (CANYON SAND)	0.0	NORTHERN NATURAL
8239226	F-7C-050797	4223531835	103		RICHEY #42A-5	PROBANDT (CANYON)	0.0	NORTHERN NATURAL
-J A WILBURN			RECEIVED: 06/17/82 JA: TX					
8239297	F-7B-051968	4215131261	103		BALLENGER #1	CLAYTONVILLE (CANYON	15.0	TIPPERARY CORP
8239296	F-7B-051967	4215131273	103		BALLENGER #2	CLAYTONVILLE (CANYON	17.0	TIPPERARY CORP
8239298	F-7B-051969	4215131177	103		STUART "B" #1	CLAYTONVILLE (CANYON	12.0	TIPPERARY CORP
-J M LUTTRELL			RECEIVED: 06/17/82 JA: TX					
8239259	F-7B-051460	4242900000	108		KLOH #1	CADDO MARBLES FALLS	0.0	LONE STAR GAS CO
8239258	F-7B-051459	4242900000	108		TXL #1	STEPHENS	0.0	LONE STAR GAS CO
-JAMES M FORGOTSON			RECEIVED: 06/17/82 JA: TX					
8239144	F-06-047056	4240100000	103	107-TF	J R PEPPER G U WELL #3	OAK HILL (COTTON VALL	240.0	HYDROCARBON LTD
-JATAM INC			RECEIVED: 06/17/82 JA: TX					
8239265	F-7C-051543	4243131070	103		HICKS ETC KNIGHT (#1)	JAMESON (STRAWN)	48.0	SUN OIL CO
8239266	F-7C-051543	4243130973	103		JATAM INC KNIGHT-117 (#3)	JAMESON (STRAWN)	36.0	SUN OIL CO
8239267	F-7C-051544	4243130972	103		JATAM INC KNIGHT-117 (#4)	JAMESON (STRAWN)	38.0	SUN OIL CO
8239045	F-7C-024153	4243130838	103		WIGGINS-TOWNSEND KNIGHT "A" #1	JAMESON (STRAWN)	48.0	SUN OIL CO
-JOHN L COX			RECEIVED: 06/17/82 JA: TX					
8239132	F-7C-046151	4246131844	103		POWELL "29" #1	SPRABERRY (TREND AREA	10.0	MOBIL PRODUCING T
8239131	F-7C-046150	4246131853	103		POWELL "33" #3	SPRABERRY (TREND AREA	10.0	MOBIL PRODUCING T
8239185	F-7C-049468	4223531881	103		ROCKER B "EE" #1-X 05079	SPRABERRY (TREND	10.0	EL PASO NATURAL G
8239186	F-7C-049470	4238332172	103		ROCKER B "M" #21-X #04855	SPRABERRY (TREND AREA	10.0	EL PASO NATURAL G
8239228	F-7C-051339	4223531896	103		ROCKER B "X" #12-X FRC#05960	SPRABERRY (TREND AREA	10.0	EL PASO NATURAL G
8239184	F-7C-049467	4238332173	103		ROCKER B "X" #4-X #05960	SPRABERRY (TREND AREA	10.0	EL PASO NATURAL G
-JONES CO			RECEIVED: 06/17/82 JA: TX					
8239420	F-7B-052371	4242933202	102-4		BELL "14" #1 (098534)	LAKESIDE (CONGL 3960)	189.0	WARREN PETROLEUM
8239322	F-7B-052042	4241733634	103		COMPTON "35" #1 (093647)	SHACKELFORD COUNTY RE	69.0	DELHI GAS PIPELIN
8239323	F-7B-052043	4241733080	102-4		COMPTON "64" #1 (15891)	MORAN W (ELLEN)	20.0	DELHI GAS PIPELIN
8239277	F-7B-051672	4241733951	102-4		MATTHEWS "13A" #1 (17430)	MATTHEWS (ELLEN)	6.0	DELHI GAS PIPELIN
8239278	F-7B-051673	4241733871	102-4		MATTHEWS "22" #2 (17404)	MATTHEWS (ELLEN)	1.0	DELHI GAS PIPELIN
8239279	F-7B-051675	4241733784	102-4		MATTHEWS "23" #4 (17396)	MATTHEWS (ELLEN)	7.0	DELHI GAS PIPELIN
8239324	F-7B-052044	4205932543	103		WILLIAMS "2976" #1 (16033)	CALLAHAN COUNTY REGUL	0.0	DELHI GAS PIPELIN
8239325	F-7B-052045	4205932715	103		WILLIAMS "2976" #2 (16033)	CALLAHAN COUNTY REGUL	0.0	DELHI GAS PIPELIN
8239326	F-7B-052046	4205932792	103		WILLIAMS "2976" #3 (16033)	CALLAHAN COUNTY REGUL	0.0	DELHI GAS PIPELIN
8239327	F-7B-052047	4205932855	103		WILLIAMS "2976" #4 (16033)	CALLAHAN COUNTY REGUL	0.0	DELHI GAS PIPELIN
8239328	F-7B-052048	4205933427	103		WILLIAMS "2976" #7 (16033)	CALLAHAN COUNTY REGUL	1.0	DELHI GAS PIPELIN
8239329	F-7B-052049	4205932690	103		WILLIAMS "2977" #1 (16105)	CALLAHAN COUNTY REGUL	1.0	DELHI GAS PIPELIN
-JOSEPH I ONEILL JR			RECEIVED: 06/17/82 JA: TX					
8239393	F-7C052249	4241300000	108		CASE #1 - 058937	CODY BELL (CANYON)	16.0	PRODUCERS GAS CO
8239392	F-7C-052248	4241300000	108		LUX J V #1 - 058762	CODY BELL (CANYON)	16.0	PRODUCERS GAS CO
-KERR-MCGEE CORPORATION			RECEIVED: 06/17/82 JA: TX					
8239191	F-7B-049654	4219231427	103		NORRIS 29-E7	HEMPHILL (GRANITE WAS	405.0	PIONEER NATURAL G
-L M YOUNG			RECEIVED: 06/17/82 JA: TX					
8239122	F-7B-045652	4204932793	102-4		R J GOODALL "A" #4	CHAMBERS (CONGL)	130.0	ODESSA NATURAL CO
8239093	F-7B-042375	4204900000	102-4		W R CHAMBERS #B-2	DALE (CADDO)	50.0	ODESSA NATURAL CO
8239091	F-7B-042273	4204900000	102-4		W R CHAMBERS #2	DALE (CADDO)	50.0	ODESSA NATURAL CO

VOLUME 686 PAGE 007

JO NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239092	F-7B-042374	4204900000		102-4		W R CHAMBERS #3	DALE (CADDO)	50.0	ODESSA NATURAL CO
-L TEXAS INC				RECEIVED:	06/17/82	JA: TX			
8239067	F-04-037205	4224731289		102-4	103	MESTENA OIL & GAS CO #J-2	JARON (4900)	0.0	
-LARIAT OIL & GAS				RECEIVED:	06/17/82	JA: TX			
8239217	F-7B-050563	4236732182		102-4	103	GLENN #2 (098632)	MOBY DICK (UPPER CONG	258.0	SOUTHWESTERN GAS
-LEXINGTON EXPLORATION CO				RECEIVED:	06/17/82	JA: TX			
*8239173	F-03-049017	4215731154		102-4		HOLTKAMP NO 1	ROSENBERG (FRIO 5270)	275.0	UNITED GAS PIPELI
-LHG RESOURCES INC				RECEIVED:	06/17/82	JA: TX			
8239210	F-7B-050381	4242933140		103		MORRIS #1	WEYLAND SE (DUFFER LI	255.5	WARREN PETROLEUM
-MANGUM INC				RECEIVED:	06/17/82	JA: TX			
8239044	F-02-021901	4202500000		108-ER		CLAUDE E HEARD #2	HEARD RANCH (4300)	24.3	TRUNKLINE GAS CO
-MARALO INC				RECEIVED:	06/17/82	JA: TX			
8239332	F-08-052055	4200333000		103		LARIO SLOAN #1	DEEP ROCK (PENN)	10.1	PHILLIPS PETROLEU
-MARATHON OIL COMPANY				RECEIVED:	06/17/82	JA: TX			
8239369	F-03-052150	4232131220		103		OHIO-SUN UNIT #9-K	NORTH MARKHAM-NORTH B	151.0	TRANSCONTINENTAL
-MCCANN CORP				RECEIVED:	06/17/82	JA: TX			
8239383	F-08-052220	4222732479		102-2	103	READ A-34 #1	COAHOMA N (FUSSEL)	100.0	GETTY OIL CO
-MCCORMICK OPERATING CO				RECEIVED:	06/17/82	JA: TX			
8239195	F-06-049907	4240131322		103	107-TF	OVERTON #4	OAK HILL (COTTON VALL	300.0	HYDROCARBON TRANS
8239196	F-06-049908	4240131294		103	107-TF	STRONG #2	OAK HILL (COTTON VALL	425.0	HYDROCARBON TRANS
-MCMURREY PETROLEUM INC				RECEIVED:	06/17/82	JA: TX			
8239103	F-05-043418	4246730508		102-4	103	S M SPRAGUE #1	FRUITVALE EAST (RODES	200.0	UNITED GAS PIPELI
-MEG PETROLEUM CORP				RECEIVED:	06/17/82	JA: TX			
8239334	F-7C052064	4223531902		102-2	103	ROCK PEN NORTH #3	ROCK PEN (CANYON)	75.0	CRA INC
-MERCURY EXPLORATION CO				RECEIVED:	06/17/82	JA: TX			
8239240	F-7B-051221	4205900000		102-4		LEON BARR #1	BARR - GARDNER	42.0	LONE STAR GAS CO
8239239	F-7B-051222	4205932209		102-4		LEON BARR #2	BARR - GARDNER	21.0	LONE STAR GAS CO
8239238	F-7B-051219	4205932647		102-4		LEON BARR #3	BARR - GARDNER	18.0	LONE STAR GAS CO
-MESQUITE PRODUCTION & EXPLORATION I				RECEIVED:	06/17/82	JA: TX			
8239256	F-03-051436	4220131249		103		J S MELLINGER #1	CYPRESS (COCKFIELD A)	365.0	TENNESSEE GAS PIP
-MEWBOURNE OIL COMPANY				RECEIVED:	06/17/82	JA: TX			
8239290	F-08-051910	4210332733		103		COWDEN #3 RRC ID #26746	CRANE (DEVONIAN)	32.0	PHILLIPS PETROLEU
8239352	F-10-052107	4235731236		102-4		HARDY #9 RRC ID #04471	HARDY (MORROW UPPER)	60.0	TRANSWESTERN PIPE
8239394	F-10-052256	4229531145		102-4	103	RADAR #2 RRC ID #05007	CARROLL (CLEVELAND)	34.0	TRANSWESTERN PIPE
-MID-AMERICA PETROLEUM INC				RECEIVED:	06/17/82	JA: TX			
8239194	F-8A-049863	4216532159		102-4	103	HELLINGER #1	G-M-K (BASAL YATES)	110.0	PIONEER CORP
-MILES PRODUCTION CO				RECEIVED:	06/17/82	JA: TX			
8239245	F-09-051276	4223700000		102-4		M P HOEFLE #3 ID#21651	ANTELOPE S E (MARBLE	60.0	SOUTHWESTERN GAS
-MITCHELL ENERGY CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239063	F-09-036047	4249731572		108-ER		ADELE CLOUGH #4 (87010)	BOONSVILLE (BEND CONG	500.0	NATURAL GAS PIPEL
8239243	F-09-051247	4223734188		102-4	103	B E BAKER "B" #1-T	MARYETTA SOUTHEAST (C	532.0	NATURAL GAS PIPEL
8239378	F-09-052200	4223700000		108		BOYD HEIRS #1 #21066	KRAMBERGER (ATOKA CON	9.8	NATURAL GAS PIPEL
8239379	F-09-052210	4249700000		108		E L DUKE #3 U-#33050 L-#33180	LOWER-BOONSVILLE (BEN	12.0	NATURAL GAS PIPEL
8239049	F-09-028584	4249700000		108-ER		EMMA MCCLURE #1 21458	BOONESVILLE (BEND CON	8.8	NATURAL GAS PIPEL
8239054	F-7B-031537	4242932317		103		FAMBRO "35" #3	BRITTANY S E STRAWN (	190.0	
8239106	F-7C-043848	4243531223		107-TF		GENINI 39 #1	SHURLEY RANCH (CANYON	20.0	VALERO TRANSMISSI
8239342	F-7B-052080	4214330151		102-2		HAZEL SHARP #1 #77443	TEXOLINE (MARBLE FALL	200.0	
8239056	F-09-031587	4249700000		108		J A DRYDEN #1 28636	BOONSVILLE (BEND CONG	12.0	NATURAL GAS PIPEL
8239055	F-09-031585	4249700000		108		NASH-BILLINGSLEY #1 28759	BOONSVILLE (BEND CONG	12.0	NATURAL PIPELINE
8239201	F-7C-045003?	4245130842		102-4	103	O R MCWHORTER 218 #1	KWB (STRAWN LOWER)	5.4	
8239380	F-03-052212	4237300000		108		R CLAMON #1 #76246	MORTENSE/WOODBINE	6.1	HOUSTON PIPELINE
8239048	F-09-027901	4249700000		108-ER		SAM KIKER #1 28713	BOONSVILLE (BEND CONG	10.0	NATURAL GAS PIPEL
-MOBIL PRDG TEXAS & NEW MEXICO INC				RECEIVED:	06/17/82	JA: TX			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239386	F-08-052225	4237133596		103		CHARLES B ATHEY C #6	COYANOSA N (DELAWARE)	0.7	EL PASO NATURAL G
8239385	F-03-052224	4239131227		108		HUBERT GRESSETT #1	RAYWOOD SOUTH (GRESSE	21.7	NATURAL GAS PIPEL
*8239387	F-04-052228	4224903469		108-SA		LAGLORIA GAS UNIT #36-L	LAGLORIA/BROOKS	19.1	NATURAL GAS PIPEL
-MONSANTO COMPANY				RECEIVED:	06/17/82	JA: TX			
8239042	F-10-002236	4219500000		108-ER		SANDERS #1 RRC #28396	HANSFORD (LOWER MORRO	15.0	NORTHERN NATURAL
-MONTERREY PETROLEUM CORP				RECEIVED:	06/17/82	JA: TX			
8239149	F-03-047314	4247330348		102-4		HARPER N WOOD #2	CHAPMAN (WILCOX 9890)	216.0	PRODUCER'S GAS CO
-MORAN EXPLORATION INC				RECEIVED:	06/17/82	JA: TX			
8239234	F-7C-051126	4238332026		103		UNIVERSITY "35" #1	(SPRABERRY) TREND	0.0	PHILLIPS PETROLEU
-MOSBACHER PRODUCTION CO				RECEIVED:	06/17/82	JA: TX			
8239382	F-03-052219	4205131643		102-2		SAM B FACHORN "B" #1	GIDDINGS (AUSTIN CHAL	42.0	CLAJON GAS CO
8239377	F-03-052189	4205131347		102-2		SAM N FACHORN #1	GIDDINGS (AUSTIN CHAL	38.0	CLAJON GAS CO
-MR OIL CO				RECEIVED:	06/17/82	JA: TX			
8239388	F-08-052232	4247532506		103		YATES-STATE #1 #27224	WARD SOUTH	8.0	
-MUELLER ENGINEERING CORP				RECEIVED:	06/17/82	JA: TX			
8239160	F-04-048119	4213100000		103		HOWARD & ROGER WRIGHT #1	CHARAMOUSCA W (2100)	144.0	VALERO TRANSMISSI
-NATIONAL OIL COMPANY				RECEIVED:	06/17/82	JA: TX			
8239171	F-04-048888	4221500000		102-4		SCHUSTER #1	SHEPHERD S (FRIO)	500.0	VALERO INTERSTATE
-NATURAL GAS ANADARKO INC				RECEIVED:	06/17/82	JA: TX			
8239187	F-10-049527	4235700000		103		NORMA 1-44	PSHIGODA N (DES MOINE	15.0	PHILLIPS PETROLEU
-O R CLARK				RECEIVED:	06/17/82	JA: TX			
8239130	F-09-046079	4223732745		103		BILL BIRDWELL #1	JACK COUNTY REGULAR	26.0	LONE STAR GAS CO
-OMNI OPERATING CO				RECEIVED:	06/17/82	JA: TX			
8239215	F-04-050525	4227331555		103		KING RANCH #A-1	KINGSVILLE FRIO 2618	0.0	TEXAS EASTERN GAS
-PALO PETROLEUM INC				RECEIVED:	06/17/82	JA: TX			
8239046	F-7C-026498	4238300000		103		PALO TOMMYE BOOTHE S #1	N E BARNHART (GRAYBUR	7.3	BIG LAKE GASOLINE
8239050	F-7B-029238	4213300000		102-4 103		PARNELL #1	WILDCAT	40.2	ODESSA NATURAL CO
-PARKER & PARSLEY INC				RECEIVED:	06/17/82	JA: TX			
8239212	F-08-051463	4231732479		103		BLOCKER "A" #1	SPRABERRY (TREND AREA	15.0	PHILLIPS PETROLEU
8239213	F-08-050464	4232931057		103		EDITH DRAKE #1	SPRABERRY (TREND AREA	15.0	PHILLIPS PETROLEU
-PATLAND OIL CO				RECEIVED:	06/17/82	JA: TX			
8239224	F-04-051774	4240900000		102-4		LOVETT C I #1 97013	SPARTAN (FRIO SAND 56	200.0	TENNESSEE GAS PIP
-PEARSON-SIBERT OIL CO OF TEXAS				RECEIVED:	06/17/82	JA: TX			
8239389	F-7C-052237	4208130143		108		MILLICAN REEF UNIT #1-P	MILLICAN (STRAWN REEF	19.0	SUN EXPLORATION &
-PENNZOIL PRODUCING COMPANY				RECEIVED:	06/17/82	JA: TX			
8239086	F-06-041639	4236531304		103		CRENSHAW UNIT #2	BETHANY (TRAVIS PEAK)	0.0	UNITED GAS PIPE L
8239183	F-06-049421	4236531383		103	107-TF	FITE #5	CARTHAGE/COTTON VALLE	585.0	UNITED GAS PIPE L
-PETRO-SEARCH INC				RECEIVED:	06/17/82	JA: TX			
8239415	F-09-052357	4223733667		102-4		PURSLEY #1	PURSLEY (CADDO LIME)	22.0	SOUTHWESTERN GAS
8239416	F-09-052358	4223734409		102-4		PURSLEY #2	PURSLEY (CADDO LIME)	22.0	SOUTHWESTERN GAS
-PETROLEUM CORPORATION OF TEXAS				RECEIVED:	06/17/82	JA: TX			
8239272	F-09-051592	4223700000		108		E W HOOTEN #1	RISCH S E (CADDO CONG	16.4	CITIES SERVICE GA
8239190	F-09-049639	4223734047		103		T H MARKS #1	HUNTER	73.0	
-PHILLIPS PETROLEUM COMPANY				RECEIVED:	06/17/82	JA: TX			
8239356	F-10-052127	4242100000		108		BIVENS U #1	TEXAS HUGOTON	0.0	MICHIGAN WISCONSI
8239351	F-10-050125	4221131284		103		BOWERS C #2	WASHITA CREEK	0.0	NATURAL GAS PIPEL
8239357	F-10-052128	4223300000		108		LEA A #1	PANHANDLE HUTCHINSON	0.0	EL PASO NATURAL G
8239358	F-10-052129	4235700000		108		SWINK C #1	HORIZON CLEVELAND	0.0	
-PIONEER PRODUCTION CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239391	F-10-052246	4206500000		108		BIVINS "A" #16-R	PANHANDLE WEST (RED C	0.0	WESTAR TRANSMISSI
8239157	F-10-047976	4248330954		102-2		BRITT #1-SR	ALLISON-BRITT	0.0	
8239390	F-10-052244	4229500000		108		J K MUGG ESTATE #1	MAMMOTH CREEK NORTH (	0.0	NORTHERN NATURAL
8239146	F-10-047140	4221100000		103		NORRIS #44-7	HEMPHILL FIELD	0.0	PIONEER CORP

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-POLK & PATTON INC				RECEIVED:	06/17/82	JA: TX			
8239154	F-03-047939	4205100000		102-2		MARSHALL OAKS UNIT #1	GIDDINGS (AUSTIN CHAL	0.0	CLAJON GAS CO
-QUINTANA PETROLEUM CORP				RECEIVED:	06/17/82	JA: TX			
8239320	F-02-052028	4239131508		103		MAUDE WILLIAMS "A" D-116	LAKE PASTURE (H-440 S	7.3	UNITED TEXAS TRAN
-R A W ENERGY CORP				RECEIVED:	06/17/82	JA: TX			
8239202		4236700000		102-4		SAVAGE #1-U	DICEY S	45.0	EMPIRE PIPELINE C
8239203	F-78-050078	4236700000		102-4		SAVAGE #1-U	DICEY S	45.0	EMPIRE PIPELINE C
-R LACY INC				RECEIVED:	06/17/82	JA: TX			
8239121	F-06-045603	4236531302		102-4		BROWN UNIT 1 WELL #5 RRC #N/A	CARTHAGE (TRAVIS PEAK	28.0	ARKANSAS LOUISIAN
-RAY TEMPLETON CO				RECEIVED:	06/17/82	JA: TX			
8239209	F-78-050346	4236332823		103		NOWAK #1 RRC 097882	LOWER NOWAK (BEND CON	150.0	SOUTHWESTERN GAS
-REO INDUSTRIES INC				RECEIVED:	06/17/82	JA: TX			
8239367	F-10-052147	4223300000		103		WHITTENBURG A 8-11	PANHANDLE HUTCHINSON	0.0	TRANS-PAN PIPELIN
8239366	F-10-052146	4223300000		103		WHITTENBURG A 8-9	PANHANDLE HUTCHINSON	27.0	TRANS-PAN PIPELIN
8239354	F-10-052120	4223300000		103		WHITTENBURG 1-17	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
8239336	F-10-052066	4223300000		103		WHITTENBURG 2-8	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
8239368	F-10-052148	4223300000		103		WHITTENBURG 3-25	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
8239355	F-10-052122	4223300000		103		WHITTENBURG 5-17	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
8239337	F-10-052067	4223300000		103		WHITTENBURG 5-19	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
8239335	F-10-052065	4223300000		103		WHITTENBURG 5-29	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
8239339	F-10-052069	4223300000		103		WHITTENBURG 9-1	PANHANDLE HUTCHINSON	0.0	TRANS-PAN PIPELIN
8239338	F-10-052068	4223300000		103		WHITTENBURG 9-4	PANHANDLE HUTCHINSON	72.0	TRANS-PAN PIPELIN
-REPUBLIC GAS GATHERING SYSTEMS INC				RECEIVED:	06/17/82	JA: TX			
8239078	F-78-040188	4213332440		103		W B WRIGHT #2	W B WRIGHT (CONGL)	18.0	LONE STAR GAS CO
-RIDGE OIL CO				RECEIVED:	06/17/82	JA: TX			
8239250	F-78-051294	4213333605		102-4 103		BARKER #1	RANGER (BLACK LIME WE	21.6	COMPRESSOR RENTAL
-RIO PETROLEUM INC				RECEIVED:	06/17/82	JA: TX			
8239179	F-10-049387	4217931041		103		PAMELA #2	PANHANDLE GRAY COUNTY	30.0	PIONEER NATURAL G
-ROMAC OIL CO INC				RECEIVED:	06/17/82	JA: TX			
8239280	F-78-051686	4244732892		103		GOBER #1-X	GOBER (MARBLE FALLS C	1.0	GREAT WESTERN GAS
-SAGE ENERGY CO				RECEIVED:	06/17/82	JA: TX			
8239214	F-03-050491	4205131525		102-0		LYONS #1 RRC #14968	GIDDINGS (AUSTIN CHAL	146.0	PHILLIPS PETROLEU
-SAMEDAN OIL CORPORATION				RECEIVED:	06/17/82	JA: TX			
8239143	F-03-046924	4222530380		102-4		SKIPPER #1	FORT TRINIDAD	175.0	SOUTH TEXAS GATHE
-SAMSON RESOURCES COMPANY				RECEIVED:	06/17/82	JA: TX			
8239127	F-06-045903	4241930348		102-4		C W DEAN #1	NORTH TIMPSON (TRAVIS	112.4	DELHI GAS PIPELIN
-SANTA FE ENERGY PRODUCTS CO				RECEIVED:	06/17/82	JA: TX			
8239285	F-03-051843	4205100000		102-2		JAMES LASTLY #6	GIDDINGS (AUSTIN-CHAL	0.0	FERGUSON CROSSING
-SAXON OIL COMPANY				RECEIVED:	06/17/82	JA: TX			
8239413	F-7C-052354	4246131873		103		BRUSENHAN #4	SPRABERRY (TREND AREA	25.9	MOBIL PRDG TEXAS
8239293	F-08-051948	4231732474		103		HEALD #2	BREEDLOVE EAST (SPRAB	26.0	PHILLIPS PETROLEU
-SCANDRILL CO				RECEIVED:	06/17/82	JA: TX			
8239333	F-09-052059	4223734199		103		GEORGE KINDER #6	BRYSON EAST	31.0	TEXAS UTILITIES F
8239375	F-09-052184	4223734200		103		HENDERSON-BRIDWELL #18	BRYSON EAST	36.5	TEXAS UTILITIES F
8239376	F-09-052186	4223734203		103		HENDERSON-BRIDWELL #19	BRYSON EAST	36.5	TEXAS UTILITIES F
8239353	F-09-052113	4223734198		103		1ST STATE BANK #6	BRYSON EAST	20.1	TEXAS UTILITIES F
-SHAR-ALAN OIL CO				RECEIVED:	06/17/82	JA: TX			
8239128	F-03-046048	4231330327		103		HERBERT POSS #1	MADISONVILLE N E (DEX	0.0	LONE STAR GAS CO
-SHELL OIL CO				RECEIVED:	06/17/82	JA: TX			
8239398	F-09-052273	4218100000		108		BIG MINERAL CREEK/STRAWN I #416	BIG MINERAL CREEK (ST	1.0	UNION TEXAS PETRO
8239401	F-08-052275	4213500000		108		EAST HARPER UNIT #12	HARPER	0.1	PHILLIPS PETROLEU
8239399	F-8A-052273	4252100000		108		ROBERTS DORA NO 23	WASSON (WOLFCAMP)	1.8	SHELL OIL CO
8239400	F-08-052274	4213500000		108		TXL NORTH UNIT NO 420-L	TXL (TUBB)	2.4	SHELL OIL ET AL

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239397	F-10-052267	4229500197	108		WHEAT #2-764	KIOWA CREEK (MORROW U	14.5	PHILLIPS PETROLEU
-SIOUX NATURAL GAS CORP			RECEIVED:	06/17/82	JA: TX			
8239148	F-7C-047221	4244330266	103		ALLISON "4-W" #1	ALLISON (DEVONIAN)	287.0	VALERO TRANSMISSI
-SOUTHEASTERN P/L CO & PRES ROY C			RECEIVED:	06/17/82	JA: TX			
8239125	F-03-045763	4248100000	103		A T LEVERIDGE UNIT #3-T	BERNARD EAST (8000*)	85.0	TENNESSEE GAS PIP
-STOWERS OIL & GAS			RECEIVED:	06/17/82	JA: TX			
8239275	F-10-051663	4206531062	103		BEDNORZ #3 05031	PANHANDLE CARSON COUN	72.0	NORTHERN NATURAL
8239276	F-10-051664	4206531062	103		BEDNORZ #4 05031	PANHANDLE CARSON COUN	72.0	NORTHERN NATURAL
-SUN EXPLORATION & PRODUCTION CO			RECEIVED:	06/17/82	JA: TX			
8239152	F-8A-047497	4250132143	103		BENNETT RANCH UNIT #332	WASSON	9.0	SHELL OIL CO
8239307	F-08-051982	4232900000	108		CURTIS PRICE #1	AZALEA (DEVONIAN)	15.0	PHILLIPS PETROLEU
8239218	F-09-052569	4223700000	107-PE		DURHAM-F-GAS UNIT #1	BOONSVILLE (BEND CONG	258.0	LONE STAR GAS CO
8239308	F-04-051983	4221531181	103		J D JEFFRESS #14	JEFFRESS	920.0	
8239178	F-7C-049271	4208100000	108		JAMESON STRAWN SAND UNIT #7-27	JAMESON STRAWN	2.0	LONE STAR GAS CO
8239340	F-7B-052073	4235300000	108		L R SPIRES "C" #3C3	NENA LUCIA (STRAWN RE	10.0	LONE STAR GAS CO
8239257	F-04-051443	4242731507	103		MARRS MCLEAN #25	LOCKHART AREA	2.0	TENNESSEE GAS PIP
8239304	F-08-051978	4232900000	108		MCALISTER OHB #1	AZALEA (DEVONIAN)	18.0	PHILLIPS PETROLEU
8239341	F-02-052074	4246900000	108		MCFADDIN #1-16	MCFADDIN/2500	17.0	TENNESSEE GAS PIP
8239177	F-06-049251	4242300000	108		SHAMBURGER LAKE #20-1	SHAMBURGER LAKE	0.3	LONE STAR GAS CO
8239281	F-09-051692	4214300000	108		T P FEE 418 #2	X-RAY (MARBLE FALLS)	11.0	LONE STAR GAS CO
8239306	F-08-051981	4210332630	103		UNIVERSITY "L" #10	DUNE	0.4	PHILLIPS PETROLEU
8239305	F-08-051979	4210332697	103		UNIVERSITY "L" #11	DUNE	0.4	PHILLIPS PETROLEU
-SUN OIL COMPANY (DELAWARE)			RECEIVED:	06/17/82	JA: TX			
8239053	F-08-030740	4213500000	108-ER		EAST GOLDSMITH SAN ANDRES NO 31-1	EAST GOLDSMITH (SAN A	0.3	PHILLIPS PETROLEU
8239097	F-04-042822	4242731450	102-4		I V MONTALVO -C- #42U	SUN NORTH (6310 VICKS	97.0	
8239087	F-08-041748	4249531212	103		S M HALLEY "B" #31	EMPEROR (HOLT)	68.0	NORTHERN NATURAL
-SUPERIOR OIL CO			RECEIVED:	06/17/82	JA: TX			
8239163	F-03-048361	4228731104	102-2 103		EDGMON-CAMERON #4	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
8239133	F-03-046532	4201530491	107-TF		IVY MUENCH GAS UNIT #1	NEW ULM (EDWARDS)	0.0	
8239193	F-03-049741	4228731152	102-2 103		O B FALKE #2	GIDDINGS (AUSTIN CHAL	0.0	
-T A D ENERGY			RECEIVED:	06/17/82	JA: TX			
8239183	F-09-04158.	4223733350	103		W L WOODWARD #A1	PERRIN S W (CONG 4850	0.0	LONE STAR GAS CO
-TENNECO OIL COMPANY			RECEIVED:	06/17/82	JA: TX			
8239198	F-10-049955	4239330858	103		MORRISON #3-8	CATS CREEK	185.0	TRANSWESTERN PIPE
8239199	F-10-049957	4239330821	103		MORRISON 2-8	CAT CREEK	399.6	TRANSWESTERN PIPE
-TEXACO INC			RECEIVED:	06/17/82	JA: TX			
8239242	F-8A-051231	4221933356	103		IRA P DELOACHE #25	LEVELLAND	52.6	AMOCO PRODUCTION
8239206	F-8A-050255	4221933362	103		IRA P DELOACHE #26	LEVELLAND	58.0	AMOCO PRODUCTION
8239241	F-8A-051229	4221933353	103		IRA P DELOACHE #29	LEVELLAND	47.8	AMOCO PRODUCTION
8239245	F-08-051261	4213500000	108		J E PARKER "A" #11	HARPER	1.9	PHILLIPS PETROLEU
8239244	F-08-051267	4213500000	108		J E PARKER "A" #12	HARPER	2.2	PHILLIPS PETROLEU
8239246	F-08-051268	4213500000	108		J E PARKER "A" #2	HARPER	3.1	PHILLIPS PETROLEU
8239247	F-08-051270	4213500000	108		J E PARKER "A" #5	HARPER	1.0	PHILLIPS PETROLEU
8239248	F-08-051272	4243131113	103		STERLING "A" FEE #4	CONGER (PENN)	330.4	VALERO TRANSMISSI
-TEXAS INTERNATIONAL PET CORP			RECEIVED:	06/17/82	JA: TX			
8239114	F-06-044299	4240100000	103	107-TF	A MINOR #1	DIRGIN (COTTON VALLEY	292.0	DELHI GAS PIPELIN
-THE DOW CHEMICAL COMPANY			RECEIVED:	06/17/82	JA: TX			
8239287	F-03-051894	4224531196	102-4		HEBERT BROUSSARD #7	GUM ISLAND N (7800)	60.0	
-THOMAS S WEST JR			RECEIVED:	06/17/82	JA: TX			
8239059	F-02-032140	4246900000	102-4		MAURICE R ADCOCK #2	TELFERNER N W (FRIO 3	180.0	TRUNKLINE GAS CO
8239057	F-02-032138	4246900000	102-4		MAURICE R ADCOCK #3	TELFERNER N (2050)	180.3	TRUNKLINE GAS CO
8239058	F-02-032139	4246900000	102-4		ROY C SCHERER #4	TELFERNER N (2050)	0.0	TRUNKLINE GAS CO
-THROCKMORTON GAS SYSTEMS			RECEIVED:	06/17/82	JA: TX			

VOLUME 686 PAGE 011

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239066	F-78-036898	4244700000	102-2		ALLEN #1 #16141	THROCKMORTON COUNTY R	0.0	WARREN PETROLEUM
8239065	F-78-036895	4244732316	102-2		ALLEN #5 #16141	THROCKMORTON COUNTY R	0.0	WARREN PETROLEUM
8239077	F-78-039949	4244732325	102-2		ALLEN #6 #16141	THROCKMORTON COUNTY R	0.0	WARREN PETROLEUM
8239064	F-78-036894	4244732352	102-2		ALLEN #7 #16141	THROCKMORTON COUNTY R	0.0	WARREN PETROLEUM
8239076	F-78-039946	4244700000	102-4		ALLEN #8	THROCKMORTON COUNTY R	0.0	WARREN PETROLEUM
8239112	F-78-044244	4244732569	102-2		CARPENTER WELL #1 (16996)	BURK-GREGORY (CADDO)	0.0	WARREN PETROLEUM
8239074	F-78-038910	4244700000	102-2		JOE SOMMERVILLE #1 (16594)	THROCKMORTON COUNTY R	0.0	WARREN PETROLEUM
8239374	F-78-052182	4244732663	102-2		RICHARDS "H" WELL #7 (18060)	RICHARDS RANCH (CADDO	0.0	WARREN PETROLEUM
-TIPPERARY OIL AND GAS CORP			RECEIVED:	06/17/82	JA: TX			
8239211	F-01-050386	4216300000	103		MACE "A" 1	PEARSALL (AUSTIN CHAL	0.0	TIPPERARY CORP
8239113	F-03-044287	4214931193	103		UNGER #1	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
-TOM F MARSH INC			RECEIVED:	06/17/82	JA: TX			
8239120	F-13-045368	4248330921	102-4		SHELTON #1-84	CANDICE (MORROW)	3.0	MICHIGAN WISCONSI
-TRANS CANADA ENTERPRISES OF TEXAS I			RECEIVED:	06/17/82	JA: TX			
8239082	F-04-041432	4202931509	102-4		J D PATRICK JR #3	TAFT NE (6850)	182.0	TEXAS EASTERN TRA
-TRANSCO EXPLORATION COMPANY			RECEIVED:	06/17/82	JA: TX			
8239208	F-05-051322	4242330484	102-4	107-TF	EDGAR STARR #1	WILDCAT (BIG SANDY CO	2.0	
-TXO PRODUCTION CORP			RECEIVED:	06/17/82	JA: TX			
8239095	F-04-042732	4248132226	102-2		GARCIA E-1	BANDERA (6400')	0.0	DELHI GAS PIPELIN
8239084	F-02-041627	4223931334	102-4		SCHAEFER B-1	MCDANIEL (3850')	0.0	TEXAS EASTERN TRA
8239162	F-03-048293	4216130690	103	107-TF	TERRY "C" #1	RED LAKE (BOSSIER SAN	0.0	
8239094	F-02-042451	4223931637	102-4		WATSON B-2	MORALES (4360')	0.0	DELHI GAS PIPELIN
-U S OPERATING INC			RECEIVED:	06/17/82	JA: TX			
8239126	F-03-045800	4205131855	102-2		CISSY #1 RRC ID N/A	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
8239170	F-03-046743	4205137003	102-2		SILVIA UNIT #1 RRC ID N/A	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
-VAUGHN PETROLEUM INC			RECEIVED:	06/17/82	JA: TX			
8239235	F-78-051162	4235331266	102-4		BOYD EDNA 17973	J&J (CADDO)	0.0	PALO DURO PIPELIN
-VENUS OIL COMPANY			RECEIVED:	06/17/82	JA: TX			
8239189	F-03-049603	4203900000	102-4		MASTERSON UNIT	LAKE ALASKA (FRIO 924	0.0	VALERO TRANSMISSI
-W R EDWARDS JR			RECEIVED:	06/17/82	JA: TX			
8239347	F-10-052091	4234100000	103		LYNCH #2	PANHANDLE MOORE	295.0	DIAMOND SHAMROCK
8239348	F-10-052092	4234100000	103		WITHERBEE #2	PANHANDLE MOORE	97.0	DIAMOND SHAMROCK
-WAGNER & BROWN			RECEIVED:	06/17/82	JA: TX			
8239263	F-08-051979	4243130000	103		GLASS "K" #4-4	CONGER (PENN)	279.0	TEXAS UTILITIES F
8239309	F-08-051984	4243131091	103		HILDEBRAND #4620	CONGER (PENN)	51.0	TEXAS UTILITIES F
-WAINOCO OIL & GAS CO			RECEIVED:	06/17/82	JA: TX			
8239261	F-35-051480	4216130685	103	107-TF	EMERSON #1	CHENEYBORO (COTTON VA	45.0	LONE STAR GAS CO
-WALTER EXPLORATION INC			RECEIVED:	06/17/82	JA: TX			
8239075	F-78-039017	4236332120	108		ROYE #5 RRC ID NO 83882	RINGO (STRAWN)	24.0	LONE STAR GAS CO
-WARREN PETR CO A DIV OF GULF OIL CO			RECEIVED:	06/17/82	JA: TX			
8239422	F-08-052403	4210332834	103		P J LEA #123	LEA (SAN ANDRES)	7.5	EL PASO NATURAL G
8239423	F-08-052404	4210332835	103		P J LEA #124	LEA (SAN ANDRES)	6.5	EL PASO NATURAL G
-WATCO ENERGY INC			RECEIVED:	06/17/82	JA: TX			
8239110	F-7C-044060	4239931860	102-4	103	CLYDE FLANAGAN #1	G V (JENNINGS)	46.0	ODESSA NATURAL CO
8239109	F-7C-044059	4239932098	102-4	103	ROHMFELD #2	G V (JENNINGS)	45.6	ODESSA NATURAL CO
8239111	F-7C-044061	4239932183	102-4	103	ROHMFELD #3	G V (JENNINGS)	47.8	ODESSA NATURAL CO
-WESSELY ENERGY CORPORATION			RECEIVED:	06/17/82	JA: TX			
8239090	F-05-042063	4234931734	103	107-TF	NICHOLSON #1 ( )	ROUNDHOUSE (HAYNESVIL	180.0	TEXAS UTILITIES F
-WESTSTAR OIL & GAS INC			RECEIVED:	06/17/82	JA: TX			
8239225	F-78-051778	42 [illegible]	102-4		GRADY MCIVER #1-A	WESTSTAR (FRY)	200.0	LONE STAR GAS CO
-WILLIAM PERLMAN			RECEIVED:	06/17/82	JA: TX			
8239405	F-7C-052308	4243532397	108		DAN CAUTHORN "134" #2 (91470)	NORTH CAUTHORN RANCH	0.0	EL PASO NATURAL G
8239406	F-7C-052309	4243532120	108		GEORGE BROCKMAN "54" #3 (81757)	SAWYER (CANYON)	0.0	EL PASO HYDROCARB

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239047	F-7C-027770	4243532063		107-TF		MACK CAUTHORN "130" #2	SHURLEY RANCH (CANYON	20.0	EL PASO NATURAL G
-WOOD MCSHANE & THAMS				RECEIVED:	06/17/82	JA: TX			
8239079	F-78-043447	4249531269		103		KEYSTONE CATTLE CO #3-C RRC #26628	KEYSTONE SW (SAN ANDR	467.2	PIONEER NATURAL G
-WOODS PETROLEUM CORP				RECEIVED:	06/17/82	JA: TX			
8239096	F-1C-042754	4221131351		102-4	103	BURTON #1-107	HOWE RANCH S (MORROW	0.0	PIONEER CORP
-X8 ENERGY SERVICES INC				RECEIVED:	06/17/82	JA: TX			
8239100	F-01-043060	4216331939		103		ARTHUR HURT JR 1-B	PEARSALL (AUSTIN CHAL	0.0	TGP INC

OTHER PURCHASERS VOLUME NO :686

8239173	PANHANDLE EASTERN PIPELINE CO
8239274	E I DUPONT DE NEMOURS & CO INC
8239330	E I DUPONT DE NEMOURS & CO INC
8239331	E I DUPONT DE NEMOURS & CO INC
8239371	SHELL OIL CO
8239372	SHELL OIL CO
8239373	SHELL OIL CO
8239387	TRANSCONTINENTAL GAS P L CORP
8239414	E I DUPONT DE NEMOURS & CO INC

BILLING CODE 6717-01-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 July 29, 1982.

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 (1,000 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. 82–19062 Filed 7–13–82; 8:45 am]

BILLING CODE 6717–01–M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: July 8, 1982.

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
KANSAS CORPORATION COMMISSION								
-ANADARKO PRODUCTION COMPANY			RECEIVED:	06/18/82	JA: KS			
8239467	K-81-0817	1518920219	108-ER		BUDDENBURG #2	PANOMA	0.0	PANHANDLE EASTERN
-CHAMPLIN PETROLEUM COMPANY			RECEIVED:	06/18/82	JA: KS			
8239437	K-79-0939	1507700000	108-ER		DAVIS RANCH D #1	AETNA	0.0	CITIES SERVICE GA
-CITIES SERVICE COMPANY			RECEIVED:	06/18/82	JA: KS			
8239468	K-81-0990	1506700000	108-ER		HAMPTON A #2		0.0	PANHANDLE EASTERN
-GRAHAM-MICHAELIS CORP			RECEIVED:	06/18/82	JA: KS			
8239436	K-79-0951	1505500000	108-ER		JOHNSON #1		0.0	NORTHERN NATURAL
-KAISER-FRANCIS OIL COMPANY			RECEIVED:	06/18/82	JA: KS			
8239434	K 81-0524	1511900000	108-ER		JOHANNSEN-BARBY #1	S W MCKINNEY	15.0	NORTHERN NATURAL
8239464	K 81-1166	1505520244	108-SA		SMITH #1	HUGOTON	19.0	KANSAS NEBRASKA N
-MULL DRILLING CO INC			RECEIVED:	06/18/82	JA: KS			
8239465	K-81-1056	1509720110	108-ER		EINSEL J #1	MARTIN NORTH	0.0	KANSAS NEBRASKA N
8239466	K-81-1058	1504720014	108-ER		ROBBINS #1	MARTIN NORTH	0.0	KANSAS NEBRASKA N
-ROBERT F WHITE			RECEIVED:	06/18/82	JA: KS			
8239438	K-79-1263	1511500000	108-SA		LINDAU #1		0.0	CITIES SERVICE GA
-TXO PRODUCTION CORP			RECEIVED:	06/21/82	JA: KS			
8239443	K-81-1149	1507720647	103		MCKAIG "A" #1 (TITE HOLE)	SULLIVAN EAST	182.5	DELHI CORP
8239444	K-81-1150	1507720684	103		MCKAIG "A" #2	SULLIVAN EAST	182.5	DELHI CORP
8239445	K-81-1194	1507720703	103		ROBINSON "G" #1	SULLIVAN	182.5	DELHI CORP
-WHITAKER ENTERPRISES INC			RECEIVED:	06/18/82	JA: KS			
8239435	K 81-0698	1511900000	108-ER		ADAMS #1-31		0.0	PANHANDLE EASTERN
LOUISIANA OFFICE OF CONSERVATION								
-BARTON OIL & GAS CO INC			RECEIVED:	06/21/82	JA: LA			
8239469	81-2480	1701120155	102-4		BOISE SOUTHERN #1	FIELDS	250.0	TRUNKLINE GAS CO
-LOUISIANA LAND & EXPLORATION CO			RECEIVED:	06/21/82	JA: LA			
8239472	81-2528	1710922083	102-4		LL&E FEE #1	HALTER ISLAND	183.0	UNITED GAS PIPELI
8239471	81-2529	1710922429	102-4		STATE LEASE 7812 #2	HALTER ISLAND	250.0	UNITED GAS PIPELI
-RIO BRAVO OIL CO INC			RECEIVED:	06/21/82	JA: LA			
8239470	81-2747	1710922430	102-4		MARIE A T MARMANDE #1	SOUTH SUNRISE	365.0	LOUISIANA INTRAST
-TEXACO INC			RECEIVED:	06/21/82	JA: LA			
8239473	81-1992	1710920257	102-4		SL 340 RABBIT ISLAND #200	RABBIT ISLAND	1934.0	KAISER ALUMINUM &
NEW MEXICO DEPARTMENT OF ENERGY & MINERALS								
-AMOCO PRODUCTION CO			RECEIVED:	06/18/82	JA: NM			
8239442		3004509214	108		STEDJE GAS COM #1 (5TH FILING)	BASIN DAKOTA	18.0	EL PASO NATURAL G
-AMOCO PRODUCTION CO			RECEIVED:	06/21/82	JA: NM			
8239463		3004524734	103		GALLEGOS CANYON UNIT #212E (DAKOTA)	BASIN DAKOTA	15.1	EL PASO NATURAL G

VOLUME 687 PAGE 002

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-EL PASO NATURAL GAS COMPANY				RECEIVED:	06/21/82	JA: NM			
8239458		3003921637		108		SAN JUAN 28-7 UNIT #250	BASIN-DAKOTA	10.0	EL PASO NATURAL G
-FLAG-REDFERN OIL CO				RECEIVED:	06/18/82	JA: NM			
8239439		3000520736		103		NUCKOLS "24" #1	TOM-TOM (SAN ANDRES)	6.2	NATURAL GAS PIPEL
8239441		3000520773		103		NUCKOLS "24" #2 $204242	TOM-TOM (SAN ANDRES)	8.3	NATURAL GAS PIPEL
-GREAT WESTERN DRILLING COMPANY				RECEIVED:	06/21/82	JA: NM			
8239512	NM-0165-82	3000560688		102-2	107-TF	QUAIL FEDERAL #1	UNDESIGNATED	433.6	TRANSWESTERN PIPE
-HARVEY E YATES COMPANY				RECEIVED:	06/21/82	JA: NM			
8239457		3002527610		107-TF		RICHARDSON #1	UNDESIGNATED AUSTIN-M	0.0	EL PASO NATURAL G
-HNG OIL COMPANY				RECEIVED:	06/21/82	JA: NM			
8239455		3002527677		102-2		MADERA "32" #1	UNDESIGNATED MORROW	4270.5	TRANSWESTERN PIPE
-M R SCHALK				RECEIVED:	06/21/82	JA: NM			
8239461		3004525251		103		DANBURG GAS COM "B" #1E	BASIN DAKOTA	0.0	EL PASO NATURAL G
8239459		3004525250		103		HANCOCK GAS COM #1E	BASIN DAKOTA	0.0	EL PASO NATURAL G
8239460		3004525252		103		STATE GAS COM "BI" #1E	BASIN DAKOTA	0.0	EL PASO NATURAL G
-MARBOB ENERGY CORPORATION				RECEIVED:	06/21/82	JA: NM			
8239451		3001523743		103		MG PHILLIPS ST #29	ARTESIA QUEEN GRAYBUR	4.7	PHILLIPS PETROLEU
-MESA PETROLEUM CO				RECEIVED:	06/21/82	JA: NM			
8239456		3000561148		102-2	107-TF	MEADOWS COM #2	UNDESIGNATED ABO PECO	550.0	
-NORTHWEST PIPELINE CORPORATION				RECEIVED:	06/21/82	JA: NM			
8239447		3004525031		103		SAN JUAN 32-7 #27A	BLANCO MESAVERDE	126.6	NORTHWEST PIPELIN
8239448		3004525031		103		SAN JUAN 32-7 UNIT 27A PC	SO LOS PINOS PICTURED	2.8	NORTHWEST PIPELIN
-PHILLIPS PETROLEUM COMPANY				RECEIVED:	06/21/82	JA: NM			
8239462		3002527420		103		E V GB/SA UNIT TR 1952 #003	VACUUM GB/SA	0.3	EL PASO NATURAL G
-STEVENS OPERATING CORP				RECEIVED:	06/21/82	JA: NM			
8239446		3000560648		103		O'BRIEN "F" #4	TWIN LAKES-SAN ANDRES	0.0	MAPCO PRODUCTION
-SUN EXPLORATION & PRODUCTION CO				RECEIVED:	06/18/82	JA: NM			
8239440		3004524851		103		FARMINGTON TOWNSITE COMM #1E	BASIN DAKOTA	155.0	EL PASO NATURAL G
-THRESHOLD DEVELOPMENT CO				RECEIVED:	06/21/82	JA: NM			
8239449		3001523920		103		CONOCO "7" STATE #5	E MILLMAN QUEEN GRAYB	66.0	CONOCO INC
-YATES PETROLEUM CORPORATION				RECEIVED:	06/21/82	JA: NM			
8239453		3000561430		102-2	107-TF	PAPALOTE "QI" STATE #4	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8239452		3000561330		102-2	107-TF	ROWLAND "RN" ST #2	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8239454		3000561397		102-2	107-TF	SKINK "SK" STATE #2	PECOS SLOPE-ABO GAS	0.0	TRANSWESTERN PIPE
8239450		3000561200		102-2		SNAKEWEED "SD" ST #1	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
**********									
NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION									
**********									
-TEEPEE PETROLEUMS INC				RECEIVED:	06/18/82	JA: NY			
8239474	2650	3101314468	D	107-TF		BATTAGLIA-THOMAS #2	MAYVILLE	18.0	COLUMBIA GAS TRAN
**********									
OKLAHOMA CORPORATION COMMISSION									
**********									
-AN-SON CORPORATION				RECEIVED:	06/17/82	JA: OK			
8239598	17112	3503921508		102-2		NEIL #1-12	E MAMMON	0.0	
-APACHE CORPORATION				RECEIVED:	06/17/82	JA: OK			
8239599	17526	3514920143		102-4		CITY OF CLINTON 1-15		307.9	EL PASO NATURAL G
8239616	17527	3514920136		102-4		LEVERTON 1-14		82.0	EL PASO NATURAL G
-COTTON PETROLEUM CORPORATION				RECEIVED:	06/17/82	JA: OK			
8239625	19199	3505121229		107-DP		KOEHN B #2	S E VERDEN	0.0	UNITED GAS PIPELI
-DEAN CLARK				RECEIVED:	06/17/82	JA: OK			
8239606	14926	3511121521		103		EWELL 1-23	NUYAKA S/2 NE/4 SEC 2	35.0	PHILLIPS PETROLEU
-EL PASO NATURAL GAS COMPANY				RECEIVED:	06/17/82	JA: OK			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239626	17903	3500920475		107-DP		GREEN #2	BERLIN NE/UPPER MORRO	365.0	EL PASO NATURAL G
-FUNK EXPLORATION INC				RECEIVED:	06/17/82	JA: OK			
8239610	13571	3500722123		102-4	103	JAMESON #1	S BALKO	0.0	NORTHERN NATURAL
-HARPER OIL COMPANY				RECEIVED:	06/17/82	JA: OK			
8239605	17530	3512920693		102-2		STICE 1	SOUTH WEST LEDDY	0.0	DELHI GAS PIPELIN
-HOLDEN ENERGY CORP				RECEIVED:	06/17/82	JA: OK			
8239618	17216	3508500000		102-4	103	LANE 21-1	WILDCAT	55.0	AMINOIL USA INC
-HUNGERFORD OIL & GAS INC				RECEIVED:	06/17/82	JA: OK			
8239607	14968	3500320567		103		MCCOLLUM #1	N RINGWOOD	40.2	AMINOIL USA INC
-JEDACO INC				RECEIVED:	06/17/82	JA: OK			
8239612	14093	3510700000		103		DOUGLAS #1	DEANER	50.0	PHILLIPS PETROLEU
-JIMMIE AUSTIN				RECEIVED:	06/17/82	JA: OK			
8239601	14792	3507300000		103		LLOYD HAWKINS #2	SOONER TREND	0.0	CONOCO INC
-KAISER-FRANCIS OIL COMPANY				RECEIVED:	06/17/82	JA: OK			
8239615	14159	3504720748		108		DANIELS #1-31	E SPRING VALLEY	16.0	GRACE PETROLEUM C
8239614	14158	3504500000		108		JEROME BERRYMAN C #1	S PEEK	3.0	PANHANDLE EASTERN
-MARK GANER OIL & GAS				RECEIVED:	06/17/82	JA: OK			
8239627	13030	3507100000		108		BRAWNER #3		0.0	NEWKIRK GAS TRANS
8239628	13029	3507100000		108		BRAWNER #4		0.0	NEWKIRK GAS TRANS
8239609	12985	3507122102		108		DEBOARD #2	NORTH DILWORTH	0.0	NEWKIRK GAS TRANS
8239608	12984	3507122103		108		DEBOARD #3	NORTH DILWORTH	0.0	NEWKIRK GAS TRANS
8239629	12983	3507122214		108		TEXSTAR #24-A	NORTH DILWORTH	0.0	NEWKIRK GAS TRANS
8239619	12982	3507122215		108		TEXSTAR #24-B	NORTH DILWORTH	0.0	NEWKIRK GAS TRANS
8239621	12981	3507122252		108		TEXSTAR #24-C	NORTH DILWORTH	0.0	NEWKIRK GAS TRANS
8239622	12980	3507122253		108		TEXSTAR #24-D	NORTH DILWORTH	0.0	NEWKIRK GAS TRANS
-MARLIN OIL CORPORATION				RECEIVED:	06/17/82	JA: OK			
8239617	13877	3500721969		103		HILDERBRAND #1	MOCANE-LAVERNE	182.0	EL PASO NATURAL G
-RICKS EXPLORATION CO				RECEIVED:	06/17/82	JA: OK			
8239620	12892	3504321325		102-4		FRANCIS #3A	PUTMAN	109.0	MOBIL OIL CORP
8239611	14081	3504321328		102-4	103	LONE STAR 2A	S E TALOGA	476.0	
-SAKET PETROLEUM CO				RECEIVED:	06/17/82	JA: OK			
8239602	15015	3511122690		103		EULLARD #1		0.0	PHILLIPS PETROLEU
8239603	15016	3511100000		103		DOOLEY #2		0.0	PHILLIPS PETROLEU
8239604	15017	3511100000		103		FRED #1		0.0	PHILLIPS PETROLEU
8239605	15018	3511123412		103		HICKMAN 2-K		0.0	PHILLIPS PETROLEU
8239623	15019	3511100000		103		PRIEGEL #3		0.0	PHILLIPS PETROLEU
8239597	15020	3511100000		103		WATSON-LANGFORD #1		0.0	PHILLIPS PETROLEU
-TEXACO INC				RECEIVED:	06/17/82	JA: OK			
8239624	16164	3508520468		103		LENA B GREEN #4	ENVILLE S W	0.0	CIMARRON TRANSMIS
-WALKER CORP				RECEIVED:	06/17/82	JA: OK			
8239613	14141	3501721906		103		KING #2-1	YUKON	87.0	MOBIL OIL CORP

****

PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL RESOURCES

****

-AFTON HIMES GAS CO				RECEIVED:	06/21/82	JA: PA			
8239546	11860	3706522178		103		SUMMERVILLE #1	UNION TWP	9.0	
-ASHTOLA PRODUCTION CO				RECEIVED:	06/21/82	JA: PA			
8239548	11679	3705120282		102-2		DONALD C COTTOM #1	WALTERSBURG	50.0	
8239549	11740	3705120292		102-2		DONALD C COTTOM #2	WALTERSBURG	22.0	COLUMBIA GAS TRAN
8239547	11246	3751202630		102-2		LELAND B COLDREN #1	WALTERSBURG	10.0	
-CABOT OIL & GAS CORP				RECEIVED:	06/21/82	JA: PA			
8239551	11808	3703921457		102-2		CHARLES TURIK #1	WAYNE	50.0	TENNESSEE GAS PIP
8239553	11807	3703921457		107-TF		CHARLES TURIK #1	WAYNE	50.0	TENNESSEE GAS PIP

VOLUME 687 PAGE 004

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239550	11774	3708520223		102-2		WILLIAM HOSTETLER #1	FRENCH CREEK	50.0	TENNESSEE GAS PIP
8239552	11773	3708520223		107-TF		WILLIAM HOSTETLER #1	FRENCH CREEK	50.0	TENNESSEE GAS PIP
-CONSOLIDATED GAS SUPPLY CORPORATION		RECEIVED: 06/21/82 JA: PA							
8239554	9001	3706521943		108		M GRACE NOERR WN-1770	MCCALMONT TOWNSHIP	3.3	GENERAL SYSTEM PU
8239555	9585	3706521937		108		WN-1771	MCCALMONT TOWNSHIP	0.2	GENERAL SYSTEM PU
-DOC-NCC SERVICE CO		RECEIVED: 06/21/82 JA: PA							
8239556	11859	3712922021		103		FRED W STREET JR 1229-2		30.0	TEXAS EASTERN TRA
-DORAN & ASSOCIATES INC		RECEIVED: 06/21/82 JA: PA							
8239557	11828	3706326660		103		ALLEN FLEMING #1 KA-106	UPPER DEVONIAN SANDS	30.0	COLUMBIA GAS TRAN
8239558	11829	3706326531		103		ELIZABETH COBLE #1 KA-105	UPPER DEVONIAN SANDS	30.0	COLUMBIA GAS TRAN
-EARL M RICHARDS		RECEIVED: 06/21/82 JA: PA							
8239590	11785	3706520089		108		CLARENCE BOYER #1	BLANCO	0.0	APOLLO GAS CO
8239589	11784	3706520364		108		GLENN BELL #1	BLANCO	0.0	APOLLO GAS CO
8239596	11641	3706521481		108		WILSON #1	SPRING CHURCH	0.0	APOLLO GAS CO
-FOX OIL & GAS INC		RECEIVED: 06/21/82 JA: PA							
8239560	11844	3706325977		102-2		BERRINGER #1 (129AC)	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239561	11839	3706325979		102-2		BERRINGER #2 (220AC)	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239575	11743	3712521183		108		C B WELCH #4	FALLOWFIELD	0.0	COLUMBIA GAS TRAN
8239559	11836	3706326447		102-2		DOYLE SENSABAUGH #1	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239568	11846	3706326007		102-2		DOYLE SENSABAUGH #1	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239567	11845	3706325443	D	102-2		FRED GOLDEN #2	CHERRYHILL	25.5	COLUMBIA GAS TRAN
8239564	11841	3706325979		102-2		G & P BERRINGER #1	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239573	11741	3712521165		108		G A L CONSTRUCTION INC #3	FALLOWFIELD	0.0	COLUMBIA GAS TRAN
8239562	11839	3706326407		102-2		HARRY JONES #1	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239560	11837	3706326444		102-2		JOHN SHEFFO #1	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239563	11840	3706326030		102-2		M CHILENSKI #1	CHERRYHILL TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239572	11851	3706324845		102-2		RICHARD HELLER #2	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239569	11847	3706325994		102-2		SCHROTH/STIFFLER #1	GREEN TOWNSHIP	25.5	COLUMBIA GAS TRAN
8239565	11842	3706325993		102-2		SCHROTH/STIFFLER #2	GREEN TONWSHIP	25.5	COLUMBIA GAS TRAN
8239574	11742	3712521167		108		THOMAS E WILLIAMSON #3	FALLOWFIELD	0.0	COLUMBIA GAS TRAN
8239570	11848	3706325106		102-2		THOMAS PATTERSON	CHERRYHILL	25.5	COLUMBIA GAS TRAN
8239571	11849	3706325095		102-2		WILLIAM VASBINDER	GREEN	25.5	COLUMBIA GAS TRAN
-MERIDIAN EXPLORATION CORP		RECEIVED: 06/21/82 JA: PA							
8239577	11855	3703921376		102-2		D FERRIS #592-1	ROCKDALE	0.0	COLUMBIA GAS TRAN
8239580	11856	3703921376		107-TF		FERRIS #592-1	ROCKDALE	0.0	COLUMBIA GAS TRAN
8239576	11853	37.3921377		102-2		J MARZKA (WEDDELL) #594-1	ROCKDALE	0.0	COLUMBIA GAS TRAN
8239579	11854	3703921377		107-TF		J MARZKA (WEDDELL) #594-1	ROCKDALE	0.0	COLUMBIA GAS TRAN
-MERIDIAN OIL & GAS ENT INC		RECEIVED: 06/21/82 JA: PA							
8239578	11863	3703921464		103		W J HYDE SR #1	ROCKDALE	15.0	
8239581	11864	3703921464		107-TF		W J HYDE SR #1	ROCKDALE	15.0	
-MID-EAST OIL CO		RECEIVED: 06/21/82 JA: PA							
8239582	11792	3706326018		103		DALE SHAFFER #3	CLYMER	18.0	T W PHILLIPS GAS
-PENN PROJECTS LTD DRILLING PROGRAM		RECEIVED: 06/21/82 JA: PA							
8239584	11832	3712921929		103		BRUNOT CO INC #1	SALEM	25.0	
8239585	11833	3712921936		103		BRUNOT CO INC #2	SALEM	25.0	
-PHILLIPS PRODUCTION CO		RECEIVED: 06/21/82 JA: PA							
8239583	11852	3706326482		103		HAROLD E SMALL #1	MONTGOMERY	45.0	
-QUESTA PETROLEUM CO		RECEIVED: 06/21/82 JA: PA							
8239586	11834	3712921970		103		DAVID C HYSKELL #2	EAST HUNTINGDON	25.0	
8239587	11835	3712921978		103		R STONER	HEMPFIELD	25.0	
-REX-HIDE REALTY INC		RECEIVED: 06/21/82 JA: PA							
8239588	11830	3706326746		103		OSCAR T GOOD #1	WEST MAHONING	30.0	
-T W PHILLIPS GAS & OIL CO		RECEIVED: 06/21/82 JA: PA							

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8239593	11862	3706320538	108		MARY M MILLER #1	ARMSTRONG	1.8	T W PHILLIPS GAS
8239592	11861	3706320531	108		NILE E FULMER #2	ARMSTRONG	2.7	T W PHILLIPS GAS
-W G SHANER			RECEIVED: 06/21/82 JA: PA					
8239591	11857	3706320345	103		KUEPPER #1	WILLIAM J KUEPPER FAR	20.0	CONSOLIDATED GAS
-WAINOCO OIL & GAS CO			RECEIVED: 06/21/82 JA: PA					
8239594	11810	3708520292	102-2		HAROLD L PFAFF #1 (MC-24)	GREENVILLE	0.0	TENNESSEE GAS PIP
8239595	11809	3708520292	107-TF		HAROLD L PFAFF #1 (MC-24)	GREENVILLE	0.0	TENNESSEE GAS PIP

** DEPARTMENT OF THE INTERIOR, MINERALS MANAGEMENT SERVICE, ALBUQUERQUE,NM

-AMOCO PRODUCTION CO			RECEIVED: 06/21/82 JA: NM 4					
8239489	NM-1262-81	3001523604	102-4		FEDERAL BV #1	UND MORROW	693.5	TRANSWESTERN PIPE
8239491	NM-1310-81	3001523671	102-4		FEDERAL CC #1	UND MORROW	142.0	TRANSWESTERN PIPE
8239517	NM-0191-82	3001523939	102-4		FEDERAL CN COM #1	HAPPY VALLEY MORROW	1387.0	EL PASO NATURAL G
-ARCO OIL AND GAS COMPANY			RECEIVED: 06/21/82 JA: NM 4					
8239502	NM-0036-82	3002527374	102-4		CUSTER #1	UNDESIGNATED	2000.0	EL PASO NATURAL G
-DOME PETROLEUM CORP			RECEIVED: 06/21/82 JA: NM 4					
8239543	NM-0362-82	3004523301	108		FEDERAL 14-26-13 #1	WAW PICTURED CLIFF	5.3	EL PASO NATURAL G
-DUGAN PRODUCTION CORP			RECEIVED: 06/21/82 JA: NM 4					
8239495	NM-1626-81	3004522062	108		GEORGE WASHINGTON #2	WAW FRUITLAND PC	18.0	EL PASO NATURAL G
-EL PASO NATURAL GAS COMPANY			RECEIVED: 06/21/82 JA: NM 4					
8239500	NM-1816-81	3004523460	108		GRAMBLING #6	BLANCO/PICTURED CLIFF	22.0	EL PASO NATURAL G
8239539	NM-0356-82	3004506950	108		HOWELL #3	BLANCO - MESA VERDE	20.0	EL PASO NATURAL G
8239535	NM-0351-82	3004520531	108		HUERFANO UNIT #186	BASIN - DAKOTA	17.0	EL PASO NATURAL G
8239498	NM-1677-81	3004513259	108		LACKEY B #3	AZTEC - PICTURED CLIF	24.0	EL PASO NATURAL G
8239536	NM-0352-82	3004507220	108		LACKEY B #4 MV & CH	BLANCO-MESA VERDE/HAR	18.0	EL PASO NATURAL G
8239541	NM-0358-82	3004513208	108		MUDGE #20	BASIN - DAKOTA	19.0	EL PASO NATURAL G
8239486	NM 1029-81	3004524075	103		NEWBERRY #8A	BLANCO MESAVERDE	130.0	EL PASO NATURAL G
8239490	NM-1298-81	3004508643	108		RIDDLE A #5	BLANCO PICTURED CLIFF	22.3	EL PASO NATURAL G
8239532	NM-0232-82	3003921093	108		SAN JUAN 28-7 UNIT #242	BASIN DAKOTA	21.0	EL PASO NATURAL G
8239538	NM-0355-82	3003907642	108		SAN JUAN 29-7 UNIT #4	BLANCO - MESA VERDE	16.3	EL PASO NATURAL G
8239542	NM-0361-82	3003900000	108		SAN JUAN 29-7 UNIT #78	BLANCO - MESA VERDE	14.0	EL PASO NATURAL G
8239493	NM-1461-81	3003907484	108		SAN JUAN 29-7 UNIT #97	BLANCO - MESA VERDE	20.0	EL PASO NATURAL G
8239504	NM-0086-82	3003907484	108		SAN JUAN 29-7 UNIT #97	BLANCO - MESA VERDE	19.0	EL PASO NATURAL G
8239485	NM 0001-82PB	3003982387	108-PB		SAN JUAN 30-4 UNIT #33	BLANCO - MESAVERDE	25.0	EL PASO NATURAL G
8239537	NM-0354-82	3003907760	108		SAN JUAN 30-6 UNIT #48	BLANCO - MESA VERDE	11.0	EL PASO NATURAL G
8239540	NM-0357-82	3004509239	108		STEWART #3	BLANCO - MESA VERDE	19.0	EL PASO NATURAL G
-INTERNORTH INC			RECEIVED: 06/21/82 JA: NM 4					
8239499	NM-172181102	3001523439	102-4	103	AZOTEA MESA FEDERAL #1	ROBINA DRAW (MORROW)	30.0	INTERNORTH INC
-JEROME P MCHUGH			RECEIVED: 06/21/82 JA: NM 4					
8239545	NM-0370-82	3004512080	108		HARDIE #1	BASIN DAKOTA	21.0	EL PASO NATURAL G
8239544	NM-0369-82	3004512101	108		HARDIE #4	BASIN DAKOTA	20.0	EL PASO NATURAL G
-M & W OF LOVINGTON INC			RECEIVED: 06/21/82 JA: NM 4					
8239515	NM-0175-82	3002522598	108		BUFFALO FEDERAL UN 11-L-35-18S-33E	CORBIN QUEEN SOUTH	5.2	CONOCO INC
8239516	NM-0176-82	3002522651	108		BUFFALO FEDERAL UN 13-G-34-18S-33E	CORBIN QUEEN SOUTH	8.3	CONOCO INC
8239513	NM-0172-82	3002521604	108		BUFFALO FEDERAL UN 7-E-34-18S-33E	CORBIN QUEEN SOUTH	2.4	CONOCO INC
8239514	NM-0173-82	3002521846	108		BUFFALO FEDERAL UN 8H-34-18S-33E	CORBIN QUEEN SOUTH	1.4	CONOCO INC
-MESA PETROLEUM CO			RECEIVED: 06/21/82 JA: NM 4					
8239522	NM-021782107	3000561217	102-2	107-TF	COYOTE FEDERAL #8	UNDESIGNATED ABO	434.0	TRANSWESTERN PIPE
8239527	NM-022282102	3000561228	102-2	107-TF	FOREMAN FEDERAL COM #3	UNDESIGNATED ABO	451.0	TRANSWESTERN PIPE
8239528	NM-022382102	3000561243	102-2	107-TF	HOBBS FEDERAL #2	UNDESIGNATED ABO	509.0	TRANSWESTERN PIPE
8239525	NM-022021.2	3000561219	102-2	107-TF	LODEWICK FEDERAL #3	UNDESIGNATED ABO	466.0	TRANSWESTERN PIPE
8239526	NM-022182102	3000561220	102-2	107-TF	SAVAGE FEDERAL #4	UNDESIGNATED ABO	477.0	TRANSWESTERN PIPE

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	VOLUME 687 PAGE 006 FIELD NAME	PROD	PURCHASER
8239530	NM-1225-82	3001523688	102-2		SINK FEDERAL #2	DIAMOND MOUND MORROW	252.0	
8239529	NM-122482107	3000561222	102-2	107-TF	STANCEL FEDERAL #5	UNDESIGNATED ABO	489.0	TRANSWESTERN PIPE
8239531	NM-022682107	3000561223	102-2	107-TF	STANCEL FEDERAL #6	UNDESIGNATED ABO	707.0	TRANSWESTERN PIPE
-MONSANTO COMPANY			RECEIVED:	06/21/82	JA: NM 4			
8239534	NM-0276-82	3001521966	108		ALBERT FEDERAL #1	CEMETERY (MORROW)	2.0	TRANSWESTERN PIPE
8239533	NM-0275-82	3001521533	108		WAGNER FEDERAL #1	AVALON	6.0	EL PASO NATURAL G
-MTS LTD PARTNERSHIP			RECEIVED:	06/21/82	JA: NM 4			
8239524	NM-021982107	3000561194	102-2	107-TF	CHARLOTTE FEDERAL #1	UNDESIGNATED ABO	367.0	TRANSWESTERN PIPE
8239523	NM-021882107	3000561155	102-2	107-TF	GERRY FEDERAL #1	UNDESIGNATED ABO	463.0	TRANSWESTERN PIPE
-PERRY R BASS			RECEIVED:	06/21/82	JA: NM 4			
8239511	NM-016282102	3001523473	102-4		BIG EDDY UNIT #70	UNDESIGNATED	0.0	NATURAL GAS PIPEL
8239492	NM-1318811.2	3001523385	102-4		BIG EDDY UNIT #79-Y	FENTON DRAW (UPPER MO	572.0	NATURAL GAS PIPEL
8239497	NM165081-102	3001523629	102-4		BIG EDDY UNIT #85	MORROW	0.0	
8239488	NM 113481102	3001523578	102-4		BIG EDDY UNIT NO 83	SOUTH SALT LAKE MORRO	420.0	NATURAL GAS PIPEL
-POGO PRODUCING COMPANY			RECEIVED:	06/21/82	JA: NM 4			
8239509	NM-0123-82	3002527266	102-4		EBR FEDERAL #1	BOOTLEG RIDGE MORROW	185.0	LLANO INC
-READ & STEVENS INC			RECEIVED:	06/21/82	JA: NM 4			
8239508	NM-009282102	3000561038	102-4	103	HARRIS FEDERAL #6	BUFFALO VALLEY PENN	25.0	EL PASO NATURAL G
8239496	NM-1629-81	3000560781	102-4		HARRIS FEDERAL COM #4	BUFFALO VALLEY PENN	100.0	EL PASO NATURAL G
8239494	NM-1481-81	3000560798	102-4		HARRIS FEDERAL COM #5	BUFFALO VALLEY PENN	110.0	EL PASO NATURAL G
-STEVENS OPERATING CORP			RECEIVED:	06/21/82	JA: NM 4			
8239503	NM-004482102	3000561126	102-4	107-TF	SUN FEDERAL #2 (NMC2258)	WILDCAT	309.0	TRANSWESTERN PIPE
-YATES PETROLEUM CORPORATION			RECEIVED:	06/21/82	JA: NM 4			
8239487	NM 1127-81	3001523678	102-4		EASTERN SHORE "OV" FEDERAL #1	WILDCAT	0.0	TRANSWESTERN PIPE
8239510	NM-0129-82	3000561120	102-2	107-TF	EVERETTE "OO" FEDERAL #3	WILDCAT ABO	0.0	TRANSWESTERN PIPE
8239507	NM-0091-82	3000561139	102-2	107-TF	GODFREY "MP" FEDERAL #5	WILDCAT ABO	0.0	TRANSWESTERN PIPE
8239506	NM-0090-82	3000561177	102-2	107-TF	GODFREY "MP" FEDERAL #6	WILDCAT ABO	0.0	TRANSWESTERN PIPE
8239521	NM-0213-82	3000561294	102-2	107-TF	LANGLEY "RJ" FEDERAL #2	UND ABO	0.0	TRANSWESTERN PIPE
8239519	NM-0211-82	3000561322	102-2	107-TF	RED ROCK "NB" FEDERAL #3	UND ABO	0.0	TRANSWESTERN PIPE
8239501	NM-1850-81	3001523726	102-4		SCOUT "EH" FEDERAL #5	UND MORROW	0.0	TRANSWESTERN PIPE
8239518	NM-021082107	3000561264	102-2	107-TF	SOUTH ALKALI LK FEDERAL #3	WILDCAT ABO	0.0	TRANSWESTERN PIPE
8239520	NM-021282107	3000561238	102-2	107-TF	THOMAS "LN" FEDERAL #4	UND ABO	0.0	TRANSWESTERN PIPE
8239505	NM 108982102	3000561130	102-2	107-TF	THORPE "MI" FEDERAL #5	UND ABO	0.0	TRANSWESTERN PIPE
** BUREAU OF INDIAN AFFAIRS, OSAGE AGENCY, PAWHUSKA,OK								
-CRAIN & DEISENROTH			RECEIVED:	06/18/82	JA: OK 8			
8239477		3511300000	102-2		DAVIS 1A	WOOSTER DOME	0.0	PHILLIPS PETROLEU
8239478		3511300000	102-2		DAVIS 2A	WOOSTER DOME	4.0	PHILLIPS PETROLEU
8239479		3511300000	102-2		DAVIS 4A	WOOSTER DOME	9.0	PHILLIPS PETROLEU
-GREAT SOUTHWESTERN EXPLORATION INC			RECEIVED:	06/18/82	JA: OK 8			
8239484		3511300000	102-2		GTC 113-75375	ROCK CREEK NELT-12-27	1.5	AJAX OIL & GAS CO
-J M GRAVES			RECEIVED:	06/18/82	JA: OK 8			
8239475		3511324789	102-4		ADRAN #1	WILDCAT-EAST OF FORAK	30.0	PHILLIPS PETROLEU
8239476		3511327120	102-4		ADRAN #2	WILDCAT-EAST OF FORAK	150.0	PHILLIPS PETROLEU
-NADEL & GUSSMAN			RECEIVED:	06/18/82	JA: OK 8			
8239480		3511300000	103		ROPER #1	PAXTON EAST	11.0	PHILLIPS PETROLEU
8239481		3511300000	103		ROPER #2	PAXTON EAST	9.0	PHILLIPS PETROLEU
8239482		3511300000	103		ROPER #3	PAXTON EAST	7.0	PHILLIPS PETROLEU
8239483		3511300000	103		VIVIAN #1	HAPPY HOLLOW NE	54.0	PHILLIPS PETROLEU

-4

Kenneth F. Plumb,

Secretary.

[FR Doc. 82-19063 Filed 7-13-82; 8:45 am]

BILLING CODE 6717-01-C

Western Area Power Administration

Fort Peck-Havre Proposed 230-kV Transmission Line, Montana; Draft Environmental Impact Statement Availability and Public Hearings

AGENCY: Western Area Power Administration, DOE.

ACTION: Notice of Availability and Public Hearings for Draft Environmental Impact Statement.

SUMMARY: Notice is hereby given that the Western Area Power Administration (Western), U.S. Department of Energy (DOE), has issued a draft environmental impact statement (DEIS) for the Fort Peck-Havre 230-kV transmission line in Montana, DOE/EIS–0090–D, and that public hearings on the DEIS have been scheduled. The DEIS was prepared pursuant to the National Environmental Policy Act of 1969 (NEPA); Council on Environmental Quality regulations, 40 CFR Parts 1500–1508; and DOE guidelines for compliance with NEPA, 45 FR 20694, as amended.

The DEIS addresses Western's proposal to construct and operate a 230-kV transmission line from Fort Peck to Havre, Montana, with three intermediate interconnecting substations. The line would be located in the counties of McCone, Valley, Phillips, Blaine, and Hill. The 230-kV transmission line would initially be operated at 161-kV and would replace and existing 161-kV transmission line. The existing line, which presently provides the only high-voltage transmission capability between Fort Peck and Havre, is inadequate by current design standards and in an advanced state of deterioration. The proposed action, which includes plans for abandonment of the existing transmission line, would provide electric service to current users of the existing transmission line, function as outlet for transferring hydropower from the Fort Peck powerplant of the Pick-Sloan Missouri Basic Program, and provide transmission capability for supplying Western's loads as well as a vital link in the State's interconnected transmission network. Alternatives considered include no action, energy conservation, alternative transmission systems and technologies, and the proposed action with routing and design alternatives. The major impacts from the proposed action would be the potential impacts of construction related siting activities on cultural resources and the impacts from the transmission line itself on visual resources, other land uses, and agricultural resources and practices.

The DEIS was prepared in compliance with DOE regulations, the Federal agency responsible for approval of the proposed action, and the Bureau of Land Management (BLM), the Federal agency responsible for granting rights-of-way across public lands. Western is the lead agency for the proposed action and the BLM is participating as a cooperating agency to fulfill the requirements of NEPA. During the planning stages of the DEIS, the State of Montana Department of Natural Resources and Conservation participated in a review capacity.

Copies of DEIS have been distributed for review and comment to appropriate Federal, State, local agencies and organizations, and individuals who are known to be interested in the projects. The DEIS has been distributed to and is available for public inspection at: (1) Valley, Phillips, Blaine, and Hill county planning offices and local libraries; (2) BLM offices in Glasgow, Malta, Havre, Lewistown, and Billings; (3) Montana State Departments of Natural Resources and Conservation, and State Lands; (4) Western offices in Fort Peck, Billings, and Denver; (5) and the DOE reading room, Forrestal Building, Washington, D.C. Copies of the DEIS will be distributed by Western to the public upon request.

DATE: Interested agencies, organizations, and individuals are encouraged to review the DEIS and comment in writing or orally at the public hearings on its adequacy, completeness, and accuracy. Written comments are due no later than 45 days from the publication date of the Environmental Protection Agency's "Notice of Availability" in the **Federal Register.** Comments received after that date may not be received in time to be considered in the subsequent decisionmaking process. Public hearings will be held as part of the DEIS review process and written as well as oral statements will be accepted. Persons will be called on in the order they sign in expressing their desire to speak and oral statements will be limited to a period of 10 minutes. The public hearings will be held as follows:

July 26, 1982, 7:30 p.m.–10 p.m., Courtroom of Valley County Courthouse, 3rd Avenue South Court Street, Glasgow, Montana

July 27, 1982, 7:30 p.m.–10 p.m., Legion Room in Malta City Hall, 30 South 2nd Street East, Malta, Montana

July 28, 1982, 7:30 p.m.–10 p.m., Small Gym at Harlem High School, Harlem, Montana

July 29, 1982, 7:30 p.m.–10 p.m., Ballroom in Student Union Building, Northern Montana College, Havre, Montana

ADDRESS: Use the following address for further information, copies of the DEIS, and to send comments: Mr. James D. Davies, Area Manager, Billings Area Office, Western Area Power Administration, P.O. Box EGY, Billings, MT 59101, (406) 657–6042.

Issued at Golden, Colorado, July 6, 1982.

Robert L. McPhail,

Administrator.

[FR Doc. 82–19032 Filed 7–13–82; 8:45 am]

BILLING CODE 6450–01–M

ENVIRONMENTAL PROTECTION AGENCY

[OPP–50577; PH–FRL–2163–7]

Issuance of Experimental Use Permits

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has granted experimental use permits to the following applicants. These permits are in accordance with, and subject to, the provisions of 40 CFR Part 172, which defines EPA procedures with respect to the use of pesticides for experimental purposes.

FOR FURTHER INFORMATION CONTACT: The product manager cited in each experimental use permit at the address below: Registration Division (TS–767C), Office of Pesticide Programs, Environmental Protection Agency, 1921 Jefferson Davis Highway, Arlington, VA 22202.

SUPPLEMENTARY INFORMATION: EPA has issued the following experimental use permits:

275–EUP–31. Issuance. Abbott Laboratories, 14th and Sheridan Rd., North Chicago, IL 60064. This experimental use permit allows the use of 11,200 BIUs of the biological insecticide *Bacillus thuringiensis,* Berliner on forests to evaluate the control of spruce budworms and gypsy moths. A total of 2,450 acres are involved. The program is authorized only in the States of California, Connecticut, Delaware, Florida, Georgia, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, South Carolina, Tennessee, Texas, and Vermont. The experimental use permit is

effective from May 1, 1982 to May 1, 1983. A permanent exemption from the requirement of a tolerance for residues of the active ingredient in or on all growing crops has been established (40 CFR 180.1011). (Franklin Gee, PM 17, Rm 207, CM#2, (703–557–2690))

275–EUP–32. Issuance. Abbott Laboratories, 14th and Sheridan Rd., North Chicago, IL 60064. This experimental use permit allows the use of 16,000 BIUs of the biological insecticide *Bacillus thuringiensis*, Berliner on forests, shade trees, and shrubs to evaluate the control of spruce budworms and gypsy moths. A total of 4,000 acres are involved. The program is authorized only in the States of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, and Vermont. The experimental use permit is effective from May 1, 1982 to May 1, 1983. A permanent exemption from the requirement of a tolerance for residues of the active ingredient in or on all growing crops has been established (40 CFR 180.1011). (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690)).

36638–EUP–4. Extension. Albany International, 110 A St., Needham Heights, MA 02194. This experimental use permit allows the use of 132.6 pounds of the pheromone (*Z*)-11-hexadecenal on artichokes to evaluate the control of artichoke plume moths. A total of 1,500 acres are involved; the program is authorized only in the State of California. The experimental use permit is effective from May 1, 1982 to May 1, 1983. A permanent exemption from the requirement of a tolerance for residues of the active ingredient in or on artichokes has been established (40 CFR 180.1069). (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

241–EUP–96. Renewal. American Cyanimid Company, P.O. Box 400, Princeton, NJ 08540. This experimental use permit allows the use of 1,025 pounds of the herbicide pendimethalin on cotton and soybeans to evaluate the control of weeds. A total of 1,025 acres are involved. The program is authorized only in the States of Alabama, Arizona, Arkansas, California, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New York, North Carolina, Ohio, Tennessee, Texas, and Wisconsin. The permit was previously effective from March 18, 1981 to March 18, 1982. It is now effective from April 5, 1982 to April 5, 1983. Permanent tolerances for residues of the active ingredient in or on cottonseeed and soybeans have been established (40 CFR 180.361). (Robert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

241–EUP–101. Issuance. American Cyanimid Company, P.O. Box 400, Princeton, NJ 08540. This experimental use permit allows the use of 140 pounds of the herbicide pendimethalin on winter wheat relay cropped to soybeans to evaluate the control of weeds. A total of 140 acres are involved; the program is authorized only in the States of Delaware, Illinois, Indiana, Kentucky, Maryland, Ohio, and Tennessee. The experimental use permit is effective from April 15, 1982 to April 15, 1984. Temporary tolerances for residues of the active ingredient in or on wheat grain and wheat straw, have been established. Permanent tolerances for residues of the activie ingredient in or on soybeans and soybean forage and hay have been established (40 CFR 180.361). (Robert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

43382–EUP–1. Renewal. Biochem Products, P.O. Box 264, Montchanin, DE 19710. This experimental use permit allows the use of 1,500 pounds of the biological insecticide *Bacillus thuringiensis, israelensis* on water to evaluate the control of blackfly larvae. The program is authorized only in the States of Alabama, Arizona, Arkansas, California, Colorado, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, Maryland, Massachusetts, Minnestoa, Mississippi, Missouri, New Hampshire, New Jersey, North Carolina, Ohio, South Carolina, Tennessee, Texas, Virginia, Washington, West Virginia, and the Territory of Puerto Rico. The permit was previously effective from July 21, 1980 to July 21, 1981. It is now effective from April 1, 1982 to April 1, 1983. The permit is being issued with the limitation that none of the material will enter the food chain. (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

239–EUP–99. Issuance. Chevron Chemical Company, 940 Hensley St., Richmond, CA 94804. This experimental use permit allows the use of 300 pounds of the insecticide acephate on avocados to evaluate the control of avocado leafrollers and omnivorous loopers. A total of 200 acres are involved; the program is authorized only in the State of California. The experimental use permit is effective from March 30, 1982 to March 30, 1983. A temporary tolerance for residues of the active ingredient in or on avocados has been established. (William Miller, PM 16, Rm. 211, CM#2, (703–557–2600))

100–EUP–68. Extension. Ciba-Geigy Corporation, P.O. Box 11422, Greensboro, NC 27409. This experimental use permit allows the use of 85,000 pounds of the insecticide chlordimeform in a tank mix with synthetic pyrethroids and oil on cotton to evaluate the control of bollworms and tobacco budworms. A total of 113,375 acres are involved; the program is authorized only in the States of Alabama, Arizona, Arkansas, Georgia, Louisiana, Mississippi, South Carolina, and Texas. The experimental use permit is effective from April 14, 1982 to April 14, 1983. Permanent tolerances for residues of the active ingredients in or on cottonseed have been established (40 CFR 180.285, 180.378, and 180.379). (Jay Ellenberger, PM 12, Rm. 202, CM#2, (703–557–2386))

100–EUP–70. Issuance. Ciba-Geigy Croporation, P.O. Box 11422, Greensboro, NC 27409. This experimental use permit allows the use of 2,088 pounds of the fungicide 1-[[2-(2,4-dichyloro-phenyl)-4-propyl-1,3-dioxolan-2-yl]methyl]-1*H*-1,2,4-triazole on pecans to evaluate the control of brown leaf spot, downy spot, fungal leaf scorch, liver spot, pecan scab, and vein spot. A total of 605 acres are involved. The program is authorized only in the States of Alabama, Arizona, Arkansas, Florida, Georgia, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, South Carolina and Texas. The experimental use permit is effective from April 9, 1982 to December 31, 1983. This permit is being issued with the limitation that all crops are destroyed or used for research purposes only. (Henry Jacoby, PM 21, Rm. 227, CM#2, (703–557–1900))

464–EUP–74. Issuance. Dow Chemical U.S.A., P.O. Box 1706, Midland, MI 48640. This experimental use permit allows the use of 2,400 pounds of the herbicide trichlopyr on forests to evaluate hardwood brush control and conifer tolerance through conifer release treatments. A total of 1,200 acres are involved; the program is authorized only in the States of Michigan, Minnesota, and Wisconsin. The experimental use permit is effective from July 15, 1982 to July 15, 1984. (Robert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

1471–EUP–78. Issuance. Elanco Products Company, 740 South Alabama St., Indianapolis, IN 46285. This experimental use permit allows the use of 1,275 pounds of the herbicide tebuthiuron on sites being prepared for reforestation to evaluate the control of undesirable woody plant species. A total of 510 acres are involved. The program is authorized only in the States of Alabama, Arkansas, California, Florida, Georgia, Louisiana, Maine, Michigan, Minnesota, Mississippi, New

York, North Carolina, Oklahoma, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, Washington, and Wisconsin. The experimental use permit is effective from April 19, 1982 to April 19, 1984. (Robert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

21137–EUP–3. Extension. EM Industries, Inc., 5 Skyline Drive, Hawthorne, NY 10532. This experimental use permit allows the use of 41.1 pounds of the plant growth regulator chlorflurenol on cucumbers to evaluate its ability to induce seedless fruit in all-female cultivars of pickling cucumbers. A total of 1,115 acres are involved. The program is authorized only in the States of Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Maryland, Massachusetts, Michigan, Minnesota, New York, North Carolina, Ohio, South Carolina, Texas, and Wisconsin. The experimental use permit is effective from April 14, 1982 to April 14, 1983. A temporary tolerance for residues of the active ingredient in or on cucumbers has been established. (Robert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

10182–EUP–6. Renewal. ICI Americas Inc., Wilmington, DE 19897. This experimental use permit allows the use of the remaining supply of the 3,840 pounds, that were originally authorized, of the insecticide permethrin of alfalfa, almonds, apples, beans (dry and snap), broccoli, Brussels sprouts, cabbage, cauliflower, celery, chrysanthemums, field corn, grapes, lettuce, peaches, peanuts, pears, peas (green), potatoes, soybeans, sunflowers, sweet corn, and tomatoes to evaluate the control of various insects. A total of 2,735 acres are involved. The program is authorized in the States of Alabama, Arizona, Arkansas, Califonria, Colorado, Florida, Georgia, Illinois, Indiana, Idaho, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Hampshire, Nevada, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, South Dakota, Rhode Island, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, and Wisconsin.

The permit was previously effective from April 7, 1980 to April 7, 1982. It is now effective from May 1, 1982 to May 1, 1984. This permit is being issued with the limitations that all crops are destroyed or used for research purposes only. (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

47302–EUP–1. Issuance. IPM Services, RD 1, Box 151, Locke, NY 13092. This experimental use permit allows the use of 1.3 pounds of the biological insecticide, polyhedral inclusion bodies of gypsy moth nucleopolyhedrosis virus, on forests to evaluate the control of gypsy moths. A total of 20 acres are involved; the program is authorized only in the State of New York. The experimental use permit is effective from May 1, 1982 to May 1, 1983. (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

3125–EUP–178. Issuance. Mobay Chemical Corporation, P.O. Box 4913, Kansas City, MO 64120. This experimental use permit allows the use of 3,075 pounds of the insecticide 4-(dimethylamino)-3-methylphenyl methylcarbamate (ester) on forests to evaluate the control of spruce budworms. A total of 24,000 acres are involved; the program is authorized only in the State of Maine. The experimental use permit is effective from May 4, 1982 to May 4, 1983. (Franklin Gee, PM 17, RM. 207, CM#2, (703–557–2690))

3125–EUP–179. Issuance. Mobay Chemical Corporation, P.O. Box 4913, Kansas City, MO 64120. This experimental use permit allows the use of 156.25 pounds of the insect growth regulator 2-chloro-N-[[[4-(trifluoromethoxy)phenyl]amino[carbonyl]benzamide on cotton to evaluate the control of boll weevils. A total of 500 acres are involved; the program is authorized only in the State of Arkansas. (Franklin Gee, PM 17, RM. 207, CM#2, (703–557–2690))

3125–EUP–180. Issuance. Mobay Chemical Corporation, P.O. Box 4913, Kansas City, MO 64120. This experimental use permit allows the use of 160 pounds of the insect growth regulator 2-chloro-N-[[[4-(trifluoromethoxy)phenyl]amino[carbonyl]benazmide on cotton to evaluate the control of boll weevils. A total of 500 acres are involved; the program is authorized only in the State of Arkansas. This permit and the one above are effective May 1, 1982 to May 1, 1983. The permits are being issued with the limitation that all treated crops are burned, plowed under, used as seed for planting, or used for research purposes only. The permits will use the same active ingredients but different formulations. (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

524–EUP–30. Extension. Monsanto Company, 1101 17th St., NW., Washington, DC 20036. This experimental use permit allows the use of 2,306 pounds of the herbicide butachlor on rice to evaluate the control of weeds. A total of 860 acres are involved; the program is authorized only in the States of Arkansas, Louisiana, Mississippi, Texas, and the Territory of Puerto Rico. The experimental use permit is effective from April 23, 1982, to April 23, 1983. Temporary tolerances for residues of the active ingredient in or on rice and rice straw have been established. A feed additive regulation for residues of the active ingredient in or on rice hulls, and rice bran has been established (21 CFR 561.55). (Robert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

524–EUP–47. Extension. Monsanto Company, 1101 17th St., NW., Washington, DC 20036. This experimental use permit allows the use of 1,636 pounds of the herbicide glyphosate on apricots, cherries, peaches, plums, prunes, and nectarines to evaluate the control of weeds. A total of 2,000 acres are involved. The program is authorized in the States of Alabama, Arkansas, California, Georgia, Idaho, Illinois, Indiana, Michigan, Missouri, New Jersey, New York, North Carolina, Ohio, Oregon, Pennsylvania, South Carolina, Tennessee, Utah, Virginia, Washington, West Virginia, and Wisconsin. The experimental use permit is effective from April 26, 1982 to April 26, 1983. Permanent tolerances for residues of the active ingredient in or on apricots, cherries, peaches, plums, prunes, and nectarines have been established (40 CFR 180.364). (Rebert Taylor, PM 25, Rm. 251, CM#2, (703–557–1800))

11273–EUP–23. Extension. Sandoz, Inc., 480 Camino Del Rio South, Suite 204, San Diego, CA 92108. This experimental use permit allows the use of 130 pounds of the larvicide codling moth granulosis virus on apples, pears, and walnuts to evaluate the control of codling moths. A total of 260 acres are involved; the program is authorized only in the States of California, Idaho, New York, Oregon, Pennsylvania, and Washington. The experimental use permit is effective from May 15, 1982 to May 15, 1984. A temporary exemption from the requirement of a tolerance for residues of the active ingredient in or on apples, pears, and walnuts has been established. (Franklin Gee, PM 17, Rm 207, CM#2, (703–557–2690))

11273–EUP–28. Issuance. Sandoz, Inc., 480 Camino Del Rio South, Suite 204, San Diego, CA 92108. This experimental use permit allows the use of 30.1 pounds of the biological insecticide *Bacillus thuringiensis* Berliner var. *israelensis* on non-drinking water to evaluate the control of blackfly larvae. A total of 104 acres are involved; the program is authorized only in the States of Idaho, Maine, New York, Pennsylvania, and West Virginia. The experimental use

permit is effective from April 19, 1982 to April 19, 1983. (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

11273–EUP–30. Issuance. Sandoz, Inc., 480 Camino Del Rio South, Suite 204, San Diego, CA 92108. This experimental use permit allows the use of 438 pounds of biological insecticide *Bacillus thuringiensis,* Berliner on forests to evaluate the control of spruce budworms and gypsy moths. A total of 7,950 acres are involved; the program is authorized only in the States of Maine, Michigan, Minnesota, New Jersey, New York, Pennsylvania, and Vermont. The experimental use permit is effective from April 12, 1982 to April 12, 1983. (Franklin Gee, PM 17, Rm. 207, CM#2, (703–557–2690))

46574–EUP–1. Issuance. Sierra Chemical Company, 1001 Yosemite Drive, Milpitas, CA 95035. This experimentral use permit allows the use of 6,080 pounds of the herbicide s–ethyl hexahydro–1H–azepine–1–carbothioate on rice to evaluate the control of barnyard grass (watergrass) (*Echinochloa* spp.). A total of 1,520 acres are involved; the program is authorized only in the States of Arkansas, California, and Louisiana. The experimental use permit is effective from April 6, 1982 to August 1, 1983. A tolerance for negligible residues of the active ingredient in or on rice and rice straw has been established (40 CFR 180.228). (Richard Mountfort, PM 23, Rm. 237, CM#2, (703–557–1830))

264–EUP–60. Issuance. Union Carbide Corporation, P.O. Box 12014, T.W. Alexander Dr., Research Triangle Park, NC 27709. This experimental use permit allows the use of 3,240 pounds of the insecticide thiodicarb on cotton and soybeans to evaluate the control of various insects. A total of 330 acres are involved; the program is authorized only in the States of Alabama, Arizona, Arkansas, California, Georgia, Indiana, Iowa, Louisiana, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Texas, and Virginia. The experimental use permit is effective from March 31, 1982 to March 31, 1983. Temporary tolerances for residues of the active ingredient in or on cottonseed and soybeans have been established. A feed additive regulation for residues of the active ingredient in or on cottonseed hulls and soybean hulls has been established (21 CFR 561.386). (Jay Ellenberger, PM 12, Rm. 202, CM#2, (703–557–2386))

264–EUP–61. Issuance. Union Carbide, P.O. Box 12014, T.W. Alexander Dr., Research Triangle Park, NC 27709. This experimental use permit allows the use of 931 pounds of the insecticide thiodicarb on cotton and soybeans to evaluate the control of various insects. A total of 170 acres are involved; the program is authorized only in the States of Alabama, Arizona, California, Louisiana, Mississippi, North Carolina, South Carolina, and Texas. The experimental use permit is effective from March 31, 1982 to March 31, 1983. Temporary tolerances for residues of the active ingredient in or on cottonseed and soybeans have been established. A feed additive regulation for residues of the active ingredient in or on cottonseed hulls and soybean hulls has been established (21 CFR 561.386). (Jay Ellenberger, PM 12, Rm. 202, CM#2, (703–557–2386))

Persons wishing to review these experimental use permits are referred to the designated product managers. Inquiries concerning these permits should be directed to the persons cited above. It is suggested that interested persons call before visiting the EPA Headquarters Office, so that the appropriate file may be made available for inspection purposes from 8:00 a.m. to 4:00 p.m., Monday through Friday, excluding legal holidays.

(Sec. 5, 92 Stat. 819, as amended, (7 U.S.C. 136))

Dated: June 28, 1982.

Douglas D. Campt,

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 82–18478 Filed 7–13–82; 8:45 am]

BILLING CODE 6560–50–M

[PF–285; PH–FRL–2168–3]

Certain Companies; Pesticide Petitions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has received pesticide and food additive petitions relating to the establishment and amendment of tolerances for residues of certain pesticide chemicals in or on certain raw commodities.

ADDRESS: Written comments to: Henry Jacoby, Product Manager (PM) 21, Registration Division, Office of Pesticide Programs (TS–767C), 401 M St., SW., Washington, DC 20460.

Written comments may be submitted while the petitions are pending before the Agency. The comments are to be identified by the document control number "[PF–285]" and the specific petition number. All written comments filed in response to this notice will be available for public inspection in the product manager's office from 8:00 a.m. to 4:00 p.m., Monday through Friday, except legal holidays.

FOR FURTHER INFORMATION CONTACT: PM 21, Henry Jacoby, (703–557–1900).

SUPPLEMENTARY INFORMATION: EPA gives notice that the Agency has received the following pesticide (PP) and food additive (FAP) petitions relating to the establishment and amendment of tolerances for residues of certain pesticide chemicals in or on certain commodities in accordance with the Federal Food, Drug, and Cosmetic Act. The analytical method for determining residues, where required, is given in each petition.

PP 2F2595. In the **Federal Register** of January 13, 1982 (47 FR 1408), EPA announced that BASF Wyanette Corp., Agricultural Chemicals Division, 100 Cherry Hill Road, Parsippany, NJ 07054, had submitted PP 2F2595 proposing to amend 40 CFR 180.380 by establishing tolerances for residues of the fungicide 3-(3,5-dichlorophenyl)-5-ethenyl-5-methyl-2,4-oxazolidinedione and its metabolites containing the 3,5-dicloroaniline moiety in or on the raw agricultural commodity lettuce at 5.0 parts per million (ppm). BASF has amended the petition by increasing the tolerance level from 5.0 ppm to 10.0 ppm. The proposed analytical method for determining residues is by gas chromatography using an electron capture detector (Ni 63).

FAP 1H5311. Ciba-Geigy Corp., Agricultural Division, P.O. Box 11422, Greensboro, NC 27809. Proposes amending 21 CFR by establishing a regulation permitting the combined residues of the fungicide metalaxyl [*N*-(2,6-dimethylphenyl)-*N*-(methoxyacetyl)alanine methyl ester] and its metabolites containing the 2,6-dimethylaniline moiety, each expressed as metalaxyl, in or on the commodity dry hops at 2.0 ppm.

PP 1F2537. In the **Federal Register** of October 2, 1981 (46 FR 48755), EPA announced that Ciba-Geigy Corp., had sumitted PP 1F2537 proposing to amend 40 CFR 180 by establishing tolerances for the combined residues of the fungicide metalaxyl in or on the raw agricultural commodity hops at 0.2 ppm. Ciga-Geigy has amended the petition by increasing the tolerance level from 0.2 ppm to 0.5 ppm. The proposed analytical method for determining residues is by gas chromatography with an alkali flame ionization detector.

PP 2F2596. In the **Federal Register** of January 13, 1982 (47 FR 1408) EPA announced that Rhone-Poulenc Chemical Co. Agrochemical Div., PO Box 125, Black Horse Lane, Monmouth Junction, NJ 08852, had submitted PP 2F2596 proposing to amend 40 CFR 180 by establishing tolerances for the

combined residues of the fungicide [3-(3,5-dichlorophenyl)-*N*-(1-methylethyl)-2,4-dioxo-1-imidazolidinecarboxamide] its isomer [3-(1-methylethyl)-*N*-(3,5-dichlorophenyl)-2,4-dioxo-1-imidazolidinecarboxamide], and its metabolite [3-(3,5-dichlorophenyl)-2,4-dioxo-1-imidazolidinecarboxamide] in or on the raw agricultural commodities apricots, cherries (sweet and sour), nectarines, peaches, and plums (fresh prunes) at 10 ppm. Rhone-Poulenc has amended the petition by increasing the tolerance levels for the raw commodities cherries (sweet and sour), nectarines, and peaches from 10.0 ppm to 20.0 ppm and deleting apricots and plums (fresh prunes). The proposed analytical method for determining residues is gas layer chromatography.

PP 2F2702. Rhone-Poulenc Chemical Corp. Proposes amending 40 CFR Part 180 by establishing an exemption from the requirement of a tolerance for the residues of fungicide fosetyl-AL [aluminum tris (*O*-ethyl phosphonate)] in or on the agricultural commodities pineapples and pineapple bran. The proposed analytical method for determining residues is with isotopically-labelled ethyl phosphorous acid as its aluminum salt by autoradiography, liquid scintillation counting, gas liquid chromatography and thin layer chromatography.

(Sec. 408(d)(1), 68 Stat. 512, (7 U.S.C. 136)), (Sec. 409(b)(5), 72 Stat. 1786, (21 U.S.C. 348))

Dated: June 28, 1982.

Douglas D. Campt,

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 82-18879 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

[OPP-31036A; PH-FRL-2169-2]

Mobay Chemical Corp.; Approval of Application To Conditionally Register a Pesticide Product Involving a Changed Use Pattern

[PH-FRL 2169-2]

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has conditionally approved the application by the Mobay Chemical Corp. to register the insecticide Mesurol 75% Wettable Powder involving a changed use pattern pursuant to the provisions of section 3(c)(4) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended.

FOR FURTHER INFORMATION CONTACT: William Miller, Product Manager (PM) 16, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 211, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-2600).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of May 5, 1980 (45 FR 29632) that the Mobay Chemical Corp., PO Box 4913, Kansas City, MO 64120, had submitted an application to amend registration of the insecticide Mesurol 75% Wettable Powder containing 75 percent of the active ingredient 3,5-dimethyl-4-(methylthio)phenyl methylcarbamate. The application proposed a changed use pattern of the product.

The application was approved on May 26, 1982 for general use for ground and aerial applications. The product was assigned EPA registration No. 3125-288.

A copy of the approved label and the list of data references used to support registration are available for public inspection in the office of the product manager. The data and other scientific information used to support registration, except for the material specifically protected by section 10 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (92 Stat. 819; 7 U.S.C. 136), will be available for public inspection in accordance with section 3(c)(2) of FIFRA within 30 days after registration date. Requests for data must be made in accordance with the provisions of the Freedom of Information Act and must be addressed to the Freedom of Information Office (A-101), EPA, 401 M St., SW., Washington, DC 20460. Such requests should: (1) identify the product name and registration number and (2) specify the data or information desired.

(Sec. 3(c)(2) FIFRA, as amended)

Dated: July 1, 1982.

Louis P. True,

Acting Director, Office of Pesticide Programs.

[FR Doc. 82-18950 Filed 7-13-82; 8:45 am]

BILLING CODE 6560-50-M

[SA-FRL 2170-7]

Science Advisory Board, Environmental Engineering Committee; Open Meeting

Under Pub. L. 92-463, notice is hereby given that a two-day meeting of the Environmental Engineering Committee (EEC) of the Science Advisory Board will be held in Conference Room 3906-3908, U.S. Environmental Protection Agency, 401 "M" Street, SW., Washington, D.C., on July 30-31, 1982. The meeting will begin at 9:00 a.m. and last until 5:00 p.m. each day.

The purpose of the meeting will be to review technical support data pertaining to the proposed Effluent Guidelines for the Organic Chemicals and Plastics/Synthetic Fibers Industries. The meeting is a follow-on to one held on May 25, 1982, and will address the following main issues:

1. *Production of Analytical Data:* At the inception of the BAT study for the Organic Chemicals and Plastics/Synthetic Fibers Industries, no validated analytical methods existed (precision and accuracy defined) for the industry. An empirical approach to data collection and methods development was therefore used, which relied on the development of site-specific methodologies. The validity of the results was defined by use of spiked and duplicate samples, which constituted a QA/QC (quality assurance/quality control) program to establish the precision and accuracy of the methods. The entire analytical program will be reviewed.

2. *Relationship Between the Occurrence of Priority Pollutants and the Feedstock-Generic Chemical Process Combinations Used in the Industry:* The BAT study concluded, based on the examination of 176 products manufactured through 123 processes (100 organic chemical and 23 plastics), that priority pollutants are predictable either directly from five principal sources, or indirectly from feedstock-generic process combinations. The concept of predicting, industry-wide, the presence of priority pollutants based on generic similarities to those plants examined will be reviewed.

3. *The Performance of Treatment Technologies and the Validity of Treatment Process Models:* Empirical data from the literature and from industry have been used to determine the performance of control technologies, used alone or in combinations, in removing conventional and priority pollutants. Treatment performance models have also been developed. Review has been requested of model validity, and of the industry-wide applicability of selected treatment technologies, including the validity of the ranges of operating and design variables.

In the course of the meeting discussion is also anticipated on related material, such as the Chemical Manufacturers Association's Five-Plant Study.

The meeting is open to the public. Any member of the public wishing to participate or obtain further information about the meeting should contact Harry C. Torno, Executive Secretary, at (202)

382–2552, or Terry F. Yosie, Acting Director, Science Advisory Board, at (202) 382–4119 prior to close of business July 26, 1982.

EPA has recently instituted new visitor control procedures. In order to minimize any inconvenience, persons wishing to attend are requested to call Mrs. Dorothy M. Clark at (202) 382–2552, in order that they may be included on a roster that will be prepared for the building security guards. Attendees are also requested to enter the building at the West Tower entrance.

Terry F. Yosie,

Acting Director, Science Advisory Board.

July 8, 1982.

[FR Doc. 82–18952 Filed 7–13–82; 8:45 am]

BILLING CODE 6560–50–M

[OTS–140014; TSH–FRL 2171–4]

Premanufacture Notification; Disclosure of Confidential Business Information To Congress

AGENCY: Environemental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Subcommittee on Commerce, Transportation, and Tourism of the House Committee on Energy and Commerce has requested access to all information on premanufacture notices (PMNs) submitted under section 5(a) of the Toxic Substances Control At (TSCA). The Office of Technology Assessment (OTA) will be conducting a study of the PMNs for the Subcommittee. Employees of OTA and an OTA contractor will have direct access to the PMN information. Much of the PMN information has been claimed as confidential by the submitters.

DATE: This information will be provided to the Subcommittee no sooner than July 26, 1982.

FOR FURTHER INFORMATION CONTACT: Douglas G. Bannerman, Acting Director, Industry Assistance Office (TS–799), Office of Toxic Substances, Environmental Protection Agency, Rm. E–509, 401 M St., SW., Washington, D.C. 20460, Toll-free: (800–424–9065), In Washington, D.C.: (554–1404), Outside the USA: (Operator 202–554–1404).

SUPPLEMENTARY INFORMATION: In a letter to EPA, the Chairman of the Subcommittee on Commerce, Transportation and Tourism of the House Committee on Energy and Commerce stated that the Subcommittee is conducting a review of TSCA premanufacture notice provisions. As part of that inquiry, the Chairman requested EPA to give OTA access to the PMNs. The PMN information which EPA will be providing the Subcommittee may contain confidential business informaiton. Manufacturers and importers have been given the opportuntiy to claim information confidential in the PMNs submitted to EPA under section 5(a) of TSCA and have made such claims. Pursuant to 40 CFR 2209(b), which applies to information submitted under TSCA by 40 CFR 2.306(h), EPA must provide confidential business information to a Congressional subcommittee in response to a written request by the chairman. Before providing the information, EPA is required by 40 CFR 2.209(b) to notify the submitters of the information at least ten days in advance of disclosure.

This is a notice under 40 CFR 2.209(b) to all manufacturers and importers who have submitted PMNs under section 5(a) of TSCA that EPA will provide the requested confidential business information to the Subcommittee and OTA no sooner than July 26, 1982. The Agnecy will identify any information that is subject to a confidentiality claim and will inform the Subcommittee of the provisions of section 14(d) of TSCA which set criminal penalties for unlawful disclosue of confidential business information under TSCA.

Dated: July 9, 1982.

Don R. Clay,

Acting Assistant Administrator for Pesticides and Toxic Substances.

[FR Doc. 82–19151 Filed 7–13–82; 8:45 am]

BILLING CODE 6560–50–M

FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 80–765]

American Telephone & Telegraph Co.; Revisions to Tariff FCC No. 259, Wide Area Telecommunications Service (WATS)

Memorandum Opinion and Order

Adopted: July 1, 1982.

Released: July 7, 1982.

1. On June 16, 1982, the Bureau issued an order deferring the submission date for comments and proposals in phase two of the above-captioned proceeding from June 17, 1982 until July 19, 1982. See, *Memorandum Opinion and Order,* Mimeo No. 4629, released June 16, 1982. We had determined that the recent decision of the U.S. Court of Appeals for the District of Columbia in *Ad Hoc Telecommunications Users Committee* v. *FCC,* D.C. Cir. No. 80–1785 (June 11, 1982), warranted this temporary delay. After further consideration of the opinion in this case, we have decided to postpone the filing date for comments until thirty (30) days after the Commission has issued an order clarifying the effect of the Ad Hoc decision on phase two.

2. Accordingly, It is ordered, pursuant to delegated authority under § 0.291 of the Commission's Rules and Regulations, 47 CFR 0.291, that the comments and proposals of the American Telephone and Telegraph Company and other parties on the matters set for investigation are deferred as set forth above.

3. It is further ordered That this order shall be published in the **Federal Register.**

Federal Communications Commission.

Gary M. Epstein,

Chief, Common Carrier Bureau.

[FR Doc. 82–18977 Filed 7–13–82; 8:45 am]

BILLING CODE 6712–01–M

[BC Docket No. 82–362; File No. BPH–810421 AB et al.]

Busch Communications, Inc. et al.; Designating Applications for Consolidated Hearing on Stated Issues

In re Applications of Busch Communications, Inc., West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100Kw (H&V), 1036 feet, BC Docket No. 82–362, File No. BPH–810421AB; Brent T. Larson, West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100 kW (H&V), 1036 feet, BC Docket No. 82–363, File No. BPH–810813AD; Max L. Burdick, Jr., West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100 kW (H&V), 1036 feet, BC Docket No. 82–364, File No. BPH–810818AK; Vilma Marie Reyes, West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100 kW (H&V), 1036 feet, BC Docket No. 82–365, File No. BPH–810819AC; Public Service Broadcasting of West Jordan, Inc., West Jordan, Utah, Req: 102.7 MHz, Channel 275C, 100 kW (H&V), 1036 feet, BC Docket No. 82–366, File No. BPH–910918AJ; Walter P. Faber, Jr., Midvale, Utah, Req: 19207 MHz, Channel 274C, 100kW (H&V), 315 feet, BC Docket No. 82–367, File No. BPH–810819BE; Western Broadcasting Incorporated, West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100 kW (H&V), 276 feet, BC Docket No. 82–368, File No. BPH–810819BF; Mountain Media, Incorporated, West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100 kW (H&V), 1035 feet, BC Docket No. 82–369, File No. BPH–810819BL; K–106, Inc., West Jordan, Utah, Req: 102.7 MHz, Channel 274C, 100 kW (H&V), 1000 feet, BC Docket No. 82–370, File No. BPH–810819BO. For Construction Permit for New FM Station.

Hearing Designation Order Designating Applications for Consolidated Hearing on Stated Issues

Adopted: June 24, 1982.

Released; July 8, 1982.

1. The Commission, by the Chief, Broadcasting Bureau, acting pursuant to delegated authority, has under consideration the above-captioned mutually exclusive applications filed by Busch Communications, Inc. (Busch), Brent T. Larson, Max J. Burdick Jr., Velma Marie Reyes, Public Service Broadcasting of West Jordan, Inc. (Public Service), Walter P. Faber, Jr. (Faber), Western Broadcasting Incorporated (Western), Mountain Media, Incorporated, and K–106, Inc.

2. Applicants for new broadcast stations are required by § 73.3580(f) of the Commission's Rules to give local notice of the filing of their applications. We have no evidence that Brent T. Larson, Public Service Broadcasting of West Jordan, Inc., or Mountain Media, Incorporated published the required notice. To remedy this deficiency, all must publish local notice, if they have not already done so, and so inform the presiding Administrative Law Judge.

3. *Busch.* Section 73.1125 of the Commission's Rules requires that the main studio of an FM station be located within the city of license, but that in a showing of good cause the main studio may be located outside that community. Busch proposes to locate its main studio in Midvale, Utah. The applicant states that the proposed location, approximately ten blocks from West Jordan, is easily accessible. Under these circumstances, we believe that adequate justification has been provided for the proposed studio location.

4. *Public Service.* Analysis of the financial data submitted by Public Service reveals that $70,678 will be required to construct the proposed station and operate for three months, itemized as follows:

Equipment cash purchase	$13,000
Equipment down payment	5,289
Equipment payments (4 months)	7,052
Loan repayments (5 months)	4,250
Miscellaneous costs	8,200
Three months operating costs	32,887
Total	70,678

To meet its expenses, Public Service plans to rely on a pledge of $3,000 from principal Scott E. Putnam and a $30,000 loan from First Interstate Bank of Utah. The applicant has not complied with Paragraph 4(e), Section III, page 3 which requires provision of the personal guarantees required by the bank letter. Further, we note that even with the bank loan, Public Service would fall short of the amount required for construction and first quarter operations. A financial issue will be specified.

5. *Faber.* Analysis of the financial data submitted by Mr. Faber reveals that $180,701 will be required to construct the proposed station and operate for three months, itemized as follows:

Equipment down payment	$100,719
Equipment payments (4 months)	39,532
Miscellaneous costs	20,000
Three months operating costs	20,450
Total	180,701

Mr. Faber plans to finance construction and operation with an unspecified net available from a $200,000 loan from Mountain View Bank. The letter extending this line of credit fails to list the period of the loan and other terms of repayment. We therefore can make no determination as to the net available to meet the required expenses. A financial issue will be specified.

6. Public Service Broadcasting of West Jordan, Inc. has petitioned for leave to amend its application. The accompanying amendment was filed May 5, 1982; the last day for filing amendments as a matter of right was March 12, 1982. We find that good cause has been shown for the filing of the amendment under Section 1.65 of the Commission's Rules, and, accordingly, the amendment will be accepted for filing. However, under these circumstances it cannot be used to improve an applicant's comparative position. *Cypress Communications, Inc.*, 47 RR 2d 132 (1980). Therefore, any comparative advantage resulting from Public Service's amendment will be disallowed.

7. Since no determination has been reached that the antennas proposed by Faber, Western, and K–106 would not constitute a menance to air navigation, issues regarding these matters are required.

8. Faber and Western both propose locating their antennas atop the existing 195 feet AGL tower of KZZI(AM), West Jordan, Utah. Each proposes to increase the height of the KZZI structure to 450 feet AGL, which would constitute a major action pursuant to Section 1.1305 of the Commission's Rules. Only Faber has indicated that this proposal constitutes a major action and provided the narrative statement in accordance with Section 1.1311 of the Rules. While we might normally specify an issue against Western for its failure to do either, it is clear from the Faber narrative that a tower 450 feet AGL would not have a significant effect on the quality of the environment and, therefore, specifying an issue against Western in this instance would serve no practical purpose.

9. The respective proposals, although for different communities, would serve substantial areas in common. Consequently, in addition to determining, pursuant to Section 307(b) of the Communications Act of 1934, as amended, which of the proposals would best provide a fair, efficient and equitable distribution of radio service, a contingent comparative issue will also be specified.

10. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

11. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine the areas and populations which would receive primary aural service (1 mV/m or greater in the case of FM) from the proposed operations of the applicants and the availability of other primary service to such areas and populations.

2. To determine with respect to Public Service Boradcasting of West Jordan, Inc.:

(a) The source and availability of additional funds over and above the $3,000 indicated; and

(b) Whether, in light of the evidence adduced pursuant to (a) above, the applicant is financially qualified to construct and operate the proposed station.

3. To determine with respect to Walter P. Faber, Jr:

(a) The source and availability of funds to meet his expected costs; and

(b) Whether, in light of the evidence adduced pursuant to (a) above, the applicant is financially qualified to construct and operate the proposed station.

4. To determine whether there is a reasonable possibility that the tower height and location proposed by Walter P. Faber, Jr. would constitute a hazard to air navigation.

5. To determine whether there is a reasonable possibility that the tower

height and location proposed by Western Broadcasting Incorporated would constitute a hazard to air navigation.

6. To determine whether there is a reasonable possibility that the tower height and location proposed by K–106, Inc. would constitute a hazard to air navigation.

7. To determine, in light of Section 307(b) of the Communications Act of 1934, as amended, which of the proposals would best provide a fair, efficient and equitable distribution of radio service.

8. To determine, in the event it is concluded that a choice between the applications should not be based solely on considerations relating to Section 307(b), which of the proposals would, on a comparative basis, best serve the public interest.

9. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which, if any, of the applications should be granted.

12. It is further ordered, That Brent T. Larson, Public Service Broadcasting of West Jordon, Inc., and Mountain Media, Incorporated shall inform the presiding Administrative Law Judge as to whether they have complied with the public notice requirements of Section 73.3580(f) of the Commission's Rules.

13. It is further ordered, That the Federal Aviation Administration is made a party to the proceeding.

14. It is further ordered, that the petition for leave to amend filed by Public Service Broadcasting of West Jordan, Inc. is granted, and the corresponding amendment is accpeted, but that no improvement in Public Service's comparative standing will be allowed.

15. It is further ordered, that to avail themselves of the opportunity to be heard, the applicants herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

16. It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, § 73.3594 of the Commission's Rules, give notice of the hearing (either individually or, if feasible and consistent with the Rules, jointly) within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73. 3594(g) of the Rules.

Larry D. Eads,

Chief, Broadcast Facilities Division, Broadcast Bureau.

[FR Doc. 82–18978 Filed 7–13–82; 8:45 am]

BILLING CODE 6712–01–M

[Report No. 1364]

Petitions for Reconsideration of Actions in Rule Making Proceedings

July 8, 1982.

The following listings of petitions for reconsideration and applications for review filed in Commission rulemaking proceedings is published pursuant to CFR 1.429(e). Oppositions to such petitions for reconsideration and applications for review must be filed within 15 days after publication of this Public Notice in the **Federal Register.** Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

Subject: Amendment of Section 73.202(b), Table of Assignments, FM Broadcast Stations. (Christiansted, and Frederiksted, Virgin Islands) (BC Docket No. 81–284, RM's 3696, 3822, 3827 & 3929)

Filed By: Lee M. Mitchell & Grier C. Raclin, Attorneys for CDI Communications WIVI Partnership, (WIVI–FM) on 5–18–82.

Subject: Amendment of Section 73.202(b), Table of Assignments, FM Broadcast Stations. (Devils Lake, North Dakota) (BC Docket No. 81–874, RM–3931)

Filed By: Harold A. Jahnke on 6–29–82.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 82–18979 Filed 7–13–82; 8:45 am]

BILLING CODE 6712–01–M

[Report No. 1363]

Petitions for Reconsideration of Actions in Rule Making Proceedings [1]

July 7, 1982.

The following listings of petitions for reconsideration filed in Commission rulemaking proceedings is published pursuant to CFR 1.429(e). Oppositions to such petitions for reconsideration must be filed within 15 days after publication of this Public Notice in the **Federal Register.** Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

[1] **Note.**—The above listings except for ITT World Communications, Inc., have been previously published in Report No. 1357, 47 FR 26024 and Report No. 1360, 47 FR 28133. In order to insure a uniform pleading cycle for oppositions and replies, they are being relisted.

Subject: Interconnection Arrangements Between and Among the Domestic and International Record Carriers. (CC Docket No. 82–122)

Filed By:

Steven A. Levy, Attorney for International Relay, Inc., on 6–2–82. Stanford B. Weinstein, Attorney for Graphnet, Inc., on 6–2–82. Lloyd D. Young, Attorney for TRT Telecommunications Corporation on 6–2–82.

Robert Michelson & Gary M. Fereno, Attorneys for Western Union International, Inc., on 6–2–82. Martin W. Bercovici, Attorney for Mobile Marine Radio, Inc., on 6–2–82.

Alexander P. Humphrey, for RCA Global Communications, Inc., on 6–2–82.

Roger P. Newell, Attorney for FTC Communications, Inc., on 6–2–82. Ian D. Volner & David M. Rickless, Attorneys for Consortium Communications International, Inc., on 6–2–82. Joseph J. Jacobs & John A. Ligon, Attorneys for ITT World Communications, Inc., on 6–2–82.

H. Richard Juhnke, Attorney for Western Union Telegraph Company on 6–3–82.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 82–18980 Filed 7–13–82; 8:45 a.m]

BILLING CODE 6712–01–M

[Report No. 1362]

Petitions for Reconsideration of Actions in Rule Making Proceedings

July 7, 1982.

The following listings of petitions for reconsideration filed in Commission rulemaking proceedings is published pursuant to CFR 1.429(e). Oppositions to such petitions for reconsideration must be filed within 15 days after publication of this Public Notice in the **Federal Register.** Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

Subject: Amendment of Parts 89, 91, 93 and 95 of the Commission's Rules and Regulations to Adopt New Practices and Procedures for Cooperative Use and Multiple Licensing of Stations in the Private Land Mobile Radio Services. (Docket No. 18921), RM's 1197, 1218 and 1330)

Filed By:

Charles A. Bader, President, Clara L. Bader, Accountant and Shirley L. Bader, Sec-Tres., for Communications Associates, Inc., on 5–13–82.

David H. Richardson, President for Richardson Communications Company on 5–17–82.
John Clark, Owner for Clark Communications Company on 5–17–82.

Correction to Report No. 1357

In the previous Notice, Report No. 1357, released June 10, 1982, 47 FR 26024, we listed two separate petitions for reconsideration filed by General Electric Co. One of those two petitions was filed instead by 2-Way Systems, Inc and signed by its president Daniel J. Rooks.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 82–18981 Filed 7–13–82; 8:45 am]

BILLING CODE 6712–01–M

Meeting of TIAG; Definitions and Rules Subcommittee

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), notice is hereby given of a meeting of the TIAG Definitions and Rules Subcommittee scheduled to meet on Tuesday, July 27, 1982. The meeting will be held at 9:30 a.m. in Meeting Room 856 of the Federal Communications Commission offices located at 1919 M Street, NW., Washington, D.C. and will be open to the public. The agenda is as follows:

I. General Administrative Matters.

II. Review of Minutes of Previous Meeting.

III. Discussion of Individual Assignments.

IV. Other Business.

V. Presentation of Oral Statements.

VI. Adjournment.

With prior approval of Subcommittee Chairman John Utzinger, oral statements, while not favored or encouraged, may be allowed if time permits and if the Chairman determines that an oral presentation is conducive to the effective attainment of Subcommittee objectives. Anyone not a member of the Subcommittee and wishing to make an oral presentation should contact Mr. Utzinger (203/965–2830) at least five days prior to the meeting date.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 82–18982 Filed 7–13–82; 8:45 am]

BILLING CODE 6712–01–M

FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA–661–DR]

Connecticut; Major Disaster and Related Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Connecticut (FEMA–661–DR), dated June 14, 1982, and related determinations.

DATED: June 14, 1982.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287–0501.

NOTICE: Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148, effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that, in a letter of June 14, 1982, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Connecticut resulting from severe storms and flooding beginning on June 4, 1982, is of sufficient severity and magnitude to warrant a major disaster declaration under Pub. L. 93–288. I therefore declare that such a major disaster exists in the State of Connecticut.

In order to provide Federal assistance, you are herby authorized to allocate, from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under PL 93–288 for Public Assistance will be limited to 75 percent of total eligible costs in the designated area except for technical assistance which will be funded at 100 percent.

The time period prescribed for the implementation of Section 313(a), priority to certain applications for public facility and public housing assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under the Federal Emergency Management Agency Delegation of Authority, I hereby appoint Mr. Arthur T. Doyle of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following areas of the State of Connecticut to have been affected adversely by this declared major disaster:

For Individual Assistance and Public Assistance: Fairfied, New Haven, New London and Middlesex Counties.

For Individual Assistance only: Hartford, Litchfied, Tolland and Windham Counties.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance. Billing Code 6718–02)

Lee M. Thomas,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 82–18935 Filed 7–13–82; 8:45 am]

BILLING CODE 6718–03–M

[FEMA–664–DR]

Florida; Major Disaster and Related Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Florida (FEMA–664–DR), dated July 7, 1982, and related determinations.

DATED: July 7, 1982.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Assistance Programs, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287–0501.

Notice

Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148, effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that, in a letter of July 7, 1982, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Florida resulting from severe storms and flooding beginning on June 17, 1982, is of sufficient severity and magnitude to warrant a major-disaster declaration under Pub. L. 93–288. I therefore declare that such a major disaster exists in the State of Florida.

In order to provide Federal assistance, you are hereby authorized to allocate, from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under Pub. L. 93–288 for Public Assistance will be limited to 75 percent of total eligible costs in the designated area except for technical assistance which will be funded at 100 percent.

Pursuant to Section 408(b) of Pub. L. 93–288, you are authorized to advance to the State its 25 percent share of the individual and family grant program, to be repaid to the United States by the State when it is able to do so.

The time period prescribed for the implementation of Section 313(a), priority to certain applications for public facility and public housing assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under the Federal Emergency Management Agency Delegation of Authority, I hereby appoint Mr. Paul E. Hall of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following areas of the State of Florida to have been affected adversely by this declared major disaster:

DeSoto County for Individual Assistance and Public Assistance.

Hendry County for Individual Assistance only.

Sarasota and Manatee Counties for Public Assistance only.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance. Billing Code 6718–02)

Lee M. Thomas,

Associate Director, State and Local Programs and Support, Federal Emergency Management Agency.

[FR Doc. 82–18936 Filed 7–13–82; 8:45 am]

BILLING CODE 6718–03–M

FEDERAL HOME LOAN BANK BOARD

Federal Savings and Loan Advisory Council; Meeting

July 9, 1982.

Pursuant to Section 10(a) of Pub. L. 92–463, entitled the Federal Advisory Committee Act, notice is hereby given to the Meeting of the Federal Savings and Loan Advisory Council on Monday, August 9; Tuesday, August 10; and Wednesday, August 11, 1982. The meeting will commence at 10:30 a.m., August 9; and at 9:00 a.m., August 10 and August 11. The meeting will be held at the Federal Home Loan Bank Board, 1700 G Street, NW, Washington, D.C., Bank Board Conference Room, Sixth Floor.

Monday, August 9:

10:30 a.m.
Opening of the Council Meeting; review of topics and subcommittee assignments
11:00 a.m.
Subcommittees begin deliberations
Savings Flows: In a Nonregulated Environment
Assets: Investment Opportunities in a New Environment
The FHLB District Banks: Advances, New Responsibilities
12:00 Noon
Lunch
1:30 p.m.
Subcommittees resume deliberations
4:00 p.m.
Subcommittees begin formulation of resolutions

Tuesday, August 10:

9:00 a.m.
Subcommittees complete work on resolutions
11:00 a.m.
Council initiates discussion and votes on proposed resolutions
12:00 Noon
Lunch
1:30 p.m.
Council resumes discussion and votes on resolutions

Wednesday, August 11, 1982:

9:00 a.m.
Presentation and discussion of resolutions to the Chairman and Board Members
10:30 a.m.
Adjourn

The meeting of the Federal Savings and Loan Advisory Council is open to the public.

Richard T. Pratt,

Chairman.

[FR Doc. 82–19704 Filed 7–13–82; 8:45 am]

BILLING CODE 6720–01–M

FEDERAL MARITIME COMMISSION

[Docket No. 82–35]

Agreement No. 10423 Between Philippines, Micronesia & Orient Navigation Co. and Matson Navigation Co.; Filing of Petition for Declaratory Order

Notice is given that a petition for declaratory order has been filed by Philippines, Micronesia & Orient Navigation Company (PMO) to clarify the jurisdiction of the Commission over Agreement No. 10423 between PMO and Matson Navigation Company. Petitioner seeks an order declaring that Commission jurisdiction does not extend to "contract carriage" contemplated under the Agreement.

Interested persons may inspect and obtain a copy of the petition at the Washington Office of the Federal Maritime Commission, 1100 L St., NW., Room 11101, or may inspect the petition at the Commission's Field Offices located at New York, New York; New Orleans, Louisiana; San Francisco, California; Chicago, Illinois; and San Juan, Puerto Rico. Participation in this proceeding by persons not named in the petition will be permitted only upon grant of intervention pursuant to Rule 72 of the Commission's Rules of Practice and Procedure (46 CFR 502.72).

Petitions to intervene shall be accompanied by intervenors complete reply in the matter. Such petitions and any replies to the petition for declaratory order shall be filed with the Secretary on or before August 6, 1982. An original and fifteen copies shall be submitted and a copy served on all parties. Replies shall contain the complete factual and legal presentation of the replying party as to the desired resolution of the petition for declaratory order.

Francis C. Hurney,

Secretary.

[FR Doc. 82–18968 Filed 7–13–82; 8:45 am]

BILLING CODE 6730–01–M

Inactive Tariffs—Bureau of Tariffs; Intent To Cancel

The foreign commerce files of the Federal Maritime Commission contain numerous tariffs which have been classified as inactive due to the absence of any tariff changes for a period of one year or longer; the Commission staff's inability to contact the tariff filers at the addresses shown on the tariffs; or the staff has been advised by the carrier or its agent that the tariffs no longer cover a common carrier service. The tariff publications of the following carriers fall into the inactive category:

AAA Foreign Freight Forwarders, FMC–1
A. Bottacchi, S.A. de Navegacion, FMC–6
ACP Midwest, Inc., FMC–1
Admiral Shipping Agency, FMC–1
AECL Corporation, FMC–1
A. J. Cunningham Packing Corp., FMC–1
Allied Despatchers, Ltd., FMC–1
Allpac International, FMC–1
Alltransport, Inc., FMC–15, 21
American Pacific Container Line, Inc., FMC–2, 3
American Shipping Company, Inc., FMC–2, 3
Ancha Shipping Company, Inc., FMC–1
Anchor Freight Consolidators, FMC–1, 2, 3
Ancora Shipping N.V., FMC–2
The Atcheson, Topeka & Santa Fe Railway Company, FMC–1

Atlantic Biscay Container Line, FMC–1, 2, 3
Balken Consolidators, Inc., FMC–1
The Bank Line, Ltd., FMC–2, 3
Barb Shipping Company, Inc., FMC–1
Barton Export Boxing Corp., FMC–1
Batavier Container Line, FMC–1
Bill White, Inc., FMC–1
Blue Star Line, Ltd., FMC–9, 14
Bocimar N.V., FMC–2
Canada-United Kingdom Frt Conference, Tariff #9
Canadian Continental Eastbound Frt Conference, FMC–5
Caribbean-American Transportation Co., Inc., FMC–1
Caribbean Freightcon, Inc., FMC–1
Caribbean Shipping, Ltd., FMC–6
Caribbean Shipping (Brazil Svc), Ltd., FMC–1, 2, 3
Certage Marine, FMC–1
Companhia Maritima Nacional, FMC–1
Comptoir Commercial Et Maritime S.A. (COMAR), FMC–1
Computerized Freight Management Corp., FMC–1
Confreight Marine Line, Inc., FMC–4, 5, 6, 7, 8, 9, 10, 11, 12
Consolidadora Del Caribe S.A., FMC–2
Consolidated Cargo Corp., FMC–1
Constellation Line, FMC–28, 30
Container Express, Inc., FMC–1
Container-Lloyd Intermodal Lines, FMC–23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43
Continental Canadian Westbound Frt Conference, Tariff "L"
Coast Line, FMC–28
Crescent Line, Inc., FMC–1
Crown Overseas Forwarders, FMC–5
Cylanco S.A., FMC–2
The Daiwa Navigation Co., Ltd., FMC–16, 19
Dart Container Line Co., Ltd., FMC–30, 34, 35, 38, 39
Distribution Services International, FMC–1
Double Eagle Shipping Company, Inc., FMC–2
E.D.S. Int'l Shipping Corp., FMC–4
EKL Line, FMC–1
Emery Ocean Freight, FMC–8
Empresa Naviera Santa S.A, FMC–1
Euro-Freight, Ltd, FMC–1
Evergreen Marine Corp., Ltd., FMC–47
Exporters Forwarding Co., Ltd., FMC–2
Far East Container, FMC–2, 3
First International Shipping Company, FMC–1
Five Continent Shipping Company, FMC–1
Flo Trin Lines, Inc., FMC–2, 3
Forest Lines, FMC–12, 14, 19
Foreign Trade Export Packing Company, FMC–2
G. A. Lopez, FMC–1
Galaxie Cargo Services, Ltd., FMC–1, 2
Gaymar Shipping Corp., FMC–1, 2
General Transportation Service, Inc., FMC–1
Genesis Shipping Corporation, Inc., FMC–1
C.S. Greene & Company, Inc., FMC–30, 31
Greene Container Transport, Inc., FMC–1
Gulf Ocean Lines, FMC–1, 2, 3
Gulf United Line, Ltd., FMC–1
Hands Across the Sea, Inc., FMC–1
Hansa Line, FMC–19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31
Held-Tite, Inc., FMC–1
Herman Ludwig, Inc. (Mate Marine Air Trans. Exp.), FMC–3
J. F. Hillebrand Corp. of America, FMC–1
Hong Kong Globe, Ltd., FMC–1
Hop Kee Line, FMC–1
Houston Line, FMC–1
IDC, FMC–1
Imparca Express Line, FMC–1, 2, 3, 4
Independent Cargo Express, Inc., FMC–7, 10, 12, 13, 15
Indian President Lines, Ltd., FMC–1
Integrated Container Services, Inc., FMC–2
Intercontainer Transport Corp., FMC–2
Intercontinental Transport, FMC–34, 36, 37
Interflow (Tank Container System), Limited, FMC–1
Interford Corp., FMC–1
Intermodal Container, Inc., FMC–1
International Household Export, Inc., FMC–1
International Moving Consultants, FMC–1
International Navigation, Ltd., FMC–10
International Traffic & Terminal Service, Inc., FMC–1
Ivaran Lines, FMC–8
Japan/Korea-Atl & Gulf Frt Conference, FMC–1
Jasman, Inc., FMC–4, 5, 6
Jugooceanija Line, FMC–12
Kameroon Shipping Lines, Inc., FMC–1
Karlander (Australia) Pty., Ltd., FMC–23
Karlander Line, FMC–8
King Pak, Inc., FMC–1
Kirk Dale Shipping Company, Ltd., FMC–1
Kopak, Inc., FMC–1
Korea Express, Inc., FMC–5, 6
Korea Shipping Corp., FMC–7, 13, 18
Kyokuyo Company, Ltd., FMC–1
La Flor de Mayo Express, Inc., FMC–4
Lago Line S.A., FMC–1
Laser Cargo Services, Inc., FMC–1
Linea Maritima Centauro C.A., FMC–2
Lineas Agromar, Ltd., FMC–3
Logistical Services, Inc., FMC–1
Logistics, Inc., FMC–1
Lyons Transport, Inc., FMC–2, 3, 4, 5, 8, 9, 10, 11, 12
Marfret Container Line, FMC–2, 3
Maritimas Del Caribe Co., S. De R.L., FMC–1
Max Grünhut GMBH & Company, FMC–2
Mexican Line, FMC–56
Mini Line, FMC–3
Naviera Caprilles, FMC–1, 2
Naviera Colombiana, Ltd., FMC–1
Naviera Nicaraguense S.A. (NANICA), FMC–4
Naviera Peninsular, FMC–1
Servicios Navieros Ecuatorianos S.A., FMC–1
New World Shipping, Inc., FMC–1, 3
Omega Lines, FMC–1
Orient Overseas Line, FMC–75, 84, 86, 87, 88, 89, 91, 94, 95, 96, 110
Orion International, Inc., FMC–1
Overland Marine Transport, Inc., FMC–6
Overocean Transport Corp., FMC–2
Pacific European Container Service, FMC–2
Pacific Far East Line, FMC–91, 92
Pacific Marine Transport, Inc., FMC–2
Pan American Mail Lines, Inc., FMC–15
Pandair Freight, Inc., FMC–2
P & O Lines, FMC–11
Paper Transport Company, FMC–1
Pescadora Mavel, S.A., FMC–1
Pony Sea Lines S.A., FMC–2
Port Service, Inc., FMC–1, 2
Prudential Lines, Inc., FMC–39, 44, 45, 49, 51
Puritan International Corp., FMC–1, 2
Quast & Company, Inc. FMC–1
RHW, FMC–1
Rio Grande Marine Corp., FMC–3, 4
Road & Sea Transportation Services, Inc., FMC–1
Roco World Wide, Inc., FMC–1
Ro-Lo Pacific Line, FMC–3
Santo Domingo Express, Inc., FMC–1
Saudi-American World Logistics, FMC–1
SCAC Transport (USA), Inc., FMC–6, 9
Scan Pacific Line, FMC–3, 4, 5
Sea Com Charter Carrier, FMC–3, 4
Sea Mar Lines, Ltd., FMC–1
Sea Rail, FMC–2
Sea-Van Freight Services, Inc., FMC–1
Seaway Express Lines, FMC–6, 7
Shipping Time, Inc., FMC–1
Skinner Container Service, FMC–1
Skylift International Inc., FMC–1
Spanish Line Compania Transatlantica Espan, FMC–3, 36, 41, 42, 45
Spanish North America Line (Lineas Maritimas Valencianas), FMC–1
Suh Jin Shipping Company, Ltd., FMC–1
TC Container Corp., FMC–2
T E C Lines, Ltd., FMC–7
Target Lines, FMC–1
Taylor Corporation, Ltd., FMC–1
Trans Cargo Transport, FMC–1, 2, 3, 4
Trans-Freight, Inc., FMC–1
Trans-Global Shipping (Japan), Ltd., FMC–2
Transmodal Cargo Carrier International, Ltd., FMC–5
Transmodal Container Service, FMC–1
Transocean Marine, Inc., FMC–1
Transpac Container Freight, FMC–5, 6, 9, 11
Transpacific Express, Inc., FMC–2
Trans Sea Container Cargo, Inc., FMC–1
Tropicargo S.A., FMC–1
Tropic Reefer Lines, Ltd., FMC–1
Uiterwyk Lines (Lake), FMC–2
Uiterwyk Shipping Lines, FMC–8
United Intermodal Line, FMC–15, 39, 47
United States Lines, Inc., FMC–64, 116
United Lines, Inc., FMC–126, 137
Valley Express, Inc., FMC–1
Van-Cargo International, FMC–1
Van Gend & Loos, Inc., FMC–1, 2
Vanleigh Transport Corp., FMC–1
Vemsa Line, FMC–1
Waterside Ocean Navigation Company, Inc., FMC–1
World Freight, Ltd., FMC–1
World Shipping Agency & Brokerage, Inc., FMC–1
World Trade Transport, Inc., FMC–1
Yamashita-Shinnihon Steamship Company, Ltd., FMC–30, 34, 36, 38
Zim Container Service, FMC–21
Zim Israel Navigation Company, Ltd., FMC–28, 56

In active tariffs reflect inaccurate information to the shipping public and serve no useful purpose in the Commission's files. Accordingly, the Commission proposes to cancel the above listed tariffs in the absence of a showing of good cause as to why they should not be cancelled.

Now, Therefore it is ordered, That the above carriers advise the Director, Bureau of Tariffs at 1100 L Street, N.W., Washington, D.C. 20573, in writing within 30 days after the publication of this Order in the **Federal Register** of any reason why the Commission should not cancel inactive tariffs;

It is further ordered, That a copy of this Order be sent by certified mail to the last known address of the carriers listed herein;

It is further ordered, That the tariffs of all carriers named herein not responding to this Order will be cancelled.

It is further ordered, That this notice be published in the **Federal Register** and a copy thereof filed with any tariff cancelled pursuant to this notice.

By the Commission pursuant to authority delegated by section 9.04 of Commission Order No. 1 (Revised) dated November 12, 1981.

Daniel J. Connors,

Director, Bureau of Tariffs.

[FR Doc. 82-18969 Filed 7-13-82; 8:45 am]

BILLING CODE 6730-01-M

[Agreement No. 10308]

A Cooperative, Sailing and Rate Agreement; Cancellation

Filing Party: Mr. B. Bertrand, Compagnie Generale Maritime, Cedex 18, 92085 Paris La Defense.

Summary: On May 17, 1982, the Commission received notice from Compagnie Generale Maritime that they had informed Societe Navale et Commerciale Havraise Peninsularie, the other party to Agreement No. 10308, of their intention to terminate the Agreement. Accordingly, Agreement No. 10308 is cancelled effective May 17, 1982, the date the notice of cancellation was received by the Commission.

Dated: July 9, 1982.

By Order of the Federal Maritime Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 82-19003 Filed 7-13-82; 8:45 am]

BILLING CODE 6730-01-M

Agreements Filed

The Federal Maritime Commission hereby gives notice that the following agreements have been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of each of the agreements and the justifications offered therefor at the Washington Office of the Federal Maritime Commission, 1100 L Street, NW., Room 10327; or may inspect the agreements at the Field Offices located at New York, N.Y.; New Orleans, Louisiana; San Francisco, California; Chicago, Illinois; and San Juan, Puerto Rico. Interested parties may submit comments on each agreement, including requests for hearing, to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before August 3, 1982. Comments should include facts and arguments concerning the approval, modification, or disapproval of the proposed agreement. Comments shall discuss with particularity allegations that the agreement is unjustly discriminatory or unfair as between carriers, shippers, exporters, importers, or ports, or between exporters from the United States and their foreign competitors, or operates to the detriment of the commerce of the United States, or is contrary to the public interest, or is in violation of the Act.

A copy of any comments should also be forwarded to the party filing the agreements and the statement should indicate that this has been done.

Agreement No.: T-4054.

Filing Party: Mr. Robert W. Goethe, Assistant Executive Director, Georgia Ports Authority, P.O. Box 2406, Savannah, Georgia 31402.

Summary: Agreement No. T-4054, between the Georgia Ports Authority (Authority) and Zim American-Israeli Shipping Corporation (Zim), provides for the Authority's one year lease to Zim, on an exclusive use basis, of certain paved premises within Container Central at Garden City Terminal according to a rental formula as mutually agreed. Premises are to be used for the storage and handling of Zim's container and cargo which move in ocean transportation.

Agreement No.: 9984-24.

Filing Party: J. P. McClusky, Chairman, South Atlantic-North Europe Rate Agreement, 17 Battery Place, New York, N.Y. 10004.

Summary: Agreement No. 9984-24 will modify the basic agreement of the South Atlantic-North Europe Rate Agreement by: (1) Deleting interior points in the United States from the agreement's scope of authorized service, and (2) restating in more detail existing authority to establish charges and other tariff conditions relating to the inland positioning and repositioning of empty containers by railroads in the United States. This modification amends a matter pending in Docket No. 82-3.

Agreement No.: 10261-11.

Filing Party: Marc J. Fink, Billig, Sher & Jones, P.C., Suite 300, 2033 K Street, NW., Washington, D.C. 20006.

Summary: Agreement No. 10261-11 modifies the basic agreement of the U.S. South Atlantic/Spanish, Portuguese, Moroccan and Mediterranean Rate Agreement by geographically sectionalizing the membership into four distinct trade groups, with autonomous rate-making authority vested in each group.

Dated: July 9, 1982.

By Order of the Federal Maritime Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 82-19002 Filed 7-13-82; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Acquisition of Bank Shares by Bank Holding Company

The company listed in this notice has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire voting shares or assets of a bank. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated. With respect to the application, interested persons may express their views in writing to the address indicated for the application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. Federal Reserve Bank of Atlanta (Robert E. Heck, Vice President) 104 Marietta Street, NW., Atlanta, Georgia 30303:

1. *First Railroad & Banking Company of Georgia,* Augusta, Georgia; to acquire 100 percent of the voting shares or assets of the successor by merger to First South Bankcorp., Columbus, Georgia. Comments on this application must be received not later than August 5, 1982.

Board of Governors of the Federal Reserve System, July 8, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-18959 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

Acquisition of Bank Shares by Bank Holding Company

The company listed in this notice has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire voting shares or assets of a

bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated. With respect to the application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. Federal Reserve Bank of Chicago (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. *Security Bancorp, Inc.*, Southgate, Michigan; to acquire 100 percent of the voting shares or assets of the successor by consolidation to Security Bank St. Clair Shores, St. Clair Shores, Michigan. Comments on this application must be received not later than August 6, 1982.

Board of Governors of the Federal Reserve System, July 8, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-18960 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

Acquisition of Bank Shares by Bank Holding Companies

The companies listed in this notice have applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. Federal Reserve Bank of Atlanta (Robert E. Heck, Vice President) 104 Marietta Street, NW., Atlanta, Georgia 30303:

1. *Southwest Florida Banks, Inc.*, Fort Myers, Florida; to acquire at least 80 percent of the voting shares or assets of Peoples Bank of Pasco County, Elfers, Florida. Comments on this application must be received not later than August 7, 1982.

2. *Bank of Florida Corporation*, St. Petersburg, Florida; to acquire 100 percent of the voting shares of Bank of Florida, N.A., Chiefland, Florida. Comments on this application must be received not later than August 7, 1982.

Board of Governors of the Federal Reserve System, July 9, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-18963 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

Formation of Bank Holding Companies

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become bank holding companies by acquiring voting shares and/or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. Federal Reserve Bank of Chicago (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. *Farmers State Corporation of Mentone*, Mentone, Indiana to become a bank holding company by acquiring 80 percent of the voting shares of Farmers State Bank, Mentone, Indiana. Comments on this application must be received not later than August 6, 1982.

B. Federal Reserve Bank of Minneapolis (Bruce J. Hedblom, Vice President) 250 Marquette Avenue, Minneapolis, Minnesota 55480:

1. *Gibbon Bancorporation, Inc.*, Gibbon, Minnesota; to become a bank holding company by acquiring 90 percent of the voting shares of Citizens State Bank of Gibbon, Gibbon, Minnesota. Comments on this application must be received not later than August 6, 1982.

Board of Governors of the Federal Reserve System, July 8, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-18958 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

Formation of Bank Holding Companies

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become bank holding companies by acquiring voting shares and/or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. Federal Reserve Bank of St. Louis (Delmer P. Weisz, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. *Colonial Bancshares*, Des Peres, Missouri; to become a bank holding company by acquiring 100 percent of the voting shares of The Colonial Bank, Des Peres, Missouri. Comments on this application must be received not later than August 7, 1982.

B. Federal Reserve Bank of Minneapolis (Bruce J. Hedblom, Vice President) 250 Marquette Avenue, Minneapolis, Minnesota 55480:

1. *State Bank of Bottineau Holding Company*, Bottineau, North Dakota; to become a banking holding company by acquiring 95.68 percent of the voting shares of State Bank of Bottineau, Bottineau, North Dakota. Comments on this application must be received not later than August 7, 1982.

2. *Terry Banshares, Inc.*, Terry, Montana; to become a bank holding company by acquiring 80 percent or more of the voting shares of State Bank of Terry, Terry, Montana. Comments on this application must be received not later than August 7, 1982.

Board of Governors of the Federal Reserve System, July 9, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-18962 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

Bank Holding Companies; Proposed de Novo Nonbank Activities

The bank holding companies listed in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to each application, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interest, or unsound banking practices." Any comment on an application that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

Each application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated for that application. Comments and requests for hearings should identify clearly the specific application to which they relate, and should be submitted in writing and, except as noted, received by the appropriate Federal Reserve Bank not later than August 3, 1982.

A. Federal Reserve Bank of Philadelphia (Thomas K. Desch, Vice President), 100 North 6th Street, Philadelphia, Pennsylvania 19105:

1. *Provident National Corporation,* Philadelphia, Pennsylvania (data processing activities throughout the United States): To engage, through its indirect subsidiary, L.S. Consulting Corp., in data processing activities to include the sale of computer software to banks and other financial institutions. Such computer software has been developed in conjunction with L.S. Consulting Corporation's approved management consulting activities for non-affiliated banks and includes traditional bank applications such as those to facilitate check processing and clearing, float management, asset/liability management and account profitability analysis. These activities would be conducted from offices in Wayne, Pennsylvania, serving clients located throughout the United States.

B. Federal Reserve Bank of Richmond (Lloyd W. Bostian, Jr., Vice President), 701 East Byrd Street, Richmond, Virginia 23261:

1. *Southern Bancorporation, Inc.,* Greenville, South Carolina (consumer finance lender; Shawnee, Oklahoma): To engage through its subsidiary, World Acceptance Corporation, in making extensions of credit as a licensed consumer finance lender. These activities would be conducted from an office in Shawnee, Oklahoma, serving the city limits of Shawnee and other parts of Pottawatomie County within a ten mile radius of Shawnee.

C. Federal Reserve Bank of Atlanta (Robert E. Heck, Vice President), 104 Marietta Street, N.W., Atlanta, Georgia 30303:

1. *Suburban Bankshares, Inc.,* Lake Worth, Florida (lending and real estate appraisal activities; Florida): To engage through its subsidiary Suburban Mortgage Corporation, in servicing mortgage loans and acting as a mortgage broker or banker and appraising real estate, servicing the Lake Worth area and ultimately all of Palm Beach County, Florida. These activities will be conducted from an office located in Lake Worth, Florida.

D. Federal Reserve Bank of Kansas City (Thomas M. Hoenig, Assistant Vice President), 925 Grand Avenue, Kansas City, Missouri 64198:

1. *Commerce Bancshares, Inc.,* Kansas City, Missouri (financing activities; United States): To engage in commercial, consumer and mortgage financing activities by making and acquiring secured and unsecured loans and other extensions of credit such as would be made by a commercial finance, consumer finance or mortgage company. These activities would be conducted from offices in Kansas City, Missouri, serving Missouri, Kansas, Oklahoma, Iowa, Illinois, and Nebraska. Comments on this application must be received not later than July 29, 1982.

E. Federal Reserve Bank of Dallas (Anthony J. Montelaro, Assistant Vice President), 400 South Akard Street, Dallas, Texas 75222:

1. *Commerce Southwest Inc.,* Dallas, Texas (credit life and credit accident and health insurance; Texas): To engage, through its subsidiary, Consumer Protection Life Insurance Company ("Company"), in underwriting credit life insurance and credit accident and health insurance which is directly related to extensions of credit by the Applicant or its subsidiaries. These activities will be conducted at offices of the Applicant's subsidiaries located in Addison, Texas; Carrollton, Texas; Dallas, Texas; Houston, Texas; Kaufman, Texas; McKinney, Texas; Richardson, Texas; and Sherman, Texas. Applicant proposes to engage in the same activities at Sulphur Springs and Tyler, Texas, if the Board approves Applicant's applications (not yet submitted) to acquire subsidiary banks in those cities. These offices will serve the entire State of Texas. The main administrative offices of the company are located in Dallas, Texas.

F. Federal Reserve Bank of San Francisco (Harry W. Green, Vice President), 400 Sansome Street, San Francisco, California 94120:

1. *BankAmerica Corporation,* San Francisco, California (financing, servicing, and insurance activities; expansion of geographic scope; Mississippi and Louisiana): To continue to engage, through its indirect subsidiaries, FinanceAmerica Industrial Plan Inc. and FinanceAmerica Corporation, both Mississippi corporations, in the activities of making or acquiring for their own account loans and other extensions of credit such as would be made or acquired by a finance company, servicing loans and other extensions of credit, and offering credit-related life insurance, credit-related accident and health insurance and credit-related property insurance in the States of Mississippi and Louisiana. Such activities will include, but not be limited to, making consumer installment loans, purchasing installment sales contracts, making loans and other extensions of credit to small businesses, making loans and other extensions of credit secured by real and personal property, and offering credit-related life, credit-related accident and health, and credit-related property insurance directly related to extensions of credit made or acquired by both FinanceAmerica Industrial Plan Inc. and FinanceAmerica Corporation. The activities of both corporations will be conducted from an existing office located in Natchez, Mississippi, serving the entire States of Mississippi and Louisiana. Comments on this application must be received not later than July 29, 1982.

Board of Governors of the Federal Reserve System, July 9, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-18961 Filed 7-13-82; 8:45 am]

BILLING CODE 6210-01-M

GENERAL SERVICES ADMINISTRATION

Transportation and Public Utilities Service

Centralized Household Goods Traffic Management; Meeting

The GSA Centralized Household Goods Traffic Management Program was initiated on February 8, 1978. Since that time, the program has expanded and the number of carrier rate tenders filed monthly with the General Services Administration (GSA) has increased dramatically. In an attempt to improve efficiency, stabilize rates and reduce carrier overhead, the program was modified on April 20, 1982, with an implementation date of July 1, 1982.

The Office of Transportation and Travel Management, Transportation and Public Utilities Service, is making available to representatives of the household goods carrier industry, the household goods tariff bureaus, and other interested parties, an open forum to discuss their concerns and questions concerning the implementation of this modified program.

The meeting will be held in the GSA auditorium at 10:00 a.m. on July 28, 1982, at the General Services Administration, Regional Office Building, 7th and D Streets, SW., Washington, D.C. Reservations are not required.

If further information is desired contact Dan Carro, Chief, Transportation Programs Branch (202-275-6144).

Dated: July 2, 1982.

Allan W. Beres,

Commissioner, Transportation and Public Utilities Service.

[FR Doc. 82-18954 Filed 7-13-82; 8:45 am]

BILLING CODE 6820-AM-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Cardiology Advisory Committee; Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Cardiology Advisory Committee, National Heart, Lung, and Blood Institute, October 4-5, 1982, National Institutes of Health, Building 31, Conference Room 8, National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20205.

The entire meeting will be open to the public from 8:30 a.m. to 5:00 p.m. Attendance by the public will be limited to space available. Topics for discussion will include a review of the research programs relevant to the Cardiology area, reports from subcommittees, and consideration of future needs and opportunities.

Ms. Terry Bellicha, Chief, Public Inquiries and Reports Branch, National Heart, Lung, and Blood Institute, Room 4A21, Building 31, National Institutes of Health, Bethesda, Maryland 20205, phone (301) 496-4236, will provide summaries of the meeting and rosters of the Committee members.

Barbara Packard, M.D., Ph.D., Acting Associate Director for Cardiology, Division of Heart and Vascular Diseases, National Heart, Lung, and Blood Institute, Room 320, Federal Building, Bethesda, Maryland 20205, phone (301) 495-5421, will furnish substantive program information upon request.

(Catalog of Federal Domestic Assistance Program No. 13.837, Heart and Vascular Diseases Research, National Institutes of Health)

NIH Programs are not covered by OMB Circular A-95 because they fit the description of "programs not considered appropriate" in section 8(b) (4) and (5) of that Circular.

Dated: July 8, 1982.

Betty J. Beveridge,

Committee Management Officer, National Institutes of Health.

[FR Doc. 82-18967 Filed 7-13-82; 8:45 am]

BILLING CODE 4140-01-M

Epilepsy Advisory Committee; Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Epilepsy Advisory Committee, National Institute of Neurological and Communicative Disorders and Stroke, October 4-6, 1982, Room B119, Federal Building, National Institutes of Health, Bethesda, Maryland.

The entire meeting will be open to the public from 9:00 a.m. to 5:00 p.m. to discuss research progress and research plans related to the Institute's epilepsy program. Attendance by the public will be limited to space available.

Dr. Roger J. Porter, Chief, Epilepsy Branch, Neurological Disorders Program, NINCDS (Federal Building, Room 114, National Institutes of Health, Bethesda, MD 20205; telephone 301/496-6691) will provide summaries of the meeting, rosters of the committee members, and substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.853, Neurological Disorders Program, National Institutes of Health)

NIH Programs are not covered by OMB Circular A-95 because they fit the description of "programs not considered appropriate" in section 8(b)(4) and (5) of that Circular.

Dated: July 8, 1982.

Betty Beveridge,

Committee Management Officer, National Institutes of Health.

[FR Doc. 82-18965 Filed 7-13-82; 8:45 am]

BILLING CODE 4140-01-M

Interagency Technical Committee's Working Group on Blood Resources and Blood Substitutes; Meeting

Notice is hereby given of the meeting of the Interagency Technical Committee's Working Group on Blood Resources and Blood Substitutes, sponsored by the National Heart, Lung, and Blood Institute, on September 16, 1982, from 9:00 a.m. to 12:30 p.m., Building 31, C Wing, Conference Room 6 at the National Institutes of Health, 9000 Rockville Pike, Bethesda, MD 20205.

The entire meeting will be open to the public. The IATC Working Group on Blood Resources and Blood Substitues is meeting to examine and coordinate federal research activities which concern human blood and its substitutes. Attendance by the public will be limited to space available.

For detailed program information, a list of meeting participants, and a meeting summary contact: Dr. David M. Robinson, Co-Chairman, IATC Working Group on Blood Resources and Blood Substitutes, National Heart, Lung, and Blood Institute, National Institutes of Health, Building 31, Room 5A03, 9000 Rockville Pike, Bethesda, MD 20205, 301-496-5031.

Dated: July 8, 1982.

Betty J. Beveridge,

Committee Management Officer, National Institutes of Health.

[FR Doc. 82-18966 Filed 7-13-82; 8:45 am]

BILLING CODE 4140-01-M

National Digestive Diseases Advisory Board; Amended Meeting

Notice is hereby given of the change in the meeting of the National Digestive Diseases Advisory Board on July 29-30, 1982, which was published in the **Federal Register** on June 14, 1982, 47 FR 25624.

The meeting, which was to convene at 1:00 p.m. and continue to 6:00 p.m. on July 29 has been changed to 8:30 a.m. to

12 noon. The meeting remains as scheduled, 8:30 a.m. to adjournment, on July 30. The location of the meeting remains the same, Conference Room 6, Building 31, C Wing, 6th Floor, Bethesda, Maryland.

The Subcommittees of the Board will meet on the afternoon of July 29. Further information, times and meeting locations of the Subcommittees will be announced at the Board meeting on July 29.

Dr. Ralph Bain, Executive Director, National Digestive Diseases Advisory Board, P.O. Box 30377, Bethesda, Maryland 20084, (301) 496–2232, will provide agenda and roster of the members. Summaries of the meeting may be obtained by contacting Carole A. Peters, Committee Management Office, NIADDK, National Institutes of Health, Room 9A46, Building 31, Bethesda, Maryland 20205, (301) 496–5765.

Dated: July 8, 1982.

Betty J. Beveridge,

Committee Management Officer, National Institutes of Health.

[FR Doc. 82–18964 Filed 7–13–82; 8:45 am]

BILLING CODE 4140–01–M

Office of the Secretary

Office of the General Counsel; Delegation of Authority To Certify True Copies

Under the authority delegated by the Secretary to the Assistant Secretary for Management and Budget (43 FR 58870) and redelegated to me by the Assistant Secretary for Management and Budget (44 FR 1473):

1. I hereby redelegate to the following the authority to certify true copies of any books, records, papers or other documents on file within the Department, or extracts from such, to certify that true copies are true copies of the entire file of the Department, to certify the complete original record, or to certify the nonexistence of records on file within the Department, and to cause the Seal of the Department to be affixed to such certifications.

These same officials are authorized to cause the Seal to be affixed to agreements, awards, citations, diplomas, and similar documents.

To whom delegated:
Deputy General Counsels.
Special Assistant to the General Counsel for Administration.
Communications Staff Assistant.
The Regional Attorneys.
Secretary to the General Counsel.
Secretary to the Deputy General Counsel for Program Review.
Assistant General Counsel, Business and Administrative Law Division.
Deputy Assistant General Counsel, Business and Administrative Law Division.
Secretary to the Assistant General Counsel, Business and Administrative Law Division.

The above redelegations supersede the redelegations made under previous authority (44 FR 33155 dated 6/8/79).

These authorities may not be redelegated.

Dated: July 8, 1982.

Juan A. del Real,

General Counsel.

[FR Doc. 82–18929 Filed 7–13–82; 8:45 am]

BILLING CODE 4150–04–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Environment and Energy

[Docket No. NI–99]

Harbison New Community, Richland and Lexington Counties, S.C.; Finding of No Significant Impact

The Department of Housing and Urban Development (HUD) gives notice that a Finding of No Significant Impact (FONSI) has been made subsequent to the completion of an Environmental Assessment (EA) for the following project under programs as described in the appendix to this Notice: Harbison New Community, Richland and Lexington Counties, South Carolina. This Notice is required by the Council on Environmental Quality (CEQ) under its rules (40 CFR Parts 1500–1508) and implementing HUD regulations.

The lead agency, the New Community Development Corporation (NCDC) of HUD, has completed an EA for the proposed action of terminating HUD's involvement with the Project. It has been determined that there would be no significant environmental impact from the proposed action.

Interested individuals, governmental agencies, and private organizations are invited to comment on the FONSI. Pursuant to 40 CFR 1501.4(e)(2) of the CEQ regulations, the FONSI will be available for public review and comment for a thirty (30) day period, commencing with the appearance of the Notice in the **Federal Register**, before NCDC makes its final determination whether to prepare a SEIS and before NCDC may begin the proposed action.

Issued at Washington, D.C., July 8, 1982.

Francis G. Haas,

Deputy Director, Office of Environment and Energy.

Appendix

The New Community Development Corporation (NCDC) of the Department of Housing and Urban Development (HUD) gives notice that it has prepared a Finding of No Significant Impact as a result of an Environmental Assessment (EA) completed in May 1982. The EA will not be circulated as is normally the case for EIS's or SEIS's. It will remain available at NCDC, Room 7137, U.S. Department of HUD, Washington, D.C. 20410. Comments on the FONSI are invited for a period of thirty (30) days from interested agencies, organizations and the public.

Description. Harbison is a new community project approved in 1975 by the Department of Housing and Urban Development (HUD) under Title VII of the Housing and Urban Development Act of 1970 (the "Act"). It is located in Richland and Lexington Counties, South Carolina; in the northwestern quadrant of the Columbia metropolitan area. It was originaly perceived that the project was to create an new town of approximately 21,000 people, housed in 6,100 newly constructed dwelling units. Associated and integrated commercial, industrial, institutional, and recreational land use areas were also to be contained within the project. Build-out for this 1,739 acre development was to occur in 1995. Updated projections now estimate that the ultimate population of Harbison will be about 23,000 people.

NCDC completed a Supplement to the original EIS in 1981. It was written to comply with HUD environmental regulations that require an update of ongoing projects that have EIS's more than 5 years old. The proposed action for which that SEIS was drafted was the continued financial and planning assistance to the project. Since that time, the developer of the project has been found in default of the Project Agreement that he has with HUD because of the inability on the part of the developer to carry and maintain the debt service on the debentures of the guaranteed loan. Additionally, the developer has been unable to produce a salvage deal or a deed-in-lieu of foreclosure. Therefore, the General Manager of NCDC made the *bona fide* determination to acquire the assets of the project held under HUD's lien and requested that the Justice Department, on behalf of HUD, proceed toward foreclosure. The foreclosure complaint was filed in Columbia, South Carolina

on March 10, 1982. Negotiations for a work-out are continuing during the litigation.

Need. According to CBQ and HUD environmental regulations, an EA is prepared to determine whether or not a full impact statement of the proposed action is required. It has been the finding of the EA completed for this proposed action that there will be no significant impact to the environmental elements of the affected site area. Therefore, in accordance with the applicable regulations, a FONSI is prepared and a Notice to that affect is published in the **Federal Register** with the appropriate A–95 Clearinghouse notified.

Pursuant to 40 CFR 1501.4(e)(2) of the CEQ regulations, there will be thirty (30) day comment period before NCDC makes its final determination whether to prepare an SEIS and before it begins the proposed action.

Alternatives Discussed and Considered. Since NCDC has been charged with the responsibility to divest itself of involvement with the currently approved Title VII projects, the alternatives considered in the assessment were limited. The alternatives, including the proposed action, are:

A. Negotiated Work-Out Solution–Prior to foreclosure, HUD would agree to the sale of the assets of the developer (Harbison Development Corporation) to a new financially sound developer. No new HUD financial assistance would be given to the project, and development as a new community would continue without NCDC or Title VII involvement.

B. Acquire and Sell to a Single Buyer–HUD would continue litigation to foreclosure and acquire, and subsequent to acquisition, HUD would resell all of the project assets to a single private developer for continued development.

C. Acquire and Sell to Multiple Buyers–Same as B., except HUD would sell land on a parcel-by-parcel basis to a number of buyers.

Comments. Comments should be sent to : Mr. Edwin Baker, Evnironmental Clearance Officer, New Community Development Corporation, U.S. Department of Housing and Urban Development, 451 Seventh Street , SW., Washington, D.C. 20410. Commercial telephone number: (202) 755–6170. Comments should be received by August 13, 1982.

[FR Doc. 82–18938 Filed 7–13–82; 8:45 am]

BILLING CODE 4210–01–M

Office of Assistant Secretary for Housing—Federal Housing Commissioner

[Docket No. D–82–674]

Delegations of Authority; Revision and Update

AGENCY: Department of Housing and Urban Development.

ACTION: Notice of delegation of authority.

SUMMARY: The Assistant Secretary for Housing-Federal Housing Commissioner is revising and updating the programmatic redelegations of authority setting forth responsibilities for programs and functions authorized by the various Housing Statutes, Executive Orders and Intergovernmental Agreements. This revision is necessitated by major reorganizational changes, effecting realignment of programmatic responsibility.

EFFECTIVE DATE: July 14, 1982.

FOR FURTHER INFORMATION CONTACT: Mildred E. Moore, Management Analysis and Services division, Office of Management, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, D.C. 20410, (202) 755–8694. This is not a toll free number.

SUPPLEMENTARY INFORMATION: These redelegations of authority supersede all previously published programmatic redelegations of authority, for Headquarters, with respect to the powers and authorities to administer the Single Family Housing Programs and Mortgage Activities as described herein and with respect to powers and authorities to administer certain programs transferred from the abolished office of the Assistant Secretary for Neighborhoods, Voluntary associations and Consumer Protection to the Assistant Secretary for Housing-Federal Housing Commissioner. Since the revision involves only internal matters of agency management it does not require comment or public procedure. A withdrawal of the codified delegations presently contained at 24 CFR 200.50 through 200.129 and 24 CFR 1700.10 and 1700.80 through 1700.100 but which are superseded by this notice of delegation, has been prepared and will be published in the near future in the **Federal Register.**

Accordingly, the redelegations of authority for Headquarters Single Family Housing and Mortgagee Activities programmatic responsibilities and functions are revised to read as follows:

Deputy Assistant Secretary for Single Family Housing and Mortgagee Activities, et al.

Redelegations of Authority

Section A. Deputy Assistant Secretary for Single Family Housing and Mortgagee Activities. To the position of Deputy Assistant Secretary for Single Family Housing and Mortgagee Activities, there is redelegated authority of the Assistant Secretary for Housing-Federal Housing Commissioner with respect to the Single Family programs, and the authority with respect to Mortgagee Activities for both Single Family and Multifamily programs, of the following:

- Titles I, II, V, VI, VIII, IX, X of the National Housing Act (12 U.S.C. 1701 et seq.).
- Section 106(a) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701x), for the provision of information and technical assistance.
- Sections 101(e) and 106(a)(1)(iii) and 106(a)(2) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701w and 1701x(a)(1)(iii) and (a)(2)) and Section 237(e) of the National Housing Act (12 U.S.C. 1715z–2(e)).
- Compensation of Condemnees under Sections 402 and 403 of the Housing and Urban Development Act of 1965 (42 U.S.C. 3073) and Title III of the Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970 (Public Law 91–646, 84 Stat. 1904), and grants for relocation payments under Section 404 of the Housing and Urban Development Act of 1965 (42 U.S.C. 3074).
- Section 1004 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3371) with respect to the program of loan or grant assistance for housing in Alaska, except the authority to approve the statewide program prepared by the State of Alaska or any duly authorized agency or instrumentality.
- Delegation of authority under Article VII of the agreement between the Department of Defense and the Department of Housing and Urban Development dated June 8 and June 18, 1968, respectively (published at 24 FR 18031 (Nov. 7, 1969)) concerning Section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374): With respect to acquired properties to acquire title to, hold, manage, sell for cash or credit by taking a purchase money mortgage in the name of the Secretary of Housing and Urban Development and, in connection therewith to execute deeds of conveyance and all other instruments

necessary to fulfill the purposes of Section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374) and to make any or all determinations and to take any or all further actions in connection with acquired properties which the Secretary of Defense is authorized to undertake pursuant to the provisions of the Act.

• The Interstate Land Sales Full Disclosure Act, Title XIV of the Housing and Urban Development Act of 1968, as amended (15 U.S.C. 1701, *et seq.*)

• The Real Estate Settlement Procedures Act of 1974, as amended (12 U.S.C. 2601, *et seq.*)

Specific responsibilities under these programs include the authority:

1. To approve and issue commitments and modifications of comitments for mortgage insurance, and to insure mortgages, under any 1-to-4 family housing program and the Title X Land Development program.

2. To approve and issue feasibility letters.

3. To approve application for and to make mortgage interest assistance payment to approve the amount of such payments to be recaptured by the Secretary to approve and execute releases and Satisfactions of mortgages and other lien given to secure repayment of such payments and for this purpose to accept the written statement of the mortgagee as to the amount of mortgage assistance paid.

4. To grant extensions of the time within which a mortgagee must take any action required by the 1-to-4 family and Title X regulations.

5. To approve the extension of construction contracts, change orders and advances for construction, planning and land acquisition under Title X.

6. To approve forbearance and recasting arrangements of insured mortgages.

7. To approve the acceptance of the assignment of mortgages to the Secretary, to take necessary action to preserve the security of, and to approve and execute releases, assignments, and Satisfaction of such mortgages and other liens.

8. To approve the acceptance of an offer of a deed-in-lieu of foreclosure.

9. To make repairs, alterations and improvements on acquired properties; to compromise and settle claims by or against HUD with respect to such properties; and to execute releases and other instruments required in connection with such compromise or settlement.

10. To approve offers to rent or purchase 1-to-4 family prcperties acquired in connection with HUD insurance claims and properties over which the Secretary has been granted custody or possession by another agency of the United States; to approve the terms of mortgages taken as security in connection with such sales; and to execute such contracts, leases, assignments, and instruments as may be necessary in the rental or sale of such properties, including deeds or other documents in connection with the conveyance of title.

11. To authorize refunds of fees.

12. To execute and administer procurement contracts pertaining to single family housing, and to make related determinations except determinations under Sections 302(c) (11) and (13) of the Federal Property and Administrative Services Act, as amended (41 U.S.C. 252(c) (11), (12) and (13), with respect to all contracts for goods and services for repair, construction, improvement, removal, demolition, alteration, maintenance, sales, debt collection services, and operation of acquired properties, including properties held by HUD as mortgagee in possession, and broker management services in connection with such properties, the publication of notices and advertisements in various media as deemed necessary for management, operation and disposition of acquired properties; and contracts for credit reports, and debt collection services with respect to assigned mortgages.

13. In connection with the sale, rental, maintenance, or management of acquired properties or properties of the United States over which the Secretary has been granted custody or possession by another agency of the United States or properties held as mortgagee in possession, to issue orders for the publication of notices and advertisements in various media as deemed necessary for management, operation and disposition of acquired properties.

14. To compromise and settle claims by or against tenants or former tenants of acquired properties, as well as properties held by HUD as mortgagee in possession, and execute releases or other instruments required in connection with such compromise or settlement.

15. To approve expenditures to correct or compensate for defects in Single Family properties sold by the Secretary to comply with any warranty provisions incorporated in the sales contract and for defects meeting requirements of Section 518 of the National Housing Act.

16. To endorse any checks or drafts in payment of insurance losses on which the United States of America is a payee.

17. To administer terms of regulatory agreements for condominiums, after final endorsement of the mortgage.

18. To make the high cost determinations for the Federal National Mortgage Association prescribed in Section 305(g) of the National Housing Act.

19. To execute the functions, powers, and duties authorized by Executive Order 10657 of February 14, 1956 (21 FR 1063, Feb. 16, 1956), as amended by Executive Order 10734 of October 17, 1957 (22 FR 8275, Oct. 22, 1957), and Executive Order 11105 of April 18, 1963 (28 FR 3909, Apr. 20, 1963), with respect to servicing mortgages and the disposition of certain properties at the Department of Energy communities of Oak Ridge, Tennessee, Richland, Washington, and Los Alamos, New Mexico, pursuant to the Atomic Energy Community Act of 1955, as amended (42 U.S.C. 2301) except the Secretary's power to make the finding required under Section 51 of the Act (42 U.S.C. 2341.)

20. To grant prior credit approval under Title I of the National Housing Act and regulations thereunder.

21. To approve or cancel the approval of financial institutions to make Title I property improvement and manufactered (mobile) home loans; to issue or cancel contracts of insurance with such institutions.

22. To determine eligibility of innovative improvements for Title I financing.

23. To approve or disapprove on matters other than liquidation of notes, the transfer of contracts and the rights and benefits accruing thereunder, between approved Title I financial institutions.

24. To determine noncompliance with statutes, rules, regulations, policies and procecures governing Title I property improvement and manufactured (mobile) home loan operations; and to direct remedial action with respect to any lender, dealer or contractor.

25. To execute documents necessary to transfer title in and to any debt, contract, claim, property, or security, and to execute compromise agreements.

26. To execute proofs of claim against bankrupt, insolvent or decedent estates, and to execute releases of obligations, including notes, judgments and other evidences of indebtedness, and to release liens of any sort held as security for such obligation, those areas where the obligation has been paid in full.

27. To serve as Chairperson of the Substantial Compliance Committee where regulation violations are discussed prior to payment or denial of Title I claims.

28. To take action necessary for the final disposition of "uncollectable"

defaulted Title I loans either through foreclosure, write-off, or legal action against the debtor or his/her estate.

29. To review yearly financial statements and recertifications of approved mortgagees.

30. To present cases to the Department's Mortgagee Review Board together with recommendations on the appropriate action to be taken against mortgagees.

31. To approve or disapprove financial institutions as approved mortgagees, to originate and/or hold insured mortgages and of firms or individuals as authorized agents of such approved mortgagees; and to establish performance standards and maintain surveillance over the activities of such institutions as they relate to the origination or servicing of insured mortgages.

32. To take necessary action to suspend or withdraw approval of approved mortgagees, loan correspondents or authorized agents at the request of the financial institution involved.

33. To serve as the Interstate Land Sales Administrator and administer the Interstate Land Sales Full Disclosure Act, Title XIV of the Housing and Urban Development Act of 1968, as amended, (15 U.S.C. 1701, *et seq.*).

34. To administer the Real Estate Settlement Procedures Act of 1974, as amended, (12 U.S.C. 2601, *et seq.*).

35. To administer the neighborhood housing counseling services program under sections 101(e) and 106(a)(1)(iii) and 106(a)(2) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701w and 1701x (a)(1)(iii) and (a)(2) and section 237(e) of the National Housing Act (12 U.S.C. 1715z–2(e)).

36. To provide administrative and supervisory guidance to the Contracting Office of the Office of Multifamily Financing and Preservation on procurement matters relating to single family housing.

37. To approve or deny requests from occupants of properties anticipated to be acquired by the Secretary to remain in occupancy upon acquisition of the properties by the Secretary.

38. To take any action authorized to be taken by any Office, Division or other organizational element within his jurisdiction.

Section B. Director and Deputy Director, Office of Single Family Housing. To the position of Director, Office of Single Family Housing and to the Deputy Director, Office of Single Family Housing there is redelegated the following authority:

1. To approve and issue commitments and modifications of commitments for mortgage insurance, and to insure mortgages, under any 1- to 4-family housing program and the Title X Land Development program.

2. To approve and issue SAMA letters.

3. To approve application for and to make mortgage interest assistance payments, to approve the amount of such payments to be recaptured by the Secretary, to approve and execute releases and Satisfactions of mortgages and other liens given to secure repayment of such payments and for this purpose to accept the written statement of the mortgagee as to the amount of mortgage assistance paid.

4. To grant extensions of the time within which a mortgagee must take any action required by the 1-to-4 family and Title X regulations.

5. To approve the extension of construction contracts, change orders and advances for construction, planning and land acquisition under Title X.

6. To approve forbearance and recasting arrangements of insured mortgages.

7. To approve the acceptance of the assignment of mortgages to the Secretary, to take necessary action to preserve the security of, and to approve and execute releases, assignments, and Satisfaction of such mortgages and other liens.

8. To approve the acceptance of an offer of a deed-in-lieu of foreclosure.

9. To make repairs, alterations and improvements on acquired properties; to compromise and settle claims by or against HUD with respect to such properties; and to execute releases and other instruments required in connection with such compromise or settlement.

10. To approve offers to rent or purchase 1-to-4 family properties acquired in connection with HUD insurance claims and properties over which the Secretary has been granted custody or possession by another agency of the United States; to approve the term so mortgages taken as security in connection with such sales; and to execute such contracts, leases, assignments, and instruments as may be necessary in the rental or sale of such properties, including deeds or other documents in connection with the conveyance of title.

11. To authorized refunds of fees.

12. To execute and administer procurement contracts pertaining to single family housing, and to make related determinations except determinations under Sections 302(c) (11) and (13) of the Federal Property and Administrative Services Act, as amended (41 U.S.C. 252(c) (11)(12) and (13), with respect to all contracts for goods and services for repair, construction, improvement, removal, demolition, alteration maintenance, sales, debt collection services and operation of acquired properties, including properties held by HUD as mortgagee in possession, and broker management services in connection with such properties, the publication of notices and advertisements in various media as deemed necessary for management, operation and disposition of acquired properties; and contracts for credit reports, and debt collection services with respect to assigned mortgages.

13. In connection with the sale, rental, maintenance, or management of acquired properties or properties of the United States over which the Secretary has been granted custody or possession by another agency of the United States or properties held as mortgagee in possession, to issue orders for the publication of notices and advertisements in various media as deemed necessary for management, operation and disposition of acquired properties.

14. To compromise and settle claims by or against tenants or former tenants of acquired properties, as well as properties held by HUD as mortgagee in possession, and execute releases or other instruments required in connection with such compromise or settlement.

15. To approve expenditures to correct or compensate for defects in Single Family properties sold by the Secretary to comply with any warranty provisions incorporated in the sales contract and for defects meeting the requirements of Section 518 of the National Housing Act.

16. To endorse any checks or drafts in payment of insurance losses on which the United States of America is a payee.

17. To administer terms of regulatory agreements for condominiums, after final endorsement of the mortgage.

18. To make the high cost determinations for the Federal National Mortgage Association prescribed in Section 305(g) of the National Housing Act.

19. To execute the functions, powers, and duties authorized by Executive Order 10657 of February 14, 1956 (21 FR 1063, Feb. 16, 1956), as amended by Executive Order 10734 of October 17, 1957 (22 FR 8275, Oct. 22, 1957), and Executive Order 11105 of April 18, 1963 (28 FR 3909, Apr. 20, 1963), with respect to servicing mortgages and the disposition of certain properties at the Department of Energy communities of Oak Ridge, Tenn., Richland, Wash., and Los Alamos, New Mexico, pursuant to the Atomic Energy Community Act of 1955, as amended (42 U.S.C. 2301) except the Secretary's power to make the

finding required under Section 51 of the Act (42 U.S.C. 2341).

20. To monitor the activities of approved mortgagees relative to the origination of insured mortgages.

21. To monitor the activities of approved mortgagees relative to the servicing of insured mortgages.

22. To administer neighborhood housing counseling services by providing or contracting for the provision of housing counseling to HUD housing consumers and to approve private and public organizations as counseling agencies to dispense such counseling services.

23. To administer the Real Estate Settlement Procedures Act (RESPA).

Section C. Director and Deputy Director, Office of Lender Certification. To the position of Director, Office of Lender Certification, and to the Deputy Director, Office of Lender Certification, there is redelegated the following authority:

1. To approve or disapprove financial institutions as approved mortgagees to originate and/or hold insured mortgages and of firms as authorized agents of such approved mortgagees; and to establish performance standards and maintain surveillance over the activities of such institutions as to their compliance with approval requirements.

2. To approve or cancel the approval of financial institutions to make Title I property improvement and manufactured (mobile) home loans.

3. To take necessary action to suspend or withdraw approval of approved mortgagees, Title I lenders, loan correspondents or authorized agent at the request of the financial institution involved.

4. To review yearly financial statements and recertifications of approved mortgagees and maintain the Institutional Master File.

5. To present cases to the Department's Mortgagee Review Board together with recommendations on the appropriate action to be taken against mortgagees.

Section D. Director and Deputy Director, Office of Title I Insured Loans; Director, Operations Division and Director, Compliance and Liquidation Division. To the position of Director, Office of Title I Insured Loans; Director, Operations Division; and to the Director, Compliance and Liquidation Division, there is redelegated the following authority:

1. To grant prior credit approval under Title I of the National Housing Act and regulations thereunder.

2. To determine eligibility of innovative improvements for Title I financing.

3. To approve or disapprove, on matters other than liquidation of notes, the transfer of contracts and the rights and benefits accruing thereunder between approved Title I and manufactured (mobile) home financial institutions.

4. To determine noncompliance with statutes, rules, regulations, policies and procedures governing Title I property improvement and manufactured (mobile) home loan operations; and to direct remedial action with respect to any lender, dealer or contractor.

5. To execute documents necessary to transfer title in and to any debt, contract, claim, property, or security, and to execute compromise agreements.

6. To execute proofs of claims against bankrupt, insolvent or decedent estates, and to execute releases of obligations, including notes, judgements and other evidences of indebtedness, and to release liens of any sort held as security for such obligation, in those areas where the obligation has been paid in full.

7. To present cases to the Substantial Compliance Committee together with recommendations for decisions on the payment of claims where regulations have been violated.

8. To Chair in the absence of the Deputy Assistant Secretary for Single Family Housing and Mortgagee Activities, the Substantial Compliance Committee where regulation violations are discussed prior to payment or denial of Title I claims.

9. To take action necessary for the final disposition of "uncollectable" defaulted Title I loans either through foreclosure, write-off, or legal action against the debtor or his/her estate.

10. To endorse any checks or drafts in payment of insurance losses on which the United States of America is a payee.

Section E. Deputy Interstate Land Sales Administrator and Director, Office of Interstate Land Sales Registration. To the position of Deputy Interstate Land Sales Administrator and Director, Office of Interstate Land Sales Registration there is redelegated the following authority:

1. All authority of the Interstate Land Sales Administrator to administer the program.

2. Authority to redelegate any of his authority to the Directors of the Divisions within the Office of Interstate Land Sales Registration.

Section F. Contracting Officer, Office of Multifamily Preservation and Sales. All duties and functions as set forth in paragraph 12 of Section A.

Section G. Conclusive evidence of authority. Any instrument or document executed in the name of the Secretary by an employee of the Department of Housing and Urban Development under the authority of this redelegation purporting to relinquish or transfer any right, title or interest in or to real or personal property shall be conclusive evidence of the authority of such employee to act for the Secretary in executing such instrument or document.

Section H. Authority excepted. There is excepted from the authority redelegated under Sections A through E, the power to:

1. Establish the rate of interest on Federal loans.

2. Issue notes or other obligations for purchase by the Secretary of the Treasury.

3. Exercise the powers under Section 402(a) of the Housing Act of 1950, as amended (12 U.S.C. 1749a(a)).

4. Sue and be sued.

5. Issue rules and regulations.

6. Exercise the authority to perform the technological aspects of experimental housing under Section 233 of the National Housing Act (12 U.S.C. 1715x) including determination of the technological acceptability of proposals and evaluation and dissemination of results.

Section I. Exercise of Redelegated Authority. Redelegations of Authority made under Sections A through F shall not be construed to modify or otherwise affect the outstanding authorities redelegated to the Regional and Field Offices.

Authority: Sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)); Secretary's authority to redelegate published at 36 FR 5005 (March 16, 1971); 36 FR 5007 (March 16, 1971); 41 FR 32635 (August 4, 1976); 41 FR 24755 (June 18, 1976);and 46 FR 57348 (November 23, 1981).

Dated: June 29, 1982.

Philip Abrams,

General Deputy Assistant Secretary for Housing—Deputy Federal Housing Commissioner.

[FR Doc. 82-18994 Filed 7-13-82; 8:45 am]

BILLING CODE 4210-27-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[M 53012]

Montana; Realty Action—Exchange

June 28, 1982.

AGENCY: Bureau of Land Management, Lewiston District Office, Interior.

ACTION: Notice of Realty Action M-53012—Exchange of public and private lands, Liberty County, Montana.

SUMMARY: The following described lands have been determined to be suitable for disposal of exchange under section 206 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1716:

Principal Meridian

T. 29 N., R. 6 E.,
Sec. 15, Lot 6 and W½SE¼;
Sec. 17, Lot 7;
Sec. 20, E½NE¼;
Sec. 21, Lot 4 and S½N½, and N½SE¼
Sec. 22, NE¼, NE¼NW¼, S½NW¼ and N½S½; and
Sec. 23, Lots 2, 3 and S½NE¼ and NW¼.
Containing 1,242.40 acres of public lands.

In exchange for these lands, the United States Government will acquire the surface estate in the following described lands:

Principal Meridian

T. 36 N., R. 4 E.,
Sec. 13, NW¼NE¼ and W½; and
Sec. 24, NE¼NW¼.
T. 36 N., R. 5 E.,
Sec. 6, SE¼NE¼ and E½SE¼;
Sec. 7, E½;
Sec. 8, W½SW¼;
Sec. 17, W½W½;
Sec. 18, N½NE¼;
Sec. 19, Lots 2, 3, 4, 5 and 9, and SW¼SE¼; and
Sec. 20, Lot 2 and NW¼NW¼, S½NW¼, and MS–3380 and MS–3381.
Aggregating 1,719,90 acres of private lands.

DATES: For a period of 45 days from the date of first publication of this notice, interested parties may submit comments to the District Manager, Bureau of Land Management, Airport Road, Lewistown, Montana 59457. Any adverse comments will be evaluated by the State Director, who may vacate or modify this realty action and issue a final determination. In the absence of any action by the State Director, this realty action will become the final determination of this department.

FOR FURTHER INFORMATION CONTACT: Information related to this exchange, including the environmental assessment and land report, is available for review at the Lewistown District Office, Airport Road, Lewistown, Montana 59457.

SUPPLEMENTARY INFORMATION: The purpose of the exchange is to acquire additional recreation land, wildlife habitat, and unique historical sites as well as legal access for the public to existing public lands. In return, lands suitable for agricultural purposes would be tranferred to private ownership. The exchange is consistent with the Bureau's planning, as well as local plans, and has been discussed with state and local officials. The public interest will be well served by making the exchange.

The exchange will be made subject to:

1. A reservation to the United States of a right-of-way for ditches or canals constructed by the authority of the United States in accordance with 43 U.S.C. 945, for the lands being transferred out of Federal ownership.
2. The reservation to the United States of all minerals in the lands being transferred out of Federal ownership.
3. All valid existing rights (e.g., rights-of-way, easements, and leases of record).
4. Value equalization by cash payment or acreage adjustment.
5. The exchange must meet the requirements of 43 CFR 4110.4–2(b).

Michael J. Penfold,

State Director.

[FR Doc. 82–18953 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–84–M

Fish and Wildlife Service

Endangered Species Permit; Receipt of Application

Applicant: Dr. Howard Shellhammer, San Jose State University, San Jose, California 95192.

The applicant requests a permit to take up to 6 Salt marsh harvest mice (*Reithrodontomys raviventris*) for scientific purposes. The animals will be sacrificed for genetic studies to assess speciation.

Humane care and treatment during transport has been indicated by the applicant.

Documents and other information submitted with this application are available to the public during normal business hours in Room 601, 1000 N. Glebe Road, Arlington, Virginia, or by writing to the U.S. Fish and Wildlife Service, Federal Wildlife Permit Office, P.O. Box 3654, Arlington, VA 22203.

This application has been assigned file number PRT 2–9368. Interested persons may comment on this application on or before August 13, 1982, by submitting written data, views, or arguments to the above address. Please refer to the file number when submitting comments.

Dated: July 9, 1982.

R. K. Robinson,

Chief, Branch of Permits, Federal Wildlife Permit Office.

[FR Doc. 82–18999 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–55–M

Minerals Management Service

Oil and Gas and Sulphur Operations in the Outer Continental Shelf

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of the Receipt of a Proposed Development and Production Plan.

SUMMARY: Notice is hereby given that Getty Oil Company has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS–G 1953, Block 144, West Cameron Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to section 25 of the OCS Lands Act Amendments of 1978, that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Minerals Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837–4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the Minerals Management Service makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: July 6, 1982.

John L. Rankin,

Acting Minerals Manager, Gulf of Mexico OCS Region.

[FR Doc. 82–18955 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–31–M

Oil, Gas and Sulphur Operations in the Outer Continental Shelf

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of the Receipt of a Proposed Development and Production Plan.

SUMMARY: Notice is hereby given that Mobil Oil Exploration and Producing Southeast Inc. has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS 0775, Block 131, Vermilion Area, offshore Louisiana.

The purpose of this Notice it to inform the public, pursuant to section 25 of the OCS Lands Act Amendments of 1978,

that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Minerals Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837–4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the Minerals Management Service Makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685]. Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: July 6, 1982.

John L. Rankin,

Acting Minerals Manager, Gulf of Mexico OCS Region.

[FR Doc. 82–18956 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–31–M

Office of the Secretary

Alaska Land Use Council; Meeting

As required by the Alaska National Interest Lands Conservation Act, Pub. L. 96–487, dated December 2, 1980, section 1201, paragraph (h) the Alaska Land Use Council will meet August 13, 1982, at 9:00 a.m. at 1689 C Street, Room 107, in the South Kaloa Building, Anchorage, Alaska. The Agenda will include review and consideration of proposed public participation plan, management guidelines for wild and scenic rivers, and cooperative planning zones; status reports on Bristol Bay, Kantishna Hills/Dunkle Mine, Denali Scenic Highway, Alaska Land Bank, Cooperative Visitors Centers, Stikine River Access Studies and such other items as may come before the Council.

William P. Horn,

Deputy Under Secretary.

July 2, 1982.

[FR Doc. 82–18985 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–10–M

Land Selections of Alaska Native Groups

Notice is hereby given that the Secretary of the Interior has issued Order Number 3083 dated June 17, 1982 regarding eligibility and land selections of Native Groups under the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.). The Order waives certain non-statutory regulations and clarifies other regulations in 43 CFR 2653.6, and is published in its entirety below.

Additional information regarding the Order may be obtained from Beaumont McClure, Bureau of Land Management, U.S. Department of the Interior, Washington, D.C. 20240, telephone (202) 343–6511, or Regional Solicitor John M. Allen, U.S. Department of the Interior, 510 L Street, Suite 100, Anchorage, AK 99501–1977, telephone (907) 271–4131.

Dated: July 6, 1982.

Richard R. Hite,

Deputy Assistant Secretary of the Interior.

Order No. 3083

Subject: Eligibility and Land Selections of Native Groups under the Alaska Native Claims Settlement Act

Sec. 1 *Purpose.* This order waives certain non-statutory regulations and clarifies other regulations dealing with eligibility and land selections of Native groups under the Alaska Native Claims Settlement Act, 43 U.S.C. 1601 *et seq.* (1976) (ANCSA).

Sec. 2 *Authority.* The regulation at 43 CFR 2650.0–8 (1981) permits the Secretary to waive any non-statutory regulation implementing ANCSA.

Sec. 3 *Policy Decision.* A major objective of the Department is to expedite the implementation of the Alaska Native Claims Settlement Act. The waivers and clarifications herein are necessary in the interest of achieving the ultimate purpose of the statute with regard to Native groups.

Sec. 4 *Waiver of Regulations.* The following regulations or parts of regulations are hereby waived:

a. The phrase "since that date" in 43 CFR 2653.6(a)(5) (1981).

b. The clause "except it shall issue a certification of ineligibility when it is notified by the Bureau of Land Management that the land is unavailable or selection by such Native group" in 43 CFR 2653.6(a)(6) (1981).

c. The following sentence in 43 CFR 2653.6(b)(1) (1981): "Native groups will not receive land benefits unless the land which is occupied by their permanent structures used as dwelling houses is available, or in the case where such land is not State or Federally owned, the land which is contiguous to and immediately surrounds the land occupied by their permanent structures used as dwelling houses is available, and is not within a wildlife refuge or forest, pursuant to section 14(h) of the Act."

Sec. 5 *Clarifications.* The regulations regarding Native groups are also clarified in the following respects:

a. All facts required by 43 CFR 2653.6(a)(4) and (5) (1981), except for the fact of enrollment, are to be determined as of April 1, 1970.

b. For purposes of determining that the Native group constitutes a majority of the residents of the locality, as required in 43 CFR 2653.6(a)(4) (1981), I direct the Bureau of Indian Affairs to use all reasonable efforts to ascertain the actual residency on April 1, 1970, of all individuals in the locality. If all reasonable efforts fail to produce convincing evidence of actual residence of the members of the Native group, either at the group's locality or elsewhere, the fact that the Native individual is enrolled to the locality shall be used to presume residence.

c. In making the determinations concerning the eligibility of a group required in 43 CFR 2653.6(a)(5) (1981), the number of members of a group required to be actual residents at the location of the group on April 1, 1970, shall not be greater than the number of Natives required to comprise a majority of the residents of the locality.

Sec. 6 *Instructions.* I hereby direct the Bureau of Indian Affairs to review and complete investigations of all pending Native group applications, make the required determinations, and forward reports of those determinations to the Bureau of Land Management, all in accordance with the applicable regulations as modified and clarified by this order.

Sec. 7 *Findings.* I have determined and hereby find that this action is exempt from the requirements of the National Environmental Policy Act of 1969, 42 U.S.C. 4321 *et seq.* (1976), as provided by section 910 of the Alaska National Interest Lands Conservation Act, Pub. L. No. 96–487, 94 Stat. 2371, 2447 (1980). I also find that this document is not a major regulatory proposal requiring preparation of a regulatory analysis under Executive Order 12291.

Sec. 8 *Applicability.* This order applies to all applications timely filed by Native groups under ANCSA.

Sec. 9 *Effective Date.* This order is effective immediately and will remain in effect until its conversion to the Departmental Manual. Such conversion will be completed within six months of the date of this order, at which time this order will be considered obsolete.

Dated: June 17, 1982.

James G. Watt,

Secretary of the Interior.

[FR Doc. 82–18957 Filed 7–13–82; 8:45 am]

BILLING CODE 4310–10–M

INTERSTATE COMMERCE COMMISSION

Motor Carriers; Decision-Notice; Finance Applications

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 ICC 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 seaonably 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 any 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.

Dated: July 7, 1982.

By the Commission, Review Board Number 3, Members Krock, Joyce and Dowell.

Agatha L. Mergenovich,

Secretary.

MC–F–14882, filed June 21, 1982. MATSON TRUCK LINES, INC. (Matson) (P.O. Box 328, 1407 St. John Ave., Albert Lea, MN 56007)—CONTROL—SHURSON TRUCKING CO., INC., (Shurson) (c/o Curtis Gniffke, Route 3, Box 4, Hayward, WI 56043). Representative: Val M. Higgins, 1600 TCF Tower, 121 So. 8th St., Minneapolis, MN 55402. Matson seeks authority to acquire control of Shurson through the purchase of all the issued and outstanding shares of stock of Shurson. Darryl E. Matson, Richard D. Matson, Quentin E. Matson, Gregory F. Matson, and Dale E. Matson, equal stockholders of Matson, also seek authority to acquire control of said rights and property through this transaction. Matson holds authority as both a common and contract carrier under MC–105007. The stockholders of Matson also own and control Ace Transportation Co., Inc., a passenger carrier in MC–124370. The authority to be controlled is contained in MC–143739 and sub-numbers thereunder, which authorize, generally, the transportation of *food and related products,* between points in AL, AZ, AR, CA, CO, FL, GA, ID, IL, IN, IA, KS, KY, LA, MI, MN, MO, MS, MT, NE, NV, NM, NC, ND, OH, OK, OR, SC, SD, TN, TX, UT, WA, WI, WY, on the one hand, and, on the other, points in the U.S. (except AK and HI); *wood and lumber proudcts,* between points in Baxter and Izard Counties, AR, on the one hand, and, on the other, points in the U.S.; *general commodities* (with exceptions) between the facilities of Ralston Purina Co., in the U.S.; *pulp, paper and related products,* between points in Marinette, Brown, Oconto and Fon du Lac Counties, WI, on the one hand, and, on the other, points in IL, IN, IA, KS, MN, MI, MO, NE, ND, OH, and SD; and *chemicals and related products,* between the facilities of Monsanto Company and its subsidiaries at points in IL, IN, IA, MI, MN, MO, NE, ND, OH, SD, and WI, on the one hand, and, on the other, points in IL, IN, IA, MI, MN, MO, NE, ND, OH, SD, and WI.

Note.—TA has been filed.

MC–F–14878 and filed June 15, 1982. Applicant: GEORGE CLARK TRANSIT CO., P.O. Box 2385, Green Bay, WI 54306. Representative: Robert B. Walker, 915 Pennsylvania Building, 425 13th Street, NW., Washington, D.C. 20004 (202) 737–1030. GEORGE CLARK TRANSIT CO., P.O. Box 2385, Green Bay, WI 54306 seeks to purchase a portion of the operating rights of Leicht Transfer & Storage Co., P.O. Box 2385, Green Bay, WI 54306. No. MC–56270 (Sub-No. 3), *Cement products, clay products, rough lumber, logs, and pulpwood,* between Green Bay, WI, and points within 50 miles of Green Bay, on the one hand, and, on the other points in the Upper Peninsula of MI. Sub-4, *Cement,* from Green Bay and Manitowoc, WI, to points in the Upper Pensinula of MI. *Empty cement bags,* from points in the Upper Peninsula of MI to Green Bay and Manitowoc, WI. *Cement and empty cement bags,* between points in the Upper Peninsula of MI and between points in WI. Sub-8, *lime,* in bulk, over irregular routes, from Menominee, MI, to Green Bay, WI. Sub-9, *Inedible salt,* in bulk, from Green Bay, WI, to points in Alger, Baraga, Delta, Dickinson, Houghton, Iron, Kasweenaw, Marquette, Menominee, Ontonagon, and Gogebic Counties, MI. Sub-11, *Flyash and mineral filler,* in bulk and in containers, from Green Bay, WI, to points in the Upper Peninsula of MI. Sub-16, *Pig iron,* in dump vehicles, from Green Bay, WI, to points in Marquette, Menominee, and Dickinson Counties, MI. An application for temporary authority has been filed.

[FR Doc. 82–18942 Filed 7–13–82; 8:45 am]

BILLING CODE 7035–01–M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after February 9, 1981, are governed by Special Rule of the Commission's Rules of Practice, see 49 CFR 1100.251. Special Rule 251 was published in the **Federal Register** 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.

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. OP4–249

Decided: July 7, 1982.

By the Commission, Review Board No. 2, members Carleton, Fisher, and Williams.

MC 144757 (Sub-23), filed June 21, 1982. Applicant: DAKOTA PACIFIC TRANSPORT, INC., 3104 E. St. Patrick, Rapid City, SD 57701. Representative: J. Maurice Andren, 1734 Sheridan Lake Rd., Rapid City, SD 57701 (605) 343–4036. Transporting *General commodities* (except classes A and B explosives and household goods), between (1) Aredale, Cartersville, Dougherty, Kesley, Camp Dodge, and Johnston, IA; (2) Garden Plain, Beason, Burtonview, Hallville, Jenkins, Johnson Siding, Skelton, Argenta, and Oreana, IL; (3) Welch, Gloster, North St. Paul, Ely, Murray, Rivers, Robinson, Tower Junction, and Wahlsten, MN; (4) Haddam, Hollis, Morrowville, and Wayne, KS; (5) Lanham, NE; (6) Blanche, Blue Pond, Burgess, and Jamestown, AL; (7) Chelsea, Menlo, and Patton, GA; (8) Prine, FL; (9) Amsterdam, Berger, Hollister, and Rogerson, ID; (10) Williamsville, Glooming Grove, Vails Gate, Gardiner, New Paltz, Wallkill, Cherry Creek, Conwango, South Dayton, and Spring Valley, NY; (11) Konawa and Maud, OK; (12) Bainbridge, Summit, Bondclay, Lawco, Lisman, Pedro, Royersville, Superior, Crooksville, Fultonham, Glass Rock, Roseville, Roseville Mine, South Zanesville, Spangler, Bangs, Centerburg, Condit, Galena, Gambier, Howard, Milwood, Sunbury, Westerville, Farmersville, Ft. Jefferson, Ingomar, Lewisburg, Savona, and West Alexandria, OH; (13) Clinton, MI; (14) Deringer, Gowen Breaker, Export, Murraysville, Coilton, Keplers Mill, Tatamy, Walters (Lower Mill), Bowmanston, Cementon, Coplay, Hokendauqua, and Slatington, PA; (15) Ben Davis and Bridgeport, IN; and (16) Amenia, ND. Condition: Issuance of a certificate in this proceeding is conditioned upon applicant certifying to the Commission, prior to commencing operations, that all rail service has actually terminated at specified points. The certification should be sent to the Deputy Director, Section of Operating Rights, Interstate Commerce Commission, Washington, DC 20423.

MC 162657, filed June 25, 1982. Applicant: QUALITY COURIER SERVICE, 41 Maple Dr., P.O. Box 367, Stockholm, NJ 07450. Representative: James Garvin (same address as applicant) (201) 697–8162. Transporting *shipments weighing 100 pounds or less* if transported in a motor vehicle in which no one package exceeds 100 pounds between points in NY, NJ, CT and PA.

Volume No. OP5–145

Decided: July 7, 1982.

By the Commission, Review Board No. 3, members Krock, Joyce, and Dowell.

MC 130669 (Sub-1), filed June 10, 1982. Applicant: DONALD J. SWEENEY, d.b.a., D.J.S. ENTERPRISES, INC., 155 Baker Street, Manchester, NH 03103. Representative: Donald J. Sweeney, R.F.D. 2 New Road, Goffstown, NH 03045 (603) 497–2210. (1) Transporting, for or on behalf of the United States Government, *general commodities* (except household goods, hazardous or secret materials, and sensitive weapons and munitions) between points in the U.S. (except AK and HI), and (2) 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. (except AK and HI) and (3) transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs) *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI), and (4) transportation for the United States Government of used household goods which transportation is incidental to a pack-and-crate service on behalf of the Department of Defense, between points in the U.S. (except AK and HI).

MC 136069 (Sub-10), filed June 28, 1982. Applicant: COIN DEVICES CORP., 1130 Chestnut St., Elizabeth, NJ 07207. Representative: Michael R. Werner, 241 Cedar Lane, Teaneck, NJ 07666 (201) 836–1144. 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. (except AK and HI).

MC 140159 (Sub-22), filed June 28, 1982. Applicant: C. L. FEATHER, INC., P.O. Box 1190, Altoona, PA 16601. Representative: Kevin W. Walsh, 1500 Bank Tower, 307 Fourth Ave., Pittsburgh, PA 15222, 412–471–3300. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

MC 161298 (Sub-1), filed June 28, 1982. Applicant: WILLIAM SPANG d.b.a. A. L. & S. TRANSPORT, 8700 Four Mile Rd.,

Franksville, WI 53126. Representative: Hughan R. H. Smith, 26 Kenwood Pl., Lawrence, MA 01841, 617–657–6071. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

MC 162628, filed June 23, 1982. Applicant: NORMAN A. LEACH, d.b.a. LEACH TRANSPORTATION, INC., 1680 Dean Dairy Rd., Zephyrhills, FL 33599. Representative: Norman A. Leach (same address as applicant) (813) 782–7971). Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverage and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

MC 162649, filed June 24, 1982. Applicant: RICHARD E. BOOKWALTER, d.b.a. R. E. BOOKWALTER & SONS TRUCKING, 1747 Smyers Dr., Benton Harbor, MI 49022. Representative: Richard E. Bookwalter (same address as applicant), 616–925–1751. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

Agatha L. Mergenovich,

Secretary.

[FR Doc. 82–18948 Filed 7–13–82; 8:45 am]

BILLING CODE 7035–01–M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after February 9. 1981, are governed by Special Rule of the Commission's Rule 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 Commisson'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 (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right

Note.—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under contract".

Please direct status inquiries to the Ombudsman's Office, (202) 275–7326.

Volume No. OP4–250

Decided: July 7, 1982.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

MC 30867 (Sub-228), filed June 22, 1982. Applicant: CENTRAL FREIGHT LINES INC., 5601 W. Waco Drive, P.O. Box 238, Waco, TX 76703. Representative: Paul D. Angenend, 1806 Rio Grande, P.O. Box 2207, Austin, TX 78768 (512) 476–6391. Transporting *general commodities* (except household goods and commodities in bulk), (1) between Paris and Arthur City, TX, over U.S. Hwy 271, serving all intermediate points, (2) between Garden Valley and Jamestown, TX, over Texas FM Road 1253, serving all intermediate points, (3) between Henderson and Panola, TX, over U.S. Hwy 79, serving all intermediate points, (4) between Mount Enterprise and Carthage, TX, over Texas Hwy 315, serving all intermediate points, (5) between Center and Milam, TX, over Texas Hwy 87, serving all intermediate points, (6) between Lufkin TX and the junction of Texas Hwy 103 and Texas Hwy 21, over Texas Hwy 103, serving all intermediate points, (7) between Zavalla and San Augustine, TX, over Texas Hwy 147, serving all intermediate points, (8) between Pineland TX and the junction of Texas Hwy 21 and FM Road 1196: From Pineland, over Texas FM Road 83 to Broaddus, then over Texas FM Road 1277 to the junction of Texas FM Road 1196, then over Texas FM Road 1196 to the junction of Texas Hwy 21, and return over the same routes serving all intermediate points, (9) between Rhome and Sunset TX: From Rhome, over Texas Hwy 114 to Bridgeport, TX, then over Texas Hwy 101 to Sunset and return over the same route, serving all intermediate points over the named route, (10) between Fort Worth, TX and the junction of Texas Hwy 199 and U.S. Hwy 281, over Texas Hwy 199, serving all intermediate points, (11) between Athens and Palestine, TX, over Texas Hwy 19, serving all intermediate points, (12) between Sulphur Springs, and Quitman, TX, over Texas Hwy 154, serving all intermediate points, (13) between the junction of Texas Hwy 36 and unmarked county road approximately two (2) miles south of Somerville, TX, and the Phillips Petroleum Plant, over unmarked county road, serving all intermediate points, (14) between Alto and San Augustine, TX, over Texas Hwy 21, serving all intermediate points, (15) between Kaufman and Canton, TX, over Texas Hwy 243, (16) serving Birthright, TX, as an off-route point in connection with the carrier's present authority over Texas Hwy 19 between Sulphur Springs and Paris, TX, (17) serving Choice, TX, as an off-route point in connection with the carrier's present authority over U.S. Hwy 96 between Center and San

Augustine, TX, (18) serving Marston and Monroe, TX, as off-route points in connection with the carrier's present authority over U.S. Hwy 59 between Cleveland and Lufkin, TX, (19) serving Newark, TX, as an off-route point in connection with the carrier's present authority over Texas Hwys 101 and 114 between Bowie and Fort Worth, TX, (20) serving Pine, TX, as an off-route point in connection with carrier's present authority over U.S. Hwy 271 between Pittsburgh and Gilmer, TX, (21) serving Scroggins, TX, as an off-route point in connection with the carrier's present authority over Texas Hwy 37 between Bogata and Winnsboro, TX, and (22) serving Time, TX, as an off-route point in connection with the carrier's present authority over Texas Hwy 87 between Center and Newton, TX.

Note.—Applicant states it intends to tack the authority herein with its presently authorized operations.

MC 34227 (Sub-27), filed June 25, 1982. Applicant: PACIFIC INLAND TRANSPORTATION COMPANY, 15910 E. Colfax Ave., Aurora, CO 80011. Representative: Steven K. Kuhlmann, 717–17th St., Ste 2600, Denver, CO 80202 (303) 892–6700. Transporting *such commodities* as are dealt by construction and home improvement centers, between Toledo, OH, Colorado Springs, CO and points in Crawford County, AR, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 42487 (Sub-1061), filed June 28, 1982. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Dr., Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208, (503) 226–4692. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Pine Mountain Corporation of Oakland, CA.

MC 123887 (Sub-16), filed June 25, 1982. Applicant: L. J. NAVY TRUCKING CO., 2300 Eighth Ave., Huntington, WV 25703. Representative: John M. Friedman, 2930 Putnam Ave., P.O. Box 426, Hurricane, WV 25526 (304) 562–3460. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in Scioto and Lawrence Counties, OH, Greenup, Boyd and Lawrence Counties, KY, and Cabell, Wayne, Putnam and Kanawha Counties, WV, on the one hand, and, on the other, those points in the U.S. in and east of MN, NE, CO, OK, and TX.

MC 133607 (Sub-2), filed June 25, 1982. Applicant: DOSS MOVING AND STORAGE, INC., 400 Wilcox, Sierra Vista, AZ 85635. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW., Suite 1200, Washington, D.C. 20036 (202) 785–0024. Transporting *household goods,* between points in AZ, on the one hand, and, on the other, points in CA, NM, TX, NV, UT, CO, OK, AR, and LA.

MC 136087 (Sub-12), filed June 28, 1982. Applicant: J. C. TRUCKING, INC., 5085 Harlan St., Denver, CO 80212. Representative: Leslie R. Kehl, 1660 Lincoln St., Suite 1600, Denver, CO 80264 (303) 861–4028. Transporting *petroleum products,* between points in the U.S., under continuing contract(s) with Sweitzer Oil, Inc., of Gunnison, CO.

MC 139177 (Sub-9), filed June 28, 1982. Applicant: MAIERS TRANSPORT & WAREHOUSING CO., INC., 515 25th Ave. North, St. Cloud, MN 56301. Representative: Val M. Higgins, 1600 TCF Tower, 121 S. 8th St., Minneapolis, MN 55402 (612) 333–1341. Transporting (1) *pulp, paper* and *related products,* (2) *plastic products,* and (3) *lumber and wood products,* between those points in the U.S. in and east of ND, SD, NE, KS, OK, and TX.

MC 144437 (Sub-6), filed June 25, 1982. Applicant: LARLEE LEASING, INC., 524 N. Wayne Ave., Cincinnati, OH 45215. Representative: Nort B. Flick, 2250 Beechmont Ave., Cincinnati, OH 45230 (513) 543–4831. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between those points in the U.S. in and east of WI, IL, KY, TN, and MS.

MC 152267 (Sub-2), filed June 28, 1982. Applicant: JET-REST TRANSPORTATION COMPANY, INC., SC Hwy 14, Greer, SC 29651. Representative: Clyde W. Carver, P.O. Box 720434, Atlanta, GA 30328 (404) 256–4320. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Dillard Paper Company of Greensboro, NC.

MC 158307 (Sub-2), filed June 25, 1982. Applicant: WAYNE BROWN TRANSPORT, INC., 1109 Barlow St., W. Lafayette, IN 47906. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240 (317) 846–6653. Transporting *food and related products,* between points in the U.S. (except AK and HI), under continuing contract(s) with Triple B Foods, Inc., of Dallas, TX.

MC 160987, filed June 29, 1982. Applicant: PIEDMONT MAINTENANCE COMPANY, d.b.a. THE PIEDMONT COMPANY, 1822 Wendell, Dalton, GA 30720. Representative: C. Jack Pearce, 1000 Connecticut Ave., NW., Suite 1200, Washington, DC 20036 (202) 785–0048. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Cross Country Shippers Association of Simpsonville, SC.

MC 161907, filed June 25, 1982. Applicant: HELD BEEF INDUSTRIES T. C. INC., Stockyards Rd., West Fargo, ND 58078. Representative: Kyle Heidenreich (same address as applicant) (701) 282–9570. Transporting *meats, meat products and by byproducts, and articles distributed by meat packing houses,* and *dairy products,* and *such commodities* as are used by meat packers in the conduct of their business when destined to and for use by meat packers, between points in the U.S., under continuing contract(s) with Held Beef Industries, Inc., of West Fargo, ND.

MC 162667, filed June 25, 1982. Applicant: DANIEL E. MILLER, d.b.a. D. MILLER TRUCK SERVICE, INC., 1 Ranny Hill Rd., Roxbury, CT 06783. Representative: Daniel E. Miller (same address as applicant) 1 (203) 354–7243. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in MA, NY, RI, NJ, MD, VA, and CT.

MC 162687, filed June 25, 1982. Applicant: DISTHENE TRUCKING COMPANY, Dillwyn, VA 23936. Representative: Paul D. Collins, 7761 Lakeforest Dr., Richmond, VA 23235 (804) 745–0446. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between those points in the U.S. in and east of MN, IA, MO, AR, and LA.

MC 162707, filed June 28, 1982. Applicant: TRAFFIC DISPATCH, INC., 1739 North Shoop Ave., Wauseon, OH 43567. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW, Suite 1200, Washington, DC 20036 (202) 782–0024. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with D & M Transportation, of Toledo, OH.

MC 162717, filed June 28, 1982. Applicant: JUDGE MANNING HORSE TRANSPORTATION, INC., R.R. No. 2, Box 365, Pound Ridge, NY 10576. Representative: Irving Klein, Suite 7,

1205 Franklin Ave., Garden City, NY 11530. Transporting *livestock* other than ordinary, between points in the U.S. (except AK and HI).

Volume No. OP5-144

Decided: July 7, 1982.

By the Commission, Review Board No. 3 Members Krock, Joyce, and Dowell.

FF 608, filed June 25, 1982. Applicant: PACIFIC RELOCATING SERVICES, INC., 1415 West Torrance Boulevard, Torrance, CA 90501. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW, Suite 1200, Washington, DC 20036 (202) 785–0024. To operate as a *freight forwarder* arranging for the transportation of *household goods* between points in the U.S.

MC 105159 (Sub-50), filed June 28, 1982. Applicant: KNUDSEN TRUCKING, INC., 1320 West Main St., Red Wing, MN 55066. Representative: Stephen F. Grinnell, 1600 TCF Tower, 121 S. 18th St., Minneapolis, MN 55402, 612–333–1341. Transporting *food and related products,* between points in Madison County, KY, and WI, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 112699 (Sub-4), filed June 28, 1982. Applicant: TRIANGLE TRANSPORTATION CO., INC., 1611 Central Ave., N.W., East Grand Forks, MN 56721. Representative: Thomas J. Van Osdel, 15 Broadway Suite 502, Fargo, ND 58102, 701–235–4487. Transporting *passengers and their baggage, express and newspapers,* in the same vehicle with passengers, (1) between Duluth, MN and International Falls, MN, serving all intermediate points: From Duluth over U.S. Hwy 53 to International Falls, and return over the same route, and (2) between Duluth, MN, and the port of entry between the U.S. and Canada at or near Pigeon River, MN, serving all intermediate points: From Duluth over U.S. Hwy 61 to the port of entry between the U.S. and Canada at or near Pigeon River, and return over the same route

Note.—Applicant intends to tack the above authority with its existing authority in MC–112699 and subs thereto.

MC 115078 (Sub-12), filed June 28, 1982. Applicant: SINDALL TRANSPORT, INC., P.O. Box 165, New Holland, PA 17557. Representative: Jeremy Kahn, Suite 733, Investment Bldg., 1511 K St., N.W., Washington, DC 20005, 202–783–3525. Transporting *food and related products,* between points in the U.S. under continuing contract(s) with Zausner Foods Corp., of New Holland, PA.

MC 140268 (Sub-4), filed June 28, 1982. Applicant: J-GEM TRANSPORTATION, INC., 1418 17th St., Long Beach, CA 90813. Representative: Ensley Weimer, (same address as applicant) 213–263–6851. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Bearlping International, Inc. of Inglewood, CA.

MC 146589 (Sub-7), filed June 21, 1982. Applicant: REGIONAL TRANSPORTATION COMPANY, INC., 600 Secaucus Rd., Secaucus, NJ 07094. Representative: Herbert S. Zischkau, III, 7 Corporate Park Drive, Suite 109, White Plains, NY 10604 (914) 694–1414. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S., under continuing contract(s) with Progresso Quality Foods of Vineland, NJ.

MC 149308 (Sub-25), filed June 28, 1982. Applicant: VICTORY FREIGHTWAY SYSTEM, INC., P.O. Box P, Sellersburg, IN 47172. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240, 317–846–6655. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI). Under continuing contract(s) with Rohm and Haas Company of Philadelphia, PA.

MC 151578 (Sub-1), filed June 28, 1982. Applicant: DEMEY TRANSPORT, INC., 1402 7th Ave. So., Denison, IA 51442. Representative: James M. Hodge, 3730 Ingersoll Ave., Des Moines, IA 50312, 515–274–4985. Transporting *fertilizer,* between those points in IA on and west of U.S. Hwy 65, on the one hand, and, on the other, points in MN, MO and NE.

MC 152109 (Sub-10), filed June 28, 1982. Applicant: KAIBAB TRANSPORTATION, INC., P.O. Box 20506, Phoenix, AZ 85036. Representative: Michael F. Morrone, 1150 17th St., NW., Suite 1000, Washington, DC 20036, 202–457–1124. Transporting (1) *paper and paper products,* and (2) *lumber and forest products* between points in the U.S. (except AK and HI), under continuing contract(s) with Southwest Forest Industries of Phoenix, AZ.

MC 153328 (Sub-20), filed June 21, 1982. Applicant: RED K TRANSPORT, INC., 2545 Peach Tree St., Cape Girardeau, MO 63701. Representative: John A. Friel, P.O. Box 99, Madison, IL 62060, (800) 851–3180. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI).

MC 158859 (Sub-2), filed June 17, 1982. Applicant: O. DEAN TRANSPORTATION, INC., 406 W. Williamsburg Rd., Sandston, VA 23150. Representative: P. Owen Dean, (same address as applicant.) (804) 737–7838. Transporting *metal products* between points in CA, FL, GA, IN, KY, MD, MO, NC, NJ, NY, PA, SC, TN, TX, VA, WA, and WI, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 158859 (Sub-4), filed June 21, 1982. Applicant: O. DEAN TRANSPORTATION, INC., 406 W. Williamsburg Rd., Sandston, VA 23150. Representative: P. Owen Dean (same address as applicant), (804) 737–7838. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in AL, AR, FL, GA, KY, MD, MS, NC, SC, TN, and VA, on the one hand, and, on the other, points in the U.S. (except AK and HI), under continuing contract(s) with Noland Company, of Newport News, VA.

MC 159329, filed June 22, 1982. Applicant: J. E. CASBEER d.b.a. JAY'S MOBILE HOME MOVERS, 173 College Way, Auburn, CA 95603. Representative: J. E. Casbeer (same address as applicant), (916) 885–5865. Transporting *portable or fabricated buildings* between points in Placer County, CA, on the one hand, and, on the other, points in AZ, NV, and OR.

MC 161339, filed June 28, 1982. Applicant: COMANCHE ROAD TRANSPORT LTD., 232 38th Ave. NE., Calgary, Alberta, Canada T2E 2M2. Representative: W. E. Seliski, 2 Commerce St. POB 8255, Missoula, MT 59807, 406–543–8369. Transporting in foreign commerce only, *dry bulk commodities,* between points on the international boundary line between the United States and Canada located in WA, ID, MT, ND, MN, and MI, on the one hand, and, on the other, points in WA, OR, CA, NV, ID, UT, WY, SD, MT, ND, MN, MI, and OH.

MC 162399, filed June 28, 1982. Applicant: WATERTOWN TRUCKING, INC., 640 Arsenal St., Watertown, MA 02172. Representative: Wesley S. Chused, 15 Court Sq., Boston, MA 02108, 617–742–3530. Transporting *petroleum, natural gas and their products,* between points in the U.S. (except AK and HI), under continuing contract(s) with BP Oil, Inc., of Cleveland, OH.

MC 162438, filed June 11, 1982. Applicant: CAS WALKER CASH STORES, INC., 119 Patton St., Knoxville, TN 37915. Representative: Henry T.

Ogle, 107 Main St., Knoxville, TN 37902, (615) 546–1111. Transporting *food and related products* between Knoxville, TN, on the one hand, and, on the other, points in GA and FL.

MC 162588, filed June 21, 1982. Applicant: HOLYOKE STREET RAILWAY COMPANY, 63 North Canal St., Holyoke, MA 01040. Representative: David M. Marshall, 101 State St., Suite 304, Springfield, MA 01103; 413–732–1136. Transporting *passengers and their baggage* in the same vehicle with passengers, in charter and special operations, beginning and ending at points in Hampden, Hampshire and Berkshire Counties, MA, and extending to points in the U.S. (except AK and HI).

MC 162668, filed June 25, 1982. Applicant: OLD DUTCH DISTRIBUTORS, INC., P.O. Box 1915, Blasdell, NY 14219. Representative: William J. Hirsch, 64 Niagara Street, Buffalo, NY 14202, 716–853–0200. Transporting *food and related products* between Cleveland and Cincinnati, OH, Philadelphia, PA, Buffalo, NY, Detroit, MI, and points in Chautauqua County, NY, Kent County, MI, Middlesex County, NJ, Greenville County, SC, and Summit County, OH, on the one hand, and, on the other, those points in the U.S. in and east of MN, IA, KS, MO, AR, and LA.

MC 162698, filed June 28, 1982. Applicant: ARTHUR VANDERLINDEN AND ROY VANDERLINDEN, d.b.a., PAR DISTRIBUTING COMPANY, 1616 West 4800 South, Taylorsville, UT 84107. Representative: Irene Warr, Ste. 280, 311 S. State St., Salt Lake City, UT 84111, 801–531–1300. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Sorenson Research Company of Salt Lake City, UT.

Agatha L. Mergenovich,

Secretary.

FR Doc. 82–18949 Filed 7–13–82; 8:45 am]

BILLING CODE 7035–01–M

Motor Carrier Temporary Authority Application

The following are notices of filing of applications for temporary authority under Part 10928 of the Interstate Commerce Act and in accordance with the provisions of 49 CFR 1131.3. These rules provide that an original and two (2) copies of protests to an application may be filed with the Regional Office named in the **Federal Register** publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the **Federal Register**. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the ICC Regional Office to which protests are to be transmitted.

Note.—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

Motor Carriers of Property

The following applications were filed in Region 2. Send protests to: ICC, Fed. Res. Bank Bldg., 101 North 7th St., Rm. 620, Philadelphia, PA 19106.

MC 86690 (Sub-II–8TA), filed June 28, 1982. Applicant: BOND TRANSFER CO., INC., 1301 Towson St., Baltimore, MD 21230. Representative: Leonard W. Smith III (same as applicant). *Contract irregular. Candy, confectionery, noi.* in ctns. Between points in DE, MD, NJ, NY, PA, VA, and the District of Columbia, under continuing contract with The Phoenix Candy Company, 170 34th Street, Brooklyn, NY for 270 days. Supporting shipper(s): Phoenix Candy Co., Inc., 170 34th St., Brooklyn, NY.

MC 152509 (Sub-II–38TA), filed June 29, 1982. Applicant: CONTRACT TRANSPORTATION SYSTEMS CO., 1370 Ontario St., Cleveland, OH 44101. Representative: J. L. Nedrich, (same address as applicant). Contract, irregular route, *general commodities,* with dedicated equipment, between all points in the United States (except AK & HI), under continuing contract(s) with National Automotive & Rubber Marketing, Inc. for 270 days. Supporting shipper: National Automotive & Rubber Marketing, Inc., 13303 Hart, Huntington Woods, MI 48070.

MC 162225 (Sub-II–2TA), filed June 28, 1982. Applicant: DAILY JUICE PRODUCTS, INC., 1 Daily Way, Verona, PA 15147. Representative: Jack L. Schiller, 123 60 83rd Ave., Kew Gardens, NY 11415. Contract, irregular: (1) *polyethylene and polystyrene containers* from Sandusky, OH and points in NJ, to the facilities of La Magna Cheese Company located at or near Verona, PA, (2) *cheese and dairy products* from the facilities of La Magna Cheese Company, located at or near Verona, PA to Detroit, MI; points in NJ; Rochester, NY; Cincinatti, OH and Charleston, WV, and (3) *cheese and dairy products* from Jacksonville, FL; Rockford, IL; Rochester, NY; and Green Bay and Spencer, WI, to the facilities of Dairyland Sales Company, at or near Pittsburgh, PA, under continuing contract(s) (1) and (2) above with La Magna Cheese Company of Verona, PA and in (3) above with Dairyland Sales Company of Pittsburgh, PA for 270 days. An underlying ETA seeks 120 days authority. Supporting shippers: La Magna Cheese Company, 1 La Magna Drive, Verona, PA and Dairyland Sales Company, 4700 Campbell Run Road, Pittsburgh, PA.

MC 119420 (Sub-II–1–TA), filed June 29, 1982. Applicant: FRED FAIRALL CONSTRUCTION COMPANY, 801 W. First St., Uhrichsville, OH 44683. Representative: John L. Alden, 1396 W. Fifth Ave., Columbus, OH 43212. *Clay products, and empty containers, skids, and boards* used in connection with the transportation of clay products, between Tuscarawas County, OH, on the one hand, and, on the other, points in NY State east of U.S. Highway 11 from the NY–PA state line to Watertown, NY, and north of NY Highway 12–F from Watertown to Black River Bay for 270 days. An underlying ETA seeking 120 days authority has been filed. Supporting shipper(s): Superior Clay, Corp.; Box 352, Uhrichsville, OH 44683.

MC 115181 (Sub-II–15TA), filed June 24, 1982. Applicant: HAROLD M. FELTY, INC.; R.D. #1, Box 148, Pine Grove, PA 17963. Representative: Lee E. High, P.O. Box 8551, Reading, PA 19603. *Clay Products,* from New Oxford, PA, to New York City, NY. An underlying ETA seeks 120 days authority. Supporting shipper: Glen-Gery Corporation, P.O. Box 1542, Reading, PA 19603.

MC 161495 (Sub-II–3–TA), filed July 1, 1982. Applicant: KEY TRANSPORT, INC., Rt 47 W, Sidney, OH 45365. Representative: John L. Alden, 1396 W. Fifth Ave., Columbus, OH 43212. *Contract:* Irregular: *Commodities dealt in by retail and wholesale food outlets,*

except commodities in bulk, from Owatonna, Chaska and Minneapolis, MN, and St. Louis and Hazelwood, MO, and Greenville, IL, to Ft. Wayne, IN and Xeniz, OH, under continuing contract(s) with Super Valu Stores, Inc. of Minneapolis, MN for 270 days. An ETA seeking 120 days authority has been filed. Supporting shipper(s): Super Valu Stores, Inc., P.O. Box 990, Minneapolis, MN 55440.

MC 162701 (Sub-II–1TA), filed June 28, 1982. Applicant: L.T.D. FREIGHT, INC., 1143 Skelp Level Rd., Downingtown, PA 19335. Representative: James H. Sweeney, P.O. Box 9023, Lester, PA 19335. *Articles of brass, bronze, copper or alloys thereof, and materials, equipment and supplies used in the manufacture and distribution thereof,* between Ansonia, CT; Buffalo, NY; Franklin and Louisville, KY and Kenosha, WI, on the one hand, and, on the other, points in U.S. in and east of WI, IL, KY, TN and MS. An underlying ETA seeks 120 days authority. Supporting shipper(s): Anaconda Industries, 2 Continental Tower, 1701 Gulf Rd., Rolling Meadows, IL 60008.

MC 129124 (Sub-II–15TA), filed June 28, 1982. Applicant: SAMUEL J. LANSBERRY, INC., P.O. Box 58, Woodland, PA 16881. Representative: John C. Fudesco, Suite 960, 1333 New Hampshire Avenue NW., Washington, D.C. 20036. *Commodities in bulk,* between points in IN and VA, on the one hand, and, on the other, points in NY, OH, PA, and WV. Supporting shipper(s): Corning Glass Works, Box 158, Corning, NY 14830.

MC 162643 (Sub-II–1TA), filed June 24, 1982. Applicant: PARRISH & LAWSON HAULING, INC., Rt. 1, Box 156 F, Goochland, VA 123063. Representative: Calvin F. Major, 200 W. Grace St., P.O. Box 5010, Richmond, VA 23220. Contract, irregular: *coal,* in bulk, in dump vehicles, from Muddlety, WV to Richmond, VA. An underlying ETA seeks 120 days authority. Supporting shipper(s): University of Richmond, Richmond, VA 23173.

MC 158129 (Sub-II–2TA), filed July 1, 1982. Applicant: REGAL TRANSPORTATION, INC., P.O. Box 310, Niles, OH 44446. Representative: A. Charles Tell, Baker & Hostetler, 100 E. Broad St., Columbus, OH 43215. Contract Irregular: *general commodities* (except commodities in bulk, household goods and Classes A and B explosives) between points in the U.S. (except AK and HI), under continuing contract(s) with Copperweld Corporation and its subsidiaries for 270 days. Supporting shipper: Copperweld Corporation, Two Oliver Plaza, Pittsburgh, PA 15222.

MC 138805 (Sub-II–6TA), filed June 24, 1982. Applicant: S&L SERVICES, INC., R.D. #1, Milton, PA 17847. Representative: Terrence D. Jones, 2033 K Street NW., Washington, D.C. 20006. (1) *Wax-treated corrugated produce containers* from Harrisonburg, VA to points in IN, OH, MI, MD, PA, DE, RI, NJ, NY, NH, ME, MA, VT, and CT; (2) *corrugated egg containers* from New Castle, DE to points in PA; and (3) *molded pulp egg cartons, trays, and flats* from Hammond and Griffith, IN to points in MD, PA, DE, RI, NJ, NY, NH, ME, MA, VT, and CT. An underlying ETA seeks 120 days authority. Supporting shipper: Bartlett's Egg Dispatch, Inc., 360 Merrimack St., Lawrence, MA 01843.

MC 146320 (Sub-II–6TA), filed June 28, 1982. Applicant: CHARLES A. STOECKLER, INC., 3 Spring St., Wilkes-Barre, PA 18702. Representative: Joseph A. Keating, Jr., 121 S. Main St., Taylor, PA 18517. *Sporting goods,* between Hartford County, CT, Johnson County, KS, Dauphin County, PA and Lackawanna County, PA, on the one hand, and, on the other, points in the U.S. (except AK & HI); *Housewares and materials, supplies and equipment used in the manufacture of housewares,* between Lackawanna County, PA, on the one hand, and, on the other, points in the U.S. (except AK & HI). An underlying ETA seeks 120 days authority. Supporting shipper(s): Scranton Lace Co., Scranton, PA; Simmons Gun Specialities, Inc., Olathe, KS; Jerry's Sport Centers, Inc., Olyphant, PA; Bonitz Brothers, Inc., Harrisburg, PA; Jerry's Sport Centers, NE, Hartford, CT.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 82–18947 Filed 7–13–82; 8:45 am]

BILLING CODE 7035–01–M

[Docket AB–167 (Sub- 285N]

Conrail Abandonment Between Pana and Paris, IL; Findings

Notice is hereby given pursuant to Section 308(e) of the Regional Rail Reorganization Act of 1973 that the Commission, Review Board Number 1 has issued a certificate authorizing the Consolidated Rail Corporation to abandon its rail line between Pana (milepost 167.2) and Paris (milepost 93.0) in the Counties of Edgar, Coles, Moutrie, Shelby and Christian, IL, a total distance of 74.2 miles effective on March 11, 1982.

The net liquidation value of this line is $5,530,034. If, within 120 days from the date of this publication, Conrail receives a bona fide offer for the sale, for 75 percent of the net liquidation value, of this line it shall sell such line and the Commission shall, unless the parties otherwise agree, establish an equitable division of joint rates for through routes over such lines.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 82–18943 Filed 7–13–82; 8:45 am]

BILLING CODE 7035–01–M

[Docket AB–43 (Sub-89)]

Illinois Central Gulf Railroad Company Abandonment Between Rantoul and Potomac, IL; Findings

Notice is hereby given pursuant to 49 U.S.C. 10903 that the Commission, Review Board Number 2, has issued a certificate authorizing the Illinois Central Gulf Railroad Company to abandon its rail line between milepost 33.01 at Rantoul (excluding Rantoul) and milepost 52.36 at Potomac, a distance of 19.35 miles, in Champaign and Vermillion Counties, IL, subject to certain conditions. Since no investigation was instituted, the requirement of § 1121.38(b) of the Regulations that publication of notice of abandonment decisions in the **Federal Register** be made only after such a decision becomes administratively final was waived.

Upon receipt by the carrier of an actual offer of financial assistance, the carrrier shall make available to the offeror the records, accounts, appraisals, working papers, and other documents used in preparing Exhibit I (Section 1121.45 of the Regulations). Such documents shall be made available during regular business hours at a time and place mutually agreeable to the parties.

The offer must be filed with the Commission and served concurrently on the applicant, with copies to Louis E. Gitomer, Room 5417, Interstate Commerce Commission, Washington, DC 20423, no later than 10 days from publication of this Notice. The offer, as filed, shall contain information required pursuant to § 1121.38(b)(2) and (3) of the Regulations. If no such offer is received, the certificate of public convenience and necessity authorizing abandonment shall become effective 30 days from the service date of the certificate.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 82–18944 Filed 7–13–82; 8:45 am]

BILLING CODE 7035–01–M

Chicago and North Western Transportation Company

[I.C.C. Order No. P-39]

Passenger Train Operation

It appearing, That the National Railroad Passenger Corporation (Amtrak) has established through passenger train service between Chicago, Illinois, and Oakland, California. The operation of these trains requires the use of the tracks and other facilities of Burlington Northern Railroad (BN). A portion of the BN tracks between Omaha, Nebraska, and Burlington, Iowa, are temporarily out of service because of a washout. An alternate route is available via Chicago and North Western Transportation Company between Omaha, Nebraska, and Chicago, Illinois.

It is the opinion of the Commission that the use of such alternate route is necessary in the interest of the public and the commerce of the people; that notice and public procedure herein are impracticable and contrary to the public interest; and that good cause exists for making this order effective upon less than thirty days' notice.

It is ordered,

(a) Pursuant to the authority vested in me by order of the Commission decided April 29, 1982, and of the authority vested in the Commission by section 402(c) of the Rail Passenger Service Act of 1970 (45 U.S.C. 562(c)), Chicago and North Western Transportation Company (CNW) is directed to operate trains of the National Railroad Passenger Corporation (Amtrak) between a connection with Burlington Northern Railroad (BN) at Omaha, Nebraska, and Chicago, Illinois.

(b) In executing the provisions of this order, the common carriers involved shall proceed even though no agreements or arrangements now exist between them with reference to the compensation terms and conditions applicable to said transportation. The compensation terms and conditions shall be, during the time this order remains in force, those which are voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, the compensation terms and conditions shall be as hereafter fixed by the Commission upon petition of any or all of the said carriers in accordance with pertinent authority conferred upon it by the Interstate Commerce Act and by the Rail Passenger Service Act of 1970, as amended.

(c) *Application.* The provisions of this order shall apply to intrastate, interstate and foreign commerce.

(d) *Effective date.* This order shall become effective at 4:00 a.m., July 3, 1982.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., July 9, 1982, unless otherwise modified, amended, or vacated by order of this Commission.

This order shall be served upon Chicago and North Western Transportation Company and upon the National Railroad Passenger Corporation (Amtrak), and a copy of this order shall be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., July 3, 1982.

Interstate Commerce Commission.

John H. O'Brien,

Agent.

[FR Doc. 82-18946 Filed 7-13-82; 8:45 am]

BILLING CODE 7035-01-M

[I.C.C. Order P-40]

Passenger Train Operation

To: Chicago and North Western Transportation Company.

It appearing, That the National Railroad Passenger Corporation (Amtrak) has established through passenger train service between Chicago, Illinois, and Seattle, Washington. The operation of these trains requires the use of the tracks and other facilities of Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW). A portion of the MILW tracks between Wisconsin Dells, and Tomah, Wisconsin, are temporarily out of service because of a derailment. An alternate route is available via Chicago and North Western Transportation Company between Tunnel City and Milwaukee, Wisconsin.

It is the opinion of the Commission that the use of such alternate route is necessary in the interest of the public and the commerce of the people; that notice and public procedure herein are impracticable and contrary to the public interest; and that good cause exists for making this order effective upon less than thirty days' notice.

It is ordered,

(a) Pursuant to the authority vested in me by order of the Commission served April 29, 1982, and of the authority vested in the Commission by section 402(c) of the Rail Passenger Service Act of 1970 (45 U.S.C. 562(c)), Chicago and North Western Transportation Company (CNW) is directed to operate trains of the National Railroad Passenger Corporation (Amtrack) between Tunnel City and Milwaukee, Wisconsin, in order to connect with Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW).

(b) In executing the provisions of this order, the common carriers involved shall proceed even though no agreements or arrangements now exist between them with reference to the compensation terms and conditions applicable to said transportation. The compensation terms and conditions shall be, during the time this order remains in force, those which are voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, the compensation terms and conditions shall be as hereafter fixed by the Commission upon petition of any or all of the said carriers in accordance with pertinent authority conferred upon it by the Interstate Commerce Act and by the Rail Passenger Service Act of 1970, as amended.

(c) *Application.* The provisions of this order shall apply to intrastate, interstate and foreign commerce.

(d) *Effective date.* This order shall become effective at 12:00 noon, July 4, 1982.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., July 9, 1982, unless otherwide modified, amended, or vacated by order of this Commission.

This order shall be served upon Chicago and North Western Transportation Company and upon the National Railroad Passenger Corporation (Amtrak), and a copy of this order shall be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., July 4, 1982.

Interstate Commerce Commission.

John H. O'Brien,

Agent.

[FR Doc. 82-18945 Filed 7-13-82; 8:45 am]

BILLING CODE 7035-01-M

Motor Carrier; Temporary Authority Application

In FR Doc 82-16191 appearing at page 26032 in the issue of Wednesday, June 16, 1982 make the following correction:

On page 26032, column one paragraph three, MC 161801 (Sub-1-1TA), line nine, "Jersey City, NY" should be corrected to read "Jersey City, NJ."

BILLING CODE 1505-01-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-104]

Certain Card Data Imprinters and Components Thereof; Grant of Stipulated Motion of All Parties for Continued Suspension of Investigation

AGENCY: International Trade Commission.

ACTION: Grant of motion for continued suspension of investigation.

SUMMARY: Notice is hereby given that the Commission has granted a stipulated motion by complainants AM International, Inc., and Bartizan Corp., respondents National Business Systems, Inc. (Canada), and National Business Systems, Inc. (U.S.), and the Commission investigative attorney that the Commission continue its suspension of this investigation (Motion 104-189C).

AUTHORITY: The authority for the Commission's action is contained in section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and § 210.15 of the Commission's Rules of Practice and Procedure (19 CFR 210.15).

SUPPLEMENTARY INFORMATION: Upon receipt of a complaint filed by AM International, Inc., and Bartizan Corporation the Commission instituted investigation No. 337-TA-104 to determine whether there is a violation of section 337 of the Tariff Act of 1930 by reason of unfair methods of competition and unfair acts in the importation and sale of certain card data imprinters, alleged to infringe claim 7 of U.S. Letters Patent 3,272,120 and claim 12 of U.S. Letters Patent 3,340,800. Notice of the Commission's investigation was published at 46 FR 31094 (June 12, 1981).

On February 9, 1982, the Commission granted a motion by respondents National Business Systems, Inc. (Canada) and National Business Systems, Inc. (U.S.), for a limited suspension of the investigation until 10 days after completion of trial in United States district court litigation involving the patents that are at issue in this investigation. The present action of the Commission continues the suspension in effect until 10 days after the court rules on the matters at issue in the trial before it.

FOR FURTHER INFORMATION CONTACT: Michael P. Mabile, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-523-0189.

Issued: July 2, 1982.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 82-19040 Filed 7-13-82; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 701-TA-182 (Preliminary)]

Certain Imported Unfinished Subway Cars and Parts Thereof To Be Delivered to the Metropolitan Transportation Authority of New York City

AGENCY: International Trade Commission.

ACTION: Institution of preliminary countervailing duty investigation and scheduling of a public conference to be held in connection with the investigation.

SUMMARY: The U.S. International Trade Commission hereby gives notice of the institution of an investigation to determine whether there is a reasonable indication that an industry in the United States is materially injured, or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports of unfinished subway cars and parts thereof, to be delivered to the Metropolitan Transportation Authority of New York City, the purchase of which is alleged to be financed by the Export Development Corporation of Canada.

In making its determination for purposes of this preliminary investigation the Commission will examine information on unfinished rail vehicles and parts thereof provided for in part 6A of schedule 6 of the Tariff Schedules of the United States (TSUS).

EFFECTIVE DATE: June 24, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Larry Reavis, Office of Investigations, U.S. International Trade Commission; telephone 202-523-0296.

SUPPLEMENTARY INFORMATION:

Background.—This investigation is being instituted in response to a petition filed June 24, 1982, on behalf of the Budd Company of Troy, Michigan. A copy of this petition is available for public inspection in the Office of the Secretary, U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. The Commission must make its determination in this investigation within 45 days after the date of the filing of the petition or by August 9, 1982 (19 CFR 207.17). Persons wishing to participate in this investigation as parties must file an entry of appearance with the Secretary to the Commission not later than July 21, 1982 (19 CFR 201.11). Any entry of appearance filed after this date will be referred to the Chairman, who shall determine whether to accept the late entry for good cause shown by the person desiring to file the notice. This investigation will be subject to the provisions of Part 207 of the Commission's Rules of Practice and Procedure (19 CFR Part 207, 47 FR 6190, February 10, 1982), particularly Subpart B thereof.

Service of documents.—The Secretary will compile a service list from the entries of appearance filed in this investigation. Any party submitting a document in connection with the investigation shall, in addition to complying with § 201.8 of the Commission's rules (19 CFR 201.8), serve a copy of each such document on all other parties to the investigation. Such service shall conform with the requirements set forth in § 201.16(b) of the rules (19 CFR 201.16(b)).

In addition to the foregoing, each document filed with the Commission in the course of this investigation must include a certificate of service setting forth the manner and date of such service. This certificate will be deemed proof of service of the document. Documents not accompanied by a certificate of service will not be accepted by the Secretary.

Written submissions.—Any person may submit to the Commission on or before July 23, 1982, a written statement of information pertinent to the subject matter of this investigation. A signed original and fourteen (14) copies of such statements must be submitted.

Any business information which a submitter desires the Commission to treat as confidential shall be submitted separately, and each sheet must be clearly marked at the top "Confidential Business Data." Confidential submissions must conform with the requirements of § 201.6 of the Commission's Rules of Practice and Procedure (19 CFR 201.6). All written submissions, except for confidential business data, will be available for public inspection.

Conference.—The Director of Operations of the Commission has scheduled a conference in connection with this investigation for 9:30 a.m., on July 21, 1982, at the U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. Parties wishing to participate in the conference should contact the supervisory investigator for the investigation, Ms. Vera Libeau, telephone 202/523-0368, not later than July 16, 1982, to arrange for their appearance. Parties in support of the

imposition of countervailing duties in this investigation and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference.

For further information concerning the conduct of this investigation and rules of general application, consult the Commission's Rules of Practice and Procedure, part 207, subparts A and B (19 CFR Part 207), and Part 201, subparts A through E (19 CFR Part 201), 47 FR 6182, February 10, 1982. Further information concerning the conduct of the conference will be provided by Ms. Libeau.

This notice is published pursuant to § 207.12 of the Commission's Rules of Practice and Procedure (19 CFR 207.12).

Issued: July 6, 1982.

Kenneth R. Mason,

Secretary.

[FR Doc. 82-19042 Filed 7-13-82; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-110]

Certain Methods for Extruding Plastic Tubing; Termination of Respondent

AGENCY: International Trade Commission.

ACTION: Termination of investigation as to respondent Sue Trading Co.

SUMMARY: The Commission has terminated the above-captioned investigation as to respondent Sue Trading Co. (Sue) on the basis of representations contained in a motion to terminate filed by respondent Sue.

SUPPLEMENTARY INFORMATION: This investigation is being conducted under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and 19 U.S.C. 1337a and concerns alleged unfair trade practices in the importation and sale of certain extruded plastic tubing and reclosable plastic bags allegedly made by a process which, if practiced in the United States, would infringe patents owned by complainant Minigrip, Inc.

The motion to terminate was based generally on the grounds that Sue's involvement in this investigation is *de minimus*, that it has not imported reclosable plastic bags since 1976, that it has nothing further to contribute to this adjudication, that continued participation in the investigation will create undue hardship and expense to respondent, and that the termination of the respondent would not affect detrimentally the conclusion of this investigation.

The motion was opposed by the complainant and the Commission investigative attorney on the grounds that there is a conflict between the allegations of the complaint that Sue openly sells imported Taiwanese reclosable plastic bags and Sue's factual representation in its motion which should be resolved based on presentation of evidence at the trial. However, the trial has now been concluded and no evidence was offered to contradict Sue's representations. Complainant also filed no response to an order to show cause why Sue should not be terminated.

Copies of the Commission's Action and Order and all other non-confidential documents filed in connection with this investigation are available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, Telephone 202-523-0161.

FOR FURTHER INFORMATION CONTACT: Eliza Patterson, Esq., Office of the General Counsel, Telephone 202-253-0480.

Issued: July 9, 1982.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 82-19044 Filed 7-13-82; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-108]

Certain Vacuum Bottles and Components Thereof; Termination of Respondent

AGENCY: International Trade Commission.

ACTION: Termination of investigation as to respondent Progressive International Corp.

SUMMARY: The Commission has terminated the above-captioned investigation as to respondent Progressive International Corp. (Progressive) on the basis of a joint motion filed by complainant Union Manufacturing Co., respondent Progressive, and the Commission investigative attorneys.

SUPPLEMENTARY INFORMATION: This investigation is being conducted under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and concerns alleged unfair trade practices in the importation into and sale in the United States of certain vacuum bottles and components thereof. The joint motion to terminate the investigation as to Progressive included affidavits by Kevin Wold, president of Progressive, and Derek A. Dibble, executive vice president of Union. In his affidavit, Mr. Wold stated that Progressive has not imported any vacuum bottles since service of the complaint, and Progressive has sold or otherwise disposed of all the bottles previously imported into the United States. Mr. Wold also stated that Progressive has agreed not to import or sell the allegedly infringing vacuum bottles in the United States, unless and until there is a final decision by the Commission or a court that the vacuum bottles do not infringe complainant's trademark. In his affidavit, Mr. Dibble agreed on behalf of Union to release Progressive from any and all claims for damages.

Copies of the Commission's Action and Order and all other nonconfidential documents filed in connection with this investigation are available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, telephone 202-523-0161.

FOR FURTHER INFORMATION CONTACT: William E. Perry, Esq., Office of the General Counsel, telephone 202-523-0359.

Issued: July 9, 1982.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 82-19045 Filed 7-13-82; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-111]

Certain Vacuum Cleaner Brush Rollers; Settlement Agreement, Recommended Termination of Party, and Request for Public Comments

AGENCY: International Trade Commission.

ACTION: Request for public comments on the recommended termination of respondent Hornleon Co., Ltd. (Hornleon), based on a settlement agreement.

SUMMARY: Notice is hereby given that the presiding officer in this investigation has recommended that the Commission grant the motion of complainant Scott & Fetzer Co. to terminate this investigation as to respondent Hornleon on the basis of a settlement agreement. Before taking final action on the motion, the Commission seeks written comments on the proposed termination from interested members of the public.

DEADLINE: All comments must be received on or before August 13, 1982.

SUPPLEMENTARY INFORMATION: The Commission is conducting investigation No. 337–TA–111 to determine whether there is a violation of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) in the importation or sale of certain vacuum cleaner brush rollers, which are alleged to infringe claims 1 and 2 of U.S. Letters Patent 3,367,728.

On June 1, 1982, complainant Scott & Fetzer Co. filed a motion seeking termination of respondent Hornleon based on a settlement agreement. There is also pending before the Commission a motion to terminate the other respondent in this investigation, Vacuum Parts Unlimited, Inc. (Vacuum Parts), on the basis of a settlement agreement. See 47 FR 27150 (June 23, 1982). The granting of both motions would terminate the investigation as Vacuum Parts and Hornleon are the only respondents.

The presiding officer has recommended that respondent Hornleon be terminated as a respondent on the basis of a settlement agreement.

Under the settlement agreement, Hornleon warrants that it has ceased to export brush rollers to the United States. Furthermore, it agrees not to infringe U.S. Letters Patent 3,367,728, owned by Scott & Fetzer, in the future. In return, Scott & Fetzer has agreed not to institute proceedings in any other forum against Hornleon in connection with that firm's previous exportations of infringing brush rollers and has waived all rights against Hornleon with respect to any alleged infringement of U.S. Letters Patent 3,367,728.

All comments must conform to the requirements of § 201.8 of the Commission's rules (19 CFR 210.8) and must be addressed to the Secretary, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436.

FOR FURTHER INFORMATION CONTACT: Lairold M. Street, Esq., Office of the General Counsel, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, telephone 202–523–0124.

Issued: July 6, 1982.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 82–19041 Filed 7–13–82; 8:45 am]

BILLING CODE 7020–02–M

[Investigation No. 731–TA–96 (Preliminary)]

Nitrocellulose From France

AGENCY: International Trade Commission.

ACTION: Institution of preliminary antidumping investigation and scheduling of a conference to be held in connection therewith.

SUMMARY: The U.S. International Trade Commission hereby gives notice of the institution of investigation NO. 731–TA–96 (Preliminary) under section 733(a) of the Tariff Act of 1930 (19 U.S.C. 1673b(a)) to determine whether there is a reasonable indication that an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from France of nitrocellulose, [1] provided for in item 445.25 of the Tariff Schedules of the United States, which are allegedly being sold in the United States at less than fair value (LTFV).

EFFECTIVE DATE: July 6, 1982.

FOR FURTHER INFORMATION CONTACT: Bill Schechter, Office of Investigation, U.S. International Trade Commission; telephone 202/523–0300.

SUPPLEMENTARY INFORMATION:

Background.—This investigation is being instituted following receipt of a petition filed by counsel for Hercules Inc., Wilmington, Delaware. The Commission must make its determination in this investigation within 45 days after the date of the filing of the petition, or by August 16, 1982 (19 CFR 207.17). This investigation will be subject to the provisions of part 207 of the Commission's Rules of Practice and Procedure (19 CFR Part 207, 44 FR 76457 and 47 FR 6190), and particularly subpart B thereof. A nonconfidential copy of the petition is available for public inspection during official working hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary U.S. International Trade Commission, 701 E Street, NW., Washington, D.C. 20436, telephone (202–523–0448).

Persons wishing to participate in this investigation as parties must file an entry of appearance with the Secretary to the Commission not later than July 21, 1982 (19 CFR 201.11). Any entry of appearance filed after this date will be referred to the Chairman, who shall determine whether to accept the late entry for good cause shown by the person desiring to file the notice.

Written submissions.—Any person may submit to the Commission on or before July 30, 1982, a written statement of information pertinent to the subject matter of this investigation. A signed original and fourteen copies of such statements must be submitted.

Any business information which a submitter desires the Commission to treat as confidential shall be submitted separately, and each sheet must be clearly marked at the top "Confidential Business Data." Confidential submissions must conform with the requirements of § 201.6 of the Commission's Rules of Practice and Procedure (19 CFR 201.6). All written submissions, except for confidential business data, will be available for public inspection.

Service of documents.—The Secretary will compile a service list from the entries of appearance filed in this investigation. Any party submitting a document in connection with the investigation shall, in addition to complying with § 201.8 of the Commission's rules (19 CFR 201.8), serve a copy of each such document on all other parties to the investigation. Such service shall conform with the requirements set forth in § 201.16(b) of the rules (19 CFR 201.16(b)).

In addition to the foregoing, each document filed with the commission in the course of this investigation must include a certificate of service setting forth the manner and date of such service. This certificate will be deemed proof of service of the document. Documents not accompanied by a certificate of service will not be accepted by the Secretary.

Conference.—The Director of Operations of the Commission has scheduled a conference in connection with this investigation for 9:30 a.m., on July 27, 1982, at the U.S. International Trade Commission Building, 701 E Street, NW., Washington, D.C. Parties wishing to participate in the conference should contact the supervisory investigator for the investigation, John MacHatton, telephone 202/523–0439, not later than July 23, 1982, to arrange for their appearance. Parties in support of the imposition of antidumping duties will each be collectively allocated one hour within which to make an oral presentation at the conference.

For further information concerning the conduct of this investigation rules and general application, consult the Commission's Rules of Practice and Procedure, part 207, subparts A and B (19 CFR Part 207), and part 201, subparts A through E (19 CFR Part 201), 47 FR 6182, February 19, 1982. Further information concerning the conduct of the conference will be provided by Mr. MacHatton.

This notice is published pursuant to § 207.12 of the Commission's Rules of Practice and Procedure (19 CFR 207.12).

Issued: July 7, 1982.

[1] Also known as cellulose nitrate.

By order of the Commission.
Kenneth R. Mason,
Secretary.
[FR Doc. 82-19043 Filed 7-13-82; 8:45 am]
BILLING CODE 7020-02-M

NATIONAL CREDIT UNION ADMINISTRATION

Request for Comments on Corporate Federal Credit Union Chartering Guidelines

AGENCY: National Credit Union Administration.

ACTION: Request for comments on interim corporate Federal credit union chartering guidelines.

SUMMARY: The National Credit Union Administration is publishing a set of specific guidelines for corporate Federal credit union charter applications. The purpose of such guidelines is to establish the process that will be involved in determining the approval of the charter application. NCUA is requesting comments on the guidelines.

DATES: Comments must be received on or before September 7, 1982.

ADDRESS: Send comments to Rosemary Brady, Secretary, National Credit Union Administration, 1776 G Street, NW., Washington, DC 20456.

FOR FURTHER INFORMATION CONTACT: Nicholas Veghts, Corporate Specialist, Department of Supervision and Examination. Telephone number (202) 357-1065.

SUPPLEMENTARY INFORMATION: When the National Credit Union Administration originally began chartering corporate Federal credit unions (CFCUs), the intent was to establish six regional CFCUs. In addition to the six regional CFCUs, the Administration also decided to charter several additional CFCUs to service individual states. This was done because of the concentration of credit unions in these states. Subsequently, the Administration allowed several states that had central credit unions serving both credit unions and natural person members to split the two fields of membership. The Administration permitted two associational groups to be chartered (one in 1977 and one in 1979) which created overlapping fields of membership in the corporate system. Since 1979, chartering activity has been rather limited. Schedule 1 shows the Administration's involvement in corporate credit union chartering activity since then. Currently, there are 17 CFCUs to service the 50 states.

In addition to the corporate credit unions chartered by the Administration, there are 26 state-chartered corporate centrals in the United States. Fourteen of these state-chartered corporate centrals are federally insured and insurance reviews are performed regularly by the Administration. Several of the state corporate centrals also service natural person members. Some of the fields of membership of CFCUs include states which already have a state-chartered corporate central. However, CFCUs have not actively solicited members in states where a corporate central already exists.

In chartering CFCUs, the intent was to provide credit unions with an institution that would be able to meet members' immediate liquidity needs, while at the same time providing a place for investments that would be competitive with other financial institutions in the marketplace. In the past few years, several corporate credit unions have not been able to provide the services for which they were chartered because of operational and/or financial problems which have developed. Experience has shown that some corporates have encountered problems because of their:

a. Limited potential membership with a small underlying asset base which has made it difficult for the corporate to grow and become competitive with other financial institutions;

b. Lack of management expertise in the area of investments and corporate lending; and,

c. Involvement with other organizations that has caused decisions to be made which were not in the best interests of the corporate credit union.

In addition to these types of problems, it is believed that because of the commercial nature of these institutions and because of the impact the failure of a CFCU could have on the credit unions it services, a set of specific chartering guidelines are needed to address corporate Federal credit union charter applications. The purpose of such guidelines is to establish the process that will be involved in determining the approval of the charter application. The guidelines have been developed in a manner which will cause the proposed CFCU to make a thorough investigation of its planned operation before submitting a charter application and will afford the National Credit Union Administration the opportunity to review on-site the information submitted by the proposed corporate credit union to support its application. The chartering guidelines are as follows:

I. When submitting a charter application, the proposed corporate credit union is responsible for providing information that details economic feasibility, operational plans for the initial 3 years of operation, and management ability. In this regard the NCUA Board will look for the following types of information:

A. Demonstration of economic feasibility of the proposed corporate credit union by such means as:

(1) Commitments from the proposed membership that will participate actively in the operation, including a list of subscribers and the amount of shares pledged;

(2) Development of pro forma balance sheets for the first 3 years of operation, including the assumptions to support the corporate credit union's economic development;

(3) Development of a detailed operating budget for the first year of operation, including the assumptions to support the corporate credit union's financial development; and,

(4) Review of local and national economic factors that will impact on the proposed membership and the development of the corporate credit union.

B. Description of the operational plans of the proposed corporate credit union for the first 3 years of operation by explaining such things as:

(1) The types of members who will be served;

(2) The services to be offered to the membership;

(3) How the services will be provided to the membership (location, staff, computer, etc.);

(4) The policies and procedures for all phases of operation, (membership, lending, investments, borrowing, budgetary process, safeguarding of assets, etc.); and,

(5) The phase-in plans to begin operation once the charter has been granted.

C. Demonstration of ability of the proposed management and officials to operate and control the affairs of the proposed corporate credit union through such means as evaluation of:

(1) Financial institution and/or business experience; and,

(2) Duties and responsibilities in the proposed corporate Federal credit union.

II. The charter application and the information described in Part I will then be forwarded to the appropriate regional office of the National Credit Union Administration for review. After the initial review by the regional office, an on-site meeting will be arranged by the regional office to review the charter application with the proposed officials and management. The main purpose of the meeting is to evaluate the adequacy of the information provided in the charter application and to discuss the

proposed corporate credit union's plans to begin operation should the charter be approved.

III. At the completion of the regional office review, the proposed corporate credit union will be informed by letter that either the charter application has been forwarded to the National Credit Union Administration Board (NCUA Board) for appropriate action or that the application cannot be forwarded until specific items are addressed and resolved.

The NCUA Board is not opposed to chartering additional CFCUs. The NCUA Board does believe, however, that the proposed CFCU must demonstrate that it has the capabilities to be an economically and operationally sound institution from its inception. The NCUA Board believes that compliance with the chartering guidelines will ensure that a proposed corporate credit union will be in a position to begin operations on a sound basis.

Because of the important role corporate credit unions now play in the credit union movement, the NCUA Board is requesting comments on the interim guidelines. In addition to receiving comments on the guidelines themselves, the NCUA Board believes that through the solicitation of public comment some other questions concerning corporate credit unions can be resolved. These questions are not predominantly regulatory issues but are concerns which are probably best resolved by the credit union community. For example:

1. Should there be a limitation on the number of corporate credit unions that are chartered?

2. Should a corporate charter be granted to a group which already has corporate service available?

3. If overlapping fields of membership are permitted, how should the competitive impact on existing corporates be determined and reviewed?

4. Should minimum values be established for numbers of members or asset base of potential members before a charter is granted?

The NCUA Board does not consider the questions listed above to be all inclusive and would consider any other recommendations concerning the chartering guidelines or the corporate credit union program.

By the National Credit Union Administration Board on July 7, 1982.

Rosemary Brady,

Secretary of the NCUA Board.

CORPORATE CREDIT UNION ACTIVITY

	1979	1980	1981	1982
1. Charter applications received	1		2	2
2. Charter applications approved	1			1
1979LICU				
1982—Kentucky				
3. Insurance applications received	3	1		1
4. Insurance applications approved	3		1	1
1979Oklahoma				
—Arizona				
—Iowa				
1981—First Carolina				
1982—Alabama				
5. Mergers		1		1
1980—Colorado/Wyoming				
1982—Southeast/Mississippi				
6. Liquidations				
7. Conversions (State to Federal)				
8. Conversions (Federal to State)				
1982—West Virginia				

[FR Doc. 82-19122 Filed 7-13-82; 8:45 am]

BILLING CODE 7535-01-M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Humanities Panel; Meetings

AGENCY: National Endowment for the Humanities.

ACTION: Notice of meetings.

SUMMARY: Pursuant to the provision of the Federal Advisory Committee Act (Pub. L. 92-463, as amended), notice is hereby given that the following meetings of the Humanities Panel will be held at 806 15th Street, NW., Washington, D.C. 20506.

1. Date: August 2, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for Independent Study and Research applications in Philosophy, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

2. Date: August 4, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for Independent Study and Research applications in Romance Languages, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

3. Date: August 6, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for Independent Study and Research applications in Classical, Germanic, Slavic, and French Languages, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

4. Date: August 9, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for College Teachers applications in Foreign Languages, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

5. Date: August 10, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for Independent Study and Research applications in English Literature, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

6. Date: August 11, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for Independent Study and Research applications in Music and Art, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

7. Date: August 12, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 1023
   Program: This meeting will review Fellowships for Independent Study and Research applications in History II, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

8. Date: August 12, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for College Teachers applications in American Literature, submitted to the Division of Fellowships and Seminars for projects beginning after June 1, 1983.

9. Date: August 13, 1982
   Time: 9:00 a.m. to 5:30 p.m.
   Room: 314
   Program: This meeting will review Fellowships for College Teachers applications in Social Sciences, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

10. Date: August 16, 1982
    Time: 9:00 a.m. to 5:30 p.m.
    Room: 807
    Program: This meeting will review Fellowships for College Teachers applications in Political Science, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

11. Date: August 16, 1982
    Time: 9:00 a.m. to 5:30 p.m.
    Room: 911
    Program: This meeting will review Fellowships for Independent Study and Research applications in Political Sciences, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

12. Date: August 16, 1982

Time: 8:45 a.m. to 5:00 p.m.
Room: 314
Program: This meeting will review Fellowships for Independent Study and Research applications in American Literature, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

13. Date: August 18, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for College Teachers applications in American History, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

14. Date: August 19, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for Independent Study and Research applications in History to the Twentieth Century; and Latin American History, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

15. Date: August 20, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for Independent Study and Research applications in Art and Architecture, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

16. Date: August 20, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 807
Program: This meeting will review Fellowships for College Teachers applications in Music, Art, Architecture and Dance, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

17. Date: August 24, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for Independent Study and Research applications in 20th-Century U.S History, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

18. Date: August 24, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 807
Program: This meeting will review Fellowships for College Teachers applications in English Literature, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

19. Date: August 25, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for College Teachers applications in European History, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

20. Date: August 26, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for Independent Study and Research applications in History I, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

21. Date: August 27, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for College Teachers applications in Religion and Philosophy, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

22. Date: August 28, 1982
Time: 9:00 a.m. to 5:30 p.m.
Room: 314
Program: This meeting will review Fellowships for Independent Study and Research applications in Religious Studies, submitted to the Division of Fellowships and Seminars, for projects beginning after June 1, 1983.

The proposed meetings are for the purpose of Panel review, discussion, evaluation and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. Because the proposed meetings will consider information that is likely to disclose: (1) Trade secrets and commercial or financial information obtained from a person and privileged or confidential; (2) information of a personal nature the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and (3) information the disclosure of which would significantly frustrate implementation of proposed agency action; pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated January 15, 1978, I have determined that these meetings will be closed to the public pursuant to subsections (c)(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Further information about these meetings can be obtained from Mr. Stephen J. McCleary, Advisory Committee Management Officer, National Endowment for the Humanities, Washington, D.C. 20506, or call (202) 724–0367.

Stephen J. McCleary,

Advisory Committee Management Officer.

[FR Doc. 82–18984 Filed 7–13–82; 8:45 am]

BILLING CODE 7536–01–M

NUCLEAR REGULATORY COMMISSION

Abnormal Occurrence; Steam Generator Tube Rupture at R. E. Ginna Nuclear Power Plant

Section 208 of the Energy Reorganization Act of 1974, as amended, requires the NRC to disseminate information on abnormal occurrences (*i.e.*, unscheduled incidents or events which the Commission determines are significant from the standpoint of public health and safety). The following incident was determined to be an abnormal occurrence using the criteria in the Policy Statement on Abnormal Occurrences published in the **Federal Register** on February 24, 1977 (42 FR 10950). Example II.A.2 ("For Commercial Nuclear Power Plants") in Appendix A of the Policy Statement notes that major degradation of the primary coolant pressure boundary can be considered an abnormal occurrence. The following description of the incident also contains information on the remedial actions planned and taken.

Date and Place.—At 9:28 a.m. on January 25, 1982, the R. E. Ginna Nuclear Power Plant experienced a reactor trip as a result of a steam generator tube rupture. At 9:33 a.m., the operating staff at the plant notified the NRC Headquarters Operations Center of the event (via the Emergency Notification System phone). The R. E. Ginna plant utilizes a Westinghouse designed pressurized water reactor (PWR). The plant is owned and operated by Rochester Gas and Electric Corporation (the licensee) and is located in Wayne County, New York.

Nature and Probable Consequences.—Steam generator tubes in a pressurized water reactor are an integral part of the reactor coolant pressure boundary. The inner part of the tubes contain the reactor coolant fluid while the outer parts (or shell side) contain the feedwater which, when heated, becomes steam which is then piped to drive the turbine generators. Thus, the loss of integrity of steam generator tubes results in a breach of the primary-to-secondary system boundary.

Safety-margins are maintained through conservative design, inservice inspections, and administrative controls during operation such that if a steam generator tube leaks, the leakage can be detected rapidly and the reactor can be shut down safely. Periodic inspections are required to assure that defective steam generator tubes are detected and removed from service. When a tube is found to be defective or leaking,

integrity of the steam generator is restored by either plugging the tube at both ends or repaired by a sleeving process. The repair reduces the likelihood of rapid leaks developing or of defective tubes existing which could result in adverse safety consequences if they fail alone during normal operations or as a consequence of certain postulated accidents. In spite of these design and administrative controls, the complete rupture of a steam generator tube can happen and did occur at Ginna, and previously at Point Beach Unit 1, Surry Unit 2, and Prairie Island Unit 1. This is one of the design basis accidents considered in the NRC safety review of nuclear power plants.

Pressurized water reactor nuclear power plant licensees are required to have operational plans (including procedures, trained operation and support personnel, and other capabilities) to cope with a complete rupture of a steam generator tube and mitigate any radiological consequences. The R. E. Ginna operating and support staff mitigated the consequences of the January 25 event such that the radiological consequences were insignificant in terms of risk from any resultant on-site or off-site exposures.

Facility Response

A summary of the facility response during the incident is described in the Appendix. This section, and the following sections pertaining to radiological assessment, institutional response, and post-event activities, were generally extracted from NUREG–0909, "NRC Report on the January 25, 1982 Steam Generator Tube Rupture at R. E. Ginna Nuclear Power Plant," issued April 1982.

Radiological Assessment

The radiological consequences were assessed by the NRC from the estimated curies available for release from the reactor coolant system, the amount of activity transferred to the faulted steam generator, and the activity released to the environment as a function of time. Both airborne and liquid releases were estimated. Airborne release figures were then converted to projected off-site dose figures using conservative dispersion models based on existing weather conditions. On- and off-site radionuclide release and exposure measuring devices were also read and the results analyzed. The risk to the public and licensee personnel was then estimated.

In summary, most radionuclides released from Ginna were released during the first three hours of the event. During this period the wind was blowing toward the southeast. Snow and moist cold air caused a large fraction of the radioiodines and particulates released from Ginna to be deposited on the Ginna site rather than to remain airborne beyond the site boundary. Off-site releases during the event were estimated to be less than 25% of the limit for unrestricted areas. It is estimated that airborne releases to a licensee-controlled, unrestricted area (on-site, adjacent to Ginna Brookwood Training Center) exceeded 10 CFR 20 limits for average yearly airborne concentrations. However, all releases resulted in doses far less than 10 CFR Part 100 guidelines, which are established as the design basis for accident conditions.

With regard to occupational radiation exposures on the day of the event, some plant personnel incurred radiation doses in the course of performing routine duties and/or while responding to the event. The maximum recorded individual occupational radiation dose on the day of the event was 240 millirems as compared with the limits specified in 10 CFR Part 20 of 1250 millirems for a three-month period for radiation workers (or 3000 millirems under certain specified conditions).

The health risk to the maximally exposed individuals on-site and off-site from exposure to radioactive materials released at Ginna is considered to be much less than the risk from exposure to any of the major sources of radiation (e.g., medical exposure and natural background radiation) and within the same range as the risks from exposure to many of the other common sources of enhanced radiation exposure (e.g., from airline travel, natural gas heat, and television viewing).

It was estimated that a total of about 90 curies of noble gases were released, mostly from the steam jet-air ejector. About 0.4 curies of dose-equivalent I–131 (a total of about 5 curies of all isotopes of iodine), and about 1.3 curies of cobalt, molybdenum, barium, and cesium are estimated to have been released, mostly from the openings of the safety valve. About 25 curies of tritium may have been released, mostly from the safety valve openings with trace amounts from the air ejector.

The estimated figure for noble gases released is believed to be conservative due to the large volume of highly radioactive gases discovered in the faulted steam generator after the event. Unfortunately, these gases were removed from the generator before their curie content was accurately determined.

Institutional Response

Various organizations including the licensee, State and local governments, NRC, and other Federal agencies responded to the event at Ginna.

The licensee had primary responsibility for resolving the conditions that existed at the plant. Prescribed initial notifications to the NRC and to authorities of the State and local counties were completed very early in the event, and interaction throughout the event occurred among all the participants.

The Nuclear Regulatory Commission, using the resources of the Senior Resident Inspector, the Region I Base and Site Teams, and the Headquarters Executive and Analytical Teams, monitored the licensee's actions in response to the event to assure that these actions were correct and appropriate.

The State of New York and Wayne and Monroe Counties were promptly notified by the licensee. They responded by activating their Emergency Operations Centers and by sending representatives to the site. Monroe County also fielded off-site radiological monitoring teams and reported results back to the Emergency Operations Center throughout the day. Twice during the first day of the event, the Governor of New York was briefed by the Chairman of the NRC on the status of the event.

The Federal Emergency Management Agency (FEMA) was notified of the event by NRC. FEMA then coordinated the Federal agency nontechnical response, both from their Headquarters and from their Region II facility in New York City. Agencies contacted by FEMA were: The U.S. Department of Agriculture, the Department of Energy, the Coast Guard, the Department of Housing and Urban Development, the Department of Transportation, the National Oceanic and Atmospheric Administration, the Environmental Protection Agency, the General Services Administration, the Department of Health and Human Services, and the Department of Defense. Each of the agencies notified was prepared to respond in accordance with the responsibilities defined in the National Radiological Emergency Preparedness/Response Plan. FEMA also kept the White House advised of developments. News media interest was very high and the event received extensive coverage.

Post-Event Activities

After the plant was placed in cold shutdown, the licensee established conditions to support the identification of the ruptured tube in the affected steam generator. On January 31, the plant staff completed purging hydrogen

and other noncondensible gases which had accumulated in the B steam generator as a result of the reactor coolant system inleakage to the waste gas system. On February 1, the plant staff completed a reactor coolant system and B steam generator drain-down procedure. No major problems were encountered.

The licensee determined by a hydrostatic test that the ruptured tube was located at row 42, column 55 (R42C55) on the hot-leg side of the steam generator. Nondestructive examinations of this tube, including eddy-current, radial profilometry, fiber optics, and visual inspections showed that the rupture was about 4 inches long and 0.7 inches wide at its center. The rupture was centered at about 5 inches above the tubesheet. The rupture was fish-mouth-shaped pointed outward along tube column 55.

TV-optics examination inside the B steam generator identified damage to additional tubes that had been plugged previously because of eddy-current indications, leakage, or their proximity to other plugged tubes. In addition, a number of foreign objects were found and removed from the secondary side of the faulted steam generator. The most significant object found was approximately pie-shaped, roughly 4.18 inches wide by 6.31 inches long by 0.5 inches thick; the object had the same appearance and metallic characteristics as part of the steam generator downcomer flow resistance plate. The latter plate had been cut into pieces and reportedly had been removed during a steam generator modification in 1975. In addition, some previously plugged tubes displayed evidence of gross mechanical damage, and at least two of these tubes were fractured and found skewed between the tube bundle and the steam generator shell. Some small foreign objects were also found in the A steam generator.

A visual examination of the ruptured tube showed evidence of classical fretting wear with transverse scoring. There was also evidence of previous oxidized wear markings. The wall thickness at the rupture point was about 5% of the original thickness and the tube appeared ballooned at the rupture location.

Cause or Causes.—Based on extensive inspections, tests, and analyses, the licensee has postulated that a large foreign object in the steam generator initiated a sequence of events which eventually led to the tube rupture. Ineffective quality control practices during steam generator modifications in 1975 and subsequent modifications resulted in foreign objects falling (and remaining undetected) into the tubesheet in the downcomer region outside the periphery of the tube bundle. The postulated failure mechanism is that foreign objects, in conjunction with normal thermal and hydraulic loadings during steam generator operation, impacted on the outermost peripheral tubes causing damage. During a later inspection, these tubes were plugged based on eddy current indications and/or small leaks. However, foreign objects continued to damage the plugged tubes until eventually some collapsed and in some cases severed. These severed, plugged tubes damaged adjacent tubes, whether plugged or unplugged. These adjacent, damaged, unplugged tubes were, in turn, plugged as a result of eddy current indications or leaks. However, the damage mechanism continued to occur until some of these tubes also became severed. Eventually, tube R42C55 was damaged by an ajdacent tube which has been plugged previously and which subsequently severed. The wear on this tube occurred relatively uniformly over several inches of length such that local penetration of the wall and small leakage did not occur before the tube became sufficiently weakened to rupture.

Actions Taken To Prevent Recurrence

Licensee.—The licensee performed extensive evaulations of the tube rupture event. A report summarizing the sequence of events, operator actions, emergency procedures, equipment performance, radiological assessment, and recommendations for future actions was submitted to the NRC by letter dated April 13, 1982. A second report, covering the steam generator inspection, evaluation, and repair program was submitted to the NRC by letter dated April 26, 1982.

The licensee identified a number of actions to be taken, both prior and after restart of the plant, to upgrade equipment and procedure deficiencies identified in the evaluation of the event. Equipment upgrading included changes to the wide-range pressure instrumentation for the reactor coolant system, letdown system isolation, reactor coolant loop subcooling meter, and pressurizer PORV air control system. Procedure changes included clarifying action statements and their bases, clarifying when certain actions can be taken, and adding guidance to resolve other deficiencies identified in responding to the tube rupture event.

The licensee's steam generator evaluation program objectives were to determine the full extent of defects, determine the tube failure mechanism(s), restore the steam generator to a condition which is safe to operate, and to obtain NRC concurrence for return to power. The extent of defects was determined by extensive eddy current inspection of tubes and fiber optics, video and visual inspections of the secondary side. The failure analysis program consisted of metallurgical examinations, analyses, and testing of damaged tube samples removed from the B steam generator. The postulated failure mechanism, based on this program, is discussed under "Cause or Causes" above. The repair program included plugging the cold leg of the ruptured tube, removing metallurgical samples of selected tubes, removing structurally degraded tube sections, removing foreign objects from both steam generators, and performing a series of inspections and tests after repairs to assure that the steam generator would be ready for return to service. After plant restart, an intermediate outage would be scheduled later to perform another set of steam generator inspections to assure that the corrective actions taken to preclude further peripheral tube defects have been successful. In addition, the licensee has installed a loose parts monitoring system on both steam generators which will help assure that any loose objects are detected in the future.

NRC.—The NRC responded to the event by activating its Incident Response Centers in Headquarters and Region I, sending a Site Team to the plant site, and coordinating with the licensee on technical support matters and with other organizations on emergency preparedness and public information matters. After the event, a Task Force was formed to gather information, assess it, and prepare a report of factual information associated with the event. The report was issued in April 1982 and is designated NUREG-0909, "NRC Report on the January 25, 1982 Steam Generator Tube Rupture at R. E. Ginna Nuclear Power Plant." The report is available through the NRC/GPO Sales Program, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 for $8.50 per printed copy. The report provides the required data base for additional detailed analysis within the NRC which could lead to further actions. The report also contains a listing and discussion of the significant findings from the investigation of the event and associated response actions.

The NRC reviewed the licensee's evaluation of the event and the proposed corrective actions. After resolution was obtained, the NRC agreed with the licensee that the plant could be restarted and taken to full

power. The reactor achieved criticality on May 25, 1982. The NRC safety evaluation allowing the plant to restart was issued in May 1982 and is designated NUREG–0916, "Safety Evaluation Report Related to the Restart of R. E. Ginna Nuclear Power Plant." The report is also available through the NRC/GPO Sales Program for $8.50 per printed copy.

Appendix: Facility Response

The sequence of events for the steam generator tube rupture incident and the associated response actions during the incident are described below. Also described are assessments of the amount of fluid released from the faulted steam generator and possible adverse effects on the pressure vessel due to the temperature transient of the reactor coolant system. This Appendix was generally extracted from the previously referenced NUREG–0909.

Prior to the tube rupture, the plant was operating at 100% power with normal operating temperature and pressure. No indications of primary-to-secondary leakage existed. On January 25, 1982, at 9:25 a.m., multiple control room alarms alerted the operators to a reactor coolant system (RCS) rapid depressurization. The air ejector radiation monitor alarm indicated to them the existence of a steam generator tube rupture; other alarms indicated the rupture was probably in the B steam generator. The operators commenced manual actions including a rapid turbine power reduction and an increase in the number and speed of the operating charging pumps. At 9:28 a.m., the continuing reactor coolant system pressure drop resulted in an automatic reactor trip and an automatic safety injection actuation causing all three high pressure safety injection pumps to start. As a result of safety injection actuation, an automatic containment isolation occurred and the operating charging pumps automatically tripped. All safety systems operated as required. Both reactor coolant pumps were manually stopped and the operators then verified that natural circulation cooling had developed in both reactor coolant system loops. The pressurizer emptied and the reactor coolant system initial depressurization reached a minimum of about 1200 psig. Briefly, during the initial depressurization transient, a small steam bubble formed in the upper head during natural circulation. This bubble subsequently collapsed as safety injection flow refilled the reactor coolant system.

Initially, operators cooled down the plant by sending steam from both steam generators to the main condenser, while they confirmed the identity of the faulted steam generator. The B steam generator was isolated at about 9:40 a.m. and natural circulation in the B loop terminated shortly thereafter. Although all sources of feedwater to the B steam generator had been isolated, its water level continued to rise because of the flow through the tube rupture (break flow). At 9:55 a.m., the narrow-range water level indicator on the B steam generator went off-scale high and subsequently the B main steam line started to fill.

At 9:57 a.m., the safety injection actuation circuitry was reset to allow the resetting of the containment isolation system. After containment isolation was reset, instrument air to the containment and, therefore, control of the air-operated valves inside containment, was restored.

At 10:07 a.m., operators attempted to equalize the pressure differential between the reactor coolant system and the B steam generator to stop the flow through the tube rupture by opening a pressurizer power operated relief valve (PORV). This PORV was operated successfully three times. During its fourth operation, the valve opened on command but when the operator placed its controls in the closed position, the valve started to close then reopened and remained in the open position. When the operator noticed that the PORV had failed to close, he manually closed its block valve to prevent the further depressurization of the reactor coolant system and further loss of coolant out of the open PORV. During these operations, the pressurizer level had risen rapidly and the level instrument was now indicating off-scale high.

Operation of the pressurizer PORV resulted in the formation of steam bubbles in the reactor vessel upper head region and in the top of the tubes in the B steam generator. The size of the bubble in the reactor vessel upper head region was estimated to be about 300 ft^3. The total bubble volume in the steam generator tubes was smaller. The growth of these steam bubbles during the depressurization of the reactor coolant system, along with increased safety injection flow, had caused the rapid filling of the pressurizer. Natural circulation in the A loop and core cooling were not adversely affected by the existence of these bubbles.

A B steam generator Code safety valve lifted and closed three times as a result of continued break flow into the B steam generator; however, the safety valve may have leaked steam starting after the first lift. At 10:38 a.m., safety injection was terminated to prevent further safety valve lifts.

AT 10:40 a.m., the condensate system was shut down to prevent further radioactive contamination of the condensate storage tanks and the condensate demineralizers. The original contamination had resulted by the dumping of steam to the condenser from the faulted B steam generator earlier in the event. To continue the plant cooldown, the operators vented the A steam generator to atmosphere using its PORV.

At about 10:52 a.m., the rupture disc on the pressurizer relief tank (PRT) burst as a result of inventory additions from three sources. A letdown line relief was the major contributor, with the pressurizer PORV and reactor coolant pump seal return line relief also adding water to the pressurizer relief tank.

At 11:07 a.m., one safety injection pump was started to provide a buffer for the anticipated drop in reactor coolant system pressure that the plant staff expected to occur as a result of the restart of the A reactor coolant pump. Again, at 11:19 a.m., a B steam generator safety valve lifted and closed; however, by this time the steam line had flooded sufficiently to cause water rather than steam to be released. At about 11:21 a.m., the A reactor coolant pump was started. The resulting coolant flow cooled and collapsed any remaining steam bubbles in the reactor vessel upper head region and the B steam generator. At about 11:37 a.m., a fifth lift of the B steam generator safety valve occurred and the safety injection pump was stopped. The safety valve closed, but apparently continued to leak water at about 100 gpm.

At 11:52 a.m., the indicated pressurizer level returned onscale as a result of the continued break flow from the reactor coolant system into the B steam generator. Because pressurizer heaters were reenergized before the restart of the A reactor coolant pump, a steam bubble had been reestablished in the pressurizer. At 12:02 p.m., normal letdown from the reactor coolant system to the chemical and volume control system was reestablished. Because the B steam generator safety valve continued to leak, the tube rupture continued to drain the reactor coolant system to the B steam generator. The rate of decrease of pressurizer level resulting from the continued flow through the break prompted the operators to restart one safety injection pump. This was done at about 12:12 p.m. This pump was intermittently run to control pressurizer level until about 12:35 p.m. The B steam generator safety valve apparently

stopped leaking at about 12:25 p.m., so the safety injection pump was not needed to control pressurizer level after this point.

At 12:27 p.m., the reactor coolant system and B steam generator pressures equalized. The operators then maintained indicated reactor coolant system pressure about 25 psi below B steam generator pressure to promote backflow through the tube break. At 6:40 p.m., the B steam generator water level returned on-scale on the narrow-range indicator. The B steam generator was then cooled by a feed-and-bleed operation with auxiliary feedwater being intermittently supplied to the B steam generator while backflow through the break was allowed to continue.

At 7:00 a.m., January 26, the residual heat removal system was placed in operation. At 6:53 p.m. the same day, the licensee declared the plant to be in a cold shutdown condition.

The rate of flow through the ruptured tube was estimated by the NRC using mathematical models and known plant system characteristics. By these estimates, the highest flow rate through the break occurred very near the onset of the rupture and was calculated to be about 760 gpm. A mass balance algorithm indicated that about 117,000 pounds of steam and water were released from the B steam generator.

The indicated temperature transient of the reactor coolant system loops was reviewed by the NRC in an attempt to determine whether the reactor vessel had experienced a significant thermal shock during the event. Using the plant parameter data available and the information known about the design of the plant, the thermal behavior of the reactor coolant system while the safety injection pumps were operating and the reactor coolant pumps were stopped was modeled. The results of calculations based on the model paralleled closely the actual transient experienced. These calculations, and later analysis completed after NUREG–0909 was issued, indicate that a significant thermal shock did not occur during this event.

Dated at Washington D. C. this 9th day of July 1982.

Samuel J. Chilk,

Secretary of the Commission.

[FR Doc. 82–19007 Filed 7–13–82; 8:45 am]

BILLING CODE 7590–01–M

Advisory Committee on Reactor Safeguards, Subcommittee on Fluid Dynamics; Meeting

The ACRS Subcommittee on Fluid Dynamics will hold a meeting on July 29 and 30, 1982 at the Holiday Inn, Park Center Plaza, 282 Almaden Blvd., San Jose, CA. The Subcommittee will discuss potential safety concerns raised by a former General Electric employee, Mr. John Humphrey regarding the BWR pressure suppression containment design. The discussion will focus on the Mark III containment.

In accordance with the procedures outlined in the **Federal Register** on September 30, 1981 (46 FR 47903), oral or written statements may be presented by members of the public, recordings will be permitted only during those portions of the meeting when a transcript is being kept, and questions may be asked only by members of the Subcommittee, its consultants, and Staff. Persons desiring to make oral statements should notify the Designated Federal Employee as far in advance as practicable so that appropriate arrangements can be made to allow the necessary time during the meeting for such statements.

The entire meeting will be open to public attendance except for those sessions which will be closed to protect proprietary information (Sunshine Act Exemption 4). One or more closed sessions may be necessary to discuss such information. To the extent practicable, these closed sessions will be held so as to minimize inconvenience to members of the public in attendance.

The agenda for subject meeting shall be as follows:

Thursday, July 29, 1982.—8:30 a.m. until the conclusion of business

Friday, July 30, 1982.—8:30 a.m. until the conclusion of business

During the initial portion of the meeting, the Subcommittee, along with any of its consultants who may be present, may exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittee will then hear presentations by and hold discussions with representatives of the NRC Staff, General Electric, their consultants, and other interested persons regarding this review.

Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by a prepaid telephone call to the cognizant Designated Federal Employee, Mr. Paul Boehnert (telephone 202/634–3267) between 8:15 a.m. and 5:00 p.m., EDT.

I have determined, in accordance with subsection 10(d) of the Federal Advisory Committee Act, that it may be necessary to close portions of this meeting to public attendance to protect proprietary information. The authority for such closure is Exemption (4) to the Sunshine Act, 5 U.S.C. 552b(c)(4).

Dated: July 9, 1982.

John C. Hoyle,

Advisory Committee Management Officer.

[FR Doc. 82–19011 Filed 7–13–82; 8:45 am]

BILLING CODE 7590–01–M

Applications for Licenses To Import; Nuclear Facilities or Materials

Pursuant to 10 CFR 110.70(b) "Public notice of receipt of an application", please take notice that the Nuclear Regulatory Commission has received the following application for an import license. A copy of the application is on file in the Nuclear Regulatory Commission's Public Document Room located at 1717 H Street, NW., Washington, D.C.

A request for a hearing or a petition for leave to intervene may be filed on or before August 13, 1982. Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner upon the applicant, the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, the Secretary, U.S. Nuclear Regulatory Commission and the Executive Secretary, Department of State, Washington, D.C. 20520.

The table below lists the new major import application.

Dated this 8th day of July, at Bethesda, Maryland.

For the Nuclear Regulatory Commission.

Marvin R. Peterson,

Acting Assistant Director, Export/Import and International Safeguards Office of International Programs.

FEDERAL REGISTER (IMPORT)

Name of applicant, date of application, date received, application number	Material type	Material in kilograms		End-use	Country of destination
		Total element	Total isotope		
Transnuclear, June 30, 1982, June 30, 1982, ISNM82009.	0.91% enriched uranium	22,900.00	208.39	Enriched feed for toll enriching contract UES/EU/41	From France.

[FR Doc. 82-19008 Filed 7-13-82; 8:45 am]
BILLING CODE 7590-01-M

[Docket Nos. 50-443, 50-444]

Public Service Co. of New Hampshire (Seabrook Station, Units 1 and 2); Issuance of Director's Decision

On February 8, 1982, Mr. Robert Backus, on behalf of the Seacoast Anti-Pollution League filed a request under 10 CFR 2.206 for an order to show cause why Construction Permit Nos. CPPR-135 and CPPR-136 should not be suspended or revoked because of an alleged lack of financial qualification of the lead applicant, Public Service Company of New Hampshire.

Effective March 31, 1982, the Commission's regulations were amended to eliminate financial qualification requirements. In light of this, I have determined not to grant the request of Mr. Backus. The reasons for this decision are set forth in a "Director's Decision under 10 CFR 2.206", which is available for inspection in the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C. 20555, and in the local public document room at the Exeter Public Library, Front Street, Exeter, New Hampshire 03883. A copy of the decision will also be filed with the Secretary for the Commission's review in accordance with 10 CFR 2.206(c).

Dated at Bethesda, Maryland this 6th day of July 1982.

For the Nuclear Regulatory Commission.

Harold R. Denton,

Director, Office of Nuclear Reactor Regulation.

[FR Doc. 82-19009 Filed 7-13-82; 8:45 am]
BILLING CODE 7590-01-M

[Docket No. 50-311]

Public Service Electric and Gas Co., Philadelphia Electric Co., Delmarva Power and Light Co., and Atlantic City Electric Co.; Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) has issued Amendment No. 9 to Facility Operating License No. DPR-75, issued to Public Service Electric and Gas Company, Philadelphia Electric Company, Delmarva Power and Light Company and Atlantic City Electric Company (The licensees), which revised the license of the Salem Nuclear Generating Station, Unit No. 2 (the facility) located in Salem County, New Jersey. The amendment is effective as of the date of issuance.

The amendment revises section 2.C.(25)(h)(v) to extend the implementation date for providing a capability to continuously sample and analyze gaseous effluents from June 1, 1982 until the first refueling outage.

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 rule 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 issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated May 28, 1982, (2) Amendment No. 9 to License No. DPR-75, 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, NW., Washington, D.C. and at the Salem Free Public Library, 112 West Broadway, Salem, New Jersey. 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 8th day of July 1982.

For the Nuclear Regulatory Commission.

Steven A. Varga,

Operating Reactors Branch #1, Division of Licensing.

[FR Doc. 82-19010 Filed 7-13-82; 8:45 am]
BILLING CODE 7590-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 18474; SR-MSRB-81-18]

Municipal Securities Rulemaking Board; Order Approving Amended Proposed Rule Change

February 8, 1982.

The Municipal Securities rulemaking Board (the "MSRB") Suite 507, 1150 Connecticut Avenue, NW., Washington, D.C. 20036, submitted on November 4, 1981, copies of a proposed rule change pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act") and Rule 19b-4 thereunder, to amend MSRB rule G-12 dealing with uniform practice. The MSRB submitted an amendment to the proposed rule change on December 17, 1981. Rule G-12 currently provides, among other things, for procedures and standards to be used in the comparison, clearance, and settlement of inter-dealer transactions in municipal securities, including the requirements for "good delivery." The proposed rule change provides that, in addition to the current "good delivery" requirements, securities delivered must be identical to those described in the inter-dealer confirmation with respect to specific descriptive details. Such details, for example, would include the issuer's name and the interest rate and maturity on the bond. The original proposal would have required securities to be identical as to their "in whole" call provisions. The amendment to the proposed rule change deletes the "in whole" requirement and requires that all securities delivered must be identical as to any applicable call provisions.

Notice of the proposed rule change together with the terms of substance of the proposed rule change was given by the issuance of a Commission Release (Securities Exchange Act Release No. 18250, November 10, 1981) and by

publication in the **Federal Register** (46 FR 56528, November 17, 1981). Notice of the amended proposed rule change together with its terms of substance was also given by issuance of a Commission Release (Securities Exchange Act Release No. 18370, December 23, 1981) and by publication in the **Federal Register** (46 FR 63438, December 31, 1981). No comments were received with respect to the proposed rule 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 MSRB, and, in particular, the requirements of Section 15B, and the rules and regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the above-mentioned proposed rule change, as amended, be, and hereby is, approved.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 82-18975 Filed 7-13-82; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-18870; File No. SR PHLX 82-6]

Self-Regulatory Organizations; The Philadelphia Stock Exchange, Inc.; Proposed Rule Change

Relating to Trading by Registered Options Traders. Comments requested on or before August 4, 1982. Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), notice is hereby given that on June 28, 1982, the Philadelphia Stock Exchange, Inc. filed with the Securities and Exchange Commission the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The proposed rule change would delete a provision in PHLX options rules which limit to three the number of registered options traders (ROT's) in a trading crowd who may establish or increase a position. It would provide, instead, for a discretionary ability to limit the number of ROT's in a trading crowd when such limitation would serve the interests of maintaining a fair and orderly market.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in sections (A), (B), and (C) below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statements of the Purpose of, and Statutory Basis for the Proposed Rule Change

PHLX rules currently limit the number of ROT's in a trading crowd who may establish or increase a position. This provision, which is derived from a similar equity rule of the American Stock Exchange, Inc., has been part of PHLX rules since the beginning of its options program. Experience has shown that the rule is counter-productive since, in most cases, it is believed that the presence of ROT's in the trading crowd has a positive effect on the market for the particular option. The purpose of the proposed rule change is to delete the current provision and to provide in its place a temporary limitation in those rare instances when the market in the particular option would appear to justify it.

For example, the PHLX, in connection with a tender offer for an underlying security subject to options trading, recently experienced a heavy, but balanced influx of off-floor orders to buy or sell the particular option. In this situation, it appeared that the presence of ROT's who were establishing or increasing their positions served little, if any, market-making function, and the proposed rule change would provide a mechanism for temporarily restricting such ROT's.

The proposed rule change is consistent with section 6(b)(5) of the Act which provides, in part, that the rules of the exchange be designed to facilitate transactions in securities, perfect the mechanism of a free and open market, and protect investors and the public interest.

B. Self-Regulatory Organization's Statement on Burden on Competition

The PHLX does not believe that the proposed rule change will impose any burden on competition.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No comments on this proposed rule change have been solicited or received from members.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

On or before August 28, 1982 or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

A. by order approve such proposed rule change, or

B. institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Section, 1100 L Street, NW., Washington, D.C. (450 5th Street, NW., Washington, D.C., after July 23, 1982). Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number in the caption above and should be submitted on or before August 4, 1982.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Dated: July 6, 1982.

George A. Fitzsimmons,

Secretary.

[FR Doc. 82-18976 Filed 7-13-82; 8:45 am]

BILLING CODE 8010-01-M

Sunshine Act Meetings

Federal Register
Vol. 47, No. 135
Wednesday, July 14, 1982

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

CONTENTS

	Items
Commodity Futures Trading Commission	1
Federal Deposit Insurance Corporation	2
Federal Home Loan Bank Board	3
National Commission on Libraries and Information Science	4
Nuclear Regulatory Commission	5

1

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11 a.m., Friday, July 23, 1982.

PLACE: 2033 K Street, NW., Washington, D.C., eighth floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Briefing.

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-1026-82 Filed 7-12-82; 1:53 pm]

BILLING CODE 6351-01-M

2

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 11:45 a.m. on Friday, July 9, 1982, the Board of Directors of the Federal Deposit Insurance Corporation met in closed session, by telephone conference call, to consider a recommendation regarding the employment of staff for the Deposit Insurance National Bank of Oklahoma City, Oklahoma City, Oklahoma, and the liquidation office for Penn Square Bank, National Association, Oklahoma City, Oklahoma.

In calling the meeting, the Board determined, on motion of Chairman William M. Isaac, seconded by Director Irvine H. Sprague (Appointive), concurred in by Director C. T. Conover (Comptroller of the Currency), that Corporation business required its consideration of the matterr on less than seven days' notice to the public; that no earlier notice of the meeting was practicable; that the public interest did not require consideration of the matter in a meeting open to public observation; and that the matter could be considered in a closed meeting pursuant to subsections (c)(2) and (c)(6) of the "Government in the Sunshine Act" (5 U.S.C. 552b (c)(2) and (c)(6)).

Dated: July 9, 1982.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,

Executive Secretary.

[S-1024-82 Filed 7-12-82; 11:15 am]

BILLING CODE 6714-01-M

3

FEDERAL HOME LOAN BANK BOARD

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. No. 47, Page No.—None at this Time. Date Published—None at this Time.

PLACE: Board room, sixth floor, 1700 G Street, NW., Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Marshall (202-377-6679).

CHANGES IN THE MEETING: The first four items have been withdrawn and the following two items have been added to the open portion of the Bank Board meeting scheduled Thursday, July 15, 1982.

Public Notice and Protest
Holding Company Acquisition Delegations
Net Worth Amendments
Liquidity, New Inclusions
Net Worth Amendment
Liquidity Amendments
[No. 49, July 12, 1982]

[S-1025-82 Filed 7-12-82; 12:22 pm]

BILLING CODE 6720-01-M

4

NATIONAL COMMISSION ON LIBRARIES AND INFORMATION SCIENCE

MEETING: Task Force on Library and Information Services to Cultural Minorities.

DATE AND TIME:

Thursday, August 5, 1982, 9 a.m. until 5 p.m.
Friday, August 6, 1982, 9 a.m. until 4:30 p.m.

PLACE: Mayflower Hotel, 1127 Connecticut Ave., NW., Washington, D.C.

STATUS: Open.

MATTERS TO BE DISCUSSED: Final Meeting of the Task Force Review and revision of Task Force Report.

CONTACT PERSON FOR MORE INFORMATION: Christina Carr Young, Research Associate (202) 653-6252.

July 6, 1982.

Toni Carbo Bearman,

Executive Director, National Commission on Libraries and Information Science.

[S-1023-82 Filed 7-12-82; 10:07 am]

BILLING CODE7527-01-M

5

NUCLEAR REGULATORY COMMISSION

DATE: Thursday, July 15, 1982 (Revised).

PLACE: Commissioners' Conference Room, 1717 H Street, NW., Washington, D.C.

STATUS: Open.

MATTERS TO BE DISCUSSED: Thursday, July 15:

10:00 a.m.:
Briefing on Staff Plan for Quality Assurance (public meeting) (as announced)
3:30 p.m.:
Affirmation/Discussion Session (public meeting) (items revised)
Affirmation and/or Discussion and Vote:
a. Part 10 CFR Part 50—Proposed Rule to Clarify Applicability of License Conditions and Technical Specifications in an Emergency
b. Requirements for Emergency Response Cability
c. S-3 Policy Statement
d. Draft Policy Statement on Treatment of Psychological Stress Contentions in Proceedings Other than TMI-1 Restart
e. Draft Immediate Effectiveness Order for San Onofre 2 and 3
f. TMI-1 Psychological Impacts—Litigatior Strategy and Response to Licensee's Motion
(Items c. and d., *postponed* from July 8)

ADDITIONAL INFORMATION: Monday, July 12—Discussion of Proposed Rulemaking—Accreditation of Qualification Testing Organization *postponed* to July 20.

On July 8 the Commission voted 4-0 (Commissioner Asselstine not present) to hold July 9 on short notice the

Discussion of Clinch River Breeder Reactor Schedule.

AUTOMATIC TELEPHONE ANSWERING SERVICE FOR SCHEDULE UPDATE: (202) 634–1498. Those planning to attend a meeting should reverify the status on the day of the meeting.

CONTACT PERSON FOR MORE INFORMATION: Walter Magee (202) 634–1410.

Walter Magee,
Office of the Secretary
July 9, 1982.
[S–1022–82 Filed 7–9–82; 4:14 pm]
BILLING CODE 7590–01–M

federal register

Wednesday
July 14, 1982

Part II

Office of Management and Budget

Budget Rescissions and Deferrals; Cumulative Report

OFFICE OF MANAGEMENT AND BUDGET

Cumulative Report on Rescissions and Deferrals

July 1, 1982.

This report is submitted in fulfillment of the requirements of section 1014(e) of the Impoundment Control Act of 1974 (Pub. L. 93–344). Section 1014(e) provides for a monthly report listing all budget authority for this fiscal year with respect to which, as of the first day of the month, a special message has been transmitted to the Congress.

This report gives the status as of July 1, 1982 of twenty-seven rescission proposals and 251 deferrals contained in the first fourteen messages of FY 1982. These messages were transmitted to the Congress on October 1, 20, 23, and 29, and November 6, and 13, 1981, January 22, February 8, and 19, March 18, April 23, May 18, June 3, and 23, 1982.

Rescissions (Table A and Attachment A)

Twenty-seven rescission proposals totaling $7,496.8 million are currently pending before the Congress. Table A summarizes the status of rescissions proposed by the President as of July 1, 1982 while Attachment A shows the history and status of each rescission proposed during FY 1982.

Deferral (Table B and Attachment B)

As of July 1, 1982, $2,586.4 million in 1982 budget authority was being deferred from obligation and another $2.1 million in 1982 obligations was being deferred from expenditure. Attachment B shows the history and status of each deferral reported during FY 1982.

Information From Special Messages

The special messages containing information on the rescissions and the deferrals covered by the cumulative report are printed in the **Federal Registers** of:

Vol. 46, No. 194, FR p. 49793, Wednesday, October 7, 1981
Vol. 46, No. 206, FR p. 52289, Monday, October 26, 1981
Vol. 46, No. 210, FR p. 54259, Friday, October 30, 1981
Vol. 46, No. 212, FR p. 54691, Tuesday, November 3, 1981
Vol. 46, No. 218, FR p. 55905, Thursday, November 12, 1981
Vol. 46, No. 223, FR p. 57019, Thursday, November 19, 1981
Vol. 47, No. 18, FR p. 4021, Wednesday, January 27, 1982
Vol. 47, No. 28, FR p. 6193, Wednesday, February 10, 1982
Vol. 47, No. 37, FR p. 8145, Wednesday, February 24, 1982
Vol. 47, No. 57, FR p. 12751, Wednesday, March 24, 1982
Vol. 47, No. 82, FR p. 18301, Wednesday, April 28, 1982
Vol. 47, No. 100, FR p. 22483, Monday, May 24, 1982
Vol. 47, No. 110, FR p. 24992, Thursday, June 8, 1982
Vol. 47, No. 127, FR p. 28891, Thursday, July 1, 1982

David A. Stockman,

Director.

BILLING CODE 3110-01-M

TABLE A

STATUS OF 1982 RESCISSIONS

	Amount (In millions of dollars)
Rescissions proposed by the President	$ 7,584.9
Accepted by the Congress	-0-
Rejected by the Congress	88.2
Pending before the Congress	$ 7,496.7 a.

* *

TABLE B

STATUS OF 1982 DEFERRALS

	Amount (In millions of dollars)*
Deferrals proposed by the President	$ 8,138.9
Routine Executive releases (-$5,302.9 million) and adjustments ($46.9 million) through July 1, 1982.	-5,256.0
Overturned by the Congress	-294.3
Currently before the Congress	$ 2,588.5 b.

a. This amount includes $20.5 million in FY 1983 funds (R82-3).

b. This amount includes $2.1 million in outlays for a Department of the Treasury deferral (D82-23A).

* Detail does not add to total due to rounding.

Attachments

ATTACHMENT A - STATUS OF RESCISSIONS - FISCAL YEAR 1982 AS OF 07/06/82 14:30

AS OF JULY 1, 1982 AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	RESCISSION NUMBER	AMOUNT PREVIOUSLY CONSIDERED BY CONGRESS	AMOUNT CURRENTLY BEFORE THE CONGRESS	DATE OF MESSAGE MO DA YR	AMOUNT RESCINDED	AMOUNT MADE AVAILABLE	DATE MADE AVAILABLE MO DA YR
FUNDS APPROPRIATED TO THE PRESIDENT							
International Development Assistance							
Functional development assistance program BA	R82- 4		8,129	2 8 82		8,129*	4 23 82
Sahel development program BA	R82- 5		2,500	2 8 82		2,500*	4 23 82
FUNDS APPROPRIATED TO THE PRESIDENT TOTAL BA			10,629			10,629	
DEPARTMENT OF AGRICULTURE							
Extension Service							
Extension service BA	R82- 6		2,000	2 8 82		2,000*	4 26 82
DEPARTMENT OF AGRICULTURE TOTAL BA			2,000			2,000	
DEPARTMENT OF COMMERCE							
National Oceanic and Atmospheric Administration							
Coastal zone management BA	R82- 7		12,000	2 8 82		12,000*	4 26 82
Coastal energy impact fund BA	R82- 8		7,000	2 8 82		7,000*	4 26 82
DEPARTMENT OF COMMERCE TOTAL BA			19,000			19,000	
DEPARTMENT OF DEFENSE - MILITARY							
Procurement							
Aircraft procurement, Air Force BA	R82- 1	65,700		10 23 81		65,700	12 14 81
Missile procurement, Air Force BA	R82- 2	22,500		10 23 81		22,500	12 14 81
DEPARTMENT OF DEFENSE - MILITARY TOTAL BA		88,200				88,200	
DEPARTMENT OF EDUCATION							
Office of Elementary and Secondary Education							
Compensatory education for the disadvantaged BA	R82- 9		411,933	2 8 82		411,933*	4 26 82
Special programs and populations BA	R82-10		65,600	2 8 82		65,600*	4 26 82
Indian education BA	R82-11		6,255	2 8 82		6,255*	4 26 82
Office of Special Education and Rehab. Services							
Education for the handicapped BA	R82-12		258,572	2 8 82		258,572*	4 26 82

ATTACHMENT A - STATUS OF RESCISSIONS - FISCAL YEAR 1982 AS OF 07/06/82 14:30

AS OF JULY 1, 1982 AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	RESCISSION NUMBER	AMOUNT PREVIOUSLY CONSIDERED BY CONGRESS	AMOUNT CURRENTLY BEFORE THE CONGRESS	DATE OF MESSAGE MO DA YR	AMOUNT RESCINDED	AMOUNT MADE AVAILABLE	DATE MADE AVAILABLE MO DA YR
Rehabilitation services and handicapped research							
BA	R82-13		91,171	2 8 82		91,171 *	4 26 82
Office of Vocational and Adult Education							
Vocational and adult education							
BA	R82-14		105,741	2 8 82		105,741 *	4 26 82
Office of Postsecondary Education							
Student financial assistance							
BA	R82-15		141,500	2 8 82		141,500 *	4 26 82
Higher and continuing education							
BA	R82-16		42,739	2 8 82		42,739 *	4 26 82
Office of Educational Research and Improvement							
Libraries							
BA	R82-17		22,110	2 8 82		22,110 *	4 26 82
Departmental management							
Educ. res. & train. overseas (spec. for. curr.)							
BA	R82-18		80	2 8 82		80 *	4 26 82
Office of Bilingual Educ. & Minority Lang. Affairs							
Bilingual education							
BA	R82-19		11,504	2 8 82		11,504 *	4 26 82
DEPARTMENT OF EDUCATION TOTAL BA			1,157,205			1,157,205	
DEPARTMENT OF ENERGY							
Energy Programs							
Energy conservation							
BA	R82-20		20,000	2 8 82		20,000*	4 26 82
DEPARTMENT OF ENERGY TOTAL BA			20,000			20,000	
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT							
Housing Programs							
Subsidized housing programs							
BA	R82-21		9,399,789	2 8 82		5,999,789*	4 26 82
BA	R82-21A		-3,400,000	4 23 82			
Solar Energy and Energy Conservation Bank							
Assistance for solar and conserv. improvements							
BA	R82-22		21,850	2 8 82		21,850*	4 26 82
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TOTAL BA			6,021,639			6,021,639	
DEPARTMENT OF LABOR							
Mine Safety and Health Administration							
Salaries and expenses							
BA	R82-23		4,095	2 8 82		2,095*	4 26 82
BA	R82-23A		-2,000	2 19 82			
DEPARTMENT OF LABOR TOTAL BA			2,095			2,095	

ATTACHMENT A - STATUS OF RESCISSIONS - FISCAL YEAR 1982 AS OF 07/06/82 14:30

AS OF JULY 1, 1982 AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	RESCISSION NUMBER	AMOUNT PREVIOUSLY CONSIDERED BY CONGRESS	AMOUNT CURRENTLY BEFORE THE CONGRESS	DATE OF MESSAGE MO DA YR	AMOUNT RESCINDED	AMOUNT MADE AVAILABLE	DATE MADE AVAILABLE MO DA YR
DEPARTMENT OF TRANSPORTATION							
Federal Highway Administration							
Highway-related safety grants							
BA	R82-24		9,623	2 8 82		9,623*	4 26 82
DEPARTMENT OF TRANSPORTATION TOTAL BA			9,623			9,623	
OTHER INDEPENDENT AGENCIES							
Corporation for Public Broadcasting							
Public broadcasting fund							
BA	R82- 3		20,500a	11 6 81			
National Foundation on the Arts and Humanities							
Institute of Museum Services: Program operations							
BA	R82-25		10,877	2 8 82		10,877*	4 26 82
Office of Fed. Insp. for the Alaska Nat. Gas Sys.							
Salaries and expenses							
BA	R82-27		8,000	6 23 82			
Postal Service							
Payment to the Postal Service Fund							
BA	R82-26		215,230	3 18 82			
OTHER INDEPENDENT AGENCIES TOTAL BA			254,607			10,877	
TOTAL BA		88,200	7,496,798	..		7,341,268	

* This item is still under consideration by the Congress, but the amounts were made available upon expiration of the 45-day clock.

a. This is a proposal to rescind FY 1983 funds.

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE		DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
EXECUTIVE OFFICE OF THE PRESIDENT										
White House Office										
Salaries and Expenses	BA	D82- 27	366			10 20 81	-366			
Special Assistance to the President										
Salaries and Expenses	BA	D82- 28	28			10 20 81	-28			
Council of Economic Advisers										
Salaries and Expenses	BA	D82- 86	32			10 23 81	-32			
Council on Envir Quality & Office of Envir Qual										
Salaries and Expenses	BA	D82- 29	9			10 20 81	-9			
Office of Policy Development										
Salaries and Expenses	BA	D82- 30	45			10 20 81	-45			
National Security Council										
Salaries and Expenses	BA	D82- 31	62			10 20 81	-62			
Office of Administration										
Salaries and expenses	BA	D82 32	139			10 20 81	-139			
OMB, Office of Fed Procurement Policy										
Salaries and expenses	BA	D82- 33	24			10 20 81	-24			
Office of Science and Technology Policy										
Salaries and expenses	BA	D82- 34	30			10 20 81	-30			
Office of the U S Trade Representative										
Salaries and expenses	BA	D82- 35	78			10 20 81	-78			
EXECUTIVE OFFICE OF THE PRESIDENT TOTAL	BA		813				-813			
FUNDS APPROPRIATED TO THE PRESIDENT										
Appalachian Regional Development Programs										
Appalachian regional development programs	BA	D82- 1	15,000			10 1 81				
	BA	D82- 1A			a	1 22 82				
	BA	D82- 1B			a	2 8 82				15,000
Disaster Relief										
Disaster relief	BA	D82-158	7,000			10 29 81	-7,000			
	BA	D82-159	138,000			10 29 81	-138,000			
International Security Assistance										
Foreign military credit sales	BA	D82-222	680,000			2 8 82	-680,000			
Economic support fund	BA	D82 219	1,756,980			1 22 82	1,684,330			72,650
Military assistance	BA	D82 220	129,512			2 8 82	-101,500			28,012
FUNDS APPROPRIATED TO THE PRESIDENT TOTAL	BA		2,726,492				-2,610,830			115,662
DEPARTMENT OF AGRICULTURE										
Office of the Secretary										
Office of the Secretary	BA	D82-160	29			10 29 81	-29			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
Agricultural Research Service								
Agricultural research service								
BA	D82-161	1,813		10 29 81	-1,813			
Cooperative State Research Service								
Cooperative state research service								
BA	D82-162	2,790		10 29 81	-2,790			
Extension Service								
Extension service								
BA	D82 163	1,990		10 29 81	-1,990			
National Agricultural Library								
National agricultural library								
BA	D82-164	93		10 29 81	-93			
Statistical Reporting Service								
Statistical reporting service								
BA	D82-165	198		10 29 81	-198			
Agricultural Cooperative Service								
Agricultural cooperative service								
BA	D82-166	39		10 29 81	-39			
Office of Internat Cooperation and Development								
Scientific activities overseas								
BA	D82-167	700		10 29 81	-700			
Rural Electrification Administration								
Rural electr and telephone revolving fund								
BA	D82-169	49,368b		10 29 81	-49,368			
Foreign Assistance Programs								
Expenses, P.L. 480								
BA	D82- 36	25,696		10 20 81	-25,696			
Agricultural Stabilization & Conservation Service								
Dairy and beekeeper indemnity programs								
BA	D82- 88	28		10 23 81	-28			
Agricultural conservation								
BA	D82- 87	8,600		10 23 81	-8,600			
Emergency conservation program								
BA	D82-168	1,400		10 29 81	-1,400			
Farmers Home Administration								
Salaries and expenses								
BA	D82-171	526		10 29 81	-526			
Rural housing for domestic farm labor								
BA	D82 173	1,750		10 29 81	-1,750			
BA	D82 224	10,728		2 8 82				10,728
Mutual and self-help housing								
BA	D82-174	490		10 29 81	-490			
Rural water and waste disposal								
BA	D82-170	8,680		10 29 81	8,680			
Rural community fire protection grants								
BA	D82-172	490		10 29 81	-490			
Agricultural credit insurance fund								
BA	D82-175	1,316		10 29 81	1,316			
Rural development insurance fund								
BA	D82-176	21,000		10 29 81	21,000			
Soil Conservation Sevice								
Watershed and flood prevention operations								
BA	D82 89	8,926		10 23 81	8,926			
BA	D82-244	8,822		6 3 82				8,122
Animal and Plant Health Inspection Service								
Animal and plant health inspection service								
BA	D82- 90	4,125		10 23 81	-4,125			
Buildings and facilities								
BA	D82-177	236		10 29 81	236			
Agricultural Marketing Service								
Payments to States and possessions								
BA	D82-178	210		10 29 81	-210			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE		DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
Food and Nutrition Service										
Food program administration	BA	D82-209	487			11 6 81	-487			
Child nutrition programs	BA	D82-210	472			11 6 81	-472			
Special supplemental food programs (WIC)	BA	D82 211	13,831			11 6 81	-13,831			
Forest Service										
State and private forestry	BA	D82- 92	776			10 23 81	-776			
	BA	D82-179	657			10 29 81	-657			
Agricultural research	BA	D82- 91	1,348			10 23 81	-1,348			
National forest system	BA	D82- 93	12,516			10 23 81	-12,516			
	BA	D82 180	1,059			10 29 81	-1,059			
Construction and land acquisition	BA	D82- 94	6,693			10 23 81	-6,693			
Timber salvage sales	BA	D82 2	6,723			10 1 81				
	BA	D82- 2A		561		1 22 82				7,284
Rangeland improvements	BA	D82 96	109			10 23 81	-109			
Acquisition of lands to complete land exchanges	BA	D82- 95	6			10 23 81	6			
Expenses, brush disposal	BA	D82- 3	49,349			10 1 81			-948	
	BA	D82- 3A			a	4 23 82				48,401
DEPARTMENT OF AGRICULTURE TOTAL	BA		254,069	561			-178,447		-948	75,235
DEPARTMENT OF COMMERCE										
General Administration										
Participation in U S expositions	BA	D82- 4	507			10 1 81	-32			475
Bureau of the Census										
Periodic censuses and programs	BA	D82 225	1,015			2 8 82				
	BA	D82 225A			a	5 18 82				1,015
Economic and Statistical Analysis										
Salaries and expenses	BA	D82 97	420			10 23 81	-420			
Economic Development Administration										
Economic development assistance programs	BA	D82 98	38,855			10 23 81	-38,855			
	BA	D82-245	2,800			6 3 82				2,800
Minority Business Development Agency										
Minority business development	BA	D82 99	857			10 23 81	-857			
	BA	D82 226	5,000			2 8 82				
	BA	D82-226A		5,000		5 18 82				10,000
United States Travel Service										
Salaries and expenses	BA	D82 181	287			10 29 81	-287			
National Oceanic and Atmospheric Administration										
Operations, research, and facilities	BA	D82 100	12,891			10 23 81	-12,891			
Construction	BA	D82 5	2,000			10 1 81				
	BA	D82- 5A			a	1 22 82				
	BA	D82 58			a	5 18 82				2,000
National Telecom and Information Admin										
Salaries and expenses	BA	D82-101	277			10 23 81	-277			

ATTACHMENT B - STATUS OF DEFERRALS FISCAL YEAR 1982 AS OF 07/07/82 09.14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
DEPARTMENT OF COMMERCE									
TOTAL BA			64,909	5,000		-53,619			16,290
DEPARTMENT OF DEFENSE-MILITARY									
Procurement									
Shipbuilding and conversion, Navy	BA	D82-227	1,275,000		2 8 82				1,275,000
Military Construction									
Military construction, all services	BA	D82- 6	38,837		10 1 81				
	BA	D82- 6A		14,101	1 22 82				
	BA	D82- 6B		714,785	2 8 82	-729,537		43,250	81,436
Family Housing, Defense									
Family housing, Defense	BA	D82- 7	1,992		10 1 81	-1,992			
DEPARTMENT OF DEFENSE-MILITARY									
TOTAL BA			1,315,829	728,886		-731,529		43,250	1,356,436
DEPARTMENT OF DEFENSE CIVIL									
Cemeterial Expenses, Army									
Salaries and expenses	BA	D82- 37	85		10 20 81	-85			
Corps of Engineers									
General investigations	BA	D82- 38	2,068		10 20 81	-2,068			
Construction, general	BA	D82- 39	14,284		10 20 81	-14,284			
General expenses	BA	D82- 40	370		10 20 81	-370			
Special recreation use fees	BA	D82- 41	59		10 20 81	-59			
Soldiers and Airmen's Home									
Operation and maintenance	BA	D82- 42	63		10 20 81	-63			
Wildlife Conservation, Military Reservations									
Wildlife conservation, all services	BA	D82 8	597		10 1 81	-8		8	
	BA	D82- 8A		433	1 22 82	-22			1,008
DEPARTMENT OF DEFENSE CIVIL									
TOTAL BA			17,526	433		-16,959		8	1,008
DEPARTMENT OF ENERGY									
Energy Programs									
Fossil energy R&D	BA	D82-105	14,769		10 23 81	-14,769			
	BA	D82 236	44,883		3 18 82		-44,883		
Fossil energy construction	BA	D82- 9	135,000		10 1 81		-135,000		
Gen. science & research-plant & capital	BA	D82-102	1,682		10 23 81	-1,682			
Energy supply R&D-operating expenses	BA	D82-103	49,393		10 23 81	-49,393			
	BA	D82-228	4,000		2 8 82				4,000
	BA	D82-228A		a	3 18 82				
Energy supply R&D-plant and capital equip.	BA	D82-104	11,949		10 23 81	-11,949			
Energy conservation	BA	D82-106	14,007		10 23 81	14,007			
Strategic Petroleum Reserve	BA	D82- 10	8,000		10 1 81				
	BA	D82- 10A		52,860	2 8 82	-8,000			52,860
Energy information administration	BA	D82-107	2,042		10 23 81	-2,042			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09 14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE		DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
Economic regulation	BA	D82-108	2,436			10 23 81	-2,436			
Federal Energy Regulatory Commission	BA	D82 109	490			10 23 81	-490			
Geothermal resources development fund	BA	D82-110	18			10 23 81	-18			
	BA	0000								
DEPARTMENT OF ENERGY TOTAL BA			288,669	52,860			-104,786	-179,883		56,860
DEPARTMENT OF HEALTH AND HUMAN SERVICES										
Health Services Administration										
Health Services	BA	D82- 11	1,508			10 1 81				1,508
Indian health services	BA	D82-212	10,950			11 6 81	-10,950			
Centers for Disease Control										
Preventive Health Services	BA	D82 213	791			11 6 81	-791			
Alcohol, Drug Abuse & Mental Health Administration										
Construction & renovation, St Elizabeths Hospital	BA	D82- 12	11,500			10 1 81				
	BA	D82- 12A			a	1 22 82				11,500
Office of Assistant Secretary for Health										
Health services management	BA	D82-214	1,142			11 6 81	-1,142			
Special foreign currency program	BA	D82- 13	7,000			10 1 81				
	BA	D82- 13A			a	1 22 82				7,000
Health Care Financing Administration										
Program management	BA	D82-215	420			11 6 81	-420			
Social Security Administration										
Refugee assistance	BA	D82- 43	10,000			10 20 81	-10,000			
Cuban and Haitian entrants, reception & process.	BA	D82- 44	4,900			10 20 81	-4,900			
	BA	D82- 44A			a	1 22 82				
Cuban and Haitian entrants, domestic asst.	BA	D82- 45	37,000			10 20 81				
	BA	D82- 45A		11,398		1 22 82	-48,398			
Limitation on administrative expenses	BA	D82-237	9,600			3 18 82				
	BA	D82-237A			a	5 18 82				9,600
Human Development Services										
Work incentives	BA	D82-216	10,523			11 6 81	-10,523			
DEPARTMENT OF HEALTH AND HUMAN SERVICES TOTAL BA			105,334	11,398			-87,124			29,608
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT										
Housing Programs										
Subsidized housing programs	BA	D82-182	79,218			10 29 81	-79,218			
Payments for operation of low income housing	BA	D82-183	102,452			10 29 81	-102,452			
Housing for the elderly or handicapped	BA	D82 111	14,294			10 23 81	-14,294			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
Solar Energy and Energy Conserv. Bank								
Assist. for solar and conserv. improvements								
BA	D82-184	3,500		10 29 81	-3,500			
Community Planning and Development								
Community development support assistance								
BA	D82-112	61,589		10 23 81	-61,589			
Urban development action grants								
BA	D82-113	8,412		10 23 81	-8,412			
Rehabilitation loan fund								
BA	D82-185	26,959		10 29 81	-26,959			
Neighborhoods, Vol. Assoc. & Consumer Prot.								
Housing counseling assistance								
BA	D82- 46	207		10 20 81	-207			
Policy Development and Research								
Research and technology								
BA	D82- 47	420		10 20 81	-420			
Fair Housing and Equal Opportunity								
Fair housing assistance								
BA	D82- 48	96		10 20 81	-96			
Management and Administration								
Salaries and expenses								
BA	D82-186	3,590		10 29 81	-3,590			
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TOTAL BA		300,737			-300,737			
DEPARTMENT OF THE INTERIOR								
Bureau of Land Management								
Acquisition, construction and maintenance								
BA	D82- 49	121		10 20 81	-121			
Range improvements								
BA	D82-114	237		10 23 81	-237			
Bureau of Reclamation								
Loan program								
BA	D82-115	792		10 23 81	-792			
Construction program								
BA	D82-116	4,603		10 23 81	-4,603			
General investigations								
BA	D82-117	944		10 23 81	-944			
Operations and maintenance								
BA	D82-118	64		10 23 81	-64			
General administrative expenses								
BA	D82-119	353		10 23 81	-353			
Office of Water Research & Technology								
Salaries and expenses								
BA	D82-120	600		10 23 81	-600			
U.S. Fish and Wildlife Service								
Resource management								
BA	D82-121	5,815		10 23 81	-5,815			
Construction and anadromous fish								
BA	D82 50	392		10 20 81	-392			
BA	D82 246	600		6 3 82				600
Land acquisition								
BA	D82-247	400		6 3 82				400
National Park Service								
Urban park and recreation grants								
BA	D82-125	1,400		10 23 81	-1,400			
BA	D82-238	858		3 18 82				858
Operation of the National Park Service								
BA	D82-122	5,216		10 23 81	-5,216			
John F. Kennedy Center for the Performing Arts								
BA	D82-124	40		10 23 81	-40			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 08:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE		DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
Construction										
—	BA	D82-123	5,207			10 23 81	-5,207			
Land and water conservation fund										
	BA	D82-126	16,256			10 23 81	-16,256			
	BA	D82- 14	30,000			10 1 81				
	BA	D82- 14A			a	2 8 82				30,000
	BA	D82-239	2,821			3 18 82				2,821
Historic preservation fund										
	BA	D82-218	108			11 13 81	-108			
	BA	D82-240	781			3 18 82				781
Geological Survey										
Surveys, investigations and research										
	BA	D82- 51	9,019			10 20 81	-9,019			
Exploration of National Petroleum Res. in Alaska										
	BA	D82- 52	80			10 20 81	-80			
Payments from proceeds, sale of water										
	BA	D82- 15	45			10 1 81				45
Office of Surface Mining Reclam. and Enforcement										
Regulation and technology										
	BA	D82- 53	1,245			10 20 81	-1,245			
Bureau of Mines										
Drainage of anthracite mines										
	BA	D82- 16	991			10 1 81				
	BA	D82- 16A				2 8 82				991
Mines and minerals										
	BA	D82- 54	2,600			10 20 81	-2,600			
Bureau of Indian Affairs										
Operation of Indian programs										
	BA	D82-127	16,607			10 23 81	-16,607			
Construction										
	BA	D82-128	148			10 23 81	-148			
Office of Territorial Affairs										
Administration of territories										
	BA	D82- 55	2,439			10 20 81	-2,439			
Trust territory of the Pacific Islands										
	BA	D82- 56	2,068			10 20 81	-2,068			
Office of the Solicitor and Office of the Secy										
Departmental management										
	BA	D82 130	414			10 23 81	414			
Construction management										
	BA	D82 251	3,613			6 23 82				3,613
Youth conservation corps										
	BA	D82-131	2,494			10 23 81	-2,494			
DEPARTMENT OF THE INTERIOR										
TOTAL	BA		119,650				-79,541			40,109
DEPARTMENT OF JUSTICE										
General Administration										
Salaries and expenses										
	BA	D82-187	250			10 29 81	-250			
	BA	D82-188	196			10 29 81	-196			
United States Parole Commission										
Salaries and expenses										
	BA	D82-189	60			10 29 81	-60			
Legal Activities										
Salaries and expenses, Antitrust Division										
	BA	D82 190	81			10 29 81	-81			
Salaries and expenses, Foreign Claims Settl										
	BA	D82-191	12			10 29 81	-12			
Federal Prison System										
Buildings and facilities										
	BA	D82-192	1,922			10 29 81	-1,922			
	BA	D82- 17	2,700			10 1 81				
	BA	D82- 17A			a	2 8 82				
	BA	D82- 17B			a	5 18 82				2,700
Office of Justice Assist., Res., and Statistics										
Law enforcement assistance										
	BA	D82-193	10,729			10 29 81	-10,729			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS

AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
DEPARTMENT OF JUSTICE									
TOTAL BA			15,950			-13,250			2,700
DEPARTMENT OF LABOR									
Employment and Training Administration									
Employment and training assistance									
	BA	D82-194	407,670		10 29 81	-407,670			
	BA	D82-229	88,543		2 8 82				
	BA	D82-229A		140,544	6 3 82	-140,544			88,543
	BA	D82- 18	49,881		10 1 81	-49,881			
Occupational Safety and Health Admin.									
Salaries and expenses									
	BA	D82-195	8,500		10 29 81	-8,500			
DEPARTMENT OF LABOR									
TOTAL BA			554,594	140,544		-606,595			88,543
DEPARTMENT OF STATE									
Administration of Foreign Affairs									
Emergencies in dipl. and consular service									
	BA	D82- 58	84		10 20 81	-84			
Acquis., oper. and main. of buildings abroad									
	BA	D82- 57	514		10 20 81	-514			
International Commissions									
Salaries and expenses									
	BA	D82- 59	80		10 20 81	-80			
Construction									
	BA	D82- 60	20		10 20 81	-20			
American sections, internat. commissions									
	BA	D82 61	25		10 20 81	-25			
Other									
Emergency refugee and migration assistance fund									
	BA	D82- 19	35,043		10 1 81				
	BA	D82- 19A		100	1 22 82	-2,000			33,143
Migration and refugee assistance									
	BA	D82-241	40,000		4 23 82				40,000
	BA	D82-242	10,000		4 23 82				10,000
U.S bilateral science and technology agreements									
	BA	D82-230	1,000		2 8 82				
	BA	D82-230A		1,000	4 23 82				2,000
DEPARTMENT OF STATE									
TOTAL BA			86,766	1,100		-2,723			85,143
DEPARTMENT OF TRANSPORTATION									
Federal Aviation Administration									
Civil supersonic aircraft development termination									
	BA	D82- 20	3,446		10 1 81	-3,400			46
Facilities & equip (Airport & airway trust fund)									
	BA	D82- 21	185,783		10 1 81				
	BA	D82- 21A		164,730	1 22 82				350,513
Federal Railroad Administration									
Commuter rail transfer									
	BA	D82-243	37,500		4 23 82				37,500
Grants to National Railroad Passenger Corp.									
	BA	D82-217	93,400		11 6 81	-12,740	-80,660		
Maritime Administration									
Ship construction									
	BA	D82-231	10,000		2 8 82				10,000
Research and Special Programs Administration									
Research and special programs									
	BA	D82-220	1,050		1 22 82				1,050
DEPARTMENT OF TRANSPORTATION									
TOTAL BA			331,179	164,730		-16,140	-80,660		399,109

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
DEPARTMENT OF THE TREASURY									
Office of the Secretary									
International affairs	BA	D82-196	109		10 29 81	-109			
Office of Revenue Sharing									
Salaries and expenses	BA	D82-197	26		10 29 81	-26			
State and local government fiscal assistance fund	BA	D82- 22	109,738		10 1 81	-6,939		751	103,550
	O	D82- 23	6,287		10 1 81				
	O	D82- 23A		14,635	3 18 82	-22,776		3,937	2,083
Federal Law Enforcement Training Center									
Construction	BA	D82- 24	4,200		10 1 81				4,200
Salaries and expenses	BA	D82-198	240		10 29 81	-240			
Bureau of Government Financial Operations									
New York City loan guarantee program	BA	D82-199	16		10 29 81	-16			
Chrysler Corporation loan guarantee program	BA	D82-200	23		10 29 81	-23			
Bureau of Alcohol, Tobacco and Firearms									
Salaries and expenses	BA	D82-201	1,039		10 29 81	-1,039			
Bureau of the Mint									
Expansion and improvements	BA	D82-132	70c		10 23 81			-70	
Internal Revenue Service									
Payment where energy credit exceeds liab. for tax	BA	D82-202	8		10 29 81	-8			
DEPARTMENT OF THE TREASURY TOTAL BA			115,469			-8,400		681	107,750
TOTAL O			6,287	14,635		-22,776		3,937	2,083
ENVIRONMENTAL PROTECTION AGENCY									
Research and development	BA	D82-133	1,889		10 23 81	-1,889			
Abatement, control and compliance	BA	D82-134	8,062		10 23 81	-8,062			
Buildings and facilities	BA	D82-135	69		10 23 81	-69			
Hazardous substance response trust fund	BA	D82-136	3,360		10 23 81	-3,360			
	BA	0000							
ENVIRONMENTAL PROTECTION AGENCY TOTAL BA			13,380			-13,380			
NATIONAL AERONAUTICS & SPACE ADMINISTRATION									
Construction of facilities	BA	D82-137	2,800		10 23 81	-2,800			
	BA	0000							
NATIONAL AERONAUTICS & SPACE ADMINISTRATION TOTAL BA			2,800			-2,800			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
VETERANS ADMINISTRATION								
Medical and prosthetic research								
BA	D82 138	2,583		10 23 81	-2,583			
Medical admin and misc. operating expenses								
BA	D82 139	921		10 23 81	-921			
Construction, major projects								
BA	D82-140	91,300		10 23 81		-33,800		57,500
BA	D82-141	7,877		10 23 81	-7,877			
Construction, minor projects								
BA	D82-142	907		10 23 81	-907			
BA	0000							
VETERANS ADMINISTRATION TOTAL BA		103,588			-12,288	-33,800		57,500
OTHER INDEPENDENT AGENCIES								
ACTION								
Operating expenses, domestic programs								
BA	D82- 62	2,896		10 20 81	-2,896			
Administrative Conference of the U S								
Salaries and expenses								
BA	D82-143	16		10 23 81	-16			
Advisory Committee on Federal Pay								
Salaries and expenses								
BA	D82-144	4		10 23 81	-4			
Arms Control and Disarmament Agency								
Arms control and disarmament agency								
BA	D82- 63	282		10 20 81	-282			
Board for International Broadcasting								
Salaries and expenses								
BA	D82 64	252		10 20 81	-252			
Grants and expenses								
BA	D82-248	915		6 3 82				915
Comm for the Purchase From the Blind								
Salaries and expenses								
BA	D82- 65	10		10 20 81	-10			
District of Columbia								
Loans for capital outlay								
BA	D82-232	38,832		2 8 82				38,832
Equal Employment Opportunity Commission								
Salaries and expenses								
BA	D82-145	3,000		10 23 81	-3,000			
Federal Emergency Management Agency								
State and local assistance								
BA	D82-205	1,814		10 29 81	1,814			
National flood insurance fund								
BA	D82-203	7,140		10 29 81	-7,140			
BA	D82 204	358,860		10 29 81	-358,860			
General Services Administration								
Consumer information center								
BA	D82- 68	26		10 20 81	-26			
Nat Archives & Records Service operating								
BA	D82- 66	140		10 20 81	-140			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09.14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7 1-82
Federal Property Resources Service-operating								
BA	D82- 67	748		10 20 81	-748			
Automated Data & Telecom Service-operating								
BA	D82-206	120		10 29 81	-120			
Advisory Commission on Intergovt. Relations								
Salaries and expenses								
BA	D82 69	10		10 20 81	-10			
Delaware River Basin Commission								
Salaries and expenses								
BA	D82- 70	2		10 20 81	-2			
Contribution to the Del River Basin Comm								
BA	D82- 71	4		10 20 81	-4			
Interstate Commission on the Potomac River Basin								
Contrib. to Interst Comm. on Potomac Riv Basin								
BA	D82- 72	1		10 20 81	-1			
Susquehanna River Basin Commission								
Salaries and expenses								
BA	D82 73	1		10 20 81	1			
Contrib to the Susquehanna River Basin Comm								
BA	D82- 74	1		10 20 81	-1			
International Communication Agency								
Salarins & expenses								
BA	D82- 75	4,680		10 20 81	-4,680			
Center for cul and tech exch. bet east & west								
BA	D82- 76	125		10 20 81	-125			
Special foreign currency program								
BA	D82 249	700		6 3 82				700
Interstate Commerce Commission								
Salaries and expenses								
BA	D82 146	648		10 23 81	-648			
Japan U S Friendship Commission								
Japan U S Friendship Commission trust fund								
BA	D82- 77	34		10 20 81	-34			
Marine Mammal Commission								
Salaries and expenses								
BA	D82- 78	11		10 20 81	-11			
National Capital Planning Commission								
Salaries and expenses								
BA	D82-207	19		10 29 81	-19			
National Foundation on the Arts & Humanities								
Nat endowment for the arts sal & expenses								
BA	D82 147	11,208		10 23 81	-11,208			
Nat. endowment for the human : sal. and expenses								
BA	D82-208	5,892		10 29 81	-5,892			
Nat endowment for the human.. matching grants								
BA	D82-148	2,628		10 23 81	-2,628			
National Mediation Board								
Salaries and expenses								
BA	D82 79	58		10 20 81	58			
National Science Foundation								
Research and related activities								
BA	D82- 80	19,924		10 20 81	19,924			
Scientific activities overseas								
BA	D82 81	59		10 20 81	-59			
Science and engineering educ activities								
BA	D82- 82	2,623		10 20 81	-2,623			
Neighborhood Reinvestment Corporation								
Payment to Neighborhood Reinvest. Corp								
BA	D82- 83	181		10 20 81	181			
Pennsylvania Avenue Development Corporation								
Salaries and expenses								
BA	D82 149	15		10 23 81	-15			
Public development								
BA	D82 150	239		10 23 81	239			

ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1982 AS OF 07/07/82 09:14

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE		DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 7-1-82
Land acquisition and development fund										
	BA	D82-151	42			10 23 81	-42			
	BA	D82- 25	30,896			10 1 81	-10,000			
	BA	D82- 25A			a	2 8 82				20,896
Railroad Retirement Board										
Milwaukee railroad restructuring, administration										
	BA	D82 250	240			6 3 82				240
Selective Service System										
Salaries and expenses										
	BA	D82- 84	192			10 20 81	-192			
Small Business Administration										
Salaries and expenses										
	BA	D82-152	3,137			10 23 81	-3,137			
Business loan and investment fund										
	BA	D82-233	2,500			2 8 82				
	BA	D82-233A		2,500		5 18 82				5,000
Surety bond guarantees revolving fund										
	BA	D82 154	373			10 23 81	-373			
	BA	D82-234	3,000			2 8 82				
	BA	D82 234A			a	6 3 82				3,000
Lease guarantees revolving fund										
	BA	D82-153	67			10 23 81	-67			
Smithsonian Institution										
Museum programs and related research										
	BA	D82-155	231			10 23 81	-231			
Restoration and renovation of buildings										
	BA	D82 156	145			10 23 81	-145			
Motor Carrier Ratemaking Study Commission										
Salaries and Expenses										
	BA	D82- 26	150			10 1 81				150
Pres Com. for the Study of Ethical Probs in Med										
Salaries and expenses										
	BA	D82 221	262			1 22 82				262
Tennessee Valley Authority										
Tennessee Valley Authority fund										
	BA	D82 157	2,321			10 23 81	2,321			
United States Railway Association										
Payments for purchase of Conrail securities										
	BA	D82 235	84,500			2 8 82				84,500
Water Resources Council										
Water resources planning										
	BA	D82 85	42			10 20 81	-42			
OTHER INDEPENDENT AGENCIES										
	TOTAL	BA	592,216	2,500			-440,221			154,495
	TOTAL	BA	7,009,970	1,108,012			-5,280,182	-294,343	42,991	2,586,448
	TOTAL	O	6,287	14,635			22,776		3,937	2,083

a. This report was transmitted solely to reflect technical adjustments to the previous report

b Off-budget

c This deferral was reported in error Funds for this budget account were not withheld

END OF REPORT

[FR Doc. 82-19140 Filed 7-13-82; 8:45 am]
BILLING CODE 3110-01-Cd

Reader Aids

Federal Register

Vol. 47, No. 135

Wednesday, July 14, 1982

INFORMATION AND ASSISTANCE

PUBLICATIONS

Code of Federal Regulations

CFR Unit	202-523-3419 523-3517
General information, index, and finding aids	523-5227
Incorporation by reference	523-4534
Printing schedules and pricing information	523-3419

Federal Register

Corrections	523-5237
Daily Issue Unit	523-5237
General information, index, and finding aids	523-5227
Privacy Act	523-5237
Public Inspection Desk	523-5215
Scheduling of documents	523-3187

Laws

Indexes	523-5282
Law numbers and dates	523-5282 523-5266
Slip law orders (GPO)	275-3030

Presidential Documents

Executive orders and proclamations	523-5233
Public Papers of the President	523-5235
Weekly Compilation of Presidential Documents	523-5235

United States Government Manual 523-5230

SERVICES

Agency services	523-4534
Automation	523-3408
Library	523-4986
Magnetic tapes of FR issues and CFR volumes (GPO)	275-2867
Public Inspection Desk	523-5215
Special Projects	523-4534
Subscription orders (GPO)	783-3238
Subscription problems (GPO)	275-3054
TTY for the deaf	523-5229

FEDERAL REGISTER PAGES AND DATES, JULY

28605-28894.....1
28895-29206.....2
29207-29512.....6
29513-29640.....7
29641-29816.....8
29817-30046.....9
30047-30228.....12
30229-30448.....13
30449-30698.....14

CFR PARTS AFFECTED DURING JULY

At the end of each month, the Office of the Federal Register publishes separately a list of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR

Proclamations:
4707 (Amended by EO 12371).....30449
4950.....28895
4951.....28897
4952.....29641

Executive Orders:
11888 (Amended by EO 12371).....30449
12354 (Amended by EO 12371).....30449
12369.....28899
12370.....30047
12371.....30449

5 CFR

213.....28901
315.....28905
316.....28905
531.....30229
950.....29496, 29643, 29817
1201.....28906

Proposed Rules:
550.....28962
551.....28962
1204.....28964
1205.....28964

7 CFR

1.....30451
2.....29817
6.....30049
60.....29643
210.....28909
301.....28909, 29207
724.....28911
725.....28912
726.....28912
908.....28605, 29817
910.....28913, 29818
911.....29646, 29647
915.....29647
916.....30451
917.....30451
925.....28914
1427.....28605
1464.....28606
1942.....29819
1955.....30230

Proposed Rules:
54.....30079
101.....28965
210.....28966
945.....29683
958.....30257
982.....30258
1011.....30080
1030.....29247
1046.....30080
1048.....30080
1207.....28680

8 CFR

238.....28608
212.....30044
235.....30044

Proposed Rules:
214.....29851

9 CFR

82.....29648
92.....30230
312.....29821
317.....29513
381.....29513, 29821

Proposed Rules:
113.....30259
114.....30081
201.....29852
203.....29852
307.....28966
327.....29685
381.....28966

10 CFR

19.....30452
30.....30452
40.....30452
50.....30232, 30452, 30459
60.....30452
70.....30452
72.....30452
150.....30452
500.....29209
503.....29209

Proposed Rules:
50.....29252

12 CFR

5.....29823
217.....30460
615.....28608
701.....30460, 30462
745.....30464

Proposed Rules:
220.....29253
303.....29554
304.....29554
347.....29554
561.....29558
563.....29558
703.....30497

13 CFR

125.....29211

14 CFR

39.....28609-28612, 29212, 29649, 30049-30051
71.....28613-28614, 29213-29219, 29649-29651, 30052
91.....29219, 29814

223 30236
385 29223

Proposed Rules:
Ch. I 29688
39 ..... 29253, 29255
71 ..... 28680, 29255–29259, 29689–29692
121 29782
253 28681
262 28683

15 CFR

30 29828

16 CFR

13 ..... 30237, 30238
305 30465
460 29830

Proposed Rules:
Ch. I 29462
801 ..... 29182, 30261
802 ..... 29182, 30261
803 ..... 29182, 30261
1017 29562

17 CFR

5 29515
200 30466
210 29832
229 29832
230 ..... 29651, 29832
231 29832
239 29832
240 ..... 29651, 29832
249 29832
275 29652
279 29652

Proposed Rules:
1 ..... 30261, 30498
3 30498
4 30498
15 30498
16 30498
18 30498
21 30498
32 30498
33 30498
145 30498
147 30498
155 30498
170 30498
180 30498
210 28684
229 28684
230 28688
231 28684
239 28688
240 ..... 28684, 28688, 29259
241 28684
249 29259

18 CFR

271 30467

Proposed Rules:
154 28966
157 28966
271 ..... 29265, 29569, 29852
375 28966
381 28966

20 CFR

404 30468
416 30468
619 30238

21 CFR

172 29946
178 30239–30241
182 ..... 29946, 29952, 29953
184 ..... 29946, 29952
186 29953
193 ..... 29523, 30477
436 30241
440 30241
442 30241
444 30241
446 30241
510 30241
520 30242
546 29843
556 30242
558 ..... 28914, 28915, 29844, 30241, 30244, 30246
561 ..... 30478, 30479

Proposed Rules:
182 29956–29965
184 29956
333 29986
341 30002
344 30012
452 30266
888 29052

22 CFR

2 30480

23 CFR

772 29653

24 CFR

200 29523
203 29524
204 29524
213 29524
220 29524
221 29524
234 29524
235 29524
570 30053

Proposed Rules:
201 28967

26 CFR

1 28915
32 29224

Proposed Rules:
1 29692
31 ..... 28695, 29266

29 CFR

5 ..... 28916, 29845
1952 ..... 28614, 28917
2200 29525

Proposed Rules:
1404 29569
1910 30420

30 CFR

211 29845
221 29845
231 29845
250 ..... 29845, 30055
270 29845

Proposed Rules:
Ch. VII 29693, 30267
75 30025
251 28706
700 ..... 28706, 30266
701 ..... 28706, 30266
715 30266
717 30266
736 30266
740 28706
741 28706
742 28706
743 28706
744 28706
745 28706
746 28706
760 30266
762 30266
769 30266
770 30266
771 30266
772 30266
773 30266
775 30266
776 30266
778 30266
779 30266
780 30266
782 30266
783 30266
784 30266
785 30266
786 30266
787 30266
788 30266
815 30266
816 30266
817 30266
818 30266
819 30266
822 30266
823 30266
824 30266
826 30266
827 30266
843 30266
850 30266
904 30267
912 30214
915 29570
945 29571
948 29852

31 CFR

535 29528

33 CFR

Ch. I 28615
100 ..... 28615, 28616
110 29658
127 29659
128 29659
165 29659
204 30057

Proposed Rules:
117 30176

34 CFR

Proposed Rules:
5b 30498

36 CFR

211 30246
261 29229

37 CFR

201 29529

38 CFR

3 29530
17 29668
21 30247
36 29230

Proposed Rules:
21 ..... 29267, 29269, 30269
36 29270

39 CFR

233 28918

Proposed Rules:
111 29273

40 CFR

33 29668
52 ..... 28617, 28623, 29231, 29233, 29531–29539, 29668, 30057–30060
60 ..... 28624, 30061–30065, 30480
61 30061–30065
62 29234
81 ..... 28626, 29540, 30065
85 30481
120 29541
123 29236
180 ..... 28626, 30485–30489
264 ..... 28627, 30446
265 ..... 28627, 30446

Proposed Rules:
52 ..... 28967, 29273, 29572, 29573
81 ..... 28968, 29573
122 29274
123 30498
180 29573–29576
264 29274
704 30081
712 29853
720 28969
761 ..... 30082, 30083, 30270

41 CFR

Ch. 101 30248
5–2 28627
5–3 28918
5–16 28647
5A–2 28627
5A–3 28918
5A–16 28647
5A–71 28650
5A–72 28650
5A–74 28650
5A–76 28650
5B–2 28627
5B–3 28918
5B–4 28627
5B–16 28647
9–5 28924
9–7 28924
9–23 28924
9–50 28924

42 CFR

122 28650
431 28652
435 28652
436 28652

Proposed Rules:
433 29275

43 CFR

17 29542
19 30489

Proposed Rules:
3100 30499

3140.....28971
Public Land Orders:
1168 (Revoked in part by PLO 6290).....28656
1344 (Revoked in part by PLO 6290).....28656
1429 (Revoked in part by PLO 6290).....28656
1744 (Revoked in part by PLO 6290).....28656
2165 (Revoked in part by PLO 6290).....28656
2285 (Revoked in part by PLO 6290).....28656
2354 (Revoked by PLO 6293).....29846
2965 (Revoked in part by PLO 6290).....28656
3072 (Revoked in part by PLO 6290).....28656
6290.....28656
6291.....28656
6292.....29553
6293.....29846

44 CFR

64.....28931–28936, 30249, 30253
65.....28657, 30251, 30490, 30491
67.....28937–28958, 30493
70.....28657–28659
Proposed Rules:
67.....28661–28676, 29854, 30500–30526

45 CFR

16.....29472
74.....29472
96.....29472

46 CFR

Ch. I.....28707–28715
1.....28676
10.....28677
12.....28677
187.....28677
528.....30255
536.....29670
537.....30255
Proposed Rules:
502.....29278
503.....29280
522.....29278
531.....29278
536.....29278
540.....29278
542.....29280
543.....29280
544.....29280

47 CFR

2.....28960, 30068
21.....29237
73.....29245, 29846–29850, 30066, 30069, 30495
74.....30066, 30495
76.....30495
78.....30495
83.....28960
87.....28960
97.....29673
Proposed Rules:
Ch. I.....29282
73.....29286–29291, 29854–29859, 30527

49 CFR

5.....29678
173.....29678
178.....29678
571.....30077
1033.....29679
1036.....29246
1063.....30077
Proposed Rules:
172.....28716
173.....28716
175.....28716
177.....28716
178.....28716
571.....30083, 30084
575.....30084

50 CFR

17.....30440
640.....29202
661.....30078
Proposed Rules:
17.....30528
20.....30162
661.....28971
681.....30270

AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
DOT/COAST GUARD	USDA/FNS		DOT/COAST GUARD	USDA/FNS
DOT/FAA	USDA/REA		DOT/FAA	USDA/REA
DOT/FHWA	USDA/SCS		DOT/FHWA	USDA/SCS
DOT/FRA	MSPB/OPM		DOT/FRA	MSPB/OPM
DOT/MA	LABOR		DOT/MA	LABOR
DOT/NHTSA	HHS/FDA		DOT/NHTSA	HHS/FDA
DOT/RSPA			DOT/RSPA	
DOT/SLSDC			DOT/SLSDC	
DOT/UMTA			DOT/UMTA	

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.

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 July 7, 1982

Slip Laws

Subscriptions Now Being Accepted

97th Congress, 2nd Session, 1982

Separate prints of Public Laws, published immediately after enactment, with marginal annotations, legislative history references, and future Statutes volume page numbers.

Subscription Price: **$165.00 per session**

(Individual laws also may be purchased from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. Prices vary. See Reminder Section of the Federal Register for announcements of newly enacted laws and prices).

SUBSCRIPTION ORDER FORM
ENTER MY SUBSCRIPTION TO: PUBLIC LAWS. [PULA–File Code 1L]

☐ $165.00 Domestic; ☐ $206.25 Foreign.

PLEASE PRINT OR TYPE

NAME—FIRST, LAST

COMPANY NAME OR ADDITIONAL ADDRESS LINE

STREET ADDRESS

CITY | STATE | ZIP CODE

(or) COUNTRY

MAIL ORDER FORM TO:
Superintendent of Documents
Government Printing Office
Washington, D.C. 20402

☐ Remittance Enclosed (Make checks payable to Superintendent of Documents)

☐ Charge to my Deposit Account No. .....